

APRIL 8, 2021
REGULAR MEETING MINUTES

The Regular Meeting of the Board of Commissioners of the Borough of Cape May Point was called to order by Clerk Wallace at 6:00 PM. The Open Public Meetings Statement was read by the Clerk who then led those present in the flag salute. Mayor Moffatt, Commissioner Busch and Commissioner vanHeeswyk answered roll call. Also in attendance: Administrator Ed Grant, Clerk Elaine Wallace, and Solicitor John Amenhauser. This meeting was held electronically via Zoom under local operation guidance from the NJDCA pursuant to P.L. 2020, c.11.

COMMISSIONERS' REPORTS/DISCUSSION:

Marijuana Legislation and Local Regulations: Borough Solicitor Amenhauser advised the Borough has until August 21st to enact an ordinance pertaining to the sale of marijuana in the Borough. The legislation states if the Borough doesn't prohibit it by then, it is barred from doing so for 5 years. However, if the Borough does prohibit by then, it can enact ordinances to be less restrictive at any time. As a result, Mr. Amenhauser and the League of Municipalities recommend a complete ban on sales. The commissioners were in favor of that approach. Mr. Amenhauser will draft an ordinance.

Commissioner Busch reported the spring beach cleanup is scheduled for Saturday, April 24th, organized by Bob Mullock and family. All interested parties are invited to attend. Ms. Busch reported the Yale Avenue project is moving along a little more slowly than expected but is still expected to finish on time. There is a lot of dewatering required because the water table is so high, but it is being monitored daily by engineering staff and the public works manager.

Commissioner vanHeeswyk expects the audit report in a month or so and anticipates another good year.

Mayor Moffatt reminded everyone beach tags are available online and will, once again, be sold in-person from a kiosk behind Borough Hall throughout the month of May.

ADMINISTRATOR'S REPORT:

Ed Grant reported will look into new rate options with Atlantic City Electric. He also reported getting comments after the last meeting regarding traffic calming, which he forwarded to the County Engineer. He also reported he attended a Zoom meeting with West Cape May and Cape May City regarding the shared court services agreements. They are looking to streamline the process between the towns. He will share more information as it becomes available.

PUBLIC QUESTIONS ON AGENDA ITEMS:

Tom Maye, Lincoln Avenue, asked the Administrator to repeat what he said about the traffic calming measures.

Helen Chezem asked about the purpose of Resolution 61-21. Commissioner Busch explained it is the first step in creating a mechanism for the Borough to be able to accept donations and financial support from people or organizations to support projects at Lake Lily. Then, State approval is required.

APPROVAL OF MINUTES:

March 11, 2021 Regular Meeting

March 23, 2021 Work Session

Motions: vanHeeswyk, Moffatt

Roll call: all in favor

ORDINANCES FOR INTRODUCTION/PUBLICATION: None

RESOLUTIONS:

57-21 Resolution Requesting Approval for the Inclusion of Revenue: NJDOT Grants – Yale Avenue in the Total Amount of \$340,000

Motions: Busch, vanHeeswk

Roll call: all in favor

58-21 Resolution Amending Resolution 53-21 Authorizing Demolition or Construction by Custom Carpentry Creations, LLC, in Borough-owned Right of Way

Motions: Moffatt, vanHeeswyk

Roll call: all in favor

59-21 Authorizing Special Event Permit for Cape May Point Taxpayers Association

Motions: Moffatt, Busch

Roll call: all in favor

60-21 Authorizing Special Event Permit for Brandon Eldredge and Erin Cross

Motions: vanHeeswyk, Moffatt

Roll call: all in favor

61-21 Requesting Permission for the Dedication by Rider for Donations – Acceptance of Bequests and Gifts for Lake Lily Stewardship Required by N.J.S.A. 40A:5-29

Motions: Busch, Moffatt

Roll call: all in favor

62-21 Approval of Bill List

Motions: vanHeeswyk, Moffatt

Roll call: all in favor

ORDINANCES FOR SECOND READING AND PUBLIC HEARING: None

MAYORAL APPOINTMENTS:

Planning Board

Eileen Leming – Class IV – 4-year term expiring 4/8/2025

Mike Keosky – Class IV – 4-year term expiring 4/8/2025

Jeffrey Sowers – Alternate #2 – 2-year term expiring 4/8/2023
Ellen Pfendner – Alternate #4 – 2-year term expiring 4/8/2023

Motions: Moffatt, vanHeeswyk

Roll call: all in favor

PUBLIC PORTION:

Jeff Sowers asked when the commissioners will take up an ordinance about swimming pool maintenance. Mayor Moffatt said he will bring it up at the next work session.

Sandy Allison asked if the Borough can address smoking marijuana in public places. Mayor Moffatt explained it would be a separate ordinance handled like smoking of tobacco.

Mary Kelly asked the status of the landscape and vegetation ordinance. Commissioner Busch stated it is not yet ready for introduction.

When no one else wished to speak, the meeting was adjourned at 6:19 pm on motion of Commissioner vanHeeswyk, seconded by Commissioner Busch.

Respectfully submitted,

Accepted:

Elaine L. Wallace, RMC, CMR
Municipal Clerk

Commissioner Busch

Mayor Moffatt

Commissioner vanHeeswyk