

Note: Complete Meeting Appears
on 26-16 on file in
Borough Clerk's Office

December 14, 2016
Wildwood Crest, NJ

Prior to the opening of the meeting, Mr. Groom 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 9:30 a.m. On roll call the following answered to their names:

Gould – Cabrera – Groom – Yes

Mr. Groom 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 mailing and same to the Gazette-Leader, Herald of Cape May County and The Press on November 4, 2015.

Mr. Groom 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 1247 be placed on second and final passage by title only.

Vote: Gould - Cabrera – Groom – Yes

THE CLERK READ THE FOLLOWING ORDINANCE BY TITLE ONLY:

ORDINANCE NO. 1247

AN ORDINANCE AUGMENTING AND AMENDING CHAPTER 56A –
RENTAL PROPERTIES - RENTAL LICENSE REGULATIONS,
ESTABLISHING LICENSING PROCEDURES, REQUIRED INSPECTIONS
AND REGISTRATION FOR ALL RENTAL PROPERTIES OR PROPERTIES
CONTAINING RENTAL UNITS, INCLUDING, BUT NOT LIMITED TO,
RESORT HOUSES, OF THE CODE OF THE BOROUGH OF WILDWOOD
CREST – ORDINANCE NO. 1235 ADOPTED FEBRUARY 24, 2016

Mrs. Gould motioned, seconded by Mr. Cabrera, that a public hearing now be held on Ordinance No. 1247.

Vote: Gould - Cabrera – Groom – Yes

After no comments from the public, Mrs. Gould motioned, seconded by Mr. Cabrera, that the public hearing on Ordinance No. 1247 now be closed.

Vote: Gould - Cabrera – Groom – Yes

Mrs. Gould motioned, seconded by Mr. Cabrera, that Ordinance No. 1247 be passed on second and final reading and advertised according to law.

Vote: Gould - Cabrera – Groom – Yes

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 819-16

WHEREAS, N.J.S.A. 40A:4-58 permits transfers between budget appropriations during the final two (2) months of the fiscal year;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey, that transfers between 2016 budget appropriations be and the same are hereby authorized as follows:

<u>Appropriation Title</u>	<u>To</u>	-	<u>From</u>
Police - Other Expenses	100,000.00		
Police - Salaries and Wages			100,000.00
	\$		\$
	100,000.00		100,000.00

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

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 820-16

WHEREAS, the Borough of Wildwood Crest adopted Resolution No. 1119-13 on October 2, 2013 authorizing the appointment of Alicia A. Belansen as Temporary Chief Financial Officer effective October 7, 2013; and

WHEREAS, the Borough of Wildwood Crest then adopted Resolution No. 140-14 on April 30, 2014, which authorized the appointment of Alicia A. Belansen as Chief Financial Officer of the Borough of Wildwood Crest, for a term of four years, effective November 14, 2013 and terminating December 31, 2017; and

WHEREAS, pursuant to the provisions of N.J.S.A. 40A:9-12.1, and under the advisement of the Legislative Analyst of Division of Local Government Services, Department of Community Affairs, the Chief Financial Officer should have completed the initial term of her predecessor, which was December 31, 2016; and

WHEREAS, the Board of Commissioners of the Borough of Wildwood Crest has determined that it is in the best interests of the Borough of Wildwood Crest to adhere to the provisions of Uniform Vacancy, N.J.S.A. 40A:9-12.1, and ratify the appointment of Alicia Belansen as Chief Financial Officer serving the vacated term of her predecessor and expiring on December 31, 2016.

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. The allegations of the preamble hereto are incorporated herein as if fully set forth.
2. The appointment of Alicia Belansen as “Chief Financial Officer,” effective October 7, 2013 and terminating December 31, 2016, by Commissioner Joyce P. Gould, at an annual salary as permitted within the parameters of the range established in the current year “Salary Ordinance” of the Borough of Wildwood Crest, be and the same is hereby confirmed and ratified, subject to receipt of the fully executed “terms of employment” letter.

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

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 821-16

SUBJECT: A RESOLUTION AUTHORIZING APPROVAL OF CHANGE ORDER NUMBER 1-FINAL AND ESTIMATE CERTIFICATE NUMBER 7-FINAL.

RECONSTRUCTION OF WEST BUTTERCUP ROAD

WHEREAS, Perna Finnigan, Inc. of Vineland, New Jersey has satisfactorily completed the contract for the project known as Reconstruction of West Buttercup Road; and

WHEREAS, during the course of completing the project, certain additions and reductions were required as indicated on Change Order Number 1 – FINAL, decreasing the total contract amount by \$93,463.16 to \$832,733.44, submitted this day by the Engineer; with the Borough of Wildwood Crest’s portion being \$643,109.73, a decrease of \$83,404.77 from the original Borough of Wildwood Crest portion; and with the City of Wildwood Water Utility’s portion being \$189,623.71, a reduction of \$10,058.39 from the original City of Wildwood Water Utility portion.

WHEREAS, the Contractor has now submitted the final Payment Request Number 7 – FINAL on the project; and

WHEREAS, the Engineer, Ralph Petrella Jr. of Van Note-Harvey Associates has recommended acceptance of the project as complete.

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

Vote: Gould - Cabrera – Groom – Yes

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 823-16

WHEREAS, the Borough of Wildwood Crest is terminating the \$15,000 term life insurance policy administered through METLIFE, Customer No. 5933224, Division 0001, Coverage Types AD&D and Life.

NOW, THEREFORE, BE IT RESOLVED, the Board of Commissioners authorizes the Chief Financial Officer and Municipal Clerk to terminate the \$15,000 term life insurance policy administered through METLIFE, Customer No. 5933224, Division 0001, Coverage Types AD&D and Life.

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

Vote: Gould - Cabrera – Groom – Yes

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 824-16

**Governor’s Council on Alcoholism and Drug Abuse
Fiscal Grant Cycle July 1, 2017 to June 30, 2018**

WHEREAS, the Governor’s Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey.

WHEREAS, the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore has an established Municipal Alliance Committee; and,

WHEREAS, the Borough of Wildwood Crest further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and,

WHEREAS, the Board of Commissioners of the Borough of Wildwood Crest has applied for funding to the Governor’s Council on Alcoholism and Drug Abuse through the County of Cape May;

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, State of New Jersey does hereby authorize the submission of the grant for the Greater Wildwood Municipal Alliance Consortium grant in the amount of:

1. The Borough Commission does hereby authorize submission of a strategic plan for the Greater Wildwood Municipal Alliance grant for fiscal year 2018 (July 1, 2017– June 30, 2016) in the amount of:

DEDR	\$20,788
Cash Match	\$ 5,197
In-Kind	\$15,591

The Borough of Wildwood Crest portion of the local cash match shall be \$ 1,524.

2. The Board of Commissioners of the Borough of Wildwood Crest acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

APPROVED: _____
Carl H. Groom, Mayor

CERTIFICATION

I, Patricia A. Feketics, Municipal Clerk of the Borough of Wildwood Crest, County of Cape May, State of New Jersey, do hereby certify the foregoing to be a true and exact copy of a resolution duly authorized by the Board of Commissioners on this 7th day of December, 2016.

Patricia A. Feketics, Municipal Clerk

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

Vote: Gould - Cabrera – Groom – Yes

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 825-16

A RESOLUTION SUPPORTING SENATE BILL 2663 and ASSEMBLY BILL 4234

Whereas, almost all local units of government and Boards of Education in New Jersey including the Borough of Wildwood Crest secure insurance through governmental entities known as joint insurance funds (hereinafter JIFs); and

Whereas, existing law limits JIFs to investments otherwise authorized for local governmental entities and Boards of Education; and

Whereas, insurance mechanisms such as JIFs have different cash flow needs than local government and Boards of Education; and

Whereas, existing law greatly limits the potential investment earnings, currently less than 1% on investments of approximately \$1 billion; and

Whereas, S-2663 and A-4234 would permit JIFs to invest in debt obligations of any governmental entity established under the laws of the State of New Jersey and federal agencies or governmental corporations; and

Whereas, while the range of investments permitted by S-2663 and A-4234 is still very conservative, it would save the taxpayers at least \$10 million per year; and

Whereas, S-2663 and A-4234 would also reduce interest expense for local units of government and Boards of Education by creating an additional purchaser of their bonds; and

Whereas, S-2663 and A-4234 would also permit JIFs to join together and create a joint investment and cash management program further increasing investment income.

NOW THEREFORE BE IT RESOLVED by the Borough of Wildwood Crest that:

1. The Legislature is urged to adopt S-2663 and A-4234 and;
2. A copy of this resolution shall be sent to all area legislators as well as the Governor, Commissioner of the Department of Banking and Insurance and the Commissioner of the (Department of Community Affairs or Department of Education as appropriate).

This Resolution was duly adopted by the Borough of Wildwood Crest, NJ at a public meeting held on December 14, 2016.

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

Vote: Gould - Cabrera – Groon – Yes

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

**RESOLUTION NO. 826-16
AMENDING RES. NO. 809-16**

WHEREAS, on November 30, 2016, the Commissioners of the Borough of Wildwood Crest adopted Resolution 809-16, which authorized amending the Policies and Procedures Manual; and

WHEREAS, Exhibit “C” regarding Overtime Compensation Policy, in the previously adopted resolution, erroneously omitted “for every hour worked” in the fourth paragraph;

WHEREAS, the fifth sentence of the fourth paragraph shall now read “Employees who are called to work on a Borough designated holiday will receive one and one-half hours of overtime for every hour worked;”

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey that Policies and Procedures Manual now be amended to reflect the changes stated above.

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

Vote: Gould - Cabrera – Groon – Yes

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

**RESOLUTION NO. 827-16
REFUND OVERPAYMENT ON
PROPERTY TAXES OR UTILITY PAYMENTS**

WHEREAS, the Tax Collector of the Borough of Wildwood Crest collected from the property owner or it's designee an excess amount on 2016 property taxes and/or utility payments; and

WHEREAS, an overpayment was created for the reason listed below, and

WHEREAS, the Tax Collector of the Borough of Wildwood Crest has determined the said overpayment should be refunded accordingly as indicated below.

65.01-5 2016 Tax	Frank & Claudia Acocella 220 E. Myrtle Rd. Title Company & Mortgage Company Paid 4 th quarter taxes Refund overpayment to Corelogic Real Estate Tax Service Attn: Tax Refunds 1 Corelogic Drive Westlake, TX 76262	Amount \$1,365.62
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NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Commissioners of the Borough of Wildwood Crest, County of Cape May, State of New Jersey, the Chief Financial Officer is hereby authorized to execute said refund as soon as practicable and the Tax Collector should mark the records accordingly to reflect said refund as per the meeting on December 14, 2016.

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

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 828-16

WHEREAS, **AARP Health Care Options- Medigap, United Healthcare Claim Division Check Control, PO Box 740819, Atlanta, Georgia, 30374-0819** made duplicative payment for EMS Services in the amount of \$92.97 via check # 1164587132 as well another check in the amount of \$92.97 via check # 1164597790; and

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey, that the Chief Financial Officer of the Borough of Wildwood Crest be and she is hereby authorized and directed to cause a refund in the amount of \$92.97 to be made to **AARP Health Care Options- Medigap, United Healthcare Claim Division Check Control, PO Box 740819, Atlanta, Georgia, 30374-0819** for the reasons more fully set forth above.

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

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 829-16

WHEREAS, **Maryann Majewski, 131 Ridgway Drive, Bordentown, NJ 08505-4291** made duplicative payment for EMS Services in the amount of \$76.00 via check # 1274 as well another check in the amount of \$76.00 via check # 1278; and

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey, that the Chief Financial Officer of the Borough of Wildwood Crest be and she is hereby authorized and directed to cause a refund in the amount of \$76.00 to be made to **Maryann Majewski, 131 Ridgway Drive, Bordentown, NJ 08505-4291** for the reasons more fully set forth above.

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

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 830-16

WHEREAS, Atlantic City Electric, 5100 Harding Highway, Mays Landing, NJ 08330, made an escrow payment of \$1,000.00 to the Borough of Wildwood Crest on August 1, 2016, and an escrow payment of \$400.00 to the Borough of Wildwood Crest on September 28, 2016 for street opening permit #SO16-0804 for a property located at 6100 Atlantic Avenue, Wildwood Crest, New Jersey; and

WHEREAS, the escrow used totaled \$176.80 and the Chief Financial Officer has requested the return of the unused escrow fee of \$1,223.20; and

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey, that the Chief Financial Officer of the Borough of Wildwood Crest be and she is hereby authorized and directed to cause a refund of escrow fee in the amount of \$1,223.20 to be made payable to Atlantic City Electric, 5100 Harding Highway, Mays Landing, NJ 08330, for the reasons set forth above.

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

Vote: Gould - Cabrera – Groom – Yes

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 831-16

WHEREAS, Atlantic City Electric, 5100 Harding Highway, Mays Landing, NJ 08330, made an escrow payment of \$1,400.00 to the Borough of Wildwood Crest on September 28, 2016 for street opening permit #SO16-0806 for a property located at 8500 New Jersey Avenue, Wildwood Crest, New Jersey; and

WHEREAS, the escrow used totaled \$108.80 and the Chief Financial Officer has requested the return of the unused escrow fee of \$1,291.20; and

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey, that the Chief Financial Officer of the Borough of Wildwood Crest be and she is hereby authorized and directed to cause a refund of escrow fee in the amount of \$1,291.20 to be made payable to Atlantic City Electric, 5100 Harding Highway, Mays Landing, NJ 08330, for the reasons set forth above.

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

Vote: Gould - Cabrera – Groom – Yes

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 832-16

WHEREAS, Atlantic City Electric, 5100 Harding Highway, Mays Landing, NJ 08330, made an escrow payment of \$1,400.00 to the Borough of Wildwood Crest on September 28, 2016 for street opening permit #SO16-0802 for a property located at 6102 Park Boulevard, Wildwood Crest, New Jersey; and

WHEREAS, the escrow used totaled \$414.00 and the Chief Financial Officer has requested the return of the unused escrow fee of \$986.00; and

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey, that the Chief Financial Officer of the Borough of Wildwood Crest be and she is hereby authorized and directed to cause a refund of escrow fee in the amount of \$986.00 to be made payable to Atlantic City Electric, 5100 Harding Highway, Mays Landing, NJ 08330, for the reasons set forth above.

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

Vote: Gould - Cabrera – Groom – Yes

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 833-16

WHEREAS, Atlantic City Electric, 5100 Harding Highway, Mays Landing, NJ 08330, made an escrow payment of \$1,400.00 to the Borough of Wildwood Crest on September 28, 2016 for street opening permit #SO16-0803 for a property located at 215 E. Washington Avenue, Wildwood Crest, New Jersey; and

WHEREAS, the escrow used totaled \$108.80 and the Chief Financial Officer has requested the return of the unused escrow fee of \$1,291.20; and

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey, that the Chief Financial Officer of the Borough of Wildwood Crest be and she is hereby authorized and directed to cause a refund of escrow fee in the amount of \$1,291.20 to be made payable to Atlantic City Electric, 5100 Harding Highway, Mays Landing, NJ 08330, for the reasons set forth above.

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

Vote: Gould - Cabrera – Groom – Yes

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 834-16

WHEREAS, Atlantic City Electric, 5100 Harding Highway, Mays Landing, NJ 08330, made an escrow payment of \$1,400.00 to the Borough of Wildwood Crest on September 28, 2016 for street opening permit #SO16-0805 for a property located at 133 E. Palm Road, Wildwood Crest, New Jersey; and

WHEREAS, the escrow used totaled \$108.80 and the Chief Financial Officer has requested the return of the unused escrow fee of \$1,291.20; and

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey, that the Chief Financial Officer of the Borough of Wildwood Crest be and she is hereby authorized and directed to cause a refund of escrow fee in the amount of \$1,291.20 to be made payable to Atlantic City Electric, 5100 Harding Highway, Mays Landing, NJ 08330, for the reasons set forth above.

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

Vote: Gould - Cabrera – Groom – Yes

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

Vote: Gould - Cabrera – Groom – Yes

Mrs. Gould motioned, seconded by Mr. Cabrera, designating the calendar year 2017 Borough Holidays and confirming the Meeting Dates of all boards and commissions.

Vote: Gould - Cabrera – Groom – Yes

CORRESPONDENCE

There were no correspondences to address.

The Mayor opened the floor for public commentary.

Barbara Collier, 317 E. Syracuse Avenue inquired about the disposal of Christmas trees after the holiday. Commissioner Cabrera indicated that Public Works will pick up. He further indicated that the Borough used to plant the trees, but the MUA uses it for mulch.

After hearing nothing further from the public, the Mayor opened the Discussion portion. Commissioner Cabrera indicated that he and our Administrator had a meeting with Fred D'Andrea, from Comcast, regarding the power outage that occurred on Black Friday. Commissioner Cabrera pointed out that a fiber line was cut by accident, but Comcast will give credits for outage upon being contacted from the customer for said credit. Also discussed was the franchise agreement. Commissioner Gould suggested having the Comcast representative attend a summer Saturday meeting. The Administrator indicated that those franchise agreements with Comcast usually last between 15-25 years. The discussion then turned to Verizon and why they are resistant to parts of Cape May County and the Administrator indicated that lobbying the BPU should be considered.

With regard to Old Business, The Mayor indicated that an engineer from Mott MacDonald was here and met with the Chief of Police and Administrator and toured Crest Pier, Crest Memorial and Borough Hall and we were waiting for recommendations from Mott MacDonald.

With regard to the second topic, the Mayor indicated that the Borough has received a proposal for the dune location and that is was approximately 30% complete and the Borough would be responding to what we have thus far.

The Mayor then stated that the topic of no smoking on the beach was never finalized. They noted the difficulty in passing this ordinance would be with regard to enforcement. Commissioner Cabrera indicated that he would rather table the discussion to after the US Army Corps Dune project was settled. All three agreed that would be beneficial. Commissioner Cabrera also suggested more signage could possibility be provided through the Clean Communities Grant.

The topic of meters was then addressed. The Mayor pointed out that they discussed the possibility of eliminating meters after 6:00 pm, but ultimately they all agreed to leave the meter situation alone for the 2017 season.

There being no further discussion topics, the Mayor opened the floor once again for commentary regarding old and new business.

Barbara Collier, 317 E. Syracuse Avenue, asked about the parking permits for the 2017 season and the possibility of a reduced rate for full time residents. The Mayor indicated he would consult with Legal representation, but indicated it would be appear to discriminate.

Dennis Travascio, 112 E. Louisville Avenue, asked about the proposed roof for the old library. The Mayor indicated it was still being discussed and Commissioner Cabrera further indicated they were looking at the numbers and the roof was still a high priority.

After hearing nothing further, Mrs. Gould motioned, seconded by Mr. Cabrera that the meeting be adjourned. All were in favor. The time was 10:01 a.m.

Dated: December 22, 2016

Patricia A. Feketics, Borough Clerk

