

**FINAL
MEETINGS OF THE BOARD OF COUNTY COMMISSIONERS
HELD ON TUESDAY, JUNE 13, 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

Commissioner Discussions

352-23 Resolution authorizing the Board to recess and enter executive session excluding the public on June 13, 2023 at 2:00 p.m. or as soon thereafter as possible or as practicable.
Matters falling within attorney-client privilege, pursuant to N.J.S.A. 10:4-12(b)(7) and pending litigation, pursuant to N.J.S.A. 10:4-12(b)(7).
(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.)

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					

PRESENTATIONS:

1. Ocean City Girls Crew Team - Finalist/Semifinalist
National Competition in Oak Ridge, Tennessee
2. NJAC Scholarship Recipients:
Robert Andrews-2023 Investors Bank Scholarship Award
Dane Dolack-2023 AT&T Scholarship Award
Alyssa Gery-2023 South Jersey Industries Scholarship Award
Mason Nees-2023 Amazon Scholarship Award
Emma Szambelak-2023 Investors Bank Scholarship Award
Jada Irwin-2023 SHI International Corp. Scholarship Award

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. 353-23 through 399-23

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

RESOLUTIONS:

- 353-23 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).)
- 354-23 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.)
- 355-23 Resolution authorizing the execution of an Agreement between the County of Cape May and the Middle Township Board of Education for the provision of Bus Transportation Services.
 (This Resolution authorizes the execution of an Agreement with Middle Township Board of Education for the provision of bus transportation services to assist in the evacuation of the County in the event of a natural disaster or other emergency.)

- 356-23 Resolution authorizing the execution of a Memorandum of Agreement with Cape Assist for use of office space.
(This Resolution authorizes the execution of a Memorandum of Agreement with Cape Assist for use of office space.)
- 357-23 Resolution authorizing release of Performance Guarantee funds in the amount of \$203,857.50 to Cape Coachman Realty for improvements to Beach Avenue (CR #604), Cape May City.
(This Resolution authorizes release of the funds held as a performance guarantee for improvements within a County right-of-way to Cape Coachman Realty.)
- 358-23 Resolution reappointing members to the Cape May County Open Space Review Board.
(This Resolution authorizes the reappointment of Peter Lomax, Joan Berkey and Cynthia S. Chemerys to the Open Space Review Board; term to expire June 1, 2024.)
- 359-23 Resolution authorizing Agreement between New Jersey Transit Corporation and County of Cape May through the FY17 Congestion Mitigation Air Quality (CMAQ) Initiatives for various vehicles.
(This Resolution authorizes agreement in regard to vehicle lease for the provision of transportation services, meeting special needs of the elderly and persons with disabilities where existing mass transportation services are available.)
- 360-23 Resolution authorizing execution of Agreements between New Jersey Transit Corporation and County of Cape May through the FTA Section 5310 Grant Program.
(This Resolution authorizes execution of agreements with NJ Transit in regard to the transfer of vehicles to the County of Cape May for the provision of transportation services, meeting special needs of the elderly and persons with disabilities where existing mass transportation services are available.)
- 361-23 Resolution establishing a Workplace Attire Policy.
(This Resolution establishes a Workplace Attire Policy for employees of the County of Cape May.)
- 362-23 Resolution accepting the work and closing Contract No. C3-35 with Zone Striping Inc. to furnish, deliver and install Thermoplastic Mile Markings for the Cape May County Trail Network.
(This Resolution accepts the work and closes Contract No. C3-35 with Zone Striping Inc.)
- 363-23 Resolution authorizing use of certain Regional, State, and National contract vendors for 2023.
(This Resolution enables the County to utilize Regional, State, and National Cooperative contracted Vendors.)
- 364-23 Resolution authorizing extension of Contract No. C8-1 with Center for Family Services, Inc. through September 30, 2023.
(This Resolution authorizes an extension of Contract C8-1 with Center for Family Services, Inc. for the administration and operation of youth shelter through September 30, 2023.)
- 365-23 Resolution rejecting all bids submitted in response to 2023 Specification No. 25 installation of animal quarantine facility fencing at the Cape May County Zoo.
(This Resolution rejects all bids received May 24, 2023, in response to 2023 Specification No. 25, pursuant to N.J.S.A. 40A:11-13.2(a) the lowest bid substantially exceeds the cost estimates.)
- 366-23 Resolution authorizing payments to the Travelers Insurance Company for Claims Totaling \$14,466.00.

(This Resolution authorizes payments to the Travelers Insurance Company, Deductible Billing Department, for claims in the amount of \$14,466.00 under Policy # 14T79248-ZLP.)

- 367-23 Resolution authorizing renewal with RLI Insurance Company for Patient Trust Bond for Crest Haven Nursing and Rehabilitation Center in the amount of \$1,000.00.
(This Resolution authorizes renewal of Bond No. RSB4133382 for Crest Haven Nursing and Rehabilitation Center for the term June 18, 2023 through June 18, 2024.)
- 368-23 Resolution authorizing an Application and Indemnification Agreement with Pepper Softball League to hold softball games 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 Pepper Softball League on June 10, 2023, between the hours of 9:00 a.m. and 1:00 p.m.)
- 369-23 Resolution authorizing an Application and Indemnification Agreement with the Veterans of Foreign Wars (VFW) Post 386 to conduct a Flag Day event at the Cape May County Park South for proper disposal of American Flags.
(This Resolution permits use of a portion of the Cape May County Park South by VFW Post 386 on June 14, 2023, between the hours of 3:00 p.m. and 7:30 p.m.)
- 370-23 Resolution appointing certain County employees to the permanent position in their respective offices. (County Clerk, Public Works, Finance/Purchasing, Crest Haven)
(This Resolution is appointing County employees to a permanent title from the New Jersey Civil Service Commission based upon a qualifying action.)
- 371-23 Resolution authorizing a Shared Services Agreement with the Township of Lower for use of County Resources at Special Municipal Events.
(This Resolution authorizes a Shared Services Agreement for the request of County Resources by the Township of Lower for Special Municipal Events and establishes a fee schedule for the resource of such events.)
- 372-23 Resolution closing the contract and accepting the work of Stantec Consulting Services, Inc. for Professional Traffic Engineering Services for 2016 Pavement Marking Improvement Program.
(This Resolution accepts the work and closes the contract.)
- 373-23 Resolution closing the contract and accepting the work of Stantec Consulting Services, Inc. for Professional Engineering Services for Cedar Swamp Creek Bridge, Guide Rail Attachments, Township of Upper.
(This Resolution accepts the work and closes the contract.)
- 374-23 Resolution closing the contract and accepting the work of Stantec Consulting Services, Inc. for Professional Engineering Services for Roadway and Infrastructure Improvements at Cape May County Airport.
(This Resolution accepts the work and closes the contract.)
- 375-23 Resolution authorizing Modification No. 1 in the amount of \$16,059.06 to Stantec Consulting Services, Inc. for Professional Engineering Services for Third Avenue (CR619) Resurfacing Improvements, Borough of Stone Harbor.
(This Resolution increases the ceiling amount for additional work to be performed by Stantec Consulting Services, Inc. under their professional engineering services agreement for Third Avenue (CR619) Resurfacing Improvements.)
- 376-23 Resolution authorizing execution of Agreement Modification No. 1 to Federal Agreement No. 22-DT-BLA-863 for Tyler Road (CR611) Resurfacing Improvements, Borough of Woodbine and Township of Dennis.
(This Resolution is to increase the available reimbursement to cover additional Construction costs deemed to be participating costs in excess of the modified grant allotment for Tyler Road (CR611) Resurfacing Improvements, Borough of Woodbine and Township of Dennis, County of Cape May.)

- 377-23 Resolution granting permission to the City of Cape May and Cape May Police Department to close a portion of Beach Avenue (CR604) for their annual National Night Out on August 2, 2023.
(This Resolution gives permission to the City of Cape May and Cape May Police Department to close a portion of Beach Avenue (CR604) for their National Night Out on August 2, 2023.)
- 378-23 Resolution granting permission to the Cape May Beach Patrol to close a portion of Beach Avenue (CR604) in the City of Cape May on July 10, 2023 for their Annual Superathlon.
(This Resolution gives permission to the Cape May Beach Patrol to temporarily close a portion of Beach Avenue (CR604) for their annual Superathlon.)
- 379-23 Resolution authorizing Change Order No. 4 in the amount of \$115,512.31 to South State, Inc. for 2021 Maintenance Paving on Various County Roads.
(This Resolution authorizes a change order to adjust various pay items in the contract to reflect as-built conditions.)
- 380-23 Resolution authorizing Change Order No. 5 in the amount of \$947,029.25 to South State, Inc. for 2021 Maintenance Paving on Various County Roads.
(This Resolution authorizes a change order to adjust various pay items in the contract to reflect as-built conditions.)
- 381-23 Resolution awarding Contract No. C3-85 to R. Maxwell Construction Co., Inc. to provide renovations at Atlantic Cape Community College for the Cape May County Zoo Education Program.
(This Resolution awards Contract No. C3-85 to R. Maxwell Construction Co., Inc. for renovations at Atlantic Cape Community College to provide the Cape May County Zoo Education Program, in the amount of \$1,108,000.00, commencing June 14, 2023.)
- 382-23 Resolution authorizing Phase 2 of Contract No. C2-154 with Olivieri, Shousky & Kiss, PA dba OSK Design Partners, PA, for Architectural Services for the Cape May County Justice Complex.
(This Resolution authorizes Phase 2 Architectural Services, Tasks 2 through 5, for the Cape May County Justice Complex, commencing June 14, 2023, and expiring upon project completion and closeout pursuant to N.J.S.A. 40A:11-15(9).)
- 383-23 Resolution establishing a pool of firms for Licensed Site Remediation Professional Services for various County projects on an as-needed basis.
(This Resolution establishes a pool of licensed site remediation professional firms, to be used on an as-needed basis, commencing June 14, 2023, for a term of one (1) year, with two (2) one-year options.)
- 384-23 Resolution awarding Contract No. C3-82 to Urban Engineers, Inc. to provide Professional Engineering Services for Seashore Road (CR626) Phases 1, 2, 3, Resurfacing Improvements.
(This Resolution awards Contract No. C3-82 to Urban Engineers, Inc. to provide professional engineering services for Seashore Road (CR626) Phases 1, 2, 3, resurfacing improvements, in the amount of \$273,300.00, commencing June 14, 2023, and expiring upon completion and closeout pursuant to N.J.S.A. 40A:11-15(9).)
- 385-23 Resolution awarding Contract No. C3-83 to Urban Engineers, Inc. to provide Professional Engineering Services for East Mill Creek Road (CR670) Resurfacing Improvements.
(This Resolution awards Contract No. C3-83 to Urban Engineers, Inc. to provide professional engineering services for East Mill Creek Road (CR626) resurfacing improvements, in the amount of \$165,400.00, commencing June 14, 2023, and expiring upon completion and closeout pursuant to N.J.S.A. 40A:11-15(9).)
- 386-23 Resolution accepting a renewal Agreement with The U.S. Department of Housing and Urban Development for the Shelter+Care Project through the FY 2022 Continuum of Care Grant No. NJ0181L2F032209 for the period May 1, 2023 to April 30, 2024 in the amount of \$64,868.00.

(This Resolution accepts funds for the Shelter+Care Project NJ0181L2F032209 to continue and expand support to the FY22 Continuum of Care by maximizing efforts and leveraging resources in order to prevent and end homelessness for the period 5/1/23 through 4/30/24 in the amount of \$64,868.00.)

- 387-23 Resolution amending the 2023 Budget for the Shelter + Care Project through the FY2022 Continuum of Care Grant No. NJ0181L2F032209 in the amount of \$64,868.00.
(This Resolution amends the 2023 Budget in the amount of \$64,868.00 for the Shelter + Care Project through the FY2022 Continuum of Care Grant No. NJ0181L2F032209.)
- 388-23 Resolution applying to U.S. Department of Justice Bureau of Justice Assistance for the FY23 Bulletproof Vest Partnership Grant in the amount of \$24,800.00.
(This Resolution authorizes application for grant funding to provide law enforcement with protective armored vests in the amount of \$49,600.00 (\$24,800.00 Federal and \$24,800.00 In-Kind match).)
- 389-23 Resolution authorizing Grant Application to the New Jersey Department of State, Division of Travel and Tourism for FY24 Cooperative Marketing Grant No. Trav-2024-Cmp-00015 for the period October 1, 2023 to December 31, 2024 in the amount of \$31,250.00.
(This Resolution authorizes application for funds to promote tourism opportunities for the period of 10/1/23 through 12/31/24.)
- 390-23 Resolution applying to New Jersey Department of Military and Veterans Affairs for Veterans Transportation Grant No. VL24T73 in the amount of \$13,000.00.
(This Resolution applies to the State for funds to support the Veterans Transportation Program for the period of 7/1/23 through 6/30/24.)
- 391-23 Resolution applying to State of New Jersey for Edward Byrne Memorial FY20 Justice Assistance Grant (JAG) No. Jag 1-5TF-20 administered by the Department of Law and Public Safety in the amount of \$37,951.00 for the period of July 1, 2021 to June 30, 2022.
(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.)
- 392-23 Resolution amending the 2023 Budget for National Opioid Settlement in the amount of \$125,015.05.
(This Resolution amends the 2023 Budget in the amount of \$125,015.05 for National Opioid Settlement.)
- 393-23 Resolution accepting award from the New Jersey Department of Environmental Protection for FY2023 Clean Communities Program in the amount of \$83,494.88 for the period July 1, 2023 to June 30, 2024.
(This Resolution accepts award for NJDEP Clean Communities program for \$83,494.88 for the period 7/1/23 to 6/30/24 to aid in cleanup, enforcement, and promotion of a clean community.)
- 394-23 Resolution amending the 2023 Budget for the Clean Communities Grant in the amount of \$83,494.88.
(This Resolution amends the 2023 Budget in the amount of \$83,494.88 to aid in litter cleanup and removal, enforcement of local anti-littering laws, education programs to promote clean communities, purchase of trash/recycling receptacles for public areas, and sponsorship of "Adopt a Highway, Beach, Park, or School" programs.)
- 395-23 Resolution applying to the State of New Jersey Department of Law and Public Safety Division of State Police Office of Emergency Management for FY23 Emergency Management Agency Assistance Grant for the period of July 1, 2023 to June 30, 2024 in the total amount of \$55,000.00.

(This Resolution authorizes application to the State of NJ Department of Law and Public Safety Division of State Police Office of Emergency Management for the period of 7/1/23 to 6/30/24.)

396-23 Resolution amending and replacing Resolution No. 1009-04 authorizing policy and procedures for specific use of procurement cards.

(This Resolution adopts the policies and procedures in accordance with the Legislation and Administrative Rules for use of Procurement Cards.)

397-23 Resolution authorizing execution of a Shared Services Agreement with the Lower Township Municipal Utilities Authority for Emergency Paving Restoration.

(This Resolution authorizes a Shared Services Agreement with the Lower Township Municipal Utilities Authority for Emergency Paving Restoration of Bayshore Road and a portion of Fulling Mill Road in the Township of Lower.)

398-23 Resolution authorizing expenditure from the Capital Improvement Fund for Preliminary Expenses for Professional Services for the construction of the Cape May County Justice Complex.

(This Resolution authorizes expenditures from the Capital Improvement Fund for Preliminary Expenses for the construction of the Cape May County Justice Complex.)

399-23 Resolution authorizing Non-Fair and Open Professional Services Agreements with Cullen and Dykman, LLP, Contract No. C3-89, Marzulla Law, LLC, Contract No. C3-90, and Warwick Group Consultants, LLC, Contract No. C3-92.

(This Resolution authorizes execution of three Professional Services Agreements with Cullen and Dykman, LLP, Marzulla Law, LLC and Warwick Consultants, LLC in the matter of Ocean Wind, LLC.)

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 and Adjourn

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

4:23 P.M time