



**REGULAR MEETING
OF CITY COUNCIL OF THE CITY OF CAPE MAY, NJ
Tuesday, January 16, 2018 6:00 P.M.**

The Regular Meeting of City Council of the City of Cape May was called to order by Cape May City Mayor Clarence F. Lear, III at 6:00 P.M. Tuesday, January 16, 2018 in the Cape May City Hall Auditorium. The Pledge of Allegiance was recited.

Patricia Harbora, City Clerk announced that under the Open Public Meetings Law, notice of this meeting was sent to the Cape May Star and Wave and The Press of Atlantic City and a copy of the agenda was delivered to each Member of Council and was posted on the City Hall Bulletin Board.

Present: Councilmember Roger M. Furlin
Councilmember Patricia Gray Hendricks
Mayor Clarence F. Lear, III
Deputy Mayor Shaine P. Meier
Councilmember Beatrice Gauvry Pessagno

Also Present: City Attorney Frank Corrado
City Manager Neil Young
City Clerk Patricia Harbora
Deputy City Clerk Erin Burke

Minutes do not reflect the actual order in which the events occurred.

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

53-01-2018 Resolution Providing for a Meeting Not Open to the Public – Sheehan Litigation-ADD
Motion: Meier Second: Pessagno Pessagno: Yes Meier: Yes Hendricks: Yes Furlin: Yes Lear: Yes

ORDINANCES FOR INTRODUCTION

338-2018 AN ORDINANCE ESTABLISHING THE POSITION OF DEPUTY CITY MANAGER IN THE CITY OF CAPE MAY

Motion: Meier Second: Pessagno Pessagno: Yes Meier: Yes Hendricks: Yes Furlin: Yes Lear: Yes

ENGINEER REPORT

Thomas R. Thornton, PE, CME, of Mott, MacDonald (MM), presents his engineer's report as follows:

PROJECTS UNDER CONSTRUCTION:

Baltimore Avenue and New York Avenue Water Main Replacement – Project is substantially complete. All water mains and services are installed. All that remains to complete is 40 feet of trench restoration.

Delaware Avenue Sanitary Sewer Pump Station Generator – Generator, electrical, startup test, and training are all complete. Remaining items include fencing and generator platform. Project completion date is expected for February 2018.

Lafayette Street Sanitary Sewer Extension – Project was postponed for the holiday season, and will resume this week.

Public Works Above Ground Storage Tank (AST) – Nothing new to report. The completion date has been extended to February 28, 2018.

Welcome Center Lighting and Parking – Cape May Seashore Lines has been unresponsive to both MM and City Solicitor Corrado's phone calls and requests to memorialize the terms of agreement reached in previous meetings.

PROJECTS IN DESIGN PHASE:

Stockton Avenue Sanitary Sewer Replacement – Bids were received January 5, 2018, with the resolution awarding the contract to F.W. Shawl & Sons, Inc. potentially being adopted this evening.

Reconstruction of Pennsylvania Avenue/Pennsylvania Avenue Traffic Study – MM advertised for bids on January 13, 2018, and bids are scheduled to be received on January 30, 2018. Construction is anticipated to begin in February 2018.

Cape May Stage Fire Suppression System – MM will advertise for bids on January 26, 2018, and bids are scheduled to be received on February 13, 2018. The project is on target for an April 14, 2018 completion date.

Dale Place Reconstruction and Utility Upgrades – Plans are substantially complete. Plans will be submitted to the Cape May Water/Sewer and Public Works departments for their review and input.

Reading Avenue Storm Sewer Improvements – Not much to report for this project since the Cape May Stage Fire Suppression System project has been the priority. MM will advertise for bids in February 2018.

STUDIES AND INITIATIVES:

Small Cities Grant Application – As per the report from Mark Blauer, the City received a Small Cities Grant for rehabilitation of the primary water transmission main running from the treatment plant to Lafayette Street. MM will submit a proposal for the project.

Water System Master Plan – Significant progress has been made. Draft chapters of the report will be provided to the water department this week, and a plant assessment is scheduled for this month.

Geographic Information System (GIS) – MM provided state contract purchase order to the City Manager for the purchase of the online subscription necessary to access the GIS databases.

Lafayette Street Park Master Plan – Project was authorized at the December 19, 2017 Council meeting. The surveying of the wetlands began today, and the land surveyor should be on-site tomorrow to begin work. Councilmember Furlin asks about the alternative concept plans that were previously presented to Council by Jim Rutala, of Rutala Associates, LLC. Mr. Thornton clarifies that the alternative concept plans for the park have been provided to MM, and he has been using Concept B as a guide thus far.

West Perry Street Grading Concept Plan and Report – The project was authorized at the November 6, 2017 Council meeting. Four alternatives are being prepared and considered by MM, and a meeting with stakeholders is potentially scheduled for January 26, 2018.

Pennsylvania Avenue Traffic Study – The traffic study is complete and has been incorporated into the reconstruction of Pennsylvania Avenue project.

PROPOSALS:

Water Main Rehabilitation – MM is preparing proposal for professional services for design, permitting, and construction phase engineering services for the rehabilitation of the water main (a project for which the City received a Small Cities Grant of \$400,000).

Groundwater Monitoring Program – MM is preparing a proposal for a groundwater monitoring program at the Cape May City Public Works facility.

COMMITTEE UPDATE

Bicycle and Pedestrian Advisory Committee (BAPAC) – William Murray (Chair), Peter Hardy, Jesse Lambert, Jim Moffatt, Evelyn Lovitz

Mr. Murray briefly details the purpose and tasks of the committee, and highlights the accomplishments of the committee thus far. He states that they received some concerns from the public after the committee made recommendations to further restrict the riding of bicycles on the promenade, so the committee is taking another look into that issue.

Mr. Hardy voices the committee's recommendation to lower the speed limit on Pittsburgh Avenue to 25 mph. He cites the inadequate signage and poor conditions of the bike/pedestrian lanes, and the ineffective crosswalks as reasons for the recommendation. He urges Council to make a recommendation to the County (since Pittsburgh Avenue is a County road) via resolution to lower the speed limit as discussed.

Councilmember Furlin further discusses the danger Pittsburgh and Texas Avenues pose to pedestrians, citing the recent fatality that occurred involving a pedestrian being struck while crossing the street.

Mr. Corrado states that Resolution number *49-01-2018: Resolution Urging the County of Cape May to Lower the Speed Limit on Pittsburgh Avenue from 35 Miles per Hour to 25 Miles per Hour* is on the agenda for adoption this evening, as per the BAPAC's requests.

Ms. Lovitz details the "Cape Connect" initiative to connect the entire island of Cape May via bike paths. She states that the committee will look into grant opportunities for this initiative.

Mr. Moffatt further details the inadequate pedestrian signage throughout Cape May City, making recommendations on how to clarify vague signage. Mr. Moffatt then discusses the potential for a Veteran's park at the current location of the All Wars Monument at Columbia Avenue and Gurney Street. He details the danger of the existing intersection at that location, and opines that the current memorial is underutilized and difficult for the public to access. Mr. Moffatt notes that the Fund for Cape May has communicated interest in raising funds for this project. Mr. Corrado states that Resolution number *51-01-2018: Resolution Regarding a Possible Public-Private Partnership with Respect to The Soldiers and Sailors Monument Park* is on the agenda this evening for consideration.

Councilmember Furlin requests that the committee look into potentially reducing the speed limit in the center of town to 15 miles per hour.

REGULAR MEETING BUSINESS

RESOLUTIONS:

42-01-2018 Resolution for Appointment of Members to the Beach Safety Advisory Committee of the City of Cape May

Motion: Meier **Second:** Pessagno **Pessagno:** Yes **Meier:** Yes **Hendricks:** Yes **Furlin:** Yes **Lear:** Yes

43-01-2018 Resolution of the City of Cape May Authorizing Change Order No. 2, for a Contract with Aurora Environmental, Inc. Aboveground Storage Tank Replacement

Motion: Meier **Second:** Pessagno **Pessagno:** Yes **Meier:** Yes **Hendricks:** Yes **Furlin:** Yes **Lear:** Yes

44-01-2018 Resolution Awarding the Contract for Stockton Avenue Sanitary Sewer Improvements, Contract No. M-16, City of Cape May, Cape May County, New Jersey

Motion: Meier **Second:** Pessagno **Pessagno:** Yes **Meier:** Yes **Hendricks:** Yes **Furlin:** Yes **Lear:** Yes

45-01-2018 Resolution Authorizing the City Clerk to Issue Bingo and Raffle Licenses throughout the Year to Qualified Organization

Motion: Meier **Second:** Pessagno **Pessagno:** Yes **Meier:** Yes **Hendricks:** Yes **Furlin:** Yes **Lear:** Yes

46-01-2018 Resolution for Appointment of Members to the Bicycle and Pedestrian Advisory Committee of the City of Cape May

Motion: Meier **Second:** Pessagno **Pessagno:** Yes **Meier:** Yes **Hendricks:** Yes **Furlin:** Yes **Lear:** Yes

47-01-2018 Resolution Authorizing the City of Cape May to Contract for Promotional Services for Cape May Convention Hall for the Year 2018 – Michael Kline d/b/a Spy Boy Productions, LLC

Motion: Meier **Second:** Pessagno **Pessagno:** Yes **Meier:** Yes **Hendricks:** Yes **Furlin:** Yes **Lear:** Yes

48-01-2018 Resolution Authorizing the City of Cape May to Contract for Promotional Services for Cape May Convention Hall for the Year 2018 – Robert Rose d/b/a Rose Relations

Motion: Meier **Second:** Pessagno **Pessagno:** Yes **Meier:** Yes **Hendricks:** Yes **Furlin:** Yes **Lear:** Yes

49-01-2018 Resolution Urging the County of Cape May to Lower the Speed Limit on Pittsburgh Avenue from 35 to 25 Miles per Hour– **TABLE INDEFINITELY**

Mr. Corrado suggests tabling resolution number 51-01-2018 so that the additional recommendations of the BAPAC can be included.

Motion: Meier **Second:** Pessagno **Pessagno:** Yes **Meier:** Yes **Hendricks:** Yes **Furlin:** Yes **Lear:** Yes

50-01-2018 Transfers of Appropriations – 2017 Budget

Motion: Meier **Second:** Pessagno **Pessagno:** Yes **Meier:** Yes **Hendricks:** Yes **Furlin:** Yes **Lear:** Yes

51-01-2018 Resolution Regarding a Possible Public-Private Partnership with Respect to the Soldiers and Sailors Monument Park

Motion: Meier **Second:** Pessagno **Pessagno:** Yes **Meier:** Yes **Hendricks:** Yes **Furlin:** Yes **Lear:** Yes

Discussion occurs regarding the current name of the park, and whether the name will be changed.

52-01-2018 Payment of Bills

Motion: Meier **Second:** Pessagno **Pessagno:** Yes **Meier:** Yes **Hendricks:** Yes **Furlin:** Yes **Lear:** Yes

53-01-2018 Resolution Providing for a Meeting Not Open to the Public – Sheehan Litigation

Motion: Meier **Second:** Pessagno **Pessagno:** Yes **Meier:** Yes **Hendricks:** Yes **Furlin:** Yes **Lear:** Yes

REPORTS:

Cape May City Fire Department Fire Service and EMS Incident Report for the Year 2017

Cape May City Assessor's Report for the Year 2017

Cape May City Monthly Report of Tax Collection dated November 30, 2017

Motion: Furlin **Second:** Pessagno **Pessagno:** Yes **Meier:** Yes **Hendricks:** Yes **Furlin:** Yes **Lear:** Yes

UNFINISHED BUSINESS:

None.

NEW BUSINESS:

- A) City Attorney
- B) City Manager
- C) City Clerk
- D) Councilmembers

Councilmember Pessagno asks the public to please reach out to her with any recommendations they may have for shows/concerts in 2018.

In regard to the Planning Board meeting that was held on January 9, 2018 to discuss the potential redevelopment project, Deputy Mayor Meier states that he wishes Council was able to better explain to the public what Council's reasoning and vision was for the redevelopment area.

Councilmember Furlin states that despite some confusion, the livestream of the Planning Board meeting is posted on the City's website, albeit slightly jumbled. He commends the Chair and Vice-Chair of the Planning Board on how they conducted the meeting.

Councilmember Hendricks encourages everyone to attend the Carroll Gallery to view the Franklin Street School Exhibit.

Mayor Lear offers thanks to all the established City advisory committees, and commends them producing and presenting such in-depth reports.

PUBLIC PORTION: Those wishing to publicly comment shall come forward, give their name and address and speak into the microphone.

Anthony Marino, Chief of Police – Chief Marino announces the impending graduation of Officer Mendez from the Cape May County Police Academy. He voices hopes of hiring four new officers by next year. Chief Marino also offers thanks to the Fire, Police, and Public Works departments for their efforts during the recent blizzard.

John Van der Vaarst, 1030 Ohio Avenue – Mr. Van der Vaarst asks for an update on beach tag revenues and the tourism utility. City Manager Neil Young responds that beach tag revenues were \$16,000 less than

the previous year (less than 1% difference) probably due to inclement weather. He then states that the tourism utility is up, which is primarily a result of the success of the Summer Concert Series. Mr. Van der Vaarst then opines that there should be more 100% handicapped accessible parks within the City for children to play at, especially during inclement beach days in the summer months.

Jim Matthews, 1009 Shunpike Road (President of the Volunteer Fire Department) – Mr. Matthews affirms that the existing site of the Fire Department is the best location for a public safety building, and requests that Council have a professional survey performed of the property to confirm how many parking spaces could fit into the plans.

William Seeger, 1361 B Vermont Avenue – Mr. Seeger questions the next step in the redevelopment process now that the Planning Board has deemed the area as not meeting the qualifications to be classified as an area in need of redevelopment. Mr. Corrado reads from the NJ State Statute, then summarizes that the statute gives Council discretion to override the Planning Board decision if they should choose to do so. This override, however, must be based on credible evidence.

Dennis Desatnick, 1307 Trenton – Mr. Desanick states that he does not believe all the facts presented at the Planning Board meeting to be 100% true, and that the Planning Board Engineer's report was not presented appropriately.

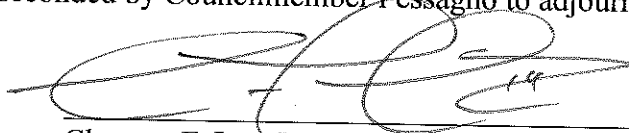
CLOSED SESSION ENTERED AT 7:45 P.M.

RETURN TO OPEN SESSION AT 8:57 P.M.


No formal action taken.

ADJOURNMENT

Motion made by Deputy Mayor Meier, seconded by Councilmember Pessagno to adjourn with all in favor. The meeting adjourned at 8:57 P.M.



Clarence F. Lear III, Mayor




Shaine P. Meier, Deputy Mayor



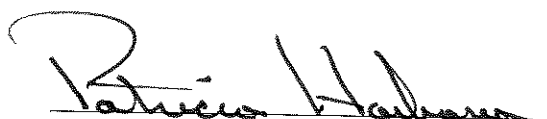
Roger M. Furlin, Councilmember



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Patricia Harbora, City Clerk