

Note: Complete Meeting Appears
On 14-19 on file in
Borough Clerk's Office

July 24, 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 motioned, seconded by Mr. Thompson, that Ordinance No. 1310 be placed on second reading and final passage by title only.

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

THE CLERK READS THE FOLLOWING ORDINANCE BY TITLE:

ORDINANCE NO. 1310

**ORDINANCE OF THE BOROUGH OF WILDWOOD CREST
REPEALING SECTIONS 4-2, 4-3, AND 4-4 OF CHAPTER 4 OF THE
CODE OF THE BOROUGH OF WILDWOOD CREST THAT PROHIBIT
THE ADVERTISEMENT OF BYOB BY RESTAURANTS, DINING
ROOMS OR OTHER COMMERCIAL ESTABLISHMENTS**

Mrs. Gould motioned, seconded by Mr. Thompson that a public hearing be held on Ordinance No. 1310.

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

Hearing nothing from the public, Mrs. Gould motioned, seconded by Mr. Thompson that that the public hearing on Ordinance No. 1310 now be closed.

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

Mrs. Gould motioned, seconded by Mr. Thompson that Ordinance No. 1310 be passed on second and final reading and advertised according to law.

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

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 203-19

**RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF
WILDWOOD CREST AUTHORIZING ADVERTISEMENT OF A NOTICE TO BIDDERS
FOR 2019 ROAD IMPROVEMENT PROGRAM**

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 both *The Herald of Cape May County* as well as *The Press of Atlantic City* issues of July 31, 2019.

BE IT FURTHER RESOLVED that the plan and design as set forth in the Specifications on file in the Borough for the **2019 ROAD IMPROVEMENT PROGRAM** 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 **Wednesday, AUGUST 14, 2019 at 10:00 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:

2019 ROAD IMPROVEMENT PROGRAM

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. 204-19

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING A CONTRACT WITH TRIAD ASSOCIATES FOR PREPARATION OF A SPECIALIZED ECONOMIC IMPACT ASSESSMENT

WHEREAS, there exists the need for the “Services” of a firm to be retained by the Borough for the Preparation of a Specialized Economic Impact Assessment 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, TRIAD ASSOCIATES has completed and submitted a Business Entity Disclosure Certification which certifies that **TRIAD ASSOCIATES** will not make any reportable contributions pursuant to N.J.S.A. 19:44A-1 commencing July 24, 2019 to any political committee or candidate through the term of this contract. Said term shall expire July 23, 2020; and

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

Account Number(s) _____ Amount _____ Signature _____

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

1. The above recital paragraphs are incorporated herein as if set forth at length.

2. That the Mayor and Borough Clerk be and they are hereby authorized, instructed, and empowered to execute the attached agreement with **TRIAD ASSOCIATES**, who shall be compensated by voucher at the agreed upon hourly rates, **not to exceed \$13,850**, contingent upon certification from the Chief Financial Officer as to the availability of funds, and whose rate/fee structure are contained in the aforesaid Agreement and said “Independent Contractor” shall be required to comply with this Resolution, and the attached Agreement. Said **TRIAD ASSOCIATES** is further required to comply with all other conditions/provisions of law or regulation applicable to a “Contractor,” including but not limited to procuring/maintaining sufficient insurance coverages necessary to fully protect the interests of the Borough in each and every instance relative to performance under this contract.

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. 205-19

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST REQUESTING THE COUNTY OF CAPE MAY INSTALL BICYCLE SIGNAGE ON COUNTY ROAD 621 IN THE BOROUGH OF WILDWOOD CREST

WHEREAS, the Board of Commissioners of the Borough of Wildwood Crest recognize the number of bicyclists and motorists on the roads in Wildwood Crest is increasing and there is a need to educate both on sharing the road; and

WHEREAS, County Road 621 runs through Wildwood Crest on Pacific Avenue from Jefferson Avenue to Rambler Road, Rambler Road from Pacific Avenue to New Jersey Avenue and on New Jersey Avenue from Rambler Road to Cresse Avenue; and

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 Board of Commissioners of the Borough of Wildwood Crest is requesting the installation of eighteen (18) (MUTCD) W11-1 (bicycle symbol - 30” x 30”) and eighteen (18) Horizontal “ON ROADWAY” (18” x 24”) signs along CR621 at the following locations:

BICYCLE SIGNAGE

LOCATIONS AND MEASUREMENTS

County Road 621 South to North:

- 9300 Block – East side of Pacific Ave approx. 90’ north of the NE curb line of Washington Ave (grass)
- 8700 Block – East side of Pacific Ave approx. 25’ north of the NE curb line of Topeka Ave (grass)
- 8200 Block – East side of Pacific Ave approx. 16’ south of the SE curb line of St. Paul Ave (cement)
- 7700 Block – East side of Pacific Ave approx. 60’ south of the SE curb line of Atlanta Ave (cement)
- 100 Block East Rambler Rd – North side approx. 15’ west of the NW curb line of Pacific Ave (cement)
- 6900 Block – East side of NJ Ave approx. 57’ north of the NE curb line of Primrose Rd (cement)
- 6500 Block – East side of NJ Ave approx. 75’ north of the NE curb line of Forget-Me-Not Rd (cement)
- 6000 Block – East side of NJ Ave approx. 22’ north of the median curb line of Cardinal Rd (cement)
- 5600 Block – East side of NJ Ave approx. 22’ north of the NE curb line of Lavender Rd (cement)

County Road 621 North to South:

- 5500 Block – West side of NJ Ave approx. 19’ north of the NW curb line of Buttercup Rd (brick)
- 5900 Block – West side of NJ Ave approx. 26’ south of the SW curb line of Crocus Rd (cement)
- 6200 Block – West side of NJ Ave approx. 94’ south of the SW curb line of Sweet Briar Rd (cement)
- 6800 Block – West side of NJ Avenue approx. 55’ south of the SW curb line of Palm Rd (grass)
- 100 Block East Rambler Rd – South side approx. 33’ east of the SE curb line of NJ Ave (cement)
- 7500 Block – West side of Pacific Ave approx. 10’ south of the SW curb line of Stanton Rd (cement)
- 7900 Block – West side of Pacific Ave approx. 15’ north of the NW curb line of Miami Ave (cement)
- 8500 Block – West side of Pacific Ave approx. 28’ north of the NW curb line of Preston Ave (cement)
- 9100 Block – West side of Pacific Ave approx. 33’ south of the SW curb line of St. Louis Ave (cement)

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. 206-19

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING A LICENSING AGREEMENT BETWEEN BOROUGH OF WILDWOOD CREST AND WILDWOOD CREST SCHOOL DISTRICT FOR USE OF THE WASHINGTON AVENUE FIELD

WHEREAS, the Wildwood Crest School District has requested to use the Wildwood Crest municipal field on Washington Avenue for school activities, soccer practice and games during the reconstruction and maintenance of the their field; and

WHEREAS, the Wildwood Crest School District desires to enter into a license agreement to use the Washington Avenue Field and the Board of Commissioners does herewith agree to enter into a licensing agreement with Wildwood Crest School District for a license for the non-exclusive right to use the Licensed Property known as the Washington Avenue Field.

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. That the recital paragraphs set forth above are incorporated herein as if set forth at length.
2. That a license for the non-exclusive right to use the Licensed Property known as the Washington Avenue Field in the Borough of Wildwood Crest is hereby granted to Wildwood Crest School District for the period commencing September 4, 2019 and ending April 9, 2020, with an option to extend monthly, as needed. The specific days and hours of permitted use, and all other conditions, which shall affect, change or modify this license shall be contained in said License Agreement as Schedule “A”, a copy of which is attached hereto and made a part hereof.
3. License is subject to the use of the Licensed Property as a Temporary Debris Management Area and has been designated as such by the NJDEP, and may be used for such purposes by State of New Jersey or other governmental agency.
4. The Mayor and the Borough Clerk be and they are hereby authorized and directed to execute and attest said license agreement on behalf of the Borough.

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. 207-19

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING THE APPOINTMENT OF STEVEN MORRIS, ESQUIRE, AS CONFLICT MUNICIPAL PROSECUTOR FOR THE BOROUGH OF WILDWOOD CREST

WHEREAS, the Board of Commissioners of the Borough of Wildwood Crest desires to appoint Steven Morris, Esquire, as Conflict Municipal Prosecutor for CY2019 per Superior Court of New Jersey's requirements for a Shared Court; and

WHEREAS, the Borough of Wildwood Crest and the City of North Wildwood entered into a Shared Services Agreement for Municipal Court Services on September 18, 2018 for a period commencing January 1, 2019 through December 31, 2023; and

WHEREAS, said agreement stipulates the City of North Wildwood hereby agrees to provide, at its costs and expense, all usual and ordinary judicial and administrative services to Wildwood Crest including the physical court facilities, the services of the North Wildwood Municipal Court Judge, Municipal Prosecutor, Municipal Public Defender, and other court staffing and equipment, as required by statute and by the Supreme Court of New Jersey, for so long as the agreement remains in effect; and

WHEREAS, the City of North Wildwood appointed Steven Morris, Esquire, as Alternate Municipal Prosecutor via Resolution No. 182-19 on July 2, 2019.

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 Steven Morris, Esquire, be and is hereby appointed as the Conflict Municipal Prosecutor of the Borough of Wildwood Crest in accordance with and pursuant Superior Court of New Jersey's requirements for a Court for a term expiring December 31, 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. 208-19

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING THE APPOINTMENT OF ROBERT JOHNSON AS CONFLICT MUNICIPAL PUBLIC DEFENDER FOR THE BOROUGH OF WILDWOOD CREST

WHEREAS, the Board of Commissioners of the Borough of Wildwood Crest desires to appoint Robert Johnson as Conflict Municipal Public Defender for CY2019 per Superior Court of New Jersey's requirements for a Shared Court; and

WHEREAS, the Borough of Wildwood Crest and the City of North Wildwood entered into a Shared Services Agreement for Municipal Court Services on September 18, 2018 for a period commencing January 1, 2019 through December 31, 2023; and

WHEREAS, said agreement stipulates the City of North Wildwood hereby agrees to provide, at its costs and expense, all usual and ordinary judicial and administrative services to Wildwood Crest including the physical court facilities, the services of the North Wildwood Municipal Court Judge, Municipal Prosecutor, Municipal Public Defender, and other court staffing and equipment, as required by statute and by the Supreme Court of New Jersey, for so long as the agreement remains in effect; and

WHEREAS, the City of North Wildwood appointed Robert Johnson, Esquire, as Alternate Municipal Public Defender via Resolution No. 183-19 on July 2, 2019.

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 Robert Johnson, Esquire, be and is hereby appointed as the Conflict Municipal Public Defender of the Borough of Wildwood Crest in accordance with and pursuant Superior Court of New Jersey's requirements for a Court for a term expiring December 31, 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. 209-19

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 June 28, 2019 to refund escrow to Atlantic City Electric for Street Opening Permit #SO17-0802, Block 52/Lot 6.02 (for reference); and

WHEREAS, the Wildwood Crest Construction Official has confirmed that all Borough Engineer billings related to Street Opening Application #SO17-0802 are complete; and

WHEREAS, Atlantic City Electric, 420 North Route 9, Cape May Court House, New Jersey 08210 made an escrow payment of \$2,000.00 to the Borough of Wildwood Crest on October 3, 2017 for Street Opening Permit

for location Rosemary Avenue-8 Poles, Block 52/Lot 6.02 (for reference) and has requested return of the unused escrow balance; and

WHEREAS, the escrow used totaled \$606.25 and the Borough of Wildwood Crest Construction Official is recommending the return of the unused escrow fee of \$1,393.75.

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 \$1,393.75 to Atlantic City Electric, 420 North Route 9, Cape May Court House, NJ 08210 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 \$1,393.75 to Atlantic City Electric, 420 North Route 9, Cape May Court House, New Jersey 08210.

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. 210-19

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING THE RE-APPOINTMENT OF JACK MOREY TO THE GREATER WILDWOOD TOURISM IMPROVEMENT AND DEVELOPMENT AUTHORITY FOR A FOUR YEAR TERM EXPIRING AUGUST 13, 2023

WHEREAS, the term of JACK MOREY as a Business Community Representative to GWTIDA on behalf of the Borough of Wildwood Crest shall expire August 14, 2019; and

WHEREAS, the Board of Commissioners of the Borough of Wildwood Crest wish to re-appoint JACK MOREY to this position.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, in the County of Cape May, New Jersey, in accordance with the provisions of P.L. 1992, Chapter 165, Section 20, paragraph c, which specifically provides for the appointment of members of the TOURISM IMPROVEMENT AND DEVELOPMENT AUTHORITY OF THE WILDWOODS, that JACK MOREY, Palm Road and the Beach, Wildwood Crest, New Jersey, be and he is hereby re-appointed from the "business" sector to membership on the TOURISM IMPROVEMENT AND DEVELOPMENT AUTHORITY OF THE WILDWOODS for a term of four (4) years; said term commencing effective August 15, 2019 and expiring August 13, 2023.

BE IT FURTHER RESOLVED that the foregoing appointment constitutes one of the three appointments the Borough of Wildwood Crest is entitled to make to the aforesaid Authority, based upon the provisions of the above referenced public law, otherwise known as the "Tourism Improvement and Development District Act."

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. 211-19

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING THE RE-APPOINTMENT OF BRUCE HAMLIN TO THE GREATER WILDWOOD TOURISM IMPROVEMENT AND DEVELOPMENT AUTHORITY FOR A FOUR YEAR TERM EXPIRING AUGUST 13, 2023

WHEREAS, the term of BRUCE HAMLIN as a Business Community Representative to GWTIDA on behalf of the Borough of Wildwood Crest shall expire August 14, 2019; and

WHEREAS, the Board of Commissioners of the Borough of Wildwood Crest wish to re-appoint BRUCE HAMLIN to this position.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, in the County of Cape May, New Jersey, in accordance with the provisions of P.L. 1992, Chapter 165, Section 20, paragraph c, which specifically provides for the appointment of members of the TOURISM IMPROVEMENT AND DEVELOPMENT AUTHORITY OF THE WILDWOODS, that BRUCE HAMLIN, Cardinal Road, Wildwood Crest, New Jersey, be and he is hereby re-appointed from the "business" sector to membership on the TOURISM IMPROVEMENT AND DEVELOPMENT AUTHORITY OF THE WILDWOODS for a term of four (4) years; said term commencing effective August 15, 2019 and expiring August 13, 2023.

BE IT FURTHER RESOLVED that the foregoing appointment constitutes one of the three appointments the Borough of Wildwood Crest is entitled to make to the aforesaid Authority, based upon the provisions of the above referenced public law, otherwise known as the "Tourism Improvement and Development District Act."

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. 212-19

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING THE PARTICIPATION IN A COOPERATIVE PURCHASING SYSTEM WITH US COMMUNITIES GOVERNMENT PURCHASING ALLIANCE

WHEREAS, the Board of Commissioners of the Borough of Wildwood Crest pursuant to N.J.S.A. 52:34-6.2, as amended by P.L. 2011, c.139, authorizes the Borough to purchase goods or to contract for services through the use of a nationally-recognized and accepted cooperative purchasing system that has been developed utilizing a competitive bidding process by another contracting unit within the State of New Jersey, or within any other state, when available; and

WHEREAS, the nationally-recognized US Communities Government Purchasing Alliance offers voluntary participation in its cooperative purchasing system for the purchase of goods and services from vendors; and

WHEREAS, it is the desire of the Borough to participate in the US Communities Government Purchasing Alliance to purchase goods and services available thereunder, in order to make the Borough's procurement process for certain goods and services more efficient and cost effective.

NOW, THEREFORE, BE IT RESOLVED by the governing body of the Borough of Wildwood Crest, that the Mayor is hereby authorized to participate in the US Communities Government Purchasing Alliance.

BE IT FURTHER RESOLVED that the Borough shall be responsible to ensure that the purchase of goods and/or services through the cooperative purchasing system complies with all applicable laws of the State of New Jersey, including the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.).

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. 213-19

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING APPROVAL OF CHANGE ORDER NUMBER 1 – SUNSET LAKE SHORE STABILIZATION- CONTRACT M-3

WHEREAS, South State, Inc., of Bridgeton, New Jersey was awarded the contract known as **SUNSET LAKE SHORE STABILIZATION – CONTRACT M-3** via Resolution No. 277-18 on October 10, 2018 for \$1,902,442.50; and

WHEREAS, Resolution No. 277-18 included Base Bid (\$1,310,842.50), Supplemental Bid Item S1 (\$187,000.00), Supplemental Bid Item S2 (\$43,000.00) and Supplemental Bid Item S3 (\$361,500.00), which totaled \$1,902,442.50; and

WHEREAS, upon recommendation from Thomas Thornton of Mott MacDonald (the Borough Coastal Engineer), the Board of Commissioners of the Borough of Wildwood Crest wish to authorize Change Order Number 1 – **SUNSET LAKE SHORE STABILIZATION – CONTRACT M-3**, which will reflect additional work to remove and replace sod increasing the original contract of \$1,902,442.50 by \$95,700.00 making the amended contract amount \$1,998,142.50; 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 and State of New Jersey, that said Change Order Number 1- **SUNSET LAKE SHORE STABILIZATION – CONTRACT M-3**, for additional work to remove and replace sod increasing the total contract amount by \$95,700.00 and revising the contract price to \$1,998,142.50 be and the same is hereby approved.

AND BE IT FURTHER 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 by reference as if set forth at length.
2. That the Mayor and Borough Clerk of the Borough of Wildwood Crest are hereby authorized and directed to execute and attest said change order documents on behalf of the Borough of Wildwood Crest.

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. 214-19

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING SPECIAL EVENTS PERMIT TO STALLION MARKETING LLC

WHEREAS, on July 10, 2019, Stallion Marketing LLC, 105 Vermont Ave, Villas, NJ 08251, applied for a Special Events Permit for the purpose of a Mobile Food Truck Festival to be held on July 28, 2019, from 5:00 pm to 9:00 pm, at Sunset Lake, Louisville Ave and Bayview Drive; and

WHEREAS,

WHEREAS, has supplied all documentation required under Ordinance No. 1304, including the requisite Certificate of Insurance, and has further pledged to comply with all applicable rules and regulations pertaining to the conduct of said Special Event; and

WHEREAS, in the spirit of supporting tourism for the Wildwoods and the Wildwood Crest Community, the Commissioners have agreed to waive fees for Police support and any additional fees for municipal facilities; and

WHEREAS, the application has been reviewed by the Board of Commissioners, upon verification by appropriate members of staff as to completeness of the application, scheduling compatibility, etc.;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey that the Borough Clerk be and she is hereby authorized and directed to issue a Special Events Permit to

WHEREAS, , 105 Vermont Ave, Villas, NJ 08251 for the purpose of a Mobile Food Truck Festival to be held on July 28, 2019, from 5:00 pm to 9:00 pm, at Sunset Lake, Louisville Ave and Bayview Drive.

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. 215-19

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING SPECIAL EVENTS PERMIT TO STALLION MARKETING LLC

WHEREAS, on July 10, 2019, Stallion Marketing LLC, 105 Vermont Ave, Villas, NJ 08251, applied for a Special Events Permit for the purpose of a Mobile Food Truck Festival to be held on August 18, 2019, from 5:00 pm to 9:00 pm, at Sunset Lake, Louisville Ave and Bayview Drive; and

WHEREAS,

WHEREAS, has supplied all documentation required under Ordinance No. 1304, including the requisite Certificate of Insurance, and has further pledged to comply with all applicable rules and regulations pertaining to the conduct of said Special Event; and

WHEREAS, in the spirit of supporting tourism for the Wildwoods and the Wildwood Crest Community, the Commissioners have agreed to waive fees for Police support and any additional fees for municipal facilities; and

WHEREAS, the application has been reviewed by the Board of Commissioners, upon verification by appropriate members of staff as to completeness of the application, scheduling compatibility, etc.;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey that the Borough Clerk be and she is hereby authorized and directed to issue a Special Events Permit to

WHEREAS, , 105 Vermont Ave, Villas, NJ 08251 for the purpose of a Mobile Food Truck Festival to be held on July 28, 2019, from 5:00 pm to 9:00 pm, at Sunset Lake, Louisville Ave and Bayview Drive.

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, the Tax Collector, the Chief of Police, Emergency Services Coordinator for the EMS and the Wildwood Crest Volunteer Fire Company Chief for the month ending June 30, 2019 be accepted as presented.

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

MINUTES: Mrs. Gould motioned, seconded by Mr. Thompson the regularly scheduled Commission Meetings dated June 19th, 2019 and July 10th, 2019 be accepted as presented.
Vote: Gould -- Thompson -- Cabrera – YES

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 Borough has elected to submit for the reconstruction of Beach Avenue from Crocus Road to Forget-Me-Not Road.
 - The grant application was submitted before the July 19, 2019 deadline.
2. **FY2020 NJDCA Small Cities Grant Application**
 - The Borough is considering submitting an application for ADA improvements at Scoop Taylor Park.
 - Our office can provide the necessary engineering documents to Blauer Associates in support of the grant application.

Capital Projects

1. **FY2019 NJDCA Small Cities Program**
 - The State has notified the Borough that \$354,545.00 in grant funding has been allocated for ADA improvements at the Old Library Building and Von Savage Pool.
 - Our office provided a proposal to the Borough on June 6, 2019 to complete the proposed improvements.
2. **FY 2018 NJDCA Small Cities Program – Rambler Road Beach Street End**
 - All work is completed and the project is in the close out phase.
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 July.
5. **2019 Road Improvement Program - Reconstruction of Crocus Road, Denver Avenue, Stockton Avenue and Trenton Avenue**
 - The project is scheduled to be advertised for public bidding on July 31st and the bid opening is August 14th at 10:00 AM.
 - Construction is scheduled for Fall, 2019.
6. **NJDEP CAFRA Permit-Beach Programming and Improvements**
 - Our office has completed the survey and is currently preparing the base map and conceptual design.
 - Submission of the permit application is scheduled for Fall, 2019.
7. **Solar Power Purchasing Agreement (SPPA)**
 - Our office is in the process of reviewing the necessary electric bills that were provided to our office on July 19th.
 - The bid documents are scheduled to be completed for public bidding in August, 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 recently completed a final coordination meeting with Borough officials.
2. **Bulkhead Ordinance**
 - Our office is currently working with the Borough to develop a draft ordinance.

3. Lot Grading Ordinance

- Our office is currently working with the Borough to develop a draft ordinance.

Mayor Cabrera added that he would like the Governing Body to consider Scoop Taylor Park and making it ADA accessible and apply for a grant to make it happen.

Ed Clayton, 147 W. Morning Glory Road, indicated that at the new kayak launch, the heavy aluminum ramp needs a plate to ride on before it ruins the dock.

ADMINISTRATOR'S REPORT:

July 24, 2019

Kayak Launch/ Sunset Lake Shoreline Stabilization

I am happy to report that we have received very positive feedback on the improvements made at Sunset Lake. Again, I would like to thank the Public Works Department for their hard work on this project. We have received our first FEMA reimbursement in the amount of FEMA project closeout so that we can be reimbursed for all FEMA work on this project. Most punch list items have been attended with the exception of the permanent rail repairs to the floating dock which will require its removal for a day or two. The contractor has been notified on more than one occasion of our intent to pursue liquidated damages due to not meeting the project deadline.

Beach/ Dune Project

Nothing new to report.

Rio Grande Avenue Gateway Improvement Project

Work on this County project has stopped for the summer. Construction will commence again right after Labor Day.

Cape May County Open Space and Recreation Applications 2018

Marc DeBlasio is currently preparing the plan and bid specifications for the Sunrise Park recreation project. We were awarded \$283,625 by the Cape May County Open Space Board for this project. We now have conceptual plans that are under review. We will be meeting to review the plans on Friday at 1:30 PM. Once these initial plans are approved, they will be posted on our website for all to see and comment on.

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

The Crest has gathered all of our necessary information and provided it to Rick Brown at DEP who will be helping us to pull together an application for renewal of our collective, Center Designation for the Wildwoods. Now that Wildwood has named their new business administrator, I will be working closing with he and Ron Simone of North Wildwood to get our pre-application meeting scheduled and move towards renewal of our Centers Designation.

Beach Signage

We had no bidders on our first or second attempt to have the beach rules, street side sign and park designation signs manufactured. We will now be following the Local Public Contracts law and have Public Works working with a sign manufacturer to purchase them.

Rambler Road Beach Entrance

As many of you have seen, the beach access at Rambler Road is now complete and our visitors are constantly seen taking pictures in the handicapped accessible lifeguard boat and rinsing off with our new showers. Again, my thanks go out to the Public Works Department for their hard work on this project.

Old Library

As you know we filed an insurance claim for damage caused by high winds to the north side of the Old Library Building. Repairs have now been completed to the north side that incorporate the new design esthetics for this building. Now that these repairs are complete and the building is water tight once again, it is time to proceed with the ADA accessible bathrooms for which we were approved for a DCA Small Cities grant in the amount of \$354,545 to be shared with improvements to the Von Savage Pool. Our architect and engineer have submitted designs are awaiting approval to proceed.

CORRESPONDENCE:

ADOPTION OF MINUTES: The Clerk indicated there was a correspondence that indicated that pending legislation will require the minutes be published within 15 days. However, that is not what the pending legislation reads. Rather, "They must make meeting minutes available no later than 15 business days after the next meeting. Municipalities with 5,000 or fewer residents,

school boards with 500 or fewer students in the district, and public authorities with less than \$10 million in assets get an extra five days.” The Borough of Wildwood Crest is a municipality with under 5,000 residents and therefore, the Borough would be granted **20 business days after** the next meeting to release the minutes.

The Board of Commissioners of Borough of Wildwood Crest is satisfied with the current procedure as we are already in compliance with pending legislation. Therefore, the Clerk will continue to have minutes ready for adoption at the second meeting of the month and to immediately get sent to IT for them to be uploaded.

PUBLIC COMMENTS:

Mariellen Lopizzo, 7103 New Jersey Avenue, indicated that the corner of Rambler Road and New Jersey is dangerous and asked the Borough to consider perhaps a No Turn on Red from Rambler Road onto New Jersey Avenue or a delayed light or more signage to slow down. This request is coming due to recent bicycle / vehicle accident. Commissioner Thompson agreed that this intersection needs to be addressed. The Chief of Police indicated he has spoken with the Solicitor and that this is a county road and they need to be in the discussion. The commissioners agreed that this intersection and all along Sunset Lake need to be addressed with regard to bicycles and motor vehicles.

Marie Nickerson, 8801 Bayview Drive, added that some bicyclists do not have reflectors or lights and people need to be aware. The Mayor added that the Chief of Police and Commissioner of Public Safety are working on a Step Up for safety awareness for bicyclists.

DISCUSSION:

NEW BUSINESS:

-Washington Avenue Lot/Field: The Mayor recapped that the WC School District will be utilizing the field for the 2019-2020 school year while their field is undergoing work. The gate will be locked so it is no longer being used for dogs. The Mayor asked the governing body to consider what the Borough would like to do with the lot after the agreement with the school expires.

-Construction Sites Ord. Amendments: The Solicitor summarized the complaints with the current ordinance and the proposed changes to include comments from the Construction Official, silt fencing regulations, dumpsters, generators, hours of operation, etc.

-Vehicles and Traffic Ordinance Amendments (Sunset Lake Area) There is a draft ordinance in circulation to address parking regulations

-Ordinance Change Ch. 79 speed limits and No Turn on Red- This was previously discussed but re-iterated that the speed limit needs to be lowered along Sunset Lake and according to the Solicitor, every municipality has the right to lower speed limits if there are reasons to justify doing so.

The Mayor asked for all comments regarding all potential ordinance amendments to go to the Solicitor and Commissioner Thompson for review.

-Cross Walks on Atlantic Avenue- The Mayor pointed out the crosswalks along Atlantic Avenue, the beach area and sunset lake need to be reviewed. The Chief indicated that the improvements along sunset lake have greatly enhanced traffic and more crosswalks are needed and potentially the removal of some parking spaces and reduced speed limits.

OLD BUSINESS:

-Donation of Sick Time- Still waiting for word from Civil Service before any further movement can be done.

-Parking for RVs – There is a draft ordinance in circulation. There was agreement that more research on the issue is needed.

-Old Library- The North side of the building has been completed. There are plans for the bathroom and expected to be on the next agenda.

-Faux Lawn- The Mayor indicated the current ordinance is black and white and if changes to the current ordinance are made, he would not like any faux product on a front lawn. Commissioner Thompson indicated the faux lawn solves two problems: a number of properties are second homes and people are not here full time, and the reason it is not in the current ordinance is because it is a new product and perhaps the zoning official should have the authority for the intent of the product if it meets the regulations. The Mayor indicated the ordinance needs to spell out specifically what is regulated. The Administrator added that there are many DEP regulations and we should consult them for an opinion. The Mayor wants the Green Team to examine the issue. The Chief added that the ordinance needs to list what is permitted. Commissioner Thompson added that perhaps new construction should not be permitted straight to the street; there needs to be an area for absorbing runoff. The Mayor would like the Planning Board to weigh in as well.

-Referendum permitting one consumption liquor license in business zone- No movement.

-Vacancy on the Green Team / PLANNING BOARD

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

PUBLIC COMMENTS:

The Mayor once again opened the floor for public commentary.

Ed Clayton, 147 W. Morning Glory Road, added that the traffic at the triangle near sunset lake is too fast. Perhaps speedbumps or crosswalks or closing that area off so the speed limit is reduced. Mayor Cabrera added that a few years back, this was considered but due to Lower Township needing emergency vehicles, this option was not viable. The Mayor wanted the Engineer, Chief of Police and Traffic Maintenance Supervisor to meet and discuss possibly making a bike lane green, lowering speeds, or maybe removing parking on the west side.

Marianne Lopizzo, 7103 New Jersey Avenue asked where the proposed 15 mph would stop and start, and the Administrator indicated the County would need to be contacted since this is a county road. The Mayor asked the Engineer to meet with the Chief to walk through the area.

After hearing nothing further from the public, Mrs. Gould motioned and Mr. Thompson seconded that the meeting be adjourned. All were in favor. The time was 6:39 p.m.

Dated: August 21, 2019

Patricia A. Feketics, Borough Clerk
