

**MINUTES OF THE CAUCUS AND REGULAR MEETINGS OF THE BOARD OF  
COUNTY COMMISSIONERS HELD ON TUESDAY, JULY 25, 2023  
AT 2:00 AND 3:00 P.M. RESPECTIVELY  
IN THE COUNTY ADMINISTRATION BUILDING  
4 MOORE ROAD  
CAPE MAY COURT HOUSE, NEW JERSEY**

**CAUCUS**

The meeting convened with Director Desiderio presiding and the following members answering roll call:

Commissioners Bulakowski, Morey, Pierson and Desiderio (4)

**STATEMENT OF DIRECTOR**

“This is a notice read pursuant to the requirements of the “Open Public Meetings Act.” At least 48 hours advance notice of this meeting has been provided by posting of the same in writing on the bulletin boards in the County Administration Building, and the County Clerk’s Office and mailing a copy of the notice to the Cape May County Herald and the Atlantic City Press and filing the same with the County Clerk, all being done on Thursday, January 5, 2023.”

MOMENT OF SILENCE dedicated to Sister Lorraine Forster, a Franciscan Nun and personal friend of Sandra Pierson, who passed away this afternoon at the age of 99.  
FLAG SALUTE-Led by General Pierson

COMMISSIONER DISCUSSIONS: None.

461-23 Resolution authorizing the Board to recess and enter executive session excluding the public on July 25, 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	
Mr. Morey	X					
Mr. Pierson	X					X
Mr. Desiderio	X					

**DIRECTOR’S CALL OF MEETING TO ORDER**

The meeting convened with Director Desiderio presiding and the following members answering roll call:

Commissioners Bulakowski, Morey, Pierson and Desiderio (4)

MOTION TO APPROVE MINUTES OF THE 07/11/2023 MEETINGS  
Commissioner Bulakowski moved/ Commissioner Pierson seconded.

**MINUTES – MOTION TO APPROVE ALL MINUTES**

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

PRESENTATIONS:

Melillo Bauer Carman – Veterans’ Cemetery: Tom Carman, Principal with the Landscape Architecture Firm Melillo Bauer Carman, presented an overview and slideshow of proposed enhancements to the Gerald M. Thornton Veterans’ Cemetery. Phase I of the “Enhanced Beautification” project include improvements to the entry signs, entry drive and memorial circle. The 2 entry signs will be upgraded to make them more aesthetically pleasing as you approach the cemetery. The entry drive itself is wider than necessary, so the plans include taking out 5-6 feet of the asphalt and adding landscaping to create a grander entrance to the cemetery. The memorial circle area will be expanded to a larger terrace/plaza style including a memorial wall with benches and a trellis type structure for shade. Some of the existing monuments will remain where they are, while others will be relocated for improved visibility. There will remain flags honoring each branch of the Armed Services. The Board was provided with a presentation packet depicting the existing conditions as well as the rendering of the improvements. The projected cost of Phase I comes in at just under \$1.3 million, with a target date for completion by Memorial Day, 2024.

Commissioner comments and concerns included making sure the entry drive is wide enough to accommodate limousines and military vehicles, the addition of curbing to protect the lawn and landscaping, an additional flagpole in another area of reflection in the cemetery, the use of area placemaking for memorial benches and bike racks, and the proper presentation of colors for the service flags. The Board is overall pleased with the design concept and will vote at the next meeting on whether to proceed with Phase I.

COMMUNICATIONS: None.

REPORTS:

- 1) ENGINEER: Absent.
- 2) COUNTY COUNSEL: Mr. Lindsay wished everyone a Merry Christmas in July.
- 3) COUNTY TREASURER: No report.
- 4) COUNTY ADMINISTRATOR: No report.

COMMISSIONER REPORTS:

- 1) COMMISSIONER MOREY: No report.
- 2) COMMISSIONER PIERSON: Commissioner Pierson attended the Cape May County Coast Guard Foundation Meeting along with Commissioner Morey via Zoom. He also attended a 100<sup>th</sup> birthday celebration for Carolyn Tilwick. General Pierson offered his compliments to County Clerk, Rita Rothberg and her staff for their efficiency and assistance with obtaining passports. Finally, he attended a flag retirement ceremony at the County 4H Fair on July 22, 2023, and was excited to see all the child participants.
- 3) COMMISSIONER BULAKOWSKI: Commissioner Bulakowski attended the commencement ceremony of the County 4H Fair along with Commissioner Morey and Surrogate Hayes. He thanked Linda Horner and staff for the excellent job they do with the fair. He offered his congratulations to Allen Carter who was elected President of the Farm Bureau, the first person to be selected for the position from Cape May County. Mr. Bulakowski and Ms. Hayes also attended a program to honor veterans hosted by American Legion Post 524 in Ocean City on July 16, 2023. The veterans and families receive a free week’s stay in Ocean City as well as numerous other give aways and prizes. Backstage passes to the Cape May County Zoo were offered to the veterans and families on behalf of the Board.

- 4) COMMISSIONER DESIDERIO: In addition to his normal director duties, Director Desiderio attended the Cape May County Chamber of Commerce breakfast with Kevin Lare and Ron Simone, where longtime members of the County Chamber were honored. He also expressed his thanks to the Chamber for their continued support in the Board’s quest against the windmills.

**CONSENT AGENDA**

Motion to open Public Comment for Consent Agenda

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

Motion to close public comment for Consent Agenda and approve Resolution Nos. 463-23 through 502-23

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

**RESOLUTIONS:**

- 463-23 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).)
- 464-23 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.)
- 465-23 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.)
- 466-23 Resolution establishing a Local Emergency Planning Committee.  
 (This Resolution establishes a Local Emergency Planning Committee.)
- 467-23 Resolution Extending the Leasing and Management Agreement with Township of Upper for Block 382, Lot 10.  
 (This Resolution authorizes an additional term of 25 years with the Township of Upper for this property.)
- 468-23 Resolution authorizing execution of various Memorandums of Understanding for Cancer Education Early Detection Grant on an as needed basis.  
 (This Resolution authorizes the execution of Memorandums of Understanding with various vendors for the Cancer Education Early Detection Grant on an as needed basis from July 1, 2023 through December 31, 2023.)
- 469-23 Resolution authorizing the County of Cape May to enter into Encroachment and Indemnification Agreements with Salvatore Avenzato regarding Right-of-Way along Landis Avenue, City of Sea Isle.

MINUTES OF CAUCUS AND REGULAR MEETINGS HELD JULY 25, 2023 (CONTINUED)

(This Resolution authorizes a formal agreement between the County of Cape May and the owner of said property to allow for an encroachment into the County right-of-way of Landis Avenue, Sea Isle City.)

- 470-23 Resolution authorizing acquisition of interest in real estate known as Block 120 Lot 33 in the Township of Dennis for use in connection with County Road System.  
(This Resolution authorizes the acquisition by the County of Cape May of 18,286 sq. ft. portion of County Road No. 628 pursuant to the County Planning Act, NJSA 40:27-1, et seq.)
- 471-23 Resolution authorizing payment to the Travelers Insurance Company for various claims in the total amount of \$21,386.15.  
(This Resolution authorizes payment to the Travelers Insurance Company, Property-Casualty Department, for various claims.)
- 472-23 Resolution authorizing renewal of Public Official Bond for County Clerk, Rita Marie Rothberg with RLI Insurance Company in the amount of \$350.00.  
(This Resolution authorizes renewal of Surety Bond, Policy No. RSB4079978 for Rita Marie Rothberg, County Clerk for the term of July 1, 2023, through July 1, 2024.)
- 473-23 Resolution authorizing Public Official Bond with RLI Insurance Company for E. Marie Hayes, Surrogate, in the amount of \$350.00.  
(This Resolution authorizes the New Surety Bond, Policy No. LSM1781025 for E. Marie Hayes, Surrogate, for the term July 6, 2023 through July 6, 2024.)
- 474-23 Resolution authorizing an Application and Indemnification Agreement with Journey Hospice to hold a Community Healthcare Event 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 Journey Hospice on August 10, 2023, between the hours of 10:00 a.m. and 2:00 p.m.)
- 475-23 Resolution authorizing Application and Indemnification Agreement with Middle Township High School to hold Cross Country Practices and Meets at County Park Central.  
(This Resolution permits use of a portion of the Cape May County Park, Cape May Court House location, by the Middle Township High School from July 31, 2023, through November 3, 2023, between the hours of 3:00 p.m. and 6:00 p.m., for Cross County practices and meets.)
- 476-23 Resolution applying to New Jersey Department of Law and Public Safety, Division of Criminal Justice for 2023 Body Armor Replacement – Prosecutor’s Office.  
(This Resolution authorizes application to the State of New Jersey Department of Law and Public Safety, Division of Criminal Justice for 2023 funding for Body Armor Grant.)
- 477-23 Resolution applying to New Jersey Department of Law and Public Safety, Division of Criminal Justice for 2023 Body Armor Replacement – Sheriff Office.  
(This Resolution authorizes application to the State of New Jersey Department of Law and Public Safety, Division of Criminal Justice for 2023 funding for Body Armor Grant.)
- 478-23 Resolution amending Resolution No. 327-23 to update Grant Award from the New Jersey Department of Law and Public Safety, Office of the Attorney General Division of Administration for the FFY22 Violence Against Women (VAWA) Grant Program for a total amount of \$21,264.00.  
(This Resolution authorizes a grant award from 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 \$21,264.00 (with \$8,739.00 In-Kind Match) for the period 7/1/23 to 6/30/24.)
- 479-23 Resolution accepting 6.2% Federal Medicaid Assistance Percentage (FMAP) funding from New Jersey Department of Human Services in the amount of \$817,575.90.

MINUTES OF CAUCUS AND REGULAR MEETINGS HELD JULY 25, 2023 (CONTINUED)

(This Resolution accepts 6.2% Federal Medicaid Assistance percentage (FMAP) funding in the amount of \$817,575.90.)

- 480-23 Resolution amending the 2023 Budget for Enhanced Federal Medicaid Assistance Percentage.  
(This Resolution amends the 2023 Budget in the amount of \$817,575.90 for Enhanced Federal Medicaid Assistance Percentage funding.)
- 481-23 Resolution accepting additional Grant Award from the New Jersey Department of Health for the Covid-19 Vaccination Supplemental funding Grant No. OLPH22VSF005 for the period July 1, 2021 through June 30, 2024 in the amount of \$90,000.00.  
(This Resolution accepts additional grant award in the amount of \$90,000.00 for the Covid-19 Vaccination Supplemental Funding, Grant #OLPH22VSF005 for the period 7/1/21 to 6/30/24.)
- 482-23 Resolution amending the 2023 Budget for the New Jersey Covid-19 Vaccination Supplemental Funding in the amount of \$90,000.00.  
(This Resolution amends the 2023 Budget in the amount of \$90,000.00 for the Covid-19 Vaccination Supplemental Funding.)
- 483-23 Resolution accepting additional Grant Award for SNAP Admin Funding (ARPA) from Department of Human Services Division of Family Development (DFD) for the period January 1, 2023 to September 30, 2023 in the amount of \$33,740.00.  
(This Resolution authorizes acceptance of Additional grant award from Department of Human Services Division of Family Development for the period 1/1/2023 to 9/30/2023 in the amount of \$33,740.00.)
- 484-23 Resolution amending the 2023 Budget for SNAP Admin Funding (ARPA) in the amount of \$33,740.00.  
(This Resolution amends the 2023 Budget in the amount of \$33,740.00 for SNAP Admin Funding (ARPA).)
- 485-23 Resolution authorizing execution of contract between the County of Cape May and New Jersey Department of Human Services for Corrections Center Mat Program for the period of July 1, 2023 through June 30, 2024 in the amount of \$300,000.00.  
(This Resolution authorizing execution of contract for Corrections Center MAT Grant No. 24-916-ADA for the period of 7/1/23 through 6/30/24 in the amount of \$300,000.00.)
- 486-23 Resolution amending the 2023 Budget for the 2024 Jailmat Grant in the amount of \$300,000.00.  
(This Resolution amends the 2023 Budget in the amount of \$300,000.00 for the 2024 JAILMAT Grant.)
- 487-23 Resolution authorizing Agreement with New Jersey Transit Corporation for the 2023 Operating and Non-Operating Assistance FTA Section 5311 Rural Transportation Project for the period January 1, 2023 to December 31, 2023 for a total amount of \$199,976.00.  
(This Resolution authorizes an agreement with the New Jersey Transit Corporation for the period 01/01/23 to 12/31/23 in the amount of \$199,976.00.)
- 488-23 Resolution amending the 2023 Budget for FTA Section 5311 Rural Transportation Program in the amount of \$154,009.00.  
(This Resolution amends the 2023 Budget in the amount of \$154,009.00 with County cash match of \$45,967.00 for a total of \$199,976.00 for FTA Section 5311 Rural Transportation Project.)
- 489-23 Resolution awarding Contract No. C3-112 to Anaconda Protective Concepts, Inc., to furnish and deliver inspection, service, repair & maintenance of wet/dry chemical, halon & FM200 clean agent fire protection systems at various Cape May County Facilities.  
(This Resolution awards Contract No. C3-112 to Anaconda Protective Concepts, Inc., to furnish and deliver inspection, service, repair & maintenance of wet/dry

MINUTES OF CAUCUS AND REGULAR MEETINGS HELD JULY 25, 2023 (CONTINUED)

chemical, halon & FM200 clean agent fire protection systems, on an as-needed basis, commencing July 29, 2023, for a term of one (1) year, with two (2) one-year options.)

- 490-23 Resolution authorizing Death Pronouncement Agreements with various professional licensed registered nurses.  
(This Resolution authorizes agreements with various professional licensed registered nurses for a term of one year commencing July 1, 2023, through June 30, 2024.)
- 491-23 Resolution establishing the 2023 Fee Schedule for adult vaccines available through the Cape May County Health Department.  
(This Resolution establishes a 2023 Fee Schedule for various adult vaccines to be issued through the Cape May County Health Department.)
- 492-23 Resolution closing the contract and accepting the work of Mott MacDonald Group, Inc. for Licensed Site Remediation Professional and Environmental Services for Hazardous Material Services for four buildings, Cape May County Airport.  
(This Resolution accepts the work and closes the contract.)
- 493-23 Resolution designating No Parking along Commonwealth Avenue (CR619), Township of Upper, Cape May County, NJ.  
(This Resolution establishes a no parking zone along Commonwealth Avenue (County Road No. 619) in the Township of Upper.)
- 494-23 Resolution authorizing Modification No. 1 in the amount of \$40,164.00 to T&M Associates for Professional Engineering Services for Church Road (CR602) Resurfacing Improvements.  
(This Resolution increases the ceiling amount for additional work to be performed by T&M Associates under their professional engineering services agreement for Church Road (CR602) Resurfacing Improvements, Township of Upper.)
- 495-23 Resolution authorizing execution of Agreement Modification No. 1 to Federal Agreement No. 22-DT-BLA-880 for Beach Avenue (CR604) Resurfacing Improvements, City of Cape May.  
(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 Beach Avenue (CR604) Resurfacing Improvements, City of Cape May, County of Cape May.)
- 496-23 Resolution awarding contract to South State, Inc. in the amount of \$1,815,405.46 for Resurfacing of Church Road (CR602), Township of Upper.  
(This Resolution awards the contract for Resurfacing of Church Road (CR602), Township of Upper.)
- 497-23 Resolution authorizing Change Order No. 2 in the amount of \$5,960.00 to Landberg Construction, LLC for Traffic Calming Improvements for Cape May Point, Borough of Cape May Point.  
(This Resolution authorizes a change order to adjust various pay items to reflect the as-built conditions.)
- 498-23 Resolution to modify speed limit on Woodbine-Ocean View Road (CR550), Township of Dennis.  
(This Resolution modifies existing speed limits on Woodbine-Ocean View Road (CR550) in the Township of Dennis.)
- 499-23 Resolution authorizing the County of Cape May to execute "Temporary Construction Easements" for Church Road (CR602) Resurfacing Improvements, Township of Upper.  
(This Resolution authorizes execution of Temporary Construction Easements. By executing the Easements, the property owners grant the County a right of entry upon their property to make certain planned improvements associated with Church Road (CR602) Resurfacing Improvements, Township of Upper.)

MINUTES OF CAUCUS AND REGULAR MEETINGS HELD JULY 25, 2023 (CONTINUED)

500-23 Resolution authorizing approval to submit a Grant Application and execute a Grant Agreement with the South Jersey Planning and Transportation Organization.

(This Resolution authorizes the County to apply for CMAQ funds to cover the construction cost of traffic signal upgrades along New Jersey Avenue (CR621) from the South Jersey Planning and Transportation Organization.)

501-23 Resolution appointing certain County Employees to the permanent position in their respective offices. (Finance/Treasurers, Tourism, Rutgers Extension, Mosquito Control)

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

502-23 CAPITAL BUDGET AMENDMENT

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

**REGULAR AGENDA**

462-23 Resolution amending Resolution No. 2-23.

(This Resolution amends Resolution No. 2-23.)

Considering former Commissioner Hayes is now Surrogate, a new Vice Director must be selected for the remainder of the year. Commissioner Bulakowski was honored to nominate Commissioner Pierson for the position. Commissioner Morey seconded.

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

**INTRODUCTION OF CAPITAL ORDINANCE 3-23**

Capital Ordinance providing for the acquisition and installation of capital equipment for various County-owned facilities, 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				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	
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. Bulakowski	X					X
Mr. Morey	X					
Mr. Pierson	X				X	
Mr. Desiderio	X					

MINUTES OF CAUCUS AND REGULAR MEETINGS HELD JULY 25, 2023 (CONTINUED)

PUBLIC COMMENTS: Patricia O'Connor of Cape May Court House, NJ commented she attended the 2023 Memorial Day Ceremony at the Veterans' Cemetery and while it was a beautiful ceremony, there was not enough seating. She is wondering if the new plans will include enough seating and how many people will be able to sit under the proposed pergola. Mr. Lare commented that the County simply did not place enough chairs at the ceremony in May and the new area should satisfy the seating needs. Commissioner Pierson added that 200 chairs were placed for the ceremony but there will always be people that prefer to stand. He also stated that since the entry drive will be closed to traffic during the ceremony, additional seating could be placed there if need be. Ms. O'Connor then commented she attended the flag retirement ceremony at the 4H Fair and her father was honored to meet General Pierson.

Motion to Close Public Comment and Adjourn

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

**3:44 P.M.** time

APPROVED

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DIRECTOR

ATTEST:

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CLERK OF THE BOARD