

Note: Complete Meeting Appears
On 23-19 on file in
Borough Clerk's Office

December 11, 2019
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 a.m. On roll call the following answered to their names:

Gould - ABSENT 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 mailing and e-mailing and same to the Gazette-Leader, Herald of Cape May County and The Press on October 31, 2019.

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

Mr. Thompson motioned, seconded by Mr. Cabrera that Ordinance No. 1318 be placed on second reading and final passage by title only.

Vote: Gould -- ABSENT Thompson -- Cabrera -- YES

THE CLERK READS THE ORDINANCE BY TITLE:

ORDINANCE NO. 1318

BOND ORDINANCE PROVIDING FOR THE IMPROVEMENT OF THE STORM WATER DRAINAGE AND SANITARY SEWERAGE SYSTEMS IN AND BY THE BOROUGH OF WILDWOOD CREST, IN THE COUNTY OF CAPE MAY, NEW JERSEY, APPROPRIATING \$6,000,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$5,700,000 BONDS OR NOTES OF THE BOROUGH FOR FINANCING SUCH APPROPRIATION.

Mr. Thompson motioned, seconded by Mr. Cabrera that a public hearing now be held on Ordinance No. 1318.

Vote: Gould -- ABSENT Thompson -- Cabrera -- YES

Mr. Thompson motioned, seconded by Mr. Cabrera that the public hearing now be closed on Ordinance No. 1318.

Vote: Gould -- ABSENT Thompson -- Cabrera -- YES

Mr. Thompson motioned, seconded by Mr. Cabrera that Ordinance No. 1318 be passed on second and final reading and advertised according to law.

Vote: Gould -- ABSENT Thompson -- Cabrera -- YES

THE CLERK READS THE ORDINANCE BY TITLE:

ORDINANCE NO. 1319

ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 32A, FEES, SECTION 32A-2 MARRIAGE AND CIVIL UNION CEREMONIES INCREASING THE FEE FOR MARRIAGES AND CIVIL UNIONS

Mr. Thompson motioned, seconded by Mr. Cabrera that Ordinance No. 1319 be passed on first reading, advertised according to law, be brought up for second and final reading and public hearing on December 27, 2019 at 9:30 a.m.

Vote: Gould -- ABSENT Thompson -- Cabrera -- YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 307-19

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST CANCELLING BOND ORDINANCE IMPROVEMENT AUTHORIZATION BALANCES

WHEREAS, there exist unexpended balances in certain General Capital Fund Bond Ordinance Improvement authorizations which were dedicated to specific capital projects; and

WHEREAS, said capital projects have been completed and there is no further need to retain said unexpended balances of improvement authorizations; and

WHEREAS, it is deemed to be in the best interest of the Borough of Wildwood Crest to cancel said unexpended balances of improvement authorizations, and it is the desire of the Board of Commissioners to cancel these unexpended balances.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey that unexpended balances of General Capital Fund Bond Ordinance improvement authorizations be and are hereby canceled as follows:

<u>Ord. #</u>	<u>Date Authorized</u>	<u>Description</u>	<u>Amt. Authorized to Cancel</u>
1112	11/22/2010	Various Improvements	
		A. Purchase Trash Packer	\$14,969.99
		C. Imp to Storm Water- NJ and Bayview	142,555.01
		D. Imp to Storm Water – Cresse Avenue	1,157.68
1128	06/08/2011	Improvements to Crest Pier	23,224.17
1130	08/10/2011	Various Improvements	
		B. Purchase Backhoe	13,794.24
		D. Replace Storm Sewer Pipes	60,769.22
		E. Replace Sanitary Sewer Pipes	97,606.01
1140 787.52	01/25/2012	Acquire Public Works Equip.	
1143	03/07/2012	Various Improvements	
		A. Acquisition of Playground Equip	5,402.89
		C. Improvements to Nesbitt Center	2,419.48
1145	07/25/2012	Public Works Vehicular Equipment and benches	511.86
1147	08/29/2012	Various Improvements	
1,872.35		A. Acquisition of Real Property	
		B. Police Communications Equip	4,550.45
1152	12/27/2012	Construct Beachfront Park	<u>2,203.01</u>
		TOTAL AUTHORIZED TO BE CANCELED	<u>\$ 371,823.88</u>

Mrs. Gould motions, Mr. Thompson seconds that the foregoing resolution be adopted.

Vote: Gould -- ABSENT Thompson -- Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 308-19

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST CERTAIN APPROPRIATION TRANSFERS

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 2019 budget appropriations be and the same are hereby authorized as follows:

Appropriation Title	
FROM: Group Insurance – Other Expenses	\$ 240,000.00
Police – Other Expenses	\$ 5,000.00
Financial Admin – Other Expenses	\$ 22,000.00
Land Use – Other Expenses	\$ 500.00
Recreation – Salary and Wages	\$ 5,000.00
Beach Maint - Salary and Wages	\$ 5,000.00
TOTAL	<u>\$ 277,500.00</u>

TO:	Police – Salary and Wages	\$ 5,000.00
	Land Use – Salary and Wages	\$ 500.00
	CMC MUA Charges – Other Expenses	\$ 240,000.00
	Parks and Buildings – Other Expenses	\$ 22,000.00
	Tourism – Other Expenses	\$ 5,000.00
	Beach Maint – Other Expenses	\$ 5,000.00
	TOTAL	<u>\$ 277,500.00</u>

Mrs. Gould motions, Mr. Thompson seconds that the foregoing resolution be adopted.

Vote: Gould -- ABSENT Thompson -- Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 309-19

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING RELEASE OF ESCROW FUNDS TO GARDEN STATE GENERAL CONSTRUCTION, INC. FOR STREET OPENING PERMIT #SO18-0903

WHEREAS, the Wildwood Crest Construction Official has received written approval from the Borough Engineer, DeBlasio & Associates, on September 24, 2019 to refund escrow to Garden State General Construction, Inc. for Street Opening Permit #SO18-0903, Block 154.01/Lot 15; and

WHEREAS, the Wildwood Crest Construction Official has confirmed that all Borough Engineer billings related to Street Opening Application #SO18-0903 are complete; and

WHEREAS, Garden State General Construction, Inc., 8 Clermont Drive, Clermont, NJ 08210 made an escrow payment of \$1,000.00 to the Borough of Wildwood Crest on September 17, 2018 for Street Opening Permit for location 8807 Seaview Avenue, Block 154.01/Lot 15 and has requested return of the unused escrow balance; and

WHEREAS, the escrow used totaled \$385.00 and the Borough of Wildwood Crest Construction Official is recommending the return of the unused escrow fee of \$615.00.

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 return of the balance of the unused escrow account in the amount of \$615.00 to Garden State General Construction, Inc., 8 Clermont Drive, Clermont, NJ 08210 is approved.

BE IT FURTHER RESOLVED that the Chief Financial Officer is hereby authorized to return the balance of the unused escrow account in the amount of \$615.00 to Garden State General Construction, Inc., 8 Clermont Drive, Clermont, NJ 08210.

Mrs. Gould motions, Mr. Thompson seconds that the foregoing resolution be adopted.

Vote: Gould -- ABSENT Thompson -- Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 310-19

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING RELEASE OF ESCROW FUNDS TO GARDEN STATE GENERAL CONSTRUCTION, INC. FOR STREET OPENING PERMIT #SO18-0904

WHEREAS, the Wildwood Crest Construction Official has received written approval from the Borough Engineer, DeBlasio & Associates, on September 24, 2019 to refund escrow to Garden State General Construction, Inc. for Street Opening Permit #SO18-0904, Block 134.01/Lot 10; and

WHEREAS, the Wildwood Crest Construction Official has confirmed that all Borough Engineer billings related to Street Opening Application #SO18-0904 are complete; and

WHEREAS, Garden State General Construction, Inc., 8 Clermont Drive, Clermont, NJ 08210 made an escrow payment of \$1,000.00 to the Borough of Wildwood Crest on September 19, 2018 for Street Opening Permit for location 303 E. Syracuse Avenue, Block 134.01/Lot 10 and has requested return of the unused escrow balance; and

WHEREAS, the escrow used totaled \$322.50 and the Borough of Wildwood Crest Construction Official is recommending the return of the unused escrow fee of \$677.50.

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 return of the balance of the unused escrow account in the amount of \$677.50 to Garden State General Construction, Inc., 8 Clermont Drive, Clermont, NJ 08210 is approved.

BE IT FURTHER RESOLVED that the Chief Financial Officer is hereby authorized to return the balance of the unused escrow account in the amount of \$677.50 to Garden State General Construction, Inc., 8 Clermont Drive, Clermont, NJ 08210.

Mrs. Gould motions, Mr. Thompson seconds that the foregoing resolution be adopted.

Vote: Gould -- ABSENT Thompson -- Cabrera -- YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 311-19

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING THE TAX COLLECTOR TO TURN OVER TAX SALE PREMIUM TO THE BOROUGH OF WILDWOOD CREST CONCERNING THE PROPERTY DESIGNATED AS LOT 34 IN BLOCK 8 ON THE MUNICIPAL TAX MAP

WHEREAS, on the date set forth below, the following property was sold at a tax sale and a tax lien certificate was placed against the property with a premium being paid to purchase the lien; and

Certificate #	Block	Lot	Sale Date	Premium Paid
14-00005	8	34	10/22/2014	\$1,800.00

WHEREAS, the lienholder has not foreclosed on the property and the lien is over five years old; and

WHEREAS, pursuant to N.J.S.A. 54:5-33, any tax sale certificate premium payments shall be held by the Collector, if redemption is not made within five years from the date of sale or the property is foreclosed on, the premium payment shall be turned over to the treasurer of the municipality and become part of the funds of the municipality.

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 Tax Collector is hereby authorized and directed to turn over premium payments totaling \$1,800.00 for tax sale certificates identified herein to the Chief Financial Officer pursuant to N.J.S.A. 54:5-33.

BE IT FURTHER RESOLVED that the Tax Collector and Chief Financial Officer are hereby authorized and directed to execute any and all documents and to take any all other actions necessary to effectuate the terms of this Resolution.

Mrs. Gould motions, Mr. Thompson seconds that the foregoing resolution be adopted.

Vote: Gould -- ABSENT Thompson -- Cabrera -- YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 312-19

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING THE ESTABLISHMENT OF A VOLUNTEER PROGRAM FOR FREE SNOW/ICE REMOVAL FOR SENIOR AND DISABLED PERSONS AND THE APPOINTMENT OF SARAH STEINER AS THE COORDINATOR

WHEREAS, in accordance with N.J.S.A. 40:65-12.3, municipalities are permitted to establish a volunteer program for free removal of snow and ice from the entrance ways, driveways, and abutting sidewalks of qualified residential properties within the municipality; and

WHEREAS, "Qualified Residential Property" is hereby defined as a dwelling unit occupied by a senior or disabled person or persons living by themselves or with young children; and

WHEREAS, "Senior" is hereby defined as any person 62 years of age or older; and

WHEREAS, "Disabled Person" is hereby defined as a person having any impairment which is expected to be of long-continued and indefinite duration and substantially impedes the person's ability to live independently unless the person receives supportive services; and

WHEREAS, the Board of Commissioners recognizes the significantly large senior and disabled persons population living in Wildwood Crest and the difficulty they have with snow/ice removal due to the nature and danger of those activities; and

WHEREAS, the Board of Commissioners wishes to assist the needs of that population with free snow and ice removal at their residence(s) after major winter storms; and

WHEREAS, the Borough of Wildwood Crest has established a webpage on the municipal website under the title, "WC Shovels" for the purpose of disseminating information to the public about the program and availability of free snow and ice removal for seniors and disabled persons; and

WHEREAS, the governing body of each municipality that establishes a volunteer program under subsection a. of the statute shall appoint a coordinator to administer the volunteer program; and

WHEREAS, the coordinator shall be responsible for recruiting and assigning volunteers to conduct snow and ice removal under the volunteer program; and

WHEREAS, the Board of Commissioners designates Sarah Steiner as the Coordinator for the Volunteer Program.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners of the Borough of Wildwood Crest, in the County of Cape May, State of New Jersey, hereby establish a volunteer program titled “WC Shovels,” responsible for free snow/ice removal for seniors and disabled persons living in the Borough of Wildwood Crest.

BE IT FURTHER RESOLVED that the Borough Clerk is hereby instructed to forward copies of this Resolution to the Governor of the State of New Jersey, the members of the 1st Legislative District, the Board of Chosen Freeholders of Cape May County and to all municipalities in Cape May County.

Mrs. Gould motions, Mr. Thompson seconds that the foregoing resolution be adopted.

Vote: Gould -- ABSENT Thompson -- Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:
RESOLUTION NO. 313-19

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING TRANSFER OF TITLE TO IMPOUNDED AND ABANDONED MOTOR VEHICLES NOT NEEDED FOR PUBLIC USE

WHEREAS, the Borough of Wildwood Crest advertised for sale at a public on-line auction certain motor vehicles which came into possession of the Wildwood Crest Police Department through abandonment; and

WHEREAS, N.J.S.A. 40A:11-36(4) provides that, “If no bids are received the property may then be sold at private sale without further publication or notice thereof, but in no event at less than the estimated fair value; or the contracting unit may if it so elects reoffer the property at public sale. As used herein, ‘estimated fair value’ means the market value of the property between a willing seller and a willing buyer less the cost to the contracting unit to continue storage or maintenance of any personal property not needed for public use to be sold pursuant to this section”; and

WHEREAS, Five (5) motor vehicles were advertised for public on-line auction and no bids were received; and

WHEREAS, South Jersey Towing and Bob’s Auto Body have provided invoice fees for towing and storage for the motor vehicles and have requested the titles to be transferred over and have submitted a private sale request as follows:

ITEM		AMOUNT	BUYER
2010 Chrysler Sebring	VIN# 1C3CC 4FB6A N1312 84	\$ 1.00	South Jersey Towing
1997 Jaguar XK8	VIN# SAJGX 274XV C0067 34	\$ 1.00	South Jersey Towing
2006 Hyundai Elantra	VIN# KMHDN 46D16 U3014 74	\$ 1.00	South Jersey Towing
1994 Ford F-150	VIN# 1FTEF 15Y0R NA779 93	\$ 1.00	Bob’s Auto Body
2000 VW Beetle	VIN# 3VWDD 21C1Y M4734 40	\$ 1.00	Bob’s Auto Body

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Borough of Wildwood Crest, in accordance with N.J.S.A. 40A:11-36(4), that the foregoing transfer of title is hereby approved, and the foregoing vehicles are authorized to be transferred to South Jersey Towing and Bob’s Auto Body pursuant to the terms of the Resolution.

Mrs. Gould motions, Mr. Thompson seconds that the foregoing resolution be adopted.

Vote: Gould -- ABSENT Thompson -- Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:
RESOLUTION NO. 314-19

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING ADOPTION OF THE NEW JERSEY AVENUE TRAFFIC CALMING PLAN FOR THE SUNSET LAKE AREA

WHEREAS, the Board of Commissioners has determined that the high level of pedestrian and bicycle traffic resulting from the use of Sunset Lake Bayfront Park and Turtle Gut Memorial Park and the recreational facilities located thereon, and the proximity of the Crest Memorial School and J. Von Savage Memorial Pool which cause New Jersey Avenue and Bayview Drive along Sunset Lake to be utilized by school children as a thoroughfare,

the Board of Commissioners has determined that it is in the interest of the health, safety and welfare of the public to adopt the New Nersey Avenue Traffic Calming plan and design.

BE IT RESOLVED, by the Board of Commissioners of the Borough of Wildwood Crest in the County of Cape May, State of New Jersey that in order to protect the health, safety and welfare of the public and to protect both public and private property, that it is the policy of the Borough to implement traffic calming measures where possible and practicable, within the judgment and discretion of the Borough of Wildwood Crest, and to adopt the New Nersey Avenue Traffic Calming Plan and design prepared by the Borough Engineer MARC DEBLASIO and DEBLASIO & ASSOCIATES, dated August 9, 2019, the implementation of which shall be at the discretion of the Borough and Borough Engineer.

Mrs. Gould motions, Mr. Thompson seconds that the foregoing resolution be adopted.

Vote: Gould -- ABSENT Thompson -- Cabrera -- YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 315-19

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING WAIVING THE STREET OPENING BOND TO THOMAS DEFALCO FOR PROPERTY LOCATED AT 128 WEST WISTERIA ROAD

WHEREAS, Thomas DeFalco, homeowner of property located at 128 West Wisteria Road applied for an street opening permit for 128 West Wisteria Road for an emergency water main repair; and

WHEREAS, Thomas DeFalco has sought a waiver of street opening bond due to said emergency water main repair, which required the disturbance of an area in the right of way; and

WHEREAS, Thomas DeFalco has requested the Borough waive the requirement for a bond for the period of a year after installation, which would incur a financial burden on the homeowner; and

WHEREAS, Section 67-7(E) of the Code of the Borough of Wildwood Crest does permit the Board of Commissioners to impose or modify special conditions with respect to the issuance of any permit in this regard; and

WHEREAS, GE Mechanical recently performed the emergency repair to the water main; and

WHEREAS, Marc DeBlasio, P.E., Borough Engineer, has reviewed and recommends the Borough waive the requirement of bond for the period of one year after installation in conjunction with this project in accordance with the aforesaid representation.

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 above recital paragraphs are incorporated herein as if set forth at length.
2. The waiver of required bond for the period of one year after installation to Mr. Thomas DeFalco for property located at 128 West Wisteria Road, Wildwood Crest, New Jersey is hereby granted.

Mrs. Gould motions, Mr. Thompson seconds that the foregoing resolution be adopted.

Vote: Gould -- ABSENT Thompson -- Cabrera -- YES

BILLS: Mr. Thompson motioned, seconded by Mr. Cabrera that all bills properly authorized, as submitted, be paid.

Vote: Gould -- ABSENT Thompson -- Cabrera -- YES

CORRESPONDENCE:

None.

PUBLIC COMMENTS:

William Laffey, 8002 New Jersey Avenue, inquired about the lot recently purchased by the Borough and what will happen if things do not go as planned. The Mayor added that since New Jersey Avenue is a County Road and the county will be undergoing work on the road, it was the perfect time to revitalize the area and the county identified that parking was needed. Also, the Mayor added that having another parcel of land helps our Bond Rating and Open Space.

Mr. Laffey also addressed concerns with parking and bicycles along Sunset Lake. The Mayor acknowledged that the area is getting more use.

Dennis Travascio, 112 E. Louisville Avenue, inquired if there was a stipend for the coordinator of the snow shovel program and he was informed there is not.

DISCUSSION:

NEW BUSINESS:

-Motels / Dogs on Beach: Commissioner Thompson indicated there was potential litigation against a motel owner that allowed pets, but did not offer a designated area for the animals to relieve themselves and homeowners wanted an ordinance in place that would require motels to have a small parcel of their land for animals. The Mayor thought it would best be suited at the Zoning Board level for their opinion.

Dennis Travascio, 112 E. Louisville Avenue, voiced concern as a homeowner and not wanting other people's animals using his property as well.

-Snow Program: The Mayor added that volunteers were needed and to contact Sarah Steiner at Public Works.

OLD BUSINESS:

-Dune / Fishing Pier (USACE)- N/A

-Tents on the beach/ Smoking on the beach: N/A

-Parking in front of Leader Printers: The Mayor indicated he has had a few requests to take a stronger look at parking all along New Jersey Avenue.

-Draft Ordinance for Ch. 63 Sidewalks: N/A

-Sunset Lake Bathroom: N/A

-Parking for RVs: Draft ordinance in circulation.

-Old Library- N/A

-Faux Lawn → to Green Team and Planning Board: No comments yet from Green Team or Planning Board. The Mayor asked the Administrator to circle back with both.

-Referendum permitting one consumption liquor license in business zone- The Mayor indicated there was a stockholder meeting this evening at 5:30 at Fire Company and a handout would be readily available.

PUBLIC COMMENTS:

After hearing nothing from the public, Mr. Thompson motioned, and Mr. Cabrera seconded that the meeting be adjourned. The time was 9:50 a.m.

Dated: December 27, 2019

Patricia A. Feketics, Borough Clerk

