

CITY OF CAPE MAY, COUNTY OF CAPE MAY, STATE OF NEW JERSEY

ORDINANCE NO. 540-2024

AN ORDINANCE AMENDING CHAPTER 10 OF THE CAPE MAY CITY CODE REGARDING
THE DEPARTMENT OF EMERGENCY MANAGEMENT

WHEREAS, Chapter 10 of the Cape May City Code outlines the structure of the Department of Emergency Management; and

WHEREAS, Cape May City Council wishes to make necessary updates to the Cape May City Code to comply with State Statute and to reflect desired changes to the appointment of Deputy Emergency Management Coordinators ; and

NOW, THEREFORE, BE IT ORDAINED, by the City Council of the City of Cape May, County of Cape May, State of New Jersey as follows:

Section 1. Section 10 of the Cape May City Code is amended as follows (~~striketrough~~ portions indicating deletions and **bold/underline** portions indicating new language):

§ 10-68. Emergency Management Coordinator.

The Mayor shall appoint an Emergency Management Coordinator ~~from among the residents of the City,~~ and who shall serve for a term of three years. The Emergency Management Coordinator shall be qualified as required by N.J.S.A. App. A:9-40.1. **Any qualified individual appointed as a municipal emergency management coordinator who is not a resident of the municipality shall reside within a reasonable proximity of the municipality to ensure a prompt response or coordination of municipal resources for any local incident.**

§ 10-69. Deputy Emergency Management Coordinators. [Ord. No. 369-2019]

~~The Emergency Management Coordinator shall appoint three Deputy Emergency Management Coordinators, each of whom will be approved by the Mayor. Two of the deputy coordinators shall be employees of the Police Department and the Fire Department with the rank of lieutenant or higher. The third deputy coordinator will be an employee of the Public Works Department who holds a supervisory position. The deputies shall assist the Emergency Management Coordinator as needed. In the absence of the Emergency Management Coordinator, the deputy from the Police Department shall fulfill that role.~~

The Emergency Management Coordinator shall appoint no fewer than three (3) and no more than four (4) Deputy Emergency Management Coordinators, each of whom must be approved by the Mayor with the recommendation of the City Manager. These deputies shall be supervisory employees of the City and must include at least one from each of the following departments: one from the Police Department (Lt. or higher), one from the Fire Department (Lt. or higher), and one from Public Works. If the Emergency Management Coordinator is an employee of one of these departments, then the requirement for a deputy from that department is fulfilled. After meeting these minimum requirements, additional deputy appointments may be made from among the City's supervisory employees. In the absence of the Emergency Management Coordinator, the Police Department Deputy Coordinator shall assume the role. The Emergency Management Coordinator shall establish the chain of command for all other appointed deputies.

SECTION 2. All other ordinances in conflict or inconsistent with this Ordinance are hereby repealed, to the extent of such conflict or inconsistency.

SECTION 3. Should any section, paragraph, sentence, clause or phase of this Ordinance be declared unconstitutional or invalid for any reason, the remaining portions of this Ordinance shall not be affected thereby and shall remain in full force and effect, and to this end the provisions of this Ordinance are hereby declared to be severable.

SECTION 4. This Ordinance shall become effective 20 days after final passage and publication, according to law.

CITY OF CAPE MAY, a municipal corporation

ATTEST:

of the State of New Jersey

Erin C. Burke, City Clerk

BY: _____
Zachary M. Mullock, Mayor

NOTICE

Ordinance 540-2024 was introduced at a Regular meeting of the City Council of the City of Cape May, held on July 16, 2024 and was further considered for final passage during a Regular Meeting of the City Council, held at the Cape May City Hall Auditorium, 643 Washington Street, Cape May, New Jersey, on August 20, 2024 at 3:00 P.M. at which time a Public Hearing was held.

Erin C. Burke, City Clerk

Roll Call	Ayes	Nays	Absent	Abstain	Motion	Second
Yeager	X					
Meier	X				X	
McDade	X					X
Baldwin	X					
Mullock	X					

Introduced: July 16, 2024
1st Publication: August 7, 2024
2nd Reading & Adoption: August 20, 2024
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