

Note: Complete Meeting Appears
On 09-18 on file in
Borough Clerk's Office

May 10, 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 9:30 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 1280 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. 1280

ORDINANCE OF THE BOROUGH OF WILDWOOD CREST AMENDING SECTION 85-97 SIGNS, ARTICLE XV, CHAPTER 85 LAND DEVELOPMENT ORDINANCE OF THE BOROUGH OF WILDWOOD CREST TO PERMIT PLACEMENT OF MUNICIPAL SIGNS

Mrs. Gould motioned, seconded by Mr. Thompson, that a public hearing now be held on Ordinance No. 1280.

Vote: Gould – Thompson - Cabrera – Yes

Mrs. Gould motioned, seconded by Mr. Thompson, that the public hearing on Ordinance No. 1280 now be closed.

Vote: Gould – Thompson - Cabrera – Yes

Mrs. Gould motioned, seconded by Mr. Thompson, that Ordinance No. 1280 be passed on second and final reading and advertised according to law.

Vote: Gould – Thompson - Cabrera – Yes

ORDINANCE NO. 1281

AN ORDINANCE TO AMEND SECTION 59-3 OF THE CODE OF THE BOROUGH OF WILDWOOD CREST, KNOWN AS THE "SALARY ORDINANCE," FIXING AND DETERMINING SALARIES AND COMPENSATIONS OF THE BOROUGH OF WILDWOOD CREST, AND PROVIDING FOR THE RAISING OF THE AMOUNTS THEREOF BY TAXATION AND FOR THE TIME AND METHOD OF PAYMENT

Mrs. Gould motions, Mr. Thompson seconds that Ordinance No. 1281 be passed on first reading, advertised according to law, be brought up for second and final reading and public hearing on May 23, 2018 at 5:30 p.m.

Vote: Gould - Thompson - Cabrera – Yes

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 163-18

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING AWARD PROFESSIONAL SERVICES

CONTRACT FOR SPECIALIZED ENGINEERING AND ENVIRONMENTAL CONSULTING SERVICES

WHEREAS, the Board of Commissioners of the Borough of Wildwood Crest has determined that there exists the need for specialized engineering and environmental consultation services to be provided to the Borough for the preparation of the Community Forestry Management Plan consistent with standards established by the New Jersey Department of Environmental Protections Division of Parks and Forestry and the New Jersey State Forestry Service's Community Forestry Program; and

WHEREAS, the Borough Clerk received a proposal from The Lomax Consulting Group and those proposal was forwarded to a review committee consisting of the Borough Administrator, Constance Mahon, Borough Clerk, Patricia Feketics, Chief Financial Officer, Alicia Belansen, and Borough Solicitor Ronald J. Gelzunas; and

WHEREAS, the Review Committee has reviewed the proposal submitted by The Lomax Consulting Group and based upon the review criteria, has recommended that the proposal of The Lomax Consulting Group best meets the Borough's needs and that The Lomax Consulting Group has the professional credentials and abilities to perform the services required of the subject contract; and

WHEREAS, under the Local Public Contracts Law, N.J.S.A. 40A:11-1, et. seq., the subject contract would be a contract for professional services because:

1. Professional services of the type herein sought are of such a nature as to require a high degree of trust and confidence in the individual providing the service and may require the creation of a confidential or fiduciary relationship between that individual and the Borough;
2. The services required are highly specialized or technical in nature;
3. The services require peculiar ability and skill, and demand a high degree of specialized knowledge or expertise;
4. The services are such that their relative worth must be judged by subjective considerations that are not susceptible of valuation by competitive bidding;
5. The individual or entity who will provide these services has demonstrated competence and particular expertise in the services required;
6. The individual or entity who will perform these services is held to and fully adheres to the strict ethical standards that govern the involved profession;
7. The services include advise to and consultation with the municipality that require both knowledge and judgment on the part of the individual or entity providing services, as well as the confidence of the municipal officials, such that competitive bidding is not feasible or practical;
8. The services to be provided are such that their nature, scope and duration are not capable of precise measurement, but rather require a flexibility and discretion that render competitive bidding impractical and inefficient; and

WHEREAS, this contract is awarded without competitive bidding in accordance with the provisions of the Local Public Contracts Law, N.J.S.A. 40A:11-1, et. seq. as an authorized exception to the public bidding as a Professional Services Contract; and

WHEREAS, the Commissioners of the Borough of Wildwood Crest concur with the Review Committee's recommendation to award the contract to The Lomax Consulting Group; 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. That the contract for the Community Forestry Management Plan be awarded to The Lomax Consulting Group.
3. The award of this contract is contingent upon compliance with the New Jersey Pay to Play Law as set forth in N.J.S.A. 19:44A-1; production of the Business Entity Disclosure Certificate, Affirmative Action Compliance Notice, New Jersey Certificate of Employee Information Report, New Jersey Business Registration Certificate and proof of insurance as required in the contract and certification from the Chief Financial Officer as to the availability of funds.

4. That the Mayor and Borough Clerk are hereby authorized and empowered to enter into a professional services contract effective immediately and not to extend beyond one (1) calendar year, with The Lomax Consulting Group, who shall be compensated pursuant to attached Proposal which is incorporated herein, at the billable rates set forth therein not to exceed \$5,000.00.

5. That a Notice of Award shall be published in *The Herald of Cape May County* as required by law within ten (10) days of passage of this Resolution, which notice shall state that this Resolution and the contract are on file and available for public inspection in the office of the Borough Clerk.

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. 164-18

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING REFUND OF CREST PIER LEASE PAYMENT OF \$150.00

WHEREAS, the Supervisor of Recreation of the Borough of Wildwood Crest collected a fee of \$150.00 from La Quinta Towers for the purpose of a Condominium meeting on May 26, 2018; and

WHEREAS, the meeting had to be cancelled due to new laws in effect for noticing meetings, and

WHEREAS, it has been determined to refund said fee to La Quinta Towers accordingly as indicated below.

La Quinta Towers	Amount
	\$150.00

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 said refund as per the meeting on May 10, 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. 165-18

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING SPECIAL EVENTS PERMIT

WHEREAS, on May 1, 2018, Patricia Donegan, 1415 Tristram Cir, Mantua, NJ 08051, applied for a Special Events Permit for the purpose of JOHN & PATTY'S WEDDING to be held on September 29, 2018 (rain date September 30, 2018), from 10:00 am to 11:00 am, on the Beach at 9103 Atlantic Ave; and

WHEREAS, Patricia Donegan has supplied all documentation required under Ordinance No. 936, including the requisite Certificate of Insurance, and has 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 Patricia Donegan, 1415 Tristram Cir, Mantua, NJ 08051 for the purpose of JOHN & PATTY'S WEDDING to be held on September 29, 2018 (rain date September 30, 2018), from 10:00 am to 11:00 am, on the Beach at 9103 Atlantic Ave.

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

ADMINISTRATOR'S REPORT:

Nothing to report.

ENGINEER'S REPORT:

Grant Applications

1. Cape May County Open Space Program
 - Cape May County Open Space Board notified all municipalities that applications for park and recreation development are being accepted for 2018.
 - We successfully submitted the application for improvements to Scoop Taylor and Sunrise Parks for the April 16th deadline.
2. New Jersey Direct Install Program
 - The Borough is eligible to receive a 70% grant for energy efficient improvements including the replacement of certain HVAC units, lighting, lighting controls and water closets.
 - We are in the process of securing the utility bill from the Borough to file the grant applications.

Capital Projects

1. Reconstruction of Newark Avenue
 - Our office has been directed to add two (2) alternate bids to the contract for the resurfacing of Denver Avenue and Stockton Avenue from Pacific Avenue to Seaview Avenue.
 - We have set the following bid schedule for the project:

Resolution Authorizing the Bid: May 23rd Commissioner's meeting
Advertisement Date: May 30th
Bid Opening: June 13th at 10:00 am
Possible Borough Award Date: June 20th Commissioner's Meeting
2. Sanitary Sewer Master Plan
 - Our office has met with Public Works to identify streets that require sanitary sewer and roadway surface improvements on a priority basis and have completed our site inspections.
 - Our office is scheduled to have the final report completed in two (2) weeks.
3. Storm Sewer Evaluation and Flood Mitigation Master Plan
 - We have submitted a work order to the Borough to develop a storm sewer and flood mitigation master plan.
 - The goal of the plan is to identify sources of flooding, corrective action to mitigate flooding and chart a prioritized capital plan to effectuate the improvements.
4. ADA Analysis of Borough Buildings
 - We have completed and transmitted the final report to the Borough on May 3rd for the following Borough buildings:

1. Borough Hall	6101 Pacific Avenue
2. Ambulance Corps	9300 Pacific Avenue
3. Crest Pier Recreation Center	5800 Ocean Avenue
4. Lifeguard Station	Rambler Rd. and Beach
5. Nesbitt Tourism/ Info Center	Rambler Rd. and Beach
6. Public Works	120 W. Newark Ave.
7. Von Savage Memorial Pool	8800 New Jersey Avenue
8. Old Library Building	6301 Ocean Avenue

General

1. 2018-2019 Emergency Sanitary Sewer Contract
 - The bids for this project were rejected and readvertised for public bidding.
 - The Bid Opening is scheduled for May 16th at 10:00 am.

CORRESPONDENCE:

Nothing to report.

ROGER BROOKS PRESENTATION:

Mayor Cabrera addressed the public that the Board of Commissioners was dedicated to revitalizing the New Jersey Avenue business district from Crocus to Wisteria Road. He introduced Mr. Dale Foster, the Engineer for Cape May County. Mr. Foster indicated that the county was in the process of selecting a consultant for a survey of the county road. They want to work hand in hand with the Borough and the project is 3 years before construction.

Mr. Brooks spoke of key points and provided slides for 2.5 hours on the importance of creating a dynamic atmosphere for downtowns.

After the presentation, the Administrator asked for the power point slides and Mr. Brooks agreed he would also provide a 20 Ingredient Handout.

The Mayor added the next step in this process would be to include the Zoning and Planning Boards to get New Jersey Avenue ready for the county to participate. He advised all that if they have any questions to contact the Clerk. He added that when the Borough has new information, it will go online and he encouraged participation from our homeowners and that everyone needs to “buy in” to the process in order to make it successful.

Teresa Campbell, Wisteria Road, inquired how the Borough will attract the businesses to come in. The Mayor indicated that they recognize there is an issue and that is why Mr. Brooks was brought in to help jump start us and to make the information available. He further added that we can help with signage, parking and beautification. Commissioner Gould encouraged everyone to share their ideas and to contact any or all of the Governing Body.

Alan Seijas, 6810 Seaview Avenue, added that the presentation and vision were great, but what can be done on the immediate scale. The Mayor added that it was the chairs for both the Zoning and Planning Boards were present and that proper planning was a must. He indicated that he would ask the Borough Administrator to start a timeline for the short term, 2019 and 2020. Mr. Brooks added that he walked the area near Ocean Outfitters and that you can take that small area and remove some parking and make it a temporary plaza.

Jack Morey, on behalf of GWITDA, the new gateway coming over the bridge onto Rio Grande would be spectacular. They are addressing flooding, the pump station and raising the elevation and will have a new giant LED sign. There will be a screen for pumping area and the first phase of Wayfinding System (hopefully in September). Lastly, he indicated that funds were coming from FEMA, Federal Highway Administration and County funds for the project.

PUBLIC COMMENTS:

Nothing.

DISCUSSION:

OLD BUSINESS:

Nothing to report.

NEW BUSINESS:

Nothing to report.

PUBLIC COMMENTS:

The Mayor opened the floor once again for public commentary.

Commissioner Thompson added that the business owners needed to be proactive as well and get together. This project does not fall square on the Borough; it has to be a joint effort.

Hearing nothing further from the public, Commissioner Gould motioned, seconded by Commissioner Thompson that the meeting be adjourned. All were in favor. The time was 12:20 p.m.

Dated: May 23, 2018

Patricia A. Feketics, Borough Clerk

