WORKSESSION/REGULAR MEETING
OF CITY COUNCIL OF THE CITY OF CAPE MAY, NJ
Tuesday, December 4, 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, December 4, 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 – ABSENT  
          Councilmember Beatrice Gauvry Pessagno  

Also Present:  City Solicitor Frank Corrado  
               City Manager Neil Young  
               Deputy City Manager Jerry Inderwies, Jr.  
               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

252-12-2018  Resolution for Amusement Games License Peter Tiburzio, Jr. – 406 Beach Avenue – ADD  
253-12-2018  Resolution for Amusement Games License Peter Tiburzio, Jr. – 732-736 Beach Avenue – ADD  

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

ENGINEER REPORT:

Thomas R. Thornton, PE, CME, of Mott MacDonald (MM), presents the Engineer’s report as follows:

PROJECTS UNDER CONSTRUCTION:
Cape May Stage Fire Suppression System – No news to report. Construction is anticipated to begin in January or February 2019.

Reconstruction of Pennsylvania Avenue (Buffalo Avenue to Wilmington Avenue – All major work is completed, and punch list items should be finalized in December 2018.

Dale Place Reconstruction and Utility Upgrades – Project is substantially complete, with only punch list items remaining. The contractor failed to complete the punch list items and has been instructed to expedite completion of the project.

Lafayette Street Sanitary Sewer Extension – Project is substantially complete, with only punch list items remaining. The contractor failed to complete the punch list items and has been instructed to expedite completion
of the project. Mr. Thornton explains that the same contractor is working on both the Dale Place and Lafayette Street Sanitary Sewer projects and is slow to respond to MM’s directions. Mr. Thornton recommends that the City Solicitor reach out to the contractor to motivate completion of the project.

Public Works Above Ground Storage Tank (AST) – Project is substantially complete and is on hold until the tank monitoring system is installed on-site.

Welcome Center Lighting and Parking – Nothing new to report.

PROJECTS IN DESIGN PHASE:
Public Safety Building RFP/Q – Following review of the proposals, the selection committee selected 5 firms for interviews. Interviews were conducted on November 7, 2018. The PSBAC is presenting their recommendation to Council this evening.

Cape Island Creek Water Main Rehabilitation – A geotechnical investigation site meeting is scheduled for November 30, 2018.

Soldiers and Sailors War Memorial Park – MM met with stakeholders on November 7, 2018 and will update the park ad hoc committee on the feedback received from the meeting. Mr. Thornton estimates advertising for bids in August 2019.

Reconstruction of Pennsylvania Avenue (Wilmington Avenue to Brooklyn Avenue) – Bids were received on November 27, 2018. MM submitted a report recommending awarding the contract to Charles Marandino, LLC in the amount of $472,292, which is still in review with the City Solicitor.

STUDIES AND INITIATIVES:
Water System Master Plan – Nothing new to report. MM’s water engineer has met with the Water and Sewer Superintendent for Cape May City, and the final chapter of the report is expected to be completed shortly.

Geographic Information System (GIS) – Nothing new to report.

Lafayette Street Park Master Plan – The revised conceptual plan was presented to the Open Space Review Board on October 23, 2018, which was met with a positive response. Councilmember Pessagno questions how long a CAFRA permit would take to receive, and Mr. Thornton estimates around six (6) months.

Public Works Facility Groundwater Monitoring Program – Additional groundwater sampling was conducted in September with the results coming back clear. All that remains is to wrap up some finalizing paperwork.

Convention Center HVAC Evaluation – MM is working to expedite the study and hopes to have it completed by the end of the month.

Bank Street Traffic Study – Complete. The report found that the proposed one-way traffic pattern will not have a noticeable effect on overall traffic operations and, subject to review by emergency services and the school for bus routes, the report recommends implementing the plan in accordance with the City’s Master Plan recommendations.

Bank Street Pump Station Replacement – MM provided preliminary concept plan, schedule, and cost estimate to the City for FEMA grant application purposes. The results of the grant application are pending.
PROPOSALS:
New Jersey Avenue Roadway Reconstruction – MM submitted a proposal for design and inspection services for the reconstruction of New Jersey Avenue between Wilmington and Brooklyn Avenues. The resolution awarding the project is on the agenda this evening.

PRESENTATION
Washington Street Mall Management Company, Inc. Proposed Budget for 2019
Ms. Caroline Zebrowski of the WSMMC summarizes the proposed 2019 budget (totaling $73,700) and distributes a full budget break-down to Council for consideration.

245-12-2017 Resolution Introducing and Approving the 2019 Budget of the Washington Street Mall Business Improvement District of the City of Cape May
Motion: Furlin Second: Pessagno Pessagno: Yes Hendricks: Yes Furlin: Yes Lear: Yes

Public Safety Building Advisory Committee Update
Misters Jerry Gaffney (Chair) and Barney Dougherty (Vice-chair) report on the Friday, November 30, 2018 PSBAC meeting during which the committee unanimously agreed to recommend USA Architects as the architect for the proposed Public Safety Building. Mr. Gaffney explains that while the committee strongly recommends USA Architects, Council should review each proposal submitted, and emphasized that the architect for the project is ultimately Council’s decision. Mr. Dougherty states that the committee put a significant amount of time and effort into review the submitted proposals, and hopes to see this project move forward.

Councilmember Pessagno questions the criteria used for scoring the architects. Mr. Gaffney explains that Mott MacDonald, LLC provided the committee with their commonly used scoring criteria, which was provided to the City Manager.

Councilmember Furlin questions if the committee as a whole recommends having the Police and Fire Departments together in one building. Mr. Gaffney responds that yes, the committee recommends having the PD and FD together in one building, but they are concerned about this building fitting on the existing site.

REGULAR MEETING BUSINESS:

RESOLUTIONS:
246-12-2018 Resolution Authorizing Professional Services Contract with Employee Care for an Employee Assistance Program - $2,876.00
Motion: Pessagno Second: Furlin Pessagno: Yes Hendricks: Yes Furlin: Yes Lear: Yes

247-12-2018 Resolution Authorizing a Revocable License Agreement between the City of Cape May and Cape May Fish Market, LLC
Motion: Pessagno Second: Furlin Pessagno: Yes Hendricks: Yes Furlin: Yes Lear: Yes

248-12-2018 Resolution Eliminating Term Limits for Certain Advisory Committees in the City of Cape May
Councilmember Furlin moves to amend Resolution 248-12-2018 to include a condition that “the term of the committee shall be four years”, seconded by Councilmember Pessagno. Councilmembers Furlin and Pessagno comment regarding the benefits to having term limits on advisory committees.
Motion: Pessagno Second: Furlin Pessagno: Yes Hendricks: No Furlin: Yes Lear: Yes
248-12-2018 Resolution Eliminating Term Limits for Certain Advisory Committees in the City of Cape May AS AMENDED

Motion: Pessagno Second: Furlin Pessagno: Yes Hendricks: No Furlin: Yes Lear: Yes

249-12-2018 Resolution Awarding a Contract for Professional Engineering Services for the Reconstruction of New Jersey Avenue between Wilmington and Brooklyn

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

250-12-2018 Resolution for the Payment of Bills

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

251-12-2018 Resolution for Transfers of Appropriations – 2018 Budget

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

252-12-2018 Resolution for Amusement Games License Peter Tiburzio, Jr. – 406 Beach Avenue

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

253-12-2018 Resolution for Amusement Games License Peter Tiburzio, Jr. – 732-736 Beach Avenue

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

MINUTES:

Cape May City Council Town Hall Meeting Minutes dated April 11, 2018

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

Cape May City Regular Council Meeting Minutes dated October 16, 2018

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

REPORTS:

Cape May City Occupancy Tax Report for the month of September 2018
Cape May City Fire Prevention Bureau Report for the month of October 2018
Cape May City Overtime Report for the month of November 2018

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

UNFINISHED BUSINESS:

NEW BUSINESS:

A) City Attorney – None.
B) City Manager –

City Manager Young thanks everyone involved for a job well-done at the annual tree lighting ceremony and Christmas parade. He then updates those present that the beach replenishment project is not anticipated to begin until after the summer season due to a federal funding issue.

C) City Clerk –

• Annual Hospitality Night – Thursday, December 6 & Friday, December 7, 2018 Washington Street Mall and surrounding shops 7:00pm to 9:00pm
• American Sweethearts Holiday Show – Free Concert Saturday, December 8, 7:00pm at Convention Hall
• Nick Fedoroff Community Christmas Celebration – Sunday, December 9, 2018, 12:00pm to 3:00pm at Convention Hall
• The Angelus Chorus – Free Concert Wednesday, December 12, 2018, 7:00pm at Cape May Convention Hall
• Roller skating begins in Cape May Convention Hall, December 14, 2018

D) Councilmembers –

Councilmember Pessagno echoes Mr. Young’s sentiments regarding the tree lighting and parade. She also thanks those who have donated food to the local foodbank.

Councilmember Hendricks echoes the comments made regarding the holiday festivities and recounts an annual cookie exchange that she recently attended at the Cape May Elementary School. She then announces that the Desatnick Foundation was awarded the “Good Neighbor Award” today by the NJ Realtors Association.

Mayor Lear briefly summarizes the topics covered at the Town Hall meeting that took place on November 28, 2018 and announces the 2019 Town Hall meeting dates as May 1, 2019 and October 30, 2019. He also reminds those present that the City Council Reorganizational Meeting will occur on Tuesday, January 1, 2019. He then encourages all to participate in the Annual Sgt. William Alvarez Memorial Toy Drive.

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

Jules Rauch, 1010 New York Avenue – Mr. Rauch compliments the DPW’s new street sweeper, citing that it helps with street drainage. He then recommends that Council address the impending recreational marijuana issue, opining that marijuana should not be made available in the City of Cape May for recreational use. Mr. Rauch then recommends that the tourism fee be increased, and the mercantile license ordinance be updated. He then discusses his concerns regarding the funding for the proposed new Public Safety Building.

William Seeger, 1361 B Vermont Avenue – Mr. Seeger echoes Mr. Rauch’s concerns regarding the Public Safety Building, and voices additional concerns regarding the City “tying the hands” of the potential architect for the project. He also opines that term limits on advisory committees is unnecessary.

Jim Moffatt, 806 Sewell Avenue – Mr. Moffatt thanks the City for their assistance with convincing the County to reduce the speed limit on Pittsburgh Avenue to 30 mph. Councilmember Hendricks thanks Gus Mosso, who originally convinced the County to reduce the speed on Pittsburgh Avenue from 40 mph to 35 mph.

ADJOURNMENT

Motion made by Councilmember Furlin, seconded by Councilmember Pessagno, to adjourn. The meeting adjourned at 7:35 P.M.
Clarence F. Lear III, Mayor

Patricia Gray Hendricks, Deputy Mayor

Absent from meeting, abstains from voting
Shaine P. Meier, Councilmember

Abstain
Zachary Mullock, Councilmember

Abstain
Stacy D. Sheehan, Councilmember