

CITY OF CAPE MAY, COUNTY OF CAPE MAY, STATE OF NEW JERSEY

ORDINANCE NO. 299-2015

AN ORDINANCE APPROVING AGREEMENT OF SALE BY AND BETWEEN CITY OF CAPE MAY AND BRENDA E. ROBINSON, TRUSTEE OF BRENDA E. ROBINSON LIVING TRUST, AUTHORIZING THE ACQUISITION OF REAL PROPERTY KNOWN AS BLOCK 1061, LOT 47, ON THE TAX MAP OF THE CITY OF CAPE MAY

WHEREAS, the City of Cape May (the "City") has been in negotiations with Brenda E. Robinson, Trustee of Brenda E. Robinson Living Trust ("Robinson") for several months in an attempt to reach an agreement for the acquisition of property known as Block 1061, Lot 47, on the Tax Map of the City of Cape May, New Jersey, more commonly referred to as 811 St. Johns Place, Cape May, New Jersey 08204 (the "Property");

WHEREAS, the City has been awarded funding through the New Jersey Department of Environmental Protection ("NJDEP") Green Acres and Blue Acres programs for up to fifty percent of the acquisition cost;

WHEREAS, as a result of the negotiations the City and Robinson have reached an agreement for the City's purchase of the Property at the price and upon the terms and conditions set forth on EXHIBIT A ("Agreement of Sale");

WHEREAS, the City Council of the City is satisfied with the terms and conditions contained in the Agreement of Sale and desires to proceed with the acquisition of the Property.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Cape May, County of Cape May, State of New Jersey, as follows:

1. That the Agreement of Sale between the City of Cape May and Brenda E. Robinson, Trustee of Brenda E. Robinson Living Trust, in the form attached hereto as EXHIBIT A, is hereby approved.
2. That the City Council hereby authorizes the acquisition of the Property pursuant to the terms and conditions of the Agreement of Sale, subject to satisfying all conditions contained therein.
3. The Mayor and Clerk are hereby authorized and empowered to execute any and all documents on behalf of the City of Cape May to effectuate all of the terms and conditions set forth in the Agreement of Sale and to take any and all other actions along with the City Manager and other appropriate City officials necessary in connection therewith.
4. All other ordinances in conflict or inconsistent with this Ordinance are hereby repealed to the extent of such conflict or inconsistency.

5. Should any section, paragraph, sentence, clause or phrase of this Ordinance be declared unconstitutional or invalid for any reason, the remaining portions of this Ordinance shall not be affected thereby and shall remain in full force and effect, and to this end the provisions of this Ordinance are hereby declared to be severable.

6. This Ordinance shall take effect within twenty (20) days of final passage and publication as provided by law.

ATTEST:

CITY OF CAPE MAY, a municipal corporation
of the State of New Jersey

Louise Cummiskey, City Clerk

BY: _____
Dr. Edward J. Mahaney, Jr., Mayor

NOTICE

Ordinance 299-2015 was introduced at a regular meeting of the City Council of the City of Cape May, held on December 1, 2015 and will be further considered for final passage during a meeting of the City Council, to be held at the Cape May City Hall Auditorium, 643 Washington Street, Cape May, New Jersey, on January 5, 2016 at 1:00 P.M. at which time a Public Hearing will be held.

Louise Cummiskey, City Clerk

Roll Call	Ayes	Nays	Absent	Abstain
Dr. Mahaney				
Ms. Swain				
Mr. Meier				
Ms. Pessagno				
Mr. Furlin				

Introduced: December 1, 2015
 First Publication: December 9, 2015
 2nd Reading & Adoption: January 5, 2016
 Final Publication: January 13, 2016

CITY OF CAPE MAY, COUNTY OF CAPE MAY, STATE OF NEW JERSEY

RESOLUTION NO. 249-12-2015

AUTHORIZING REFUND OF OVERPAID 2015 UTILITIES

MOTION:

SECOND:

WHEREAS, the 3rd quarter 2015 utility bill was paid by the home owner and Title Company of Jersey; and

WHEREAS, the owner has requested a refund of overpaid utilities; and

WHEREAS, the Tax Collector of the City of Cape May has calculated the amount of the refunds as listed below; and

WHEREAS, the specific properties and amount of the overpaid utilities are listed below:

PROPERTY OWNER	ADDRESS	BLOCK/LOT	AMOUNT
Leitrim Investments, LLC	607 Jefferson St.	109/48	\$645.75

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Cape May, that it authorizes the appropriate officers and officials of the City of Cape May to refund the overpaid utilities as stated above.

I hereby certify the foregoing to be an original resolution adopted by the City Council of the City of Cape May at a meeting held on

Louise Cummiskey, City Clerk

Roll Call	Ayes	Nays	Absent	Abstain
Dr. Mahaney				
Mr. Furlin				
Mr. Meier				
Ms. Pessagno				
Ms. Swain				

cc: Tax Collector
CFO
Water/Sewer

CITY OF CAPE MAY, COUNTY OF CAPE MAY, STATE OF NEW JERSEY

RESOLUTION 250-12-2015

AUTHORIZING REFUND OF OVERPAID 2015 UTILITIES

MOTION:

SECOND:

WHEREAS, the 3rd quarter 2015 utility bill was paid by the home owner and Shore Title; and

WHEREAS, the owner has requested a refund of overpaid utilities; and

WHEREAS, the Tax Collector of the City of Cape May has calculated the amount of the refunds as listed below; and

WHEREAS, the specific properties and amount of the overpaid utilities are listed below:

PROPERTY OWNER	ADDRESS	BLOCK/LOT	AMOUNT
Dascenzo, George	1001 Washington St	1111/11 C-03	\$183.88

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Cape May, that it authorizes the appropriate officers and officials of the City of Cape May to refund the overpaid utilities as stated above.

I hereby certify the foregoing to be an original resolution adopted by the City Council of the City of Cape May at a meeting held on

Louise Cummiskey, City Clerk

Roll Call	Ayes	Nays	Absent	Abstain
Dr. Mahaney				
Mr. Furlin				
Mr. Meier				
Ms. Pessagno				
Ms. Swain				

cc: Tax Collector
CFO
Water/Sewer

cc: CFO
Hatch Mott MacDonald

Roll Call	Ayes	Nays	Absent	Abstain
Dr. Mahaney				
Ms. Swain				
Mr. Furlin				
Mr. Meier				
Ms. Pessagno				

CITY OF CAPE MAY, COUNTY OF CAPE MAY, STATE OF NEW JERSEY

RESOLUTION NO. 251-12-2015

**RESOLUTION TO AWARD BID FOR RECONSTRUCTION
OF CAPE MAY AVENUE - CONTRACT M-2**

MOTION:

SECOND:

WHEREAS, the City of Cape May ("City") has advertised and received bids for the reconstruction of Cape May Avenue—Contract M-2 (the "Project") on November 6, 2015;

WHEREAS, it has been determined that the lowest responsive and responsible bidder is JERRY & SON EXCAV., INC., 5981 Scranton Avenue, Mays Landing, New Jersey 08330, which submitted a Base Bid in the amount of ONE HUNDRED FORTY-ONE THOUSAND SEVEN HUNDRED AND THIRTY-ONE (\$141,731.00) DOLLARS; and

WHEREAS, the City has therefore decided to award a contract for services to JERRY & SON EXCAV., INC. for completion of the Project for the amount bid and subject to all of the other terms and conditions set forth in the bid specifications.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Cape May, County of Cape May, State of New Jersey, as follows:

1. That a contract for services for the Project based upon all of the terms and conditions contained in the bid specifications is hereby awarded to JERRY & SON EXCAV., INC. for the amount of ONE HUNDRED FORTY-ONE THOUSAND SEVEN HUNDRED AND THIRTY-ONE (\$141,731.00) DOLLARS.
2. That the Mayor and Clerk are hereby authorized and directed to execute a contract for services together with all other documents required in connection with the Project on behalf of the City.
3. That the City Manager and all other the appropriate City officials are hereby authorized and directed to take all such actions necessary to effectuate and facilitate the completion of the Project.
4. This Resolution shall take effect immediately.

I hereby certify the foregoing to be a true copy of a Resolution adopted by the City Council at a meeting held on December 1, 2015.

Louise Cummiskey, City Clerk

CITY OF CAPE MAY, COUNTY OF CAPE MAY, STATE OF NEW JERSEY

RESOLUTION NO. 252-12-2015

**RESOLUTION TO AWARD BID FOR RECONSTRUCTION OF
MISSOURI AVENUE - CONTRACT M-1**

MOTION:

SECOND:

WHEREAS, the City of Cape May ("City") has advertised and received bids for the reconstruction of Missouri Avenue—Contract M-1 (the "Project") on November 6, 2015;

WHEREAS, it has been determined that the lowest responsive and responsible bidder is BUD CONCRETE INC., 133 Sewell Road, Sewell, New Jersey 08080, which submitted a Base Bid in the amount of ONE HUNDRED SIXTY- FOUR THOUSAND NINE HUNDRED EIGHTY-SIX DOLLARS AND EIGHTY-SEVEN CENTS (\$164,986.87); and

WHEREAS, the City has therefore decided to award a contract for services to BUD CONCRETE INC. for completion of the Project for the amount bid and subject to all of the other terms and conditions set forth in the bid specifications.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Cape May, County of Cape May, State of New Jersey, as follows:

1. That a contract for services for the Project based upon all of the terms and conditions contained in the bid specifications is hereby awarded to BUD CONCRETE INC. for the amount of ONE HUNDRED SIXTY- FOUR THOUSAND NINE HUNDRED EIGHTY-SIX DOLLARS AND EIGHTY-SEVEN CENTS (\$164,986.87).
2. That the Mayor and Clerk are hereby authorized and directed to execute a contract for services together with all other documents required in connection with the Project on behalf of the City.
3. That the City Manager and all other the appropriate City officials are hereby authorized and directed to take all such actions necessary to effectuate and facilitate the completion of the Project.
4. This Resolution shall take effect immediately.

I hereby certify the foregoing to be a true copy of a Resolution adopted by the City Council at a meeting held on December 1, 2015.

Louise Cummiskey, City Clerk

cc: Bud Concrete, Inc.
Hatch Mott MacDonald
CFO

Roll Call	Ayes	Nays	Absent	Abstain
Dr. Mahaney				
Mr. Furlin				
Mr. Meier				
Ms. Pessagno				
Ms. Swain				

CITY OF CAPE MAY, COUNTY OF CAPE MAY, STATE OF NEW JERSEY

RESOLUTION NO. 253-12-2015

**RESOLUTION TO AWARD BID FOR WATER AND SEWER REPLACEMENT
PROJECT – HUGHES STREET & STOCKTON PLACE-CONTRACT M-3**

MOTION:

SECOND:

WHEREAS, the City of Cape May (“City”) has advertised and received bids for the water and sewer replacement project at Hughes Street and Stockton Place – Contract M-3 (the “Project”) on November 6, 2015;

WHEREAS, it has been determined that the lowest responsive and responsible bidder is MATHIS CONSTRUCTION CO., INC., Suite 1, 1510 County Road 539, Tuckerton, New Jersey 08087, which submitted a Base Bid in the amount of FIVE HUNDRED THIRTY-FIVE THOUSAND SIX HUNDRED AND THIRTY-FOUR (\$535,634.00) DOLLARS; and

WHEREAS, the City has therefore decided to award a contract for services to MATHIS CONSTRUCTION CO., INC. for completion of the Project for the amount bid and subject to all of the other terms and conditions set forth in the bid specifications.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Cape May, County of Cape May, State of New Jersey, as follows:

1. That a contract for services for the Project based upon all of the terms and conditions contained in the bid specifications is hereby awarded to MATHIS CONSTRUCTION CO., INC. for the amount of FIVE HUNDRED THIRTY-FIVE THOUSAND SIX HUNDRED AND THIRTY-FOUR (\$535,634.00) DOLLARS.
2. That the Mayor and Clerk are hereby authorized and directed to execute a contract for services together with all other documents required in connection with the Project on behalf of the City.
3. That the City Manager and all other the appropriate City officials are hereby authorized and directed to take all such actions necessary to effectuate and facilitate the completion of the Project.
4. This Resolution shall take effect immediately.

I hereby certify the foregoing to be a true copy of a Resolution adopted by the City Council at a meeting held on December 1, 2015.

Louise Cummiskey, City Clerk

cc: Mathis Construction
CFO
Hatch Mott MacDonald

Roll Call	Ayes	Nays	Absent	Abstain
Dr. Mahaney				
Ms. Swain				
Mr. Furlin				
Mr. Meier				
Ms. Pessagno				

CITY OF CAPE MAY, COUNTY OF CAPE MAY, STATE OF NEW JERSEY

RESOLUTION 254-12-2015

**RESOLUTION SUPPORTING S2775 AND A4215 CALLING FOR AN INCREASE
IN SHORE PROTECTION FUNDING FROM 25 MILLION TO 50 MILLION
FROM THE COLLECTION OF REALTY TRANSFER FEES**

MOTION:

SECOND:

WHEREAS, New Jersey is recognized as a national leader in shore protection, serving as a model for states throughout the nation; and

WHEREAS, for the past two decades, a \$25 million annual Fund has served as a catalyst for the state to acquire federal matching dollars of 65% to New Jersey's 35% share for important coastal projects; and

WHEREAS, the dedicated \$25 million annual allocation for the New Jersey Shore Protection Fund has supported a unique and successful cost-sharing partnership with the federal government in replenishing eroded beaches along the 127 mile Jersey coastline and 83 miles of Raritan and Delaware Bay shorelines which provide an unsurpassed combination of ecological riches, economic opportunity and quality of life for both residents and visitors alike; and

WHEREAS, miles of sandy beaches, bustling boardwalks and busy coastal waterways contribute over \$19 billion annually or one-half of the State's total \$38 billion tourism revenue; and

WHEREAS, 1.5 million migratory shorebirds call New Jersey's pristine wildlife refuges and tidal wetlands home and our bays, rivers, marine estuaries and oceanic habitat contribute to a commercial fishing industry that harvests over 59 different species of finfish and shellfish annually, boasting world-class recreational fishing, clamming and crabbing; and

WHEREAS, New Jersey's Shore Protection Program was created to provide for the protection of life and property along the coast preserve the vital coastal resources of New Jersey, and maintain safe and navigable waterways throughout the state; and

WHEREAS, New Jersey must work with the Army Corps of Engineers to develop comprehensive adaptation plans for coastline communities that include improving navigable waterways, erosion control and increasing flood protection against sea-level rise and the potential for more frequent and energetic storms; and

WHEREAS, the \$25 million allocated from the Shore Protection Fund is insufficient to meet current and anticipated future matching costs of the Corp of Engineers and State of New Jersey replenishment projects and other needed coastal protection projects around the state, especially with the anticipated reduction in federal funding for beach replenishment projects in 2015.

NOW, THEREFORE, BE IT RESOLVED, that the City of Cape May call on the elected officials of New Jersey to increase funding for the New Jersey Shore Protection Fund from \$25 million to \$50 million from the collection of realty transfer fees by approving Senate Bill 2775 and Assembly Bill 4215 in order to meet the needs of future coastal protection projects and to provide a further incentive for federal matching funds.

I hereby certify the foregoing to be an original resolution adopted by the City Council of the City of Cape May at a meeting held on

Louise Cummiskey, City Clerk

Roll Call	Ayes	Nays	Absent	Abstain
Dr. Mahaney				
Mr. Furlin				
Mr. Meier				
Ms. Pessagno				
Ms. Swain				

CITY OF CAPE MAY, COUNTY OF CAPE MAY, STATE OF NEW JERSEY

RESOLUTION NO. 255-12-2015

**AUTHORIZING PROFESSIONAL SERVICES CONTRACT WITH EMPLOYEE CARE
FOR AN EMPLOYEE ASSISTANCE PROGRAM - \$2,876.00**

MOTION:

SECOND:

WHEREAS, there is a need for the City to provide a Drug Free Workplace and Employee Assistance Program under Federal guidelines; and

WHEREAS, the City wishes to renew the contract with Employee Care, One Fairway Drive, Cape May Court House, New Jersey to provide said services; and

WHEREAS, funds for such contracts are available; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the resolution authorizing the award of contract for "Professional Services" without competitive bids and the contract itself must be available for public inspection.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Cape May, County of Cape May, State of New Jersey as follows:

1. The Mayor and City Clerk be and are hereby authorized to execute the documents necessary to enter into a 12 month contract with Employee Care beginning December 2, 2015 to provide an Employee Assistance Program at a cost of \$2,876.00.
2. This contract is awarded without competitive bidding as a "Professional Service" in accordance with 40A:11-5(1) of the Local Public Contracts Law and notice of this action shall be published in the Cape May Star and Wave.

I hereby certify the foregoing to be an original resolution adopted by the City Council of the City of Cape May at a meeting held on December 1, 2015.

Louise Cummiskey, City Clerk

Roll Call	Ayes	Nays	Absent	Abstain
Dr. Mahaney				
Mr. Furlin				
Mr. Meier				
Ms. Pessagno				
Ms. Swain				

cc: CFO
Employee Care
Public Works Superintendent

CITY OF CAPE MAY, COUNTY OF CAPE MAY, STATE OF NEW JERSEY

RESOLUTION NO. 256-12-2015

A RESOLUTION PROVIDING FOR A MEETING NOT OPEN TO THE PUBLIC IN ACCORDANCE WITH THE PROVISIONS OF THE NEW JERSEY OPEN PUBLIC MEETINGS ACT, N.J.S.A. 10:4-12

MOTION:

SECOND:

WHEREAS, the City Council of the City of Cape May is subject to certain requirements of the Open Public Meetings Act, N.J.S.A 10:4-6, et seq., and

WHEREAS, the Open Public Meetings Act, N.J.S.A. 10:4-12, provides that an Executive Session, not open to the public, may be held for certain specified purposes when authorized by Resolution, and

WHEREAS, it is necessary for the City Council of the City to discuss in a session not open to the public certain matters relating to the item or items authorized by N.J.S.A. 10:4-12b and designated below:

- _____ (1) Matters Required by Law to be Confidential: Any matter which, by express provision of Federal law or State statute or rule of court shall be rendered confidential or excluded from the provisions of the Open Public Meetings Act.
- _____ (2) Matters Where the Release of Information Would Impair the Right to Receive Funds: Any matter in which the release of information would impair a right to receive funds from the Government of the United States.
- _____ (3) Matters Involving Individual Privacy: Any material the disclosure of which constitutes an unwarranted invasion of individual privacy such as any records, data, reports, recommendations, or other personal material of any educational, training, social service, medical, health, custodial, child protection, rehabilitation, legal defense, welfare, housing, relocation, insurance and similar program or institution operated by a public body pertaining to any specific individual admitted to or served by such institution or program, including but not limited to information, relative to the individual's personal and family circumstances, and any material pertaining to admission, discharge, treatment, progress or condition of any individual, unless the individual concerned (or, in the case of a minor or incompetent, his guardian) shall request in writing that the same be disclosed publicly.
- _____ (4) Matters Relating to Collective Bargaining Agreement: Any collective bargaining agreement, or the terms and conditions which are proposed for inclusion in any collective bargaining agreement, including the negotiation of the terms and conditions thereof with employees or representatives of employees of the public body.
- _____ (5) Matters Relating to the Purchase, Lease or Acquisition of Real Property or the Investment of Public Funds: Any matter involving the purchase, lease or acquisition of real property with public funds, the setting of banking rates or investment of public funds, where it could adversely affect the public interest if discussion of such matters were disclosed.

_____ (6) Matters relating to Public Safety and Property: Any tactics and techniques utilized in protecting the safety and property of the public, provided that their disclosure could impair such protection. Any investigations of violations or possible violations of the law.

X (7) Matters Relating to Litigation, Negotiations and the Attorney-Client Privilege: any pending or anticipated litigation or contract negotiation in which the public body is, or may become a party. Any matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer-Beach Theatre.

_____ (8) Matters Relating to the Employment Relationship: Any matter involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance of promotion or disciplining of any specific prospective public officer or employee or current public officer or employee employed or appointed by the public body, unless all the individual employees or appointees whose rights could be adversely affected request in writing that such matter or matters be discussed at a public meeting.

_____ (9) Matters Relating to the Potential Imposition of a Penalty: Any deliberations of a public body occurring after a public hearing that may result in the imposition of a specific civil penalty upon the responding party or the suspension or loss of a license or permit belonging to the responding party bears responsibility.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Cape May, assembled in public session on December 1, 2015, that an Executive Session closed to the public shall be held on this date beginning at 1:00 P.M. in the City Hall Building of the City of Cape May, 643 Washington Street, Cape May for the discussion of matters relating to the specific items designated above.

It is anticipated that the deliberations conducted in closed session may be disclosed to the public upon the determination of the City Council that the public interest will no longer be served by such confidentiality.

I hereby certify the foregoing to be an original resolution adopted by the City Council of the City of Cape May at a meeting held on December 1, 2015.

Louise Cummiskey, City Clerk

Roll Call	Ayes	Nays	Absent	Abstain
Mahaney				
Swain				
Furlin				
Pessagno				
Meier				

CITY OF CAPE MAY, COUNTY OF CAPE MAY, STATE OF NEW JERSEY

RESOLUTION 257-12-2015

**A RESOLUTION OF THE CITY OF CAPE MAY APPROVING
AGREEMENT WITH THE BOROUGH OF CAPE MAY POINT
FOR LAW ENFORCEMENT AND DISPATCHING SERVICES**

MOTION:

SECOND:

WHEREAS, pursuant to the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1, et seq. (the "Interlocal Services Act"), any local government unit may enter into a contract with any other local government unit to provide and receive any service that each unit is empowered to provide or receive within its own jurisdiction; and

WHEREAS, the Borough of Cape May Point (the "Borough") desires to enter into a Interlocal Services Agreement (the "Agreement") with the City of Cape May (the "City") where the City shall provide law enforcement and dispatching services to the Borough pursuant to and as defined in the Agreement attached hereto as EXHIBIT A.

NOW, THEREFORE, BE IT RESOLVED, by the City of Cape May, County of Cape May, State of New Jersey, that:

1. The Agreement between the Borough and the City of Cape May, in the form attached hereto as EXHIBIT A, is hereby approved.
2. That the Mayor and Clerk are hereby authorized and directed to execute the Agreement on behalf of the City of Cape May, and to take any and all other actions necessary to effectuate the purposes thereof.
3. That the Agreement has been reviewed and approved by the City Solicitor as to form, content and legal procedure.
4. This resolution is contingent upon the Agreement being executed by the Mayor and City Clerk within thirty (30) days from the date of this resolution.

I hereby certify the foregoing to be an original resolution adopted by the City Council of the City of Cape May at a meeting held on November 16, 2015.

Louise Cummiskey, City Clerk

Roll Call	Ayes	Nays	Absent	Abstain
Dr. Mahaney				
Ms. Swain				
Ms. Pessagno				
Mr. Meier				
Mr. Furlin				

CITY OF CAPE MAY, COUNTY OF CAPE MAY, STATE OF NEW JERSEY

RESOLUTION NO. 258-15-2015

**A RESOLUTION OF THE CITY OF CAPE MAY APPROVING
AGREEMENT WITH THE BOROUGH OF WEST CAPE MAY
FOR LAW ENFORCEMENT AND DISPATCHING SERVICES**

MOTION:

SECOND:

WHEREAS, pursuant to the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1, et seq. (the "Interlocal Services Act"), any local government unit may enter into a contract with any other local government unit to provide and receive any service that each unit is empowered to provide or receive within its own jurisdiction; and

WHEREAS, the Borough of West Cape May (the "Borough") desires to enter into a Interlocal Services Agreement (the "Agreement") with the City of Cape May (the "City") where the City shall provide law enforcement and dispatching services to the Borough pursuant to and as defined in the Agreement attached hereto as EXHIBIT A.

NOW, THEREFORE, BE IT RESOLVED, by the City of Cape May, County of Cape May, State of New Jersey, that:

1. The Agreement between the Borough and the City of Cape May, in the form attached hereto as EXHIBIT A, is hereby approved.
2. That the Mayor and Clerk are hereby authorized and directed to execute the Agreement on behalf of the City of Cape May, and to take any and all other actions necessary to effectuate the purposes thereof.
3. That the Agreement has been reviewed and approved by the City Solicitor as to form, content and legal procedure.
4. This resolution is contingent upon the Agreement being executed by the Mayor and City Clerk within thirty (30) days from the date of this resolution.

I hereby certify the foregoing to be an original resolution adopted by the City Council of the City of Cape May at a meeting held on November 16, 2015.

Louise Cummiskey, City Clerk

Roll Call	Ayes	Nays	Absent	Abstain
Dr. Mahaney				
Ms. Swain				
Ms. Pessagno				
Mr. Meier				
Mr. Furlin				

CITY OF CAPE MAY, COUNTY OF CAPE MAY, STATE OF NEW JERSEY

RESOLUTION NO. 259-12-2015

**RESOLUTION TO AWARD BID FOR SCADA SYSTEM UPGRADES
AT CAPE MAY CITY WATER TREATMENT PLANT
CONTRACT M-4**

MOTION:

SECOND:

WHEREAS, the City of Cape May ("City") has advertised and received bids for the SCADA system upgrades at the City's water treatment plant – Contract M-4 (the "Project");

WHEREAS, it has been determined that the lowest responsive and responsible bidder is MARINO INDUSTRIAL SYSTEMS AND SERVICES, INC., 805A West Second Street, Chester, Pennsylvania 19013, which submitted a bid in the amount of ONE HUNDRED FORTY-FIVE THOUSAND SEVEN HUNDRED NINETY-FIVE (\$145,795.00) DOLLARS; and

WHEREAS, the City has therefore decided to award a contract for services to MARINO INDUSTRIAL SYSTEMS & SERVICES, INC. for completion of the Project for the amount bid and subject to all of the other terms and conditions set forth in the bid specifications.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Cape May, County of Cape May, State of New Jersey, as follows:

1. That a contract for services for the Project based upon all of the terms and conditions contained in the bid specifications is hereby awarded to MARINO INDUSTRIAL SYSTEMS & SERVICES, INC. for the amount of ONE HUNDRED FORTY-FIVE THOUSAND SEVEN HUNDRED NINETY-FIVE (\$145,795.00) DOLLARS.
2. That the Mayor and Clerk are hereby authorized and directed to execute a contract for services together with all other documents required in connection with the Project on behalf of the City.
3. That the City Manager and all other the appropriate City officials are hereby authorized and directed to take all such actions necessary to effectuate and facilitate the completion of the Project.
4. This Resolution shall take effect immediately.

I hereby certify the foregoing to be a true copy of a Resolution adopted by the City Council at a meeting held on December 1, 2015.

Louise Cummiskey, City Clerk

Roll Call	Ayes	Nays	Absent	Abstain
Dr. Mahaney				
Ms. Swain				
Mr. Furlin				
Mr. Meier				
Ms. Pessagno				

CITY OF CAPE MAY

RESOLUTION NO. 260-12-2015A

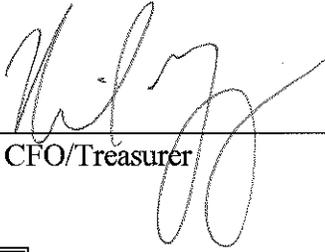
RESOLUTION FOR THE PAYMENT OF BILLS

MOTION:

SECOND:

BE IT RESOLVED by the City Council of the City of Cape May, that the following bills, approved for payment by the City Manager, be paid and that the Chief Financial Officer/Treasurer of the City of Cape May, is hereby authorized to draw orders for the amounts of same, as shown on bill list dated November 25, 2015 for payments excluding those related to Swain's Ace Hardware Inc. Total Bill List: \$993,551.62.

Current Fund Appropriations	\$ 233,502.58
Water/Sewer Utility Operating Fund	\$ 692,829.51
Tourism Utility Fund	\$ 6,781.62
General Capital Improvements	\$ 9,924.80
Water/Sewer Capital Improvements	\$ 13,814.44
Escrow Special Account	\$ 1,645.00
Trust Fund	\$ -
Grant Fund	\$ 16,674.75
Beach Utility Fund Appropriations	\$ 16,848.45
Beach Utility Capital Improvements	\$ 1,522.00
	<u>\$ 993,543.15</u>



Neil Young, CFO/Treasurer

Roll Call	Ayes	Nays	Absent	Abstain
Mahaney				
Swain				
Meier				
Pessagno				
Furlin				

I hereby certify the foregoing to be an original resolution adopted by the City Council of the City of Cape May at a meeting held on December 1, 2015.

Louise Cummiskey, City Clerk

CITY OF CAPE MAY

RESOLUTION NO. 260-12-2015B

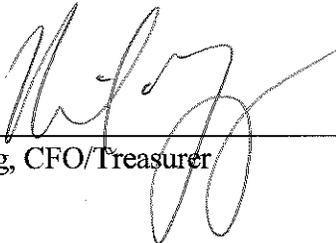
RESOLUTION FOR THE PAYMENT OF BILLS

MOTION:

SECOND:

BE IT RESOLVED by the City Council of the City of Cape May, that the following bills, approved for payment by the City Manager, be paid and that the Chief Financial Officer/Treasurer of the City of Cape May, is hereby authorized to draw orders for the amounts of same, as shown on bill list dated November 25, 2015 for payments related to Swain's Ace Hardware Inc:
Total Bill List: \$993,551.62.

Current Fund Appropriations	\$	8.47
Utility Operating Fund Appropriations	\$	-
General Capital Improvements	\$	-
Water/Sewer Capital Improvements	\$	-
Escrow Special Account	\$	-
Trust Fund	\$	-
Tourism Utility	\$	-
Grant Fund	\$	-
Beach Utility Fund Appropriations	\$	-
Beach Utility Capital Improvements	\$	-
	<u>\$</u>	<u>8.47</u>



Neil Young, CFO/Treasurer

Roll Call	Ayes	Nays	Absent	Abstain
Mahaney				
Swain				
Meier				
Pessagno				
Furlin				

I hereby certify the foregoing to be an original resolution adopted by the City Council of the City of Cape May at a meeting held on December 1, 2015.

Louise Cummiskey, City Clerk