

**REGULAR MEETING  
OF CITY COUNCIL OF THE CITY OF CAPE MAY, NJ  
Tuesday, October 21, 2014 7:00 P.M.**

The Regular meeting of City Council of the City of Cape May was called to order by Mayor Mahaney at 7:00 P.M. Tuesday, October 21, 2014 in the Cape May City Hall Auditorium. The Clerk called the roll and the Pledge of Allegiance was recited.

Present: Mayor Edward J. Mahaney, Jr.  
Councilmember William H. Murray, Esquire  
Councilmember Terri L. Swain  
Deputy Mayor Jack Wichterman

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

Mayor Mahaney requested a moment of silence in memory of Mayor William J. Henfey, North Wildwood who passed away today.

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

238-10-2014 – Resolution Authorizing Shared Services Agreement with Borough of Cape May Point - **REMOVED FROM AGENDA**

285-2014 An Ordinance Amending Chapter 472 of the Cape May City Code Regarding the Hiring of Towing Contractors – **REMOVED FROM AGENDA**

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

**DISCUSSION:**

Best Practices – 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 Practices” worksheet will be posted on the Cape May City website and copies are also available at the City Clerk’s Office.

Deputy Mayor Wichterman suggests having a monthly finance meeting.

Mayor Mahaney agrees with Mr. Wichterman and would like to recommend a finance committee to meet once a month on the first Tuesday morning of each month before a Worksession Meeting. Mayor Mahaney would like to research the requirements and restrictions on the HUD requirements for the Housing Authority.

**REGULAR MEETING BUSINESS:**

**ORDINANCES FOR INTRODUCTION**

285-2014 An Ordinance Amending Chapter 472 of the Cape May City Code Regarding the Hiring of Towing Contractors **DELETED FROM AGENDA**

City Attorney, Anthony Monzo explains the the two Ordinances on Low Speed Vehicles.

286-2014 An Ordinance Amending Chapter 310 and 525 of the Cape May City Code Regarding Licensing and zoning of Businesses Engaged in the Rental of Low Speed Vehicles

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

287-2014 An Ordinance Amending Chapter 7 of the Cape May City Code Regarding the Operation of Low Speed Vehicles

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

**RESOLUTIONS:**

- 234-10-2014 – Resolution Awarding Contract for a New and Unused Mini Hydraulic Excavator with Trailer
- 235-10-2014 – Resolution Awarding Quote for Access and Ground Protection Mats
- 236-10-2014 – Resolution Awarding Quote for Beach Wheelchairs
- 237-10-2014 – Resolution Awarding BID – USDA Site Improvements – Madison Avenue
- 238-10-2014 – Resolution Authorizing Shared Services Agreement with Borough of Cape May Point **REMOVED FROM AGENDA**
- 239-10-2014 - Resolution Awarding Contract for Furnishing Rollout Modular Wooden Walkways
- 240-10-2014 – Payment of Bills “A”
- 240-10-2014 – Payment of Bills “B” – **REMOVED FROM CONSENT AGENDA**
- 241-10-2014 – Resolution Approving Agreement between Trinity Code Inspections, LLC and the City of Cape May

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

240-10-2014 – Payment of Bills “B”

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

**CORRESPONDENCE**

City Clerk, Ms. Cummiskey, reads a thank you letter from Robert S. Berry, Director, of the 2<sup>nd</sup> Annual Move 4 the Memorial Run

**REPORTS RECEIVED BY THE CLERK:**

- Cape May Fire Department Monthly Report dated September 2014
- Cape May EMS Monthly Report dated September 2014
- Assessor’s Office Monthly Report dated October 6, 2014

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

**NEW BUSINESS:**

A) City Attorney

B) City Manager – Mr. MacLeod provides occupancy tax figures through August 2014 which total \$342,074.86 as compared to the same time period in 2013 which total \$320,044.26, indicating an increase of 6.8%.

Mr. MacLeod announces that the 2014 Water Main Flushing Program will take place from October 20, 2014 through November 5, 2014. Maps are available at the City Clerk's office. The City of Cape May will be sponsoring an Ethic's training session for all JIF members on November 13, 2014 at Cape May Convention Hall. Mr. MacLeod advises there will be two sessions, one beginning at 10:30 A.M. and the second session beginning at 1:00 P.M.

C) City Clerk

D) Councilmembers – Deputy Mayor Wichterman advises that the Taxpayers' Association will be sponsoring a round table discussion regarding the School Funding Formula at Convention Hall on November 21, 2014 from 1:00 P.M. to 3:00 P.M. This discussion, comments Mr. Wichterman, will help educate the residents regarding the City's withdraw from the Regional School District. Mr. Wichterman hopes to see many residents at the round table.

Mayor Mahaney advises that he, City Manager, Bruce MacLeod, and Police Chief, Robert Sheehan, attended the Cape May Chamber of Commerce Meeting last week and received a plaque for "Outstanding Partner Award" on behalf of the City of Cape May. The plaque will be displayed in Convention Hall. Mayor Mahaney proudly announces that the attendance was excellent at the Cape May County Chamber of Commerce Annual Installation Dinner held at Convention Hall on Thursday, October 16, 2014. The City received very positive feedback on the event.

Mayor Mahaney thanks the Washington Street Mall BID for sponsoring Trick or Treat on the Mall. Also, the Mayor thanks Pat D'Arco of the Public Works Department for an excellent job coordinating the memorial benches on the Promenade. There is no more available space for benches on the Promenade; however, benches are available in other locations in the City and rocking chairs are available for placement at Convention Hall. The Mayor announces that Trick or Treat in the City of Cape May will be held on Friday, October 31, 2014 from 5:00 P.M. to 7:00 P.M.

**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.

Jo Tally, 404 W. Perry Street, Cape May continues to disagree with City's withdrawal from the Regional School District.

Patricia Hendricks, 106 Trenton Avenue, Cape May, advises that she attended Candidates night at the Cape May Elementary School and asks if Council knows the name of the person who videotaped the event as she would like a copy of the tape.

Jerry Inderwies, Jr., 1159 Indiana Avenue, Cape May, questions the lease agreement with Cape May City Elementary School. Also, Mr. Inderwies asks if Council will be attending the open public meeting on October 23, 2014.

Mayor Mahaney replies that there is no lease agreement but the City is working together with the School Board to obtain grant money for plans, which will be discussed with the public. Also, Council is aware of the meeting.

City Attorney, Anthony Monzo advises that the fields are part of the master plan and has been discussed in previous Council meetings for several years. Mr. Monzo advises that the lease is subject to approval and a majority vote from Council.

Philip Rogers, 1275 Lafayette Street, Cape May, advised that in the year 2011 the beach patrol received money from the City for the Lifeguard Championship and asks if the money is loan.

Mayor Mahaney advises that in the year 2010 the beach patrol received \$15,000.00 and the next year received \$16,000.00 for beach materials such as buoys, lines etc. to be used by the City of Cape May.

Mr. MacLeod advises that the money was from an appropriation in the budget which was allotted to the beach patrol.

Mr. Rogers feels the intersection of the alleyway and Lafayette Street called Roseman's Lane is not safe. The street was previously a one way street and Mr. Rogers feels the City should talk to the County to change the two way street back to a one way street for safety reasons.

Mayor Mahaney advises that the street needs to be surveyed by the County Engineer who will look into changing the street back to a one way.

Jules Raush, 1010 New York Avenue, Cape May, advised that traffic and tourism has increased in Cape May and parking is becoming a problem in town. Mr. Raush asks Council if the City has plans for parking and suggests parking authority. Secondly, Mr. Raush feels the City should increase the rates on the patio seats for Restaurants on the mall.

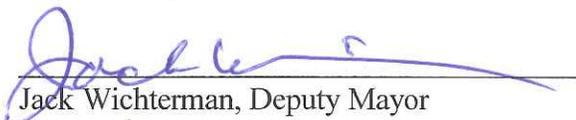
Mayor Mahaney advises Mr. Raush to attend the meeting and testify for an increase on the patio permits.

Dan Kurkowski, 807 Corgie Street, Cape May, serves a Tort Claim Notice against the City of Cape May.

**ADJOURNMENT**

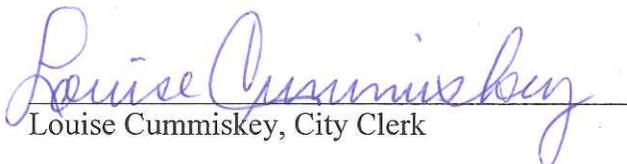
Motion made by Deputy Mayor Wichterman, seconded by Councilmember Swain to adjourn. The meeting adjourned at 8:30 P.M.

  
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Edward J. Mahaney, Jr., Mayor

  
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Jack Wichterman, Deputy Mayor

  
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Terri L. Swain, Councilmember

  
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William H. Murray, Esq, Councilmember

  
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Louise Cumiskey, City Clerk