

**WORKSESSION/REGULAR MEETING
OF CITY COUNCIL OF THE CITY OF CAPE MAY, NJ
Tuesday, January 7, 2014, 1:00 P.M.**

The worksession/regular meeting of City Council of the City of Cape May was called to order by Mayor Mahaney at 1:00 P.M. Tuesday, January 7, 2014 in the Cape May City Hall Auditorium. The Clerk called the roll and the Pledge of Allegiance was recited.

Present:	Councilmember Deanna Fiocca Mayor Edward J. Mahaney, Jr. Deputy Mayor William H. Murray Councilmember Jack Wichterman
Also Present:	City Attorney Anthony Monzo City Manager Bruce MacLeod City Clerk Louise Cummiskey Deputy Clerk Patricia Harbora
Absent:	Councilmember Terri L. Swain

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

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

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

City Manager, Bruce MacLeod would like to amend Resolution 42-01-2014 to include Contract Negotiations for Lease of Municipal Property and Personnel within the Police Department.

42-01-2014 - 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-West Cape May Water; Sewell Point Tract **AMENDED**

Motion:	Mahaney
Second:	Murray
Roll Call:	
Fiocca	Yes
Murray	Yes
Swain	Absent
Wichterman	Yes
Mahaney	Yes

PROCLAMATION

Scott Krissinger

Mayor Mahaney advises that Patrolman Scott Krissinger is not available to receive his Proclamation. Mayor Mahaney asks the City Clerk to forward the Proclamation to the Police Department for delivery to Patrolman Krissinger.

ENGINEER REPORT

Raymond Roberts, Remington, Vernick & Walberg, presents his report as follows:

Water Tank and Standpipe (Madison & Columbia Avenue) – Mr. Roberts advises that the cable spools and C.O.W. remain on site and he would like to review the contract with Mr. Monzo, to determine if action can be taken to have the wireless carrier remove the cables.

Deputy Mayor Wichterman would like to see a nicer looking fence erected around the water tower and Mr. MacLeod is charged with researching the matter.

Canning House Lane Standpipe – The antennae corral has arrived and is being welded on the site. Mr. Roberts reports that he has scheduled a meeting with the contractor to confirm the new completion date. The original completion date of January 2, 2014 must be extended due to the failure of the wireless contractors to remove their equipment.

FY2012 NJDCA Small Cities Grant Application, ADA Improvements – the contract has been awarded to Axios, LLC who performed the work on Phase I.

FY2012 NJDOT - Road and Utility Improvement Program – Funds have been awarded to the City of Cape May in the amount of \$180,000.00. Said funds will be used for the reconstruction of Cape May Avenue from Madison to Reading Avenues.

FY 2012 Road and Utility Improvement Program – Phase I – All work has been completed except for the sodding of the island and the repair of the water that lays at the Reading Avenue intersection.

City Hall Rehabilitation – RV&W is preparing the close out documentation.

FY2013 NJDCA Small Cities Grant Application – Carpenters Lane (Jackson to Decatur Street) – construction is scheduled to begin on January 6, 2014 with a completion date of May 23, 2014.

Harbor Lane Bulkhead – RV&W is preparing the BID documents.

Replacement Gurney Street Storm Drain – A pre-construction meeting will be held on Wednesday, January 8, 2014.

FY2013 Road and Utility Improvement Program – Cape May Avenue, North side, Reading to Trenton Avenue and Delaware Avenue from Trenton to Pittsburg Avenue - a pre-bid conference took place today and the bids will be opened on the January 23, 2014.

FY2014 NJDCA Small Cities Grant Application – The City Grant Consultant, Mark Blauer, will be working on the documents to release the funds to move forward with the project.

CITY MANAGER ITEMS

Mr. MacLeod advises that both he and Mayor Mahaney attended a meeting regarding the beach replenishment with the Army Corp of Engineers. Mr. MacLeod reports that the contractor, Weeks Marine, has been dredging and replacing sand at the Coast Guard Base since late fall and that work is almost completed. The Cape May Beach sand replacement will begin on January 14-15, 2014.

Mayor Mahaney reports that the beach dredging project is being funded 100 % by the Federal Government due to the Super Storm Sandy damage.

REGULAR MEETING BUSINESS:

ORDINANCES FOR PUBLIC HEARING AND ADOPTION:

273-2013 An Ordinance Amending Section 158-3 of the Cape May City Code concerning Beach Fees and Charges

Mayor Mahaney explains the beach tag ordinance fee changes.

OPEN PUBLIC PORTION:

Motion: Mahaney
Second: Wichterman

Jerry Gaffney, 810 Columbia Avenue, Cape May asks what date the pre-season beach tag fees will change and what the increase will be. Also, Mr. Gaffney asks the total amount of beach tag revenue for the year 2013.

Mr. MacLeod explains the date changes in the beach tag fees and advises that the total revenue for beach tags sales for 2013 was \$2,113,008.75. Also, Mr. MacLeod reports that a Special Meeting will be held to present the Budget to the Governing Body on Wednesday, January 15, 2014.

Deputy Mayor Wichterman explains that although beach tag fees were increased in 2013, the City did not realize the profit they anticipated from said increases due to the weather conditions during the 2013 summer season. Mr. Wichterman advises that the City would like to use money from the increased fees to improve the restroom facilities along the Beach.

CLOSE PUBLIC PORTION:

Motion: Wichterman
Second: Murray

ORDINANCES FOR PUBLIC HEARING AND ADOPTION:

273-2013 An Ordinance Amending Section 158-3 of the Cape May City Code concerning Beach Fees and Charges

Motion: Wichterman
Second: Murray
Roll Call:
Fiocca Yes
Murray Yes
Swain Absent
Wichterman Yes
Mahaney Yes

The following Resolutions are offered by Consent:

RESOLUTIONS:

- 35-01-2014 – Resolution Authorizing the Tax Assessor to File Petitions of Appeal and Stipulations of Settlement for the Tax Year 2014 with the Cape May County Board of Taxation
- 36-01-2014 – Resolution of the City of Cape May Approving Award of Fair and Open Contract for Collection of Recyclable Materials
- 37-01-2014 – Resolution Approving Donation of Personal Property to ARC
- 38-01-2014 – Resolution Approving Professional Services Agreement between Remington, Vernick & Walberg Engineers and the City of Cape May for Existing Planter Boxes Located on the Washington Street Mall
- 39-01-2014 – Resolution Approving Professional Services Agreement for Harbor Lane Bulkhead Replacement between Remington, Vernick & Walberg Engineers and the City of Cape May
- 40-01-2014 – Resolution Approving Professional Services Agreement Between Porzio, Bromberg & Newman, P.C. and the City of Cape May
- 41-01-2014 – Payment of Bills
- 42-01-2014 - 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-West Cape May Water; Sewell Point Tract – **AS AMENDED**

Motion: Mahaney
Second: Murray
Roll Call:
Fiocca Yes
Murray Yes
Swain Absent
Wichterman Yes
Mahaney Yes

MINUTES:

City Council Special Meeting Minutes dated November 8, 2013

Motion: Mahaney
Second: Wichterman
Roll Call:
Fiocca Abstain
Murray Yes
Swain Absent
Wichterman Yes
Mahaney Yes

City Council Closed Executive Session Meeting Minutes dated December 3, 2013

City Council Closed Executive Session Meeting Minutes dated December 17, 2013

Motion: Mahaney
Second: Wichterman
Roll Call:
Fiocca Yes
Murray Yes
Swain Absent
Wichterman Yes
Mahaney Yes

REPORTS RECEIVED BY THE CLERK:

City of Cape May Environmental Commission Meeting Minutes dated December 17, 2013

City of Cape May Construction Office Permit Activity Report dated December 10, 2013

2013 Occupancy Tax Budget Projection dated December 19, 2013

Monthly Report of Tax Collections for the Period July 31, 2013

Monthly Report of Tax Collections for the Period August 31, 2013

Motion: Wichterman
Second: Murray
Roll Call:
Fiocca Yes
Murray Yes
Swain Absent
Wichterman Yes
Mahaney Yes

NEW BUSINESS:

- A) City Attorney
- B) City Manager
- C) City Clerk
- D) Councilmembers – Deputy Mayor Wichterman advises that the Lower Township feasibility study will be submitted to the County Superintendent for review and comment. Mr.

Wichterman will keep the public informed of any new developments. Mr. Wichterman would like Council to consider putting a parking lot on the Vance property.

Councilmember Fiocca asks if Council will have a meeting with Mr. Gagliardi in the near future regarding the School Funding matter.

Deputy Mayor Wichterman advises that Mr. Gagliardi has not yet seen the Lower Township feasibility report but a meeting will be scheduled after Mr. Gagliardi receives and reviews the report.

Mayor Mahaney thanks Mr. MacLeod and the Public Works Department for their hard work and diligence after the recent snow and freezing rain storm.

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

Jerry Gaffney, 810 Columbia Avenue, Cape May asks what the City of Cape May will pay Mr. Gagliardi in 2014. Also, Mr. Gaffney asks the cost of the renewal premiums for Flood Insurance for Convention Hall.

Deputy Mayor Wichterman advises Mr. Gaffney that Mr. Gagliardi's fees will depend upon the amount of work he performs.

Mr. MacLeod advises that the Flood Insurance policies for 2014 have been renewed at a slightly lower premium.

George Costich, Victoria Manor, Cape May advises that he recently read that housing prices in Cape May have increased by 17% in 2013.

CLOSED SESSION

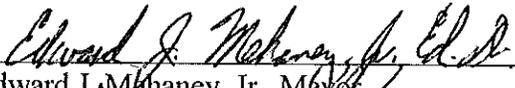
Motion made by Mayor Mahaney seconded by Councilmember Fiocca to go into closed session at 2:10 P.M.

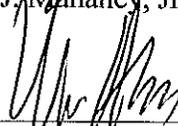
OPEN SESSION

Motion made by Mayor Mahaney seconded by Councilmember Fiocca to go back into open session.

ADJOURNMENT

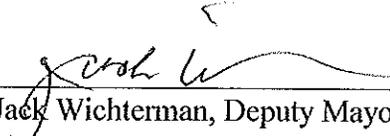
Motion made by Councilmember Fiocca seconded by Councilmember Murray to adjourn. The meeting adjourned at 3:55 P.M.

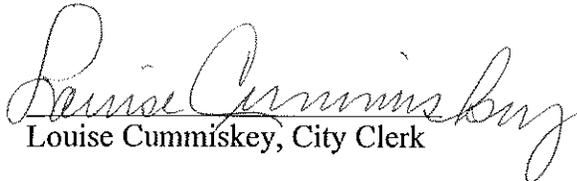

Edward J. Mahaney, Jr., Mayor


William H. Murray, Esquire, Councilmember


Deanna Fiocca, Councilmember

Absent
Terri L. Swain, Councilmember


Jack Wichterman, Deputy Mayor


Louise Cumiskey, City Clerk