

**REGULAR MEETING
OF CITY COUNCIL OF THE CITY OF CAPE MAY, NJ
Tuesday, August 18, 2015, 7:00 P.M.**

Present: Mayor Edward J. Mahaney, Jr.
Councilmember Meier
Councilmember Pessagno
Deputy Mayor Swain
Councilmember Wichterman

Also Present: City Attorney Anthony Monzo
City Manager Bruce MacLeod
City Clerk Louise Cummiskey
Deputy Clerk Patricia Harbora

Mayor Mahaney announced that under the Open Public Meetings Law, notice of this meeting was sent to the Cape May County Herald and The Press and a copy of the agenda was delivered to each Member of Council and was posted on the City Hall Bulletin Board.

Minutes do not reflect the actual order in which the events occurred.

AGENDA ADDITION/DELETION OF LATE AGENDA ITEMS TO BE CONSIDERED FOR ACTION:

PROCLAMATION

Philadelphia Boys Choir Day in Cape May – read by the City Clerk

REGULAR MEETING BUSINESS:

RESOLUTIONS:

- 195-08-2015 – Resolution of the City of Cape May Authorizing Change Order No. 2 – Final for FY 2014 N.J.D.C.A. Small Cities CDBG Program
- 196-08-2015 – Resolution Approving Refund of Overpaid 2015 Taxes
- 197-08-2015 – Resolution Approving Refund of Overpaid 2015 Taxes
- 198-08-2015 – Resolution for Submission to the County of Cape May Park/Recreation Development Application for Lafayette Street Park
- 199-08-2015 – Resolution Approving Memorandum of Settlement Between the City of Cape May and the UAW
- 200-08-2015 – Payment of Bills “A”
- 200-08-2015 – Payment of Bills “B” **REMOVED FROM CONSENT AGENDA**
- 201-08-2015 – Resolution of the City of Cape May to Approve Member of Cape May Volunteer Fire Company
- 202-08-2015 – Resolution of the City of Cape May to Approve Member of Cape May Volunteer Fire Company
- 203-08-2015 – Resolution Approving Professional Services Agreement Between Hatch Mott MacDonald and the City of Cape May

Motion: Mahaney
Second: Wichterman
Roll Call:
Meier Yes
Pessagno Yes
Swain Yes
Wichterman Yes
Mahaney Yes

200-08-2015 – Payment of Bills “B”

Motion: Mahaney
Second: Wichterman
Roll Call:
Meier Yes
Pessagno Yes
Swain Abstain
Wichterman Yes
Mahaney Yes

MINUTES:

City Council Special Meeting Minutes dated February 24, 2015

Motion: Mahaney
Second: Pessagno
Roll Call:
Meier Yes
Pessagno Yes
Swain Abstain
Wichterman Abstain
Mahaney Yes

City Council Regular Meeting Minutes dated June 16, 2015, as amended to include questions at the public portion

Motion: Meier
Second: Pessagno
Roll Call:
Meier Yes
Pessagno Yes
Swain Abstain
Wichterman Yes
Mahaney Yes

City Council Closed Session Meeting Minutes dated June 16, 2015

Motion: Pessagno
Second: Meier
Roll Call:
Meier Yes
Pessagno Yes
Swain Abstain
Wichterman Yes
Mahaney Yes

City Council Closed Session Meeting Minutes dated August 4, 2015

Motion: Pessagno
Second: Swain
Roll Call:
Meier Yes
Pessagno Yes
Swain Yes
Wichterman Yes
Mahaney Yes

REPORTS RECEIVED BY THE CLERK:

City of Cape May Assessor's Office Monthly Report dated August 7, 2015
City of Cape May Fire Service and EMS Incident Report for July, 2015

Motion: Mahaney
Second: Pessagno
Roll Call:
Meier Yes
Pessagno Yes
Swain Yes
Wichterman Yes
Mahaney Yes

CORRESPONDENCE

Ms. Cummiskey reads a thank you letter from The Chamber of Commerce of Cape May regarding the renovations to the Welcome Center.

NEW BUSINESS:

- A) City Attorney
- B) City Manager - Mr. MacLeod reports on the 2015 Occupancy Tax collection which when compared to the same time period last year, has increased \$22,664.81. Parking Meter revenues this year have increased \$10,842.00 over last year's numbers and Beach Tag sales have increased by \$177,617.00 over last year during the same time period. Mr. MacLeod reports 2,300 Veteran/enlisted Military tags have been issued to date. Mr. MacLeod advises that the grace

period for the payment of real estate taxes ends August 31, 2015. Mr. MacLeod announces that as the end of the summer season approaches, fewer lifeguards will be maintaining the Cape May beaches. The City encourages the public to swim on the guarded beaches for their safety. Finally, Mr. MacLeod announces that a Hearing will be held on August 19, 2015 at 7 P.M. regarding the proposed new City well.

C) City Clerk

D) Councilmembers – Ms. Pessagno thanks everyone for their support of the Summer Concert Series and comments on the excellent performance last night by “Blood Sweat & Tears”. Also, Ms. Pessagno thanks Laurie Taylor, Marketing Director, and the Convention Hall Staff for their excellent work throughout the summer concert series.

Mr. Wichterman talks about a recent Shade Tree Commission meeting where there was discussion regarding the trees in Rotary Park. Mr. Wichterman is advised by Mayor Mahaney that the Shade Tree Commission will be contacted regarding the trees.

Mr. MacLeod talks about the new microphones in the City Hall auditorium.

PUBLIC PORTION: Those wishing to publicly comment shall come forward, give their name and address and speak into the microphone. Each speaker will be limited to five (5) minutes.

Jerry Inderwies, 911 Philadelphia Avenue, Cape May talks about the recent injury sustained by a young man in the water at the Beach Club. Mr. Inderwies asks about a meeting between the Army Corp and the City of Cape May to discuss the Cape May beaches. Mr. Inderwies asks if the meeting will be open to the public. Mayor Mahaney advises that the meeting will not be an open meeting.

Mike Costello, 819 Beach Avenue, Cape May, questions Council about a Court appearance last week.

Mr. Monzo advises Mr. Costello that the matter confidential and may not be discussed at this time.

Jerry Gaffney, 810 Columbia Avenue, Cape May, asks Council who represented the City of Cape May in Court last week and where the matter stands.

Mr. Monzo replies that Todd Gelfand, Esquire represented the City of Cape May.

Mayor Mahaney states that the City is in litigation and cannot discuss this matter any further. The City is trying to resolve this matter as quickly as possible.

Bob Boyd, 1009 Washington Street, Cape May, comments that he is not happy with the way Council is running the City of Cape May.

Patricia Hendricks, 106 Trenton Avenue, Cape May, talks about the Cape May City budget and expenses. Also, Ms. Hendricks would like to see live stream at all the Cape May City meetings

including Planning, Zoning, and HPC. Also, Ms. Hendricks requests a monthly report on the City's legal expenses. Ms. Hendricks asks if a meeting has been scheduled for Rotary Park.

Mayor Mahaney advises that a meeting regarding Rotary Park will be held in mid-September.

Mayor Mahaney and Ms. Hendricks discuss Rotary Park and Lafayette Street Park.

Ms. Hendricks asks if a Public Hearing has been scheduled for the Chuck Lear matter.

Mr. MacLeod advises that a hearing was scheduled for the week of August 17, 2015 but was postponed to mid-October.

Anita DeSatnick, 1307 Trenton Avenue, Cape May, talks about beach safety and asks the City to follow up with the DEP and the Army Corp regarding the City's beaches. Ms. DeSatnick believes the Army Corp does have answers.

Dennis DeSatnick, 1307 Trenton Avenue, Cape May, talks about beach injuries and beach replenishment. Also, Mr. DeSatnick talks about Hurricane season and Emergency Management preparedness. Mr. DeSatnick asks Council if a public meeting can be scheduled prior to Hurricane season.

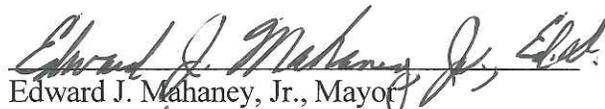
Julius Rauch, 1010 New York Avenue, Cape May agrees with Councilmember Pessagno on the excellent Concert Series and patronage by residents and visitors. Mr. Rauch speaks about mandatory fire inspections on rental properties and a study on mercantile license fees in the City of Cape May.

Jerry Inderwies, 911 Philadelphia Avenue, Cape May offers his time to work with Emergency Management and suggests that the City conduct more public meetings.

Bill Murray, 1012 Kearney Street, Cape May, talks about the wonderful job performed by the City Fire Department. Mr. Murray thanks and commends the Fire Department for saving his life a couple of months ago.

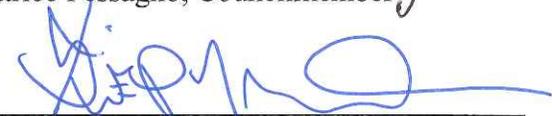
ADJOURNMENT

Motion made by Councilmember Pessagno seconded by Deputy Mayor Swain to adjourn. The meeting adjourned at 8:20 P.M.

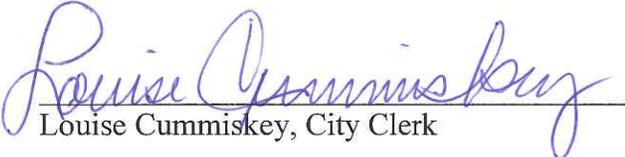

Edward J. Mahaney, Jr., Mayor


Terri L. Swain, Deputy Mayor


Beatrice Pessagno, Councilmember


Shaine P. Meier, Councilmember


Jack Wichterman, Councilmember


Louise Cummiskey, City Clerk