

**BOARD OF COMMISSIONERS  
MEETING MINUTES  
January 27, 2011**

**OPEN PUBLIC MEETINGS ACT STATEMENT**

A meeting of the Board of Commissioners of the Borough of Cape May Point was called to order on Thursday, January 27, 2011 at 10:00 a.m. in the Conference Room at the municipal building located at 215 Lighthouse Avenue. Mayor Schupp announced that this meeting having been properly posted and advertised, was being held in accordance with the Open Public Meetings of 1975 (N.J.S.A. 10:4-6) also known as the Sunshine Law. The Municipal Clerk took the following roll call vote:

**ROLL CALL**

<b>Commissioner Henderson</b>	<b>PRESENT</b>
<b>Commissioner vanHeeswyk</b>	<b>PRESENT</b>
<b>Commissioner Schupp</b>	<b>PRESENT</b>

**VOUCHERS**

Commissioner vanHeeswyk made a motion to approve the vouchers as presented for payment. (Bill list attached) Commissioner Henderson seconded the motion and the Clerk took a roll call vote as follows:

<b>Commissioner Henderson</b>	<b>YES</b>
<b>Commissioner vanHeeswyk</b>	<b>YES</b>
<b>Commissioner Schupp</b>	<b>YES</b>

**Commissioner vanHeeswyk made a motion to go into executive session to discuss possible litigation. Commissioner Henderson seconded the motion. The Municipal Clerk took the following roll call vote:**

<b>Commissioner Henderson</b>	<b>YES</b>
<b>Commissioner vanHeeswyk</b>	<b>YES</b>
<b>Commissioner Schupp</b>	<b>YES</b>

**RESOLUTION 23-11  
EXECUTIVE SESSION**

**EXECUTIVE SESSION RESOLUTION**

**WHEREAS**, NJSA 10:4-12 Allows for a Public Body to go into closed session during Public Meeting; and

**WHEREAS**, the Governing Body of Cape May Point has deemed it necessary to go into closed session to discuss certain matters are exempted from the Public; and

**NOW, THEREFORE, BE IT RESOLVED**, by the Board of Commissioners of the Borough of Cape May Point, in the County of Cape May And State of New Jersey will go into closed session for the following reason(s) as outlined:

**Personnel Matters**

Commissioner Henderson made a motion to approve the resolution as presented. Commissioner vanHeeswyk seconded the motion and the Clerk took a roll call vote as follows:

<b>Commissioner Henderson</b>	<b>YES</b>
<b>Commissioner vanHeeswyk</b>	<b>YES</b>

**Commissioner Schupp**

**YES**

The regular meeting resumed.

The Board discussed the 2011 preliminary budget with Glen Ortman, RMA. Glen explained that the sample budget document presented is a preliminary budget to work with. He explained that there are two cap laws to deal with this year when contemplating the budget. One deals with expenditures, while the other deals with taxation. He stated that the Tax Cap is 2% this year 3.5% by ordinance (which he recommended doing.)

Commissioner Henderson stated that he made extensive cuts to his individual budget including the beach tagger program, beach patrol salaries and wages, as well as his own other expense line item. He stated that many other items were contractual, therefore were increased as said contracts dictate.

Commissioner vanHeeswyk reviewed her department's budget line items. She explained that in some cases increases were necessary such as the Planning Board Miscellaneous Expenses line item. Glen Ortman stated that the Borough must comply with the 1.5% requirement for withholding the health insurance as enacted by the State legislature. He pointed out that there are two options to explore in order to accomplish this. He stated that one option is a Section 125 plan (also known as a Cafeteria Plan.) He stated that this would require the municipality to offer employees the option to take cash in lieu of health plan. He explained that the other option is to increase the salary of the employee to cover the entire cost of health care plan then deduct as a payroll deduction. Mayor Schupp pointed out that this would require the employee to pay tax on the health care being paid for by the employee. He opposed this option.

Mayor Schupp reviewed his department's budget. He stated that the overall increase in his department was less than 2%. The board also discussed revenues and possible ways to increase revenue sources. The Board agreed to raise seasonal beach tags to \$25.00 and \$30.00 and add \$2.00 to daily and weekly tags.

Mayor Schupp distributed a proposal for a grant writer's services to apply for a 2011 NJ Clean Energy Grant. Commissioner Henderson had a few questions pertaining to the cost/benefit of applying for said grant.

## **RESOLUTIONS**

### **RESOLUTION NO. 22-11**

#### **AUTHORIZING THE ADOPTION OF THE CAPE MAY COUNTY MULTI-JURISDICTIONAL ALL HAZARDS MITIGATION PLAN**

**WHEREAS**, all of Cape May County has exposure to natural hazards that increase the risk to life, property, environment and the County's economy; and

**WHEREAS**; pro-active mitigation of known hazards before a disaster event can reduce or eliminate long-term risk to life and property; and

**WHEREAS**, The Disaster Mitigation Act of 2000 (Public Law 106-390) established new requirements for pre and post disaster hazard mitigation programs; and

**WHEREAS**; a coalition of Cape May County municipalities with like planning objectives has been formed to pool resources and create consistent mitigation strategies within Cape May County; and

**WHEREAS**, the coalition has completed a planning process that engages the public, assesses the risk and vulnerability to the impacts of natural hazards, develops a mitigation strategy consistent with a set of uniform goals and objectives, and creates a plan for implementing, evaluating and revising this strategy;

**NOW, THEREFORE, BE IT RESOLVED** that the **Borough of Cape May Point:**

- 1) Adopts in its entirety, the Cape May County Multi-Jurisdictional All Hazards Mitigation Plan (the "Plan") as the jurisdiction's Natural Hazard Mitigation Plan, and resolves to execute the actions identified in the Plan that pertain to this jurisdiction.
- 2) Will use the adopted and approved portions of the Plan to guide pre- and post-disaster mitigation of the hazards identified.
- 3) Will coordinate the strategies identified in the Plan with other planning programs and mechanisms under its jurisdictional authority.
- 4) Will continue its support of the Mitigation Planning Committee as described within the Plan.
- 5) Will help to promote and support the mitigation successes of all participants in this Plan.
- 6) Will incorporate mitigation planning as an integral component of government and partner operations.
- 7) Will provide an update of the Plan in conjunction with the County no less than every five years.

Commissioner Henderson made a motion to approve the resolution as presented. Commissioner vanHeeswyk seconded the motion and the Clerk took a roll call vote as follows:

<b>Commissioner Henderson</b>	<b>YES</b>
<b>Commissioner vanHeeswyk</b>	<b>YES</b>
<b>Commissioner Schupp</b>	<b>YES</b>

**RESOLUTION 23-11  
TRANSFER OF FUNDS BETWEEN 2010 BALANCES**

**WHEREAS**, it has become necessary to expend for certain purposes specified in the 2010 budget amount in excess of the respective sums appropriated therefore, and

**WHEREAS**, there is an excess in one or more appropriations over and above the amount deemed necessary to fulfill the purpose of such appropriations, which are insufficient.

**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, (not less than 2/3 vote of the full membership thereof affirmatively concurring) that the following transfers are hereby authorized by and between the 2010 appropriations:

**FROM:**

**Current Fund**

Public Works Salaries & Wages	\$ 500
Animal Control Other Expenses	\$ 700

**TO:**

**Current Fund**

Director Public Buildings & Grounds	\$ 500
First Aid Other Expenses	\$ 700

Commissioner Henderson made a motion to approve the resolution as presented. Commissioner vanHeeswyk seconded the motion and the Clerk took a roll call vote as follows:

<b>Commissioner Henderson</b>	<b>YES</b>
<b>Commissioner vanHeeswyk</b>	<b>YES</b>
<b>Commissioner Schupp</b>	<b>YES</b>

Commissioner vanHeeswyk stated that the County's equalized ratio is 103.57%. She stated that both Assemblyman Milam and Assemblyman Albano made comments pertaining to the Governor's veto of S-1. Both stated that they think COAH legislation could be better and they both agreed to support future legislation that would soften mandates and reduce the growth share obligations proposed. Solicitor Russell stated that he was asked to review the possible need for a COAH stay. He stated that it appears that a stay may not be necessary. He asked for more information on the current 3<sup>rd</sup> Round COAH certification that Cape May Point has achieved. Commissioner vanHeeswyk agreed to supply the information.

**PUBLIC PORTION**

No comments.

**ADJOURNMENT**

Upon motion by Commissioner Henderson, seconded by Commissioner vanHeeswyk the meeting was adjourned at 2:10 pm.

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John G.N. Henderson, Commissioner

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Anita vanHeeswyk, Commissioner

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Carl F. Schupp, Commissioner