

Note: Complete Meeting Appears
On 04-19 on file in
Borough Clerk's Office

February 20, 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 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 October 25, 2018.

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

Mrs. Gould motions, Mr. Thompson seconds that Ordinance No. 1294 be placed on second reading and final passage by title only.

Vote: Gould - Thompson - Cabrera – Yes

THE CLERK READS THE ORDINANCE BY TITLE:

ORDINANCE NO. 1294

**ORDINANCE AMENDING AND SUPPLEMENTING
CHAPTER 11, BRUSH MAINTENANCE, SECTION 11-1
REGULATION, PARAGRAPH "B" TREE LIMBS AND
BRANCHES OF THE CODE OF THE BOROUGH OF
WILDWOOD CREST**

Mrs. Gould motions, Mr. Thompson seconds that a public hearing now be held on Ordinance No. 1294.

Vote: Gould - Thompson - Cabrera – Yes

Mrs. Gould pointed out that when trees now come down, homeowners will be responsible to ground up the stumps.

Dennis Travascio, 112 E. Louisville Avenue, inquired about who is responsible to repair sidewalks and the Solicitor indicated the homeowner would need to restore it to previous condition as per Borough Code.

After hearing nothing further from the public, Mrs. Gould motions and Mr. Thompson seconds that the public hearing on Ordinance No. 1294 now be closed.

Vote: Gould - Thompson - Cabrera – Yes

Mrs. Gould motions, Mr. Thompson seconds that Ordinance No. 1294 be passed on second and final reading and advertised according to law.

Vote: Gould - Thompson - Cabrera – Yes

Mrs. Gould motions, Mr. Thompson seconds that Ordinance No. 1294 be placed on second reading and final passage by title only.

Mrs. Gould motions, Mr. Thompson seconds that Ordinance No. 1295 be placed on second reading and final passage by title only.

Vote: Gould - Thompson - Cabrera – Yes

THE CLERK READS THE ORDINANCE BY TITLE:

ORDINANCE NO. 1295

**ORDINANCE OF THE BOROUGH OF WILDWOOD CREST
AMENDING CHAPTER 73, TAXICABS, IN ACCORDANCE WITH THE
SHARED SERVICES AGREEMENT BETWEEN THE BOROUGH OF
WILDWOOD CREST AND THE CITY OF WILDWOOD REGARDING
THE REGULATION OF TAXI-CABS**

Mrs. Gould motions, Mr. Thompson seconds that a public hearing now be held on Ordinance No. 1295.

Vote: Gould - Thompson - Cabrera – Yes

After hearing nothing from the public, Mrs. Gould motions and Mr. Thompson seconds that the public hearing on Ordinance No. 1295 now be closed.

Vote: Gould - Thompson - Cabrera – Yes

Mrs. Gould motions, Mr. Thompson seconds that Ordinance No. 1295 be passed on second and final reading and advertised according to law.

Vote: Gould - Thompson - Cabrera – Yes

Mrs. Gould motions, Mr. Thompson seconds that Ordinance No. 1296 be placed on second reading and final passage by title only.

THE CLERK READS THE ORDINANCE BY TITLE:

ORDINANCE NO. 1296

**ORDINANCE OF THE BOROUGH OF WILDWOOD CREST
AMENDING AND SUPPLEMENTING SECTION 79-35 SCHEDULE IV
TIME LIMIT PARKING SPACES OF CHAPTER 79 VEHICLES AND
TRAFFIC OF THE CODE OF THE BOROUGH OF WILDWOOD CREST**

Mrs. Gould motions, Mr. Thompson seconds that a public hearing now be held on Ordinance No. 1296.

Vote: Gould - Thompson - Cabrera – Yes

After hearing nothing from the public, Mrs. Gould motions and Mr. Thompson seconds that the public hearing on Ordinance No. 1296 now be closed.

Vote: Gould - Thompson - Cabrera – Yes

Mrs. Gould motions, Mr. Thompson seconds that Ordinance No. 1296 be passed on second and final reading and advertised according to law.

Vote: Gould - Thompson - Cabrera – Yes

THE CLERK READS THE ORDINANCE BY TITLE:

ORDINANCE NO. 1297

**ORDINANCE TO ESTABLISH CAP BANK FOR
CY2019 PURSUANT TO N.J.S.A. 40A:4-45.14**

Mrs. Gould motions, Mr. Thompson seconds that Ordinance No. 1297 be passed on first reading, advertised according to law, be brought up for second and final reading and public hearing on March 6, 2019 at 9:30 a.m.

Vote: Gould - Thompson - Cabrera – Yes

THE CLERK READS THE ORDINANCE BY TITLE:

ORDINANCE NO. 1298

**ORDINANCE AMENDING AND SUPPLEMENTING
CHAPTER 21, CLAIMS PROCEDURE OF THE CODE OF
THE BOROUGH OF WILDWOOD CREST**

Mrs. Gould motions, Mr. Thompson seconds that Ordinance No. 1298 be passed on first reading, advertised according to law, be brought up for second and final reading and public hearing on March 6, 2019 at 9:30 a.m.

Vote: Gould - Thompson - Cabrera – Yes

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 73-19

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 2019

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 2019.

BE IT FURTHER RESOLVED that said budget be published in *The Cape May County Herald* issue of February 27, 2019.

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 20, 2019.

BE IT FURTHER RESOLVED that a hearing on the budget and tax resolution will be held on Wednesday, March 20, 2019 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 2019 may be presented by taxpayers and other interested persons.

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

Vote: Gould -- Thompson -- Cabrera – Yes

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 74-19

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST ACCEPTING WORK PERFORMED AND AUTHORIZING RELEASE OF PERFORMANCE BOND AND PAYMENT OF FULL CONTRACT AMOUNT FOR THE BOILER REPLACEMENT IN BOROUGH HALL CONTRACT

WHEREAS, the contract for the Boiler Replacement in Borough Hall Project was awarded to PK Welding d/b/a PK Mechanical Services; and

WHEREAS, PK Welding posted a Performance Bond No.: BX04093 from Bondex Insurance Company in the amount of \$124,500.00 ensuring the Borough of Wildwood Crest; and

WHEREAS, the Borough's project engineer, Craig Aukett, Senior Project Engineer of Locketong Engineering, by letter dated February 5, 2019 which is incorporated herein, reports to the Borough that it has performed all punch list inspections of the new boiler installation on December 17, 2018 and deems the installation as completed in accordance with the plans and specifications prepared by their office by the engineer of record Craig Aukett, P.E.; and

WHEREAS, Locketong Engineering further reports that final inspection has been performed and all permits have been successfully closed and recommends release of the performance bond and release of the full contract amount to PK Welding d/b/a PK Mechanical Services in the amount of \$128,235.00 ; and

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. That the plan and design as set forth in the Specifications prepared by Locketong Engineering engineer of record Craig Aukett, P.E., for the Boiler Replacement in Borough Hall Project are hereby approved and accepted.
3. That the improvements performed by PK Welding d/b/a PK Mechanical Services are hereby approved and accepted.
4. That the Clerk is hereby authorized to release the performance bond conditioned upon receipt and acceptance of the appropriate maintenance bond by the Project Engineer and Municipal Solicitor.

5. That Chief Financial Officer is hereby authorized to release the balance of the contact amount of \$128,235.00 to PK Welding d/b/a PK Mechanical Services less any payment of all professional escrow fees, or other valid and proper adjustments, if any.

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

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

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 75-19

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING A PROFESSIONAL SERVICES CONTRACT WITH JACOBS & BARBONE, P.A., AS SPECIAL COUNSEL AT THE HOURLY RATE \$175.00 AT THE NTE SUM OF \$10,000 FOR CY2019

WHEREAS, the Borough of Wildwood Crest requires the professional services of a law firm specializing in a current civil litigation case; and

WHEREAS, it is desired to employ a professional, pursuant to law, who is duly trained, experienced and specialized in the area of skilled civil litigation; and

WHEREAS, the Local Public Contracts Law provides for the entering into of a contract for professional services pursuant to R.S.40A:11-5(1)(a), without advertising for competitive bidding; and

WHEREAS, the Borough has determined that **JACOBS & BARBONE, P.A.**, with an address of 1125 Pacific Avenue, Atlantic City, New Jersey is qualified to perform said work and it is desired to enter a professional contract with them for said services pursuant to law, and to provide for the advertising of a notice pursuant to law; 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 to 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, JACOBS & BARBONE, P.A. has completed and submitted a Business Entity Disclosure Certification which certifies that Jacobs & Barbone, P.A., will not make any reportable contributions pursuant to N.J.S.A. 19:44A-1 commencing January 2, 2019 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, County of Cape May, New Jersey, as follows:

1. **Jacobs & Barbone, P.A.**, of Atlantic City, New Jersey is hereby retained as Special Counsel to provide specialized professional services for a current civil litigation for the period ending December 31, 2019. The said professional services to be received shall be "as directed" by the Borough of Wildwood Crest from time to time.

2. The Mayor and Borough Clerk are hereby authorized and empowered to enter into a contract with **Jacobs & Barbone, P.A.** for specialized professional services in the field of civil litigation for a term of the period indicated above, which contract shall provide for payment at the hourly rate of **one hundred seventy five (\$175.00) dollars per hour and not to exceed \$10,000.**

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; a copy of these documents shall be kept on file in the office of the Borough Clerk.

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

Vote: Gould -- Thompson -- Cabrera – Yes

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 76-19

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING AWARD OF CONTRACT TO THE BREAKER GROUP, FOR VIRTUAL MONITORING AND SERVER MAINTENANCE FOR THE BOROUGH FOR CY2019 AT THE NTE AMOUNT OF \$6,360.00

WHEREAS, there exists the need for a company to provide virtual monitoring and server maintenance to be retained by the Borough 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 Agreement which is made a part hereof by reference as if fully set forth; and

WHEREAS, THE BREAKER GROUP, INC. has completed and submitted a Business Entity Disclosure Certification which certifies that THE BREAKER GROUP, INC. will not make any reportable contributions pursuant to N.J.S.A. 19:44A-1 commencing January 1, 2019 to any political committee or candidate through the term of this contract, December 31, 2019.

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 is awarded for the period of January 1, 2019 through December 31, 2019.
3. The Mayor and Borough Clerk are hereby authorized and empowered to enter into the attached agreement with THE BREAKER GROUP, INC., who shall be compensated by voucher at the not to exceed sum of **\$6,360.00.**
4. The award of this contract is contingent upon 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.
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.

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

Account Number (s) _____ Amount _____ Signature _____

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

Vote: Gould -- Thompson -- Cabrera – Yes

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 77-19

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

WHEREAS, N.J.S.A. 40A:4-59 permits transfers between appropriation reserves during the first three (3) months of the fiscal year;

WHEREAS, Claims have been received for the year 2018 for which inadequate appropriation reserves exist to pay said claims.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey, (not less than two-thirds of the full membership concurring) that transfers between appropriation reserves be and the same are hereby authorized as follows:

Appropriation Title		
FROM:	Group Insurance – Other Expenses	\$50,000.00
	TOTAL	<u>\$50,000.00</u>
TO:	CMC MUA Charges – Other Expenses	\$50,000.00
	TOTAL	<u>\$50,000.00</u>

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

Vote: Gould -- Thompson -- Cabrera – Yes

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 78-19

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST APPROVING ANNUAL SEWER RATES AND MINIMUM CHARGES FOR CALENDAR YEAR 2019

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:	\$22.20 per 1000 gallons of metered water consumption
Minimum Annual Charge:	\$124.00

WHEREAS, the due date for the first quarter will be April 1, 2019 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 2019.

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

Vote: Gould -- Thompson -- Cabrera – Yes

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 79-19

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING REFUND OF PROPERTY TAXES OR UTILITIES OVERPAYMENT

WHEREAS, the Tax Collector of the Borough of Wildwood Crest collected from the property owner or it's designee an excess amount on 2019 property taxes and/or utility payments; and

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

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

168-1.03	Woods, Ronald L & Margaret T	Amount
2019 Taxes	101 W. St. Louis Ave.	\$1,128.43
	Two mortgage companies paid the same quarter	
	Refund overpayment to Lereta	

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 February 20, 2019.

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

Vote: Gould -- Thompson -- Cabrera – Yes

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 80-19

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING RELEASE OF ESCROW FUNDS

WHEREAS, the Wildwood Crest Construction Official has received written approval from the Borough Engineer, DeBlasio & Associates, on December 27, 2018 to refund escrow to Atlantic City Electric for Street Opening Permit #SO17-1003, Block 98.01/Lot 1 (for reference); and

WHEREAS, the Wildwood Crest Construction Official has confirmed that all Borough Engineer billings related to Street Opening Application #SO17-1003 are complete; and

WHEREAS, Atlantic City Electric, 5100 Harding Highway, Mays Landing, New Jersey 08330 made an escrow payment of \$1,000.00 to the Borough of Wildwood Crest on November 30, 2017 for Street Opening Permit for location 7600 Atlantic Ave., Block 98.01/Lot 1 (for reference) and has requested return of the unused escrow balance; and

WHEREAS, the escrow used totaled \$372.50 and the Borough of Wildwood Crest Construction Official is recommending the return of the unused escrow fee of \$627.50.

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 \$627.50 to Atlantic City Electric, 5100 Harding Highway, Mays Landing, NJ 08330 be and hereby is approved.

BE IT FURTHER RESOLVED that Chief Financial Officer is hereby authorized to return the balance of the unused escrow account in the amount of \$627.50 to Atlantic City Electric, 5100 Harding Highway, Mays Landing, New Jersey 08330.

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

Vote: Gould -- Thompson -- Cabrera – Yes

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 81-19

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AMENDING RESOLUTION NO. 51-19, WHICH ADOPTED A COMMUNITY FORESTRY MANAGEMENT PLAN 2018-2022, TO NOW BE EFFECTIVE 2019-2023

WHEREAS, the Board of Commissioners of the Borough of Wildwood Crest authorized the adoption of the Community Forestry Management Plan 2018-2022 on January 2, 2019 via Resolution No. 51-19; and

WHEREAS, the previously adopted Community Forestry Management Plan had the effective period from 2018-2022 and needs to be amended to read effective 2019-2023; and

WHEREAS, the remainder of all other sections and subsections of the aforementioned Community Forestry Management Plan shall remain in full force and effect.

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

1. The Borough of Wildwood Crest hereby authorizes the amended Community Forestry Management Plan to now be effective 2019-2023.
2. The Mayor is here authorized to sign the Municipal Information Form with the Time Period covering 2019-2023.
3. The remainder of the Community Forestry Management Plan shall remain in full force and effect.

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

Vote: Gould -- Thompson -- Cabrera – Yes

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 82-19

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING THE MAYOR TO SUBMIT A LETTER OF INTEREST AND SUBMIT AN APPLICATION FOR POTENTIAL FUNDS FOR BIKE RACKS

WHEREAS, the Borough of Wildwood Crest is a bicycle friendly town interested in making every effort to encourage residents and visitors to park their vehicles and use their bicycles; and

WHEREAS, the Board of Commissioners of the Borough of Wildwood Crest would like to incorporate more bicycle racks throughout the municipality; and

WHEREAS, PeopleForBikes.org accepts grant applications from non-profit organizations with a focus on bicycling, active transportation, or community development, from city or county agencies or departments, and from state or federal agencies working locally; and

WHEREAS, PeopleForBikes.org focuses most grant funds on bicycle infrastructure projects such as:

- Bike paths, lanes, trails, and bridges
- Mountain bike facilities
- Bike parks and pump tracks
- BMX facilities
- End-of-trip facilities such as bike racks, bike parking, bike repair stations and bike storage

WHEREAS, PeopleForBikes.org accepts requests for funding of up to \$10,000.00; and

WHEREAS, the application process has two parts: Letter of Interest and Full Application.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor is hereby authorized to submit a Letter of Interest to PeopleForBikes.org to include an overview of the project proposed for funding, and if selected, PeopleForBikes.org will request a full application.

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

Vote: Gould -- Thompson -- Cabrera – Yes

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 83-19

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING THE MAYOR TO EXECUTE AN EXTENSION OF THE UNITED INDEPENDENT UNION (UIU) CONTRACT THROUGH MAY 31, 2019

WHEREAS, the Borough of Wildwood Crest entered an agreement with the United Independent Union, LOCAL 1, from January 1, 2016 through December 31, 2018; and

WHEREAS, the bargaining team of the Union has requested that the aforementioned collective bargaining agreement, with all the terms and conditions contained therein, be extended through May 31, 2019, and that any increases in economic terms and conditions in a successor agreement shall be retroactive to May 31, 2019 provided that there is no work stoppage; and

WHEREAS, the Borough of Wildwood Crest has agreed to the extension agreement.

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 above recital paragraphs are incorporated herein as if set forth as length.
2. The Mayor (Commissioner of Public Works) and Borough Clerk are hereby authorized, instructed, and empowered to execute the Extension Agreement on behalf of the Borough of Wildwood Crest for the period January 1, 2019 through May 31, 2019, and that any increases in economic terms and conditions in a successor agreement shall be retroactive to May 31, 2019 provided there is no work stoppage.
3. This Resolution shall take effect as provided by law.

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

Vote: Gould -- Thompson -- Cabrera – Yes

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

Vote: Gould -- Thompson -- Cabrera – Yes

REPORTS: 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, 2019 be accepted as presented.

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

MINUTES: Mrs. Gould motioned, seconded by Mr. Thompson that all minutes from the regularly scheduled commission meetings dated January 23, 2019 and February 6, 2019 be accepted as presented.

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

ADMINISTRATOR'S REPORT:

Kayak Launch/ Sunset Lake Shoreline Stabilization

This project is currently under construction. Demolition of necessary structures has been completed and South State is currently working on the shoreline stabilization improvements. According to Tom Thornton, Coastal Engineer, the contractor has completed approximately 70% of the base bid work, including removal of stone from below the MHWL and placement of half the stabilization mats. The concrete deadmen and anchors for the mats placed to date is scheduled for next week. It is expected that all the mats should be completed in 3-4 weeks, which will be on schedule. This means that all of the FEMA work should be completed within the 120-day interim completion period.

As far as the recreational amenities, our Coastal Engineer has received the EZ Dock submittal for the kayak launch and has made comments to make changes and is awaiting sealed PE submittals for the piers and gangway.

Our engineer is awaiting the contractor's submittal for the pavilion. That that submittal needs to be submitted ASAP due to the lead time. He has also requested an updated schedule from South State demonstrating they will meet the overall project schedule of completion of the pavilion by April 11 and all landscaping and restoration by May 11. I will share that as soon as it is received.

Beach/ Dune Project

We met with representatives from the US Army Corp, Philadelphia District and NJDEP Coastal Engineering on February 14th.

According to NJDEP Coastal Engineering Representative-Chris Constantino the beach/dune project is expected to be constructed in 2021 at the earliest or as late as fall of 2023. This WRDA funded project is subject to the congressional budget each year and has a 4-year re-nourishment cycle, meaning that the project template will be filled every 4-years if necessary. Loss of sand and/or removal of sand in the borrow area and back beach scouring causing ponding will be addressed each cycle. In the case of a declaration due to a coastal storm event this project would make the Crest eligible for emergent, authorized work in between cycles. The project is now at 70% plans with necessary easements in our neighboring municipalities now being sought. Fortunately, none of the Crest's beaches are privately owned and require easement. The total estimated cost for this project is \$8.2M based on linear feet. This cost estimate is overstated due to already existing dunes and will be updated. Some areas of concern that were discussed at this meeting was the method and permitting for back beach fill which will bring the height of the back beach to 2-ft below the bulkhead and excavation of some dune area to prevent the Fishing Pier from continued sand accretion. After this meeting I have been in constant contact with Chris Constantino to address the back-beach flooding issue sooner rather than waiting for this project to commence. He has been very accommodating.

Rio Grande Avenue Gateway Improvement Project

County Engineer Bob Church stated that he is currently working on plans for this very large project. No meetings have been planned that I am aware of at this time.

Cape May County Open Space and Recreation Applications 2018

Pacific Avenue- Rambler to Jefferson

A meeting was held here in the Crest with Bob Church, T& M and several representatives of the borough on February 13th. At this meeting it was reported that base mapping is currently be done by the Cape May County Engineering Dept. for this shared project which will be the subject of a shared service agreement with the County. The project will cover sewer, stormwater improvements and road reconstruction to Pacific Avenue from Rambler to Jefferson. It is

anticipated that the County will pay for the stormwater improvements along Pacifica Avenue while Wildwood Crest would pay for the stormwater improvements necessary to tie in drainage improvements and run along several side streets. County Engineer Bob Church stated that he expects to receive federal funding for this project which should be authorized in the fall of 2020 with construction likely in the fall of 2021. We must address all necessary infrastructure improvements in advance of the County's construction leaving plenty of time for proper compaction.

New Jersey Avenue-Rambler to Cresse

Also discussed at this same meeting was an upcoming shared project with Cape May County. This County roadway project is slated for 2022 with necessary Crest improvements to take place in advance in 2021. This project will include also include stormwater and sewer improvements and a shared service agreement with Cape May County. It is also a component of the New Jersey Avenue Business District Improvement project and the reason behind the timing of that project.

I was in contact with Gary Finger of the New Jersey Board of Public Utilities and requested that he meet with the Mayor and I to discuss any possible programs offered by the BPU that provides financial assistance for lighting improvements or other energy savings incentive programs that would benefit the New Jersey Avenue Business District and property owners. I will report back on this future meeting.

Center Designation

As I previously reported the Office of Planning Advocacy has informed us that our Center's Designation expiration has been changed to June 30, 2020. If we are interested in maintaining our designated center, we inform the State Planning Commission (SPC) of our intent and engage a planner to work with the OPA and make application to the SPC. It does take the better part of a year to complete this process.

Beach Signage

The beach rules, street side sign and park designation signs have been approved and bid documents are currently being prepared. We expect to authorize the bid at our next meeting and our goal is to have them installed prior to the 2019 summer season.

Replacement of Boiler in Borough Hall

This project is complete. Tonight's resolution authorized the close out of this project and move from performance bond to maintenance bond.

The Mayor added that beach grading was touched upon earlier and that the estimated timeline for US ACE project is 2021-2023 and that ponding is currently an issue right now that needs to be addressed immediately. He asked the governing body to consider having sand moved to the back portion of the beaches and to have bid specs prepared so it can be moved on at the next meeting. He added that there is the possibility of having part of the project funded (part of the state's portion could be credited back). The commissioners were all on board. The Administrator added that it could take approximately 2-3 weeks and the cost is approximately \$280,00.00.

Vince Nardini, 222 E. Hollywood Avenue, asked how much higher the sand would be in the back portion and the Administrator indicated 4 foot below the bulkhead.

Victoria Dolan, 6400 Atlantic Avenue, asked if there were beach areas that were prioritized and the Administrator added it was being done the length of the Cresse Avenue to Rambler Road.

ENGINEER'S REPORT:

Grant Applications

1. Cape May County Open Space Program
 - We presented the application to the Cape May County Open Space Board (CMCOSB) on May 22nd.
 - In a July 18, 2018 letter, the CMCOSB recommended that Sunrise Park be funded by a \$283,625.00 grant. It is our understanding that the CMCOSB is presenting this project to the Cape May County Freeholders in December 2018 and will hopefully become an officially funded project for Spring, 2019.

- Our office provided a proposal to the Borough on December 3, 2018 to complete the project.
2. FY2019 NJDOT Municipal Aid Program
 - The Borough has selected to submit the Reconstruction of Trenton Avenue from the beach to Pacific Avenue.
 - The grant application was successfully submitted on September 6th.
 3. FY2019 NJDCA Small Cities Program
 - The Borough has elected to submit ADA improvements at the Old Library Building and Von Savage Pool as the application.
 - The State has notified the Borough that \$354,545.00 in grant funding has been allocated for this project.

Capital Projects

1. Reconstruction of Newark Avenue and Jefferson Avenue Sanitary Sewer Replacement
 - The Bid Opening occurred on June 13, 2018. The bid was awarded to Perna Finnigan, Inc. in the amount of \$972,349.04 based on the award of Alternate Bid #3.
 - Weather permitting, the contractor has indicated that both Newark Avenue and Jefferson Avenue will be paved by mid-March.
2. Storm Sewer Evaluation 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.
 - We have collected the information on the storm sewer facilities with the Borough and have completed the storm sewer GIS mapping.
 - We have collected the survey data for all private and public bayside bulkheads and have completed the mapping.
 - The report is scheduled to be completed the week of March 4th.
3. FY 2018 NJDCA Small Cities Program - ADA Improvements to Rambler Road Street End
 - The project has been awarded to Charles Marandino, LLC in the amount of \$220,431.25.
 - The pre-construction meeting was held on February 15th and the contractor has indicated that they plan to start work the week of March 4th.
4. Scoop Taylor Park & Sunrise Park Improvements
 - Our office provided a proposal to the Borough on December 3, 2018 to complete the proposed improvements.
5. Pacific Avenue Storm Sewer Improvements and Borough Street Improvements
 - Our office provided a proposal to the Borough on December 14, 2018 to complete the proposed improvements.
 - The County has indicated that the survey and base mapping is scheduled to be delivered to our office by the end of March, 2019.
6. Reconstruction of Denver and Stockton Avenues
 - Our office provided a proposal to the Borough on December 28, 2018 to complete the proposed improvements.
7. Crest Pier Parking Lot Improvements
 - Our office provided a proposal to the Borough on November 13, 2018 to complete the proposed improvements.

General Engineering

1. Sanitary Sewer Regulations, Ordinance and Standards
 - The objectives of the new sanitary sewer ordinance is to provide a new process for sanitary sewer permits, inspections and construction standards.
 - Our office has completed and transmitted the draft ordinance for Borough review on December 10, 2018 and are scheduling a final coordination meeting with Borough officials.

2. Washington Avenue Park Drainage Improvements
 - Our office provided a proposal to the Borough on November 13, 2018 to complete the work.
 - The survey of the park was completed the week of December 10, 2018.
3. NJDEP CAFRA Beach Programming Individual Permit
 - Our office provided a proposal to the Borough on February 19, 2019 to prepare and submit a NJDEP Individual Permit Application.

The Mayor added that the Stormwater Master Plan is almost complete, and the Borough will have more meetings, specifically to address flooding issues.

CORRESPONDENCE: N/a

PUBLIC COMMENTS:

Dennis Travascio, 112 E. Louisville Avenue, inquired about resolutions 3, 4, and 11. It was pointed out that:

#3 is regarding on-going litigation (3rd party complaint);

#4 is a contract with a company for auxiliary monitoring 24/7; and

#11 is an extension of the United Independent Union (sanitation) contract through 5-31-19.

DISCUSSION:

NEW BUSINESS:

-New Wildwood Crest Video- The Borough unveiled a new promotional video. It was well received and it will immediately be uploaded to our current website and our Public Information Officer will be promoting it.

-Beach Grading- Previously discussed.

OLD BUSINESS:

-Bulkhead issue- Can be removed.

-Solar Panels- No developments.

-"Share the Road" campaign- The Administrator indicated she has prices for the signage reached out to the county to see if they would pay for their portion. Will advise when she hears.

-Bike Racks- Authorized the Mayor to sign a Letter of Interest via Resolution #10.

-County Dispatch-

Commissioner Thompson indicated that the Borough is currently moving forward with moving to County Dispatch.

Dominic Travascio, 112 E. Louisville Avenue, inquired about the fee structure for county dispatch and the Administrator indicated it is fixed at \$265,000 for 5 years and it is based on call volume and added that if and when more municipalities join there is a possibility of a decrease.

-Beach boxes-

The Borough is looking to enter into a Shared Services with Wildwood to supply 50 boxes for our beaches. These boxes would belong to Wildwood and they would be responsible for the placement and removal. The only thing left to discuss are the financial details.

-Smoking on Beach Ordinance- Slated for introduction on March 20, 2019.

-Drug Free School Zone Ordinance- Slated for introduction on March 20, 2019.

-Named Parks- Slated for introduction on March 20, 2019.

-Beach and Park Signage- Looking to go out to bid shortly.

-Analysis of pedestrian crosswalks and street markings – safety review: still being reviewed.

-Clean Energy Direct Install Program- waiting on Public Works to meet with Mr. Hutchinson in the next few days to finalize details.

-Sewer Lateral specifications Ordinance- A meeting is being planned to meet with the construction official in March to address this.

INDIVIDUAL PERMIT – This was discussed in Engineer’s Report and will be addressed at March 6, 2019 meeting.

-South of Rambler Beach access-

-Rambler North bike path / street ends

PUBLIC COMMENTARY:

Hearing nothing from the public, Mrs. Gould motioned, seconded by Mr. Thompson that the meeting be adjourned. All were in favor and the time was 6:12 p.m.

Dated: March 20, 2019

Patricia A. Feketics, Borough Clerk

