

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

RESOLUTION NO. 129-06-2015

RESOLUTION APPROVING REFUND OF OVERPAID 2015 UTILITIES

MOTION:

SECOND:

WHEREAS, the owner listed below overpaid the 2nd period 2015 water due to a leak adjustment, and

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

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

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

PROPERTY OWNER	ADDRESS	BLOCK/LOT	AMOUNT
Genna, Vito & Trudy	1310B Illinois Ave	1153/1	\$542.95

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 June 1, 2015

Louise Cummiskey, City Clerk

Roll Call	Ayes	Nays	Absent	Abstain
Mahaney				
Swain				
Wichterman				
Pessagno				
Meier				

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

RESOLUTION NO. 130-06-2015

**RESOLUTION SUPPORTING STEPS BY NEW JERSEY OFFICIALS TO
PROTECT AND SUPPORT FEDERAL MILITARY BASES LOCATED
IN THE STATE OF NEW JERSEY**

MOTION:

SECOND:

WHEREAS, Joint Base McGuire- Dix-Lakehurst, Picatinny Arsenal, Naval Weapons Station Earle, the 177th Air National Guard Wing in Atlantic City, and the Cape May Coast Guard Training Center are major Military Assets in New Jersey; and

WHEREAS, the Rutgers Economic Advisor Service, E/ECON recently conducted a study measuring and modeling the economic contributions to the state's economy of our Federal Military installations; and

WHEREAS, the Rutgers Economic Advisor Service determined that, in net, the Federal Government spent nearly \$4.8 billion within the state, generating over 45,600 jobs which pay \$2.6 billion in salaries and add \$3.8 billion of wealth to New Jersey residents; and

WHEREAS, the aforesaid \$4.8 billion in Federal Spending in New Jersey generates \$9.6 billion in net business revenues here; and

WHEREAS, of this total, \$4.5 billion is new wealth and was added in the form of gross domestic product by the State; and

WHEREAS, of this Gross Domestic Product total, over \$4.0 billion is in the form of labor income that supports an estimated 73,234 jobs; and

WHEREAS, all New Jersey Military installations make significant individual and collective contributions to the capabilities of our Armed Forces and our National Security; and

WHEREAS, maintaining and expanding this military core is nearly as critical for New Jersey's continued economic welfare as it is to its homeland security missions; and

WHEREAS, in the era of federal fiscal austerity, policymakers in our Nation's Capital will be asked to consider proposals to reduce defense spending and the size of our uniformed services.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the City of Cape May, County of Cape May strongly urges the Governor and the New Jersey State Legislature to take immediate steps to protect these valuable military assets, in recognition of their vital importance to our Nation's and our State's security.

BE IT FURTHER RESOLVED that the Mayor and Council of the City of Cape May be and hereby joins with other New Jersey counties and municipalities in calling on elected officials serving New Jersey at all levels of government to work in concert to promote the preservation, growth and development of our New Jersey military facilities.

BE IT FURTHER RESOLVED, that certified copies of this Resolution be forwarded to Governor Chris Christie, Lieutenant Governor Kim Guadagno, New Jersey Senate President Stephen Sweeney, New Jersey Assembly Speaker Vincent Prieto, Congressman Frank LoBiondo, Senator Cory Booker, Senator Robert Menendez, Senator Jeff Van Drew, Assemblyman Bob Andrzejczak, Assemblyman Samuel Fiocchi, all Cape May County municipalities, the New Jersey Association of Counties, the New Jersey League of Municipalities and the Attorney General of the State of New Jersey.

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 June 1, 2015

Louise Cummiskey, City Clerk

Roll Call	Ayes	Nays	Absent	Abstain
Mahaney				
Swain				
Wichterman				
Pessagno				
Meier				

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

RESOLUTION NO. 131-06-2015

**PROVIDING FOR THE INSERTION OF A SPECIAL ITEM OF REVENUE
IN THE BUDGET PURSUANT TO CHAPTER 159 PL 1948**

MOTION:

SECOND:

WHEREAS, N.J.S.A. 40A: 4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of an item of appropriation for equal amount;

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Cape May, hereby requests the Director of the Division of Local Government Services to approve the insertion of the following items of revenue in the budget of the Year 2015, which are now available as a revenue and will be hereby appropriated as detailed below:

Revenue Title: State of New Jersey – DEP Clean Communities Program
Appropriation Title: Current Fund NJDEP 2014 Clean Communities OE
Amount: \$19,504.82

BE IT FURTHER RESOLVED that completed Certifications for this Resolution be forwarded to the Director of the Division of Local Government Services for approval.

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 June 1, 2015.

Louise Cummiskey, City Clerk

cc: City Treasurer

Roll Call	Ayes	Nays	Absent	Abstain
Mahaney				
Swain				
Wichterman				
Pessagno				
Meier				

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

RESOLUTION NO. 132-06-2015

**RESOLUTION OF THE CITY OF CAPE MAY AUTHORIZING
CHANGE ORDER NO. 1 – FINAL FOR CONTRACT WITH DERSTINE
COMPANY, LLC USDA SITE IMPROVEMENTS – LIME SILO**

MOTION:

SECOND:

WHEREAS, the City of Cape May is currently under contract with Derstine Company, LLC for the USDA Site Improvements – Lime Silo; and

WHEREAS, it is requested that the City authorize Change Order No. 1 - Final to reflect the As-Built Quantity Adjustment.

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

1. The Mayor is authorized to execute and sign Change Order No. 1-Final to the contract with Derstine Company, LLC in the amount of \$2,165.00 less than the previous contract amount of \$94,000.00 for an amended contract price of \$91,835.00.

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 June 1, 2015.

Louise Cummiskey, City Clerk

Roll Call	Ayes	Nays	Absent	Abstain
Mahaney				
Swain				
Wichterman				
Pessagno				
Meier				

cc: Chief Financial Officer
Supt. of Public Works
Remington Vernick & Walberg Engineers
Project File

CITY OF CAPE MAY

RESOLUTION NO. 133-06-2015

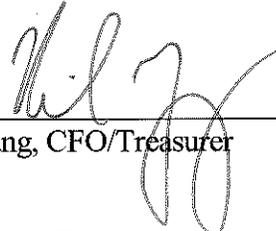
RESOLUTION FOR THE PAYMENT OF BILLS

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 May 28, 2015 for payments excluding those related to Swain's Ace Hardware Inc. Total Bill List: \$1,219,094.06.

Current Fund Appropriations	\$ 204,034.81
Water/Sewer Utility Operating Fund Appropriations	\$ 24,341.04
Tourism Utility Fund	\$ 24,726.64
General Capital Improvements	\$ 883,336.85
Water/Sewer Capital Improvements	\$ 71,194.30
Escrow Special Account	\$ 1,207.50
Trust Fund	\$ -
Grant Fund	\$ 1,125.00
Beach Utility Fund Appropriations	\$ 8,152.92
Beach Utility Capital Improvements	\$ 975.00
	<u>\$ 1,219,094.06</u>



Neil Young, CFO/Treasurer

Roll Call	Ayes	Nays	Absent	Abstain
Mahaney				
Swain				
Wichterman				
Gauvry-Pessagno				
Meier				

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 June 1, 2015.

Louise Cummiskey, City Clerk

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

RESOLUTION NO. 134-06-2015

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 of possible violations of the law – Police Department

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 – Police Department Matters.

____ (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 – Personnel – Fire Department

____ (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 June 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 June 1, 2015.

Louise Cummiskey, City Clerk

Roll Call	Ayes	Nays	Absent	Abstain
Mahaney				
Swain				
Wichterman				
Pessagno				
Meier				