

Note: Complete Meeting Appears
on CD #08-16 on File in the
Borough Clerk's Office

April 20, 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 7:00 p.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.

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 675-16

**A RESOLUTION IN ACCORDANCE WITH N.J.S.A. 40A:11-6 AUTHORIZING AWARD
OF EMERGENCY CONTRACT FOR HVAC UPGRADE AT CREST PIER
RECREATION CENTER PROJECT**

WHEREAS, N.J.S.A. 40A:11-6 provides for the award of an emergency contract when an emergency affecting public health, safety or welfare requires the immediate performance of services; and

WHEREAS, an emergency has arisen with respect to the recreation facility known as Crest Pier that requires public expenditure to protect public health, safety and welfare; and

WHEREAS, based upon the documentation attached hereto, the governing body has determined that it is necessary to immediately remediate the public health concern regarding the recreation facility.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, in the County of Cape, State of New Jersey, that in accordance with N.J.S.A. 40A:11-6, an emergency contract be awarded to: Gaudelli Bros. Inc. of 202 South Wade Boulevard, Millville, NJ 08332 for the total amount of \$224,200.00 for the HVAC Upgrade and same is hereby authorized to be commenced immediately, subject to certification of availability of funds by the CFO as evidenced below by her signature.

| Account Number(s) | Amount | Signature |
|------------------------|-------------------|-----------|
| <u>6-01-44-909-299</u> | <u>\$224,200.</u> | _____ |

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. 676-16

**A RESOLUTION IN ACCORDANCE WITH N.J.S.A. 40A:11-6 AUTHORIZING AWARD
OF EMERGENCY CONTRACT FOR MOLD REMEDIATION AT CREST PIER
RECREATION CENTER PROJECT**

WHEREAS, N.J.S.A. 40A:11-6 provides for the award of an emergency contract when an emergency affecting public health, safety or welfare requires the immediate performance of services; and

WHEREAS, an emergency has arisen with respect to the recreation facility known as Crest Pier that requires public expenditure to protect public health, safety and welfare; and

WHEREAS, based upon the documentation attached hereto, the governing body has determined that it is necessary to immediately remediate the public health concern regarding the recreation facility.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, in the County of Cape, State of New Jersey, that in accordance with N.J.S.A. 40A:11-6, an emergency contract be awarded to: ServPro of Cape May and Cumberland County, 2648 Route 9, Ocean View, NJ 08230 for the total amount of \$30,000.00 for mold remediation and same is hereby authorized to be commenced immediately, subject to certification of availability of funds by the CFO as evidenced below by her signature.

| | | |
|------------------------|-----------------|-----------|
| Account Number(s) | Amount | Signature |
| <u>6-01-44-909-299</u> | <u>\$30,000</u> | _____ |

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. 677-16

WHEREAS, bids have been received in response to advertisement of Notice to Bidders published in *The Herald* issue of March 30, 2016, for the following item:

2016-2017 Emergency Sewer Repair Contract; and

WHEREAS, Garden State General Construction, Inc., 8 Clermont Drive, Clermont, New Jersey 08210, submitted the low bid in the amount of **Eighty Four Thousand Seven Hundred Forty Dollars and Sixty Cents (\$84,740.60)**; and

WHEREAS, the Solicitor has reviewed the bids submitted and thereby provided a legal opinion recommending that the contract be awarded to the “lowest responsible bidder,” **Garden State General Construction, Inc., 8 Clermont Drive, Clermont, New Jersey 08210**, for the bid amount of **Eighty Four Thousand Seven Hundred Forty Dollars and Sixty Cents (\$84,740.60)**, to perform all required work in connection with the project described above; that said award is further conditioned upon technical review by Ralph Petrella, Jr., Borough Engineer, as to compliance with the bid specifications, and upon receipt of certification of available funds by the Chief Financial Officer of the Borough of Wildwood Crest; and

WHEREAS, the legal opinion provided does specifically recommend that the contract be awarded to the above “lowest responsible bidder,” and is finally conditioned upon compliance with the Notice to Bidders, Specifications, Bid Proposal Form and all other related bid/contract documents appertaining to this award which are made a part hereof by reference as if fully set forth; and

WHEREAS, Ralph Petrella, Jr., Borough Engineer, has reviewed the total and complete bids submitted in conjunction with the specifications and all other requirements appertaining thereto and has certified that the compliance has been met and that a contract be awarded to **Garden State General Construction, Inc., 8 Clermont Drive, Clermont, New Jersey 08210**, for the total bid amount of **Eighty Four Thousand Seven Hundred Forty Dollars and Sixty Cents (\$84,740.60)**.

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

1. That the allegations of the preamble hereto are incorporated hereby in reference as if fully set forth.
2. That a contract be awarded to the successful bidder, **Garden State General Construction, Inc., 8 Clermont Drive, Clermont, New Jersey 08210**, for the total and complete project bid of **Eighty Four Thousand Seven Hundred Forty Dollars and Sixty Cents (\$84,740.60)**, and is subject to certification below as to the availability of funds by the Chief Financial Officer.
3. That the Mayor and Borough Clerk of the Borough of Wildwood Crest be and they are hereby authorized and directed to execute and attest said contract on behalf of the Borough of Wildwood Crest.

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

| | | |
|-------------------|--------|-----------|
| Account Number(s) | Amount | Signature |
| _____ | _____ | _____ |

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. 678-16

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by any public or private funding source and the amount thereof shall not have been determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amount; and

WHEREAS, the Borough of Wildwood Crest will receive \$180,501.00 from the State of New Jersey, Department of Transportation Fiscal Year 2016 Municipal Aid Program for Resurfacing of Newark & Trenton Avenues, and wishes to amend its 2016 Municipal Budget to include this amount of revenue.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey, does hereby request the Director of the Division of Local Government services to approve the insertion of an item of revenue in the municipal budget of the Borough of Wildwood Crest for the year 2016 in the sum of \$..... 180,501.00

which is now available as a revenue from:

Miscellaneous Revenues
Special Items of General Revenue Anticipated with
Prior Written Consent of the Director of the Division
of Local Government Services - Public and Private
Revenues Offset with Appropriations:
STATE OF NEW JERSEY, DEPARTMENT OF TRANSPORTATION
FISCAL YEAR 2016 MUNICIPAL AID PROGRAM FOR
RESURFACING OF NEWARK & TRENTON AVENUES\$ 180,501.00

BE IT FURTHER RESOLVED that a like sum of\$ 180,501.00
be and the same is hereby appropriated under the caption of:

GENERAL APPROPRIATIONS
(a) Operations Excluded from 5% Caps
Public and Private Programs Offset by Revenues:
STATE OF NEW JERSEY, DEPARTMENT OF TRANSPORTATION FISCAL
YEAR 2016 MUNICIPAL AID PROGRAM FOR RESURFACING OF NEWARK
& TRENTON AVENUES

BE IT FURTHER RESOLVED that the Borough CFO be and she is hereby authorized and directed to electronically file this Resolution and applicable submittal form with the Director of the Division of Local Government Services for approval.

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. 679-16

WHEREAS, the Commissioner of Public Safety desires to appoint six (6) additional Class II Police Officers for the Borough of Wildwood Crest as a supplement to the officers previously hired; and

WHEREAS, it is the desire of the Commissioner of Public Safety to appoint **Brandon Bolger, Curt Catalano, Darren DiLoreto, Sean Gartland, Samantha Gericke, and Todd Jarrell** as Class II Police Officers for the Borough of Wildwood Crest, to serve in an “at-will” capacity at the pleasure of the Commissioner of Public Safety at an annual salary as contained in the current year salary ordinance of the Borough of Wildwood Crest; 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 confirm and ratify the appointment of **Brandon Bolger, Curt Catalano, Darren DiLoreto, Sean Gartland, Samantha Gericke, and Todd Jarrell** as Class II Police Officer.

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 allegations of the preamble hereto are incorporated herein as if fully set forth.
2. The appointment of **Brandon Bolger, Curt Catalano, Darren DiLoreto, Sean Gartland, Samantha Gericke, and Todd Jarrell** as Class II Police Officers effective the date of passage of this resolution, 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.
3. That said unclassified appointments shall be “at-will,” at the pleasure of the Commissioner of Public Safety, and shall remain in full force and effect until further notice.

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. 680-16

WHEREAS, the Wildwood Crest Recreation Department "Crest Dancers" are desirous of presenting a dance recital on Saturday, May 14, 2016 at the Performing Arts Center of Middle Township (PAC); and

WHEREAS, it is the intent of this governing body to authorize said dance recital, as well as the payment to the PAC for rental charges in the total amount of \$800;

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 preamble hereto is incorporated herein as if fully set forth.
2. The Commissioner of Public Works and Borough Clerk are hereby authorized to execute any and all contracts necessary to effectuate said dance recital at the Performing Arts Center of Middle Township on May 14, 2016, subject to certification below by the Chief Financial Officer as to availability of funds.

WHEREAS, the CFO has certified the availability of funds as evidenced below by her signature,
Account Number(s) Amount Signature

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. 681-16**

WHEREAS, on April 4, 2016, MARK NAUMAN and JENNIFER LYONS, 205 Williams Lane, Scotrun, PA 18355, applied for a Special Events Permit for the purpose of a WEDDING to be held on JUNE 25, 2016, from 11:30 AM to 1:00 PM, at the SUNSET LAKE GAZEBO; and

WHEREAS, MARK NAUMAN and JENNIFER LYONS, 205 Williams Lane, Scotrun, PA 18355, 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 MARK NAUMAN and JENNIFER LYONS, 205 Williams Lane, Scotrun, PA 18355 for the purpose of a WEDDING to be held on JUNE 25, 2016, from 11:30 AM to 1:00 PM, at the SUNSET LAKE GAZEBO.

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. 682-16**

WHEREAS, on April 14, 2016, KATHY REISINGER, 36 West Hudson Dr., Little Egg Harbor, NJ 08087, applied for a Special Events Permit for the purpose of the REISINGER-PRETZ WEDDING to be held on JUNE 11, 2016, from 5:00 PM to 5:45 PM, on the BEACH at MORNING GLORY RD; and

WHEREAS, MARK NAUMAN and JENNIFER LYONS, 205 Williams Lane, Scotrun, PA 18355, has 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 MARK NAUMAN and JENNIFER LYONS, 205 Williams Lane, Scotrun, PA 18355 for the purpose of a WEDDING to be held on JUNE 25, 2016, from 11:30 AM to 1:00 PM, at the SUNSET LAKE GAZEBO.

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. 683-16

WHEREAS, on April 14, 2016, LIFE ROLLS ON, 6120 W. 75th St., Los Angeles, CA 90045, applied for a Special Events Permit for the purpose of an ADAPTIVE SURFING EVENT to be held on JUNE 19, 2016, from 7:00 AM to 5:00 PM, on the RAMBLER ROAD BEACH; and

WHEREAS, MARK NAUMAN and JENNIFER LYONS, 205 Williams Lane, Scotrun, PA 18355, has 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 MARK NAUMAN and JENNIFER LYONS, 205 Williams Lane, Scotrun, PA 18355 for the purpose of a WEDDING to be held on JUNE 25, 2016, from 11:30 AM to 1:00 PM, at the SUNSET LAKE GAZEBO.

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 to approve 4 taxi cab licenses (3- Yellow Cab Transportation Inc.; 1- Sea Breeze Transportation, LLC) for Calendar Year 2016 in accordance with the provisions of Chapter 73 of the Code of the Borough of Wildwood Crest

Vote: Gould - Cabrera – Groom – Yes

Mrs. Gould motioned, seconded by Mr. Cabrera, that all reports received from the CFO, Tax Collector, Court Administrator, and the Wildwood Crest Police Department for the month ending March 2016 be approved as presented.

Vote: Gould - Cabrera – Groom – Yes

Mrs. Gould motioned, seconded by Mr. Cabrera, that all minutes from Commission Meetings from March 23, 2016 and April 6, 2016 be approved as presented.

Vote: Gould - Cabrera – Groom – Yes

The Mayor then opened the floor for public commentary.

Frank Pison, 116 W. Toledo Avenue, inquired about the reduced rate parking on Atlantic Avenue. The Mayor indicated that the Borough received many complaints about the extra meters and how they weren't being used. Therefore they decided to revert back to the way it was previously done a few years back.

Raymond Young, 102 E. Primrose Road, voiced concern over the new walkway along Sunset Lake and how many bicyclists use it and it is dangerous. The Mayor indicated he would have our Director of Public Safety and our Superintendent of Public Works review the situation.

Frank Pison, 116 W. Toledo Avenue, also voiced concern over the narrowing of the streets and the Mayor indicated they would be able to better gauge it at the end of the summer. Mr. Pison then inquired about the kayak launch. Mr. Cabrera indicated it was in the design stage and that the Borough recently learned they would receive FEMA funding for the restoration of portions of Sunset Lake.

Marie Nickerson, 8801 Bayview Drive, asked if there was an environmental study done of the soil at the location near the new pump station and Commissioner Cabrera indicated there was a study done.

After no further comments from the public, the Mayor moved to the Discussion of new business. The first topic was the Emergency Generator and the Mayor indicated that they were working on this and how to proceed since there was a grant out now to move to a new proposal and possibly upgrade a facility. The second topic of Sunset Lake mitigation was touched on and they were working on a plan with FEMA funding. There were no developments with the third topic of Army Corps Beach Plan. Mr. Cabrera then discussed that he would like to have an informational meeting on May 20th at the proposed site of the dog park. He welcomed all to come to the location near Public Works and indicated that if it rained, it would take place in the Court Room of Borough Hall.

The Mayor then opened the floor for public commentary regarding “new” and “old” business.

Bruce McCausland, 102 E. Atlanta Avenue, indicated he did not feel it was the responsibility of the Borough to build a dog park. Commissioner Cabrera indicated that many people came to Commission Meetings and requested the Borough to undertake this. He further indicated that he has the responsibility to follow up on that request. He analyzed several areas within the Borough and that it seems to be logical location. He also added that dog parks seem to be offered at many vacationing markets and it is what is trending today. Mr. McCausland further stated that he didn't think it was the Borough's responsibility. Commissioner Cabrera indicated that he had the responsibility to explore the request.

Frank Pison, 116 W. Toledo Avenue, was concerned over the location and after the possibility of a joint venture with Lower Township was eliminated, he believes those residents will still use it. Mr. Cabrera pointed out that you would have to register your dog with the municipality to use the park.

Hearing nothing further from the public, Mrs. Gould motioned, seconded by Mr. Cabrera that the meeting be adjourned. All were in favor. The time was 7:21 p.m.

Dated: May 25, 2016

Patricia A. Feketics, Borough Clerk

