

**REGULAR/WORKSESSION MEETING
OF CITY COUNCIL OF THE CITY OF CAPE MAY, NJ
Wednesday, June 5, 2019 4:00 P.M.**

The Regular Meeting of City Council of the City of Cape May was called to order by City Mayor, Clarence F. Lear III at 4:00 P.M. Wednesday, June 5, 2019 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: Deputy Mayor Patricia Gray Hendricks
Mayor Clarence F. Lear, III
Councilmember Shaine P. Meier
Councilmember Zack Mullock
Councilmember Stacy D. Sheehan

Also Present: City Solicitor Frank Corrado
City Manager Neil Young
City Clerk Patricia Harbora
City Clerk Assistant Michael Doran

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

CERTIFICATE OF PARTICIPATION

Mayor Lear presents certificates for New Jersey State League of Municipalities 25th Annual Louis Bay 2nd Future Municipal Leaders Scholarship Competition:

Savannah Bruno – City of Cape May
Paul G. Bogle, Jr. – City of Cape May

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

Presentation by Crimewatch Technologies – Police Department’s new provider for the Community / Police interaction app that the Police Department is implementing in order to better communicate with the community.

139-06-2019 Resolution Approving Alcoholic Beverage License Renewal for the 2019-2020 License Year

Motion: Hendricks Second: Lear

Hendricks: Yes Meier: Yes Mullock: Yes Sheehan: Yes Lear: Yes

ENGINEER REPORT

Thomas R. Thornton, PE, CME

Projects Under Construction: Reconstruction of Pennsylvania Ave phase 2- Wilmington Ave to Brooklyn Ave: Water main and storm sewer has been completed, paving will be completed within the next two weeks.

Reconstruction of New Jersey Ave - Wilmington Ave and Brooklyn Ave: the paving will be completed in the fall after ground has settled.

Dale Place and Lafayette Street- Projects are completed. Mr. Thornton met with a homeowner that had concerns on the impact of their property with the project and had the contractors address the homeowner's concerns.

Public Works Aboveground Storage Tank (AST) - Punch list items to be completed awaiting approval for fuel tank monitoring system.

Cape Island Creek Water Transmission Main Rehabilitation- Engineer prepared the permit applications and mailed certified letters to property owners for signatures, Mr. Thornton will reach out to the homeowners to get the signed forms mailed back.

Soldiers and Sailors Park- Need to schedule a meeting with the DEP Open Space Board.

Deputy Mayor Hendricks asked Engineer when a good time would be to meet, the third week of June or July.

Mr. Thornton recommends a meeting in June.

Lafayette Street Park- Mr. Thornton had met with the design team and is looking forward to coordinating with the school for a proper access. Mr. Thornton advises that he had a good meeting with JCP&L and will continue to coordinate closely with their team. Also, Mr. Thornton replies that an assessment was done on Lot 54 and are waiting for sample results.

Water System Master Plan- Engineer completed and submitted a Master draft to the City and is waiting to move onto the final stages.

Geographic Information System (GIS)- Mr. Thornton advises that mapping is complete and will need to meet with City Manager to discuss how the City would like the software package delivered; software and training will be scheduled with the engineering staff.

Public Works Facility Groundwater Monitoring Program- Engineer confirms that no contaminants were found in the final groundwater sampling, this project can be closed pending final sign off from the City Manager.

Convention Center- Mr. Thornton submitted a report and is available to discuss findings and recommendations with City Manager.

Jim Moffatt, 806 Sewell Ave, Cape May- Mr. Moffatt asked what the time frame and plans are for the Soldiers and Sailors Park.

Engineer replies that the plans will be finalized in July and bids will be advertised in August. Construction is scheduled to start in October 2019 to May 2020.

Presentation:

Cape May City Police Chief Marino and Matt Bloom, Founder and CEO Crimewatch Technologies.

Cape May Police Departments new interactive app (Crimewatch Mobile) will allow real time communication between the City of Cape May and the Cape May Police Department. The app will inform the community on crime, weather, traffic and news. The app will need to be downloaded to set up a user account at capemaypolice.org

Councilmember Meier asked Mr. Bloom to talk about some of the Crimewatch customers. Also, Mr. Meier asked if the app has the power to remove information from the internet. Finally, Mr. Meier questions the agreement with providing video, microphones and cameras.

Mr. Bloom replies that one of the companies' largest customers are in the Bucks County District Attorney's Office in PA consists of seven hundred thousand residents and thirty-nine police departments. Crimewatch cannot control media outlets and cannot prevent individual people from taking screenshots. Crimewatch is unable to control third party information.

Chief Marino advises that Crimewatch cannot reach into public phones to retrieve photos.

City Solicitor Frank Corrado asked if he heard correctly that the app location service is opted in not opted out.

Mr. Bloom advises that the service is opted in not opted out

Mayor Lear asks Chief Marino who will be operating this app. Mayor Lear ask if there are still a way people can participate if they are not tech literate.

Chief Marino talks about Administration settings and users with the Police Department staff and the different levels for users to create a check and balance so that no one's rights are violated.

Councilmember Mullock asked if all the police arrests in Cape May City will be posted on Crimewatch. Secondly, Mr. Mullock asked where the service subscription will be deducted from in the city budget.

Chief Marino stated that Police Administration would determine the information to be released.

City Manager Neal Young confirmed that it is coming from the Cape May City Police Department budget.

ORDINANCES FOR SECOND READING AND CONSIDERATION FOR ADOPTION

377-2019 An Ordinance Amending the Cape May City Code with respect to the Appointments of the Fire and Police Chiefs

PUBLIC HEARING – No Comment

Motion: Hendricks Second: Meier

Hendricks: Yes Meier: Yes Mullock: Yes Sheehan: Yes Lear: Yes

RESOLUTIONS:

135-06-2019 Resolution of the City of Cape May Authorizing the Annual 4th of July Fireworks Display

Motion: Hendricks Second: Meier

Hendricks: Yes Meier: Yes Mullock: Yes Sheehan: Yes Lear: Yes

136-06-2019 Resolution Regarding Videotaping or Live-Streaming Advisory Committee Meetings to Provide Transparency

Motion: Sheehan Second: Mullock

City Council discusses Resolution 136-06-2019

Councilmember Stacy Sheehan stated that she supports this resolution and pushed for it at past Council Meetings in hopes for more transparency.

Councilmember Meier believes that it should be up to the committee members of whether their meeting is livestreamed or videotaped. Mr. Meier informs everyone that there will be a Committee Chair Meeting Friday, June 7th, 2019.

Deputy Mayor Hendricks asked Councilmember Sheehan, liaison for the Municipal Building Committee, how the members felt about being videotaped or livestreamed. Also, Ms. Hendricks asked what she means by transparency.

Councilmember Sheehan replied that she did not ask the members because she feels that it is the City Council's decision since they are open to the public. Ms. Sheehan explained that transparency means that the public cannot attend the meetings.

Mayor Lear comments that the Livestream does not always work perfectly. Mayor Lear asked Mr. Young if audio recording will satisfy what is trying to be accomplished.

Mayor Lear suggested to table Resolution 136-06-2019 until the City Manager can submit facts on alternative solutions.

City Manager stated that technology does not always work, and that the IT employee also handles the position of purchasing agent and would be hard to perform both jobs alone.

Councilmember Mullock wants committees recorded or livestreamed due to the number of Committees in the city and information discussed.

Mayor Lear makes a motion to Table Resolution 136-06-2019 Seconded by Deputy Mayor Hendricks

Hendricks: Yes Meier: Yes Mullock: No Sheehan: No Lear: Yes

137-06-2019 Cape May City Payment of Bills

Motion: Hendricks Second: Meier

Hendricks: Yes Meier: Yes Mullock: Yes Sheehan: Yes Lear: Yes

138-06-2019 Resolution Providing for a Meeting Not Open to the Public in Accordance with the Provisions of the New Jersey Open Public Meetings Act, N.J.S.A. 10:4-12 – Collective Bargaining

Motion: Hendricks Second: Mullock

Hendricks: Yes Meier: Yes Mullock: Yes Sheehan: Yes Lear: Yes

139-06-2019 Resolution Approving Alcoholic Beverage License Renewal for the 2019-2020 License Year

Motion: Hendricks Second: Sheehan

Hendricks: Yes Meier: Abstain Mullock: Abstain Sheehan: Yes Lear: Yes

MINUTES:

Cape May City Regular Council Meeting Minutes dated November 20, 2018 (Revised)

Motion: Hendricks Second: Meier

Hendricks: Yes Meier: Yes Mullock: Abstain Sheehan: Abstain Lear: Yes

REPORTS:

Police Department Monthly Report for the months of March and April 2019

Tax Collector's Monthly Report for the month of April 2019

Occupancy Tax Report for the month of March 2019

Motion: Meier Second: Hendricks

Hendricks: Yes Meier: Yes Mullock: Yes Sheehan: Yes Lear: Yes

UNFINISHED BUSINESS:

NEW BUSINESS:

- A) City Attorney: No Comment
- B) City Manager: Mr. Young updated the parking meter revenue which has increased \$25,000.00 in May 2019 as opposed to the prior year May 2018.
- C) City Clerk- No Comment
- D) Councilmembers-

Councilmember Mullock- Councilmember Mullock asked why the Public Safety Working Committee was formed. Also, Mr. Mullock questioned the City Manager about the Well 8 project that is still not complete. Mr. Mullock thanked all the men and woman for their service on the anniversary of D-Day.

City Manager Neil Young explains that the committee was formed to communicate with the architecture designers of the Public Safety Building. The Well 8 project has not been finalized, there are a few items that need to be completed with Atlantic City Electric.

Councilmember Sheehan- No Comment.

Councilmember Meier- Councilmember Meier asked Council if the Resolutions can be combined as a consent Agenda to have one vote.

Cape May City Solicitor- Mr. Corrado explained that a Consent Agenda is where Council votes on resolutions together. Most municipalities have Consent Agenda and that would be City Council decision.

Councilmember Hendricks- Ms. Hendricks advised to the public that the city has had two successful weekends with the Atlantic City Jitney shuttle service. A City brochure is available with the times and routes at the Welcome Center and throughout the City.

Mayor Lear- Mayor thanks Pastor Jeff Elliot for his participation in the fund drive to remove the charter boat from the bottom of the harbor which was removed yesterday. Also, Mayor thanks Gretchen Whitman from the Nature Center for her efforts in this fund raiser.

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

Dennis DeSatnick, 1307 Trenton Ave.- Mr. DeSatnick talked about livestreaming the Beach Safety Committee meeting and would like feedback from the members.

Jules Rauch, 1010 New York Ave.- Supports Livestreaming of Committee Meetings. Mr. Rauch suggested that the City of Cape May hire a professional management company to handle the day to day decisions of the Public Safety Building. Also, Mr. Rauch suggested a central dispatch in the Cape May Police Department.

William Seeger, 1361 B Vermont Ave.- Mr. Seeger agrees that each Committee agenda and minutes should be posted on the website instead of Livestream. Mr. Seeger asked how many traffic cameras are in the City and suggested expanding the license plate reader. Mr. Seeger asked if there have been any complaints, feedback or analysis from the hotels or bed and breakfast's during the occupancy tax-drop off. Mr. Seeger received positive feedback about the Jitneys Service from the public.

City Manager Neil Young- Mr. Young stated that there are not any designated traffic cameras, there are City operated cameras but are not necessarily designated as traffic cameras. Mr. Young explained that the City does not do any analysis, just a list of the payees.

Councilmember Mullock stated that the City has one camera that reads license plates.

Christine Miller, 535 Bank Street- Ms. Miller asked if the Committee Meetings are public meetings and if the public can ask questions and have the hand out material. Ms. Miller stated that at the Public Safety Building Committee Meeting she was told she could not ask questions and would like to ask those questions now.

City Manager stated that questions are usually answered at the end of the meeting.

City Solicitor Frank Corrado stated that it is up to each Committee if the members want to take questions. Mr. Corrado stated that the Committees are not legally required and are not required to release handouts or materials.

Councilmember Hendricks stated that the Committee meetings she attended asked if there any questions at the beginning of the meeting.

Councilmember Meier advises that the Public Safety Building Advisory Committee is in its very beginning stages of the process and not anywhere near the design phase. The architect firm has agreed that the public will be involved on the design of the building.

Jim Moffatt, 806 Sewell Avenue- Mr. Moffatt commented that the City of Cape May and Cape May County applied for a grant in the year 2011 for a bike lane from the Coast Guard to the elementary school.

City Manager advised that the city is not in control of this project. Mr. Young explained that the grant is a reimbursable grant. The Department of Transportation oversees the project and finance of this project.

Deputy Mayor Hendricks explained that Pennsylvania Avenue, Pittsburgh Avenue and Lafayette Street are county roads and is in the works with Cape May County.

Councilmember Mullock asked City Manager if he can arrange a meeting with the NJ Department of Transportation and the County of Cape May.

Mr. Young will look into setting up a meeting with the Department of Transportation and County of Cape May.

Assistant City Manager Inderwies stated that in March 2019 he spoke to Thomas Pagani who is the engineer regarding the Pennsylvania Avenue bike project "Safe Route to School" and advises that the project is moving forward with a completion date of the year 2020.

Carl Buck, 1107 Beach Avenue- Mr. Buck commented that the food vendors on Beach Avenue are parked in front of his property for months and asked the City to enforce their ordinance to rotate locations. Mr. Buck asked if South Jersey Gas applied for permits for the gas line projects there working on in the city because the concrete was removed and replaced with asphalt.

Mr. Young explained that there are only two locations and two vendors so that makes the rotation system difficult. Mr. Young will review the City Ordinance. Mr. Young advised if there are complaints to contact the City Manager's Office.

City Solicitor Corrado stated that the number of vendors are declining. The Number of spaces are accommodating the number of vendors. The ordinance needs to be reviewed and modified.

CLOSED SESSION

OPEN SESSION

AGENDA ADDITION ITEMS

140-06-2019 Resolution Approving a Memorandum of Agreement with UAW Local 2327
Representing City of Cape May Lifeguards

141-06-2019 Resolution Approving a Memorandum of Agreement with UAW Local 2327
Representing City of Cape May Lieutenant Lifeguards

142-06-2019 Resolution Approving Employment Agreement by and between the City of Cape
May and Robert Sheehan

143-06-2019 Resolution Approving GWU Collective Bargaining Agreement for Public Works
and Water and Sewer Employees

Motion: Hendricks Second: Meier

Hendricks: Yes Meier: Yes Mullock: Yes Sheehan: Yes Lear: Yes

ADOPT RESOLUTIONS

140-06-2019 Resolution Approving a Memorandum of Agreement with UAW Local 2327
Representing City of Cape May Lifeguards

Motion: Hendricks Second: Mullock

Hendricks: Yes Meier: Yes Mullock: Yes Sheehan: Yes Lear: Yes

141-06-2019 Resolution Approving a Memorandum of Agreement with UAW Local 2327
Representing City of Cape May Lieutenant Lifeguards

Motion: Hendricks Second: Mullock

Hendricks: Yes Meier: Yes Mullock: Yes Sheehan: Yes Lear: Yes

142-06-2019 Resolution Approving Employment Agreement by and between the City of Cape
May and Robert Sheehan

Motion: Hendricks Second: Mullock

Hendricks: Yes Meier: Yes Mullock: Yes Sheehan: Abstain Lear: Yes

143-06-2019 Resolution Approving GWU Collective Bargaining Agreement for Public Works and Water and Sewer Employees

Motion: Hendricks Second: Mullock

Hendricks: Yes Meier: Yes Mullock: Yes Sheehan: Yes Lear: Yes

Councilmember Meier thanks City Manager Neil Young for the work in getting the contracts resolved.

ADJOURNMENT

Motion made by Councilmember Meier, seconded by Councilmember Sheehan, to adjourn. The meeting adjourned at 8:11 P.M.



Clarence F. Lear III, Mayor



Patricia Gray Hendricks, Deputy Mayor



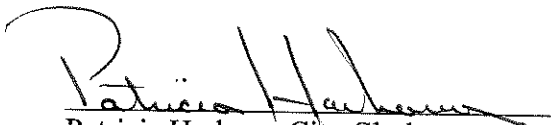
Shaine P. Meier, Councilmember



Zachary Mullock, Councilmember



Stacy D. Sheehan, Councilmember



Patricia Harbora, City Clerk

