

**MINUTES OF BOARD OF COMMISSIONERS  
REGULAR MEETING  
FEBRUARY 27, 2013**

The Work Session of the Board of Commissioners of the Borough of West Cape May was called to order by Mayor Kaithern at 7:00 PM. The Open Public Meetings Statement was read by Mayor Kaithern who then led those present in the flag salute. Mayor Pamela Kaithern, Deputy Mayor Peter Burke, and Commissioner Carol Sabo answered roll call. Also in attendance: Borough Clerk Elaine Wallace, Deputy Clerk Dianne Rutherford, Judge Dorothy Incarvito-Garrabrant, and Solicitor Steve Barry.

**WORK SESSION  
OLD BUSINESS**

New Fire Truck: Commissioner Sabo reported the Fire Chief is working with Triad to compile the documents necessary to apply for funding, including waiting for a third quote. Deputy Mayor Burke mentioned a newspaper article about the state trying to negotiate discounts. Ms. Sabo stated the fire company still needs to obtain the three quotes.

Streetlight Requested on Goldbeaten Alley: Nothing new at this time.

Trash Contract – single stream: Mayor Kaithern spoke to Blue Diamond and only towns that are going from 2 trucks to 1 truck will see savings. However, the theory is single stream will increase the amount people will recycle, resulting in increased rebates from the MUA, and at the same time trash weight will decrease, resulting in lower tipping fees.

Cable Franchise Agreement: Clerk Wallace and Deputy Mayor Burke reviewed the proposed ordinance provided by Comcast. The board decided to eliminate the clause regarding a \$10,000 technical grant because it would be paid at the expense of the local ratepayers. The Board was in favor of a 15 year contract with a renewal of 10 years after that. There is some chance that in the future, the franchising will be approved at the state level instead of the municipal.

**NEW BUSINESS:**

New Recycling Ordinance: The Board reviewed the draft written by the Clerk's office based on the sample provided by the County MUA. The ordinance will be introduced as part of the consent agenda.

Renaming Borough Hall Alley: Deputy Mayor Burke brought forth the History Committee's suggestion to rename Borough Hall Alley to Harriett Tubman Way to honor the Borough's African American heritage and the presence of the Underground Railroad in this area. Mayor Kaithern wanted to know if there was a specific connection to Harriett Tubman or if any other names were being considered. Clerk Wallace will contact the Borough Engineer to see what the process might be for changing a street name.

Mayor Kaithern reviewed the consent agenda items.

The work session recessed at 7:44 PM and the Regular Portion convened at 7:46 PM

**CONSENT AGENDA:** On motion of Deputy Mayor Burke, seconded by Commissioner Sabo, the following Consent Agenda was unanimously approved on roll call vote with Carol Sabo abstaining on the minutes.

Minutes: February 13, 2013 Work Session and Regular Meeting  
February 13, 2013 Closed Session

Ordinances for Introduction and Publication: *Scheduled for Second Reading and Public hearing on March 27, 2013 at 7:00 PM*

- 477-13 Calendar Year 2013 Ordinance to Exceed the Municipal Budget Appropriation Limits and to Establish a Cap Bank (NJSA 40A:4-45.14)
- 478-13 An Ordinance Establishing a Source Separation and Recycling Policy for the Borough of West Cape May

Resolutions:

- 51-13 Reappointment of Dorothy Incarvito-Garrabrant as Judge of the Municipal Court of the Borough of West Cape May
- 52-13 Authorizing Remington & Vernick to Perform Site Remediation Services
- 53-13 Release of Unexpended HPC Escrow – Elise Kelly
- 54-13 Release of Unexpended Escrow – J. K. Soler
- 55-13 Bill Payment
- 56-13 **REMOVED FROM CONSIDERATION** Closed Session – Litigation Update
- 57-13 Introduction of Budget for 2013
- 58-13 Refund of Overpayment of Taxes – Beach Plum Farms, LLC

**NON-CONSENT AGENDA:**

ORDINANCES FOR SECOND READING AND PUBLIC HEARING: None

COMMISSIONERS REPORTS: The Commissioners had nothing further to report.

**PUBLIC PORTION:** no comments

When no one wished to speak the meeting was adjourned at 8:16 PM on motion of Commissioner Sabo, seconded by Deputy Mayor Burke.

Respectfully submitted,

Elaine L. Wallace, RMC  
Borough Clerk