

**REGULAR MEETING  
OF CITY COUNCIL OF THE CITY OF CAPE MAY, NJ  
Tuesday, March 15, 2016, 7:00 P.M.**

Present: Councilmember Roger M. Furlin  
Mayor Edward J. Mahaney, Jr.  
Councilmember Shaine P. Meier  
Deputy Mayor Beatrice Gauvry Pessagno  
Councilmember Terri L. Swain

Also Present: City Attorney Anthony Monzo  
City Manager Bruce MacLeod  
City Clerk Louise Cummiskey

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

**REGULAR MEETING BUSINESS**

**ORDINANCES FOR SECOND READING AND CONSIDERATION FOR ADOPTION:**

301-201 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATIONS LIMITS AND TO ESTABLISH A CAP BANK

Leon Costello, City Auditor, explains that the CAP Bank Ordinance is a mandatory requirement by the State of New Jersey as part of the budget process each year. Mr. Costello advises that the 2016 Budget does not exceed the Cap and this Ordinance will establish a bank of unspent monies for future spending.

**OPEN PUBLIC HEARING**

Motion: Meier  
Second: Pessagno

**CLOSE PUBLIC HEARING**

Motion: Meier  
Second: Pessagno

**ORDINANCE FOR ADOPTION**

301-2016 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATIONS LIMITS AND TO ESTABLISH A CAP BANK

Motion: Meier  
Second: Pessagno  
Roll Call:  
Furlin Yes  
Meier Yes  
Pessagno Yes  
Swain Yes  
Mahaney Yes

73-03-2016 Resolution Authorizing the Reading of the 2016 Annual Municipal Budget by Title Only

Motion: Pessagno  
Second: Meier  
Roll Call:  
Furlin Yes  
Meier Yes  
Pessagno Yes  
Swain Yes  
Mahaney Yes

**OPEN THE PUBLIC HEARING ON THE CITY OF CAPE MAY 2016 MUNICIPAL BUDGET**

Motion: Meier  
Second: Pessagno

Jerry Gaffney, 810 Columbia Avenue, Cape May, asks questions about this year's budget surplus, debt service reserve, anticipated revenues, legal fees, the elementary school pool, the seawall, the Lafayette Street Park and grant revenues. Mr. Gaffney discusses the Energy Savings Program with Mayor, Council and the City Manager. Mr. Gaffney talks about Capital Improvements and the Tourism Utility Budget. Mr. Gaffney thanks the City Manager for an excellent job on the budget and for keeping the local public tax rate at 0%.

74-03-2016 Resolution to Adopt the Budget

Motion: Pessagno  
Second: Mahaney  
Roll Call:  
Furlin Yes  
Meier Yes  
Pessagno Yes  
Swain Yes  
Mahaney Yes

75-03-2016 Resolution Declaring Eligibility to Conduct Self-Examination of 2016 Budget

Mr. Costello reports that the City of Cape May qualifies for self-examination this year which means the budget will not be sent to the State of New Jersey for review. Neil Young, CFO, will review, approve and sign the budget documents and the City will pass a Resolution. Mr. Costello endorses the City Manager's preparation of the 2016 Budget and reports that the City of Cape May is in very good financial condition.

Motion: Mahaney  
Second: Meier  
Roll Call:  
Furlin Yes  
Meier Yes  
Pessagno Yes  
Swain Yes  
Mahaney Yes

**ORDINANCES FOR SECOND READING AND CONSIDERATION FOR ADOPTION:**

302-2016 ORDINANCE APPROPRIATING \$375,000 FROM THE FUND BALANCE FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY THE CITY OF CAPE MAY, IN THE COUNTY OF CAPE MAY, NEW JERSEY

**OPEN PUBLIC HEARING**

Motion: Pessagno  
Second: Furlin

**CLOSE PUBLIC HEARING**

**MOTION FOR ADOPTION**

302-2016 ORDINANCE APPROPRIATING \$375,000 FROM THE FUND BALANCE FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY THE CITY OF CAPE MAY, IN THE COUNTY OF CAPE MAY, NEW JERSEY

Motion: Meier  
Second: Pessagno  
Roll Call:  
Furlin Yes  
Meier Yes  
Pessagno Yes  
Swain Yes  
Mahaney Yes

**RESOLUTIONS:**

76-03-2016 Resolution Approving Professional Services Agreement Between Hatch Mott MacDonald and the City of Cape May/Cape May Elementary School Pool  
77-03-2016 Resolution Awarding Contract for the Supply and Delivery of One (1) New, 4WD, Heavy Duty Work Truck

- 78-03-2016 Resolution Authorizing Contracts with Certain approved State Contract Vendors for Contracting Units Pursuant to N.J.S.A.40A:11-12a
- 79-03-2016 Resolution of the City of Cape May Determining to Finance energy Conservation Measures, Pursuant to an “Energy Savings Improvement Plan” for an Amount Not Exceeding \$825,000; Authorizing the Request for Proposals for Selection of a Lessor and investor in Connection with the Transaction; Delegating the Award of the Lease to the Chief Financial Officer; Approving the Form of Certain Agreements and Authorizing Certain Officials of the City Council to Execute Such Agreements and authorizing Other Actions Necessary to Accomplish the Transaction
- 80-03-2016 Payment of Bills “A”
- 80-03-2016 Payment of Bills “B” **REMOVED FROM CONSENT AGENDA**
- 81-03-2016 Resolution Declaring Certain Surplus Items as Surplus Property and Authorizing Sale of Same
- 82-03-2016 Resolution of the City of Cape May Approving the amended and Restated Shared Services Agreement with the Cape May City Elementary School Providing for the Swimming Pool Reconstruction
- 83-03-2016 Resolution Appointing Member to Planning Board

Motion: Mahaney  
 Second: Pessagno  
 Roll Call:  
 Furlin Yes  
 Meier Yes  
 Pessagno Yes  
 Swain Yes  
 Mahaney Yes

80-03-2016 – Payment of Bills “B”

Motion: Mahaney  
 Second: Pessagno  
 Roll Call:  
 Furlin Yes  
 Meier Yes  
 Pessagno Yes  
 Swain Abstain  
 Mahaney Yes

**MINUTES:**

City Council Worksession/Regular Meeting Minutes dated February 2, 2016  
 City Council Regular Meeting Minutes dated February 16, 2016  
 City Council Special Meeting Minutes dated February 22, 2016  
 City Council Special Meeting Closed Session Minutes dated February 22, 2016  
 Motion: Furlin  
 Second: Meier

Roll Call:  
Furlin Yes  
Meier Yes  
Pessagno Yes  
Swain Yes  
Mahaney Yes

**REPORTS RECEIVED BY THE CLERK:**

Cape May City Fire Department Fire Service and EMS Incident Reports for February 2016  
City of Cape May Overtime Report for the month of February 2016

Motion: Furlin  
Second: Meier  
Roll Call:  
Furlin Yes  
Meier Yes  
Pessagno Yes  
Swain Yes  
Mahaney Yes

**NEW BUSINESS:**

A) City Attorney  
B) City Manager – Mr. MacLeod talks about recommendations regarding beach safety from the Property Tax Payers Association. Mr. MacLeod reports that the City of Cape May already has most of their recommendations in place for the upcoming summer season. Mr. MacLeod reviews the information in the beach safety brochures and announces that the brochures are available in all Cape May City facilities and the Welcome Center and the brochure is provided to everyone that purchases a beach tag. In addition, there are large signs at all entrances to the beach. Mr. MacLeod announces that the City is open for additional ideas on beach safety from the public.

Mr. MacLeod addresses the remediation work being performed by JCP&L on Lafayette Street and St. Johns Street. Mr. MacLeod reports that an onsite meeting took place on March 10, 2016 between City Administration, the Police Department, Fire Department, Public Works Department and representatives of JCP&L. Mr. MacLeod advises that an underground containment wall will be installed and the city will allow the work to continue every day, including two Saturdays and Sundays, in an effort to expedite this phase of the remediation.

Mr. MacLeod reports that the County of Cape May will begin working on one side of the Island Creek Bridge beginning March 29, 2016 with a completion date of Memorial Day weekend. The County will return to complete the opposite side of the bridge in the fall of 2016.

Mr. MacLeod announces that the spring water flushing program is scheduled to begin March 28, 2016 and to end April 12, 2016. Area flushing maps are available at City Hall and on the City website. Mr. MacLeod reminds everyone to run their water for a few minutes after flushing.

Mr. MacLeod announces that the Kiwanis Easter Egg Hunt will be held this year at the Physick Estate, Saturday, March 26, 2016 at 10 A.M. Also, the Cape May City Easter Stroll will be held on the Washington Street Mall on Sunday, March 27, 2016 at 1:00 P.M.

C) City Clerk – Ms. Cummiskey announces the upcoming Red Cross Blood Drive, Monday, April 25, 2016, 10:00 A.M. - 3:00 P.M. at Cape May City Convention Hall. For appointments, please contact Ms. Harbora at 884-9530 or you can sign up on line at [redcrossblood.org](http://redcrossblood.org) and enter sponsor code “Cape May City.”

D) Councilmembers – Deputy Mayor Pessagno comments that she is a huge proponent of the new beach signs that the City is creating.

Councilmember Furlin appreciates the City working together on beach safety.

Mayor Mahaney gives a shout out to Patty Harbora, Deputy Clerk, who had a bad fall to let her know everyone is thinking of her.

Mayor Mahaney reports that the Rotary Park construction work has begun and will be completed by July 1, 2016. Mayor Mahaney thanks everyone for working together on getting this project started. Also, Mayor Mahaney advises that the Lafayette Street Park project is ready to proceed with a start date of March 28, 2016. The NJ Economic Development Authority is fully funding the project with a completion date on July 26, 2016.

Mayor Mahaney wishes everyone a “Happy Easter”.

**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.

Tom Keene, 107 Roseman Lane, Cape May, comments that the community is very excited about the Lafayette Street Park. Mr. Keene is concerned about potholes on the roads due to the heavy trucks and machinery traveling in and out of town and asks Council if they would keep on top of this matter.

Mayor Mahaney advises that Lafayette Street is maintained by Cape May County but the City of Cape May will be sure the roads are maintained if needed throughout this project.

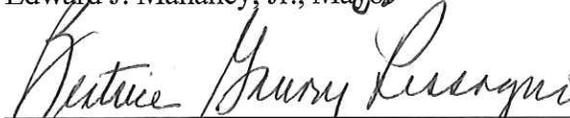
Dennis DeSatnick, 1307 Trenton Avenue, Cape May, thanks Mr. MacLeod, Ms. Pessagno and Mr. Furlin for moving forward with beach replenishment and beach safety. Mr. DeSatnick suggests contacting Captain Mogck for his input on the information to be included on beach safety signs. Mr. DeSatnick feels that education about beach safety must be re-enforced.

Mr. MacLeod advises that the Beach Patrol was involved in preparing the beach brochures and beach sign information.

## **ADJOURNMENT**

Motion made by Councilmember Meier seconded by Deputy Mayor Pessagno to adjourn. The meeting adjourned at 8:25 P.M.

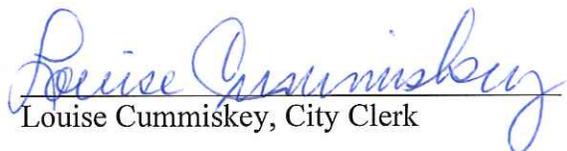
  
Edward J. Mahaney, Jr., Mayor

  
Beatrice Gauvry Pessagno, Deputy Mayor

  
Roger M. Furlin, Councilmember

  
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Louise Cummiskey, City Clerk