

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

ORDINANCE NO. 377- 2019

**AN ORDINANCE AMENDING THE CAPE MAY CITY CODE
WITHRESPECT TO THE APPOINTMENTS
OF THE FIRE AND POLICE CHIEFS**

MOTION:

SECOND:

WHEREAS, Section 46-6(A) of the Cape May Municipal Code currently provides that the City Council shall appoint the Chief of the Fire Department; and

WHEREAS, Section 81-1(A) of the Cape May Municipal Code provides that the City Council shall appoint the Chief of the Police Department; and

WHEREAS, Cape May is organized under the Faulkner Act's Council-Manager form of government, pursuant to N.J.S.A. 40:69A-92 et seq; and

WHEREAS, under the Council-Manager form of government, pursuant to N.J.S.A. 40:69A-95(c), the City Manager is vested with the authority to appoint the heads of all departments in the City, including the chiefs of the fire and police departments; and

WHEREAS, the existing versions of Sections 46-6 and 81-1 of the Municipal Code predate the City's adoption of the Council-Manager form of government, but have never been amended to reflect that change; and

WHEREAS, having reviewed the matter, the City Council of the City of Cape May finds it appropriate to amend Sections 46-6 and 81-1 of the Municipal Code to conform them to the requirements of the Faulkner Act,

NOW, THEREFORE BE IT ORDAINED by the City Council of the City of Cape May in the County of Cape May and State of New Jersey as follows:

SECTION 1. Section 46-6(A) of the Cape May Municipal Code is hereby amended as follows (deletions in [brackets]; additions underlined):

Appointment. The Chief shall be appointed by [City Council] the City Manager.

SECTION 2. Section 81-1(A) of the Cape May Municipal Code is hereby amended as follows (deletions in [brackets]; additions underlined):

Established; appointments. There shall be a Police Department in and for the City of Cape May, the head of which shall be the Chief of Police, and which may consist of up to two Lieutenants; up to six Sergeants; up to one Captain; 15 full-time patrolmen; and such number of special police officers as may be required. [With the exception of the Chief of Police who shall be appointed by City Council, all] The Chief of Police shall be appointed by the City Manager.

All other members of the Police Department shall be appointed by the City Manager with due consideration to the recommendations of the Chief of Police.

SECTION 3. All other ordinances in conflict or inconsistent with this Ordinance are hereby repealed, to the extent of such conflict or inconsistency.

SECTION 4. Should any section, paragraph, sentence, clause or phase of this Ordinance be declared unconstitutional or invalid for any reason, the remaining portions of this Ordinance shall not be affected thereby and shall remain in full force and effect, and to this end the provisions of this Ordinance are hereby declared to be severable.

SECTION 5. This Ordinance shall become effective 20 days after final passage and publication, according to law.

ATTEST: CITY OF CAPE MAY, a municipal corporation of the State of New Jersey

Patricia Harbora, City Clerk BY: Clarence F. Lear, III, Mayor

NOTICE

Ordinance 377-2019 was introduced at a regular meeting of the City Council of the City of Cape May, held on May 7, 2019 and will be further considered for final passage during a meeting of the City Council, to be held at the Cape May City Hall Auditorium, 643 Washington Street, Cape May, New Jersey, on June 4, 2019, 4:00 P.M. at which time a Public Hearing will be held.

Patricia Harbora, City Clerk

Table with 5 columns: Roll Call, Ayes, Nays, Absent, Abstain. Rows include Hendricks, Meier, Mullock, Sheehan, Lear.

Introduced: May 7, 2019
First Publication: May 15, 2019
2nd Reading & Adoption: June 4, 2019
Final Publication: June 24, 2019

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

RESOLUTION NO. 110-05-2019

RESOLUTION PROVIDING FOR THE INSERTION OF A SPECIAL ITEM OF REVENUE IN THE BUDGET PURSUANT TO CHAPTER 159 PL 1948 – COPS IN SHOPS COLLEGE SUMMER SHORE INITIATIVE 2019

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; and

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 2019, which are now available as revenue and will be hereby appropriated as detailed below:

Revenue Title: State of New Jersey – Division of Alcoholic Beverage Control – Cops in Shops College Summer Shore Initiative 2019
Appropriation Title: Current Fund NJ – ABC – Cops in Shops 2019
Amount: \$3,960.00

BE IT FURTHER RESOLVED that the City of Cape May hereby accepts grant number AL-19-45-05-01 for the Cops in Shops College Summer Shore Initiative 2019 for the assignment of officers to Cops in Shops details from May 22, 2019 to September 15, 2019.

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, Patricia Harbora, City Clerk of the City of Cape May, County of Cape May, State of New Jersey, do hereby certify the foregoing is a correct and true original Resolution adopted by the City Council of the City of Cape May at a meeting held on May 7, 2019.

Patricia Harbora, City Clerk

Roll Call	Ayes	Nays	Absent	Abstain
Hendricks				
Meier				
Mullock				
Sheehan				
Lear				

cc: CFO/Treasurer
Police Chief

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

RESOLUTION NO. 111-05-2019

RESOLUTION APPEALING TO NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION COMMISSIONER CATHERINE R. MCCABE TO SUPPORT DEVELOPMENT OF THE SEWELL TRACT FOR PRESERVATION AND CONSERVATION PURPOSES ONLY

MOTION:

SECOND:

WHEREAS, the City of Cape May has been historically mindful of the environmental treasures in its wetlands and wildlife habitats, at its shores and off its coast; and

WHEREAS, Cape May's elected and appointed officials and its citizenry are increasingly aware of and dedicated to the principles and responsibilities of maintaining our community's resiliency and sustainability; and

WHEREAS, the Sewell Tract is the last large undeveloped land parcel in Cape May and contains substantial wetlands and wildlife habitats whose preservation would benefit the City, its residents and visitors; and

WHEREAS, were the Sewell Tract developed, it would result in obligations and infrastructure costs and liabilities for the City and its taxpayers; and

WHEREAS, in Resolution 150-06-2018, adopted June 4, 2018, the City of Cape May formally expressed its opposition to the development of the Sewell Tract, except for preservation and conservation purposes, and further expressed its support for the position, espoused by the Concerned Citizens for Sewell Tract Preservation, that Sewell Tract be preserved and remain undeveloped; and

WHEREAS, the City's Environmental Commission and the Promenade and Seawall Advisory Committee have also endorsed preservation of the Sewell Tract; and

WHEREAS, the City's Energy Master Plan, part of the 2019 Master Plan Reexamination, states: "Keeping Cape May 'High and Dry' also requires immediate and long-term solutions to protecting the Wetlands identified as The Sewell Tract...the United States Fish and Wildlife Service has declared the area 'Priority Wetlands' in the State of New Jersey;" and

WHEREAS, the City of Cape May is perplexed by the position heretofore taken by the New Jersey Department of Environmental Protection that is contrary to principles of preservation and conservation; and

WHEREAS, the City of Cape May is encouraged by the leadership and long-standing role of Catherine R. McCabe, Commissioner of the New Jersey Department of Environmental Protection (DEP), as an environmental scientist and steward;

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Cape May, New Jersey, County of Cape May, State of New Jersey, that the City of Cape May formally appeals to Commissioner Catherine R. McCabe to reverse DEP's current position on the Sewell Tract and to encourage and support efforts to maintain the Sewell Tract for preservation and conservation purposes so that it may be an ecological resource and natural wonder for our residents and visitors; and

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to Commissioner Catherine R. McCabe.

I, Patricia Harbora, City Clerk of the City of Cape May, County of Cape May, State of New Jersey, do hereby certify the foregoing is a correct and true original Resolution adopted by the City Council of the City of Cape May at a meeting held on May 7, 2019.

Patricia Harbora, City Clerk

Roll Call	Ayes	Nays	Absent	Abstain
Hendricks				
Meier				
Mullock				
Sheehan				
Lear				

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

RESOLUTION NO. 150-06-2018

RESOLUTION SUPPORTING THE PRESERVATION OF THE SEWELL TRACT

MOTION: Meier SECOND: Lear

WHEREAS, the Sewell Tract is an approximately 100-acre undeveloped plot of land in East Cape May whose origins date back to the 1950s; and

WHEREAS, the tract is the last large undeveloped parcel of land in the City of Cape May, and contains substantial wetlands and wildlife habitat whose preservation would be of great benefit to the City and its residents and visitors; and

WHEREAS, Thomas Brodesser and Philip Robinson, who developed Village Greene in Cape May, purchased the Sewell Tract in 1951, and in 1990 conveyed the land to East Cape May Associates, (ECMA), which sought to develop much of the 100-acre tract; and

WHEREAS, there ensued litigation over the proposed development of the Sewell Tract, entitled *East Cape May Associates v. New Jersey Department of Environmental Protection*, wherein the court will consider whether environmental and other government regulations limit the uses of the property to such a degree that the regulations effectively deprive the owners of economically reasonable use or value of their property; and

WHEREAS, the Concerned Citizens for Sewell Tract Preservation, Inc. (“Concerned Citizens”) a New Jersey, not-for-profit corporation, intervened in the litigation to support the position that the Sewell Tract should remain undeveloped and be preserved; and

WHEREAS, if the Sewell Tract is developed, it is possible the City may expend costs to provide services to any newly developed area; and

WHEREAS, the City remains committed to promoting preservation of, and concern for, the environment, its citizens, and the unique wildlife that live and migrate through the City and surrounding area; and

WHEREAS, both the Environmental Commission and the Seawall/Promenade Advisory Committee have advised the Council that they support preservation and the position of the Concerned Citizens; and

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

1. The averments of the preamble to this Resolution are hereby incorporated.

2. The City of Cape May formally expresses its opposition to development of the Sewell Tract, except for preservation and conservation purposes, and further expresses its support for the position, espoused by the Concerned Citizens, that the Sewell Tract be preserved and remain undeveloped.

3. This resolution shall take effect immediately, according to law.

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 June 4, 2018.


Patricia Harbora, City Clerk

Roll Call	Ayes	Nays	Absent	Abstain
Pessagno		X		
Meier	X			
Hendricks				X
Furlin			X	
Lear	X			

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

RESOLUTION NO. 112-05-2019

**RESOLUTION REGARDING CITY OF CAPE MAY
CITY-WIDE BI-ANNUAL SIDEWALK SALE**

MOTION:

SECOND:

WHEREAS, the merchants in the City of Cape May hold a bi-annual city-wide sidewalk sale; and

WHEREAS, the City Council of the City of Cape May desires to set the dates and times for the bi-annual, sidewalk sale.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Cape May, that the dates and times for the 2019 sidewalk sale shall be May 16th through May 19th between the hours of 9:00 A.M. and 7:00 P.M.

I, Patricia Harbora, City Clerk of the City of Cape May, County of Cape May, State of New Jersey, do hereby certify the foregoing is a correct and true original Resolution adopted by the City Council of the City of Cape May at a meeting held on May 7, 2019.

Patricia Harbora, City Clerk

Roll Call	Ayes	Nays	Absent	Abstain
Hendricks				
Meier				
Mullock				
Sheehan				
Lear				

cc: All Departments
Bulletin Board
WSM Management Co., Inc.
Cape May Chamber of Commerce

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

RESOLUTION NO. 113-05-2019

**RESOLUTION SUPPORTING THE APPLICATION OF THE CENTER FOR
COMMUNITY ARTS FOR A NATIONAL ENDOWMENT FOR THE HUMANITIES
GRANT**

MOTION:

SECOND:

WHEREAS, the City of Cape May fully supports the Center for Community Arts's efforts to restore the historic Franklin Street School as a headquarters for its many programs, which benefit all Cape May's citizens; and

WHEREAS, the City of Cape May anticipates issuing a municipal bond to support the restoration, which will result in a full-service community center that will include the CCA's cultural and arts component and a county library branch; and

WHEREAS, CCA has operated in Cape May for almost 25 years and has created numerous programs and exhibits that have not only benefited our citizens but have enriched the lives of the many tourists who visit Cape May, a National Historic Landmark as well as a shore resort; and

WHEREAS, CCA's programs also attract scholars to Cape May to utilize the John and Janet Nash Archives of African-American history; and

WHEREAS, CCA has reached out to its Cape May neighbors to help it with programming and fundraising to maintain the African-American institutions located in its neighborhood; and

WHEREAS, CCA is currently seeking an Infrastructure and Capacity Building Challenge Grant from the National Endowment for the Humanities to help finance the restoration of the Franklin Street School; and

WHEREAS, Cape May City wishes to assist and support CCA in that effort because the City recognizes the many benefits cultural and humanities institutions have to offer,

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Cape May, County of Cape May, State of New Jersey fully supports the CCA's application;

AND, BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the National Endowment for the Humanities.

I, Patricia Harbora, City Clerk of the City of Cape May, County of Cape May, State of New Jersey, do hereby certify the foregoing is a correct and true original Resolution adopted by the City Council of the City of Cape May at a meeting held on May 7, 2019.

Patricia Harbora, City Clerk

Roll Call	Ayes	Nays	Absent	Abstain
Hendricks				
Meier				
Mullock				
Sheehan				
Lear				

cc: CFO/Treasurer

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

RESOLUTION NO. 114-05-2019

RESOLUTION FOR APPOINTMENT OF VICE CHAIRPERSON TO THE PUBLIC SAFETY BUILDING ADVISORY COMMITTEE – ROSANNE TRAFICANTE

MOTION:

SECOND:

BE IT RESOLVED, by the City Council of the City of Cape May that the following appointment of **Vice Chairperson** be made to the Public Safety Building Advisory Committee:

**Rosanne Traficante
1062 Pennsylvania Avenue
Cape May, NJ 08204**

I, Patricia Harbora, City Clerk of the City of Cape May, County of Cape May, State of New Jersey, do hereby certify the foregoing is a correct and true original Resolution adopted by the City Council of the City of Cape May at a meeting held on May 7, 2019.

Patricia Harbora, City Clerk

Roll Call	Ayes	Nays	Absent	Abstain
Hendricks				
Meier				
Mullock				
Sheehan				
Lear				

cc: Committee Folder
Member

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

RESOLUTION NO. 115-05-2019

A 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

MOTION:

SECOND:

WHEREAS, the City Council of the City of Cape May is subject to certain requirements of the Open Public Meetings Act, N.J.S.A 10:4-6, et seq., and

WHEREAS, the Open Public Meetings Act, N.J.S.A. 10:4-12, provides that an Executive Session, not open to the public, may be held for certain specified purposes when authorized by Resolution, and

WHEREAS, it is necessary for the City Council of the City to discuss in a session not open to the public certain matters relating to the item or items authorized by N.J.S.A. 10:4-12b and designated below:

_____ (1) Matters Required by Law to be Confidential: Any matter which, by express provision of Federal law or State statute or rule of court shall be rendered confidential or excluded from the provisions of the Open Public Meetings Act.

_____ (2) Matters Where the Release of Information Would Impair the Right to Receive Funds: Any matter in which the release of information would impair a right to receive funds from the Government of the United States.

_____ (3) Matters Involving Individual Privacy: Any material the disclosure of which constitutes an unwarranted invasion of individual privacy such as any records, data, reports, recommendations, or other personal material of any educational, training, social service, medical, health, custodial, child protection, rehabilitation, legal defense, welfare, housing, relocation, insurance and similar program or institution operated by a public body pertaining to any specific individual admitted to or served by such institution or program, including but not limited to information, relative to the individual's personal and family circumstances, and any material pertaining to admission, discharge, treatment, progress or condition of any individual, unless the individual concerned (or, in the case of a minor or incompetent, his guardian) shall request in writing that the same be disclosed publicly.

 X (4) Matters Relating to Collective Bargaining Agreement: Any collective bargaining agreement, or the terms and conditions which are proposed for inclusion in any collective bargaining agreement, including the negotiation of the terms and conditions thereof with employees or representatives of employees of the public body – UAW Lifeguard Contracts and GWU Middle Management

_____ (5) Matters Relating to the Purchase, Lease or Acquisition of Real Property or the Investment of Public Funds: Any matter involving the purchase, lease or acquisition of real property with public funds, the setting of banking rates or investment of public funds, where it could adversely affect the public interest if discussion of such matters were disclosed.

_____ (6) Matters relating to Public Safety and Property: Any tactics and techniques utilized in protecting the safety and property of the public, provided that their disclosure could impair such protection. Any investigations of violations or possible violations of the law.

_____ (7) Matters Relating to Litigation, Negotiations and the Attorney-Client Privilege: any pending or anticipated litigation or contract negotiation in which the public body is, or may become a party. Any matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer

 X (8) Matters Relating to the Employment Relationship: Any matter involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance or promotion or disciplining of any specific prospective public officer or employee or current public officer or employee employed or appointed by the public body, unless all the individual employees or appointees whose rights could be adversely affected request in writing that such matter or matters be discussed at a public meeting

_____ (9) Matters Relating to the Potential Imposition of a Penalty: Any deliberations of a public body occurring after a public hearing that may result in the imposition of a specific civil penalty upon the responding party or the suspension or loss of a license or permit belonging to the responding party bears responsibility.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Cape May, assembled in public session on May 7, 2019, that an Executive Session closed to the public shall be held on this date beginning at approximately 4:00 P.M. in the City Hall Building of the City of Cape May, 643 Washington Street, Cape May for the discussion of matters relating to the specific items designated above.

It is anticipated that the deliberations conducted in closed session may be disclosed to the public upon the determination of the City Council that the public interest will no longer be served by such confidentiality.

I, Patricia Harbora, City Clerk of the City of Cape May, County of Cape May, State of New Jersey, do hereby certify the foregoing is a correct and true original Resolution adopted by the City Council of the City of Cape May at a meeting held on May 7, 2019.

Patricia Harbora, City Clerk

Roll Call	Ayes	Nays	Absent	Abstain
Hendricks				
Meier				
Mullock				
Sheehan				
Lear				

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

RESOLUTION NO. 116-05-2019

**RESOLUTION AUTHORIZING PURCHASE OF
2020 PETERBILT 348 TANDEM AXLE CAB & CHASSIS
UNDER SOURCEWELL CONTRACT NO. 081716-PMC (\$118,042.00)**

MOTION:

SECOND:

BE IT RESOLVED by the City Council of the City of Cape May that authorization is hereby given to purchase from HUNTER TRUCK, a 2020 Peterbilt 348 Tandem axle cab & chassis under Sourcwell ID #27937 Contract No. 081716-PCM.

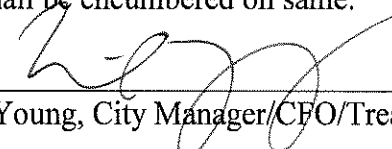
I, Patricia Harbora, City Clerk of the City of Cape May, County of Cape May, State of New Jersey, do hereby certify the foregoing is a correct and true original Resolution adopted by the City Council of the City of Cape May at a meeting held on May 7, 2019.

Patricia Harbora, City Clerk

Roll Call	Ayes	Nays	Absent	Abstain
Hendricks				
Meier				
Mullock				
Sheehan				
Lear				

TREASURER'S CERTIFICATION

The undersigned, treasurer of the City of Cape May, does hereby certify to the Mayor and Council that sufficient funds are appropriated in the Current Fund
To satisfy any and all obligations resulting from the award of the referenced contract and further, that all expenses on account of the aforesaid contract shall be charged to 9-01-44-730-701 and shall be encumbered on same.



Neil Young, City Manager/CFO/Treasurer

cc: CFO
Finance/QPA
Public Works

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

RESOLUTION NO. 117-05-2019

RESOLUTION AUTHORIZING PURCHASE OF
ONE (1) LEACH 25 CU. YD. REAR LOADER BODY
UNDER SOURCEWELL CONTRACT NO. 112014-LEG (\$86,987.00)

MOTION:

SECOND:

BE IT RESOLVED by the City Council of the City of Cape May that authorization is hereby given to purchase from GRANTURK EQUIPMENT CO. INC, one (1) Leach 25 cu. yd. STOCK 2R-III Rear Loader Body under Sourcewell ID #27937 Contract No. 1122014-LEG.


I, Patricia Harbora, City Clerk of the City of Cape May, County of Cape May, State of New Jersey, do hereby certify the foregoing is a correct and true original Resolution adopted by the City Council of the City of Cape May at a meeting held on May 7, 2019.

Patricia Harbora, City Clerk

Roll Call	Ayes	Nays	Absent	Abstain
Hendricks				
Meier				
Mullock				
Sheehan				
Lear				

TREASURER'S CERTIFICATION

The undersigned, treasurer of the City of Cape May, does hereby certify to the Mayor and Council that sufficient funds are appropriated in the Current Fund
To satisfy any and all obligations resulting from the award of the referenced contract and further, that all expenses on account of the aforesaid contract shall be charged to 9-01-44-730-701 and shall be encumbered on same.



Neil Young, City Manager/CFO/Treasurer

cc: CFO
Finance/QPA
Public Works

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

RESOLUTION NO. 118-05-2019

**RESOLUTION AWARDING A CONTRACT FOR TRANSPORTATION SERVICES
FOR THE CITY OF CAPE MAY TO THE ATLANTIC CITY JITNEY ASSOCIATION**

MOTION:

SECOND:

WHEREAS, the City of Cape May has requested and received proposals for transportation services for the 2019 season; and

WHEREAS, the Atlantic City Jitney Association, 6821 Delilah Road, Egg Harbor Township, NJ 08234 has submitted a proposal to perform the transportation services for the City of Cape May; and

WHEREAS, having reviewed that proposal, the Cape May City Council deems it in the best interest of the City to accept the Atlantic City Jitney Association's proposal and to award the contract for transportation services to the Atlantic City Jitney Association in accordance with the terms contained in Exhibit A.

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

1. The Recital paragraphs are incorporated as if fully set forth.
2. The Cape May City Council hereby authorizes the award of a contract for transportation services in full conformity with the terms and specifications set forth in Exhibit A.
3. The appropriate city officials are hereby authorized to execute all documents required to consummate this contract award.
4. This contract is awarded pursuant to New Jersey statutes governing the competitive contracting process, N.J.S.A. 40A:11-4.1 et seq.
5. This Resolution shall take effect immediately upon passage, according to law.

I, Patricia Harbora, City Clerk of the City of Cape May, County of Cape May, State of New Jersey, do hereby certify the foregoing is a correct and true original Resolution adopted by the City Council of the City of Cape May at a meeting held on May 7, 2019.

Patricia Harbora, City Clerk


Roll Call	Ayes	Nays	Absent	Abstain
Hendricks				
Meier				
Mullock				
Sheehan				
Lear				

cc: Atlantic City Jitney Association
CFO
QPA

TREASURER'S CERTIFICATION

The undersigned, Treasurer of the City of Cape May, does hereby certify to the Mayor and Council that sufficient funds are appropriated in the Current Fund & Tourism Utility.

To satisfy any and all obligations resulting from the award of the referenced contract and further, that all expenses on account of the aforesaid contract shall be charged to 9-01-20-100-295 & 9-20-28-370-229 and shall be encumbered on same.



Neil Young, City Manager/CFO/Treasurer

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

RESOLUTION NO. 119-05-2019

**AUTHORIZATION TO SUBMIT A GRANT APPLICATION FOR THE
NEIGHBORHOOD PRESERVATION PROGRAM FROM THE NEW JERSEY
DEPARTMENT OF COMMUNITY AFFAIRS**

MOTION:

SECOND:

WHEREAS, the New Jersey Department of Community Affairs is accepting applications for the Neighborhood Preservation Program (NPP); and

WHEREAS, this program focuses on threatened but viable neighborhoods – those neighborhoods that will be able to use the program’s assistance to arrest decline and leverage their existing assets to spur economic development. The program also concentrates on neighborhoods with the potential for mixed use development, to encourage small business job creation and invite greater business and community investment in economic development.

WHEREAS, this program encourages applications from municipalities that are participating in other DCA, State or federal programs, including designation as a Neighborhood Revitalization Tax Credit (NRTC) neighborhood, an Opportunity Zone, a Main Street NJ District, a Transit Village, or other relevant distinctions.

WHEREAS, successful applicants will receive an initial award of \$125,000 to be expended over an 18-month grant period, including six months for development of a Neighborhood Preservation Plan and 12 months for program implementation. Applicants must commit to a 20 percent match from non-State sources in its application. Grantees may receive subsequent NPP funding of \$100,000 (for up to four subsequent years), as determined annually by DCA based on performance.

WHEREAS, this program is available to select municipalities in the State of New Jersey; and

WHEREAS, the City of Cape May carefully considers grant programs that assist the City in achieving projects and programs that are priorities for the community; and

NOW, THEREFORE, BE IT RESOLVED that City Council of the City of Cape May formally authorizes this application.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the City of Cape May and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

I, Patricia Harbora, City Clerk of the City of Cape May, County of Cape May, State of New Jersey, do hereby certify the foregoing is a correct and true original Resolution adopted by the City Council of the City of Cape May at a meeting held on May 7, 2019.

Patricia Harbora, City Clerk

Roll Call	Ayes	Nays	Absent	Abstain
Hendricks				
Meier				
Mullock				
Sheehan				
Lear				

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

RESOLUTION NO. 120-05-2019

**RESOLUTION OF THE CITY OF CAPE MAY AUTHORIZING CHANGE ORDER
NUMBERS 2 & 3 FOR THE CONTRACT WITH MATHIS CONSTRUCTION CO., INC.
FOR THE HUGHES STREET AND STOCKTON PLACE WATER AND SEWER
REPLACEMENT PROJECT, CONTRACT M-3**

MOTION:

SECOND:

WHEREAS, the City of Cape May is currently under contract with Mathis Construction Co., Inc. for the Hughes Street and Stockton Place Water and Sewer Replacement Project; and

WHEREAS, it is requested that the City authorize Change Order Numbers 2 & 3 to reflect the changes as set forth below:

Change Order #2 - For multiple unforeseen site conditions related to existing utilities and their effect on sewer and water installation.

Change Order #3 – For adjustment to as-built quantities

WHEREAS, the project engineer has recommended approval, and has requested that City Council authorize Change Order No. 2 & No. 3; and

WHEREAS, having reviewed the matter, the City Council will accept the engineer's recommendation.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Cape May, the governing body thereof, as follows:

1. The Mayor is authorized to execute and sign Change Order No. 2 & No. 3 to the contract with Mathis Construction Co., Inc.. The net result of Change Order No. 2 & No. 3 is in the amount of \$12,464.09 more than the amended contract amount of \$547,022.00 for an final contract price of \$559,486.09.

I, Patricia Harbora, City Clerk of the City of Cape May, County of Cape May, State of New Jersey, do hereby certify the foregoing is a correct and true original Resolution adopted by the City Council of the City of Cape May at a meeting held on May 7, 2019.

Patricia Harbora, City Clerk

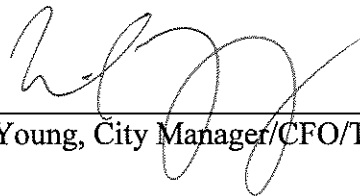
Roll Call	Ayes	Nays	Absent	Abstain
Hendricks				
Meier				
Mullock				
Sheehan				
Lear				

cc: CFO
City Engineer
Project File

TREASURER'S CERTIFICATION

The undersigned, Treasurer of the City of Cape May, does hereby certify to the Mayor and Council that sufficient funds are appropriated in the Utility Capital Fund.

To satisfy any and all obligations resulting from the award of the referenced contract and further, that all expenses on account of the aforesaid contract shall be charged to U-06-55-915-201 and shall be encumbered on same.



Neil Young, City Manager/CFO/Treasurer

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

RESOLUTION NO. 121-05-2019

**RESOLUTION AUTHORIZING UTILITY BILL ADJUSTMENT
DUE TO CATASTROPHIC OCCURRENCE**

MOTION:

SECOND:

WHEREAS, pursuant to the provisions of Chapter 510, section 33 of the Revised General Ordinances of the City of Cape May, the Water and Sewer Utility Superintendent recommended adjustments to utility bills due to catastrophic occurrences; and

WHEREAS, said adjustments exceed the \$1,500.00 limit set forth in Chapter 510, section 32, Revised General Ordinances of the City of Cape May, for staff approval; and

WHEREAS, City Council has reviewed the recommended adjustment to correct billing due to catastrophic occurrences;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Cape May that the following adjustments be approved:

<u>Bl/Lot</u>	<u>Address</u>	<u>Customer</u>	<u>Adjustment</u>
1057-21	613 Columbia Ave.	Andrew Bares	\$3,070.75

BE IT FURTHER RESOLVED that the Tax Collector is hereby authorized to make said adjustments and adjust the records of the Water & Sewer Utility accordingly.

I, Patricia Harbora, City Clerk of the City of Cape May, County of Cape May, State of New Jersey, do hereby certify the foregoing is a correct and true original Resolution adopted by the City Council of the City of Cape May at a meeting held on May 7, 2019.

Patricia Harbora, City Clerk

Roll Call	Ayes	Nays	Absent	Abstain
Hendricks				
Meier				
Mullock				
Sheehan				
Lear				

cc: QPA
CFO
Water/Sewer Department