

Note: Complete Meeting Appears
On 10-19 on file in
Borough Clerk's Office

May 22, 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.

Commissioner Gould introduced the new Zoning Officer, Alex Bauer.

The Clerk announced that Ordinance No. 1305, which Amends and Supplements Ch. 85 Land Use to Regulate Wireless Communication Facilities in the Public Rights of Way has been tabled.

THE CLERK READS THE FOLLOWING ORDINANCE BY TITLE:

ORDINANCE NO. 1306

**AN ORDINANCE AUTHORIZING THE EXECUTION OF A
MODIFICATION OF A PRE-EXISTING EASEMENT RELATIVE TO
BLOCK 79 LOT 1.01**

Mrs. Gould motioned, seconded by Mr. Thompson that Ordinance No. 1306 be passed on first reading, advertised according to law, be brought up for second and final reading and public hearing on June 5, 2019 at 9:30 a.m.

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

The Mayor opened the floor to the public for questions after he gave a brief overview of the ordinance.

Marie Nickerson, 8801 Bayview Drive, asked if 4 single family homes would take the place of the current restaurant and asked how long the process would take. The Conflict Attorney indicated that the current owner was still in the process of obtaining permits from the city and the state.

Frank Pison, 116 West Toledo Avenue, indicated he has seen equipment being removed from the property known as Brine and that he heard the owner has not received the permit from CAFRA yet. Lastly, he indicated that people have been working in the shed into the evening. The Conflict Attorney added that the parcel of land is not in Wildwood Crest and Wildwood Crest laws can not be imposed upon Lower Township. Any issues must be directed to Lower Township.

Prior to the resolutions be introduced, Commissioner Dave Thompson, Commissioner Joyce Gould and Mayor Cabrera presented a Proclamation to Jack Taylor for his years of service as a member of the Wildwood Crest Volunteer Fire Company #1.

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 143-19

**RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF
WILDWOOD CREST RATIFYING A MEMORANDUM OF AGREEMENT BETWEEN
THE BOROUGH OF WILDWOOD CREST AND WILDWOOD CREST UNITED
INDEPENDENT UNION FROM JANUARY 1, 2019 THROUGH DECEMBER 31, 2021**

WHEREAS, the United Independent Union, Local 1, hereinafter known as Union, has been certified as the representative of “sanitation workers” of the Borough of Wildwood Crest so designated and specifically included in the appropriate certificate of representation, under Docket No. RO-87-36; and

WHEREAS, the bargaining team of the Union and the bargaining team of the Borough of Wildwood Crest have held negotiation sessions and have reached agreement on all of the bargainable issues existing between the Borough and the Union; and

WHEREAS, it is the intent of the Board of Commissioners of the Borough of Wildwood Crest to formalize an agreement to contain that which has been negotiated by and between both parties, in addition to those articles, not proposed for change by either party, which shall remain in full force and effect.

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

1. The above recital paragraphs are incorporated herein as if set forth in full.
2. The Commissioner of Public Works and Borough Clerk are hereby authorized, instructed, and empowered to execute the agreement on behalf of the Borough of Wildwood Crest for the period January 1, 2019 through December 31, 2021, embodying all of the mutual terms, understandings and conditions involving the employment of all sanitation workers so included in the Union within the meaning of the act as more fully described in the certification of representation under Docket No.RO-87-36; a copy of said agreement shall be placed on file in the office of the Borough Clerk and is incorporated herein by reference as if fully set forth.
3. This Resolution shall take effect as provided by law.

Mr. Thompson motions, Mrs. Gould seconds that the foregoing resolution be adopted.
Vote: Gould -- Thompson -- Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 144-19

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST APPROVING A SETTLEMENT AGREEMENT WITH A PLAINTIFF IN LITIGATION KNOWN AS STEVEN WRONKO V. BOROUGH OF WILDWOOD CREST, ET AL.

WHEREAS, the Borough of Wildwood Crest is the defendant in litigation entitled Steven Wronko v. Borough of Wildwood Crest et al., under Docket No. CPM-L-119-19 (the “Litigation”); and

WHEREAS, the Board of Commissioners, based upon the recommendation by its Solicitor, Ronald J. Gelzunas, Esquire, who has negotiated a settlement agreement and recommended that the litigation be settled in accordance with the terms and conditions of the Consent Order attached hereto as Exhibit “A” (the “Consent Order”); was authorized and directed to settle the Litigation and to execute the Consent Order in closed session on April 17, 2019 determining that such settlement is in the best interest of the Borough.

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 decision in closed session to settle the Litigation in accordance with the terms of the Consent Order is hereby memorialized and approved.

Mr. Thompson motions, Mrs. Gould seconds that the foregoing resolution be adopted.
Vote: Gould -- Thompson -- Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 145-19

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING AWARD OF PROFESSIONAL SERVICES CONTRACT TO MARC DEBLASIO OF DEBLASIO & ASSOCIATES FOR NJDEP INDIVIDUAL PERMIT APPLICATION FOR BEACH PROGRAMMING AND IMPROVEMENTS PLAN AT THE NTE SUM OF \$30,000

WHEREAS, the Board of Commissioners of the Borough of Wildwood Crest has determined that there exists the need for the “Professional Services” of an ENGINEER to be retained by the Borough for the performance of engineering work and related duties associated with **NJDEP INDIVIDUAL PERMIT APPLICATION FOR BEACH PROGRAMMING AND IMPROVEMENTS PLAN** as directed by the authorized representatives of the Borough of Wildwood Crest, all as more specifically set forth in the attached Proposal from **MARC DEBLASIO DEBLASIO & ASSOCIATES**, dated February 19, 2019, which is made a part hereof by reference as if fully set forth; and

WHEREAS, the Local Public Contracts Law N.J.S.A. 40A:1-11, et seq. requires that the Resolution authorizing the award of contracts for “Professional Services” without competitive bids must be publicly advertised; and

WHEREAS, this contract was not awarded through a “fair and open process,” but does meet all of the criteria required by the provisions of N.J.S.A. 19:44A-20.4, *et seq.* for said award; 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;
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; and
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.

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. 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.
3. 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 **MARC DEBLASIO OF DEBLASIO & ASSOCIATES**, who shall be compensated pursuant to attached Proposal which is incorporated herein, at the billable rates set forth therein not to exceed \$30,000.00.
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.

Mr. Thompson motions, Mrs. Gould seconds that the foregoing resolution be adopted.
Vote: Gould -- Thompson -- Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

**RESOLUTION NO. 146-19
RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF
WILDWOOD CREST AUTHORIZING AWARD OF PROFESSIONAL SERVICES
CONTRACT TO MARC DEBLASIO OF DEBLASIO & ASSOCIATES FOR PACIFIC
AVENUE SANITARY SEWER REPLACEMENT AT THE NTE SUM OF \$60,000**

WHEREAS, the Board of Commissioners of the Borough of Wildwood Crest has determined that there exists the need for the “Professional Services” of an ENGINEER to be retained by the Borough for the performance of engineering work and related duties associated with **PACIFIC AVENUE SANITARY SEWER REPLACEMENT** as directed by the authorized representatives of the Borough of Wildwood Crest, all as more

specifically set forth in the attached Proposal from **MARC DEBLASIO DEBLASIO & ASSOCIATES**, dated April 25, 2019, which is made a part hereof by reference as if fully set forth; and

WHEREAS, the Local Public Contracts Law N.J.S.A. 40A:1-11, et seq. requires that the Resolution authorizing the award of contracts for “Professional Services” without competitive bids must be publicly advertised; and

WHEREAS, this contract was not awarded through a “fair and open process,” but does meet all of the criteria required by the provisions of N.J.S.A. 19:44A-20.4, et seq. for said award; 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;
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; and
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.

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. 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.
3. 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 **MARC DEBLASIO OF DEBLASIO & ASSOCIATES**, who shall be compensated pursuant to attached Proposal which is incorporated herein, at the billable rates set forth therein not to exceed \$60,000.00.
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.

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

Vote: Gould -- Thompson -- Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 147-19

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING AWARD OF PROFESSIONAL SERVICES CONTRACT TO MARC DEBLASIO OF DEBLASIO & ASSOCIATES FOR PACIFIC

**AVENUE STORM SEWER IMPROVEMENTS & VARIOUS BOROUGH STREET
IMPROVEMENTS AT THE NTE SUM OF \$240,000**

WHEREAS, the Board of Commissioners of the Borough of Wildwood Crest has determined that there exists the need for the “Professional Services” of an ENGINEER to be retained by the Borough for the performance of engineering work and related duties associated with **PACIFIC AVENUE STORM SEWER IMPROVEMENTS & VARIOUS BOROUGH STREET IMPROVEMENTS** as directed by the authorized representatives of the Borough of Wildwood Crest, all as more specifically set forth in the attached Proposal from **MARC DEBLASIO DEBLASIO & ASSOCIATES**, dated December 14, 2018, which is made a part hereof by reference as if fully set forth; and

WHEREAS, the Local Public Contracts Law N.J.S.A. 40A:1-11, et seq. requires that the Resolution authorizing the award of contracts for “Professional Services” without competitive bids must be publicly advertised; and

WHEREAS, this contract was not awarded through a “fair and open process,” but does meet all of the criteria required by the provisions of N.J.S.A. 19:44A-20.4, et seq. for said award; 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;
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; and
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.

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. 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.
3. 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 **MARC DEBLASIO OF DEBLASIO & ASSOCIATES**, who shall be compensated pursuant to attached Proposal which is incorporated herein, at the billable rates set forth therein not to exceed \$240,000.00.
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.

Mr. Thompson motions, Mrs. Gould seconds that the foregoing resolution be adopted.
Vote: Gould -- Thompson -- Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 148-19

A RESOLUTION AUTHORIZING A SHARED SERVICES AGREEMENT BETWEEN THE BOROUGH OF WILDWOOD CREST AND THE COUNTY OF CAPE MAY LIBRARY COMMISSION FOR LANDSCAPING SERVICES

WHEREAS, the Borough of Wildwood Crest and the County of Cape May Library Commission wish to renew a Shared Services Agreement for landscaping services for the state of the art library branch at 6301 Atlantic Avenue, Wildwood Crest, NJ 08260 for three years; and

WHEREAS, the Wildwood Crest Branch construction project included considerable landscaping; and

WHEREAS, the Commission requires assistance in maintaining the appearance of the basic landscaping through routine mowing and weeding and Wildwood Crest is in a position to undertake those services; and

WHEREAS, the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 *et seq.*, authorizes local government units, including municipalities and counties, to enter into agreements for the exchange of services pursuant to the provisions of the statute; and

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, State of New Jersey, hereby approves and adopts the attached Shared Services Agreement with the County of Cape May Library Commission and authorizes and directs the Mayor and Borough Clerk to execute same; and

BE IT FURTHER RESOLVED that a copy of this resolution be attached to the original Shared Services Agreement and shall remain on file in the Clerk’s Office and available for public inspection.

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

Vote: Gould -- Thompson -- Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 149-19

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST TO CANCEL UNCOLLECTIBLE TAXES

WHEREAS, N.J.S.A. 54:4-91.2 requires the tax collector to submit to the Board of Commissioners on or before May 1st annually, a list of uncollectible taxes for the current year for cancellation.

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 cancel the following current year taxes:

Block	Lot	Uncollectible Amount	Reason
38.01	1	\$841.60	Erroneous Assessment. House demolished 8/16/17
114	2	\$674.28	Erroneous Assessment. House demolition not reflected in 2018 assessment.

BE IT FURTHER RESOLVED, that a certified copy of this resolution will be forwarded to the Tax Collector and Tax Assessor.

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

Vote: Gould -- Thompson -- Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 150-19

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING THE MAYOR TO SIGN THE NJ DEP LAND USE REGULATION PERMIT AS SUBMITTED BY MARK PLATZER

WHEREAS, the Board of Commissioners of the Borough of Wildwood Crest were provided an Application Form for Permit Authorization from the State of New Jersey, Department of Environmental Protection, Division of Land Use Regulation by Mark Platzer, for the property located at 8100 Bayview Drive; and

WHEREAS, it is the desire of the Board of Commissioners of the Borough of Wildwood Crest to grant authorization to Mark Platzer and hereby authorizes the Mayor to sign the NJ DEP Land Use Regulation Permit.

Mr. Thompson motions, Mrs. Gould seconds that the foregoing resolution be adopted.
Vote: Gould -- Thompson -- Cabrera -- YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 151-19

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING AMENDMENT TO THE 2019 MUNICIPAL BUDGET TO ACCOUNT FOR ADDITIONAL FUNDING FROM THE GREATER WILDWOOD TOURISM IMPROVEMENT AND DEVELOPMENT AUTHORITY

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 \$1,000.00 from the Greater Wildwood Tourism Improvement and Development Authority for the Crest Community Pig Roast and wishes to amend its 2019 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 2019 in the sum of \$ 1,000.00 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:	
Greater Wildwood Tourism Improvement and	
Development Authority: Crest Community Pig Roast.....	\$ 1,000.00

BE IT FURTHER RESOLVED that a like sum of \$.....1,000.00 is hereby appropriated under the caption of:

GENERAL APPROPRIATIONS

- (a) Operations Excluded from Caps
 - Public and Private Programs Offset by Revenues:
 - Greater Wildwood Tourism Improvement and
 - Development Authority: Crest Community Pig Roast

BE IT FURTHER RESOLVED that the Borough CFO 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.

Mr. Thompson motions, Mrs. Gould seconds that the foregoing resolution be adopted.
Vote: Gould -- Thompson -- Cabrera -- YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 152-19

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING REFUND OF FIRE PREVENTION ANNUAL REGISTRATION FEE IN THE AMOUNT OF \$35.00 FOR PROPERTY LOCATED AT 6404 PACIFIC AVENUE

WHEREAS, Mr. David Reichert, paid the fire prevention annual registration fee in the amount of \$35.00 on January 28, 2019 for registration of the property located at 6404 Pacific Avenue located in the Borough of Wildwood Crest; and

WHEREAS, Mr. David Reichert, has requested a full refund of the registration fee paid in the amount of \$35.00 due to the fact that the property has been determined by the Fire Official to be exempt from the registration fees and annual fire inspection as an owner-occupied one-or-two family dwelling; and

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey, that the Chief Financial Officer of the Borough of Wildwood Crest is hereby authorized and directed to cause a refund in the amount of \$35.00 to be made to Mr. David Reichert, 6404 Pacific Avenue Wildwood Crest, NJ 08260 for the reasons more fully set forth above.

Mr. Thompson motions, Mrs. Gould seconds that the foregoing resolution be adopted.
Vote: Gould -- Thompson -- Cabrera -- YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 153-19

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING ENDORSEMENT OF PRELIMINARY PREFERRED ALTERNATIVE 3 FOR THE LOCAL CONCEPT DEVELOPMENT OF THE OCEAN DRIVE (CR 621) UPGRADES AND BRIDGE IMPROVEMENTS

WHEREAS, Cape May County in conjunction with the South Jersey Transportation and Planning Organization and New Jersey Department of Transportation are performing a local Public Concept Development (LCD) Study for Ocean Drive (County Road 621) Upgrade and Bridge Improvements; and

WHEREAS, nine (9) alternatives for improvements to the Middle Thorofare Bridge were developed including a no build option, rehabilitation of the existing bridge, replacement with a movable span and replacement with a fixed span with varying roadway alignments; and

WHEREAS, Cape May County has carefully reviewed and evaluated each alternative as the basis of their impacts to the local fishing industry and businesses as well as future costs for maintenance and oversight and has been presented with a finding of facts at the Freeholder Caucus of February 12, 2019 presented by the consultant, Michael Baker Associates; and

WHEREAS, Cape May County supports the replacement of the Middle Thorofare Bridge, with their preferred alternative being Alternative 3, a fixed bridge with 80 feet vertical clearance including the realignment of Ocean Drive (County Road 621) and the replacements of both the Mill Creek and Upper Thorofare Bridges with Alternative 3 being so designated in the Local Concept Development Study prepared by Michael Baker Associates dated February 2019; and

WHEREAS, the Borough of Wildwood Crest has reviewed and evaluated each alternative and endorses the Preliminary Preferred Alternative 3 for the Local Concept Development of the Ocean Drive (CR621) Upgrades and Bridge Improvements.

NOW, THEREFORE BE IT RESOLVED, by the Board of Commissioners of the Borough of Wildwood Crest, that Alternative 3, a fixed bridge with 80 feet vertical clearance, is the County's as well as the Borough of Wildwood Crest's preferred alternative for improvements to the Middle Thorofare Bridge.

Mr. Thompson motions, Mrs. Gould seconds that the foregoing resolution be adopted.
Vote: Gould -- Thompson -- Cabrera -- YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 154-19

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING A CONTRACT AWARD FOR AN AMATEUR SAND SCULPTING CONTEST

WHEREAS, the Board of Commissioners of the Borough of Wildwood Crest has determined that there exists the need for the "Extraordinary Unspecifiable Services" of a sand sculpting contest professional to assist the municipality with an amateur sand sculpting contest to be held on Friday, July 12, 2019 on the beach in Wildwood Crest; and

WHEREAS, obtaining quotes for said services would be impractical and not possible due to the limited vendors providing services of this nature; and

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

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

1. The services require peculiar ability and skill, and demand a high degree of specialized knowledge or expertise;
2. The services are such that their relative worth must be judged by subjective considerations that are not susceptible of valuation by competitive bidding;
3. The individual or entity who will provide these services has demonstrated competence and particular expertise in the services required;
4. 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, the Borough has determined that Can You Dig It Sand Tools/Matt Long dba Days at the Beach is qualified to perform the said work and it is desired to enter a contract with them for said services pursuant to law, and to provide for the advertising of a notice pursuant to law; and

WHEREAS, Can You Dig It Sand Tools/Matt Long dba Days at the Beach has completed and submitted a Business Entity Disclosure Certification which certifies that Can You Dig It Sand Tools/Matt Long dba Days at the Beach will not make any reportable contributions pursuant to N.J.S.A. 19:44A-1 commencing July 11, 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. The above recital paragraphs are incorporated herein as if set forth at length.
2. Can You Dig It Sand Tools/Matt Long dba Days at the Beach is hereby retained to assist with an amateur sand sculpting contest to be held on Friday, July 12, 2019 on the beach in Wildwood Crest as an Extraordinary Unspecified Service. The said services to be received shall be “as directed” by the Borough of Wildwood Crest.
3. The Mayor and Borough Clerk are hereby authorized and directed to enter into a contract with Can You Dig It Sand Tools/Matt Long dba Days at the Beach for specialized services, which contract shall provide for fees not to exceed \$7,800.00, contingent upon certification from the Chief Financial Officer as to the availability of funds.
4. This contract is awarded without competitive bidding as an extraordinary unspecified service in accordance with the provisions of the Local Public Contracts Law aforesaid, and in accordance with the provisions of N.J.S.A. 19:44A-1, and shall be in a form approved by the Borough.
5. The Business Disclosure Entity Certification and the Determination of Value shall be placed on file with this Resolution.
6. 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.

Mr. Thompson motions, Mrs. Gould seconds that the foregoing resolution be adopted.
Vote: Gould -- Thompson -- Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

**RESOLUTION NO. 155-19
RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF
WILDWOOD CREST AUTHORIZING THE APPOINTMENT OF JOSEPH FRANCO AS A
MEMBER OF THE WILDWOOD CREST TOURISM COMMISSION FILLING A
VACATED POSITION WITH TERM EXPIRING DECEMBER 31, 2020**

WHEREAS, there exists a vacancy position for a member of the TOURISM COMMISSION of the Borough of Wildwood Crest; and

WHEREAS, said vacated term will expire December 31, 2020; and

WHEREAS, JOSEPH FRANCO has expressed interest in filling the vacated position; and

WHEREAS, it is the desire of the Board of Commissioners of the Borough of Wildwood Crest to appoint JOSEPH FRANCO as a member of the TOURISM COMMISSION of the Borough of Wildwood Crest.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest that JOSEPH FRANCO be and he is hereby appointed as a member of the TOURISM COMMISSION of the Borough of Wildwood Crest for a two (2) year term, said term commencing immediately and expiring December 31, 2020.

Mr. Thompson motions, Mrs. Gould seconds that the foregoing resolution be adopted.
Vote: Gould -- Thompson -- Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

**RESOLUTION NO. 156-19
RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF
WILDWOOD CREST AUTHORIZING SPECIAL EVENTS PERMIT TO BEVERLY
TRAPP AND MILTON BIRD**

WHEREAS, on March 18, 2019, Beverly Trapp and Milton Bird, 1333 Wisconsin Ave, Cape May, NJ 08204, applied for a Special Events Permit for the purpose of a Wedding to be held on June 7, 2019, from 4:00 pm to 6:30 pm, at Coleman-Callahan Veterans Park; and

WHEREAS, Beverly Trapp and Milton Bird 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 is hereby authorized and directed to issue a Special Events Permit to Beverly Trapp and Milton Bird, 1333 Wisconsin Avenue, Cape May, NJ 08204 for the purpose of a Wedding to be held on June 7, 2019, from 4:00 pm to 6:30 pm, at Coleman-Callahan Veterans Park.

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

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

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 157-19

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING ADVERTISEMENT OF A NOTICE TO BIDDERS FOR BEACH IDENTIFICATION SIGNS AND PARK SIGNS

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 Borough Clerk is hereby authorized to advertise a Notice to Bidders in *The Herald of Cape May County* issue of May 29, 2019.

BE IT FURTHER RESOLVED that the plan and design as set forth in the Specifications on file in the Borough for the **BEACH IDENTIFICATION SIGNS AND PARK SIGNS** is hereby approved.

BE IT FURTHER RESOLVED Sealed bids will be received by the Bid Opening Committee in the Municipal Court Room, Wildwood Crest Borough Hall, on Friday, June 14, 2019 at 11:00 a.m. prevailing time, for furnishing the items hereinafter set forth in accordance with the Specifications on file in the Borough Hall. Said items are as follows:

BEACH IDENTIFICATION SIGNS AND PARK SIGNS

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

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

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 158-19

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING FOR THE SALE OF EQUIPMENT FROM THE BOROUGH OF WILDWOOD CREST TO THE CITY OF NORTH WILDWOOD

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A: 11-36 pertains to the sale or disposition by a contracting unit of personal property not needed for public use; and

WHEREAS, N.J.S.A. 40A:11-36(2) provides that “contracting unit need not advertise for bids when it makes such sale to the United States, the State of New Jersey, another contracting unit or to any body politic to which contributes tax raised funds,” and

WHEREAS, the Borough of Wildwood Crest has entered into a Shared Services Agreement with the City of North Wildwood for Municipal Court Services on September 4, 2018 as duly authorized by Wildwood Crest Ordinance No. 1288 and North Wildwood Ordinance No. 1760; and

WHEREAS, the Borough of Wildwood Crest Police Department has recommended that the Garrett Metal Detector on loan to the City of North Wildwood be sold to the City of North Wildwood for the Shared Municipal Court Services for total sum of \$1.00; and

WHEREAS, the Garrett Metal Detector, is currently listed in the Borough of Wildwood Crest Fixed Asset Inventory, Asset #000722, Model #PD 6500i; and

WHEREAS, City of North Wildwood has agreed to purchase the Garrett Metal Detector for the sum of \$1.00 and the City of North Wildwood Chief Financial Officer has certified the availability of funds; and

WHEREAS, the City of North Wildwood satisfactorily has met the conditions prescribed and required by N.J.S.A. 40A:11-36(2) thus enabling a direct sale for the sum total of \$1.00 to the Borough of Wildwood Crest for the Metal Detector described hereinabove, in that the City of North Wildwood and the Borough of Wildwood Crest

are both contracting units within the State of New Jersey and the subject of the sale is not needed for public use by the Borough of Wildwood Crest.

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

1. All of the statements of the preamble are incorporated herein by this reference thereto as though the same were set forth at length.
2. In accordance with the provisions of N.J.S.A. 40A:11-36(2), ownership of a Garrett Metal Detector, Asset #000722, Model #6500i, presently on loan to the City of North Wildwood, is hereby authorized to be to the City of North Wildwood by the Borough of Wildwood Crest for the total sum of \$1.00.
3. That the appropriate officials of the Borough of Wildwood Crest are hereby authorized, empowered, and directed to execute any and all required documents necessary to conclude the sale of the aforesaid Metal Detector, said execution to permit the physical transfer of said Metal Detector to the City of North Wildwood as expeditiously as possible.

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

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

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 159-19

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST DENYING STREET OPENING PERMIT FOR 119 EAST CHARLESTON AVENUE DUE TO FIVE YEAR MORATORIUM

WHEREAS, Chapter 67, Street Excavations, Subsection 67-6, Recently Paved Streets, of the Code of the Borough of Wildwood Crest prohibits excavation of any street for a period of five (5) years after reconstruction, resurfacing, repaving or overlayment; and

WHEREAS, South Jersey Gas is requesting to open cut Charleston Avenue in front of 119 East Charleston Avenue; and

WHEREAS, portions of Charleston Avenue are currently within the five-year moratorium period until January 1, 2021; and

WHEREAS, the owner of the property located at 119 East Charleston Avenue has requested a hardship waiver of the five-year moratorium due to costly electrical service; and

WHEREAS, in accordance with Borough Code, the governing body may consider the request and render a decision to issue or deny said application; and

WHEREAS, the Borough executed an agreement with NJDOT certifying that it would not permit any non-emergency street openings for five years and this condition is included in NJDOT Municipal Aid applications and agreements.

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 preamble hereto is repeated herein as if set forth in full.
2. Due to the agreement with the NJDOT as set forth herein, permission is hereby denied for the excavation of New Jersey Avenue for the sole non emergency purpose of costly electrical service.
3. Reconstruction and restoration of the roadway and all necessary permit fees and guarantees pursuant to Chapter 67 of the Code of the Borough of Wildwood Crest shall be enforced.

Mr. Thompson motions, Mrs. Gould 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, the Tax Collector, the Chief of Police, Emergency Services Coordinator for the EMS and the Wildwood Crest Volunteer Fire Co. #1 Chief for the month ending April 30, 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 April 17th and May 1st, 2019 be approved as presented.

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

STORM WATER MASTER PLAN PRESENTATION -by Marc DeBlasio, Borough Engineer. The Report will immediately be made available for viewing on the Borough's website.

Gary Agness, 5405 Lake Road, had indicated that the plans look great, but had concerns about what could be done now. The Engineer indicated there were four options (valves) that the Borough needed to consider.

Nancy Agness, 5405 Lake Road, indicated that cars drive too fast when there is flooding and cause a wake and would like to see the Borough post signs to keep traffic off under those conditions.

Frank Lupo, 6701 Park Blvd, had concerns over flooding and added that a flood pump station would force the water out.

Sandra Mollica, 9306 Atlantic Avenue, had concerns over raising street and where the flood water would end and the Engineer indicated that raising the streets would push surface flooding.

Rich Cioll, 9305 Seaview Avenue, added that he believed the concept of changing outflow was not realistic. He wanted more information on time lines and decisions. The Mayor added that we now have the report and the recommendations by the Engineer and the Borough will have to prioritize with a plan and cost analysis.

Gary Agness, 5405 Lake Road, added that if the bulkhead ordinance is amended, all bulkheads will have to come up to compliance and they must connect with neighboring properties.

ADMINISTRATOR'S REPORT:

May 22, 2019

Kayak Launch/ Sunset Lake Shoreline Stabilization

FEMA work was been completed within the 120-day interim completion period which ended on April 11th. NJ State Police OEM liaison completed his walk through in preparation for project closeout and met with our CFO and OEM Director to assist with this task. As far as the recreational amenities: the concrete, sod, landscaping, and pavers from the south end of the project through the kayak launch entrance is on schedule to be completed by end of the day this Thursday. Concrete, electrical, and sod north of the kayak launch will continue working in a northerly direction and be completed the following week. The sod encompassing the entire park will be replaced. Unfortunately, the delivery of some lighting fixtures and the drinking fountain/ water filling station were delayed therefor the project will not be complete until around June 10th. No work will be done this Friday to accommodate the influx of visitors this weekend.

Beach/ Dune Project

I continue to work with DEP Coastal Engineers.

Back Beach Fill

I am very happy to report that the back-beach fill from Rambler south was completed last week both on time and under budget. This back-passing project was done by Arthur R Henry, Inc at an estimated cost \$228,280. The project actually came in at \$219,972.65 for 34,550.20 cubic yards of sand at \$5.73 per cubic yard and \$22,000 for mobilization. My thanks to Arthur Henry, Tom Thornton and NJDEP-Division of Coastal Engineering.

Rio Grande Avenue Gateway Improvement Project

As many of you have seen, this County project is currently under construction. The contractor is currently working on the elevation of Rio Grande Avenue by 3 feet, the current four lanes will be transformed into 5 with a center turning lane, a sidewalk and low protective wall is being constructed to replace the existing railing along the base of the bridge and they are currently installing a gas-powered pump station. Other esthetic improvements include signage, the iconic beach balls and emblems. Work is expected to shut down for the summer at the end of the week. Project details can be found on the County's website.

Cape May County Open Space and Recreation Applications 2018

Marc DeBlasio is currently preparing the plan and bid specifications for this fall project. Conceptual plans are currently posted on our website and will be updated.

Pacific Avenue- Rambler to Jefferson

Nothing new to report at this time

New Jersey Avenue-Rambler to Cresse

Nothing new to report at this time

Center Designation

I met with Liz Semple of the State Planning Commission and Rick Brown of NJDEP Land Use, members of the Cape May County Planning Department and the 3 other Wildwoods Administrator's last week. It was agreed that the SPC, DEP and County will assist us with the preparation of our application to the SPC for the continuation of the Wildwoods' Center Designation. This should save our taxpayers thousands of dollars. I have a list of documents that I must provide to Rick Brown and will be reaching out to various departments for their assistance with this effort. On a side note I wanted to report that I provided Liz Semple with a draft of the Flood Mitigation and Storm Sewer Master Plan for her review. She was very impressed with the effort put forth by the Borough to act on this important infrastructure issue and stated that most of the State's planning efforts will focus on this type of mitigation.

Beach Signage

The beach rules, street side sign and park designation signs bid documents are ready and a notice to bidders was authorized this evening.

Rambler Road Beach Entrance

As many of you have seen, the beach access at Rambler Road is now complete. This project features many ADA improvements including new curb ramping, ADA compliant showers, a boat for picture taking and included the installation of a circle, new cable railings, the milling and paving of the entire block as well as striping the street to make for better traffic flow and improved pedestrian and cyclist safety. Our Public Works Department will be handling the landscaping improvements in house.

Mayor Cabrera added that there will be a Grand Opening Ceremony scheduled for June 21st at 3:00 p.m. for both Sunset Lake and Rambler Road to showcase the improvements.

Kay Sparkman, 7705 New Jersey Avenue, added that the weeds in front of her motel on Sunset Lake need to be trimmed and that the yellow signs are awful. She further wanted clarification on start times for the contracted workers on Sunset Lake and the Administrator indicated it is normally 8:00 a.m., but they are union workers and can start at 7:00 a.m.

ENGINEER'S REPORT:

Grant Applications

1. FY2020 NJDOT Municipal Aid Program
 - The NJDOT has announced that they are accepting State Aid applications for Roadways, Bikeways, Pedestrian, Safe Streets to Transit and Transit Village projects.
 - The grant application deadline is July 19, 2019.
2. 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 contractor has completed all of the work and the project is in the closeout phase.
 - The final change order for final as-built quantities was approved at the May 1, 2019 Commissioner's meeting.
2. FY 2018 NJDCA Small Cities Program – Rambler Road Beach Street End
 - Barring any unforeseen problems, the project is scheduled to be completed by May 23rd.
3. Sunrise Park Improvements
 - Cape May County approved a grant for Sunrise Park in the amount of \$283,625.00.
 - Our office is currently in the design phase and construction is scheduled for Fall, 2019.
4. 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 May.

5. 2019 Road Improvement Program - Reconstruction of Crocus Road, Denver Avenue, Stockton Avenue and Trenton Avenue
 - Our office is currently in the design phase.
 - Construction is scheduled for Fall, 2019.
6. NJDEP CAFRA Permit-Beach Programming and Improvements
 - Our office provided a proposal to the Borough on February 19, 2019 to complete the permit application.
 - Submission of the permit application is scheduled for Fall, 2019.

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.

CORRESPONDENCE:

N/A

PUBLIC COMMENTS:

Victoria Dolan, 6400 Atlantic Avenue, had concerns over the placement of the current beach boxes and thought they were too far back and too close to the current designated smoking areas. The Administrator indicated she would speak to the Director in Wildwood and coordinate with Public Works.

Dave Miller, 141 East Wisteria Road, wanted clarification on the beach back fill project north of Rambler Road and the Administrator indicated that south of Rambler Road was the focus point of the project. The Mayor added that as these new projects (beach boxes, and trial smoking area) are in the infancy stage and that changes may be forthcoming if they are needed.

DISCUSSION:

NEW BUSINESS:

-ADVISORY BOARD – FISHING PIER – The Mayor indicated there were three people that were interested in serving on Advisory Board and it was conveyed to the Clerk to put on the June 5th agenda.

-OPPOSITION OF A-4221

(Provision of Protection of Public's Rights Under Public Trust Doctrine)

The Mayor, Commissioners Gould and Thompson were in favor of opposing the bill and conveyed to the Clerk to put on the June 5th agenda.

-WHYY SEGMENT ON LIFEGUARDS- COMPETITION – The Mayor would like the Public Information Officer and Chief of Beach Patrol in attendance to discuss at the June 5th agenda.

-SECOND HOMEOWNER COMMITTEE (TABLED)

-GWITDA MINUTES FROM MARCH 22, 2019 -would like to discuss at June 5th meeting.

OLD BUSINESS:

-Solar Panels- Gave the Engineer the go ahead.

Referendum permitting one consumption liquor license in business zone- Currently gathering information and waiting to hear from the respective boards with comments. The Mayor suggested that FAQ sheet be generated to ensure the public has the correct information and possibly a rendering of New Jersey Avenue potential.

Discussion ensued on the Referendum:

Commissioner Thompson pointed out the Governing Body needs to provide their thoughts on the topic.

Paris Branda, 122 E. Syracuse, voiced opposition. Commissioner Thompson pointed out that it could in fact improve New Jersey Avenue since so many restaurants are no longer in Wildwood Crest.

Solicitor Gelzunas gave a brief rundown on the referendum and how there is a cap on the number of licenses due to population.

Gail Miller, 141 E. Wisteria Road, voiced concern over the number of hotels/motels (approx. 7) with 100 sleeping units that will also benefit from that type of liquor license and also the catering permits. The Mayor added that the County owns this portion of New Jersey Avenue (Cresse Avenue to Rambler Road) and that it will be undergoing infrastructure work and that this was the perfect time to tie in improvements.

Chief McGrath, WCPD, added that currently they have limited authority on private property, but if there is a liquor license, they have much greater authority and can go on premise at any time and the regulations are stricter. Commissioner Thompson added that if the referendum were to be reversed, hotels/motels would have to have restaurants, not just 100 sleeping units.

The Mayor added that a FAQ will be generated and forthcoming.

Vacancy on the Green Team / TDC / PLANNING BOARD

There are still vacancies on the Green Team and Planning Board.

-Analysis of pedestrian crosswalks and street markings – safety review - No new information.

-Sewer Lateral specifications Ordinance- Currently on hold.

After hearing nothing further from the public, Mr. Cabrera motioned and Mr. Thompson seconded that the meeting be adjourned. All were in favor. The time was 7:31 p.m.

Dated: June 19, 2019

Patricia A. Feketics, Borough Clerk

