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

RESOLUTION NO. 01-01-2016

ELECTION OF DEPUTY MAYOR

MOTION: **SECOND:**

BE IT RESOLVED by the City Council of the City of Cape May, that the Council shall select, from among its Members, a Deputy Mayor who shall serve in place of the Mayor in the event of his absence, disability or refusal to act.

BE IT FURTHER RESOLVED that pursuant to the Council-Manager form of government NJSA 40:69A-81 et. seq., nominations for the position of Deputy Mayor were made and a vote was taken resulting in the election of Beatrice Pessagno. The said Councilmember Beatrice Pessagno is hereby designated Deputy Mayor.

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 January 1, 2016.

Louise Cummiskey, City Clerk

Roll Call	Ayes	Nays	Absent	Abstain
Furlin				
Meier				
Pessagno				
Swain				
Mahaney				

cc: Deputy Mayor
Boards and Commissions Book

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

RESOLUTION NO. 02-01-2016

APPOINTMENT OF CLASS III
CITY OF CAPE MAY PLANNING BOARD

MOTION: **SECOND:**

BE IT RESOLVED by the City Council of the City of Cape May, that the Council shall select, from among its Members, a Class III member of the City of Cape May who shall serve for one year or terminate at the completion of their term in office of Councilmember whichever occurs first.

BE IT FURTHER RESOLVED that pursuant to the Council-Manager form of government N.J.S.A. 40:69A-81et.seq., nominations for the position of Class III Planning Board Member were made and a vote was taken resulting in the election of Councilmember Swain. The said Councilmember Swain is hereby designated Class III Planning Board Member.

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 January 1, 2016.

Louise Cummiskey, City Clerk

Roll Call	Ayes	Nays	Absent	Abstain
Furlin				
Meier				
Pessagno				
Swain				
Mahaney				

cc: CM Planning Board
Boards & Commissions Book

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

RESOLUTION NO. 03-01-2016

RESOLUTION APPOINTING MEMBER TO WSM MANAGEMENT CO, INC. BUSINESS IMPROVEMENT DISTRICT BOARD

MOTION: **SECOND:**

BE IT RESOLVED by the City Council of the City of Cape May, that the following appointment be made to the Washington Street Mall **Business Improvement District Board:**

Councilmember Beatrice Gauvry Pessagno

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 January 1, 2016.

Louise Cummiskey, City Clerk

Roll Call	Ayes	Nays	Absent	Abstain
Furlin				
Meier				
Pessagno				
Swain				
Mahaney				

cc: Secretary,WSM Mgmt, Co., Inc.
Councilmember Gauvry Pessagno

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

RESOLUTION NO. 04-01-2016

APPOINTMENT OF CITY SOLICITOR AND AUTHORIZING THE EXECUTION OF PROFESSIONAL SERVICES CONTRACT FOR SAME

MOTION: **SECOND:**

WHEREAS, it is necessary to appoint an Attorney at Law to the position of City Solicitor for the City of Cape May;

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

WHEREAS, this contract is awarded without competitive bids as a Professional Services Contract in accordance with N.J.S.A. 40A:11-5(1)(a) of the Local Public Contracts Law because it involves services rendered or performed by a person authorized and regulated by law to practice a recognized profession, and they require a high degree of trust and confidence in the individual providing the services and, in fact, may require the creation of a confidential or fiduciary relationship between the individual and the City.

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

1. Anthony P. Monzo, Esquire is hereby appointed as the Cape May City Solicitor and that a professional services contract with Anthony P. Monzo, Esquire, and the firm of Monzo Catanese Hillegass, P.C., of 211 Bayberry Drive, Suite 2A, Cape May Court House, New Jersey 08210, for a period of one (1) year commencing January 1, 2016 and terminating December 31, 2016, in the form attached hereto as EXHIBIT A, is hereby approved.

2. The Mayor and Clerk are hereby authorized and directed to execute the Contract on behalf of the City of Cape May, and to take any and all other actions necessary to effectuate the purposes thereof.

3. This Resolution is contingent upon the Contract being executed by the Mayor and City Clerk within thirty (30) days from the date of this Resolution.

4. A Notice of Award of Contract for the above services shall be published in the Cape May County Herald Times/Cape May County Herald.

5. The Business Disclosure Entity Certification shall be placed on file with 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 January 1, 2016.

Louise Cummiskey, City Clerk

Roll Call	Ayes	Nays	Absent	Abstain
Furlin				
Meier				
Pessagno				
Swain				
Mahaney				

cc: Anthony P. Monzo, Esq.
Chief Financial Officer

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

RESOLUTION NO. 05-01-2016

APPOINTMENT OF MUNICIPAL AUDITOR AND AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES CONTRACT FOR SAME

MOTION: **SECOND:**

WHEREAS, it is necessary to appoint a Registered Municipal Accountant of the State of New Jersey to serve as City Auditor;

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

WHEREAS, this contract is awarded without competitive bids as a Professional Services Contract in accordance with N.J.S.A. 40A:11-5(1)(a) of the Local Public Contracts Law because it involves services rendered or performed by a person authorized and regulated by law to practice a recognized profession, and they require a high degree of trust and confidence in the individual providing the services and, in fact, may require the creation of a confidential or fiduciary relationship between the individual and the City.

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

1. Leon P. Costello, CPA, RMA, is hereby appointed as the Cape May City Municipal Auditor and that a professional services contract with Leon P. Costello, CPA, RMA, of the firm of Ford, Scott & Associates, L.L.C., having an office at 1535 Haven Avenue, Ocean City, New Jersey 08226, for a period of one (1) year commencing January 1, 2016 and terminating December 31, 2016, and submitted to the City, in the form attached hereto as EXHIBIT A, is hereby approved.

2. The Mayor and Clerk are hereby authorized and directed to execute the Contract on behalf of the City of Cape May, and to take any and all other actions necessary to effectuate the purposes thereof.

3. The Contract has been reviewed and approved by the City Solicitor as to form, content and legal procedure.

4. This Resolution is contingent upon the Contract being executed by the Mayor and City Clerk within thirty (30) days from the date of this Resolution.

5. A Notice of Award of Contract for the above services shall be published in the Cape May County Herald Times/Cape May County Herald.

6. The Business Disclosure Entity Certification shall be placed on file with 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 January 1, 2016.

_____

Louise Cummiskey, City Clerk

cc: Leon P. Costello, CPA, RMA
Chief Financial Officer

Roll Call	Ayes	Nays	Absent	Abstain
Furlin				
Meier				
Pessagno				
Swain				
Mahaney				

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

RESOLUTION NO. 06-01-2016

RESOLUTION APPROVING APPOINTMENT OF MCMANIMON, SCOTLAND & BAUMANN, LLC AND AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT FOR SAME

MOTION: **SECOND:**

WHEREAS, there exists a need for specialized legal services in connection with the authorization and the issuance of bonds or notes of the City of Cape May (the "City") in the County of Cape May, State of New Jersey, including the review of such procedures and the rendering of approving legal opinions acceptable to the financial community;

WHEREAS, such special legal services can be provided only by a recognized Bond Counsel firm, and the law firm of McManimon, Scotland & Baumann, LLC, located at 75 Livingston Avenue, Roseland, New Jersey 07068, is so recognized by the financial community;

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

WHEREAS, this contract is awarded, without competitive bids as a professional services contract in accordance with N.J.S.A. 40A:11-5(1)(a) of the Local Public Contracts Law because it involves services rendered or performed by a person authorized and regulated by law to practice a recognized profession, and they require a high degree of trust and confidence in the individual providing the services and, in fact, may require the creation of a confidential or fiduciary relationship between the individual and the City.

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

1. McManimon, Scotland & Baumann, LLC is hereby appointed as the Cape May City Bond Counsel and that a professional services contract with McManimon, Scotland & Baumann, LLC, located at 75 Livingston Avenue, Roseland, New Jersey 07068, to represent the City of Cape May in connection with the authorization and the issuance of bonds or notes by the City in accordance with an Agreement dated as of January 1, 2016 and submitted to the City, in the form attached hereto as EXHIBIT A, is hereby approved.

2. 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. 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.

5. A Notice of Award of Professional Services Agreement for the above services shall be published in the Cape May County Herald Times/Cape May County Herald.

6. The Business Disclosure Entity Certification shall be placed on file with this resolution.

I hereby certify the foregoing to be a true copy of a Resolution adopted by the City Council at a meeting held on January 1, 2016.

_____

Louise Cummiskey, City Clerk

Roll Call	Ayes	Nays	Absent	Abstain
Furlin				
Meier				
Pessagno				
Swain				
Mahaney				

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

RESOLUTION NO. 07-01-2016

APPOINTMENT OF MUNICIPAL PUBLIC DEFENDER AND AUTHORIZING THE EXECUTION OF PROFESSIONAL SERVICES CONTRACT FOR SAME

MOTION: **SECOND:**

WHEREAS, it is necessary to appoint an Attorney at Law to the position of Municipal Public Defender, for the City of Cape May;

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

WHEREAS, this contract is awarded without competitive bids as a Professional Services Contract in accordance with N.J.S.A. 40A:11-5(1)(a) of the Local Public Contracts Law because it involves services rendered or performed by a person authorized and regulated by law to practice a recognized profession, and they require a high degree of trust and confidence in the individual providing the services and, in fact, may require the creation of a confidential or fiduciary relationship between the individual and the City.

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

1. Michael A. Sorensen, Esquire, is hereby appointed as the Cape May Municipal Public Defender and that a professional services contract with Michael A. Sorensen, Esquire, 207 South Main Street, Cape May Court House, NJ 08210, for a period of one (1) year commencing January 1, 2016 and terminating December 31, 2016, in the form attached hereto as EXHIBIT A, is hereby approved.

2. The Mayor and Clerk are hereby authorized and directed to execute the Contract on behalf of the City of Cape May, and to take any and all other actions necessary to effectuate the purposes thereof.

3. The Contract has been reviewed and approved by the City Solicitor as to form, content and legal procedure.

4. This Resolution is contingent upon the Contract being executed by the Mayor and City Clerk within thirty (30) days from the date of this Resolution.

5. A Notice of Award of Contract for the above services shall be published in the Cape May County Herald Times/Cape May County Herald.

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 January 1, 2016.

_____
Louise Cummiskey, City Clerk

Roll Call	Ayes	Nays	Absent	Abstain
Furlin				
Meier				
Pessagno				
Swain				
Mahaney				

cc: Court-Police Dept
Michael A. Sorensen, Esquire

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

RESOLUTION NO. 08-01-2016

RESOLUTION DESIGNATING OFFICIAL NEWSPAPERS FOR THE YEAR 2015 IN THE CITY OF CAPE MAY

Motion: **Second:**

WHEREAS, the City of Cape May is required to designate an official newspaper for the publication of the City meetings and other official business; and

WHEREAS, the **Cape May County Herald Times/Cape May County Herald** and **The Press of Atlantic City** have been deemed qualified for use as the official newspapers of the City of Cape May.

NOW, THEREFORE, BE IT RESOLVED by the City Council, that the **Cape May County Herald Times/Cape May County Herald** being the official newspaper to receive notice of all meetings, the second newspaper designated by this Body to receive all notices under the Open Public Meetings Act shall be **The Press of Atlantic City**, which, in the opinion of this Council, has the greatest likelihood of informing the public within the jurisdictional area of this Governing Body.

"Official Action may be taken."

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 January 1, 2016.

_____

Louise Cummiskey, City Clerk

Roll Call	Ayes	Nays	Absent	Abstain
Furlin				
Meier				
Pessagno				
Swain				
Mahaney				

cc: All Departments
City Attorney
City Engineer
City Hall Bulletin Board
Cape May City Housing Authority
Cape May Co. Library/Cape May City Branch
Cape May Star and Wave
The Press of Atlantic City
Cape May County Herald
Cape May County Gazette

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

RESOLUTION NO. 09-01-2016

RESOLUTION APPOINTING ENGINEER FOR INSPECTION OF PROJECTS APPROVED BY CAPE MAY CITY PLANNING AND/OR ZONING BOARD OF ADJUSTMENT JANUARY 1, 2016 – DECEMBER 31, 2016

MOTION: **SECOND:**

WHEREAS, the City of Cape May (the "City") desires to appoint an engineer ("Engineer") pursuant to Section 10-83 of the Cape May City Code ("Code") for purposes of conducting inspections of development projects approved by the Cape May City Planning Board and Zoning Board of Adjustment for a term commencing January 1, 2016 and ending December 31, 2016 (the "Term");

WHEREAS, Polistina & Associates, LLC ("Polistina") is presently serving as the Engineer for the Cape May City Planning Board and Zoning Board of Adjustment and, in connection therewith, is responsible for reviewing all of the development plans submitted to the Zoning Office for consideration by the Cape May City Planning Board and Zoning Board of Adjustment and for representing the said Boards at all hearings conducted in connection therewith;

WHEREAS, following the approval of development projects, the City is responsible for the inspection and acceptance of the improvements and, in connection therewith, releasing any guaranties posted by the developer to insure performance and thereafter maintenance of said improvements;

WHEREAS, the City desires for purposes of continuity and familiarity with each development project that the Engineer appointed by the Cape May City Planning Board and Zoning Board of Adjustment in connection with the review of the development plans and the approval process also be the same engineering firm that inspects the improvements to insure that they conform to said plans as well as all other applicable federal, state and local land use laws;

WHEREAS, the City therefore desires to utilize Polistina for said inspections to be billed against any escrows deposited with the developers of any projects approved by the Cape May City Planning Board and/or Zoning Board of Adjustment pursuant to the terms and conditions of the Professional Services Agreement currently in place between the Cape May City Planning Board and Zoning Board of Adjustment and Polistina, the terms of which are incorporated herein by this reference; and

WHEREAS, Polistina has also completed and submitted a Business Entity Disclosure Certification which certifies that Polistina has not made any reportable contributions to a political or candidate committee in the City of Cape May in the previous one year, and that the Agreement will prohibit Polistina from making any reportable contributions through the term of the Agreement.

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

1. The Recital paragraphs are hereby incorporated into this Resolution as if set forth at length.

2. The City Council hereby appoints Polistina as a special engineer for purposes of inspecting all projects approved by the Cape May City Planning Board and/or Zoning Board of Adjustment to insure compliance with all applicable development plans as approved by said Boards and also for compliance with all other federal, state and local land use laws, specifically pursuant to the terms and conditions set forth in N.J.S.A. 40:55D-53.

3. The specific terms and conditions for compensating Polistina for said inspection services shall be as set forth in the existing Professional Services Agreement between Polistina and the Cape May City Planning Board and Zoning Board of Adjustment and all said fees shall specifically be billed against any escrows that are deposited with the respective applicants for development in accordance with applicable City ordinances.

4. The Business Disclosure Entity Certification shall be placed on file with 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 January 1, 2016.

_____

Louise Cummiskey, City Clerk

Roll Call	Ayes	Nays	Absent	Abstain
Furlin				
Meier				
Pessagno				
Swain				
Mahaney				

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

RESOLUTION NO. 10-01-2016

APPOINTMENT OF MUNICIPAL PROSECUTOR AND AUTHORIZING THE EXECUTION OF PROFESSIONAL SERVICES CONTRACT FOR SAME

MOTION: **SECOND:**

WHEREAS, it is necessary to appoint an Attorney at Law to the position of Municipal Prosecutor, for the City of Cape May; and

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

WHEREAS, this Contract is awarded without competitive bids as a Professional Services Contract in accordance with N.J.S.A. 40A:11-5(1)(a) of the Local Public Contracts Law because it involves services rendered or performed by a person authorized and regulated by law to practice a recognized profession, and they require a high degree of trust and confidence in the individual providing the services and, in fact, may require the creation of a confidential or fiduciary relationship between the individual and the City.

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

1. Marian R. Ragusa, Esquire, is hereby appointed as the Cape May Municipal Prosecutor and that a professional services contract with Marian R. Ragusa, Esquire, 605 Commonwealth Avenue, Strathmere, New Jersey 08248, for a period of one (1) year commencing January 1, 2016 and terminating December 31, 2016, in the form attached hereto as EXHIBIT A, is hereby approved.

1. The Mayor and Clerk are hereby authorized and directed to execute the Contract on behalf of the City of Cape May, and to take any and all other actions necessary to effectuate the purposes thereof.

2. The Contract has been reviewed and approved by the City Solicitor as to form, content and legal procedure.

3. This Resolution is contingent upon the Contract being executed by the Mayor and City Clerk within thirty (30) days from the date of this Resolution.

4. A Notice of Award of Contract for the above services shall be published in the Cape May County Herald Times/Cape May County Herald.

5. The Business Disclosure Entity Certification shall be placed on file with 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 January 1, 2016.

_____

Louise Cummiskey, City Clerk

Roll Call	Ayes	Nays	Absent	Abstain
Furlin				
Meier				
Pessagno				
Swain				
Mahaney				

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

RESOLUTION NO. 11-01-2016

ESTABLISHING BUSINESS HOURS
FOR CITY HALL IN THE CITY OF CAPE MAY

MOTION: **SECOND:**

BE IT RESOLVED by the City Council of the City of Cape May, that in the interest of efficiency in the conduct of City business and convenience to the taxpayers, the business and working hours for the City Hall, at 643 Washington Street, are:

8:30 A. M. TO 4:30 P. M.
8:00 A.M. TO 4:00 P.M. – Municipal Court Hours

Monday through Friday, except as otherwise specified by Collective Bargaining Contract.

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 January 1, 2016.

_____
Louise Cummiskey, City Clerk

Roll Call	Ayes	Nays	Absent	Abstain
Furlin				
Meier				
Pessagno				
Swain				
Mahaney				

cc: All Departments

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

RESOLUTION NO. 12-01-2016

RESOLUTION DESIGNATING MEETING DAY AND PLACE FOR COUNCIL MEETINGS OF THE CITY OF CAPE MAY

MOTION: **SECOND:**

WHEREAS, N.J.S.A. **40:69A-179** requires the Municipal Council to designate the time of holding regular meetings, which shall be at least monthly, and these meetings are to be open to the public; and

WHEREAS, the City Council intends to hold two meetings per month (one (1) worksession/regular meeting and one (1) regular meeting) as listed below in compliance with the Open Public Meetings Act of the State of New Jersey.

NOW, THEREFORE, BE IT RESOLVED by the City Council, that the following schedule of work sessions and regular meetings be and is hereby adopted for the period January 1, 2016 through December 31, 2016, all meetings to be held in the City Hall Auditorium, 643 Washington Street, Cape May, NJ:

REORGANIZATION MEETING OF CAPE MAY CITY COUNCIL

Friday, January 1, 2016 at NOON

WORK SESSION/REGULAR MEETING
1st Tuesday of every month at 1:00 P.M.

Tuesday, January 5, 2016
Tuesday, February 2, 2016
Wednesday, March 2, 2016
Tuesday, March 1, 2016 – No Council Meeting
Tuesday, April 5, 2016
Tuesday, May 3, 2016
Monday, June 6, 2016
Tuesday, June 7, 2016 – Primary Election – No Council Meeting
Tuesday, July 5, 2016
Tuesday, August 9, 2016
Tuesday, September 6, 2016
Tuesday, October 4, 2016
Monday, November 7, 2016
Tuesday, November 8, 2016 – General Election – No Council Meeting
Tuesday, December 6, 2016

REGULAR MEETING
3rd Tuesday of every month at 7:00 P.M.

Tuesday, January 19, 2016
Tuesday, February 16, 2016
Tuesday, March 15, 2016
Tuesday, April 19, 2016
Tuesday, May 17, 2016
Tuesday, June 21, 2016
Tuesday, July 19, 2016
Tuesday, August 16, 2016
Tuesday, September 20, 2016
Tuesday, October 18, 2016
Monday, November 14, 2016
Tuesday, November 15, 2016 - League of Municipalities – No Council Meeting
Tuesday, December 20, 2016

"OFFICIAL ACTION MAY BE TAKEN"

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 January 1, 2016.

_____
Louise Cummiskey, City Clerk

Roll Call	Ayes	Nays	Absent	Abstain
Inderwies	X			
Meier	X			
Pessagno	X			
Swain	X			
Mahaney	X			

cc: All Departments
City Attorney
City Engineer
City Hall Bulletin Board
Cape May City Housing Authority
Cape May Co. Library/Cape May City Branch
Cape May Star and Wave
The Press of Atlantic City
Cape May County Herald
Cape May County Gazette

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

RESOLUTION NO. 13-01-2016

RESOLUTION AUTHORIZING THE TAX ASSESSOR TO FILE A PETITION OF APPEAL AND STIPULATION OF SETTLEMENT FOR THE TAX YEAR 2016 WITH THE CAPE MAY COUNTY BOARD OF TAXATION

MOTION: **SECOND:**

WHEREAS, BY DIRECTIVE OF THE Cape May County Board of Taxation, any and all tax appeals for the increase or decrease of assessments submitted to the Cape May County Board of Taxation on behalf of the City of Cape May for the Tax year 2016 require authorization by the City Council; and

WHEREAS, the City Council of the City of Cape May desires to authorize the Cape May City Tax Assessor to approve all tax appeals filed with the Cape May County Board of Taxation and further desires to authorize and direct the Cape May City Tax Assessor and City Attorney to execute all stipulations of settlement in connection therewith.

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

1. That the Cape May City Tax Assessor is hereby authorized to settle all tax appeals filed in the City of Cape May with the Cape May County Board of Taxation for the 2016 Tax Year;
2. That the Cape May City Tax Assessor and City Attorney are hereby authorized to execute any and all stipulations of settlement to resolve any tax appeals filed with the Cape May County Board of Taxation for the 2016 Tax Year;
3. That the Cape May City Clerk is hereby directed to submit a certified copy of this Resolution to the Cape May City Tax Assessor, Tax Collector, City Attorney and Cape May County Board of Taxation.

I hereby certify this is the original Resolution adopted by the City Council at a meeting held on January 1, 2016.

Louise Cummiskey, City Clerk

Roll Call	Ayes	Nays	Absent	Abstain
Furlin				
Meier				
Pessagno				
Swain				
Mahaney				

cc: City of Cape May Tax Assessor, Tax Collector, City Solicitor (certified copy)
Cape May County Board of Taxation (certified copy)

Clerks/Annual Reorganization /Tax Assessor

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

RESOLUTION NO. 14-01-2016

RESOLUTION APPROVING LIST OF PEDDLERS' DESIGNATED LOCATIONS

MOTION: **SECOND:**

WHEREAS, Chapter 379 of the Revised General Ordinances of the City of Cape May regulates Peddlers, Hawkers and Vendors within the City of Cape May; and

WHEREAS, it is necessary for the Governing Body of the City of Cape May to designate the vendor locations for the 2016 season.

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the City of Cape May that the following be designated vendor locations for 2016:

1. Beach Avenue at Pittsburgh Avenue, South Side, First two parking spaces on West side of public access
2. Beach Avenue at Trenton Avenue, South Side, First two parking spaces on East side of public access
3. Beach Avenue at Philadelphia Avenue, South Side, Meters #N95 and N96, East Side of public access
4. Beach Avenue at Periwinkle, South Side, Meters # N76 and N77, East side of public access
5. Beach Avenue at Windsor Avenue, South Side, Meters #B9 and B10, East side of public access
6. Beach Avenue at Grant Street Restroom, South side, Meters #S11 and S12, West Side of public access
7. Beach Avenue at First Avenue, South side, Meters #S68 and S69, East side of public access.

I hereby certify the foregoing to be a true copy of a resolution adopted by the City of Cape May at a meeting held on January 1, 2016.

_____
Louise Cummiskey, City Clerk

Roll Call	Ayes	Nays	Absent	Abstain
Furlin				
Meier				
Pessagno				
Swain				
Mahaney				

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

RESOLUTION NO. 15-01-2016

DESIGNATION OF PUBLIC AGENCY COMPLIANCE OFFICER

MOTION: **SECOND:**

WHEREAS, N.J.A.C. 17:27-3.5 requires that each public agency annually designate an officer or employee to serve as its public agency compliance officer.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Cape May that **Bruce MacLeod, City Manager** be and is hereby designated Public Agency Compliance Officer for the year 2016.

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 January 1, 2016.

Louise Cummiskey, City Clerk

Roll Call	Ayes	Nays	Absent	Abstain
Furlin				
Meier				
Pessagno				
Swain				
Mahaney				

cc: NJ Department of Treasury, Div. Of Contract Compliance (certified)
CFO
Posted Bulletin Board and Break Room
Published in Cape May County Herald

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

RESOLUTION NO. 16-01-2016

RESOLUTION APPOINTING FUND COMMISSIONER

MOTION: **SECOND:**

WHEREAS, the City of Cape May has resolved to join the Atlantic County Municipal Joint Insurance Fund, hereinafter referred to as FUND; and

WHEREAS, the bylaws of the FUND require that each Municipality appoint a Fund Commissioner who shall be a member of the municipality's governing body or one of its municipal employees; and

WHEREAS, the City of Cape May recommends the appointment of Neil Young, CFO, as Fund Commissioner.

NOW, THEREFORE, BE IT RESOLVED by the City of Cape May that it does hereby appoint **Neil Young,** CFO, as Fund Commissioners for the FUND.

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 January 1, 2016.

_____

Louise Cummiskey, City Clerk

Roll Call	Ayes	Nays	Absent	Abstain
Furlin				
Meier				
Pessagno				
Swain				
Mahaney				

cc: Atlantic County JIF
Fund Commissioner
File

Files/resolutions/January/fund commissioner

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

RESOLUTION NO. 17-01-2016

RESOLUTION APPOINTING ALTERNATE FUND COMMISSIONER

MOTION: **SECOND:**

WHEREAS, the City of Cape May has joined the Atlantic County Municipal Joint Insurance Fund, hereinafter referred to as FUND; and

WHEREAS, according to the bylaws of the FUND, the City has appointed Neil Young as Fund Commissioners; and

WHEREAS, the City of Cape May desires to appoint an Alternate Fund Commissioner, who will serve in the absence of the Fund Commissioner.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Cape May does hereby appoint Louise Cummiskey as Alternate Fund Commissioner for the FUND, for a term beginning January 1, 2016 and ending December 31, 2016.

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 January 1, 2016.

_____
Louise Cummiskey, City Clerk

cc: File
Atlantic County JIF
Fund Commissioner

Roll Call	Ayes	Nays	Absent	Abstain
Furlin				
Meier				
Pessagno				
Swain				
Mahaney				

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

RESOLUTION NO. 18-01-2016

RESOLUTION DESIGNATING OFFICIAL CITY OF CAPE MAY PHYSICIANS

MOTION: **SECOND:**

WHEREAS, it is necessary from time to time to send a City employee or potential City employee to a physician; and

WHEREAS, the City Council of the City of Cape May desires to designate the official City of Cape May physicians.

NOW, THEREFORE, BE IT RESOLVED, that the following are hereby designated as official physicians to be used for all Cape May City employees referred by the City of Cape May:

Dr. William Weisberg
Cape Urgent Care
900 Route 109
Cape May, NJ

Dr. Daniel Boyle
Cape Health Solutions
650 Town Bank Road
Lower Township, NJ

I hereby certify the foregoing to be a true copy of a resolution adopted by the City of Cape May at a meeting held on January 1, 2016.

_____
Louise Cummiskey, City Clerk

Roll Call	Ayes	Nays	Absent	Abstain
Furlin				
Meier				
Pessagno				
Swain				
Mahaney				

All Departments
Union Representatives
Dr. Weisberg
Dr. Boyle
ACMJIF

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

RESOLUTION NO. 19-01-2016

RESOLUTION AUTHORIZING THE CITY CLERK TO ISSUE BINGO AND RAFFLE LICENSES THROUGHOUT THE YEAR TO QUALIFIED ORGANIZATIONS

MOTION: **SECOND:**

WHEREAS, the City Clerk receives applications throughout the year from various organizations to conduct bingo and/or raffle games within Cape May City; and

WHEREAS, the below listed applicants have obtained their State Registration from N.J. Legalized Games of Change and have been in good standing with the City for many years; and

WHEREAS, there appears to be no reason to deny said licenses for 2016, providing all paperwork is completed and required fees have been paid.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Cape May, the Governing body thereof, that the City Clerk is authorized to issue bingo/raffle licenses for 2016 to the following organizations as applicable throughout the year.

Cape May Stage, Inc.
Kiwanis Club of Cape May
Christ Child Society
Mid Atlantic Center for Arts, Inc.
Knights of Columbus St. - Mary's Council
Women's Community Club of Cape May
Crusader Club of Wildwood Catholic High School
Soroptimist Club International of Cape May
Notre Dame De La Mer Parish
Our Lady Star of the Sea Church
Chamber of Commerce of Greater Cape May
East Lynn Theatre Company
Literacy Volunteers Association
New Jersey Audubon Society, Inc.
Brendan Borek High Tides Memorial Fund
Cape May Fire Department, Inc.
The Wildwoods Son's of Italy
Cape Trinity Catholic, PTA
Animal Outreach

I hereby certify the foregoing to be a true copy of a resolution adopted by the City of Cape May at a meeting held on January 1, 2016.

_____
Louise Cummiskey, City Clerk

Roll Call	Ayes	Nays	Absent	Abstain
Furlin				
Meier				
Pessagno				
Swain				
Mahaney				

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

RESOLUTION NO. 20-01-2016

RESOLUTION ESTABLISHING SCHEDULED HOLIDAYS FOR THE CITY OF CAPE MAY

MOTION: **SECOND:**

BE IT RESOLVED by the City Council of the City of Cape May, that the scheduled holidays for the period January 1, 2016 through December 31, 2016 are as follows:

CITY HALL CLOSED FOR LEGAL HOLIDAYS

Jan. 1, 2016	Friday	New Year's Day
Jan. 18, 2016	Monday	Martin Luther King, Jr. Day
Feb. 12, 2016	Friday	Lincoln's Birthday
Feb. 15, 2016	Monday	Presidents' Day
March 25, 2016	Friday	Good Friday
May 30, 2016	Monday	Memorial Day
July 4, 2016	Monday	Independence Day
Sept. 5, 2016	Monday	Labor Day
Oct. 10, 2016	Monday	Columbus Day
Nov. 8, 2016	Tuesday	Election Day
Nov. 11, 2016	Friday	Veterans' Day
Nov. 24, 2016	Thursday	Thanksgiving Day
Nov. 25, 2016	Friday	City Hall Closed
Dec. 26, 2016	Monday	Christmas Day

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 January 1, 2016.

Louise Cummiskey, City Clerk

Roll Call	Ayes	Nays	Absent	Abstain
Furlin				
Meier				
Pessagno				
Swain				
Mahaney				

cc: All Departments

Clerks, Annual Reorganization/scheduled holidays

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

RESOLUTION NO. 21-01-2016

APPOINTMENT OF DEPUTY CITY CLERK

MOTION: **SECOND:**

WHEREAS, the need exists for a Deputy City Clerk to serve in the absence of the City Clerk; and

WHEREAS, the appointment of the Deputy City Clerk is an appointment to be made by the Mayor with advice and consent of City Council; and

WHEREAS, the Mayor has recommended, and City Council had duly considered, the appointment of Patricia Harbora as Deputy City Clerk.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Cape May, in the County of Cape May and State of New Jersey, hereby consents to the Mayoral appointment of Patricia Harbora to the position of Deputy City Clerk of the City of Cape May.

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 January 1, 2016.

Louise Cummiskey, City Clerk

Roll Call	Ayes	Nays	Absent	Abstain
Furlin				
Meier				
Pessagno				
Swain				
Mahaney				

cc: City Clerk
Patricia Harbora
Personnel file

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

RESOLUTION NO. 22-01-2016

RESOLUTION APPOINTING RISK MANAGEMENT CONSULTANT
ATLANTIC COUNTY MUNICIPAL JOINT INSURANCE FUND

MOTION **SECOND**

WHEREAS, the City of Cape May is a member of the **Atlantic County Municipal Joint Insurance Fund,** a self insurance pooling fund, and;

WHEREAS, the Bylaws of said Fund require that each municipality appoint a RISK MANAGEMENT CONSULTANT to perform various professional services as detailed in the Bylaws and;

WHEREAS, the Bylaws indicate a fee Not To Exceed six percent (6%) of the municipal assessment which expenditure represents reasonable compensation for the services required and was included in the cost considered by the governing body and;

WHEREAS, the judgmental nature of the Risk Management Consultant's duties renders comparative bidding impractical;

NOW THEREFORE, be it resolved that the governing body of the City of Cape May does hereby appoint **Marsh & McLennan Agency through the services of its designated agent, Michael McLaughlin,** as its Risk Management Consultant in accordance with 40A:11-5 and;

BE IT FURTHER RESOLVED that the governing body is hereby authorized and directed to execute the Consultant's Agreement annexed hereto and to cause a notice of this decision to be published according to NJSA 40A:11-5 (1), (a), (i).

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 January 1, 2016.

Louise Cummiskey, City Clerk

Roll Call	Ayes	Nays	Absent	Abstain
Furlin				
Meier				
Pessagno				
Swain				
Mahaney				

cc: ACMJIF
Marsh & McLennan

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

RESOLUTION NO. 23-01-2016

RESOLUTION APPROVING THE 2016 CASH MANAGEMENT PLAN FOR THE CITY OF CAPE MAY

MOTION: **SECOND:**

WHEREAS, N.J.S.A. 40A:5-14 requires the City of Cape May by Resolution passed by a majority of the membership thereof, to adopt a Cash Management Plan; and

WHEREAS, the attached Cash Management Plan will guide the investment of funds of the City of Cape May; and

WHEREAS, the Chief Financial Officer will administer the Plan; and

WHEREAS, the Plan is subject to annual audit.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Cape May that the attached Cash Management Plan of the City of Cape May, in the County of Cape May, New Jersey is approved and adopted for the period beginning January 1, 2016 and ending December 31, 2016.

I hereby certify that the foregoing to be an original resolution adopted by the City Council of the City of Cape May at a meeting held on January 1, 2016.

_____

Louise Cummiskey, City Clerk

Roll Call	Ayes	Nays	Absent	Abstain
Mahaney				
Swain				
Meier				
Pessagno				
Furlin				

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

RESOLUTION NO 24-01-2016

2016 TEMPORARY BUDGET

MOTION: **SECOND:**

WHEREAS, N.J.S.A. 40A:4-19 provides that where any contract, commitment or payments are to be made prior to the final adoption of the 2016 Budget, temporary appropriations should be made for the purposes and amounts required in the manner and time therein provided; and

WHEREAS, the date of this Resolution is within the first thirty days of January 2016; and

WHEREAS, the total appropriations of the 2015 Budget, exclusive of any appropriations made for interest and debt redemption charges, capital improvement fund and public assistance, is the sum of **$14,329,692.97** for the Current Fund, **$5,077,700.00** for the Water and Sewer Utility Fund, **$2,079,795.00** for the Beach Utility Fund and **$1,106,700.00** for the Tourism Utility Fund; and

WHEREAS, 26.25% of the total appropriations in the 2015 Budget, exclusive of any appropriations made for interest and debt redemption charges, capital improvement fund and public assistance in the said 2015 Budget is the sum of **$3,761,544.40** for the Current Fund; **$1,332,896.25** for the Water and Sewer Utility Fund, **$545,946.19** for the Beach Utility Fund and **$290,508.75** for the Tourism Utility Fund;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Cape May, in the County of Cape May and State of New Jersey, that the said Temporary Budget appropriations be made and that a certified copy of this Resolution is transmitted to the Chief Financial Officer.

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 January 1, 2016.

_____

Louise Cummiskey, City Clerk

Roll Call	Ayes	Nays	Absent	Abstain
Mahaney				
Swain				
Meier				
Pessagno				
Furlin				

cc: Chief Financial Officer

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

RESOLUTION NO. 25-01-2016

2016 DEBT SERVICE BUDGET

MOTION: **SECOND:**

WHEREAS, N.J.S.A. 40A:4-19 provides that where any contract, commitment or payments are to be made prior to the final adoption of the 2016 Budget, appropriations should be made for the purposes and amount required in the manner and time therein provided; and

WHEREAS, appropriations for interest and debt redemption charges, are required for the Current Fund, the Water and Sewer Utility Fund and Beach Utility Fund; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Cape May, in the County of Cape May and State of New Jersey, that the following budget appropriations be made and that a certified copy of this Resolution is transmitted to the Chief Financial Officer:

CURRENT FUND		
BUDGET DEBT SERVICE:	Bond Principal	$ 1,728,000.00
	Int. on Bonds	643,500.00
	Int. on Notes	74,000.00
	Green Trust Loan	20,200.00
	NJEIT Loans	26,500.00
		$ 2,492,200.00
WATER & SEWER UTILITY		
BUDGET DEBT SERVICE:	Bond Principal	$ 825,000.00
	Int. on Bonds	227,250.00
	Int. on Notes	12,000.00
	USDA Loans	406,500.00
	NJEIT LOANS	120,500.00
		$ 1,591,250.00
BEACH UTILITY		
BUDGET DEBT SERVICE:	Bond Principal	$ 125,000.00
	Int. on Bonds	56,750.00
	Int. on Notes	4,000.00
		$ 185,750.00

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 January 1, 2016.

Louise Cummiskey, City Clerk

Roll Call	Ayes	Nays	Absent	Abstain
Mahaney				
Swain				
Meier				
Pessagno				
Furlin				

cc: Chief Financial Officer

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

RESOLUTION NO. 26-01-2016

A RESOLUTION APPROVING AN AGREEMENT BETWEEN THE CITY OF CAPE MAY AND JAMES M. RUTALA ASSOCIATES, LLC FOR CONSULTING SERVICES

MOTION: **SECOND:**

WHEREAS, the City of Cape May (the "City") desires to retain the services of James M. Rutala Associates, LLC ("Rutala") as a grants consultant in connection with several projects as more specifically set forth in the proposed Agreement attached hereto as EXHIBIT A (the "Agreement");

WHEREAS, the City has determined that the Services qualify as extraordinary unspecifiable services pursuant to N.J.S.A. 40A:11-5, N.J.S.A. 40A:11-5(1)(a)(i) in that they are services which are specialized and qualitative in nature requiring expertise, extensive training and proven reputation in the field of endeavor.

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 Agreement between James M. Rutala Associates, LLC and the City of Cape May, in the form attached hereto as EXHIBIT A (the "Agreement"), is hereby approved.

2. The Mayor and Clerk are hereby authorized and directed to execute the Agreement in the form attached hereto as EXHIBIT A 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.

5. A Notice of Award of the Agreement for the above services shall be published in the *Cape May County Herald Times/Cape May County Herald.*

6. The Business Entity Disclosure Certification shall be placed on file with 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 January 1, 2016.

Louise Cummiskey, City Clerk

Roll Call	Ayes	Nays	Absent	Abstain
Furlin				
Meier				
Pessagno				
Swain				
Mahaney				

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

RESOLUTION NO. 27-01-2016

RESOLUTION CONCERNING DEFERRED SCHOOL TAX LEVY -- CITY OF CAPE MAY SCHOOL DISTRICT

MOTION: **SECOND:**

WHEREAS, by Statute, when a municipality raises school taxes on a school year basis, an amount of not more than fifty (50%) percent of the levy may be deferred to the following year; and

WHEREAS, fifty (50%) percent of the school tax levy of the City of Cape May School District is **$865,778.50**.

NOW, THEREFORE, BE IT RESOLVED that the Governing body of the City of Cape May, desires to defer school taxes to the Year 2016, in the amount of **$865,778.50**.

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 January 1, 2016.

Louise Cummiskey, City Clerk

Roll Call	Ayes	Nays	Absent	Abstain
Mahaney				
Swain				
Meier				
Pessagno				
Furlin				

cc: Chief Financial Officer
Div. of LGS (1 certified copy)
Cape May School District

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

RESOLUTION NO. 28-01-2016

RESOLUTION CONCERNING DEFERRED SCHOOL TAX LEVY -- CITY OF CAPE MAY -- LOWER CAPE MAY REGIONAL SCHOOL DISTRICT

MOTION: **SECOND:**

WHEREAS, by Statute, when a municipality raises school taxes on a school year basis, an amount of not more than fifty (50%) percent of the levy may be deferred to the following year; and

WHEREAS, fifty (50%) percent of the school tax levy of the Lower Cape May Regional School District is **$3,012,005.00**.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the City of Cape May, desires to defer school taxes to the Year 2016, in the amount of **$3,012,005.00**.

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 January 1, 2016.

Louise Cummiskey, City Clerk

Roll Call	Ayes	Nays	Absent	Abstain
Mahaney				
Swain				
Meier				
Pessagno				
Furlin				

cc: Chief Financial Officer
Div. of Local Gov. Services (1 certified copy)
Lower Cape May Regional School District

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

RESOLUTION NO. 29-01-2016

RESOLUTION APPROVING PROFESSIONAL SERVICES AGREEMENT JANUARY 1, 2016 – DECEMBER 31, 2016

MOTION: **SECOND:**

WHEREAS, the City of Cape May (the "City") pursuant Resolution No. 83-03-2015A appointed Hatch Mott MacDonald, LLC as its Municipal Engineer ("Municipal Engineer") for a term ending December 31, 2016 (the "Term") pursuant to Section 10-83 of the Cape May City Code ("Code");

WHEREAS, although the appointment of Municipal Engineer was for a Term ending December 31, 2016, the Professional Services Agreement was only for a term that ended December 31, 2015 (the "Agreement Term"), which is a requirement to the New Jersey Local Public Contracts Law, which limits the award of a professional services contract to a period of not more than one (1) year;

WHEREAS, the City desires to award a new professional services agreement to the Municipal Engineer for a new term beginning January 1, 2016 and ending December 31, 2016 (the "New Term");

WHEREAS, the duties of the Municipal Engineer (the "Engineering Services") shall entail all basic and routine engineering services as may be required and assigned from time to time by the City Manager, but shall specifically exclude, without prior authorization and resolution from City Council, together with a separately approved and fully executed professional services agreement, all substantial projects that may evolve from time to time, which may include by way of example, and without limitation, all USDA funded projects, the Lafayette Street and other public park projects, road and utility reconstruction, and all substantial capital projects which may be financed through the issuance of municipal bonds (even though reimbursed through grants);

WHEREAS, the services of the Municipal Engineer shall also exclude the engineering services and site work inspection services for planning and zoning compliance for the City as needed from time to time (the "Inspection Services"), which such services shall continue to be conducted by Polistina & Associates, LLC pursuant to a resolution previously adopted by the City Council and a separate professional services agreement approved and executed in connection therewith, which shall continue for the limited purposes of performing the Inspection Services;

WHEREAS, the Agreement is awarded pursuant to the Local Public Contracts Law, N.J.S.A. 40A:11-1, et seq., which provides for the award of a professional services agreement without competitive bids, and further provides that the resolution authorizing the award and the professional services agreement itself is available for public inspection; and

WHEREAS, Hatch Mott MacDonald, LLC has completed and submitted a Business Entity Disclosure Certification which certifies that Hatch Mott MacDonald, LLC has not made any reportable contributions to a political or candidate committee in the City of Cape May in the previous one year, and that the Agreement will prohibit Hatch Mott MacDonald, LLC from making any reportable contributions through the term of the Agreement.

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

1. The Recital paragraphs are hereby incorporated into this Resolution as if set forth at length.

2. The City Council approves the Agreement between Hatch Mott MacDonald, LLC and the City of Cape May for the provision of the Engineering Services in the form attached hereto as EXHIBIT A.

3. 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.

4. The Agreement has been reviewed and approved by the City Solicitor as to form, content and legal procedure.

5. 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.

6. A Notice of Award of Professional Services Agreement for the above services shall be published in the *Cape May County Herald Times/Cape May County Herald.*

7. The Business Disclosure Entity Certification shall be placed on file with 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 January 1, 2016.

_____

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. 30-01-2016

RESOLUTION APPOINTING MEMBERS OF VARIOUS BOARDS AND COMMISSIONS OF THE CITY OF CAPE MAY

MOTION **SECOND:**

BE IT RESOLVED, by the City Council of the City of Cape May, County of Cape May, and State of New Jersey that the following named persons be and hereby are appointed to fill the following offices:

OFFICE	NAME	TERM EXPIRES
Council Appointments:		
Planning Board:		
Class II Member	Joseph Picard (Replaces Michael Jones)	12/31/2016
Class III Member	Councilmember Terri L. Swain (Replaces Councilmember Shaine P. Meier)	12/31/2016
Class IV Member	William Bezaire	12/31/2019
Class IV (Cross Member with Environmental Commission	Michael Jones (Replaces Jessie Weeks)	12/31/2019
Alternate I	John Micciocchi (Replaces John VanDeVaarst)	12/31/2017
Alternate II	Stephen Timothy Swanson (Replaces John Micciocchi)	12/31/2016
Zoning Board:		
Regular Member	Peter Iurato	12/31/2019
Regular Member	Diane Hutchinson	12/31/2019
Regular Member	Virginia Hesel (Replaces Roger Furlin)	12/31/2018
Regular Member	Theresa Werner (Replaces Marilyn Pharo)	12/31/2016
Alternate I	Dillon Mullock (Replaces Virginia Hesel)	12/31/2017
Alternate II	Lance Pontin (Replaces Theresa Werner)	12/31/2016
Historic Preservation Commission:		
Class B Member	David Clemans	12/31/2019
Class C Member	Zachary Mullock (Replaces Andrew Fontaine)	12/31/2018
Class C Member	Edward Connolly (Replaces Carol Hartman)	12/31/2019
Class C Member	Bonnie Pontin (Replaces Roger Furlin)	12/31/2018
Alternate I	Crystal Hardin (Replaces Edward Connolly)	12/31/2016
Alternate II	Tom Cataldo (Replaces Bonnie Pontin)	12/31/2017

Shade Tree Commission:		
Regular Member	Herb Pharo (Replaces Gerry Beauchamp	12/31/2018
Alternate I	Al Beale	12/31/2018
Alternate II	Kyle Kulkowitz	12/31/2018
Environmental Commission:		
Regular (Cross Member with Planning Board)	Michael Jones (Replaces Jessie Weeks)	12/31/2016
Regular Member	Sue Carroll (Replaces Beatrice Pessagno)	12/31/2016
Regular Member	Rachel Palermo	12/31/2018
Regular Member	Nancy Granick (Replaces Heather Bruno)	12/31/2018
Regular Member	Stephen Timothy Swanson	12/31/2018
Alternate I	Judy King	12/31/2016
Alternate II	Scott Griffith	12/31/2017
Office of Emergency Management		
City OEM Coordinator	Richard Lundholm, Deputy Fire Chief	12/31/2018
City Deputy OEM Coordinator	Joseph Picard, Super. of Public Works	12/31/2018

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 January 1, 2016.

_____

Louise Cummiskey, City Clerk

Roll Call	**Ayes**	**Nays**	**Absent**	**Abstain**
Furlin				
Meier				
Pessagno				
Swain				
Mahaney				

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

RESOLUTION NO. 31-01-2016

RESOLUTION APPOINTING MEMBERS TO THE CITY OF CAPE MAY HAZARD MITIGATION PLANNING AND FLOODPLAIN MANAGEMENT PUBLIC INFORMATION GROUP

MOTION **SECOND:**

WHEREAS, as an active participant in FEMA's Community Rating System (CRS) program, the City of Cape May has determined that it is necessary to form a Hazard Mitigation Planning and Floodplain Management Public Information Group, consisting of municipal officials and community stakeholders, to assist in planning future hazard mitigation projects and evaluating existing public information disseminated by the City regarding floodplain management, and to develop new public information needs; and

WHEREAS, a recommendation has been made to the City Council and duly considered at the meeting of January 1, 2016.

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

1. The allegations of the preamble are incorporated herein by this reference;
2. The City of Cape May hereby creates a Hazard Mitigation Planning and Floodplain Management Public Information Group, tasked with planning future hazard mitigation projects and evaluating existing public information disseminated by the City regarding floodplain management, and developing new public information needs.
3. The following persons are hereby appointed to the Hazard Mitigation Planning and Floodplain Management Group of the City of Cape May:

Hazard Mitigation Planning and Floodplain Management Public Information Group

Dr. Edward J. Mahany, Jr., Mayor
Bruce A. MacLeod, City Manager
Terri L. Swain, Councilmember/Business Person
Richard Lundholm, Deputy Fire Chief, City OEM Coordinator
Joseph Picard, City Superintendent of Public Works, City Deputy OEM Coordinator
Craig Hurless, City Special Projects Engineer/Planner
Lou Vito, City Zoning/Construction Official
Harry Mogck, City Superintendent of Beaches
Jason Dilworth, City Certified Floodplain Manager, Construction Code Inspector
Edie Kopsitz, City Community Rating System Official

Viviane Rowen, Resident/Business Person
Virginia Hesel, Resident
Steve Steger, Sr., Business Person
Daniel Shustack, City Communications Officer/IT
Patrice Davis, City communications/IT Consultant
Michael McLaughlin, Marsh & McLennan Insurance
Atlantic City Electric Representative
South Jersey Gas Company Representative
Carl Behrens, Superintendent of City Water and Sewer Utility

4. All City officials, officers and employees are empowered to take such action as may be necessary or advisable in order to carry out the intent and purpose 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 January 1, 2016.

_____
Louise Cummiskey, City Clerk

Roll Call	**Ayes**	**Nays**	**Absent**	**Abstain**
Furlin				
Meier				
Pessagno				
Swain				
Mahaney				