

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

ORDINANCE NO. 366-2019

**AN ORDINANCE OF THE CITY OF CAPE MAY AMENDING THE REVISED
GENERAL ORDINANCES OF THE CITY OF CAPE MAY TO PROVIDE FOR A
RESTRICTED HANDICAPPED PARKING SPACE AT OR ADJACENT TO
37 JACKSON STREET, OCCUPIED BY JEANNE A. SEETOO**

MOTION:

SECOND:

WHEREAS, Section 7-37.5 the Revised General Ordinances of the City of Cape May currently permits handicapped parking by specific individuals at certain designated parking spaces within the City of Cape May; and

WHEREAS, N.J.S.A. 39:4-197.6, *et seq.* allows a municipality to issue a permit to a handicapped property owner, allowing for restricted parking for one motor vehicle at a space designated for the sole benefit of such property owner at or adjacent to the property owner's residence; and

WHEREAS, N.J.S.A. 39:4-197.6, *et seq.* further requires that such designations be rescinded or removed when the handicapped person no longer resides at the property; and

WHEREAS, **JEANNE A. SEETOO**, the occupant of 37 Jackson Street, has requested that the City Council designate a handicapped parking space in front of the residence; and

WHEREAS, Seetoo has presented proof that she is a handicapped person, within the meaning of the statute, entitled to a designated, restricted parking space under its terms; and

WHEREAS, the Chief of Police has reviewed Seetoo's application and has determined that the requested location does not conflict with any traffic patterns or pedestrian walkways and therefore designation as a restricted space would not interfere with the normal flow of traffic; and

WHEREAS, the City Council desires to amend the Revised General Ordinances of the City of Cape May to permit handicapped parking at all times at a designated parking space located at or near 37 Jackson Street in accordance with the terms and conditions set forth herein.

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

1. Section 7-37.5 of the Revised General Ordinances of the City of Cape May is amended by adding the following designated handicapped parking space:

<u>NAME OF STREET</u>	<u>SIDES</u>	<u>LOCATION</u>	<u>NAME OF PERSON</u>
Jackson Street Meter Space #5	West	168.8 feet south of the corner of Carpenters Lane and Jackson Street directly in front of 34 Jackson Street	Jeanne A. Seetoo

Such spaces are for use only by the person so designated provided such persons have been issued a special vehicle identification card or plates or placards by the New Jersey Division of Motor Vehicles, or a temporary placard issued by the Chief of Police. No other person shall be permitted to park in these spaces. In addition, such designated persons shall provide the City Clerk and Chief of Police a copy of the vehicle registration of the vehicle to be parked at the designated location and no other vehicle shall be permitted to park in the designated space. Each designated person shall also notify the City Clerk and Chief of Police of any change in the vehicle and shall provide a copy of the vehicle registration for any replacement vehicle. The designated person shall only be permitted to register one vehicle with the City for such purpose. Such designated parking place shall terminate automatically and without further ordinance either (i) upon the death of the designated person or (ii) at such time that the designated person no longer resides at the property adjacent to the designated location.

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

4. 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 366-2019 was introduced at a regular meeting of the City Council of the City of Cape May, held on January 15, 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 February 19, 2019 6:00 P.M. at which time a Public Hearing will be held.

Patricia Harbora, City Clerk

Roll Call	Ayes	Nays	Absent	Abstain
Mullock				
Meier				
Hendricks				
Sheehan				
Lear				

Introduction: January 15, 2019
First Publication: January 23, 2019
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CITY OF CAPE MAY, COUNTY OF CAPE MAY, STATE OF NEW JERSEY

ORDINANCE NO. 367-2019

**AN ORDINANCE OF THE CITY OF CAPE MAY AMENDING A PORTION OF THE
CAPE MAY HISTORIC PRESERVATION ORDINANCE**

MOTION:

SECOND:

WHEREAS, Section 525-35 of the Revised General Ordinances of the City of Cape May establishes an Historic Preservation Commission, as authorized by N.J.S. A. 40:55D-107 et seq.; and

WHEREAS, Subsection 525-35(B)(4) establishes the position of “Council Liaison” to the HPC, and requires the Cape May City Council to designate one of its members as liaison to the HPC; and

WHEREAS, the subsection as it currently exists does not define the functions of the Council Liaison position; and

WHEREAS, the Cape May City Council believes it appropriate to amend Subsection 525-35(B)(4) to better define and clarify the duties of the Council Liaison to the Historic Preservation Commission.

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:

Section 1. Section 525-35(B)(4) of the Cape May Municipal Code is amended as follows (additions are underlined; deletions are [bracketed]):

Council Liaison. The City of Cape May Municipal Council shall designate a member to act as a liaison between the Historic Preservation Commission and the Council. The Council Liaison shall perform the following functions:

- a. The Council Liaison shall serve as the Council’s contact with the HPC.
- b. The Council Liaison shall facilitate the exchange of information between the HPC and the City Council.
- c. The Council Liaison shall foster a productive relationship among the HPC, the City Council, and the community.
- d. The Council Liaison shall not function as a member of the HPC and shall not offer opinions on the merits of any application before the HPC.

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

Section 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 provisions of this Ordinance are hereby declared to be severable.

Section 4. Upon introduction and before final passage and adoption, this Ordinance shall be referred to the Cape May Planning Board for a consistency review pursuant to N.J.S.A. 40:55D-26.

Section 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 367-2019 was introduced at a regular meeting of the City Council of the City of Cape May, held on January 15, 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 February 19, 2019 6:00 P.M. at which time a Public Hearing will be held.

Patricia Harbora, City Clerk

Roll Call	Ayes	Nays	Absent	Abstain
Mullock				
Meier				
Hendricks				
Sheehan				
Lear				

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

ORDINANCE NO. 368-2019

**AN ORDINANCE OF THE CITY OF CAPE MAY ESTABLISHING
THE POSITION OF COUNCIL LIAISON FOR
THE SHADE TREE AND THE ENVIRONMENTAL COMMISSIONS**

MOTION:

SECOND:

WHEREAS, Chapter 10, Article XXXII of the Revised General Ordinances of the City of Cape May establishes a Shade Tree Commission, as authorized by N.J.S.A. 40:64-1 et seq.; and

WHEREAS, Chapter 10, Article XXXIII of the Revised General Ordinances of the City of Cape May establishes an Environmental Commission, as authorized by N.J.S.A. 40:56A-1 et seq.; and

WHEREAS, the Cape May City Council desires to appoint one of its members as a Council Liaison to each of those Commissions; and

WHEREAS, the City Council accordingly wishes to create a Council Liaison position for both the Shade Tree Commission and the Environmental Commission and to define the duties and responsibilities of said Council Liaisons,

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:

Section 1. Section 10-106.1 is hereby added to the Cape May Municipal Code as follows (additions are underlined):

§ 10-106.1 Council Liaison.

The City of Cape May Municipal Council shall designate a member to act as a liaison between the Shade Tree Commission and the Council. The Council Liaison shall perform the following functions:

A. The Council Liaison shall serve as the Council's contact with the Shade Tree Commission.

B. The Council Liaison shall facilitate the exchange of information between the Shade Tree Commission and the City Council.

C. The Council Liaison shall foster a productive relationship among the Shade Tree Commission, the City Council, and the community.

D. The Council Liaison shall not function as a member of the Shade Tree Commission and shall not offer opinions on the merits of any matter before the Commission.

Section 2. Section 10-116.2 is hereby added to the Cape May Municipal Code as follows (additions are underlined):

§ 10-116.2 Council Liaison.

The City of Cape May Municipal Council shall designate a member to act as a liaison between the Environmental Commission and the Council. The Council Liaison shall perform the following functions:

A. The Council Liaison shall serve as the Council's contact with the Environmental Commission.

B. The Council Liaison shall facilitate the exchange of information between the Environmental Commission and the City Council.

C. The Council Liaison shall foster a productive relationship among the Environmental Commission, the City Council, and the community.

D. The Council Liaison shall not function as a member of the Environmental Commission and shall not offer opinions on the merits of any matter before the Commission.

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 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.

Section 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 368-2019 was introduced at a regular meeting of the City Council of the City of Cape May, held on January 15, 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 February 19, 2019 6:00 P.M. at which time a Public Hearing will be held.

Patricia Harbora, City Clerk

Roll Call	Ayes	Nays	Absent	Abstain
Mullock				
Meier				
Hendricks				
Sheehan				
Lear				

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

ORDINANCE NO. 369-2019

**AN ORDINANCE OF THE CITY OF CAPE MAY
AMENDING SECTION 10-69 OF THE CAPE MAY CITY CODE,
GOVERNING THE APPOINTMENT OF DEPUTY EMERGENCY MANAGEMENT
COORDINATORS**

MOTION:

SECOND:

WHEREAS, Section 10-69 of the Revised General Ordinances of the City of Cape May currently provides for the appointment of a single Deputy Emergency Management Coordinator; and

WHEREAS, the Cape May City Council believes it desirable, and in the best interest of the City and its residents to provide for the appointment of up to three Deputy Management Coordinators, and to provide for their qualifications,

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:

Section 1. Section 10-69 of the Cape May Municipal Code is amended as follows (additions are underlined; deletions are [bracketed]):

§ 10-69. Deputy Emergency Management Coordinators.

The Emergency Management Coordinator shall appoint three[a] Deputy Emergency Management Coordinators, each of whom will be approved by[with the approval of] the Mayor. Two of the deputy coordinators shall be employees of the Police Department and the Fire Department with the rank of lieutenant or higher. The third deputy coordinator will be an employee of the Public Works Department who holds a supervisory position. The deputies shall assist the Emergency Management Coordinator as needed. In the absence of the Emergency Management Coordinator, the deputy from the Police Department shall fulfill that role.[Whenever possible, such Deputy shall be appointed from among the salaried officers or employees of the City.]

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

Section 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 provisions of this Ordinance are hereby declared to be severable.

Section 4. 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 369-2019 was introduced at a regular meeting of the City Council of the City of Cape May, held on January 15, 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 February 19, 2019 6:00 P.M. at which time a Public Hearing will be held.

Patricia Harbora, City Clerk

Roll Call	Ayes	Nays	Absent	Abstain
Mullock				
Meier				
Hendricks				
Sheehan				
Lear				

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Effective Date: March 19, 2019

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

ORDINANCE NO. 370- 2019

**AN ORDINANCE DESIGNATING ONE-WAY TRAFFIC
AND RESTRICTED PARKING
ON PORTIONS OF BANK STREET AND VENICE AVENUE**

WHEREAS, Chapter 7 of the Cape May Municipal Code regulates traffic and parking in the City; and

WHEREAS, Section 7-24 of the Cape May Municipal Code designates one-way streets in the City; and

WHEREAS, both the 2009 Master Plan Re-Examination Report, and the November 9, 2018, report of Mott Macdonald Engineers, have concluded that traffic circulation and safety in the City will be enhanced if portions of Bank Street and Venice Avenue be designated as one-way streets; and

WHEREAS, having reviewed both the Master Plan Re-Examination, and the Mott Macdonald report, City Council believes it to be in the best interest of the City and its residents to accept those conclusions and to designate portions of Bank Street and Venice Avenue as one-way streets and to limit parking on those streets.

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 7-24 of the Cape May Municipal Code is hereby amended to add the following:

STREET	DIRECTION	LIMITS	PARKING PERMITTED
Bank Street	North	Lafayette Street To Broad Street	Left (mobile app only)
Bank Street	North	502 Bank Street (rear driveway) To Venice Avenue	Left (mobile app only)
Venice Avenue	East	Bank Street To Elmira	Left (mobile app only)

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

SECTION 3. 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 4. 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 370-2019 was introduced at a regular meeting of the City Council of the City of Cape May, held on January 15, 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 February 19, 2019 6:00 P.M. at which time a Public Hearing will be held.

Patricia Harbora, City Clerk

Roll Call	Ayes	Nays	Absent	Abstain
Hendricks				
Meier				
Mullock				
Sheehan				
Lear				

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

ORDINANCE NO. 371-2019

**AN ORDINANCE OF THE CITY OF CAPE MAY
AMENDING CHAPTER 38 OF THE CAPE MAY CITY CODE,
GOVERNING PROVISION OF EMERGENCY MEDICAL SERVICES**

MOTION:

SECOND:

WHEREAS, Chapter 38 of the Revised General Ordinances of the City of Cape May provides for the provision of emergency medical services by the City to citizens, residents and visitors; and

WHEREAS, Section 38-5 of the Code establishes the billing procedure and amount of billing for the provision of emergency medical services, and

WHEREAS, Section 38-5 of the Code was last amended in 2010, and since that time the cost of providing emergency services has risen; and

WHEREAS, since 2010 other Cape May County municipalities have raised the billing amount for emergency medical services to account for these increase costs; and

WHEREAS, in order to absorb these increased costs and to bring the City's billing into line with other county municipalities, the Cape May City Council believes it appropriate to amend Subsection 38-5 to reflect these developments.

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:

Section 1. Section 38-5 of the Cape May Municipal Code is amended as follows (additions are underlined; deletions are [bracketed]):

§38-5. Billing to insurance companies and/or persons served; amount.

Except as may be arranged pursuant to duly adopted emergency medical service agreements authorized by § 38-7 below, the Tax Collector shall issue a bill in the amount of \$[500]700 plus mileage rate of \$[8.00]10.00 per mile from the point of pick up to the point of destination in each instance where City-EMS services are utilized. The bill shall be issued to the insurance company providing coverage for the person served and [if any, or]directly to the person served. [i]If insurance coverage is not available, the bill shall be issued directly to the person served.

Section 2. Section 38-6 of the Cape May Municipal Code is amended as follows (additions are underlined; deletions are [bracketed]):

§ 38-6. Payment for emergency medical services; amount.

Persons receiving bills for City-EMS services shall be responsible for payment of same in full to the Tax Collector or proof of submission of a claim to the person's insurance carrier for payment within 30 days of the date of the bill, subject to the following:

A. Persons receiving City-EMS services and who have health insurance to cover ambulance and emergency medical services are expected to cooperate with the Tax Collector, other City personnel, or designated agents of the City of Cape May to secure full payment for services provided.

B. In the event health insurance of a taxpayer or year-round resident of the City of Cape May does not fully pay the bill, the City will accept such partial payment to the extent of the insured's policy limits, including deductible and co-insurance requirements, as payment in full.

C. In the event a taxpayer or year-round resident of the City of Cape May does not have health insurance, payment in full shall be required except that upon submission of sufficient proof to the Tax Collector of inability to pay the full \$[500]700 charge, a minimum payment in an amount not less than the current and customary Medicare payment for EMS services may be accepted.

D. Due to time requirements for the preparation and processing of insurance claims, interest shall not be charged on EMS billings.

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 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.

Section 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 371-2019 was introduced at a regular meeting of the City Council of the City of Cape May, held on January 15, 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 February 19, 2019 6:00 P.M. at which time a Public Hearing will be held.

Patricia Harbora, City Clerk

Roll Call	Ayes	Nays	Absent	Abstain
Hendricks				
Meier				
Mullock				
Sheehan				
Lear				

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Effective Date: March 19, 2019

cc: Fire Department
CFO

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

RESOLUTION NO. 45-01-2019

**RESOLUTION APPOINTING JEFF MCCART AS THE ANIMAL CONTROL OFFICER
FOR THE CITY OF CAPE MAY**

MOTION:

SECOND :

WHEREAS, pursuant to N.J.S.A. 4:19:15.16b, the City of Cape May is required to appoint an Animal Control Officer for the City; and

WHEREAS, by virtue of the retirement of John Queenan, that position is currently vacant; and

WHEREAS, **Jeff McCart**, a City employee in the Code Enforcement Office, possesses all the qualifications to perform the functions of a certified Animal Control Officer pursuant to Title 4 of the New Jersey Statutes; and

WHEREAS, having considered the matter, City Council believes it in the best interest of the City of Cape May and its residents to appoint Jeff McCart as the City's Animal Control Officer,

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

1. Jeff McCart is hereby appointed as Cape May City Animal Control Officer, pursuant to N.J.S.A. 4:19-15.16b, and shall perform all the duties of that position, as set forth in Title 4 of the state code.
2. The City Manager is hereby directed to take any and all action necessary to effectuate the terms and conditions of this Resolution.
3. This resolution shall take effect immediately, 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 January 15, 2019.

Patricia Harbora, City Clerk

Roll Call	Ayes	Nays	Absent	Abstain
Hendricks				
Meier				
Mullock				
Sheehan				
Lear				

cc: Manager
Personnel File
City Clerk
Jeff McCart

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

RESOLUTION NO. 46-01-2019

**RESOLUTION FOR APPOINTMENT TO THE BICYCLE AND PEDESTRIAN
ADVISORY COMMITTEE**

MOTION:

SECOND:

BE IT RESOLVED, by the City Council of the City of Cape May that the following appointments be made to the Bicycle and Pedestrian Advisory Committee:

**Bob Morris
Jeff Vecere
Meryl Nelson
Evelyn Lovitz
Holly Tilford**

BE IT FURTHER RESOLVED, that the following individuals are no longer appointed to the Bicycle and Pedestrian Advisory Committee:

**Harry Back
Michelle Boyt
Peter Hardy
Jesse Lambert**

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 January 15, 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. 47-01-2019

**RESOLUTION AWARDING THE CONTRACT FOR RECONSTRUCTION
OF PENNSYLVANIA AVENUE PHASE II, CONTRACT NO. M-20,
CITY OF CAPE MAY, CAPE MAY COUNTY, NEW JERSEY**

MOTION:

SECOND:

WHEREAS, after due notification and advertisement pursuant to the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., the City of Cape May received and opened sealed bids for the above-referenced project on November 27, 2018; and

WHEREAS, of the bids received for this project, the lowest bid was submitted by Charles Marandino, LLC, of Milmay, New Jersey, in the amount of \$472,292.00; and

WHEREAS, the City Engineer has reviewed that bid and has determined that it appears to be competitive and advantageous to the City; and

WHEREAS, both the City Engineer and the City Solicitor have reviewed the bid and have determined that it complies with the bid specifications and the requirements of the Local Public Contracts Law; and

WHEREAS, it accordingly appears that Charles Marandino, LLC, is the lowest responsible bidder on the project, in the amount of \$472,292.00, and that award of the contract to Charles Marandino, LLC, is in the best interest of the City of Cape May; and

WHEREAS, the City's Chief Financial Officer has certified the availability of funds to pay the contract amount

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 City Council hereby authorizes the award of Contract No. M-20 for the reconstruction of Pennsylvania Avenue Phase II, to Charles Marandino, LLC, in the amount of \$472,292.00.
3. The Mayor, City Manager and other appropriate City officials are authorized to take all steps necessary to consummate and effectuate that contract, in accordance with the bid specifications and the requirements of the Local Public Contracts Law.
4. 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 January 15, 2019.

Patricia Harbora, City Clerk

Roll Call	Ayes	Nays	Absent	Abstain
Hendricks				
Meier				
Mullock				
Sheehan				
Lear				

cc: 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 _____.

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 _____ and shall be encumbered on same.

Neil Young, City Manager/CFO/Treasurer