

**MINUTES OF BOARD OF COMMISSIONERS
WORK SESSION AND REGULAR MEETING
NOVEMBER 28, 2012**

The Work Session of the Board of Commissioners of the Borough of West Cape May was called to order by Mayor Kaithern at 1:00 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 Ramsey Geyer answered roll call. Also in attendance: Borough Clerk Elaine Wallace, Deputy Clerk Dianne Rutherford, and Solicitor Frank Corrado.

WORK SESSION

OLD BUSINESS

2013 Events Held in Wilbraham Park: The Shade Tree Commission approved an event for the VFC, but additional approval will be required for the exact date and nature of the event. Solicitor Corrado advised the Board the ordinance does not need to be revised because it only governs commercial events, not Borough sponsored events. A resolution was added to the Consent Agenda to set the dates including one for the VFC listed as "to be determined".

Moving Election to November: The Board discussed the recent election in Cape May and reviewed a draft ordinance. Mayor Kaithern felt all elections have become more political in recent years. Commissioner Geyer felt politics can't be avoided and the election should be moved to November to save money. An ordinance was added to the consent agenda.

Animal Control Services Contract: Commissioner Geyer reviewed the proposal received by Shore Animal Control. No other quotes were received. Mr. Geyer didn't have the figures in front of him, but stated no month has been more than around \$275. Mayor Kaithern felt the flat fee of \$350 per month was too high and suggested Mr. Geyer make a counterproposal. Maybe another year on a time and materials basis would be prudent. Mr. Geyer will contact Shore Animal Control and report back to the Board.

NEW BUSINESS:

Citizens United vs. the Federal Election Commission – consider resolution to overturn: Deputy Mayor Burke asked the Board to support a resolution calling for a constitutional amendment to disallow corporations to contribute to political campaigns. A resolution was added to the Consent Agenda.

Site Remediation: The Borough has received notice from the NJDEP that in 2000 underground storage tanks were removed from Borough property, but the governing body at that time did not follow the proper protocol. The Clerk could not find any records and forwarded the letter to Remington & Vernick because they filed the initial report with NJDEP. Remington & Vernick provided a proposal for doing the necessary work to comply with state regulations. Solicitor Corrado will review the proposal. Since the proposal was over \$10,000.00, Mayor Kaithern suggested getting other quotes.

The work session was adjourned at 1:47 PM and the regular portion convened at 1:55 PM.

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

Minutes: November 7, 2012 Work Session and Regular Meeting

Ordinances for Introduction and Publication:

- 476-12 An Ordinance Amending the West Cape May Code to change the Date of Municipal Elections from the Second Tuesday in May to the Day of the General Election, the Tuesday after the First Monday in November

Resolutions:

- 140-12 Release of Unexpended Escrow Fees Paul LaTorre
141-12 Authorizing Application for Soil Erosion & Sediment Control Plan Certifications to the Cape Atlantic Conservation District in Connection with USDA Rural Development Sanitary Sewer Extension and Water Main Replacement Project
142-12 Authorize Special Event Permit to Cape May Film Society
143-12 Refund Lima Bean Festival Deposit – Animal Outreach
144-12 Bill Payment
145-12 Schedule of 2013 Events at Wilbraham Park
146-12 Endorsing a Constitutional Amendment to Overturn the Supreme Court Decision in Citizens United

NON-CONSENT AGENDA

ORDINANCES FOR SECOND READING AND PUBLIC HEARING: None

COMMISSIONER REPORTS

Commissioner Geyer had no report.

Deputy Mayor Burke advised that Public Works has been preparing for the Christmas Parade, hanging lights on Broadway, and banners sponsored by local businesses have been hung around town. He also announced the Borough will be hosting a Red Cross blood drive on January 30th in Borough Hall. Lastly, he announced the Grand Marshal for the parade will be the widow of local volunteer and veteran Dick Ernst. A presentation will be made at the next regular meeting.

Mayor Kaithern had no report.

PUBLIC PORTION: No comment

When no one else wished to speak, the meeting was adjourned at 2:00 PM on motion of Deputy Mayor Burke, seconded by Commissioner Geyer.

Respectfully submitted,

Elaine L. Wallace, RMC
Borough Clerk