

**WORKSESSION/REGULAR MEETING
OF CITY COUNCIL OF THE CITY OF CAPE MAY, NJ
Tuesday, March 6, 2012, 1:00pm**

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. on Tuesday, March 6, 2012 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.
Councilmember William H. Murray
Deputy Mayor Jack Wichterman

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

Absent: Councilmember Terri L. Swain
City Clerk Diane L. Weldon

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.

COUNCIL COMMENTS

OATH OF OFFICE

Lieutenant Michael Eck
Firefighter/EMT Timothy Gay
Firefighter/EMT William Szemcsak
Firefighter/EMT David Jackson
Firefighter/EMT Alex Toler

PRESENTATION

Presentation made to Terry Brown for his 35 years of service to the City of Cape May

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

Addition of Ordinance 249-2012 An Ordinance amending Chapter 10, Article XXXVI of the City Code to add Members to the Advisory Committee on Tourism

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

Deletion of Resolution 71-03-2012 and Resolution 72-03-2012. Addition of new Resolution 71-03-2012 which consolidates the two aforementioned Resolutions.

Motion: Wichterman
Second: Fiocca

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

Addition of negotiation for Land Acquisition to Resolution 74-03-2012, Closed Session Resolution

Motion: Mahaney
Second: Wichterman

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

WORK SESSION DISCUSSION ITEMS

ENGINEER REPORT

Marc DeBlasio comes to the table and offers to the following report:

Slip-lining of Washington Street sanitary sewer project will begin on March 8, 2012.

FY 2012 Road and Utility Program – utilities are complete on both Jefferson and Corgie Streets and the base paving on Jefferson has been completed. The concrete curb has begun on Corgie Street. There is a change order on today's Agenda for this project that consists of additional work to correct damage to existing trees on Corgie Street. The total amount of the change order is \$8,369.80.

Underground Storage Tank #98-05-06-1200-48 – A Deed Notice is being prepared and will be submitted to the City Manager within the next two weeks.

Water Tank Rehabilitation, Columbia Avenue – Advertisement for bids will take place on March 24, 2012. Water Tank Rehabilitation, Canning House Lane – Advertisement for bids will take place in May of 2013. As both tanks may not be out of service at the same time, the Columbia Avenue tank will be restored first and the Canning House Lane tank will be restored next year.

FY 2011 Small Cities Grant Improvements – Work is currently being performed on Carpenter’s Lane and the contractor will center on completing Carpenter’s Lane and then performing the ramp work at some other locations.

FY 2012 Small Cities Grant Application – An award of \$400,000.00 was given to the City which will allow the City to complete the same streetscaping on Carpenter’s Lane from Perry to Jackson Streets.

FY 2012 State Aid Roadway Application – the project was submitted last year and we are awaiting a determination from the State.

FY 2012 Road and Utility Improvement Program – The project comprises Cape May Avenue from Madison to Reading Avenues with some preliminary discussion about Washington Street from Franklin to Ocean Street.

City Hall Rehabilitation – Roof Replacement Project. Bids have been advertised and will be opened on March 13, 2012.

Renewal of Beach Maintenance Permit – The DEP has notified the City that a five-year extension of the Beach Maintenance Permit has been granted.

CITY MANAGER ITEMS

ATTORNEY ITEMS

CLERK'S ANNOUNCEMENTS

REGULAR MEETING BUSINESS:

RESOLUTIONS: Council will accept questions from the public on Consent Agenda Resolutions

- 67-03-2011 Resolution authorizing Change Order No. 1 for Contract with Perna Finnegan for 2011 Utility and Road Program
- 68-03-2012 Resolution to award bid – Supply and installation of portable stage decks with alternate #1 at the Cape May Convention Hall, 714 Beach Ave., Cape May, NJ
- 69-03-2012 Resolution approving professional services agreement for Cape May Convention Hall Landscape Architectural Design services between Wells Appel and the City of Cape May

- 70-03-2012 Resolution authorizing contracts with certain approved state contract vendors for contracting units pursuant to NJSA 40A:11-12a
- 71-03-2012 Resolution authorizing Change Order No. 5 for Contract with Ogren Construction for Construction of New Convention Hall-Deleted from Agenda-No vote**
- 72-03-2012 Resolution authorizing Change Order No. 6 for Contract with Ogren Construction for Construction of New Convention Hall-Deleted from Agenda-No vote**
- 71-03-2012 Resolution Authorizing Change Order No. 5 for Contract with Ogren Construction for Construction of New Convention Hall
- 73-03-2012 Payment of bills
- 74-03-2012 Resolution of the City of Cape May providing for a meeting not open to the public in accordance with the provisions of the NJ Open Public Meetings Act, *NJSA10:4-12* – collective bargaining – PBA Local 59, Land Acquisition Negotiations
- 75-03-2012 Resolution approving professional services agreement for Municipal Plan Endorsement Program between Polistina and Associates, Inc. and the City of Cape May

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

MINUTES:

City Council Meeting Minutes dated February 21, 2012

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

REPORTS RECEIVED BY THE CLERK:

Monthly report of tax collections for the period ending December 31, 2011
 City of Cape May Zoning Board of Adjustment Meeting Minutes dated January 26, 2012
 Occupancy Tax Budget projection dated February 22, 2012

Motion: Wichterman
 Second: Fiocca

Roll Call:

Fiocca Yes
Murray Yes
Swain Absent
Wichterman Yes
Mahaney Yes

UNFINISHED BUSINESS:

NEW BUSINESS:

- A) City Attorney -
- B) City Manager –
- C) City Clerk –
- D) Councilmembers -

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.

COUNCIL & CITY MANAGER COMMENTS

Deputy Mayor Wichterman is pleased to advise that the Convention Hall project is on schedule and going very well.

Motion made by Deputy Mayor Wichterman to go into Closed. Session. The regular meeting adjourned at 2:05 P.M.

CLOSED:

Motion made by Deputy Mayor Wichterman to go back into open session.

Motion made Deputy Mayor Wichterman to adjourn. The meeting adjourned at 3:15 P.M.

Edward J. Mahaney, Jr., Mayor

Jack Wichterman, Deputy Mayor

Deanna Fiocca, Councilmember

ABSENT
Terri L. Swain, Councilmember

William H. Murray, Councilmember

Diane L. Weldon, City Clerk