

In compliance with COVID-19 guidelines this meeting will be conducted via electronic conferencing using Zoom <https://www.zoom.us/> or by phone +1 646 558 8656 US (New York)
Meeting ID: 869 5269 5930 Passcode: 375247

Direct link: <https://us02web.zoom.us/j/86952695930?pwd=ekZlcVZ6WFZBYUxuL3BMRENqNG5nQT09>

In addition, members of the public may send questions or comments for inclusion during the public portion to the Borough Clerk at ewallace@capemaypoint.org by 12:00 PM the Wednesday before the meeting.

**AGENDA
BOROUGH OF CAPE MAY POINT
BOARD OF COMMISSIONERS**

BOROUGH MEETING – AUGUST 10, 2023 – 6:00 PM

MEETING CALLED TO ORDER / SUNSHINE STATEMENT / FLAG SALUTE

In compliance with the Open Public Meetings Act, Chapter 231, Public Laws of 1975, this meeting was properly advertised in the annual notice and this agenda was properly distributed and duly posted on the Borough Hall bulletin board as the required notice under the Statute.

ROLL CALL: Commissioner Busch, Mayor Moffatt, Commissioner vanHeeswyk

COMMISSIONERS' DISCUSSION/REPORTS

- Sump Pump Discharge Enforcement

ADMINISTRATOR'S REPORT

PUBLIC COMMENT ON AGENDA ITEMS ONLY

APPROVAL OF MINUTES

July 25, 2023 Work Session

ORDINANCES FOR INTRODUCTION / PUBLICATION

RESOLUTIONS

- 88-23 Authorizing the Borough Engineer to Provide Engineering Services for Harvard Avenue Reconstruction and Alexander Avenue Resurfacing Improvements, Phase 1 for a Total Cost Not to Exceed \$26,660.00
- 89-23 Approval of Cape May Point Emergency Management's Emergency Operations Plan
- 90-23 Approving a Memorandum of Understanding with the New Jersey Office of Emergency Management
- 91-23 Authorizing the Cancellation and Refund of Taxes Pursuant to N.J.S.A. 54:4-30 & N.J.S.A. 54:3-32 on Property Known As Block 12, Lot 17, 307 Central Avenue
- 92-23 Approval of Bill List
- 93-23 Requesting Approval for the Inclusion of Revenue: American Rescue Plan Firefighter Grant from New Jersey Department of Community Affairs in the Amount of \$34,000
- 94-23 Requesting Approval for the Inclusion of Revenue: NJDOT Grant – Alexander Avenue, Phase 1 in the Amount of \$136,085

ORDINANCES FOR SECOND READING / PUBLIC HEARING / ADOPTION

PUBLIC PORTION

ADJOURNMENT

The Board of Commissioners welcomes the participation of interested parties during the public portions of its meetings. For the Board to conduct the business of the Borough in the most productive and open manner possible, questions and comments may be limited to four (4) minutes per person. In addition, each person may only speak once per meeting on a single topic. If you wish to address the Board, please raise your hand and the moderator will try to accommodate everyone in the order in which they are recognized.

**BOROUGH OF CAPE MAY POINT
COUNTY OF CAPE MAY
STATE OF NEW JERSEY**

RESOLUTION 88-23

**AUTHORIZING THE BOROUGH ENGINEER TO PROVIDE
ENGINEERING SERVICES FOR HARVARD AVENUE RECONSTRUCTION AND
ALEXANDER AVENUE RESURFACING IMPROVEMENTS, PHASE 1 FOR A
TOTAL COST NOT TO EXCEED \$26,660.00**

BE IT RESOLVED, by the Board of Commissioners of the Borough of Cape May Point, County of Cape May, State of New Jersey, that Greenman Pedersen, Inc. be and is hereby authorized to provide engineering services for Harvard Avenue Reconstruction and Alexander Avenue Resurfacing Improvements, Phase 1 in an amount not to exceed \$26,660.00; and

BE IT FURTHER RESOLVED the award is contingent upon the issuance of a certificate of availability of funds by the Chief Financial Officer; and

BE IT FURTHER RESOLVED the proper Borough officials be and are hereby authorized to do all things necessary to carry out the intent of this Resolution.

	MOTION	SECOND	YES	NO	ABSTAIN	ABSENT
Busch						
Moffatt						
vanHeeswyk						

CERTIFICATION OF AVAILABILITY OF FUNDS

I, James V. Craft, Chief Finance Officer of the Borough of Cape May Point, hereby certify that funds are available in the following accounts, C-04-55-998-154 for \$765.00 and C-04-55-998-181 for \$25,895.00, for Engineering Services for Harvard Avenue Reconstruction and Alexander Avenue Resurfacing Improvements, Phase 1 with Greenman Pedersen, Inc. in an amount not to exceed \$26,660.00.

I further certify that this commitment together with all previously made commitments does not exceed the appropriation balance available for this purpose.

Dated: July 31, 2023

Signed: James V. Craft
James V. Craft
Chief Financial Officer

CERTIFICATION

I hereby certify that the foregoing is a true copy of a Resolution duly passed and adopted by a majority of full membership of the Board of Commissioners of the Borough of Cape May Point, County of Cape May, New Jersey, at a meeting held on August 10, 2023.

Elaine L. Wallace, Municipal Clerk

**BOROUGH OF CAPE MAY POINT
COUNTY OF CAPE MAY
STATE OF NEW JERSEY**

RESOLUTION 89-23

**APPROVAL OF EMERGENCY MANAGEMENT
EMERGENCY OPERATIONS PLAN**

WHEREAS, the Borough’s Emergency Management Coordinator has updated the Borough’s Emergency Operations Plan, which must be approved by resolution of the Board of Commissioners prior to submission to FEMA.

NOW THEREFORE BE IT RESOLVED, the Board of Commissioners of the Borough of Cape May Point, County of Cape May, State of New Jersey, does hereby approve the Emergency Operations Plan, prepared by the Borough’s Emergency Management Coordinator effective February 28, 2023.

	MOTION	SECOND	YES	NO	ABSTAIN	ABSENT
Busch						
Moffatt						
vanHeeswyk						

I hereby certify that the foregoing is a true copy of a Resolution duly passed and adopted by a majority of full membership of the Board of Commissioners of the Borough of Cape May Point, County of Cape May, New Jersey, at a meeting held on August 10, 2023.

Municipal Clerk

**BOROUGH OF CAPE MAY POINT
COUNTY OF CAPE MAY
STATE OF NEW JERSEY**

RESOLUTION NO. 90-23

**APPROVING A MEMORANDUM OF UNDERSTANDING WITH
THE NEW JERSEY OFFICE OF EMERGENCY MANAGEMENT**

WHEREAS, the Board of Commissioners of the Borough of Cape May Point desires to enter into a Memorandum of Understanding (“MOU”) with the State of New Jersey Office of Emergency Management (“NJOEM”); and

WHEREAS, in the event of a major disaster, the NJOEM is eligible to receive funding under the FEMA Public Assistance and/or Hazard Mitigation Programs and is the fiduciary responsible for how grant funds are to be spent on eligible facilities and activities of municipal entities.

NOW THEREFORE BE IT RESOLVED the Board of Commissioners of the Borough of Cape May Point hereby authorizes the mayor and clerk to sign the Memorandum of Understanding with the New Jersey Office of Emergency Management.

	MOTION	SECOND	YES	NO	ABSTAIN	ABSENT
Busch						
Moffatt						
vanHeeswyk						

Certification

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Municipal Clerk

**BOROUGH OF CAPE MAY POINT
COUNTY OF CAPE MAY
STATE OF NEW JERSEY**

RESOLUTION 91-23

**AUTHORIZING THE CANCELLATION AND REFUND OF TAXES PURSUANT TO
N.J.S.A. 54:4-3.30 & N.J.S.A. 54:3-3.32 ON PROPERTY KNOWN AS
BLOCK 12, LOT 17, 307 CENTRAL AVENUE**

WHEREAS, it has been brought to the attention of the Borough of Cape May Point there are taxes assessed on Block 12 Lot 17 (307 Central Avenue) for 2023 which should be cancelled pursuant to N.J.S.A. 54:4-3.30(a); and

WHEREAS, it is the desire of the Borough to adjust the records of the Tax Collector in accordance therewith, which is the purpose of this resolution; and

WHEREAS, S. Garry Miller took title to Block 12 Lot 17 (307 Central Avenue) on April 14, 2015; and

WHEREAS, S. Garry Miller is qualified to receive a permanent and totally disabled veteran’s property tax exemption, pursuant to N.J.S.A. 54:4-3.30(b);

NOW, THEREFORE, BE IT RESOLVED, the Board of Commissioners of the Borough of Cape May Point, County of Cape May and State of New Jersey hereby authorizes the Tax Collection, to cancel 2023 taxes on Block 12, Lot 17, 307 Central Avenue, in the amount of \$3,745.53 pursuant to the exemption under N.J.S.A. 54:4-3.30(a) because said property is exempt.

	MOTION	SECOND	YES	NO	ABSTAIN	ABSENT
Busch						
Moffatt						
vanHeeswyk						

Certification

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Municipal Clerk

**BOROUGH OF CAPE MAY POINT
COUNTY OF CAPE MAY
STATE OF NEW JERSEY**

RESOLUTION 92-23

APPROVAL OF BILL LIST

WHEREAS, the Borough of Cape May Point has received certain claims against it by way of voucher, which have been duly reviewed by the Board of Commissioners.

NOW THEREFORE BE IT RESOLVED, by the Board of Commissioners of the Borough of Cape May Point, County of Cape May, State of New Jersey that the attached claims are hereby approved for payment in the total amount of \$558,989.67.

	MOTION	SECOND	YES	NO	ABSTAIN	ABSENT
Busch						
Moffatt						
vanHeeswyk						

I hereby certify that the foregoing is a true copy of a Resolution duly passed and adopted by a majority of full membership of the Board of Commissioners of the Borough of Cape May Point, County of Cape May, New Jersey, at a meeting held on August 10, 2023.

Municipal Clerk

August 8, 2023
11:11 AM

BOROUGH OF CAPE MAY POINT
Check Register By Check Id

Page No: 1

Range of Checking Accts: OTHER to OTHER Range of Check Ids: 17524 to 17553
Report Type: All Checks Report Format: Condensed Check Type: Computer: Y Manual: Y Dir Deposit: Y

Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Num
PO #	Description			Contract	
17524	08/10/23	AUT02 AUTO ZONE, INC.			1901
23-00402	STATEMENT		156.99		
17525	08/10/23	CAP06 CAPE MAY COUNTY CLERK			1901
23-00465	PRIMARY BALLOTS		82.72		
17526	08/10/23	CAP31 CAPE MINING & RECYCLING LLC			1901
23-00445	STUMPS/TREE PARTS		25.00		
17527	08/10/23	CAS01 CASA PAYROLL SERVICE			1901
23-00435	PAYROLL		222.00		
17528	08/10/23	CIT03 CITY OF CAPE MAY			1901
23-00427	JUNE 2023 WATER		35,597.10		
17529	08/10/23	COPIE005 COPIERS PLUS			1901
23-00431	COPIER CHARGES		117.27		
17530	08/10/23	COU03 COUNTY OF CAPE MAY			1901
23-00443	FUEL JUNE 2023		857.13		
23-00451	3RD QU TAXES		<u>473,678.62</u>		
			474,535.75		
17531	08/10/23	DAT01 DATA NETWORK SOLUTIONS			1901
23-00436	TELEPHONE		310.11		
17532	08/10/23	DAV01 DAVE'S TRASH REMOVAL			1901
23-00418	STATEMENT		487.68		
17533	08/10/23	ELAIN005 ELAINE WALLACE			1901
23-00440	REIMBURSEMENT		309.96		
17534	08/10/23	FLY01 FLYING FISH STUDIO			1901
23-00426	SWEATSHIRTS		230.00		
17535	08/10/23	GARDE005 GARDEN STATE LABORATORIES, INC			1901
23-00432	WATER TESTING		800.00		
17536	08/10/23	GOLDM005 GOLD MEDAL ENVIRONMENTAL			1901
23-00434	TRASH/RECYCLING		5,283.33		
17537	08/10/23	GREEN005 GREENMAN-PEDERSEN, INC.			1901
22-00348	Harvard Ave Reconst Engineer		6,205.00		
23-00330	Lehigh and Ocean Ave WaterMain		7,400.00		
23-00433	ENGINEERING		<u>3,138.79</u>		
			16,743.79		
17538	08/10/23	GRR01 GRR CONSULTING SERVICES LLC			1901
23-00441	CONSULTING SERV JULY 2023		3,637.50		

Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Num
PO #	Description				Contract
17539	08/10/23	HOOPE005 HOOBER, INC.			1901
23-00422	INVOICE		255.81		
17540	08/10/23	KRI01 KRISTEN MOORBY			1901
23-00439	WOMEN'S RACE EXPENSES		8,970.34		
17541	08/10/23	LOW01 LOWE'S			1901
23-00459	STATEMENT		2,168.17		
17542	08/10/23	MGL01 MGL PRINTING SOLUTIONS			1901
23-00447	TAX BILLS		229.00		
17543	08/10/23	NJS01 NJ ST. LEAGUE OF MUNICIPALITIE			1901
23-00429	LEAGUE MAGAZINE		25.00		
17544	08/10/23	PIE01 PIER 47 MARINA			1901
23-00416	REPAIR YAMAHA		2,438.97		
17545	08/10/23	PLANE005 PLANET TECHNOLOGIES			1901
23-00444	MICROSOFT EXCHANGE LICENSE		21.12		
17546	08/10/23	REE01 REEL FIRE PROTECTION INV.			1901
23-00448	FIRE EXT CERTS		806.25		
17547	08/10/23	RRD01 R.R. DONNELLEY			1901
23-00301	CERTIFIED COPY PAPER		92.50		
17548	08/10/23	SOU06 SOUTH JERSEY GAS			1901
23-00428	GAS BILLS		137.67		
17549	08/10/23	STE04 ANIMAL CONTROL OF SJ			1901
23-00135	INVESTIGATE DOG BITE		65.00		
17550	08/10/23	THEDE005 The DeWeese Law Firm, P.C.			1901
23-00438	SOLICITOR SERVICES		1,375.00		
17551	08/10/23	UNI05 UNITED UNIFORM			1901
23-00442	BACKPACKS		276.00		
17552	08/10/23	VER02 VE RALPH AND SON			1901
23-00425	DEFIBRILLATOR		3,248.60		
17553	08/10/23	VIL01 NAPA AUTO PARTS			1901
23-00415	STATEMENT		341.04		

Report Totals	<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
Checks:	30	0	558,989.67	0.00
Direct Deposit:	0	0	0.00	0.00
Total:	30	0	558,989.67	0.00

Totals by Year-Fund					
Fund Description	Fund	Budget Total	Revenue Total	G/L Total	Total
CURRENT	3-01	498,507.05	0.00	0.00	498,507.05
	3-05	<u>36,397.10</u>	<u>0.00</u>	<u>0.00</u>	<u>36,397.10</u>
Year Total:		534,904.15	0.00	0.00	534,904.15
	C-04	6,205.00	0.00	0.00	6,205.00
	G-02	7,887.68	0.00	0.00	7,887.68
TRUST ACCOUNT EXPENDITURES	T-13	9,992.84	0.00	0.00	9,992.84
Total of All Funds:		<u><u>558,989.67</u></u>	<u><u>0.00</u></u>	<u><u>0.00</u></u>	<u><u>558,989.67</u></u>

**BOROUGH OF CAPE MAY POINT
COUNTY OF CAPE MAY
STATE OF NEW JERSEY**

RESOLUTION NO. 93-23

**RESOLUTION REQUESTING APPROVAL FOR THE INCLUSION OF REVENUE:
AMERICAN RESCUE PLAN FIREFIGHTER GRANT FROM NEW JERSEY
DEPARTMENT OF COMMUNITY AFFAIRS IN THE AMOUNT OF \$34,000.00**

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount there of was not determined at the time of the adoption of the budget, and

WHEREAS, the Director may also approve that insertion of any item of appropriation for an equal amount, and

NOW, THEREFORE, BE IT RESOLVED, that the Commissioners of the Borough of Cape May Point, New Jersey, hereby request the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2023 in the total sum of \$34,000.00 now available as a revenue pursuant to the provisions of the statute under the State of New Jersey.

Revenue: **American Rescue Plan Firefighter Grant from NJDCA**

BE IT FURTHER RESOLVED, that the like sum of \$34,000.00 is hereby appropriated under the caption of:

Appropriation: Public and Private Programs Offset by Revenues: **American Rescue Plan Firefighter Grant from NJDCA**

	MOTION	SECOND	YES	NO	ABSTAIN	ABSENT
Busch						
Moffatt						
vanHeeswyk						

I hereby certify that the foregoing is a true copy of a Resolution duly passed and adopted by a majority of full membership of the Board of Commissioners of the Borough of Cape May Point, County of Cape May, New Jersey, at a meeting held on August 10, 2023.

Municipal Clerk

**BOROUGH OF CAPE MAY POINT
COUNTY OF CAPE MAY
STATE OF NEW JERSEY**

RESOLUTION NO. 94-23

**RESOLUTION REQUESTING APPROVAL FOR THE INCLUSION OF REVENUE:
NJDOT GRANT – ALEXANDER AVENUE, PHASE 1 IN THE AMOUNT OF
\$136,085.00**

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount there of was not determined at the time of the adoption of the budget, and

WHEREAS, the Director may also approve that insertion of any item of appropriation for an equal amount, and

NOW, THEREFORE, BE IT RESOLVED, that the Commissioners of the Borough of Cape May Point, New Jersey, hereby request the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2023 in the total sum of \$136,085.00 now available as a revenue pursuant to the provisions of the statute under the State of New Jersey.

Revenue: **New Jersey Department of Transportation**

BE IT FURTHER RESOLVED, that the like sum of \$136,085.00 is here by appropriated under the caption of:

Appropriation: **Public and Private Programs Offset by Revenues: NJDOT Grant, Alexander Avenue Phase 1**

	MOTION	SECOND	YES	NO	ABSTAIN	ABSENT
Busch						
Moffatt						
vanHeeswyk						

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Municipal Clerk