

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](mailto:ewallace@capemaypoint.org) by 12:00 PM the Wednesday before the meeting.

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

**BOROUGH MEETING – SEPTEMBER 14, 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**

**ADMINISTRATOR'S REPORT**

**PUBLIC COMMENT ON AGENDA ITEMS ONLY**

**APPROVAL OF MINUTES**

August 22, 2023 Work Session

**ORDINANCES FOR INTRODUCTION / PUBLICATION - None**

**RESOLUTIONS**

- 97-23 Authorizing Shared Services Agreement with the Cape May County Municipal Utilities Authority for Solid Waste Disposal and Recycling Services
- 98-23 Authorizing a Special Event Permit for Cape May Point Taxpayers Association
- 99-23 Knock Out Opioid Abuse Day – October 6, 2023
- 100-23 Award of contract to Kates Schneider Engineering, LLC for Cape May Point Veterans Memorial Property Survey
- 101-23 Approval of the Bill List

**ORDINANCES FOR SECOND READING / PUBLIC HEARING / ADOPTION - None**

**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 97-23**

**AUTHORIZING A SHARED SERVICES AGREEMENT WITH THE CAPE MAY  
COUNTY MUNICIPAL UTILITIES AUTHORITY FOR SOLID WASTE DISPOSAL  
AND RECYCLING SERVICES**

**WHEREAS**, the Cape May County Municipal Utilities Authority (“CMCMUA”/“Authority”) has designed, financed, acquired, constructed, expanded, and currently operates a solid waste management system (“System”) which presently serves the entire County of Cape May in the State of New Jersey, for the disposal, transfer, and recycling of solid waste; and

**WHEREAS**, the Borough of Cape May Point has utilized and desires to continue to utilize the services of the CMCMUA’s System; and

**WHEREAS**, there presently exists a contract between the Borough of Cape May Point and the Authority for the use of the CMCMUA’s System for disposal, transfer, and recycling of solid waste entitled “Shared Services Agreement for Solid Waste Disposal and Recycling Services” (“Agreement”) which will expire on December 31, 2023; and

**WHEREAS**, the Borough of Cape May Point and the Authority desire to enter into a new agreement and to fix the expiration date of said Agreement to occur on December 31, 2025; and

**WHEREAS**, the Authority has offered the “Shared Services Agreement for Solid Waste Disposal and Recycling Services” to the Borough of Cape May Point in order to more efficiently provide and continue to offer municipalities within Cape May County the use of the CMCMUA’s System from January 1, 2024 through December 31, 2025; and

**WHEREAS**, the Authority has submitted the same proposed form of agreement to all Cape May County Municipalities which will provide for both Solid Waste disposal and certain recycling services through December 31, 2025; and

**WHEREAS**, N.J.S.A. 40A:65-1 et seq., the Uniform Shared Services and Consolidation Act, authorizes a municipality to enter into a contract with any other local unit for the sharing of governmental services.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Borough of Cape May Point, County of Cape May, and State of New Jersey, that the Borough of Cape May Point shall enter into a contract with the Authority entitled “Shared Services Agreement for Solid Waste Disposal and Recycling Services”, effective January 1, 2024, in the form to be maintained on file in the office of the Borough Clerk, and that the appropriate Borough officials are hereby authorized and directed to execute said Agreement.

	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 Current Fund Account 3-01-26-306-021, MUA OE, to authorize a shared services agreement with the Cape May County Municipal Utilities Authority for solid waste disposal and recycling services through December 31, 2025. I further certify that this commitment together with all previously made commitments does not exceed the appropriation balance available for this purpose.

Dated: September 13, 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 September 14, 2023.

\_\_\_\_\_  
 Municipal Clerk

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

**RESOLUTION 98-23**

**AUTHORIZING SPECIAL EVENT PERMIT FOR CAPE MAY POINT  
TAXPAYERS ASSOCIATION**

**WHEREAS**, the Cape May Point Taxpayers Association has applied for a Special Event Permits for Dune Day activities, planting and cleanup on the dunes, beach entrances, and Triangle Park, Saturday, October 7, 2023 from 9:00 am to 12:00 pm; and

**WHEREAS**, the applicant has supplied all documentation required under Ordinance No. 551-08, including the requisite Certificate of Insurance, and has further pledged to comply with all applicable rules and regulations pertaining to the conduct of said Special Event.

**WHEREAS**, the Taxpayers' Association has respectfully requested that the Governing Body waive the usual facilities use fees as they are a non-profit organization which benefits the taxpayers and community of Cape May Point; and

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Borough of Cape May Point, County of Cape May, New Jersey that the Borough Clerk is hereby authorized to issue Special Event Permit to the Cape May Point Taxpayers Association for Dune Day on Saturday, October 7, 2023 from 9:00 am to 12:00 pm on dunes, beach entrances and Triangle Park.

**BE IT FURTHER RESOLVED** that the fees for the permit have been waived.

	MOTION	SECOND	YES	NO	ABSTAIN	ABSENT
Busch						
Moffatt						
vanHeeswyk						

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\_\_\_\_\_  
Municipal Clerk

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

**RESOLUTION 99-23**

**KNOCK OUT OPIOID ABUSE DAY – OCTOBER 6, 2023**

**WHEREAS**, New Jersey is in the midst of a life-threatening opioid abuse epidemic; and

**WHEREAS**, the State Senate and General Assembly jointly resolved that October 6 shall be permanently designated as Knock Out Opioid Abuse Day in New Jersey in order to raise awareness about the dangers of, and the link between, opioid abuse and heroin addiction and to educate health care providers, community leaders, state lawmakers and members of the public about the opioid abuse epidemic and its effects throughout the State of New Jersey and across the country; and

**WHEREAS** there were 44 suspected overdose deaths in Cape May County in 2022 according to the NJ Office of the Attorney General and the majority of the County's treatment admissions were for heroin/other opiates in 2021 according to the NJ Department of Human Services Division of Mental Health and Addiction Services; and

**WHEREAS**, the Knock Out Opioid Abuse Day campaign is sponsored by the Partnership for a Drug Free New Jersey in cooperation with the Governor's Council for Alcoholism and Drug Abuse and the NJ Department of Human Services Division of Mental Health and Addiction Services to raise awareness of the potential for dependency on prescribed pain medicine and its link to heroin use rates in our state, reduce stigma of addiction and shine a light on the need for recovery support, and communicate to physicians information on safer prescribing messages found in the Centers for Disease Control and Prevention guidelines for prescribing opioids, which include considering other therapies, setting realistic treatment goals with patients and discussing with patients the positives and negatives of opioids; and

**WHEREAS**, the Borough of Cape May Point supports initiatives designed to raise awareness about opioid abuse in New Jersey and take steps to prevent addiction.

**NOW THEREFORE BE IT RESOLVED** the Board of Commissioners of the Borough of Cape May Point encourages all residents to utilize the prescription drug drop boxes to dispose of unused and expired medications safely and securely. Prescription drug drop boxes are located at every Police Department in Cape May County;

**BE IT FURTHER RESOLVED** that October 6, 2023, be recognized as Knock Out Opioid Abuse Day in the Borough of Cape May Point.

	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 September 14, 2023.

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Municipal Clerk

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

**RESOLUTION 100-23**

**AWARD OF CONTRACT TO KATES SCHNEIDER ENGINEERING, LLC  
FOR CAPE MAY POINT VETERANS MEMORIAL PROPERTY SURVEY**

**WHEREAS**, the Borough has received a proposal in the amount of \$1,800.00 from Kates Schneider LLC, a New Jersey licensed and insured contractor, for performance of a land survey in an area located in the Borough-owned property; and

**WHEREAS**, Kates Schneider, LLC of Bridgeton, NJ, submitted the lowest of three (3) bids received; and

**WHEREAS**, the amount of the proposal for services on Borough property as set forth herein is below the competitive bidding threshold as set forth in the New Jersey Local Public Contracts Law, codified at N.J.S.A. 40A:11-1, *et seq.*, and N.J.A.C. 5:34.

**NOW THEREFORE BE IT RESOLVED**, that the Board of Commissioners of the Borough of Cape May Point does hereby authorize the completion of survey services set forth in the proposal of Kates Schneider Engineering, Inc, in the amount of \$1,800.00, for the purpose of development of the proposed veteran's memorial.

	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 Account 3-01-26-292-020 for \$1,800.00, for the Cape May Point Veterans Memorial Property Survey with Kates Schneider Engineering, LLC.

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

Dated: September 13, 2023

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

**C**

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 September 14, 2023.

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Municipal Clerk

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

**RESOLUTION 101-23**

**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 \$92,952.75.

	MOTION	SECOND	YES	NO	ABSTAIN	ABSENT
Busch						
Moffatt						
vanHeeswyk						

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Municipal Clerk

Range of Checking Accts: OTHER to OTHER Range of Check Ids: 17572 to 17606  
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	
17572	09/14/23	ACS01 A.C.SCHULTES, INC.			1903
23-00484	ELEC INSPECT LIGHHSE PUMP		1,084.00		
17573	09/14/23	ATL01 ATLANTIC CITY ELECTRIC			1903
23-00490	ELECTRIC BILL		30.66		
23-00509	ELECTRIC BILLS		<u>2,032.60</u>		
			2,063.26		
17574	09/14/23	BAR02 BARBER CONSULTING SERVICES LLC			1903
23-00481	REPLACEMENT MONITOR		75.00		
17575	09/14/23	CAP12 CAPE MAY LUMBER COMPANY			1903
23-00452	STATEMENT		104.40		
17576	09/14/23	CAP14 CAPE MAY COUNTY MUA			1903
23-00480	SOLID WASTE DUMP FEE JULY 2023		3,253.45		
23-00505	SOLID WASTE DUMP AUG 2023		<u>1,770.68</u>		
			5,024.13		
17577	09/14/23	CAP31 CAPE MINING & RECYCLING LLC			1903
23-00475	STUMPS/TREE PARTS		66.65		
23-00492	STUMPS/TREE PARTS		25.00		
23-00503	STUMPS/TREE PARTS		25.00		
23-00506	STUMPS/TREE PARTS		<u>51.25</u>		
			167.90		
17578	09/14/23	CAS01 CASA PAYROLL SERVICE			1903
23-00476	PAYROLL		608.00		
17579	09/14/23	CHE03 CHESAPEAKE SCREEN PRINTING			1903
23-00477	LOGO		989.67		
23-00494	2188 CAPS		<u>934.33</u>		
			1,924.00		
17580	09/14/23	CIT03 CITY OF CAPE MAY			1903
23-00493	JULY 2023 WATER		47,752.60		
17581	09/14/23	CLE01 CLEAN-FLO INTERNATIONAL			1903
23-00437	INVOICES		10,631.32		
17582	09/14/23	COPIE005 COPIERS PLUS			1903
23-00486	COPIER CHARGE		120.38		
17583	09/14/23	COU02 COURT HOUSE OFFICE SUPPLIES			1903
23-00479	OFFICE SUPPLIES		146.87		
17584	09/14/23	COU03 COUNTY OF CAPE MAY			1903
23-00496	FUEL JULY 2023		1,104.42		



Check #	Check Date	Vendor	Reconciled/Void	Ref Num
PO #	Description	Amount Paid	Contract	
17585	09/14/23	DAT01 DATA NETWORK SOLUTIONS		1903
23-00488	TELEPHONE	310.11		
17586	09/14/23	FPM01 FP MAILING SOLUTIONS		1903
23-00470	POSTAGE MACHINE	126.00		
17587	09/14/23	GARDE005 GARDEN STATE LABORATORIES, INC		1903
23-00473	WATER TESTING	240.00		
17588	09/14/23	GOLDM005 GOLD MEDAL ENVIRONMENTAL		1903
23-00498	TRASH/RECYCLING	5,283.33		
17589	09/14/23	GREEN005 GREENMAN-PEDERSEN, INC.		1903
22-00348	Harvard Ave Reconst Engineer	1,551.25		
23-00112	Alexander Avenue Eng Services	1,841.93		
23-00330	Lehigh and Ocean Ave WaterMain	2,368.00		
		<u>5,761.18</u>		
17590	09/14/23	GRR01 GRR CONSULTING SERVICES LLC		1903
23-00504	CONSULTING AUGUST 2023	3,750.00		
17591	09/14/23	HER02 HERITAGE TOWERS		1903
23-00483	BEACH CART WHEELS	260.00		
17592	09/14/23	ISL01 ISLAND TROPHIES		1903
23-00478	PLAGUES	80.00		
17593	09/14/23	JAC01 J & A CLEANING SERVICE		1903
23-00495	CLEANING	375.00		
17594	09/14/23	MAR05 MARINE RESCUE PRODUCTS INC.		1903
23-00485	RESCUE BOARD	2,045.00		
17595	09/14/23	MAR11 MARSH & MCLENNAN AGENCY		1903
23-00501	RENEW CL ACCIDENT POLICY	500.00		
17596	09/14/23	MGL01 MGL PRINTING SOLUTIONS		1903
23-00497	2023 DOG TAGS	124.00		
17597	09/14/23	NAT04 VAN EMBDEN, NATHAN, ESQUIRE		1903
23-00516	SOLICITOR ADMIN BILLING	350.00		
17598	09/14/23	PRO02 PRO PET DISTRIBUTORS		1903
23-00487	DOGI BAGS	1,139.10		
17599	09/14/23	REG01 REGISTRARS ASSN. OF NEW JERSEY		1903
23-00502	2023 REGISTRAR'S CONFERENCE	190.00		
17600	09/14/23	SEA05 SEA GEAR MARINE		1903
23-00510	STATEMENT	589.58		
17601	09/14/23	SOU06 SOUTH JERSEY GAS		1903
23-00489	GAS BILLS	86.62		

Check # PO #	Check Date	Vendor Description	Amount Paid	Reconciled/Void	Ref Num Contract
17602 23-00507	09/14/23	SWA01 SWAIN'S ACE HARDWARE STATEMENT	366.15		1903
17603 23-00491	09/14/23	VER01 VERIZON PHONE BILLS	233.91		1903
17604 23-00508	09/14/23	VER03 VERIZON WIRELESS CELL PHONE	40.01		1903
17605 23-00472	09/14/23	VINEL005 VINELAND AUTO ELECTRIC REPLACEMENT PARTS	196.48		1903
17606 23-00450	09/14/23	VIT01 VITAL COMMUNICATIONS INC MODIV FILES	100.00		1903

Report Totals	<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
Checks:	35	0	92,952.75	0.00
Direct Deposit:	0	0	0.00	0.00
Total:	<u>35</u>	<u>0</u>	<u>92,952.75</u>	<u>0.00</u>

Totals by Year-Fund					
Fund Description	Fund	Budget Total	Revenue Total	G/L Total	Total
CURRENT	3-01	37,494.14	0.00	0.00	37,494.14
	3-05	49,211.26	0.00	0.00	49,211.26
	Year Total:	86,705.40	0.00	0.00	86,705.40
	C-04	1,551.25	0.00	0.00	1,551.25
	G-02	3,507.10	0.00	0.00	3,507.10
ANIMAL CONTROL TRUST	T-12	124.00	0.00	0.00	124.00
TRUST ACCOUNT EXPENDITURES	T-13	1,065.00	0.00	0.00	1,065.00
	Year Total:	1,189.00	0.00	0.00	1,189.00
Total of All Funds:		92,952.75	0.00	0.00	92,952.75