

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: 841 2570 7777 Passcode: 671589

Direct link: <https://us02web.zoom.us/j/84125707777?pwd=dlpZNVp2Um5pSWNCN01UWDI3SWNoUT09>

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 Monday, March 22nd at 12:00 Noon.

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

WORK SESSION OF MARCH 23, 2021 – 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 (NEW BUSINESS / OLD BUSINESS)

- Applications for Right-of-Way Permits - Verizon
- Traffic Calming Measures on County Roads

ADMINISTRATOR'S REPORT

PUBLIC QUESTIONS ON AGENDA ITEMS ONLY

RESOLUTIONS

- 51-21 Supporting S-1071 and A-639 Increasing State Funding for Shore Protection
- 52-21 Authorizing Purchase of Scag 52" Tiger Cat Mower through HGACBuy Purchasing Cooperative
- 53-21 Authorizing Demolition Construction by Custom Carpentry Creations, LLC, in Borough-owned Right of Way
- 54-21 Approval of Right-of-Way Permit for Small Cell Projects by Cellco Partnership d/b/a Verizon Wireless for Various Locations within the Borough
- 55-21 Approval of Bill List

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 51-21

**SUPPORTING S-1071 AND A-639 INCREASING STATE FUNDING
FOR SHORE PROTECTION**

WHEREAS, the resiliency of our coastline is critical to the future of our State's economy, job growth, infrastructure, tourism, and business development; and

WHEREAS, the dedicated Shore Protection Fund has been the engine driving the shore's robust economy and the Fund's cost-share partnership with the U.S. Army Corps of Engineers (Corps), has provided a return on investment of billions in federal dollars for beach restoration and maintenance projects; and the beaches and shore directly account for \$20 billion of New Jersey's \$44 billion tourism spending economy; and

WHEREAS, the current Fund's \$25 million budget is no longer enough to support the state's coastal protection projects cost-sharing partnership with the federal government and address ongoing needs for state and local funded municipal projects; and

WHEREAS, the Jersey Shore Partnership's extensive analysis of available economic data and project cost data provided by the US Army Corps of Engineers and the NJ Department of Environmental Protection conclusively demonstrates that the present day value of the NJ Shore Protection Fund has eroded so significantly that it cannot support the present and planned Federal, State and Municipal project needs and without the infusion of Federal dollars because of "Super Storm Sandy" would already be running in a significant deficit; and

WHEREAS, the increased costs of federal/state projects have required the state to enter into mortgage agreements with the Corps at a cost of several million dollars in annual interest payments, which were due to start in 2020; these costs threaten the state's ability to meet the many demands for state/local municipal projects and place the state in a fiscally risky and costly position; and

WHEREAS, additional funding is needed now to meet the projected future costs of New Jersey coast and legislative action is required to remedy the situation.

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 that, for the reasons outlined above, does hereby support S-1071 and A-639 increasing the dedicated Shore Protection Fund from \$25 million to \$50 million.

	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 March 23, 2021.

Municipal Clerk

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

RESOLUTION 52-21

**AUTHORIZING PURCHASE OF SCAG 52" TIGER CAT MOWER
THROUGH HGACBUY PURCHASING COOPERATIVE**

WHEREAS, N.J.S.A. 52:34-6.2 (b) P.L. 2011, c.139 was enacted into law permitting agencies to use national purchasing cooperatives so they may, without advertising for bid, purchase any materials, supplies or equipment from vendors which have contracted with a national purchasing cooperative; and

WHEREAS, pursuant to said statute, the Borough of Cape May Point adopted Resolution 35-21 authorizing participation in the National Cooperative by HGACBuy; and

WHEREAS, the Borough wishes to purchase a Scag 42" Tiger Cat Mower from Cody's Power Equipment, through HGACBuy contract # GR01-20 at a total cost of \$8,404.00; and

NOW, THEREFORE, BE IT RESOLVED, the Board of Commissioners of the Borough of Cape May Point, the governing body thereof, authorizes the purchase of a Scag 52" Tiger Cat Mower in the amount of \$8,404.00, contingent upon certification of funds by the Chief Financial Officer.

	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 NO. 53-21

**AUTHORIZING DEMOLITION CONSTRUCTION BY CUSTOM CARPENTRY CREATIONS,
LLC, IN BOROUGH-OWNED RIGHT OF WAY**

WHEREAS, the Borough of Cape May Point (the "Borough") has received a certain request for approval to remove dilapidated concrete sidewalk and certain non-native trees from the Borough right-of-way located at 202 S. Lake Drive/404 Yale Avenue in the Borough; and

WHEREAS, the Borough has received a proposal in the amount of \$6,077.63 from Custom Carpentry Creations, LLC, a New Jersey licensed and insured general contractor, for performance of such removal and for the replacement of the sidewalk with topsoil fill and grass sodding; and

WHEREAS, the amount of the proposal for construction 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; and

WHEREAS, Robert Mullock, owner of 202 S. Lake Drive/404 Yale Avenue, Cape May Point, New Jersey 08212, has agreed to reimburse the Borough for any, and all, costs and expenses incurred related to this construction project within ten (10) days of such written request by the Borough; and

WHEREAS, the Board of Commissioners of the Borough of Cape May Point find that it is advisable and appropriate, in the interest of promoting the health, safety and welfare of the citizens of the Borough to enter into such agreement with Custom Carpentry Creations, LLC, and Robert Mullock for construction services as set forth herein.

NOW THEREFORE BE IT RESOLVED, that the Board of Commissioners of the Borough of Cape May Point does hereby authorize the issuance of a check in the amount of \$6,077.63 to Custom Carpentry Creations, LLC, for the purpose of removal of the sidewalk and non-native trees from the Borough right-of-way at 202 S. Lake Drive/404 Yale Avenue and for the installation of topsoil and grass sodding in place of the sidewalk upon removal.

BE IT FURTHER RESOLVED that this resolution is contingent upon certification of available funds by the Chief Financial Officer.

	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 NO. 54-21

**APPROVAL OF RIGHT-OF-WAY PERMITS FOR SMALL CELL PROJECTS
BY CELLCO PARTNERSHIP d/b/a VERIZON WIRELESS FOR VARIOUS
LOCATIONS WITHIN THE BOROUGH**

WHEREAS, Cellco Partnership d/b/a Verizon Wireless (hereinafter “Cellco”) has submitted an application to the Board of Commissioners of the Borough of Cape May Point (hereafter referred to as “Municipality”) for Right-of-Way Permits for small cell projects within the Borough right-of-way at seven locations;

WHEREAS, the Borough Engineer, Bruce Graham, P.E., found that Cellco has satisfied all of the technical requirements as set forth in his review letter of March 12, 2021; and

WHEREAS, the Municipality finds that Cellco has met all the applicable requirements set forth in Borough of Cape May Point Code § 130-18.

NOW THEREFORE BE IT RESOLVED by the Board of Commissioners of the Borough of Cape May Point that Right-of-Way Permit for the Cellco Application for small cell projects in the Borough right-of-way at 7 locations is hereby approved, subject to Cellco’s fulfillment of the following requirements: 1) Cellco is required to obtain any, and all, necessary local, state or federal approvals for installation; and 2) At least seven (7) days in advance of each installation, Cellco is required to notify all immediately adjacent property owners of such installation.

	MOTION	SECOND	YES	NO	ABSTAIN	ABSENT
Busch						
Moffatt						
vanHeeswyk						

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 March 23, 2021.

Municipal Clerk



TILSON

On a Mission

VERIZON WIRELESS						
INVENTORY OF PROPOSED SMALL CELL STRUCTURES						
Site Name	Address	Lat	Long	B/L	Structure Type	Type
JS CAPE MAY 03 SC	434 Light House Ave	38.936208	-74.962053	41/1	Utility Pole	Existing
JS CAPE MAY 34 SC	606 Crystal Ave	38.939794	-74.970661	52/1	Utility Pole	Replacement
JS CAPE MAY 35 SC	498 Lincoln Ave	38.935631	-74.968494	52/1	Utility Pole	Existing
JS CAPE MAY 36 SC	502 Ocean Ave	38.938735	-74.966961	10/15	Utility Pole	Replacement
JS CAPE MAY 37 SC	306 Yale Ave	38.934581	-74.964845	38/4	Utility Pole	Replacement
JS CAPE MAY 38 SC	604 W Lake Dr	38.938702	-74.964048	53/1	Utility Pole	Replacement
JS CAPE MAY 39 SC	293 Harvard Ave	38.932950	-74.964902	52/1	Utility Pole	Replacement



16 Middle Street, Portland, ME 04101
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@tilsontech - (207) 591-6427

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

RESOLUTION 55-21

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 \$38,711.05.

	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: 16001 to Last
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	
16001	03/23/21	ASS02 ASSN. CERTIFIED ASSESSORS CMCO			1839
21-00139	2021 DUES		330.00		
16002	03/23/21	ATL01 ATLANTIC CITY ELECTRIC			1839
21-00131	ELECTRIC BILLS		1,813.15		
16003	03/23/21	BAR02 BARBER CONSULTING SERVICES LLC			1839
21-00138	1/1/21-12/31/2021 CONTRACT		4,500.00		
16004	03/23/21	BEA02 BEAVER SUPPLY COMPANY			1839
21-00124	RIVER ROCK		1,078.35		
16005	03/23/21	CAP03 CAPE MAY STAR & WAVE			1839
21-00133	LEGAL ADVERTISING		9.92		
16006	03/23/21	CAP31 CAPE MINING & RECYCLING LLC			1839
21-00135	STUMPS/TREE PARTS/ASPH/CONCRET		120.35		
16007	03/23/21	CIT03 CITY OF CAPE MAY			1839
21-00134	2021 FEBRUARY WATER		5,936.52		
16008	03/23/21	COU03 COUNTY OF CAPE MAY			1839
21-00127	JANUARY 2021 FUEL		209.37		
16009	03/23/21	DAV01 DAVE'S TRASH REMOVAL			1839
21-00121	TRASH REMOVAL		1,746.37		
16010	03/23/21	EDM01 EDMUNDS GOVTECH			1839
21-00140	2021 MAINTENANCE		4,665.00		
16011	03/23/21	FAR01 FARM-RITE, INC.			1839
21-00119	FILTERS		229.03		
16012	03/23/21	FREDH005 FRED HARZ & SON			1839
21-00113	16.9-24 Easy Rider 10P R4		2,319.48		
16013	03/23/21	JAC01 J & A CLEANING SERVICE			1839
21-00145	CLEANING		375.00		
16014	03/23/21	NJS01 NJ ST. LEAGUE OF MUNICIPALITIE			1839
21-00128	PROF DEVELOPMENT WEBINAR		75.00		
16015	03/23/21	ONE02 ONE CALL CONCEPTS			1839
21-00125	MARK OUTS		40.04		
16016	03/23/21	SOU06 SOUTH JERSEY GAS			1839
21-00132	GAS BILLS		1,074.85		
16017	03/23/21	UNI05 UNITED UNIFORM			1839
21-00144	UNIFORMS/BACKPACKS		2,565.20		

March 22, 2021
09:07 AM

BOROUGH OF CAPE MAY POINT
Check Register By Check Id

Page No: 2

Check #	Check Date	Vendor	Reconciled/Void	Ref Num
PO #	Description	Amount Paid	Contract	
16018	03/23/21	USBAN005 US BANK EQUIPMENT FINANCE		1839
21-00123	COPIER	155.00		
16019	03/23/21	VAN01 VAN NOTE-HARVEY ASSOCIATES		1839
21-00136	ENGINEERING	11,378.35		
16020	03/23/21	XTE01 XTEL COMMUNICATIONS INC		1839
21-00122	TELEPHONE	90.07		

Report Totals	<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
Checks:	20	0	38,711.05	0.00
Direct Deposit:	<u>0</u>	<u>0</u>	<u>0.00</u>	<u>0.00</u>
Total:	20	0	38,711.05	0.00

Totals by Year-Fund Fund Description	Fund	Budget Total	Revenue Total	G/L Total	Total
CURRENT	1-01	17,897.56	0.00	0.00	17,897.56
	1-05	<u>9,936.39</u>	<u>0.00</u>	<u>0.00</u>	<u>9,936.39</u>
Year Total:		27,833.95	0.00	0.00	27,833.95
	C-04	8,605.00	0.00	0.00	8,605.00
TRUST ACCOUNT EXPENDITURES	T-13	2,272.10	0.00	0.00	2,272.10
Total of All Funds:		<u><u>38,711.05</u></u>	<u><u>0.00</u></u>	<u><u>0.00</u></u>	<u><u>38,711.05</u></u>