

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

ORDINANCE NO. 349 - 2018

AN ORDINANCE AMENDING CHAPTER 7, SECTION 44.3 OF THE CAPE MAY CITY MUNICIPAL CODE, REGULATING PARKING METER ZONES

WHEREAS, Chapter 7 Of the Cape May Municipal Code regulates vehicles and traffic, including parking; and

WHEREAS, Section 7-44.3 of the Code regulates parking meter zones in certain areas of the City; and

WHEREAS, at the request of the City's Business Improvement District, and having carefully considered the matter, the Cape May City Council desires to amend Section 7-44.3 of the Code to extend the time when metered parking is required on the streets adjacent to the BID,

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Cape May, County of Cape May, State of New Jersey, as follows (additions underlined; deletions [in brackets]):

1. The averments of the preamble are incorporated into this Ordinance.
2. Section 7.44.3 of the Cape May Municipal Code is hereby amended as follows:

Three (3) Hour Time Limit Metered Parking
April [May] 1 to December [October] 31
10:00 a.m. to 10:00 p.m., \$.25 per fifteen minutes

NAME OF STREET	SIDE	LOCATION
Carpenter's Lane	Both	Perry Street to Ocean Street
Lyle Lane	Both	Decatur Street to Perry Street
Mansion Street	South	Jackson Street to Perry Street

3. This Ordinance shall supersede all other ordinances in conflict or inconsistent with it.

4. Should any section, paragraph, sentence, clause or phrase 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.

5. This Ordinance shall take effect within twenty (20) days of final passage and publication as provided by 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 349-2018 was introduced at a regular meeting of the City Council of the City of Cape May, held on April 3, 2018 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 May 1, 2018, 6:00 P.M. at which time a Public Hearing will be held.

Patricia Harbora, City Clerk

Roll Call	Ayes	Nays	Absent	Abstain
Pessagno				
Meier				
Hendricks				
Furlin				
Lear				

Introduced: April 3, 2018
 First Publication: April 11, 2018
 2nd Reading & Adoption: May 1, 2018
 Final Publication: May 9, 2018
 Effective Date: May 29, 2018

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

ORDINANCE NO. 351-2018

**ORDINANCE OF THE CITY OF CAPE MAY AMENDING CHAPTER 510 OF THE
CAPE MAY CITY CODE BY PROVIDING CHANGES IN WATER AND SEWER RATES
AND CHARGES**

WHEREAS, Chapter 510, Article I, Section 3 of the Cape May City Code (the “Code”) entitled “Billing and Rates for Water” provides for a billing procedure and a method for determining the billing rates for water usage for all regular customers in the City of Cape May; and

WHEREAS, Chapter 510, Article IV, Sections 20 through 23 of the Code provides for a method of determining the billing rates for sewer usage for all regular customers in the City of Cape May; and

WHEREAS, the City Council acknowledges that the water and sewer rates have not been increased since 2010 and are now in a position where water and sewer rates need to be adjusted.

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

1. Chapter 510, Article I, Section 3, and Article IV, Sections 20 through 23 of the City Code entitled Billing Rates for Water shall be amended as follows:

510-3. Billing for water and sewer; rates for water.

A. Billing.

- (1) Unless otherwise specified below or by resolution of City Council, bills for water and sewer service will be rendered four times per year, and are due and payable when rendered.
- (2) When possible, all water and sewer charges shall be based on actual water consumption as measured by water meters. All water meters will be read four times per year commencing on or about January 1, April 1, July 15 and November 1 each date commencing the start of a billing period.
- (3) Pending installation, repair or replacement of a meter, the user shall be billed for each billing period as follows:
 - (i) a minimum water rate, as defined in section 510-3(B)(2), and a minimum sewer rate, as defined in section 510-21; and
 - (ii) an excess water rate, as defined in section 510-3(B)(2), and an excess sewer rate, as defined in section 510-22, based on the amount of water consumed as determined by the water meter readings.

B. Water rates, metered sales.

- (1) **Applicability.** The water rates set forth in this section are applicable for all classes and users within the City of Cape May, and for all separately metered users in other jurisdictions receiving potable water directly through a lateral connected to City of

Cape May water distribution mains where no separate bulk water or other water service agreement is in effect and applicable.

- (2) **Water rate design.** Water charges are based on actual current year water consumption as measured by water meters which are read four times a year. The water charges will consist of a “minimum water rate” for the first 5,000 gallons consumed in each billing period (“5,000-gallon allowance”) and a separate “excess water rate” for each 1,000 gallons of water consumed over the 5,000 gallon allowance for each billing period. All gallons consumed above the 5,000-gallon allowance will be deemed excess consumption and will be billed at the excess water rate.
- (3) **Minimum water rate.** The minimum water rate is \$39.00. Each utility customer will be billed the minimum water rate for each billing period. The minimum water rate is the same for all classes or types of utility customers.
- (4) **Excess water rate.** The excess water rate is \$9.00 per 1,000 gallons of consumption. All gallons consumed above the 5,000-gallon allowance for any billing period will be billed at the excess water rate for such billing period.
- (5) **Effective date.** All water rates and charges, and water-sewer billing procedures, set forth above shall be effective for all water and sewer use commencing July 1, 2018.

§ 510-20. Sewer rate design.

Sewer charges are based on actual current year water consumption as measured by water meters which are read four times per year. The sewer charges will consist of a “minimum sewer rate” for the 5,000-gallon allowance of water consumed in each billing period and a separate “excess sewer rate” for each 1,000 gallons of water consumed over the 5,000 gallon allowance for each billing period. All gallons of water consumed above the 5,000-gallon allowance will be deemed excess consumption and will be billed at the excess sewer rate.

§ 510-21. Minimum sewer rate.

The minimum sewer rate is \$70.00. Each utility customer will be billed the minimum sewer rate for each billing period. The minimum sewer rate is the same for all classes or types of utility customers.

§ 510-22. Excess sewer rate.

The excess sewer rate is \$17.75 per 1,000 gallons of water consumption. All gallons of water consumed above the 5,000-gallon allowance for any billing period will be billed at the excess sewer rate for such billing period.

§ 510-23. Effective date.

All water and sewer rates and charges, fees for special services, and water and sewer billing procedures, set forth above, shall be effective for all water and sewer use, and services performed, commencing July 1, 2018.

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

3. Should any section, paragraph, sentence, clause or phrase 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 provision of this Ordinance are hereby declared to be severable.

4. This Ordinance shall take effect within twenty (20) days after final passage and publication as provided by 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

This Ordinance was introduced at a regular meeting of the City Council of the City of Cape May, held on May 1, 2018 and was considered for final passage and adopted at a meeting of the City Council held at the Cape May City Hall Auditorium, 643 Washington Street, Cape May, New Jersey, on June 5, 2018.

Patricia Harbora, City Clerk

Roll Call	Ayes	Nays	Absent	Abstain
Pessagno				
Meier				
Hendricks				
Furlin				
Lear				

Introduced: May 1, 2018
First Publication: May 9, 2018
2nd Reading & Adoption: June 5, 2018
Final Publication: June 13, 2018
Effective Date: July 3, 2018

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

RESOLUTION NO. 127-05-2018

**RESOLUTION AUTHORIZING UTILITY BILL ADJUSTMENTS
DUE TO CATASTROPHIC OCCURRENCES**

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 recommends 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>Blk/Lot</u>	<u>Address</u>	<u>Customer</u>	<u>Adjustment</u>
1089 22.02	704C Madison Av.	Philip/Winifred Klimek	\$2,062.50
1076-2	515 Franklin St.	Andrew/Christina Caggiano	\$2,145.00
1031-57	313 Congress St.	Gilberto/Thersea Ciancaglini	\$1,980.00
843-0	804 St James Pl.	Warren/Catherine Cooks	\$1,765.50

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 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 May 1, 2018.

Patricia Harbora, City Clerk

Roll Call	Ayes	Nays	Absent	Abstain
Pessagno				
Meier				
Hendricks				
Furlin				
Lear				

Cc: Water/Sewer Adjustment

Clerks/Resolutions/2018 Adjustments/

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

RESOLUTION NO. 128-05-2018

**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 2018 sidewalk sale shall be May 17th through May 20th between the hours of 9:00 A.M. and 7:00 P.M.

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 May 1, 2018

Patricia Harbora, City Clerk

Roll Call	Ayes	Nays	Absent	Abstain
Pessagno				
Meier				
Hendricks				
Furlin				
Lear				

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

Files/annual files/May/sidewalk sale resolution

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

RESOLUTION NO. 129-04-2018

RESOLUTION DESIGNATING FIRST FULL WEEK OF MAY EACH YEAR AS “COAST GUARD COMMUNITY WEEK” IN CAPE MAY CITY AND CAPE MAY COUNTY AND CELEBRATING THE 2018 “COAST GUARD COMMUNITY FESTIVAL”

MOTION:

SECOND:

WHEREAS, the Cape May County is home to the United States Coast Guard Training Center Cape May (“TRACEN Cape May”), which is the fifth largest Coast Guard base in the world and the nation’s only Coast Guard recruit training center, and which also houses tenant commands engaging in missions such as vessel support, participation in air/sea rescue, investigative services, communications and homeland security services; and

WHEREAS, after several levels of Coast Guard flag review and approval, and confirmation by the United States Congress, Cape May County has been awarded the designation of “Coast Guard Community,” a distinction awarded to only one other county in the United States; and

WHEREAS, the designation of “Coast Guard Community” will endure for five years, at which time it shall be reviewed by the Coast Guard to determine whether it should be renewed for another five-year term; and

WHEREAS, the Coast Guard’s involvement in Cape May County dates back over a century to that of its predecessor, the United States Life-Saving Service, with a significant ensuing presence in multiple towns throughout the County – ranging from the small life-saving stations that graced our coastlines before the advent of advanced search-and-rescue technologies, to the historic North Wildwood Lighthouse tended for decades by Coast Guard keepers, to the Woodbine Uniform Distribution Center where uniforms and accessories such as service medals are shipped to Coast Guard bases around the world, to TRACEN’s massive modern presence on 352 acres of land and coastline within the City of Cape May, with a complement of more than 850 full-time military and civilian personnel and a graduation rate of more than 2,300 recruits yearly; and

WHEREAS, Coast Guard families have become an integral part of our County’s rich fabric as our family, our neighbors and our friends, participating in our interdependent “Cape economy” and engaging in daily activities that provide powerful steppingstones, as well as memories, for our futures; and

WHEREAS, Cape May City in particular has had a special relationship with the Coast Guard through many collaborative efforts such as, without limitation, supporting the Coast Guard Enlisted Memorial Foundation, joint mutual aid for fire and rescue services, a proclamation of Coast Guard Day on August 4th of each year, joint participation in various

parades and civic events honoring Memorial Day, Patriot’s Day and Veterans Day, as well as other community events, and attendance by the Mayor and Council at various events at the Training Center; and

WHEREAS, the people of Cape May City and Cape May County desire to take all possible steps to acknowledge and protect the strength and enduring nature of these ties.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Cape May, that:

1. To celebrate the designation and its status as a “Coast Guard Community,” the Cape May County Coast Guard Community Foundation, along with partners: County of Cape May; City of Cape May; Cape May-Lewes Ferry; and the Cape May Chamber of Commerce shall sponsor the fourth annual “Coast Guard Community Festival,” to be celebrated this year on May 5, 2018 and May 6, 2018; and
2. The first full week of May of each year shall be celebrated as “Coast Guard Community Week” throughout Cape May City and County. In 2018, this will be the week of May 1st through May 7th.

STATEMENT

This Resolution designates the first full week of May each year as “Coast Guard Community Week” in Cape May City and County, and confirms May 5, 2018 and May 6, 2018 as dates for the fourth annual “Coast Guard Community Festival” in Cape May City and County.

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 May 1, 2018.

Patricia Harbora, City Clerk

Roll Call	Ayes	Nays	Absent	Abstain
Pessagno				
Meier				
Hendricks				
Furlin				
Lear				

CITY OF CAPE MAY

RESOLUTION NO. 130-05-2018

RESOLUTION FOR THE PAYMENT OF BILLS

MOTION:

SECOND:

BE IT RESOLVED by the City Council of the City of Cape May, that the following bills, approved for payment by the City Manager, be paid and that the Chief Financial Officer/Treasurer of the City of Cape May, is hereby authorized to draw orders for the amounts of same, as shown on bill list dated April 27, 2018 for the amount of: \$621,391.16

Current Fund Appropriations	\$ 358,431.72
Water/Sewer Utility Operating Fund	\$ 69,780.41
Tourism Utility Fund	\$ 27,425.29
General Capital Improvements	\$ 58,360.04
Water/Sewer Capital Improvements	\$ 94,799.01
Escrow Special Account	\$ 3,037.50
Trust Fund	\$ 115.00
Grant Fund	\$ -
Beach Utility Fund Appropriations	\$ 9,442.19
Beach Utility Capital Improvements	\$ -
	<u>\$ 621,391.16</u>

Neil Young, CFO/Treasurer

Roll Call	Ayes	Nays	Absent	Abstain
Pessagno				
Meier				
Hendricks				
Furlin				
Lear				

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 May 1, 2018.

Patricia Harbora, City Clerk