

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 (New York), Meeting ID: 819 6696 5626 Passcode: 004714

Direct link: <https://us02web.zoom.us/j/81966965626?pwd=N29ZRHJXOTIOWE5VnZSTXAzMGhhUT09>

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 Noon the Monday before the meeting.

**AGENDA
BOROUGH OF CAPE MAY POINT
BOARD OF COMMISSIONERS
BOROUGH MEETING OF SEPTEMBER 26, 2023 – 12:00 PM**

MEETING CALLED TO ORDER / SUNSHINE STATEMENT / FLAG SALUTE

In compliance with the Open Public Meeting 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 law.

ROLL CALL: Commissioner Busch, Mayor Moffatt, Commissioner vanHeeswyk

COMMISSIONERS' DISCUSSION/REPORTS

ADMINISTRATOR'S REPORT

PUBLIC QUESTIONS ON AGENDA ITEMS ONLY

APPROVAL OF MINUTES

September 14, 2023 Regular Meeting

ORDINANCES FOR INTRODUCTION AND PUBLICATION: None

RESOLUTIONS

- 102-23 Approval of 2023 Update to the Atlantic-Cape Multi-Jurisdictional Program for Public Information (MPPI)
- 103-23 Award of Contract to Blue Sky Power, LLC for Energy Consulting Services
- 104-23 Authorizing Special Event Permit – Cape May Running LLC
- 105-23 Approval of Bill List

ORDINANCES FOR SECOND READING / PUBLIC HEARING / ADOPTION:

- 06-2023 Ordinance Appropriating \$21,000 from the Capital Improvement Fund for Engineering Cost Related to Road Improvements Projects

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 102-23

APPROVAL OF 2023 UPDATE TO THE ATLANTIC-CAPE MULTI-JURISDICTIONAL PROGRAM FOR PUBLIC INFORMATION (MPPI)

WHEREAS, in August 2023, The Atlantic-Cape Multi-Jurisdictional Program for Public Information was updated; and

WHEREAS, as part of the requirements for participation in the Community Rating System, the Borough must formally approve the annual updates to the MPPI.

NOW THEREFORE BE IT RESOLVED, that the Board of Commissioners of the Borough of Cape May Point, County of Cape May, State of New Jersey approves the 2023 update to the Atlantic-Cape Multi-Jurisdictional Program for Public Information.

	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 26, 2023.

Municipal Clerk

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

RESOLUTION 103-23

**AWARD OF CONTRACT TO BLUE SKY POWER, LLC
FOR ENERGY CONSULTING SERVICES**

WHEREAS, the borough solicited proposals for energy consulting services for the preparation of a community energy plan using a fair and open process; and

WHEREAS, Blue Sky Power, LLC of Marlton, NJ, submitted the only proposal in the amount of \$25,000; and

WHEREAS, the amount of the proposal for services 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, County of Cape May, State of New Jersey does hereby award a contract to Blue Sky Power, LLC for energy consulting services for the preparation of a community energy plan in the amount of \$25,000, which is being awarded pursuant to a fair and open process.

	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 104-23

**AUTHORIZING SPECIAL EVENT PERMIT
FOR CAPE MAY RUNNING LLC**

WHEREAS, the Cape May Running LLC has applied for a Special Event Permit for a half marathon race that will be on Borough streets (Cape, to Alexander, to Crystal, to Stites, to Pearl, to Cape, to Ocean, to Harvard, to Lehigh, to Lincoln, to Lighthouse to Seagrove) on Saturday, October 28, 2023 between 8:30 am and 12:30 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.

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 a Special Event Permit to Cape May Running LLC for half marathon on various Borough streets listed above on Saturday, October 28, 2023 between 8:30 am and 12:30 pm.

	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 26, 2023.

Municipal Clerk

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

RESOLUTION 105-23

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 \$277,600.57.

	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 26, 2023.

Municipal Clerk

Range of Checking Accts: OTHER to OTHER Range of Check Ids: 17607 to 17626
Report Type: All Checks Report Format: Condensed Check Type: Computer: Y Manual: Y Dir Deposit: Y

Check # PO #	Check Date	Vendor Description	Amount Paid	Reconciled/Void	Ref Num Contract
17607 23-00518	09/26/23	ATL01 ATLANTIC CITY ELECTRIC ELECTRIC BILLS	2,895.21		1904
17608 23-00471	09/26/23	AUT02 AUTO ZONE, INC. STATEMENT	131.43		1904
17609 23-00519	09/26/23	CAP01 CAPE MAY POINT BOE 2023-2024 SCHOOL TAX LEVY	51,559.00		1904
17610 23-00525	09/26/23	CAP03 CAPE MAY STAR & WAVE LEGAL ADVERTISING	12.50		1904
17611 23-00529	09/26/23	CAP31 CAPE MINING & RECYCLING LLC STUMPS/TREE PARTS	100.75		1904
17612 23-00499	09/26/23	CAT02 CATARINA SUPPLY INC. BIKE GRATE ONLY	1,500.00		1904
17613 23-00527 23-00528	09/26/23	CIT02 CITY OF CAPE MAY POLICE PROTECTION 4TH QUARTER MUN COURT 4TH QUARTER	81,104.75 <u>3,808.85</u> 84,913.60		1904
17614 23-00526	09/26/23	CIT03 CITY OF CAPE MAY AUGUST WATER	51,101.40		1904
17615 23-00520	09/26/23	COAST005 COASTAL LANDSCAPING SPRINKLER REPAIRS	1,099.32		1904
17616 23-00514	09/26/23	COU02 COURT HOUSE OFFICE SUPPLIES SUPPLIES	152.51		1904
17617 23-00524	09/26/23	GARDE005 GARDEN STATE LABORATORIES, INC WATER TESTING	420.00		1904
17618 23-00515	09/26/23	GENER010 GENERAL CODE 2023 ECODE MAINTENANCE	1,195.00		1904
17619 23-00330 23-00530	09/26/23	GREEN005 GREENMAN-PEDERSEN, INC. Lehigh and Ocean Ave WaterMain ENGINEERING SERVICES	6,549.00 <u>1,170.00</u> 7,719.00		1904
17620 23-00531	09/26/23	JAC01 J & A CLEANING SERVICE CLEANING	300.00		1904
17621 23-00536	09/26/23	SOU06 SOUTH JERSEY GAS GAS BILLS	107.53		1904

Check #	Check Date	Vendor	Reconciled/Void	Ref Num
PO #	Description	Amount Paid	Contract	
17622	09/26/23	STRAG005 STRAGA BROTHERS, INC.		1904
23-00423	Beach Patrol Pole Barn	72,393.19		
17623	09/26/23	THEDE005 The DeWeese Law Firm, P.C.		1904
23-00517	AUGUST INVOICES	1,375.00		
17624	09/26/23	VER01 VERIZON		1904
23-00522	PHONE BILLS	233.91		
17625	09/26/23	VER03 VERIZON WIRELESS		1904
23-00521	CELL PHONE AND CAMERAS	353.65		
17626	09/26/23	XTE01 XTEL COMMUNICATIONS INC		1904
23-00513	PHONE BILL	37.57		

Report Totals	<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
Checks:	20	0	277,600.57	0.00
Direct Deposit:	<u>0</u>	<u>0</u>	<u>0.00</u>	<u>0.00</u>
Total:	<u>20</u>	<u>0</u>	<u>277,600.57</u>	<u>0.00</u>

Totals by Year-Fund Fund Description	Fund	Budget Total	Revenue Total	G/L Total	Total
CURRENT	3-01	217,608.37	0.00	0.00	217,608.37
	3-05	<u>53,398.20</u>	<u>0.00</u>	<u>0.00</u>	<u>53,398.20</u>
Year Total:		<u>271,006.57</u>	<u>0.00</u>	<u>0.00</u>	<u>271,006.57</u>
	G-02	6,549.00	0.00	0.00	6,549.00
TRUST ACCOUNT EXPENDITURES	T-13	45.00	0.00	0.00	45.00
Total of All Funds:		<u><u>277,600.57</u></u>	<u><u>0.00</u></u>	<u><u>0.00</u></u>	<u><u>277,600.57</u></u>

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

ORDINANCE 06-2023

**ORDINANCE APPROPRIATING \$21,00.00 FROM
THE CAPITAL IMPROVEMENT FUND FOR ENGINEERING COST RELATED TO
ROAD IMPROVEMENTS PROJECTS**

BE IT ORDAINED by the Borough Council of the Borough of Cape My Point, in the County of Cape May, New Jersey as follows:

Section 1. \$21,000.00 is hereby appropriated from the Capital Improvement Fund for Engineering Cost related to Road Improvement Projects:

Engineering – Road Improvement Projects \$21,000.00

Road improvement projects are bondable capital improvements with a useful life that exceeds the minimum of five (5) years.

Section 2. The Borough hereby certifies that is has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. To the extent that the purpose authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

Section 3. This ordinance shall take effect after final adoption and publication and otherwise as provided by law.

Final Adoption	MOTION	SECOND	YES	NO	ABSTAIN	ABSENT
Busch						
Moffatt						
vanHeeswyk						

ATTEST:

Elaine L. Wallace
Borough Clerk

Catherine Busch, Commissioner

Robert Moffatt, Mayor

Anita vanHeeswyk, Commissioner

FIRST READING: August 22, 2023
PUBLICATION: Sept. 13, 2023
PUBLIC HEARING: Sept. 26, 2023
PUBLICATION: Oct. 4, 2023