

**MINUTES OF BOARD OF COMMISSIONERS
WORK SESSION AND REGULAR MEETING
MAY 25, 2016**

The Work Session of the Board of Commissioners of the Borough of West Cape May was called to order by Deputy Mayor Burke at 7:00 PM. The Open Public Meetings Statement was read by Deputy Mayor Burke who then led those present in the flag salute. Mayor Pamela Kaithern (via teleconference) and Commissioner Carol Sabo answered roll call. Also in attendance: Borough Clerk Elaine Wallace, Deputy Clerk Theresa Entead, and Solicitor Frank Corrado.

WORK SESSION

OLD BUSINESS:

NFIP Community Rating System: Nothing new to report at this time.

Naming Street in Honor of Mayor Jack Vasser: Mayor Kaithern is waiting for a response from the requestor.

NEW BUSINESS:

Request from School Administrator re: Painting Signs on Street: The Board was in favor of forwarding the request to the County to request action since the Borough does not have the equipment necessary to do street painting.

Food Truck Regulations: Deputy Mayor Burke was concerned the Borough doesn't have any regulations regarding food trucks. Solicitor Corrado explained the Borough cannot prohibit them, but can regulate where and when they are permitted. Mr. Corrado will draft regulations for discussion at the next meeting.

Property Maintenance and LED Signs: Deputy Mayor Burke was concerned that LED signs aren't specifically prohibited. Clerk Wallace reviewed the suggestions of the Community Business Task Force, which included LED lights. Mrs. Wallace will draft an ordinance for review and consideration at the next meeting. Also, the Borough's property maintenance code is too vague. Clerk Wallace will forward examples of property maintenance codes to the Board as well as the code enforcement officers. The topic will be discussed at the next meeting.

REVIEW OF REGULAR MEETING: Deputy Mayor Burke reviewed the Consent Agenda and Non-Consent agenda items.

The Work Session portion of the meeting was adjourned at 7:35 PM and the Regular Meeting convened at 7:37 PM.

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

Minutes: May 11, 2016 Work Session and Regular Meeting
May 11, 2016 Closed Session

Ordinances for Introduction and Publication: None

Resolutions:

- 83-16 Authorizing Amendment to Professional Services Contract with Triad Associates for FY 2010 USDA Rural Development Grant Implementation – Phase III
- 84-16 Accepting 2016 Open Space Stewardship Project Grant on Behalf of the West Cape May Environmental Commission and Authorizing the Signature Thereof
- 85-16 Insertion of a Special Item of Revenue Pursuant to N.J.S.A. 40A:4-87, Chapter 159, Clean Communities - \$6,299.50
- 86-16 Accepting Technical Assistance for Resiliency Planning
- 87-16 Requesting Grandfathering Provisions be Included in National Flood Insurance Laws to Protect Homeowners Whose Homes are Built to the Elevations Acceptable at the Time of Construction or Reconstruction
- 88-16 Resolution to refund Rebecca Walder for 2016 Farmers Market
- 89-16 Resolution to refund Captain Marriners Seafood for 2016 Farmers Market
- 90-16 Bill Payment
- 91-16 Closed Session: Pending Litigation - Willow Creek; Negotiations - Construction Office

NON-CONSENT AGENDA

ORDINANCES FOR SECOND READING AND PUBLIC HEARING: None

COMMISSIONER REPORTS: None

PUBLIC PORTION: No comments

The meeting was recessed into closed session 7:41PM and reconvened at 8:05 PM on motion of Commissioner Sabo, seconded by Deputy Mayor Burke.

Following closed we do have three resolutions to take action upon and an ordinance

- 92-16 Resolution Authorizing Settlement of Litigation between the Borough of West Cape May and Barbara Bray Wilde

The foregoing resolution as approved on motion of Commissioner Sabo, seconded by Deputy Mayor Burke and carried on roll call vote with Mayor Kaithern abstaining.

- 93-16 Resolution of the Borough of West Cape May, in the County of Cape May, New Jersey, Providing for an Emergency Appropriation in the Amount of \$300,000 pursuant to the Provisions of N.J.S.A. 40A:4-46 to Provide the Funding of a Litigation Settlement

The foregoing resolution as approved on motion of Commissioner Sabo, seconded by Deputy Mayor Burke and carried on roll call vote with Mayor Kaithern abstaining.

94-16 Making Application to the Local Finance Board pursuant to N.J.S.A. 40A:2-51 Et. Seq.

The foregoing resolution as approved on motion of Commissioner Sabo, seconded by Deputy Mayor Burke and carried on roll call vote with Mayor Kaithern abstaining.

511-16 Refunding Bond Ordinance Providing for the Funding of an Emergency Appropriation to Provide for the Funding of a Litigation Settlement of the Borough of West Cape May, in the County of Cape May, New Jersey, Appropriating \$300,000 therefor and Authorizing the Issuance of \$300,000 Refunding Bonds or Notes of the Borough for Financing the Cost Thereof

Commissioner Sabo made a motion, seconded by Deputy Mayor Burke to introduce the aforementioned Ordinance, which was carried on roll call vote with Mayor Kaithern abstaining. The public hearing is scheduled for June 22, 2016 at 7:00 pm.

There being no further business, the meeting was adjourned at 8:07 PM on motion of Deputy Mayor Burke, seconded by Commissioner Sabo.

Respectfully submitted,

Elaine L. Wallace, RMC, CMR
Municipal Clerk