

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

**RESOLUTION NO. 208-10-2016**

**RESOLUTION REGARDING TRICK-OR-TREAT NIGHT**

**MOTION:**

**SECOND:**

**WHEREAS**, it is the desire of the City of Cape May, to provide proper supervision and police protection for the children while engaging in the celebration of Halloween in the form of "Trick-or-Treat" activities; and

**WHEREAS**, it is further desired that these activities, as closely as possible, be observed on the same day, at the same hours as our neighboring Municipalities;

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Cape May, that "Trick-or-Treat" night shall be established in the City of Cape May on **Monday evening, October 31, 2016, from 5:00 P. M. to 7:00 P. M.**

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 October 4, 2016.

\_\_\_\_\_  
Louise Cummiskey, City Clerk

cc: Police Department  
Bulletin Board  
CM Coast Guard Housing Officer  
Local Newspapers  
Civic Affairs  
Cape May Elementary

Roll Call	Ayes	Nays	Absent	Abstain
Meier				
Pessagno				
Swain				
Furlin				
Mahaney				

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

**RESOLUTION NO. 209-10-2016**

**RESOLUTION DESIGNATING OCTOBER 2016 AS "BREAST CANCER AWARENESS MONTH" IN THE CITY OF CAPE MAY**

**MOTION:**

**SECOND:**

**WHEREAS**, Breast Cancer is the most common cancer among American women and is second only to lung cancer as the leading cause of cancer-related death; and

**WHEREAS**, an estimated one in every eight women in the United States will develop breast cancer during her lifetime; and

**WHEREAS**, women 65 years of age and older are less likely to be screened for breast cancer with mammography than women 40 to 49 years of age, even though breast cancer risk increases with age; and

**WHEREAS**, October marks the anniversary of National Breast Cancer Awareness Month, which is dedicated to increasing awareness of breast cancer issues, especially the importance of early detection;

**NOW, THEREFORE BE IT RESOLVED**, that the City Council of the City of Cape May, County of Cape May hereby declare the month of October to be Breast Cancer Awareness Month in City of Cape May.

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 October 4, 2016.

\_\_\_\_\_  
Louise Cummiskey, City Clerk

Roll Call	Ayes	Nays	Absent	Abstain
Meier				
Pessagno				
Swain				
Furlin				
Mahaney				

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

**RESOLUTION NO. 210-10-2016**

**APPOINTMENTS TO THE CAPE MAY CITY FIRE POLICE**

**MOTION:**

**SECOND:**

WHEREAS, pursuant to N.J.S.A. 15:8-4, the City of Cape May ("City") has recognized the establishment of a fire police unit ("Fire Police") from among members of the Cape May Volunteer Fire Company (the "Fire Company");

WHEREAS, the Bylaws of the Fire Company, as approved by the City Council, further provide that the City Council may appoint Members to perform certain police duties and responsibilities at fires and drills, for a term of office not exceeding five (5) years from the date of the appointment in accordance with N.J.S.A. 15:8-4;

WHEREAS, the Fire Company has submitted to the City Council a list of individuals for appointment or reappointment to the Fire Police; and

WHEREAS, based upon the recommendations of the Fire Company and the City's Fire Chief, the City Council desires to appoint said individuals to the Fire Police for a term which will begin on the date hereof and expire on the date of the City's reorganization meeting to be held in January 2021.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Cape May, that the following appointments commencing October 4, 2016 and ending on the date of the Cape May reorganization meeting to be held in January, 2021 be made to the Cape May City Fire Police:

Skip Loughlin  
James Wyatt  
Al Beale  
Robert Steenrod  
William Smigo  
William Murray  
Bud Sundstrom  
Larry Reed  
Larry Morier  
Chuck Lear  
Jerry Inderwies, Jr.

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 October 4, 2016.

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Louise Cummiskey, City Clerk

cc: Fire Police  
File

<b>Roll Call</b>	<b>Ayes</b>	<b>Nays</b>	<b>Absent</b>	<b>Abstain</b>
<b>Meier</b>				
<b>Pessagno</b>				
<b>Swain</b>				
<b>Furlin</b>				
<b>Mahaney</b>				

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

**RESOLUTION NO. 211-10-2016**

**RESOLUTION TO APPOINT A MEMBER  
TO THE HOUSING AUTHORITY OF THE CITY OF CAPE MAY**

**MOTION:**

**SECOND:**

**BE IT RESOLVED** by the City Council of the City of Cape May that the following appointment be made, appointed by City Manager:

**HOUSING AUTHORITY**

**Patricia Hodgetts**

**#3 Osborne Court**

**Cape May, NJ 08204**

**To fill unexpired term of Jean Capilli**

**Term to expire: September 17, 2017**

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 October 4, 2016.

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Louise Cummiskey, City Clerk

Roll Call	Ayes	Nays	Absent	Abstain
Furlin				
Meier				
Pessagno				
Swain				
Mahaney				

cc: Housing Authority  
Boards & Commissions Book

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

**RESOLUTION NO. 212-10-2016**

**RESOLUTION APPROVING PROFESSIONAL SERVICES AGREEMENT  
BETWEEN MOTT MACDONALD AND THE CITY OF CAPE MAY  
FOR PROFESSIONAL ENGINEERING SERVICES FOR THE DELAWARE AVENUE  
PUMP STATION EMERGENCY GENERATOR**

**MOTION:**

**SECOND:**

WHEREAS, the City of Cape May (the "City") desires to enter into a Professional Services Agreement with Mott MacDonald (formerly known as Hatch Mott MacDonald) (the "Professional Services Agreement"), in the form attached hereto as EXHIBIT A, for professional engineering services for the Delaware Avenue Pump Station Emergency Generator ("Services"); and

WHEREAS, the Professional Services Agreement is awarded pursuant to the Local Public Contracts Law, N.J.S.A. 40A:11-1, et seq., which provides for the award of a Professional Services Agreement without competitive bids, and further provides that the resolution authorizing the award and the Professional Services Agreement itself is available for public inspection; and

WHEREAS, Mott MacDonald has completed and submitted a Business Entity Disclosure Certification which certifies that Mott MacDonald has not made any reportable contributions to a political or candidate committee in the City of Cape May in the previous one year, and that the contract will prohibit Mott MacDonald from making any reportable contributions through the term of the contract.

NOW, THEREFORE, BE IT RESOLVED, by the City of Cape May, County of Cape May, State of New Jersey, that:

1. The Professional Services Agreement between Mott MacDonald, located at 833 Rt. 9 North, PO Box 373, Cape May Court House, New Jersey 08210, and the City of Cape May, in the form attached hereto as EXHIBIT A, for a lump sum fee for Task 1 of THIRTY-ONE THOUSAND (\$31,000.00) DOLLARS and a lump sum fee for Task 2 of SIXTEEN THOUSAND FOUR HUNDRED (\$16,400.00) DOLLARS, for a total fee for Tasks 1 and 2 of FORTY-SEVEN THOUSAND FOUR HUNDRED (\$47,400.00), is hereby approved.

2. The Mayor and Clerk are hereby authorized and directed to execute the Professional Services Agreement on behalf of the City of Cape May, and the City Manager and other City officials are also authorized and directed to take any and all other actions necessary to effectuate the purposes thereof.

3. The Professional Services Agreement has been reviewed and approved by the City Solicitor as to form, content and legal procedure.

4. This resolution is contingent upon the Professional Services Agreement being executed by the Mayor and City Clerk within thirty (30) days from the date of this resolution.

5. A Notice of Award of Professional Services Agreement for the above services shall be published in the *Cape May County Herald Times/Cape May County Herald*.

6. The Business Disclosure Entity Certification shall be placed on file with this resolution.

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 October 4, 2016.

\_\_\_\_\_  
Louise Cummiskey, City Clerk

Roll Call	Ayes	Nays	Absent	Abstain
Dr. Mahaney				
Mr. Meier				
Ms. Pessagno				
Ms. Swain				
Mr. Furlin				

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

**RESOLUTION NO. 213-10-2016**

**RESOLUTION APPROVING AGREEMENT  
BETWEEN THE CITY OF CAPE MAY AND THE CAPE MAY COUNTY  
MUNICIPAL UTILITIES AUTHORITY**

**MOTION:**

**SECOND:**

WHEREAS, the Cape May County Municipal Utilities Authority (the "CMCMUA") is the owner of certain real property located at 234 Capehart Lane, Cape May, New Jersey, also known as Block 1013, Lot 44.01 (the "Property");

WHEREAS, the City of Cape (the "City") desires to place a conduit on the Property, which needs to be installed, updated or replaced from time to time; and

WHEREAS, in order for the conduit to exist on the Property the City and the CMCMUA are required to execute the License, Hold Harmless and Indemnification Agreement attached hereto as EXHIBIT A.

NOW, THEREFORE, BE IT RESOLVED, by the City of Cape May, County of Cape May, State of New Jersey, that:

1. The City of Cape May and the Cape May County Municipal Utilities Authority agree to enter into a License, Hold Harmless and Indemnification Agreement in the form attached hereto as EXHIBIT A and by this reference made a part hereof, which is hereby approved.

2. The Mayor and Clerk are hereby authorized and directed to execute the Agreement on behalf of the City of Cape May, and the City Manager and other City officials are also authorized and directed to take any and all other actions necessary to effectuate the purposes thereof.

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 October 4, 2016.

\_\_\_\_\_  
Louise Cummiskey, City Clerk

Roll Call	Ayes	Nays	Absent	Abstain
Dr. Mahaney				
Ms. Swain				
Ms. Pessagno				
Mr. Meier				
Mr. Furlin				

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

**RESOLUTION NO. 214-10-2016**

**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 2016, which are now available as a revenue and will be hereby appropriated as detailed below:

Revenue Title: State of New Jersey – NJDEP –It Pays to Plug In-NJ’s Electric  
Vehicle Workplace Charging Grant Program  
Appropriation Title: NJDEP-FY2016 Electric Vehicle Charging Grant Program  
Amount: \$10,000.00

**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 October 4, 2016.

\_\_\_\_\_  
Louise Cummiskey, City Clerk

cc: City Treasurer

Roll Call	Ayes	Nays	Absent	Abstain
Furlin				
Meier				
Pessagno				
Swain				
Mahaney				

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

**RESOLUTION NO. 215-10-2016**

**RESOLUTION DECLARING CERTAIN SURPLUS ITEMS  
AS SURPLUS PROPERTY AND AUTHORIZING SALE OF SAME**

**MOTION:**

**SECOND:**

**WHEREAS**, the City of Cape May has certain items which are no longer needed for City use; and

**WHEREAS**, miscellaneous equipment, computers, printers, fax machines, Water/Sewer SCADA parts (SEE ATTACHMENT), City Vehicles (SEE ATTACHMENT) and other miscellaneous items will be auctioned on GOVDEALS; and

**WHEREAS**, the sale of these items may be accomplished without Public advertising in keeping with NJSA 40A:11-36(2) and NJSA 40A:23-13(b)(1).

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Cape May that the items set forth, but not limited to, are hereby declared surplus property.

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 October 4, 2016.

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Louise Cummiskey, City Clerk

<b>Roll Call</b>	<b>Ayes</b>	<b>Nays</b>	<b>Absent</b>	<b>Abstain</b>
<b>Furlin</b>				
<b>Meier</b>				
<b>Pessagno</b>				
<b>Swain</b>				
<b>Mahaney</b>				

cc: CFO  
Superintendent, Dept. of Public Works  
Purchasing Agent

**CITY OF CAPE MAY**

**RESOLUTION NO. 216-10-2016**

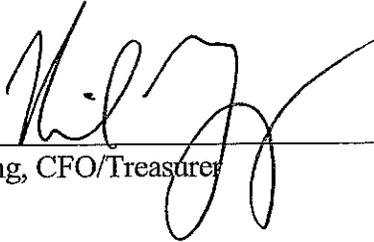
**RESOLUTION FOR THE PAYMENT OF BILLS**

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 September 30, 2016 for payments excluding those related to Swain's Ace Hardware Inc. Total Bill List: \$576,982.35.

Current Fund Appropriations	\$ 423,347.31
Water/Sewer Utility Operating Fund	\$ 79,519.41
Tourism Utility Fund	\$ 25,492.22
General Capital Improvements	\$ 26,627.46
Water/Sewer Capital Improvements	\$ 7,370.00
Escrow Special Account	\$ 2,150.00
Trust Fund	\$ -
Grant Fund	\$ 400.00
Beach Utility Fund Appropriations	\$ 12,075.95
Beach Utility Capital Improvements	\$ -
	<u>\$ 576,982.35</u>

  
\_\_\_\_\_  
Neil Young, CFO/Treasurer

Roll Call	Ayes	Nays	Absent	Abstain
Mahaney				
Swain				
Meier				
Pessagno				
Furlin				

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 October 04, 2016.

\_\_\_\_\_  
Louise Cumiskey, City Clerk