

**MINUTES OF BOARD OF COMMISSIONERS
WORK SESSION AND REGULAR MEETING
AUGUST 27, 2014**

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 the Mayor 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, and Solicitor Frank Corrado via telephone.

WORK SESSION

OLD BUSINESS:

NFIP Community Rating System: Mayor Kaithern reported she and Gary Playford met with representatives of NJDEP and FEMA, but Mr. Playford did not have the necessary information compiled at that time. He must forward the information to NJDEP and FEMA before another meeting can be scheduled.

Noise Ordinance: Solicitor Corrado is working on revisions to this Ordinance. He is trying to incorporate noise as well as regulations for special events. DEP will not approve our current noise ordinance. They want equivalent of their model ordinance. The Board will also look into the regulations for liquor license holders.

Land Conveyance – Estate of Elizabeth Allison Smith: The 3rd party lienholder does not want to release the lien without some type of compensation. Mr. Corrado advised the attorney for the estate of the lienholders stance. The Borough could foreclose on the lien, but that process can be costly and most municipalities combine several in rem foreclosure into one to create cost savings. Mr. Corrado suggested offering the lienholder the face value of the lien to see if she will settle and avoid having to foreclose. Mayor Kaithern asked that the cost benefits be compared to make sure it would be beneficial to the Borough. In the meantime, Mr. Corrado and Clerk Wallace will review the list of liens held by the Borough to estimate the cost of doing in rem foreclosures.

Fire Truck: Carol Sabo reported the VFC and the manufacturer are meeting this evening to work out details and specifications for the new truck. Delivery is 330 days after the order is made.

NEW BUSINESS:

Municipal Parking Lot – Ordinance 466-11: The Board discussed the possibility of issuing permits to employees and firefighters because there have been unauthorized cars parking in the lot recently. After some discussion, it was decided that the ordinance was adequate but enforcement would have to be stepped up by the police department in order to discourage violators.

Notice of Foreclosure on COAH Accessory Apartment Property: Mr. Corrado will confer with Triad and possibly Jeffrey Surenian to determine how this will impact the Borough.

Municipal Aid Grant Projects: The Borough Engineer has sent a proposal to make grant applications of the NJ Department of Transportation. He recommended applying for a bikeway grant for the final phase of Park Boulevard Bike Path and for a municipal aid grant for resurfacing Green Street or Oak Street. The Board was in favor of making those applications. Clerk Wallace will notify Mr. Roberts of the Boards position and will prepare resolutions for the next meeting.

Mayor Kaithern reviewed the consent agenda items. The work session concluded at 7:59 PM and regular portion convened at 8:05 PM.

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

Minutes: August 13, 2014 Work Session and Regular Meeting

Ordinances for Introduction and Publication: None

Resolutions:

- 128-14 Refund of Tax Payment Block 5, Lot 12
- 129-14 Correcting Typographical Error in Resolution #101-14 Authorizing Amendment No. 1 to the Agreement for Engineering Services for the Sanitary Sewer Extension, Water Main Replacement and Meter Installation Program – FY 2010 USDA Rural Development
- 130-14 A Resolution Adopting the Citizen Participation Plan for the FY 2015 Small Cities Program Housing Rehabilitation Fund – Borough-wide Owner-occupied Housing Rehabilitation Program
- 131-14 A Resolution Authorizing the Identification of the Borough of West Cape May CDBG Fair Housing Officer for the FY 2015 Small Cities Program Housing Rehabilitation Fund – Borough-wide Owner-occupied Housing Rehabilitation Program
- 132-14 A Resolution Authorizing the Grant Management Plan for the FY 2015 Small Cities Program Housing Rehabilitation Fund – Borough-wide Owner-occupied Housing Rehabilitation Program
- 133-14 A Resolution Approving the Policy and Procedures Manual for the FY 2015 Small Cities Program Housing Rehabilitation Fund – Borough-wide Owner-occupied Housing Rehabilitation Program
- 134-14 A Resolution Authorizing Schedule I for the FY 2015 Small Cities Program Housing Rehabilitation Fund – Borough-wide Owner-occupied Housing Rehabilitation Program
- 135-14 Resolution Supporting the Release of United States Marine Sergeant Andrew Tahmooressi from Mexican Custody
- 136-14 Bill Payment

137-14 Scheduling Closed Session – Potential Litigation: LCMR referendum;
Pending Litigation: Cox & Cox and Willow Creek

NON-CONSENT AGENDA:

ORDINANCES FOR SECOND READING AND PUBLIC HEARING: None

COMMISSIONERS REPORTS:

Commissioner Sabo happily announced that Mike Elias was hired as the Deputy Code Enforcement Officer and began working today. Also, the fire truck purchasing committee and the representatives of the manufacturer are meeting this evening to fine tune the specifications for the new truck.

Deputy Mayor Burke reported public works took delivery of the new truck. He also reminded the public the Tomato Festival is this Saturday.

Mayor Kaithern reported another successful year of the farmers market has come to an end.

PUBLIC PORTION: No one wished to speak.

The meeting was recessed into closed session at 8:10 PM and reconvened on motion of Commissioner Sabo, seconded by Deputy Mayor Burke at 9:04 PM.

Solicitor Corrado announced that in addition to the topics listed on closed session resolution, the board discussed the Cape May water loss as a pending litigation topic.

There being no further business the meeting was adjourned at 9:05 PM on motion of Deputy Mayor Burke, seconded by Commissioner Sabo.

Respectfully submitted,

Elaine L. Wallace
Borough Clerk