

**FINAL
MEETINGS OF THE BOARD OF COUNTY COMMISSIONERS
HELD ON TUESDAY, AUGUST 8, 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:

503-23 Resolution authorizing the Board to recess and enter executive session excluding the public on August 8, 2023 at 2:00 p.m. or as soon thereafter as possible or as practicable.

Matters falling within pending or anticipated 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. Barr	X					X
Mr. Bulakowski	X					
Mr. Morey	X					
Mr. Pierson	X				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. Barr			X			
Mr. Bulakowski	X					X
Mr. Morey	X					
Mr. Pierson	X				X	
Mr. Desiderio	X					

PRESENTATIONS:

1. Mason Maund - Eagle Scout Project

COMMUNICATIONS:

REPORTS:

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

COMMISSIONER REPORTS:

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

CONSENT AGENDA

Motion to open Public Comment for Consent Agenda

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

Motion to close public comment for Consent Agenda and approve Resolution Nos. 504-23 through 552-23

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

RESOLUTIONS:

- 504-23 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).)
- 505-23 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.)
- 506-23 Resolution amending Resolution Nos. 447-23 and 9-23 appointing certifying officers for 2023.
(This Resolution changes/clarifies certifying officers for departments for auditing purposes.)
- 507-23 Resolution amending Resolution No. 4-23 assigning departments for 2023.
(This Resolution amends Resolution No. 4-23 appointing each County Commissioner as director of a division, pursuant to the Rules of the Board of County Commissioners for the remainder of year 2023.)
- 508-23 Resolution amending Resolution No. 5-23 designating County Commissioner member or liaison for various Boards, Commissions and Agencies outside of Cape May County Government for the year 2023.
(This Resolution amends Resolution No. 5-23 designating each County Commissioner as a member/liaison to various local boards, commissions and agencies which are not part of County government, for the remainder of year 2023.)
- 509-23 Resolution amending Resolution No. 10-23 establishing certifying officers for various organizations and commissions for 2023.
(This Resolution amends Resolution No. 10-23 designating those authorized to sign payroll, payment vouchers and/or purchase orders for various boards and commissions for the remainder of year 2023.)

- 510-23 Resolution amending Resolution No. 12-23 appointing County Commissioners as members to the Board of School Estimate for Atlantic Cape Community College.
(This Resolution amends Resolution No. 12-23 appointing County Commissioner Leonard C. Desiderio and Bobby Barr as members to the Board of School Estimate for Atlantic Cape Community College for the remainder of year 2023.)
- 511-23 Resolution amending Resolution No. 13-23 appointing County Commissioners as member to the Board of School Estimate for the Cape May County Technical/Special Services School District.
(This Resolution amends Resolution No. 13-23 authorizing the appointment of Director Leonard C. Desiderio, Bobby Barr and Will Morey as members of the Board of School Estimate of the Cape May County Technical/Special Services School District for the remainder of year 2023.)
- 512-23 Resolution appointing and reappointing members to the Cape May County CBRNE/HAZMAT Task Force.
(This Resolution authorizes the appointments and reappointments of members to the County CBRNE/HAZMAT Task Force, term to expire December 31, 2023.)
- 513-23 Resolution terminating the Lease Agreement with Resources for Independent Living, Inc. for County-owned property.
(This Resolution terminates the lease agreement that was authorized by Resolution 753-22.)
- 514-23 Resolution authorizing the use of competitive contracting to solicit proposals for the operation & lease of County property.
(This Resolution authorizes the use of competitive contracting for the operation & lease of County property pursuant to N.J.S.A. 40A:11 et seq., N.J.A.C. 5:34-1 et seq. and N.J.S.A. 40A:12-15 et seq.)
- 515-23 Resolution rejecting all bids submitted in response to 2023 Specification No. 28b, furnish and deliver one (1) new center console boat for Department of Health.
(This Resolution rejects all bids received July 26th, 2023, in response to 2023 Specification No. 28b, pursuant to N.J.S.A. 40A:11-13.2(d), substantially revise the specifications.)
- 516-23 Resolution authorizing the County of Cape May to enter into an Encroachment Agreement with Canyon Club Resort Marina Condominium Association.
(This Resolution authorizes a formal agreement between the County of Cape May and Canyon Club Resort Marina Condominium Association to allow for an encroachment into the County right-of-way at Ocean Drive, adjacent to Lot 3.01, Block 823, in the Township of Lower.)
- 517-23 Resolution accepting a Grant Award from The New Jersey Department of Health for the Cancer Education and Early Detection Grant (CEED) No. DCHS24CED013 for the period of July 1, 2023 to December 31, 2023 in the amount of \$88,450.00.
(This Resolution accepts a grant award in the amount of \$88,450.00 to support breast and cervical cancer screening and education services.)
- 518-23 Resolution amending the 2023 Budget for the New Jersey Cancer Education and Early Detection 2024 Grant in the amount of \$88,450.00.
(This Resolution amends the 2023 Budget in the amount of \$88,450.00 for the New Jersey Cancer Education and Early Detection Grant.)
- 519-23 Resolution authorizing Grant Agreement with the State of New Jersey Department of Health for the County Health Infrastructure Funding 2024 (CHIF), Grant Subaward No. OLPH24CHI023 for the period of July 1, 2023 to June 30, 2024 in the amount of \$211,613.00.
(This Resolution accepts grant funds from the State in the amount of \$211,613.00 for the period 7/01/23 through 6/30/24 pursuant to the County Health Infrastructure Funding.)

- 520-23 Resolution amending the 2023 Budget for the County Health Infrastructure Funding Grant No. OLPH24CHI023 in the amount of \$211,613.00.
(This Resolution amends the 2023 Budget in the amount of \$211,613.00, funding to be used for the County Health Infrastructure Funding grant.)
- 521-23 Resolution authorizing Grant Agreement between New Jersey Department of State Historical Commission and the County of Cape May Culture & Heritage Division for FY2024 County History Partnership Program Grant in the amount of \$60,781.00.
(This Resolution authorizes a grant agreement and accepts grant funding from the New Jersey Department of State Historical Commission for the County History Partnership Program Grant, in the amount of \$60,781.00, for the period of 01/01/2024 to 12/31/2024 for the purpose of re-granting funds to local History organizations for general operations and project expenses.)
- 522-23 Resolution authorizing Federal Fiscal Year 2023 Certifications and Assurances for FTA Assistance Applicable to 5310 and 5311 Programs.
(This Resolution is affirmed by County Counsel of the applicant's legal authority to certify compliance with said fiscal year's FTA funding assistance requirements applicable to 5310 and 5311 programs.)
- 523-23 Resolution authorizing Subcontract with Township of Dennis for participation in the Municipal Alliance Program in the amount of \$6,319.00.
(This Resolution authorizes subcontract for the period of 7/1/23 through 6/30/24: Township of Dennis \$6,319.00.)
- 524-23 Resolution authorizing Subcontract with Township of Lower for participation in the Municipal Alliance Program in the amount of \$26,215.00.
(This Resolution authorizes subcontract for the period of 7/1/23 through 6/30/24: Township of Lower \$26,215.00.)
- 525-23 Resolution authorizing Subcontract with Township of Middle for participation in the Municipal Alliance Program in the amount of \$13,511.00.
(This Resolution authorizes a subcontract for the period of 7/1/23 through 6/30/24: Township of Middle \$13,511.00.)
- 526-23 Resolution authorizing Subcontract with Township of Upper/City of Ocean City for participation in the Municipal Alliance Program in the amount of \$18,894.00.
(This Resolution authorizes a subcontract for the period of 7/1/23 through 6/30/24: Township of Upper/City of Ocean City Municipal Alliance Consortium \$18,894.00.)
- 527-23 Resolution authorizing Subcontract with Township of Dennis for participation in the Youth Leadership Grant in the amount of \$1,215.46.
(This Resolution authorizes subcontract for the period of 9/1/23 through 9/30/25: Township of Dennis \$1,215.46.)
- 528-23 Resolution authorizing Subcontract with Township of Lower for participation in the Youth Leadership Grant in the amount of \$5,042.45.
(This Resolution authorizes subcontract for the period of 9/1/23 through 9/30/25: Township of Lower \$5,042.45.)
- 529-23 Resolution authorizing Subcontract with Township of Middle for participation in the Youth Leadership Grant in the amount of \$2,598.83.
(This Resolution authorizes subcontract for the period of 9/1/23 through 9/30/25: Township of Middle.)
- 530-23 Resolution authorizing Subcontract with Township of Upper/City of Ocean City for participation in the Youth Leadership Grant in the amount of \$3,634.26.
(This Resolution authorizes a subcontract for the period of 9/1/23 through 9/30/25: Township of Upper/City of Ocean City \$3,634.26.)
- 531-23 Resolution applying to New Jersey Department of Law and Public Safety, Office of the Attorney General for NJ Cares - Coordinator for Addiction

Responses and Enforcement Strategies for SFY2023 Operation Helping Hands Grant Program in the amount of \$105,263.15.

(This Resolution authorizes application to New Jersey Department of Law and Public Safety, Office of the Attorney General for NJ CARES for the period 9/1/23 to 8/31/24 in the amount of \$105,263.15 to authorize Cape May County Prosecutor's Office to accept subaward for the purpose described in the application.)

532-23 Resolution authorizing additional Grant 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, 2024 in the amount of \$1,191,778.00.

(This Resolution is authorizing an additional grant Agreement with New Jersey Association of County and City Health Officials for the Enhancing Local Public Health Infrastructure Local Health Department Year 2 grant in the amount of \$1,191,778.00 for the period 10/1/22 to 6/30/24.)

533-23 Resolution amending the 2023 Budget for the Enhancing Local Public Health Infrastructure Local Health Department Grant in the amount of \$1,191,778.00.

(This Resolution amends the 2023 Budget in the amount of \$1,191,778.00 for the Enhancing Local Public Health Infrastructure Grant.)

534-23 Resolution accepting Grant Award from New Jersey Department of Law and Public Safety for Edward Byrne Memorial FY20 Justice Assistance Program for Multi-Jurisdictional Gang, Gun and Narcotics Task Force Grant No. JAG 1-5TF-20 in the amount of \$37,951.00.

(This Resolution authorizes acceptance of a grant award for the period of 7/1/21 through 6/30/22 in the amount of \$37,951.00.)

535-23 Resolution amending the 2023 Budget for Edward Byrne Memorial FY20 Justice Assistance Program for Multi-Jurisdictional Gang, Gun and Narcotics Task Force Grant in the amount of \$37,951.00.

(This Resolution amends 2023 Budget in the amount of \$37,951.00 for Multi-Jurisdictional Gang, Gun and Task Force Grant.)

536-23 Resolution authorizing signatories for the Nutrition and Mobile Meals Bank Account.

(This Resolution changes signatories for the Nutrition & Mobile Meals Bank Account.)

537-23 Resolution amending Resolution No. 192-18.

(This Resolution amends the term for Contract C8-52 with Paul J. Baldini, P.A. through conclusion of the matter.)

538-23 Resolution authorizing execution of a Lease Agreement between the County of Cape May and Watts Innovations, Inc. for use of an unmanned aerial vehicle.

(This Resolution authorizes execution of a Lease Agreement for use of an unmanned aerial vehicle for aeronautical research to enhance and further the ability to operate communications-deprived areas following natural disasters.)

539-23 Resolution appointing certain County employees to their permanent position in their respective offices. (Emergency Management)

(This Resolution is appointing County employees to a permanent title from the New Jersey Civil Service Commission based upon a qualifying action.)

540-23 Resolution awarding Contract No. C3-118 to Richard E. Pierson Materials Corp. and Contract No. C3-119 to Seashore Asphalt Corp. to furnish and deliver road construction materials.

(This Resolution awards Contract No. C3-118 to Richard E. Pierson Materials Corp. and Contract No. C3-119 to Seashore Asphalt Corp., to 'furnish and deliver road construction materials for the County of Cape May', on an as-needed basis, commencing August 9, 2023, for a term of one (1) year with one (1) one-year option.)

- 541-23 Resolution authorizing advancement of Cape May County Veterans' Cemetery Enhanced Beautification Project & Contract No. C3-58 with Melillo and Bauer Associates, Inc. dba Melillo Bauer Carman.
(This Resolution authorizes Melillo and Bauer Associates, Inc. dba Melillo Bauer Carman, to advance the Cape May County Veterans' Cemetery Enhanced Beautification Project through project completion and closeout pursuant to N.J.S.A. 40A:11-15(9).)
- 542-23 Resolution authorizing an Indemnification Agreement among the City of Ocean City, Cape May County Bridge Commission and the County of Cape May for Ocean City's Annual Half-Marathon on September 24, 2023.
(This Resolution authorizes the City of Ocean City to conduct its annual half-marathon involving the use of bridges and roads owned by the Bridge Commission and the County, respectively.)
- 543-23 Resolution granting permission to the City of Cape May to close a portion of Beach Avenue (CR604) for their Patriots Day Ceremony on September 11, 2023.
(This Resolution gives permission to the City of Cape May to close a portion of Beach Avenue (CR604) for their Patriots Day Ceremony on September 11, 2023.)
- 544-23 Resolution granting permission to the City of Cape May to close a portion of Beach Avenue (CR604) for their Independence Day Parade, July 1, 2023.
(This Resolution gives permission to the City of Cape May to close a portion of Beach Avenue (CR604) for their Independence Day Parade on July 1, 2023.)
- 545-23 Resolution granting permission to the City of Cape May to close a portion of Beach Avenue (CR604) for their Baby Parade, July 28, 2023.
(This Resolution gives permission to the City of Cape May to close a portion of Beach Avenue (CR604) for their Baby Parade on July 28, 2023.)
- 546-23 Resolution closing the contract and accepting the work Landberg Construction, LLC for Traffic Calming Improvements for Cape May Point, Borough of Cape May Point.
(This Resolution accepts the work and closes the contract.)
- 547-23 Resolution approving contract documents for Fishing Creek Road (CR639) Resurfacing Improvements Phase 1, Township of Lower and authorizing the Clerk of the Board to advertise for bids for same.
(This Resolution approves contract documents and authorizes advertisement.)
- 548-23 Resolution authorizing Change Order No. 1 in the amount of \$0.00 to South State, Inc. for Tyler Road (CR611) Resurfacing Improvements, Borough of Woodbine and Township of Dennis.
(This Resolution authorizes a change order to extend the contract time to August 10, 2023.)
- 549-23 Resolution authorizing Change Order No. 2 in the amount of <\$1,650.00> to South State, Inc. for Beach Avenue (CR604) Resurfacing Improvements, City of Cape May.
(This Resolution authorizes a change order to adjust various pay items in the contract to reflect as-built conditions.)
- 550-23 Resolution authorizing an Application and Indemnification Agreement with Blinker Fluid Productions, to hold a Creepy Jeepy Show 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 Blinker Fluid Productions on October 21, 2023, between the hours of 9:00 a.m. and 4:00 p.m.)
- 551-23 Resolution establishing an All-Way Stop at the intersection of Norbury's Landing Road (CR642) and Delaware Avenue (CR640) in the Township of Middle, Cape May County, NJ.

(This Resolution is the result of a recent open space development of Norbury's Landing Road (CR642) and the change in traffic patterns making the all-way stop at Norbury's Landing Road (CR642) and Delaware Avenue (CR640) in the Township of Middle.)

552-23 Resolution amending Resolution No. 14-23 appointing County Commissioners as voting members and an alternate member to the New Jersey Association of Counties.

(This Resolution amends Resolution No. 14-23 appointing County Commissioner Bobby Barr as a voting member, County Commissioner Jeffrey L. Pierson as first alternate member and Kevin Lare, Administrator as second alternate, for the remainder of year 2023.)

553-23 **CAPITAL BUDGET AMENDMENT**

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

INTRODUCTION OF CAPITAL OR DINANCE 4-23

Capital Ordinance providing for various improvements to Veterans Cemetery, in and for the County of Cape May, State of New Jersey; and appropriating \$2,500,000 therefor from the County's Capital Improvement Fund to pay for the cost thereof.

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

PUBLIC COMMENTS:

Motion to open Public Comment

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

Motion to Close Public Comment and Adjourn

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

3:29P.M. time