REGULAR MEETING OF THE
CITY COUNCIL OF THE CITY OF CAPE MAY, NJ
Tuesday, July 16, 2013 7:00 P.M.

The worksession/regular meeting of City Council of the City of Cape May was called to order by Mayor Mahaney at 7:00 P.M. Tuesday, July16, 2013 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 Terri L. Swain
	Councilmember Jack Wichterman
Also Present:	City Attorney Anthony Monzo
	City Manager Bruce MacLeod
	City Clerk Louise Cummiskey
	Deputy Clerk Patricia Harbora

Mayor Mahaney announced that under the Open Public Meetings Law, notice of this meeting was sent to the Cape May 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:

170-07-2013 – 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, Harbor Cove Street Dedication; Personnel – Finance Department and Police Department; and Beach Theatre **(As Amended)**

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

RESOLUTIONS:

158-07-2013 – Resolution Approving the Adoption of the State Model Citizen Participation Plan for DCA Small Cities program

159-07-2013 – Resolution Authorizing the Approval of Public Facilities Grant Management Plan

160-07-2013 – Resolution Identifying Small Cities Fair Housing Officer
161-07-2013 – Resolution Approving Submission of Fiscal Year 2014 Small Cities Public Facilities Application
162-07-2013 – Resolution Certifying the 2012 City of Cape May Annual Audit
163-07-2013 – Resolution Approving the Corrective Action Plan for the Year 2012
164-07-2013 – Resolution Approving Work License Agreement Between Atlantic City Electric and the City of Cape May
165-07-2013 – Resolution Authorizing Emergency Contract for Repair of Stormwater Outfall Pipes and Cribbing
166-07-2013 – Resolution Authorizing Contracts with Certain Approved State Contract Vendors for Contracting Units Pursuant to N.J.S.A. 40A:11-12a
167-07-2013 – Resolution Releasing Performance Guarantee for Oyster Bay/Rose Garden Restaurant, Inc., Block 1060, Lots 5.01, 6.02, 30 and 31, 613-615 Lafayette Street
168-07-2013 – Resolution Fixing the Date of Delinquency for Taxes Due for the Third Quarter 2013
169-07-2013 – Resolution Authorizing Change Order No. 2 – FINAL - FY 2012 Utility and Road Program-Phase II
170-07-2013 - 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, Harbor Cove Street Dedication; Personnel – Finance Department; Beach Theatre
171-07-2013 – Resolution Approving Amendment to Lease Agreement between Bill Lauth and the City of Cape May
172-07-2013 – Payment of Bills "A"
172-07-2013 – Payment of Bills "B" **Removed from Consent**
173-07-2013 – Resolution Approving Professional Services Agreement between Remington & Vernick Engineers and the City of Cape May Related to Building and Site Demolition for 801 Lafayette Street, Cape May, New Jersey
174-07-2013 – Resolution Authorizing and Supporting an Application to the United States Coast Guard for Official Designation as a "Coast Guard Community"
175-07-2013 – Resolution Approving Professional Services Agreement between Remington & Vernick Engineers and the City of Cape May Related to Landscaping and Lighting in Conjunction with Carpenters Lane ADA Improvements – Jackson Street to Decatur Street
176-07-2013 – Resolution Approving Professional Services Agreement between Remington & Vernick Engineers and the City of Cape May Related to FY 2013 Small Cities CDBG Program, Public Facilities ADA Improvements
177-07-2013 – Resolution Approving Professional Services Agreement between Remington & Vernick Engineers and City of Cape May Related to City Hall Exterior Renovations – Phase II
178-07-2013 – Resolution Approving Professional Services Agreement between Remington & Vernick Engineers and the City of Cape May Related to the Replacement of Existing Storm Drain in Gurney Street (Beach Avenue to Columbia Avenue)

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

172-07-2013 – Payment of Bills "B"

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

MINUTES:
City Council Worksession/Regular Meeting Minutes dated May 7, 2013

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

REPORTS RECEIVED BY THE CLERK:
Assessor's Office Monthly Report dated July 5, 2013
City of Cape May Fire Department Monthly Report dated June, 2013
City of Cape May Zoning Board Meeting Minutes dated May 23, 2013
City of Cape May Environmental Commission Meeting Minutes dated June 25, 2013
City of Cape May Police Department Monthly Report dated June, 2013

Motion:	Fiocca
Second:	Murray

Roll Call:	
Fiocca	Yes
Murray	Yes

Swain	Yes
Wichterman	Yes
Mahaney	Yes

NEW BUSINESS:

A) City Attorney –

B) City Manager - Mr. MacLeod received notification that the initial round of senior tax reimbursement checks will be issued this week. Mr. MacLeod advises that if you qualify and haven't already applied, you may do so until September 16, 2013. Mr. MacLeod reminds us that the 4th Annual Beach Volleyball Tournament will take place on Saturday, July 20, 2013.

C) City Clerk – Ms. Cummiskey reports that she received notification from the Taxpayers Association who will no longer hold their meetings in the City Hall Auditorium. Taxpayers Association Meetings will now be held at the Kiwanis Club on Beach Avenue.

D) Councilmembers – Mr. Wichterman thanks the City workers who helped make the Annual Kiwanis Club Pancake Breakfast a huge success. The breakfast was held at Convention Hall this year, and Mr. Wichterman advises that the event ran smoothly.

Mayor Mahaney comments on the recent Lifeguard Triathalon which was well attended and very enjoyable. The Mayor reminds all of an upcoming concert event featuring the Philadelphia Boys Choir and Chorale which will take place on Saturday, August 24, 2013 at Convention Hall.

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.

Steve Teitelman, 301 Harbor Cove, Cape May, New Jersey advises that he is here to answer any questions that Council may have regarding the dedication of Harbor Cove.

Mayor Mahaney advises Mr. Teitelman that Council will meet in Closed Session to discuss the matter.

Jo Tolley, 404 W. Perry Street, Cape May reads a letter published in the Atlantic City Press regarding her feelings on the School Funding Formula matter. See copy attached hereto.

Larry Hirsch, Montreal Inn, Cape May, asks council to consider installing a public restroom at Madison and Beach Avenues.

George Costich, Victorian Towers, Cape May, NJ asks Council to consider placing video tours on the City website.

CLOSED SESSION

Motion made by Mayor Mahaney, seconded by Councilmember Fiocca to go into Closed Session at 7:45 P.M.

Motion made by Councilmember Wichterman to go back into open session.

ADJOURNMENT

Motion made by Councilmember Wichterman to adjourn. The meeting adjourned at 9:00 P.M.

Edward J. Mahaney, Jr., Mayor

Jack Wichterman, Councilmember

Deanna Fiocca, Councilmember

Terri L. Swain, Councilmember

William H. Murray, Deputy Mayor

Louise Cummiskey, City Clerk

July 2, 2013

The Voice of the People
The Press of Atlantic City
1000 West Washington Ave
P.. Box 3100.
Pleasantville, New Jersey, 08232

To the Editor:

I am writing this letter on behalf of the young people being educated in Cape May County, the second poorest County in the State of New Jersey.. We all know that one of the best ways out of poverty is through an excellent education.

Therefore, when I, as a resident of Cape May City, watch our City Council and Mayor put their energies, management skills and our tax-payer money into hiring a lawyer for the purpose of reducing our apportionment share of support for the Lower Cape May Regional School District, I am appalled. The increased tax burden would fall on the backs of our poorer communities.

In the City of Cape May we have priced ourselves out of a "family" community into a dwindling number of year-around residents and an increasing number of mainly second-home vacation mansions. Taxes are the key to Democracy and Education is a top priority.

Yours sincerely.

Jo Tolley
404 West Perry Street
Cape May, New Jersey 08204

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