

**CITY COUNCIL OF THE CITY OF CAPE MAY**

**RESOLUTION NO. 169-07-2018**

**RESOLUTION CERTIFYING THE 2017 CITY OF CAPE MAY ANNUAL AUDIT**

**MOTION:**

**SECOND:**

**WHEREAS**, N.J.S.A. 40A: 5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions, and

**WHEREAS**, the Annual Report of Audit for the year **2017** has been filed by a Registered Municipal Accountant with the Municipal Clerk pursuant to N.J.S.A. 40A: 5-6, and a copy has been received by each member of the governing body; and

**WHEREAS**, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and

**WHEREAS**, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall, by resolution, certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, at a minimum, the sections of the annual audit entitled "Comments and Recommendations; and

**WHEREAS**, the members of the governing body have personally reviewed, at a minimum, the Annual Report of Audit, and specifically the sections of the Annual Audit entitled "Comments and Recommendations, as evidenced by the group affidavit form of the governing body attached hereto; and

**WHEREAS**, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and

**WHEREAS**, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

**WHEREAS**, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52, to wit:

R.S. 52:27BB-52: A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.

**NOW, THEREFORE BE IT RESOLVED**, that the City Council of the City of Cape May hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this Resolution and the required affidavit to said Board to show evidence of said compliance.

I hereby certify that this is a true copy of the resolution passed at the meeting held on July 3, 2018.

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Patricia Harbora, City Clerk

<b>Roll Call</b>	<b>Ayes</b>	<b>Nays</b>	<b>Absent</b>	<b>Abstain</b>
<b>Pessagno</b>				
<b>Meier</b>				
<b>Hendricks</b>				
<b>Furlin</b>				
<b>Lear</b>				

cc: Director, Division of Local Government Services – Certified Copy  
CFO  
Leon P. Costello, CPA

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

**RESOLUTION NO. 170-07-2018**

**RESOLUTION OF THE CITY OF CAPE MAY  
APPROVING THE CORRECTIVE ACTION PLAN  
FOR THE 2017 AUDIT**

**MOTION:**

**SECOND:**

**WHEREAS**, the City Council of the City of Cape May has reviewed the year 2017 audit including the recommendation by the Municipal Auditor; and

**WHEREAS**, for the year 2017, the following recommendation was listed in the audit report:

1. The audit synopsis should be properly advertised within 30 days after receipt of the audit report in accordance with N.J.S.A 40A:5-7.

**WHEREAS**, the Administrative Staff has developed a Corrective Action Plan for the City Council approval;

**NOW, THEREFORE, BE IT RESOLVED** that the Corrective Action Plan for the 2017 Audit as presented is approved and made part of this Resolution.

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 July 3, 2018.

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Patricia Harbora, City Clerk

Roll Call	Ayes	Nays	Absent	Abstain
Pessagno				
Meier				
Hendricks				
Furlin				
Lear				

cc: Auditor  
Chief Financial Officer  
DLGS w/proof of publication of audit synopsis

**CITY COUNCIL OF THE CITY OF CAPE MAY**

**RESOLUTION NO. 171-07-2018**

**RESOLUTION FOR THE SUBMISSION OF A GRANT APPLICATION TA-2018-CAPE  
MAY CITY-00035 AND EXECUTION OF A GRANT AGREEMENT WITH THE NEW  
JERSEY DEPARTMENT OF TRANSPORTATION FOR THE TRANSPORTATION  
ALTERNATIVES PROGRAM**

**MOTION:**

**SECOND:**

**WHEREAS**, the New Jersey Department of Transportation offers federal Transportation Alternatives Program (TAP) funding to projects that foster more livable communities and promote alternative modes of transportation such as biking and walking; and

**WHEREAS**, special consideration is given to communities that are Transit Villages, Urban Aid communities and municipalities that have adopted Complete Streets policies; and

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

**WHEREAS**, this grant program does not require matching funds; 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

**WHEREAS**, the City of Cape May wishes to apply for funding through the Transportation Alternatives Program to provide facilities for bicycles and pedestrians in Lafayette Street Park.

**NOW, THEREFORE, BE IT RESOLVED** that the Governing Body of the City of Cape May formally supports this Transportation Alternatives Program application TA-2018-Cape May City -00035.

**BE IT FURTHER RESOLVED** that the Mayor and Clerk are hereby authorized to submit an electronic grant application to the New Jersey Department of Transportation for the Transportation Alternatives Program on behalf of the City of Cape May.

**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 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 July 3, 2018.

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Patricia Harbora, City Clerk

<b>Roll Call</b>	<b>Ayes</b>	<b>Nays</b>	<b>Absent</b>	<b>Abstain</b>
<b>Pessagno</b>				
<b>Meier</b>				
<b>Hendricks</b>				
<b>Furlin</b>				
<b>Lear</b>				

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

**RESOLUTION 172-07-2018**

**RESOLUTION AUTHORIZING REFUND OF OVERPAID 2018 TAXES**

**MOTION:**

**SECOND:**

**WHEREAS**, the 2nd quarter 2018 property taxes were paid twice, once by the mortgage company and once by the homeowner; and

**WHEREAS**, the homeowner has requested a refund; and

**WHEREAS**, the Tax Collector of the City of Cape May has calculated the specific amount of the overpaid tax refund as listed below;

<b>PROPERTY OWNER</b>	<b>ADDRESS</b>	<b>BLOCK/LOT</b>	<b>AMOUNT</b>
Suzette Potkovac	1033 Lafayette St C-2 Cape May, NJ	1061 / 63.03 Qual: C-2	\$622.56

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Cape May, that it authorizes the appropriate officers and officials of the City of Cape May to refund the overpaid utilities as stated above.

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 July 3, 2018.

\_\_\_\_\_  
Patricia Harbora, City Clerk

<b>Roll Call</b>	<b>Ayes</b>	<b>Nays</b>	<b>Absent</b>	<b>Abstain</b>
<b>Pessagno</b>				
<b>Meier</b>				
<b>Hendricks</b>				
<b>Furlin</b>				
<b>Lear</b>				

cc: CFO  
Tax Collector

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

**RESOLUTION NO. 173-07-2018**

**RESOLUTION OF THE CITY OF CAPE MAY AUTHORIZING CHANGE ORDER NUMBER 1 FOR THE CONTRACT WITH STANDARD PIPE SERVICES, LLC FOR THE READING AVENUE STORM SEWER IMPROVEMENTS, CONTRACT M-19**

**MOTION:**

**SECOND:**

**WHEREAS**, the City of Cape May is currently under contract with Standard Pipe Services, LLC for the Reading Avenue Storm Sewer Improvements Project; and

**WHEREAS**, quantity changes are necessary to adjust the original contract quantities to match the as-built contract quantities; and

**WHEREAS**, the project engineer has recommended approval, and has requested that City Council authorize Change Order No. 1 to reflect the following listed below; 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. 1 to the contract with Standard Pipe Services, LLC. The net result of Change Order No. 1 is in the amount of \$56,640.00 less than the original contract amount of \$234,595.00 for an amended contract price \$177,955.00.

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 July 3, 2018.

\_\_\_\_\_  
Patricia Harbora, City Clerk

<b>Roll Call</b>	<b>Ayes</b>	<b>Nays</b>	<b>Absent</b>	<b>Abstain</b>
<b>Pessagno</b>				
<b>Meier</b>				
<b>Hendricks</b>				
<b>Furlin</b>				
<b>Lear</b>				

cc: MM Engineer  
Project file