REGULAR MEETING OF
CITY COUNCIL OF THE CITY OF CAPE MAY, NJ
Tuesday, October 15, 2013, 7:00 P.M.

CALL TO ORDER -- ROLL CALL -- Pledge of Allegiance to the Flag

Present:	Councilmember Deanna Fiocca
	Mayor Edward J. Mahaney, Jr.
	Deputy Mayor William H. Murray, Esquire
	Councilmember Terri L. Swain
	Councilmember Jack Wichterman
Also Present:	City Attorney Anthony P. Monzo, Esquire
	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:

WORK SESSION DISCUSSION:
Best Practice – Presentation by Neil Young, CFO

Mayor Mahaney introduces Neil Young, CFO, and Mr. Young explains the purpose of the "Best Practice" survey and goes through the worksheet for the benefit of all. The "Best Practice" worksheet will be posted on the Cape May City website and copies are also available at the City Clerk's Office, advises Mr. Young.

CLERK'S ANNOUNCEMENTS
Special General Election – Wednesday, October 16, 2013
Trick or Treat – October 31, 2013 between 5:00 P.M. and 7:00 P.M.

RESOLUTIONS:
234-10-2013 – Payment of Bills "A"
234-10-2013 – Payment of Bills "B" **(Removed from Consent)**
235-10-2013 – Resolution Authorizing Purchase of upgrades to Police 911 system Under State Contract No. A69923 ($50,000.00)
236-10-2013 – Resolution Providing for the Insertion of a Special Item of Revenue in the Budget Pursuant to Chapter 159 PL 1948

237-10-2013 – 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-Personnel

238-10-2013 – Resolution Releasing Performance Guarantee

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

234-10-2013 – Payment of Bills "B"

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

MINUTES:

City Council Regular Meeting Minutes dated September 17, 2013
City Council Worksession/Regular meeting Minutes dated October 1, 2013
City Council Closed Executive Meeting Minutes dated October 1, 2013

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

REPORTS RECEIVED BY THE CLERK:

Cape May City Fire Department Monthly Report for September, 2013
Assessor's Office Monthly Report dated October 4, 2013
Mid-Atlantic Center for the Arts & Humanities Auditors Report for the year ending 12/31/2012
Construction Official's monthly report for the period Sept. 1, 2013 through Sept. 30, 2013
Cape May City Police Department Monthly Report for September, 2013

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

UNFINISHED BUSINESS:

NEW BUSINESS:

A) City Solicitor

B) City Manager – Mr. Macleod reports that the repair of the water standpipe at the Public Works yard will begin this week and Corrosion Control Corporation will be performing the work. Mr. MacLeod advises that the next phase of the City Hall exterior improvements will begin tomorrow and the work will be performed by Jones Masonry Restoration Corporation. Mr. MacLeod announces that the Washington Street Mall Merchants will sponsor Trick or Treat on the Mall on Sunday, October 20, 2013 from 12:00 P.M. to 2:00 P.M. and the Halloween Parade will begin at 3:00 P.M. on Perry Street. Registration for the Parade will begin at 1:30 P.M. Finally, Mr. MacLeod advises that the Cape May Autumn Birding Festival will be held October 24th through October 27th at Convention Hall. Mr. MacLeod reports that the occupancy tax collected through July 2013 is $4,303 under that collected through the same time period for 2012. Finally, Mr. MacLeod announces that the 2012 Homestead Rebate applications will be mailed October 19, 2013.

C) City Clerk

D) Councilmembers – Deputy Mayor Murray reports that he attended a public meeting in the Borough of Avalon regarding Resort House Rentals. Mr. Murray advises that the Borough of Avalon is in the process of preparing a draft ordinance and Mr. Murray will follow up on this matter and report back to Council and the committee.

E) Mayor – Mayor Mahaney announces that the 2013 Water Main Flushing Program will take place from October 21, 2013 through November 6, 2013 and maps are available, today, at the meeting. Also, the Mayor announces that the deadline to submit a check for advertising in the 2014 Cape May Information Guide and Event Schedule is October 18, 2013. The Mayor thanks all the businesses that participated.

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.

Kate Wyatt, 292 Windsor Avenue, Cape May is here representing the Taxpayers Association. Ms. Wyatt suggests that City information be placed on the Cape May City Website and asks if the completed Best Practice survey list will be posted after the meeting so that the public can view this information. Also, Ms. Wyatt states that question #5 on the Best Practice survey sets forth a criteria of what should be posted on the City website. Mayor Mahaney advises Ms. Wyatt that the Best Practice survey will be posted on the City Website, along with other important information. The Mayor thanks Ms. Wyatt for her concerns.

Maria Mulville, 814 Meadowview Road, North Cape May, NJ speaking on behalf of the residents of the Tides Condominium, would like to know if the Jackson Street Beach access will be reopened. The closure of the Jackson Street Beach access is an inconvenience to residents and a hardship to disabled people, comments Ms. Mulville.

City Manager, Bruce Macleod, advises that the beach access has been closed for specific reasons but will look into the reopening of same.

Jo Tolley, 404 W. Perry Street, Cape May, NJ asks how much the City has spent on the school funding matter, to date, and asks what the City will spend in 2014. Ms. Tolley would also like to know what North Haledon spent.

Councilmember Wichterman advises that the City has spent $48,000 to date and the City is looking into the cost for the year 2014. Mr. Wichterman advises Ms. Tolley that North Haledon budgeted $48,000.00 per year. Mr. Wichterman comments that the residents of the City of Cape May will be receiving a letter on why the school funding matter is important. The City is not out to harm the educational system, advises Mr. Wichterman.

Jules Rausch, 1010 New York Avenue, Cape May, NJ questions why the City did not mention whole house rentals on the information insert sent out with the tax bills. Mr. Rausch asks of the progress on the whole house and resort rental property matter and whether the mall seating committee meetings have been scheduled and if so, if the meetings are open to the public.

Mayor Mahaney advises that Mr. MacLeod will be scheduling a meeting regarding resort rentals and that the City is researching "Outside Seating" before a meeting is scheduled. The meetings will be open to the public, advises the Mayor.

Mr. Rausch asks why the City of Cape May does not require fire inspections and feels that those types of inspections should be enforced.

Mayor Mahaney replies that in the past, the City Fire Department performed fire inspections and the City is moving forward with changes for the future.

Deputy Mayor Murray advises that the City is looking into this matter closely, especially the fire inspections.

Bernie Haas, 1016 Illinois Avenue, Cape May, NJ asks when the portable restrooms in front of Convention Hall will be gone.

Mr. MacLeod advises that the City is waiting for DEP approvals and he is not sure when the approvals will be received. Mr. MacLeod advises that the project will be funded through the 2013 Capital Beach Utility.

George Costich, 608 Washington Street, Cape May, NJ asks who to contact about a streetlight in front of his building that needs to be replaced. Also, Mr. Costich comments that a house cannot be raised on pilings. Finally, Mr. Costich asks if the City Trucks are up to state standards.

Mayor Mahaney advises that he will contact Public Works and have the streetlight replaced. The Mayor advises that the City Fire trucks are within standards and are inspected often.

Kevin Solar, 1018 Stockton Avenue, Cape May, NJ asks the cost of a mercantile license for a Resort Home.

Deputy Mayor Murray replies that the fees have not yet been determined.

CLOSED:
Motion made by Mayor Mahaney seconded by Councilmember Fiocca to go into closed session.

OPEN:
Motion made by Councilmember Swain seconded by Fiocca to go back into open session.

ADJOURNMENT
Motion made by Councilmember Wichterman seconded by Deputy Mayor Murray to adjourn. The meeting adjourned at 9:05 P.M.

Edward J. Mahaney, Jr., Mayor

Jack Wichterman, Councilmember

Deanna Fiocca, Councilmember

Terri L. Swain, Councilmember

William H. Murray, Esquire, Deputy Mayor

Louise Cummiskey, City Clerk