

Note: Complete Meeting Appears
On 04-18 on file in
Borough Clerk's Office

February 21, 2018
Wildwood Crest, NJ

The Mayor led those present in the Pledge of Allegiance to the Flag.

The meeting of the Board of Commissioners, Borough of Wildwood Crest, Cape May County, New Jersey, was held in the Municipal Court Room at 5:30 p.m. On roll call the following answered to their names:

Gould - Thompson - Cabrera - YES

Mr. Cabrera read the following statement: In compliance with the Open Public Meeting Act, Chapter 231, P.L. 1975, the notice requirements have been satisfied as to the time, place and date of holding said meeting by posting notice on the bulletin board in the Borough Hall and by e-mailing and same to the Gazette-Leader, Herald of Cape May County and The Press on November 1, 2017.

Mr. Cabrera next announced the one-way in and the one-way out method of ingress and egress in case of emergency.

Mrs. Gould motioned, seconded by Mr. Cabrera, that Ordinance 1266 be placed on second and final passage by title only.

Vote: Gould – Thompson - Cabrera – Yes

THE CLERK READS THE FOLLOWING ORDINANCE BY TITLE:

ORDINANCE NO. 1266

**A CAPITAL ORDINANCE PROVIDING IMPROVEMENT
KNOWN AS THE SUNSET LAKE SHORE
STABILIZATION PROJECT WITHIN THE
MUNICIPALITY AND APPROPRIATING THEREFOR
THE AMOUNT OF \$700,000.00 FROM THE CAPITAL
IMPROVEMENT FUND**

Mrs. Gould motioned, seconded by Mr. Thompson, that a public hearing now be held on Ordinance No. 1266.

Vote: Gould – Thompson - Cabrera – Yes

Mrs. Gould motioned, seconded by Mr. Thompson, that the public hearing on Ordinance No. 1266 now be closed.

Vote: Gould – Thompson - Cabrera – Yes

Mrs. Gould motioned, seconded by Mr. Thompson, that Ordinance No. 1266 be passed on second and final reading and advertised according to law.

Vote: Gould – Thompson - Cabrera – Yes

Mrs. Gould motioned, seconded by Mr. Thompson, that Ordinance 1267 be placed on second and final passage by title only.

Vote: Gould – Thompson - Cabrera – Yes

THE CLERK READS THE FOLLOWING ORDINANCE BY TITLE:

ORDINANCE NO. 1267

**A CAPITAL ORDINANCE PROVIDING FOR BOROUGH
FACILITY CONSTRUCTION AND IMPROVEMENTS AND
ACQUISITION OF VARIOUS EQUIPMENT AND
APPROPRIATING THEREFOR THE AMOUNT OF
\$187,500 FROM THE CAPITAL IMPROVEMENT FUND**

Mrs. Gould motioned, seconded by Mr. Thompson, that a public hearing now be held on Ordinance No. 1267.

Vote: Gould – Thompson - Cabrera – Yes

Mrs. Gould motioned, seconded by Mr. Thompson, that the public hearing on Ordinance No. 1267 now be closed.

Vote: Gould – Thompson - Cabrera – Yes

Mrs. Gould motioned, seconded by Mr. Thompson, that Ordinance No. 1267 be passed on second and final reading and advertised according to law.

Vote: Gould – Thompson - Cabrera – Yes

Mrs. Gould motioned, seconded by Mr. Thompson, that Ordinance 1268 be placed on second and final passage by title only.

Vote: Gould – Thompson - Cabrera – Yes

THE CLERK READS THE FOLLOWING ORDINANCE BY TITLE:

ORDINANCE NO. 1268

A CAPITAL ORDINANCE PROVIDING ACQUISITION OF VARIOUS VEHICLES AND EQUIPMENT AND APPROPRIATING THEREFOR THE AMOUNT OF \$440,000 FROM THE CAPITAL IMPROVEMENT FUND

Mrs. Gould motioned, seconded by Mr. Thompson, that a public hearing now be held on Ordinance No. 1268.

Vote: Gould – Thompson - Cabrera – Yes

Mrs. Gould motioned, seconded by Mr. Thompson, that the public hearing on Ordinance No. 1268 now be closed.

Vote: Gould – Thompson - Cabrera – Yes

Vince Nardini, 222 E. Hollywood Avenue, inquired about the three vehicles that are going to bid and their expense. The Mayor indicated that estimates were received on state contract and that one of the vehicles are expensive.

Mrs. Gould motioned, seconded by Mr. Thompson, that Ordinance No. 1268 be passed on second and final reading and advertised according to law.

Vote: Gould – Thompson - Cabrera – Yes

Mrs. Gould motioned, seconded by Mr. Thompson, that Ordinance 1269 be placed on second and final passage by title only.

Vote: Gould – Thompson - Cabrera – Yes

THE CLERK READS THE FOLLOWING ORDINANCE BY TITLE:

ORDINANCE NO. 1269

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 32A, FEES, OF THE CODE OF THE BOROUGH OF WILDWOOD CREST; AMENDING SECTION 32A-2, MARRIAGE AND CIVIL UNION CEREMONIES AMENDING ORDINANCE NO. 1069 ADOPTED FEBRUARY 25, 2009

Mrs. Gould motioned, seconded by Mr. Thompson, that a public hearing now be held on Ordinance No. 1269.

Vote: Gould – Thompson - Cabrera – Yes

Mrs. Gould motioned, seconded by Mr. Thompson, that the public hearing on Ordinance No. 1269 now be closed.

Vote: Gould – Thompson - Cabrera – Yes

Mrs. Gould motioned, seconded by Mr. Thompson, that Ordinance No. 1269 be passed on second and final reading and advertised according to law.

Vote: Gould – Thompson - Cabrera – Yes

THE CLERK READS THE FOLLOWING ORDINANCE BY TITLE:

ORDINANCE NO. 1270

ORDINANCE TO ESTABLISH CAP BANK FOR

CY2018 PURSUANT TO N.J.S.A. 40A:4-45.14

Mrs. Gould motions, Mr. Thompson seconds that Ordinance No. 1270 be passed on first reading, advertised according to law, be brought up for second and final reading and public hearing on March 7, 2018 at 9:30 a.m.

Vote: Gould - Thompson - Cabrera – Yes

THE CLERK READS THE FOLLOWING ORDINANCE BY TITLE:

**ORDINANCE NO. 1271
AN ORDINANCE REPEALING CHAPTER 32, ENVIRONMENTAL COMMISSION,
AND ORDINANCE NO. 615 ADOPTED SEPTEMBER 23, 1985**

Mrs. Gould motions, Mr. Thompson seconds that Ordinance No. 1271 be passed on first reading, advertised according to law, be brought up for second and final reading and public hearing on March 7, 2018 at 9:30 a.m.

Vote: Gould - Thompson - Cabrera – Yes

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

**RESOLUTION NO. 79-18
RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF
WILDWOOD CREST AUTHORIZING INTRODUCTION OF LOCAL BUDGET OF THE
BOROUGH OF WILDWOOD CREST, COUNTY OF CAPE MAY, NEW JERSEY, FOR
THE FISCAL YEAR 2018**

BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, in the County of Cape May, New Jersey that the following statements of revenue and appropriations shall constitute the local budget for the year 2018.

BE IT FURTHER RESOLVED that said budget be published in *The Cape May County Herald* issue of February 28, 2018.

BE IT FURTHER RESOLVED THAT NOTICE is hereby given that the budget and tax resolution were approved by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey on February 21, 2018.

BE IT FURTHER RESOLVED that a hearing on the budget and tax resolution will be held on Wednesday, March 21, 2018 at 5:30 P.M., in the Municipal Court Room, Borough Hall, 6101 Pacific Avenue, Wildwood Crest, New Jersey, at which time and place objections to said budget and tax resolution for the year 2018 may be presented by taxpayers and other interested persons.

Mrs. Gould motioned, seconded by Mr. Thompson, that the foregoing Resolution be adopted.

Vote: Gould -- Thompson -- Cabrera – Yes

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

**RESOLUTION NO. 80-18
RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF
WILDWOOD CREST AUTHORIZING A SHARED SERVICES AGREEMENT
BETWEEN THE BOROUGH OF WILDWOOD CREST THE CITY OF WILDWOOD,
CITY OF NORTH WILDWOOD, AND BOROUGH OF WEST WILDWOOD
REGARDING THE REGULATION OF TAXI-CABS**

WHEREAS, the Board of Commissioners of the Borough of Wildwood Crest has determined that it is in the best interest of the municipality to enter into a shared services agreement with the municipalities on five-mile island, specifically, the City of Wildwood, the City of North Wildwood and the Borough of West Wildwood (collectively the “Participating Municipalities”) to jointly regulate and license taxi-cabs; and

WHEREAS, jointly regulating and licensing taxi-cabs would improve taxi-cab services to the public because a single license would permit a taxi-cab to service all Participating Municipalities which would streamline municipal services and uniformly regulate the licensing of taxi-cabs; and

WHEREAS, the Uniform Shared Services and Consolidation Act, N.J.S.A. 40:65-1, et seq., authorizes local government units to enter into agreements for the exchange and sharing of municipal services; and

WHEREAS, by entering into a shared services agreement the participating municipalities may recognize a single taxi-cab license and enforce the provisions of such license within their respective jurisdictional boundaries.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, in the County of Cape May, New Jersey, as follows

1. The Mayor and Borough Clerk be and they are hereby authorized, and empowered to execute the Shared Services Agreement in substantially the same form which is attached hereto and is hereby approved.

2. That the executed agreement shall be affixed to this resolution and a copy shall be forwarded to the Participating Municipalities.

Mrs. Gould motioned, seconded by Mr. Thompson, that the foregoing Resolution be adopted.

Vote: Gould -- Thompson -- Cabrera – Yes

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 81-18

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING A LICENSING AGREEMENT BETWEEN BOROUGH OF WILDWOOD CREST AND WILDWOOD CITY BOARD OF EDUCATION

WHEREAS, on February 13, 2018, the Wildwood City Board of Education requested to use the Wildwood Crest Tennis Courts on Atlantic Avenue for a term of three (3) months with usage on Monday through Friday from 3:00 pm to 6:30 pm from March 1, 2018 through June 1, 2018; and

WHEREAS, the Wildwood City Board of Education would like to enter into an agreement for the following payment terms: \$300.00 due on or before March 1, 2018; and

WHEREAS, the Board of Commissioners does herewith agree to enter into a licensing agreement with THE WILDWOOD CITY BOARD OF EDUCATION for a license for the non-exclusive right to use the Licensed Property known as the Wildwood Crest Atlantic Avenue Tennis Courts for 2018.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, in the County of Cape May, New Jersey, as follows:

1. That the recital paragraphs set forth above are incorporated herein as if set forth at length.
2. That a license for the non-exclusive right to use the Licensed Property known as Tennis Courts on Atlantic Avenue in the Borough of Wildwood Crest is hereby granted to THE WILDWOOD BOARD OF EDUCATION for the period commencing March 1, 2018 and effective through June 1, 2018 at the license fee of \$300.00, payable on or before March 1, 2018. The foregoing payment schedule, the days and hours of permitted use, and all other conditions, which shall affect, change or modify this license shall be contained in said license agreement as Schedule "A", a copy of which is attached hereto and made a part hereof.
3. The Mayor and the Borough Clerk be and they are hereby authorized and directed to execute and attest said license agreement on behalf of the Borough.

Mrs. Gould motioned, seconded by Mr. Thompson, that the foregoing Resolution be adopted.

Vote: Gould -- Thompson -- Cabrera – Yes

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 82-18

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING INCREASE OF CONTRACT AMOUNT FOR COASTAL ENGINEERING SERVICES

WHEREAS, the Board of Commissioners of the Borough of Wildwood Crest awarded a contract, via Resolution No. 1005-17 adopted July 19, 2017, to Mott MacDonald, to provide coastal engineering services at the not to exceed sum of \$20,000.00; and

WHEREAS, it is the desire of the Board of Commissioners of the Borough of Wildwood Crest to increase the amount of the contract by \$9,500.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, State of New Jersey, as follows:

1. That the recital paragraphs set forth above are incorporated herein as if set forth at length.
2. That the terms and conditions of the contract between the Borough of Wildwood Crest and Mott MacDonald, authorized by Resolution No. 1005-17 adopted July 19, 2017 shall remain in full force and effect, with the sole exception that the amount of the contract shall be increased to a sum not to exceed \$29,500 all of which is contingent upon certification below from the Chief Financial Officer as to the availability of funds.

3. That a copy of the specific items appertaining to the award of this contract shall be published in a Notice of Award in *The Herald of Cape May County* as required by law within ten (10) days of passage of the Resolution authorizing same.

Mrs. Gould motioned, seconded by Mr. Thompson, that the foregoing Resolution be adopted.

Vote: Gould -- Thompson -- Cabrera – Yes

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 83-18

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING THE ESTABLISHMENT OF A GREEN TEAM ADVISORY COMMITTEE

WHEREAS, the Board of Commissioners of the Borough of Wildwood Crest strives to save tax dollars, assure clean land, air and water, and improve working and living environments as steps to building a sustainable community that will thrive well into the new century; and

WHEREAS, the Borough of Wildwood Crest hereby acknowledges that the residents of the Borough of Wildwood Crest desire a stable, sustainable future for themselves and future generations; and

WHEREAS, the Borough of Wildwood Crest wishes to support a model of government which benefits our residents now and far into the future by exploring and adopting sustainable, economically sound, local government practices; and

WHEREAS, by endorsing a sustainable path the Borough of Wildwood Crest is pledging to educate itself and community members further about sustainable activities and to develop initiatives supporting sustainable local government practices; and

WHEREAS, as elected representatives of the Borough of Wildwood Crest, we have a significant responsibility to provide leadership which will seek community-based sustainable solutions to strengthen our community.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, in the County of Cape May and State of New Jersey, as follows:

1. The above recital paragraphs are incorporated herein as if set forth at length.
2. The Borough of Wildwood Crest hereby establishes a Green Team Advisory Committee consisting of volunteer members who shall meet throughout the year to develop plans, recommend programs, assist with educational opportunities that support the creation of a sustainable community, and advise the Board of Commissioners on ways to improve municipal operations with “Green” initiatives which are economically and environmentally sound.
3. The names of the individuals appointed to the “Green Team Advisory Committee” shall be provided to the Municipal Clerk
4. The appointees shall constitute the sole members of the Green Team Advisory Committee, subject to the provision of Paragraph 5 hereof.
5. The Board of Commissioners of the Borough of Wildwood Crest expressly reserves the right to supplement this Resolution at any time it deems it appropriate to change the membership or policies of the Green Team Advisory Committee which members shall serve at the pleasure of the Commissioners.

Mrs. Gould motioned, seconded by Mr. Thompson, that the foregoing Resolution be adopted.

Vote: Gould -- Thompson -- Cabrera – Yes

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 84-18

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST APPROVING ANNUAL SEWER RATES AND MINIMUM CHARGES FOR CALENDAR YEAR 2018

WHEREAS, Borough of Wildwood Crest Ordinance Numbers 947 and 1203 contain formulas for the calculation and establishment of annual sewerage rates, including the current year Variable Rate Fee; and

WHEREAS, the said calculations have been prepared and reviewed in accordance with the aforementioned Ordinances Numbered 947 and 1203; and

WHEREAS, it is promulgated in Ordinance No. 947 the Commissioner of Revenue and Finance shall submit the proposed sewerage rates and minimum charges to the Board of Commissioners for confirmation by resolution; and

WHEREAS, the rates as calculated, reviewed and submitted are as follows:

Fixed Rate Charge:	\$4.00 per 1000 gallons of metered water consumption
Variable Rate Charge:	\$21.80 per 1000 gallons of metered water consumption
Minimum Annual Charge:	\$124.00

WHEREAS, the due date for the first quarter will be April 1, 2018 with a ten day grace period.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Borough of Wildwood Crest, in the County of Cape May and the State of New Jersey, that the sewerage rates and minimum charges as presented by the Commissioner of Revenue and Finance be confirmed for calendar year 2018.

Mrs. Gould motioned, seconded by Mr. Thompson, that the foregoing Resolution be adopted.

Vote: Gould -- Thompson -- Cabrera -- Yes

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 85-18

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING AWARD OF EXTRAORDINARY UNSPECIFIABLE SERVICES CONTRACT FOR COMPUTER TECHNOLOGY SUPPORT SERVICES

WHEREAS, the Board of Commissioners of the Borough of Wildwood Crest has determined that there exists the need for the “Extraordinary Unspecifiable Services” of a firm to be retained by the Borough for the performance of computer technology support services and related duties associated therewith as directed by the authorized representatives of the Borough of Wildwood Crest, all as more specifically set forth in the attached Contract which is made a part hereof by reference as if fully set forth; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:1-11, et. seq.) requires that the Resolution authorizing the award of contracts for “Extraordinary Unspecifiable Services” without competitive bids must be publicly advertised; and

WHEREAS, The Breaker Group has completed and submitted a Business Entity Disclosure Certification which certifies that The Breaker Group will not make any reportable contributions pursuant to N.J.S.A. 19:44A-1 commencing February 21, 2018 to any political committee or candidate through the term of this contract; and

WHEREAS, the CFO has certified the availability of funds as evidenced below by her signature:

Account Number(s) _____ Amount _____

Signature _____

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, in the County of Cape May, New Jersey, as follows:

1. The above recital paragraphs are incorporated herein as if set forth at length.
2. The aforesaid Contract is awarded without competitive bidding as a “Extraordinary Unspecifiable Service” under the provisions of the Local Public Contracts Law pursuant to N.J.S.A. 40A:11-5 which states that no local unit shall be required to advertise for bids for services rendered or performed by a person authorized by law to practice a recognized profession and whose practice is regulated by law, or to advertise for bids for services which are of such a qualitative nature as will not reasonably permit the drawing of specifications or the receipt of competitive bids, all of which classification the aforesaid contract falls within.
3. The contractor shall be required to comply with the terms and conditions of the Resolution and the Contract and contractor is further required to comply with all other conditions/provisions of law or regulation applicable to an “Extraordinary Unspecifiable Services Contractor,” including but not limited to procuring/maintaining sufficient insurance coverages necessary to fully protect the interests of the Borough in each and every instance relative to performance under the Contract.

4. That the Mayor and Borough Clerk be and they are hereby authorized, instructed, and empowered to execute the attached Contract with **The Breaker Group**, who shall be compensated by voucher at the not to exceed amount of \$10,000.00 per year for comprehensive remote network monitoring and anti-virus and firewall services for 2018.

Mrs. Gould motioned, seconded by Mr. Thompson, that the foregoing Resolution be adopted.

Vote: Gould -- Thompson -- Cabrera -- Yes

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 86-18

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING MUNICIPAL COURT ADMINISTRATOR TO VOID CERTAIN CHECKS FROM THE MUNICIPAL COURT GENERAL ACCOUNT AND THE MUNICIPAL COURT BAIL ACCOUNT

BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey, that the Municipal Court Administrator be and is hereby authorized to void the following checks issued against the Borough of Wildwood Crest Municipal Court General Account and to void the following check against Borough of Wildwood Crest Bail Account:

Wildwood Crest Municipal Court General Account (# 549015652 / Crest Savings)

<u>Check #</u>	<u>Check Date</u>	<u>Payable To</u>	<u>Amount</u>
		TOTAL AUTHORIZED TO BE VOIDED	\$0.00

Wildwood Crest Municipal Court Bail Account (# 549015736 / Crest Savings)

<u>Check #</u>	<u>Check Date</u>	<u>Payable To</u>	<u>Amount</u>
3694	6/3/2016	Martha Cappachione	\$25.00
3755	9/29/2016	Timothy Dehoratis	\$19.00
		TOTAL AUTHORIZED TO BE VOIDED	\$44.00

Mrs. Gould motioned, seconded by Mr. Thompson, that the foregoing Resolution be adopted.

Vote: Gould -- Thompson -- Cabrera -- Yes

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 87-18

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST CONFIRMING THE APPOINTMENTS TO THE LOCAL DEFENSE COUNCIL/LOCAL EMERGENCY PLANNING COMMITTEE

WHEREAS, Borough of Wildwood Crest Resolution No. 571-93 created a Local Defense Council/Local Emergency Planning Committee, and appointments thereto, under the authority of rules and regulations established by the Governor in pursuance of the provisions of the Civil Defense and Disaster Control Act; and

WHEREAS, authority for appointments to the said Local Defense Council/Local Emergency Planning Committee are within the jurisdiction of the office of the Mayor; and

WHEREAS, Mayor Don Cabrera is desirous of appointing a Local Defense Council/Local Emergency Planning Committee for calendar year 2018, which shall remain operational and in full force and effect upon the date of passage of this resolution and until such time as a resolution confirming the re-appointments and/or replacements thereto has been duly adopted.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, State of New Jersey, that the appointments as specifically set forth hereinbelow be and the same have been made by Mayor Don Cabrera and are hereby reduced to the form of a resolution of the Board of Commissioners to confirm the appointments made and so that the same may be properly entered into the minutes of this meeting for record-keeping purposes:

1. Emergency Management Coordinator
2. Mayor
3. Emergency Management Deputy Coordinator
4. Wildwood Crest Ambulance Corps Deputy Coordinator
5. Borough Solicitor
6. Wildwood Crest Superintendent of Public Works
7. Wildwood Crest Fire Chief
8. Wildwood Crest Beach Patrol Chief

9. Wildwood Crest Public School Superintendent
10. Administrator
11. Clerk
12. Chief Financial Officer
13. GWTIDA Representative
14. Recreation Supervisor

Mrs. Gould motioned, seconded by Mr. Thompson, that the foregoing Resolution be adopted.

Vote: Gould -- Thompson -- Cabrera – Yes

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 88-18

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING USE OF REGISTERED SERVICE MARKS

WHEREAS, Delmosports, LLC has applied to the Board of Commissioners for permission to use the registered trade mark/service marks of the Borough of Wildwood Crest in connection with the “Crest Best Run Fest”; and

WHEREAS, the Board of Commissioners has determined that the “Crest Best Run Fest” will be a benefit to the Borough; and

WHEREAS, the Board of Commissioners deems the use appropriate and desires to authorize a non exclusive license to use the trade mark/service marks for the limited purposes set forth in the license agreement attached hereto.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey that the Mayor and Borough Clerk are hereby authorized and empowered to execute the attached User License Agreement with Delmosports, LLC for the limited purposes set forth therein.

Mrs. Gould motioned, seconded by Mr. Thompson, that the foregoing Resolution be adopted.

Vote: Gould -- Thompson -- Cabrera – Yes

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 89-18

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING THE BOROUGH OF WILDWOOD CREST TO GRANT A MORATORIUM WAIVER FOR STREET OPENING PERMIT

WHEREAS, Chapter 67, Street Excavations, Subsection 67-6, Recently Paved Streets, of the Code of the Borough of Wildwood Crest prohibits excavation of any street for a period of five (5) years after reconstruction, resurfacing, repaving or overlayment; and

WHEREAS, Lake Road is currently within the five-year moratorium period; and

WHEREAS, the owner of the property located at 5710 Lake Road was recently denied a street opening permit; and

WHEREAS, South Jersey Gas was also denied a street opening permit at the same property, but their contractor, ULS, opened the roadway to install natural gas to the property; and

WHEREAS, in light of the street being opened and South Jersey Gas acknowledging the mistake and agreeing to mill and repave the entire block, the owner at 5710 Lake Road has requested the waiver be granted in order to install utility work at the property; and

WHEREAS, in order to complete the installation of utility work, Lake Road requires excavation; and

WHEREAS, the Borough Engineer and Borough Administrator have both recommended to the Board of Commissioners that the waiver be granted and have received an executed agreement from South Jersey Gas to mill and repave the entire block of Lake Road.

WHEREAS, the Board of Commissioners discussed the matter at the Commission meeting dated February 2, 2018 and Commissioner Gould motioned, seconded by Commissioner Thompson that the waiver of the street opening be granted effective February 2, 2018. All voted in the affirmative.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey, as follows:

1. The preamble hereto is repeated herein as if set forth in full.

2. Due to the circumstances set forth hereinabove and the demonstrated bona fide need and hardship, permission is hereby granted for the excavation of Lake Road.
3. Reconstruction and restoration of the roadway and all necessary permit fees and guarantees pursuant to Chapter 67 of the Code of the Borough of Wildwood Crest shall be enforced.

Mrs. Gould motioned, seconded by Mr. Thompson, that the foregoing Resolution be adopted.

Vote: Gould -- Thompson -- Cabrera -- Yes

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 90-18
**RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF
WILDWOOD CREST AUTHORIZING ADVERTISEMENT OF A NOTICE TO BIDDERS
FOR THE 2018-2019 EMERGENCY SEWER REPAIR CONTRACT**

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, in the County of Cape May, New Jersey, that the Borough Clerk be and is hereby authorized, instructed and empowered to advertise Notice to Bidders in *The Herald of Cape May County* issue of February 28, 2018.

BE IT FURTHER RESOLVED that Sealed bids will be received by the Bid Opening Committee in the Municipal Court Room, Wildwood Crest Borough Hall, on **Tuesday, March 13, 2018 at 10:00 a.m.**, prevailing time, for furnishing the items hereinafter set forth in accordance with the Specifications on file in the Borough Hall. Said items are as follows:

2018-2019 EMERGENCY SEWER REPAIR CONTRACT

Mrs. Gould motioned, seconded by Mr. Thompson, that the foregoing Resolution be adopted.

Vote: Gould -- Thompson -- Cabrera -- Yes

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 91-18
**RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF
WILDWOOD CREST AUTHORIZING ADVERTISEMENT OF A NOTICE TO BIDDERS
FOR THE 2018-2019 ROADWAY AND PAVING CONTRACT**

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, in the County of Cape May, New Jersey, that the Borough Clerk be and is hereby authorized, instructed and empowered to advertise Notice to Bidders in *The Herald of Cape May County* issue of February 28, 2018.

BE IT FURTHER RESOLVED Sealed bids will be received by the Bid Opening Committee in the Municipal Court Room, Wildwood Crest Borough Hall, on **Tuesday, March 13, 2018 at 10:30 a.m.**, prevailing time, for furnishing the items hereinafter set forth in accordance with the Specifications on file in the Borough Hall. Said items are as follows:

2018-2019 ROADWAY AND PAVING CONTRACT

Mrs. Gould motioned, seconded by Mr. Thompson, that the foregoing Resolution be adopted.

Vote: Gould -- Thompson -- Cabrera -- Yes

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 92-18
**RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF
WILDWOOD CREST AUTHORIZING SPECIAL EVENTS PERMIT**

WHEREAS, on February 9, 2018, Sarah Ferber and Devin Lau, 30 E 9th Ave Apt 1, York, PA 17404, applied for a Special Events Permit for the purpose of the FERBER-LAU WEDDING to be held on June 2, 2018 from 12:00 pm to 6:00 pm, with a rain date of June 3, 2018, at the Sunset Lake Gazebo, with alternate location at Sunrise Park; and

WHEREAS,

WHEREAS, on February 13, 2018, have supplied all documentation required under Ordinance No. 936, including the requisite Certificate of Insurance, and have further pledged to comply with all applicable rules and regulations pertaining to the conduct of said Special Event; and

WHEREAS, the application has been reviewed by the Board of Commissioners, upon verification by appropriate members of staff as to completeness of the application, scheduling compatibility, etc.;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey that the Borough Clerk be and she is hereby authorized and directed to issue a Special Events Permit to

WHEREAS, on February 13, 2018, , 30 E 9th Ave Apt 1, York, PA 17404 for the purpose of the FERBER-LAU WEDDING to be held on June 2, 2018 from 12:00 pm to 6:00 pm, with a rain date of June 3, 2018, at the Sunset Lake Gazebo, with alternate location at Sunrise Park.

Mrs. Gould motioned, seconded by Mr. Thompson, that the foregoing Resolution be adopted.
Vote: Gould -- Thompson -- Cabrera – Yes

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

**RESOLUTION NO. 93-18
RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF
WILDWOOD CREST AUTHORIZING SPECIAL EVENTS PERMIT**

WHEREAS, on January 29, 2018, Hannah Hamilton and Conner Hill, 2716 E. Hickory Ct., Tonganoxie, KS 66086, applied for a Special Events Permit for the purpose of the HAMILTON-HILL WEDDING to be held on July 15, 2018 from 6:00 pm to 9:30 pm, with a rain date of July 16, 2018 at 8:00 am, on the beach between Wisteria Rd. and Rosemary Rd; and

WHEREAS,

WHEREAS, on February 13, 2018, have supplied all documentation required under Ordinance No. 936, including the requisite Certificate of Insurance, and have further pledged to comply with all applicable rules and regulations pertaining to the conduct of said Special Event; and

WHEREAS, the application has been reviewed by the Board of Commissioners, upon verification by appropriate members of staff as to completeness of the application, scheduling compatibility, etc.;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey that the Borough Clerk be and she is hereby authorized and directed to issue a Special Events Permit to

WHEREAS, on February 13, 2018, , 30 E 9th Ave Apt 1, York, PA 17404 for the purpose of the FERBER-LAU WEDDING to be held on June 2, 2018 from 12:00 pm to 6:00 pm, with a rain date of June 3, 2018, at the Sunset Lake Gazebo, with alternate location at Sunrise Park.

Mrs. Gould motioned, seconded by Mr. Thompson, that the foregoing Resolution be adopted.
Vote: Gould -- Thompson -- Cabrera – Yes

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

**RESOLUTION NO. 94-18
RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST
REFUNDING SPECIAL EVENT PERMIT APPLICATION FEE**

WHEREAS, on January 31, 2018, William Nielsen and Amy Maguire submitted a Special Event Application along with the \$25.00 application fee, for the purpose of a wedding; and

WHEREAS, on February 6, 2018, Amy Maguire requested cancelation of the application and a refund of the permit application fee; and

WHEREAS, the Board of Commissioners has determined that a refund request in the instant matter is proper as presented;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Commissioners of the Borough of Wildwood Crest, County of Cape May, State of New Jersey, that the Chief Financial Officer is hereby authorized to execute the below refund:

Amy Maguire	Amount
14 Hoffman Drive	
Cape May Court House, NJ 08210	\$ 25.00

Mrs. Gould motioned, seconded by Mr. Thompson, that the foregoing Resolution be adopted.
Vote: Gould -- Thompson -- Cabrera – Yes

Mrs. Gould motioned, seconded by Mr. Thompson, that all bills properly authorized, as submitted, be paid.

Vote: Gould -- Thompson -- Cabrera – Yes

Mrs. Gould motioned, seconded by Mr. Thompson, that all reports received from the Court Administrator, Chief Financial Officer, Tax Collector, and the Chief of Police for the month ending January 31, 2018 be approved as presented.

Vote: Gould -- Thompson -- Cabrera – Yes

Mrs. Gould motioned, seconded by Mr. Thompson, that all minutes from the Regularly Scheduled Meetings of January 24, 2018 and February 2, 2018 be approved as presented.
Vote: Gould -- Thompson -- Cabrera -- Yes

ADMINISTRATOR'S REPORT:

February 21, 2018

Kayak Launch/ Sunset Lake Shoreline Stabilization

I have nothing new to report on the shoreline stabilization portion of the project, however, we just received word from Barbara Ernst that we are scheduled for our presentation before the Cape May County Open Space on Tuesday, February 27th at 10:00 am. Steve Morey of Mott MacDonald and I will do a 15 -minute presentation before the board on the upgrades and additions to recreational amenities to the Sunset Lake Park. We requested for funding of \$302,000. A breakdown of that budget is available in my office.

Beach/ Dune Project

I spoke with Chris Constantino yesterday. He reported that DEP Coastal Engineering has received updated plans which are currently under review. He expects that they will be provided to us within the next 2 weeks for our review and comments.

Storm Drainage

The final Bulkhead and Beach Outfall Evaluation Report was submitted by our engineer on January 9th. It is currently under review by the governing body.

Rio Grande Avenue Gateway Improvement Project

Nothing new to report at this time.

Taxi Cab Licensing

We authorized a four-way shared services agreement this evening which will enable Wildwood to license cabs for the entire island including the Crest, Wildwood, North Wildwood and West Wildwood.

Redevelopment of New Jersey Avenue Business District (EUZ Zone)

I made a report to the Wildwood Crest Engineering on planning this important project. I will be attending the Wildwood Crest Planning Board meeting next Wednesday to provide a report.

Grants

1) Cape May County Open Space and Recreation Applications 2018

Three choices for the 2018 Open Space and Recreation applications were presented to all of you last month for consideration as follows: 1) increasing the family oriented recreational amenities at Sunrise Park. This is a large parcel that offers plenty of room for expansion, 2) redesigning the Scoop Taylor Park and playground. This playground is out of date and needs upgrades, and could be better situated to allow for additional parking and amenities or 3) a combination application including both Scoop Taylor and Sunrise Park. Our engineer is to provide an overview to the Recreation Commission at the March meeting. The Rec. Commission will make a recommendation for the application to you after their consideration.

2) New Jersey Prevention Network Get Active NJ

We had a skype meeting today with Jessica Seyfried of New Jersey Prevention Network to discuss a \$3000 walkable community grant opportunity. The Recreation Department is contemplating the best use of this grant funding and will provide their application which will need to be authorized by resolution of the governing body at the March 7 meeting. This is rolling grant with a deadline of June, however there are only 3 of the \$3000 grants left available for this calendar year and one municipality is expected to submit application shortly leaving two. The window of opportunity for this grant funding is quickly closing. This grant has a \$0 match and can be used for a variety of purposes that increase a community's walkability. I will provide you with a copy of the application before the March 7th meeting for your review.

PUBLIC COMMENTS:

Debby Lebato, 116 E. Morning Glory Road, thanked the Police Department for their assistance during the major snow storm last month. She indicated that she has a medical condition and that in the future, she would like to ensure that her vehicle is not blocked in by snow. The Mayor and Administrator advised that they certainly will help and provided instruction on what to do in the future. She also indicated that she received a violation for trash that belonged to the neighbor and her neighbor's tree was growing over her property and affecting the wires. The Administrator indicated it was not a violation and they would call Code Enforcement to address both issues.

Chief Joseph McGrath informed everyone that Crest Memorial School now employed Retired Chief Bill Toland (Stone Harbor) as Security for the school on a full time basis and he will be armed.

Jason Kramer, 6201 Atlantic Avenue, indicated that he received a letter from the school confirming this.

DISCUSSION:

OLD BUSINESS:

Possible revision to Fruit Trucks and Ice Cream Trucks - The Mayor indicated a draft ordinance should be ready for the first meeting in March.

Borough Hall entry and employees access – Nothing to report.

Borough IDs for residents – Nothing to report.

Crest Merchandise specifications – Nothing to report.

Old Library – New Heat & Air System- Commissioner Cabrera indicated he would like to have specifications for heat and air in the future and would like Public Works to caulk the windows to prevent anymore deterioration of the building and believes it need to be insulated. The Mayor indicated that we need to have the Engineer and Superintendent of Public Works assess the building and that the Commissioners still need to address what should be done with the building. Commissioner Thompson added that this may fall under the Green Team as well.

Municipal Building Boiler Replacement Proposal- The Mayor indicated that we have one proposal in and awaiting another one.

NEW BUSINESS:

Beach Boxes- The Mayor pointed out that there have been requests made for beach boxes and the Administrator indicated there are two avenues for this: The borough makes them or you go out for bid. After discussing the issue for several minutes, it was determined to wait another year due to the impending USACE dune as well as the recreational bike path. The Administrator added the boxes can be purchased from the NJ Department of Corrections.

Smoking on the Beach- The Mayor addressed the issue will be extremely difficult to enforce and the Chief of Police agreed. Commissioner Thompson added that he was against too much interference and regulations. The Board agreed to leave the topic alone.

Tax exempt status for veterans (proposed ordinance) - The Tax Assessor sent a memo to the governing body asking them to consider adopting an ordinance for tax exempt status for veterans. The criteria recently changed and that to limit the exposure of the Borough, an ordinance should be adopted that limits the date to two years. The Solicitor agreed with the recommendation.

Mr. Vince Nardini, 222 E. Hollywood Avenue, wanted to know who it would affect and he was informed it was for property owners.

Nancy Pietropaoli, 6002 Seaview Avenue, is a widow of a veteran who was not disabled and wanted to know if it included widows and the Solicitor believed it was expanded to include widows.

The Commissioners agreed to introduce the Ordinance at the March 28th meeting.

Building Security / Active Shooter- The Mayor indicated he wanted to improve the security of the building and the employees by taking a proactive approach. The Chief of Police stated that an assessment was already started by Dsg. Jon Weigand, who was a Master's Degree in Terrorism and a report would be forthcoming.

PUBLIC COMMENTS:

The Mayor opened the floor once again for public commentary.

Jason Kramer, 6201 Atlantic Avenue, asked about the possible revisions to the fruit trucks and ice cream trucks. The Solicitor indicated that a draft version of the ordinance was currently circulated to the Commissioners and it was an expansion of the regulations.

Dom Fasolo, 222 E. Hollywood Avenue, asked about the status of the foot wash stations as well as the previously used sample of the rolling mats on select beaches. The Administrator pointed out that the foot wash stations, bike racks, and other amenities were currently on hold until the bike path is settled. The Mayor added that the rubber mats did not work out and that it was better to keep the wooden walkways considering the proposed dune project.

Hearing nothing from the public, Commissioner Gould motioned, seconded by Commissioner Thompson that the meeting be adjourned. All were in favor. The time was 6:36 p.m.

Dated: March 21, 2018

Patricia A. Feketics, Borough Clerk

