

**REGULAR MEETING
OF CITY COUNCIL OF THE CITY OF CAPE MAY, NJ
Tuesday, May 20, 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, May 20, 2014 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.
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, Esquire
Councilmember Terri L. Swain

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

Mayor Mahaney advises that there are three Bond Ordinances on tonight's Agenda which require a vote of 2/3 of the full council membership. As two Councilmembers are absent tonight, the Bond Ordinances cannot be voted upon this evening. The Mayor advises that there will be a Public Hearing this evening and the Ordinances will be voted upon at the next Council Meeting on June 2, 2014.

ORDINANCES FOR PUBLIC HEARING AND ADOPTION

279-2014 BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY THE CITY OF CAPE MAY, IN THE COUNTY OF CAPE MAY, NEW JERSEY, APPROPRIATING \$1,900,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,425,000 BONDS OR NOTES OF THE CITY TO FINANCE PART OF THE COST THEREOF.

PUBLIC PORTION

Motion: Wichterman
Second: Fiocca

CLOSE PUBLIC PORTION

Motion to Table Ordinance 279-2014 Until Next Council Meeting on Monday, June 2, 2014

Motion: Mahaney
Second: Wichterman

Roll Call:

Fiocca Yes
Murray Absent
Swain Absent
Wichterman Yes
Mahaney Yes

280-2014 BOND ORDINANCE PROVIDING FOR VARIOUS BEACH UTILITY IMPROVEMENTS IN AND BY THE CITY OF CAPE MAY, IN THE COUNTY OF CAPE MAY, NEW JERSEY, APPROPRIATING \$165,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$165,000 BONDS OR NOTES OF THE CITY TO FINANCE PART OF THE COST THEREOF.

PUBLIC PORTION

Motion Fiocca:
Second: Wichterman

CLOSE PUBLIC PORTION

Motion to Table Ordinance 280-2014 Until Next Council Meeting on Monday, June 2, 2014

Motion: Mahaney
Second: Wichterman

Roll Call:

Fiocca Yes
Murray Absent
Swain Absent
Wichterman Yes
Mahaney Yes

281-2014 BOND ORDINANCE PROVIDING FOR VARIOUS WATER AND SEWER UTILITY IMPROVEMENTS IN AND BY THE CITY OF CAPE MAY, IN THE COUNTY OF CAPE MAY, NEW JERSEY, APPROPRIATING \$1,150,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,150,000 BONDS OR NOTES OF THE CITY TO FINANCE PART OF THE COST THEREOF.

PUBLIC PORTION

Motion: Wichterman
Second: Fiocca

CLOSE PUBLIC PORTION

Motion to Table Ordinance 281-2014 Until Next Council Meeting on Monday, June 2, 2014

Motion: Wichterman
Second: Fiocca

Roll Call:

Fiocca Yes
Murray Absent
Swain Absent
Wichterman Yes
Mahaney Yes

City Manager, Bruce MacLeod, offers a brief description of the uses for the aforementioned Bond Ordinances

282-2014 ORDINANCE AMENDING SECTION 10-85 OF THE CAPE MAY CITY CODE CONCERNING HEALTH BENEFITS FOR RETIRED EMPLOYEES OF THE CITY

Mr. MacLeod advises that Ordinance 282-2014 sets forth the method of calculating years of service for those employees who retire in good standing.

PUBLIC PORTION

Motion: Wichterman
Second: Fiocca

CLOSE PUBLIC PORTION

Motion: Wichterman
Second: Fiocca

Roll Call:

Fiocca Yes
Murray Absent
Swain Absent
Wichterman Yes
Mahaney Yes

RESOLUTIONS:

115-05-2014 – Resolution Providing for the Combination of Certain Issues of Water/Sewer Utility Bonds of the City of Cape May, in the County of Cape May, New Jersey into a Single Issue of Bonds Aggregating \$2,700,000 in Principal Amount

- 116-05-2014 – Resolution Providing for the Combination of Certain Issues of General Improvement Bonds of the City of Cape May, in the County of Cape May, New Jersey into a Single Issue of Bonds Aggregating \$6,035,000 in Principal Amount
- 117-05-2014 – Resolution Determining the Form and Other Details of \$10,740,000 General Obligation Bonds, Series 2014, Consisting of \$6,035,000 General Improvement Bonds, \$2,700,000 Water/Sewer Utility Bonds and \$2,005,000 Beach Utility Bonds of the City of Cape May in the County of Cape May, New Jersey and Providing for their Sale
- 118-05-2014 – Resolution Providing for the Combination of Certain Issues of Beach Utility Bonds of the City of Cape May, in the County of Cape May, New Jersey into a Single Issue of Bonds Aggregating \$2,005,000 in Principal Amount
- 119-05-2014 – Resolution Authorizing Utility Bill Adjustment Due to Catastrophic Occurrence
- 120-05-2014 – Refund of Overpaid 2014 Taxes
- 121-05-2014 – Refund of Overpaid 2014 Taxes
- 122-05-2014 – Refund of Overpaid 2014 Taxes
- 123-05-2014 – Resolution of the City of Cape May in the County of Cape May, New Jersey Making Application to the Local Finance Board Pursuant to N.J.S.a. 40A:2-26(e)
- 124-05-2014 – Payment of Bills “A”
- 124-05-2014 – Payment of Bills “B”
- 125-05-2014 – Resolution of the City of Cape May Rescinding Award of Contract for the Supply and Delivery of Removable Containers to be Used in the City of Cape May Recycling Program, Authorized by Resolution 101-05-2014
- 126-05-2014 – Resolution of the City of Cape May to Rescind Resolution Awarding Contract for the Supply of Uniforms for Beach Patrol, Junior Lifeguards and Beach Tag Personnel for the 2014 Season, Approved by Resolution 100-05-2014
- 127-05-2014 – Resolution Authorizing Encroachment Agreement Upon Cape May City Property Known as 221 Grant Street, Block 1022, Lot 28.01
- 128-05-2014 – Resolution of the City of Cape May to Approve the Assignment of the Agreement for Collection of Recyclable Materials from Blue Diamond disposal, Inc. to Choice Environmental Services of New Jersey, Inc.
- 129-05-2014 – Resolution Expressing Support to Increase the Funding for the Dedicated Shore Protection Fund
- 130-05-2014 – Resolution of the City of Cape May Authorizing Change Order No. 2-Final for Contract with F.W. Shawl & Sons, Inc. for the Replacement of Gurney Street Storm Drainage
- 205-09-2013 – Amended Resolution Approving the Submission of a Grant Application and the Execution of a Grant Contract

Motion: Wichterman
 Second: Fiocca

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

CORRESPONDENCE

Correspondence dated May 12, 2014 to Mayor and Council from Senator Jeff Van Drew
Correspondence dated May 16, 2014 to Senator Jeff Van Drew from Deputy Mayor Jack
Wichterman

MINUTES:

City of Cape May Regular Meeting Minutes dated April 15, 2014

Motion: Mahaney
Second: Wichterman

Motion withdrawn and Minutes corrected to reflect that Ms. Fiocca was present at said meeting.

Motion: Mahaney
Second: Fiocca

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

REPORTS RECEIVED BY THE CLERK:

Monthly Report of Tax Collections for the Period 1/31/2014
Shade Tree Commission Minutes dated April 10, 2014

Motion: Wichterman
Second: Fiocca

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

NEW BUSINESS:

- A) City Attorney
- B) City Manager – Mr. MacLeod sets forth the steps leading up to the City’s Bond Sale which will take place on June 17, 2014.
- C) City Clerk – Ms. Cummiskey reminds all that the next council meeting will be held on Monday, June 2, 2014 due to the Primary Election which will take place on Tuesday, June 3, 2014. Polls will be open from 6:00 A.M. until 8:00 P.M.
- D) Councilmembers – Deputy Mayor Wichterman reminds us of the City’s Memorial Day ceremony which will take place on May 26, 2014 at 11:00 A.M. at Cape May Convention Hall.

Mayor Mahaney commends the Garden Club on the splendid presentation of their 2014 Garden Show which took place at Convention Hall last week.

Mayor Mahaney asks for a discussion item to be placed on the June 2, 2014 Agenda regarding low speed vehicles.

The Mayor reminds everyone that the Cape May Elementary School wind turbine dedication ceremony will take place tomorrow at 1:30 P.M. The Mayor mentions that the Elementary School Book Club is ending and a ceremony will be held on Tuesday, June 3, 2014 at 9:00 A.M. Mayor Mahaney advises that he and Mr. MacLeod met with the Elementary School Administration Board regarding access to the school playground on weekends and during the summer season. An agreement was reached to provide access to the playground during those times. Finally, Mayor Mahaney advises that a meeting will take place this week regarding the replacement of the elementary school pool.

Mayor Mahaney announces that on Friday, May 23, 2014, at 9:00 A.M., Admiral Robert Papp, U.S.C.G. will hold a press conference, together with Congressmen Frank LoBiondo, to announce the status of the U.S.C.G. community designation in Cape May City and Cape May County. This ceremony will include most Mayors, Civic and Business Leaders in Cape May County and will take place at Convention Hall. The Public is invited to attend and refreshments and music will be provided. The Mayor reminds all of the Peter Nero and the Philly POPS Concert to take place on Saturday, May 24, 2014, at 8:00 P.M. at Convention Hall. The Cape May Coast Guard is scheduled to host their first Sunset Parade of this year in honor of “Memorial Day” at the Training Center in Cape May, Sunday, May 25, 2014 at Sunset (approximately 7:50 P.M.) The City of Cape May Memorial Day Recognition Service will be held at the Columbia Avenue Monument on Monday, May 26, 2014, 9:00 A.M. and the Official Cape May City Veterans’ Day Ceremony will take place at Convention Hall at 11:00 A.M. Following the ceremony, Longport Media “WOND” will be broadcasting live.

Deputy City Clerk, Patricia Harbora, reports on the success of the City’s blood drive which was held on May 13, 2013. Ms. Harbora announces that the City doubled their quota with 39 productive donors, 3 non-productive donors and 3 double red cell donors which equates to 117 lives being saved.

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.

Sandy Sieber, 1625 Beach Avenue, Cape May, NJ asks if it is possible to post bond ordinances on the web site, along with the Agenda, so that the Ordinances can be reviewed before the meeting.

Mr. MacLeod advises that he will look into posting the Bond Ordinances.

ADJOURNMENT

Motion made by Councilmember Fiocca seconded by Deputy Mayor Wichterman to adjourn. The meeting adjourned at 7:52 P.M.

Edward J. Mahaney, Jr., Mayor

Jack Wichterman, Deputy Mayor

Deanna Fiocca, Councilmember

ABSENT
Terri L. Swain, Councilmember

ABSENT
William H. Murray, Esq., Councilmember

Louise Cummiskey, City Clerk