

**WORKSESSION/REGULAR MEETING NOTES
OF CITY COUNCIL OF THE CITY OF CAPE MAY, NJ
Tuesday, September 18, 2012, 7:00pm**

The worksession/regular meeting of City Council of the City of Cape May was called to order by Mayor Mahaney at 7:00 P.M. Tuesday, September 18, 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 Terri L. Swain
~~Deputy Mayor Jack Wichterman~~

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

Absent: Councilmember William H. Murray

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

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

ORDINANCES FOR SECOND READING AND CONSIDERATION FOR ADOPTION:

256-2012 An Ordinance of the City of Cape May Amending and Restating Chapter 434
Solid Waste: Recycling of the Cape May City Code

Motion: Wichterman
Second: Fiocca

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

Resolutions are offered by Consent

RESOLUTIONS:

- 224-09-2012 – Resolution Approving Shared Services Agreement between the County of Cape May and the City of Cape May
- 225-09-2012 – Refund of Overpaid 2012 Taxes
- 226-09-2012 – Resolution to Reappoint a Member to the Housing Authority of the City of Cape May
- 227-09-2012 – Resolution Providing for the Insertion of a Special Item of Revenue in the Budget Pursuant to Chapter 159 PL 1948
- 228-09-2012 – Resolution Authorizing Change Order No. 8 for Contract with Ogren construction for Construction of New Convention Hall
- 229-09-2012 – Payment of Bills “A”
- 229-09-2012 – Payment of Bills “B” **Remove from Consent Agenda**
- 230-09-2012 - A Resolution of the City of Cape May Authorizing Change Order #4 Contract with Perna Finnegan, Inc. for the 2011 Utility and Road Program

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

229-09-2012 – payment of Bills “B”

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

MINUTES:

City Council Regular Meeting Minutes dated August 21, 2012

Motion: Mahaney
Second: Fiocca

Roll Call:

Fiocca Yes
Murray Absent
Swain Yes
Wichterman Yes
Mahaney Yes

REPORTS RECEIVED BY THE CLERK:

Overtime Report for August, 2012
Assessor's Office Monthly Report dated September 6, 2012
Construction Permit Activity Report for the period August 1, 2012 to August 31, 2012
Cape May Police Department Reports for the month of August, 2012

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

UNFINISHED BUSINESS:

NEW BUSINESS:

- A) City Attorney
- B) City Manager – Mr. MacLeod reports that bids were received for the Utility and Road Program for Cape May Avenue and the successful bid will be awarded at the Council Meeting on October 2, 2012. Also, Mr. MacLeod advises that on September 29, 2012, a wedding will take place at Convention Hall, a “first” at the new facility.

Mr. MacLeod announces the following upcoming Events:

- A Social Media Seminar at Convention Hall on September 17, 2012
- The 29th Annual Beach Front Run on September 22, 2012
- Fred Hall Orchestra Ball Room Dancing at Convention Hall on September 22, 2012
- The Oktoberfest on September 29, 2012
- Danny Wright, Pianist at Convention Hall on October 5, 2012
- The First Dragon Boat Race on October 13, 2012
- Cape May Bridal Show at Convention Hall on October 14, 2012
- Fred Hall Orchestra Ball Room Dancing at Convention Hall on October 19, 2012
- The Rogues, at Convention Hall on October 19, 2012
- The New Jersey Audubon Birding Festival at Convention Hall on October 26-28, 2012

- C) City Clerk

D) Councilmembers – Councilmember Fiocca speaks of an Animal Cruelty case which took place in the City of Cape May. Ms. Fiocca asks Mr. Monzo, if he can research the New Jersey State Animal Cruelty statutes to see if the City can enforce stricter laws on chaining dogs.

Mr. Monzo replies that the State of New Jersey does not have statutes to prevent the chaining of a dog as long as there is shelter, food and water available but that he will investigate the state law to see if the City can enforce stricter penalties.

Mayor Mahaney recommends that Mr. MacLeod, Mr. Monzo and Mr. Queenan work together on amending the City Ordinance and for same to be placed on the October 2, 2012 Agenda as an item of discussion.

Deputy Mayor Wichterman thanks Mr. MacLeod for the Yield to Pedestrian signs placed in front of the WaWa on Texas Avenue. Mr. Wichterman advises that he will be attending another meeting regarding the School Funding matter in Long Beach Township on September 19, 2012.

Mayor Mahaney recommends a Change Order to replace a sewer lateral be approved for Corgie and Jefferson Street which will prevent problems in the future. Also, the Mayor advises that South Jersey Industries will be at Convention Hall on October 11, 2012 to speak to small businesses about use of energy. Finally, Mayor Mahaney thanks the businesses in town for sponsoring the Philadelphia Boys Choir.

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.

George Costich – Victorian Towers, Cape May, NJ provided a copy of a DVD he made of the Angelus Choir Concert to the Ocean City Tabernacle Church and states that he received a thank you letter from the Church. Also, Mr. Costich would like to film all the Convention Hall events.

Mayor Mahaney asks Mr. MacLeod to set up a meeting with Mr. Whipple, Director of Marketing and Mr. Costich to view and hear the sounds of his recordings.

Jules Rauch – 1010 New York Avenue, Cape May, NJ comments that tree branches are leaning on the electrical lines at New Jersey and New York Avenues and would like to know if the branches can be trimmed. Mr. Rauch is fearful of a fire.

Mayor Mahaney asks Mr. MacLeod if he would contact Atlantic City Electric to see if the branches can be trimmed.

CJ Ryan – 428 W. Perry Street, West Cape May, NJ asks if the parking for the Christmas Parade can be more organized this year.

Mayor Mahaney asks Mr. MacLeod to look into the matter.

John Fleming – 1484 Washington Street, Cape May, NJ asks how many events took place at Convention Hall this year and the amount received by the City of Cape May for the use of the facility.

Mr. MacLeod advises that he will put together a report.

COUNCIL & CITY MANAGER COMMENTS

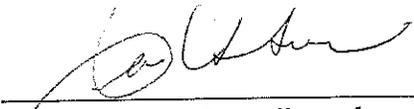
ADJOURNMENT

Motion made by Deputy Mayor Wichterman, seconded by Councilmember Fiocca to adjourn. The regular meeting adjourned at 7:45 P.M.

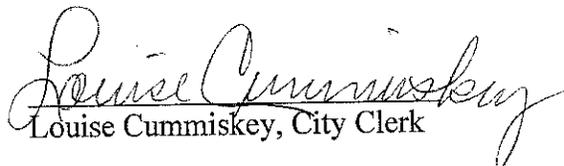

Edward J. Mahaney, Jr., Mayor


Jack Wichterman, Deputy Mayor


Deanna Fiocca, Councilmember


Terri L. Swain, Councilmember

ABSENT
William H. Murray, Councilmember


Louise Cummiskey, City Clerk