

Note: Meeting Appears  
On Borough of Wildwood Crest Facebook page and You tube by date.

January 22, 2025

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 at Borough Hall at 5:30 p.m. On roll call the following answered to their names:

Schiff - Franco – 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 Herald of Cape May County and The Press of Atlantic City on October 15, 2024.

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

Mr. Franco motioned, Mr. Cabrera seconded that Ordinance No. 1444 be placed on second reading and final passage by title only.

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING ORDINANCE BY TITLE:

**ORDINANCE NO. 1444**

**ORDINANCE OF THE BOROUGH OF WILDWOOD CREST  
AMENDING SECTION 85-82 FENCES AND WALLS, FENCE PERMIT  
FEE, OF CHAPTER 85 OF THE BOROUGH OF WILDWOOD CREST  
LAND USE ORDINANCE**

Mr. Franco motioned and Mr. Cabrera seconded that a public hearing be held on Ordinance No. 1444.

Vote: Schiff - Franco – Cabrera – YES

After hearing nothing from the public, Mr. Franco motioned and Mr. Schiff seconded that the public hearing on Ordinance No. 1444 now be closed.

Vote: Schiff - Franco – Cabrera – YES

Mr. Franco motioned and Mr. Schiff seconded that Ordinance No. 1444 be passed on second and final reading and advertised according to law.

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING ORDINANCE BY TITLE:

**ORDINANCE NO. 1445**

**ORDINANCE OF THE BOROUGH OF WILDWOOD  
CREST AMENDING AND SUPPLEMENTING SECTION 79-  
32.3, SCHEDULE IC, RESTRICTED PARKING ZONES  
FOR PERSONS WITH DISABILITIES OF THE CODE OF  
THE BOROUGH OF WILDWOOD CREST**

Mr. Franco motioned and Mr. Schiff seconded that Ordinance No. 1445 be passed on first reading, advertised according to law, be brought up for second and final reading and public hearing on February 5, 2025 at 9:30 am.

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING ORDINANCE BY TITLE:

**ORDINANCE NO. 1446**

**ORDINANCE OF THE BOROUGH OF WILDWOOD CREST  
AMENDING AND SUPPLEMENTING SECTION 79-18 LOADING  
ZONES DESIGNATED, AND SECTION 79-41 SCHEDULE X, LOADING  
ZONES OF CHAPTER 79 VEHICLES AND TRAFFIC OF THE CODE OF  
THE BOROUGH OF WILDWOOD CREST**

Mr. Franco motioned and Mr. Schiff seconded that Ordinance No. 1446 be passed on first reading, advertised according to law, be brought up for second and final reading and public hearing on February 5, 2025 at 9:30 am.

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING ORDINANCE BY TITLE:

**ORDINANCE NO. 1447**

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

Mr. Franco motioned and Mr. Schiff seconded that Ordinance No. 1447 be passed on first reading, advertised according to law, be brought up for second and final reading and public hearing on February 5, 2025 at 9:30 am.

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

**RESOLUTION NO. 25-47**

**RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF  
WILDWOOD CREST AUTHORIZING PARTICIPATION IN THE 2025 ACMJIF SAFETY  
INCENTIVE PROGRAM**

**NOW THEREFORE BE IT RESOLVED**, the Board of Commissioners of the Borough of Wildwood Crest, in the County of Cape May, New Jersey, that a “JIF SAFETY CONTRACT” with the ATLANTIC COUNTY MUNICIPAL JOINT INSURANCE FUND is hereby authorized and approved for participation in the annual Safety Incentive Program.

**BE IT FURTHER RESOLVED**, that all designated and currently named Department Heads, specifically representing POLICE, RECREATION, PUBLIC WORKS, AMBULANCE/RESCUE, AND ADMINISTRATION are authorized, directed, and empowered to execute that portion of the contract which evidences participation in the aforesaid Safety Incentive Program as well as compliance with all requirements appertaining thereto.

Mr. Schiff motions, and Mr. Franco seconds that the foregoing resolution be adopted.

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

**RESOLUTION NO. 25-48**

**RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF  
WILDWOOD CREST AUTHORIZING APPROVAL OF CHANGE ORDER NO. 6 -FINAL-  
BEACH PATROL HEADQUARTERS RENOVATIONS – TO REFLECT DEDUCTIONS  
FOR LABOR REQUIRED TO REINSTALL EXISTING SIGNS AND FLAGPOLE,  
DEDUCTIONS OF OVERHEAD ELECTRICAL SERVICE AND UNUSED ALLOWANCE  
IN THE AMOUNT OF \$16,816.90 AND SUPPLEMENTALS FOR ADDITIONAL  
CONCRETE TOPPING FOR SECOND FLOOR IN THE AMOUNT OF \$3,990.22 FOR A  
REDUCED AMENDED CONTRACT AMOUNT AT THE NTE SUM OF \$2,211,597.39**

**WHEREAS**, Straga Brothers, Inc., PO Box 216, Glassboro, New Jersey 08028 was awarded the contract known as BEACH PATROL HEADQUARTERS RENOVATIONS -via Resolution No. 23-101 on March 8, 2023 for \$2,054,334.00; and

**WHEREAS**, the Board of Commissioners authorized BEACH PATROL HEADQUARTERS RENOVATIONS Change Order No. 1 to reflect additional demolition, additional helical piles, revised foundation design and various masonry infills - with an increase amount of \$81,563.00 all of which is detailed in the attachment to the Change Order and revising the Contract Price to \$2,135,897.00 via Resolution No. 23-248 on September 6, 2023; and

**WHEREAS**, the Board of Commissioners authorized BEACH PATROL HEADQUARTERS RENOVATIONS Change Order No. 2 to reflect additional extension of contract amount of 84 days - with no increase all of which is detailed in the attachment to the Change Order and keeping the Contract Price to \$2,135,897.00 via Resolution No. 23-303 on November 1, 2023; and

**WHEREAS**, the Board of Commissioners authorized BEACH PATROL HEADQUARTERS RENOVATIONS Change Order No. 3 to reflect additional work of floor leveling and installation of additional lockers with an increase amount of \$58,878.00 and approves BEACH PATROL HEADQUARTERS RENOVATIONS Change Order and revising the Contract Price to \$2,194,775.00 via Resolution 23-321 on November 21, 2023; and

**WHEREAS**, the Board of Commissioners authorized BEACH PATROL HEADQUARTERS RENOVATIONS Change Order No. 4 to reflect additional work of Additional Azek for First Floor and Attic Finish Credits, Additional Piping for revised plumbing layout and additional floor drain with an increase amount of \$15,462.42 and approves BEACH PATROL HEADQUARTERS RENOVATIONS Change Order and revising the Contract Price to \$2,210,237.42.00 via Resolution 24-148 on April 24, 2024; and

**WHEREAS**, the Board of Commissioners authorized BEACH PATROL HEADQUARTERS RENOVATIONS Change Order No. 5 to reflect additional work of Floor Transition into locker room on second floor, knee wall on second floor at existing stairs, added firestop above existing block wall, electric to exterior signs and electric to overhead door with an increase amount of \$14,186.65 and approves BEACH PATROL HEADQUARTERS RENOVATIONS Change Order and revising the Contract Price to \$2,224,424.07 via Resolution 24-197 on June 19, 2024; and

**WHEREAS**, Borough Engineer Marc DeBlasio of DeBlasio & Associates has reviewed the request for deductions of labor required for the reinstallation of existing signs and flagpole, deductions of overhead electricals service and unused allowance in the amount of \$16,816.90 and supplementals of additional concrete topping for second floor addition in the amount of \$3,990.22 with a decrease amount of \$12,826.68 and approves BEACH PATROL HEADQUARTERS RENOVATIONS Change Order No 6 revising the Contract Price to \$2,211,597.39.

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

1. That the above recital paragraphs are incorporated herein by reference as if set forth at length.
2. That said Change Order Number 6- for deductions of labor required for the reinstallation of existing signs and flagpole, deductions of overhead electricals service and unused allowance in the amount of \$16,816.90 and supplementals of additional concrete topping for second floor addition in the amount of \$3,990.22 with a decrease amount of \$12,826.68 and approves BEACH PATROL HEADQUARTERS RENOVATIONS Change Order No 6 revising the Contract Price to \$2,211,597.39 is hereby approved.
3. 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.

Mr. Schiff motions, and Mr. Franco seconds that the foregoing resolution be adopted.  
Vote: Schiff - Franco – Cabrera – YES

**THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:**

**RESOLUTION NO. 25-49**

**BINDING RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST, CAPE MAY COUNTY, ACCEPTING THE ROUND 4 PRESENT AND PROSPECTIVE NEED OBLIGATIONS AS CALCULATED BY THE NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS.**

**WHEREAS**, on April 8, 2024, Governor Murphy signed into law substantial amendments to the New Jersey Fair Housing Act, N.J.S.A. 52:27D-301 to 329 (“FHA”), setting forth the procedures, deadlines, and substantive statutory provisions to be applied by New Jersey municipalities for the period between July of 2025 and July of 2035, commonly referenced as “Round 4;” and

**WHEREAS**, pursuant to the FHA, the New Jersey Department of Community Affairs (“DCA”) on October 20, 2024 published its statewide calculations of the present and prospective affordable housing obligations for every New Jersey municipality; and

**WHEREAS**, per DCA’s calculations, the Borough of Wildwood Crest’s Round 4 affordable housing obligations are:

1. Present (Rehabilitation) Need: 10
2. Prospective (New Construction) Need: 25

**WHEREAS**, on December 13, 2024, the New Jersey Administrative Office of the Courts issued Directive #14-24 which, among other things, directed municipalities to file a Declaratory Judgment Complaint and Case Information Statement in the New Jersey Superior Court, Law Division, within 48 hours of the adoption of this Binding Resolution; and

**WHEREAS**, notwithstanding the fact that the Borough lacks sufficient vacant and suitable land to fully address a 25-unit Prospective Need, it intends to accept the DCA’s calculations and will likely seek a “vacant land adjustment” as a component of its Round 4 Housing Element and Fair Share Plan; and

**WHEREAS**, the Borough also intends to accept the DCA’s 10-unit Present Need and will take measures to satisfy said obligation as a part of its ongoing Affordable Housing Rehabilitation Program for the period between 2025 and 2035.

**NOW, THEREFORE, BE IT RESOLVED**, by the governing body of the Borough of Wildwood Crest, County of Cape May. State of New Jersey, as follows:

1. The Borough of Wildwood Crest hereby accepts and adopts the DCA's "fair share" obligations thereby establishing the Borough's Present Need obligation of 10 and its Prospective Need obligation of 25; and
2. The Borough's Special Mount Laurel Counsel is directed to file the mandatory Declaratory Judgment Complaint and Case Information Statement in the New Jersey Superior Court, Law Division, within 48 hours of the adoption of this Binding Resolution; and
3. A certified copy of this Binding Resolution shall be immediately forwarded to (a) the New Jersey Department of Community Affairs; (b) the Borough's Special Mount Laurel Counsel and Planner, and (c) Fair Share Housing Center; and
4. A true copy of this Binding Resolution shall be posted on the Borough's official website.

Mr. Schiff motions, and Mr. Franco seconds that the foregoing resolution be adopted.

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 25-50

**RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING INCREASE OF CONTRACT IN THE AMOUNT OF \$3,000.00 TO CONTEMPORARY TECHNOLOGY INC. FOR NETWORK SUPPORT/INFORMATION TECHNOLOGY SPECIALIST CONTRACT**

**WHEREAS**, the Board of Commissioners of the Borough of Wildwood Crest awarded a contract, via Resolution No. 24-13 adopted January 2, 2024, to CONTEMPORARY TECHNOLOGY INC. for network support/information technology specialist contract at the NTE sum of \$91,000.00; and

**WHEREAS**, it is the desire of the Board of Commissioners of the Borough of Wildwood Crest to increase the amount of the contract by \$3,000.00; and

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

Account Number(s)	Amount	Signature
<u>4-01-25-251-299</u>	<u>\$3,000.00</u>	_____

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

1. That the recital paragraphs set forth above are incorporated herein as if set forth at length.
2. That the terms and conditions of the contract between the Borough of Wildwood Crest and CONTEMPORARY TECHNOLOGY INC. authorized by Resolution No. 24-13 adopted January 2, 2024 shall remain in full force and effect, with the sole exception that the amount of the contract shall be increased to a total sum not to exceed \$94,000.00 all of which is contingent upon certification from the Chief Financial Officer as to the availability of funds.
3. That a copy of the specific items appertaining to the award of this contract shall be published in a Notice of Award in *The Herald of Cape May County* as required by law within ten (10) days of passage of the Resolution authorizing same.

Mr. Schiff motions, and Mr. Franco seconds that the foregoing resolution be adopted.

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 25-51

**RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING REFUND OF EMS OVERPAYMENT MADE PAYABLE TO MARILYN PETITE IN THE AMOUNT OF \$171.83**

**WHEREAS**, Marilyn Petite had cause to utilize Emergency Medical Services of the Borough of Wildwood Crest; and

**WHEREAS**, Revascent indicated that a refund of \$171.83 was owed to Marilyn Petite for overpayment.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Commissioners of the Borough of Wildwood Crest, County of Cape May, State of New Jersey, that the Chief Financial Officer is hereby authorized to execute a refund in the amount of \$171.83 to Marilyn Petite.

Mr. Schiff motions, and Mr. Franco seconds that the foregoing resolution be adopted.

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 25-52

**RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING REFUND OF EMS OVERPAYMENT MADE PAYABLE TO LINDA EWING IN THE AMOUNT OF \$113.04**

**WHEREAS**, Linda Ewing had cause to utilize Emergency Medical Services of the Borough of Wildwood Crest; and

**WHEREAS**, Revascent indicated that a refund of \$113.04 was owed to Linda Ewing for overpayment.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Commissioners of the Borough of Wildwood Crest, County of Cape May, State of New Jersey, that the Chief Financial Officer is hereby authorized to execute a refund in the amount of \$113.04 to Linda Ewing.

Mr. Schiff motions, and Mr. Franco seconds that the foregoing resolution be adopted.

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 25-53

**RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING EXPENDITURE FOR VAC-CON SEWER CLEANER FOR THE PUBLIC WORKS DEPARTMENT**

**WHEREAS**, pursuant to N.J.S.A. 40A:11-12A and N.J.A.C. 5:34-7.29(c), the Borough may, by resolution and without advertising for bids, purchase goods or services under the State of New Jersey Cooperative Purchasing Program for any State contracts entered into on behalf of the State by the Division of Purchase and Property in the Department of the Treasury; and

**WHEREAS**, the Borough of Wildwood Crest is in need of a Vac-Con Sewer Cleaner for the Public Works Department; and

**WHEREAS**, the procurement of goods and services through a cooperative purchasing program is considered to be open and fair process under the New Jersey Pay-To-Play Law N.J.S.A. 19:44A-20.4 et seq.; and

**WHEREAS**, Pierce Eagle Equipment Company (#101221-VAC) 3388 Route 22 West, Branchburg, NJ 08876 has provided a quote for \$584,695.70; and

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

Account Number(s) \_\_\_\_\_ Amount \$584,695.70

Signature \_\_\_\_\_

**NOW THEREFORE, BE IT RESOLVED**, by the Board of Commissioners of the Borough of Wildwood Crest, in the County of Cape May, that the Borough is authorized to fund the expenditure for a Vac-Con Sewer Cleaner for Public Works based upon the quote received from Pierce Eagle Equipment Company (#101221-VAC) in an amount not to exceed \$584,695.70.

Mr. Schiff motions, and Mr. Franco seconds that the foregoing resolution be adopted.

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 25-54

**RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING EXPENDITURE FOR COMPUTERIZED MAINTENANCE MANAGEMENT SYSTEM FOR THE PUBLIC WORKS DEPARTMENT**

**WHEREAS**, pursuant to N.J.S.A. 40A:11-12A and N.J.A.C. 5:34-7.29(c), the Borough may, by resolution and without advertising for bids, purchase goods or services under the State of New Jersey Cooperative Purchasing Program for any State contracts entered into on behalf of the State by the Division of Purchase and Property in the Department of the Treasury; and

**WHEREAS**, the Borough of Wildwood Crest is in need of a Computerized Maintenance Management System for the Public Works Department; and

**WHEREAS**, the procurement of goods and services through a cooperative purchasing program is considered to be open and fair process under the New Jersey Pay-To-Play Law N.J.S.A. 19:44A-20.4 et seq.; and

**WHEREAS**, Brightly Software (#090320-SDI) 11000 Regency Parkway, Suite 300, Cary, NC 27518 has provided a quote for \$15,000.00; and

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

Account Number(s) \_\_\_\_\_ Amount \$15,000.00

Signature \_\_\_\_\_

**NOW THEREFORE, BE IT RESOLVED**, by the Board of Commissioners of the Borough of Wildwood Crest, in the County of Cape May, that the Borough is authorized to fund the expenditure for Computerized Maintenance Management System for Public Works based upon the quote received from Brightly Software (#090320-SDI) in an amount not to exceed \$15,000.00.

Mr. Schiff motions, and Mr. Franco seconds that the foregoing resolution be adopted.

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

**RESOLUTION NO. 25-55**

**RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING ADVERTISEMENT OF NOTICE OF SEALED BID OPENING FOR A LEASE OF A PORTION OF THE NESBITT CENTER BUILDING PURSUANT TO N.J.S.A. 40A:12-14(a) OF THE LOCAL LANDS AND BUILDING LAW**

**WHEREAS**, the Borough of Wildwood Crest is the owner of certain property and improvements owned by the Borough known as the Nesbitt Center Building located at Rambler Road and the Beach, Borough of Wildwood Crest, and designated as a portion of Lot 1 in Block 68.06 on the municipal tax map which contains a Café area that is not needed for public purposes (the “Café”); and

**WHEREAS**, it is in the best interest of the Borough to lease the Cafe by sealed bid pursuant to N.J.S.A. 40A:12-14(a).

**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 this Notice to Bidders in *The Herald of Cape May County* on January 29, 2025 and February 5, 2025 subject to the following conditions:

1. The foregoing recitals are incorporated as if set forth at length.
2. There shall be a sealed bid opening which shall take place on Tuesday, February 25, 2025 commencing at 10:00 a.m. in accordance with the rules and procedures set forth herein at Borough Hall, located at 6101 Pacific Avenue, Wildwood Crest, NJ 08260.
3. The Municipal Clerk will advertise this Notice of sealed bidding and the method of bidding by publication in the official newspaper by two insertions at least once a week during two consecutive weeks; the last publication to be not earlier than seven days prior to the auction.
  - a. All bidders may access the Café during normal business hours to inspect the Café. Bidders must call the Municipal Clerk at (609) 729-8040 to make an appointment to do so.
4. The bidding for the Café shall commence at the starting minimum bid of \$30,000.00 for three-year lease term. There is an OPTION BID for use of the Exterior Seating Area for exterior vending and/or sale of food products. The minimum bid for the option to utilize the Exterior Seating Area for a vending unit and/or outside food sales for the three-year term shall be Three Thousand Dollars (\$3,000.00) and a minimum payment of ONE THOUSAND DOLLARS (\$1,000.00) for Lease Year 2025, ONE THOUSAND DOLLARS (\$1,000.00) for Lease Year 2026, and ONE THOUSAND DOLLARS (\$1,000.00) for Lease Year 2027 as set forth in the Specifications & General Requirements For Lease of the Crest Arts Pavilion Café which is available in the Municipal Clerk’s Office, Borough Hall, located at 6101 Pacific Avenue, Wildwood Crest, NJ 08260. All of the terms, conditions, restrictions and limitations upon the tenancy subject to the lease are set forth in the lease agreement which is part of the Specifications & General Requirements For Lease of a portion of the Nesbitt Center Building, the terms and conditions of which are incorporated herein as if set forth in full.
5. The Borough shall have the right to remove the Café from the sealed bid opening for any reason whatsoever until the time of the bid opening. Notice of such removal will be posted prior to the commencement of the sealed bid.
6. All bids shall be arrived at independently without collusion, consultation, communication, or agreement with any other potential bidder for the purpose of restricting competition.
7. The award will be made to the highest responsible bidder.
8. Immediately following the announcement of a winning bid, the successful bidder shall place a deposit by in the form of cash, money order or other certified same day funds, in the amount of ten (10%) percent of the total amount of the bid (but not in excess of \$20,000.00) per N.J.S.A.

40A:11-21 in accordance with the Specifications & General Requirements For Lease of a portion of the Nesbitt Center Building.

9. Notwithstanding the foregoing, the Borough expressly reserves the right pursuant to N.J.S.A. 40A:12-14(a) to reject all bids where the highest bid is not accepted. Upon the completion of the bidding, the highest bid may be accepted or all of the bids may be rejected. Acceptance or rejection of the bid or bids shall be made not later than at the second regular meeting of the governing body following the completion of the bidding, and, if the governing body shall not so accept such highest bid, or reject all bids, said bids shall be deemed to have been rejected. Any such award may be adjourned at the time advertised for not more than one week without readvertising. The Borough reserves the right to accept or reject any or all bids in the best interest of the Borough, including bids under which a bidder would take unfair advantage of the Borough or other bidders, and further reserves the right to waive any technical defects in bids.
10. The successful bidder shall be obligated to execute the lease agreement with the Borough within TEN (10) business days after the auction, failure to execute the lease agreement the Borough may deem the award and bid null and void, and shall entitle the Borough in its sole discretion to retain the deposit.

Mr. Schiff motions, and Mr. Franco seconds that the foregoing resolution be adopted.

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 25-56

**RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST GRANTING STREET OPENING PERMIT DUE TO HARDSHIP TO CREATE A DEPRESSED CURB AND INSTALL AN APRON AT 117 EAST SYRACUSE AVENUE**

**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**, Mr. and Mrs. Clancy are requesting that a licensed contractor open cut a curb and install an apron at 117 East Syracuse Avenue, Block: 136, Lot: 8 and guarantee the asphalt will not be disturbed; and

**WHEREAS**, portions of Syracuse Avenue are currently within the five-year moratorium period until January 1, 2029; and

**WHEREAS**, the owner of the property located at 117 East Syracuse Avenue has demonstrated a bona fide need for cutting the curb and installing an apron in a correspondence received on January 3, 2025 and requested a hardship waiver of the five-year moratorium; and

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

**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 circumstances set forth herein and the demonstrated bona fide need, permission is hereby granted for the curb cut and installation of an apron at 117 E. Syracuse Avenue for the sole purpose of creating a depressed curb and guaranteeing the asphalt will not be disturbed.
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.
4. The curb be installed using face forming techniques so that the asphalt is not disturbed or excavated.
5. The property owner provides written evidence from the contractor that they acknowledge that the curb be installed using face forming techniques so that the asphalt is not disturbed or excavated.
6. A meeting is held on site with the Borough Engineer and the contractor to ensure that the curb be installed using face forming techniques so that the asphalt is not disturbed or excavated.
7. Acknowledgement from the applicant in writing that if the asphalt is excavated or disturbed, that it is in direct violation of the ordinance and subject to the penalties contained in the ordinance.

Mr. Schiff motions, and Mr. Franco seconds that the foregoing resolution be adopted.

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 25-57

**RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING INCREASE OF CONTRACT IN THE AMOUNT OF \$3,000.00 TO COLLIERS ENGINEERING & DESIGN FOR SEAVIEW AVENUE TRAFFIC SIGNAL IMPROVEMENT SERVICES**

**WHEREAS**, the Board of Commissioners of the Borough of Wildwood Crest awarded a contract, via Resolution No. 23-311 adopted November 1, 2023, to COLLIERS ENGINEERING & DESIGN, for Seaview Avenue Traffic Signal Improvement Services at the NTE sum of \$53,229.80; and

**WHEREAS**, it is the desire of the Board of Commissioners of the Borough of Wildwood Crest to increase the amount of the contract by \$3,000.00; and

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

Account Number(s)	Amount	Signature
<u>C-04-55-140-0C1</u>	<u>\$3,000.00</u>	_____

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

1. That the recital paragraphs set forth above are incorporated herein as if set forth at length.
2. That the terms and conditions of the contract between the Borough of Wildwood Crest and COLLIERS ENGINEERING & DESIGN, authorized by Resolution No. 23-311 adopted November 1, 2023 shall remain in full force and effect, with the sole exception that the amount of the contract shall be increased to a total sum not to exceed \$56,229.80 all of which is contingent upon certification from the Chief Financial Officer as to the availability of funds.
3. That a copy of the specific items appertaining to the award of this contract shall be published in a Notice of Award in *The Herald of Cape May County* as required by law within ten (10) days of passage of the Resolution authorizing same.

Mr. Schiff motions, and Mr. Franco seconds that the foregoing resolution be adopted.  
Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 25-58

**RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST ESTABLISHING THE SALARIES FOR 2025 STIPEND AGREEMENTS**

**WHEREAS**, the Board of Commissioners of the Borough of Wildwood Crest desires to approve certain stipends for the 2025 year.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey, that the Board approves Schedule “A” attached hereto and by this reference made a part of this Resolution.

Schedule “A”

**Stipends effective 01/01/2025**

Victoria Mason	Tax Search Officer	\$3,000.00
Tara Rosenberg	Claims Coordinator	\$4,000.00
Francine Springer	Deputy Business Administrator	\$5,000.00
Patricia Feketics	Fund Commissioner	\$5,000.00
Pam Riper	Planning/Zoning Board Secretary	\$6,000.00
Frank Basile	Recreation Commission	\$2,500.00
Frank Basile	Tourism Supervisor	\$3,000.00
Brian Cunniff	Recreation Commission	\$2,000.00
Brian Cunniff	Tourism Supervisor	\$3,000.00
Brian Cunniff	Recreation Commission Sec.	\$100.00 per mtg
Steve Shearer	Safety Coordinator	\$2,000.00
Steve Shearer	Certified Pool Operator	\$3,000.00
Julia Tait	Comm. Forestry Mngt. Coor.	\$2,500.00
Julia Tait	Clean Communities Coordinator	\$1,000.00
Julia Tait	Green Team/Creative Arts Sec	\$2,000.00
William Cripps	Office of Emergency Mngt Coor.	\$5,000.00

James Grauel	Deputy Office of Emergency Mngt.	\$3,000.00
Joseph Cortese	Fire Chief	\$3,500.00
John Kiger	Tool Stipend	\$2,500.00
Michael Zingaro	Tool Stipend	\$2,500.00
James Matthews	Broyhill Operator	\$2,000.00
John Green	Broyhill Operator	\$2,000.00
Theodore Godwin	Broyhill Operator	\$2,000.00
Brian Markisz	Broyhill Operator	\$2,000.00
Shawn Senick	Broyhill Operator	\$2,000.00

Mr. Schiff motions, and Mr. Franco seconds that the foregoing resolution be adopted.

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

**RESOLUTION NO. 25-59**

**RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING EXTENDING THE 2025 BUDGET INTRODUCTION AND ADOPTION DATES**

**WHEREAS**, the Local Finance Board has authorized revisions to the statutory budget deadlines as per Local Finance Notice LFN 2024-20 dated December 18, 2024; and

**WHEREAS**, the revised dates allow municipalities to extend the statutory budget introduction date from February 10 to March 31, and the budget adoption date from March 20 to April 30, in calendar year 2025; and

**WHEREAS**, to avail itself of these revised dates, the governing body must adopt a resolution by no later than March 31, 2025.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, that the Borough of Wildwood Crest hereby avails itself of the revised budget introduction and adoption dates for the calendar year 2025 budget as follows:

Budget Introduction Date: Extended to March 31, 2025

Budget Adoption Date: Extended to April 30, 2025

**BE IT FURTHER RESOLVED** that the temporary budget appropriations are hereby extended as may be necessary to accommodate this extension of the budget introduction and adoption dates.

**BE IT FURTHER RESOLVED** that the Chief Financial Officer is directed to submit a certified copy of this resolution to the Director of the Division of Local Government Services using the Financial Automation Submission Tracking (FAST) system, as required by Local Finance Notice LFN 2024-20.

Mr. Schiff motions, and Mr. Franco seconds that the foregoing resolution be adopted.

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

**RESOLUTION NO. 25-60**

**RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING ADVERTISEMENT OF A NOTICE TO BIDDERS FOR LANDSCAPING SERVICES**

**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* on January 29, 2025.

**BE IT FURTHER RESOLVED** that the plan and design as set forth in the Specifications on file in the Borough for **LANDSCAPING SERVICES** is hereby approved.

**BE IT FURTHER RESOLVED** Sealed bids will be received by the Bid Opening Committee in the Commissioner’s Meeting Room, Wildwood Crest Borough Hall, on **Tuesday, FEBRUARY 25, 2025, 2024 at 10:30 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:

**LANDSCAPING SERVICES**

Mr. Schiff motions, and Mr. Franco seconds that the foregoing resolution be adopted.

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

**RESOLUTION NO. 25-61  
RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF  
WILDWOOD CREST AUTHORIZING CERTAIN APPROPRIATION TRANSFERS**

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

WHEREAS, Claims have been received for the year 2024 for which inadequate appropriation reserves exist to pay said claims.

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

Appropriation Title		
FROM:	Director of Revenue and Finance – S/W	\$ 4,500.00
	Natural Gas – Other Expenses	25,000.00
	Fuel – Other Expenses	13,000.00
	<b>TOTAL</b>	<b><u>\$ 42,500.00</u></b>
TO:	Borough Admin – Other Expenses	\$ 3,000.00
	Communications – Other Expenses	1,500.00
	Street Lighting – Other Expenses	8,000.00
	Water - Other Expenses	15,000.00
	Fire Hydrants – Other Expenses	15,000.00
	<b>TOTAL</b>	<b><u>\$ 42,500.00</u></b>

Mr. Schiff motions, and Mr. Franco seconds that the foregoing resolution be adopted.

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

**RESOLUTION NO. 25-62  
RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF  
WILDWOOD CREST AUTHORIZING THE APPOINTMENT OF JOSEPH VISCOMI TO  
FILL A VACANCY AS ALTERNATE MEMBER #4 OF THE WILDWOOD CREST  
PLANNING BOARD COMMENCING IMMEDIATELY AND EXPIRING DECEMBER 31,  
2026**

WHEREAS, it is the desire of the Board of Commissioners of the Borough of Wildwood Crest to appoint JOSEPH VISCOMI as Alternate Member #4 of the PLANNING BOARD of the Borough of Wildwood Crest to fill a vacancy with the term expiring December 31, 2026.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest that JOSEPH VISCOMI is hereby appointed as Alternate Member #4 of the PLANNING BOARD of the Borough of Wildwood Crest to a term commencing immediately through December 31, 2026.

Mr. Schiff motions, and Mr. Franco seconds that the foregoing resolution be adopted.

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

**RESOLUTION NO. 25-63  
RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF  
WILDWOOD CREST AUTHORIZING THE AUCTION OF ABANDONED VEHICLES ON  
AN ONLINE AUCTION WEBSITE**

WHEREAS, the procedure for disposition of abandoned vehicles in the possession of a municipality is set forth in N.J.S.A. 39:10A-1 et seq.; and

WHEREAS, N.J.S.A. 39:10A-1 provides that when such vehicles remain unclaimed by the owner of record or security interest holder for more than 20 days they may be sold at public auction; and

WHEREAS, the Wildwood Crest Police Department has requested that the abandoned vehicles in Schedule A, attached to this resolution, be sold at auction and proper notice of sale advertised.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, in the County of Cape May and State of New Jersey, that said items be forthwith advertised for public sale pursuant to the provisions of N.J.S.A. 39:10A-1 et seq.

**BE IT FURTHER RESOLVED** that said vehicles be sold at a public sale to the highest bidder through a contracted government on-line auction service, GovDeals, Inc., the auction site being accessible at www.govdeals.com with the terms and conditions of said contract being available for public view on the GovDeals, Inc. website and in the Office of the Borough Clerk. The Borough reserves the right to reject any and all bids.

**Schedule A**

**2012 Nissan Sentra (Silver)**  
VIN: 3N1AB6AP2CL626897  
Condition: Fair  
Fair Market Value: \$3,399

**2000 Ford F-150 (White)**  
VIN: 1FTZF1720YNA70664  
Condition: Fair  
Fair Market Value: \$2,622

**2004 Nissan Altima (Silver)**  
VIN: 1N4AL11D54C131129  
Condition: Fair  
Fair Market Value: \$1,922

**2013 Mini Cooper Roadster**  
VIN: WMWSY1C54DT625520  
Condition: Fair  
Fair Market Value: \$3,546

Mr. Schiff motions, and Mr. Franco seconds that the foregoing resolution be adopted.

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

**RESOLUTION NO. 25-64**

**RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST RATIFYING A SITE ACCESS AGREEMENT AND WORK AUTHORIZATION FOR PROPERTY LOCATED AT 6712 PARK BOULEVARD**

**WHEREAS**, the Borough of Wildwood Crest approved Resolution No. 24-287, which authorized the Mayor to Oversee the Bayside Bulkhead Replacement and Flood Mitigation Improvements Project on October 2, 2024; and

**WHEREAS**, said resolution authorized the Mayor to oversee and act on the behalf of the borough for the following purpose:

**Bayside Bulkhead Replacement and Flood Mitigation Improvements Project to Execute Agreements with Property Owners Permitting Work to be Performed on Private Property and To Determine Disposition of Private Property within Public Right of Way; All such Agreements shall be Ratified by the Board of Commissioners, but Shall Be Effective at the Time of Execution by the Mayor.**

**WHEREAS**, the Site Access Agreement and Work Authorization Agreement has been amended and agreed to by both the owner of the property located at 6712 Park Boulevard and the Borough of Wildwood Crest.

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

1. That the above recital paragraphs are incorporated herein as if set forth as length.
2. The Mayor and Borough Clerk are hereby authorized, instructed, and empowered to execute the Amended Site Access Agreement and Work Authorization for property located at 6712 Park Boulevard which is attached hereto.
3. This agreement shall take effect at the time of execution by the Mayor.

Mr. Schiff motions, and Mr. Franco seconds that the foregoing resolution be adopted.

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

**RESOLUTION NO. 25-65**

**RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST SUPPORTING THE AUTHORIZATION OF THE FY 2025 LOCAL RECREATION IMPROVEMENT GRANT (LRIG) APPLICATION FUNDED BY THE NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS**

**WHEREAS**, the New Jersey Department of Community Affairs is offering the Local Recreation Improvement Grant (LRIG); and

**WHEREAS**, The Local Recreation Improvement Grant is a competitive grant that supports improvement and repair of public recreation facilities including local parks, municipal recreation centers, and local stadiums; and

**WHEREAS**, ensuring public access to community facilities is imperative given the current strain on communities confronting the COVID-19 pandemic; and

**WHEREAS**, access to outdoor recreation and community resources is critical for mental and physical health, particularly for those residents with limited or no other access to quality outdoor space or private recreational opportunities. Assisting local units in achieving unmet recreational obligations addresses these equity considerations, meeting the needs of communities that have been placed under substantial stress due to the lack of quality recreational facilities and spaces; and

**WHEREAS**, Local Recreation Improvement Grant funds will be allocated to each grant recipient to help cover costs associated with updating community centers, playgrounds, pools, fields, walking or bicycle trails, rail trails, multi-sport courts, and recreational facilities; one-time personnel costs directly related to improvements; project development professional services costs; equipment costs including playground and recreation facilities equipment; and environmental remediation costs required to prepare recreation sites for use; and

**WHEREAS**, the Local Recreation Improvement Grant (LRIG) exists to: Fund improvements to recreational facilities; Provide quality outdoor recreational space to underserved communities, particularly in this time of heightened need; and assist local units in achieving unmet recreational obligations; and

**WHEREAS**, the Borough of Wildwood Crest strives to save tax dollars, assure clean land, air, and water, improve working and living environments; and

**WHEREAS**, the Borough of Wildwood Crest wishes to apply for funding through the NJDCA Local Recreation Improvement Grant; and

**WHEREAS**, the NJDCA Local Recreation Improvement Grant prioritizes unfunded projects and those that include a local match component; and

**WHEREAS**, the Borough of Wildwood Crest is qualified to apply for this funding; and

**NOW, THEREFORE, BE IT RESOLVED** that the Governing Body of the Borough of Wildwood Crest formally supports this NJDCA Local Recreation Improvement Grant application.

**BE IT FURTHER RESOLVED** that the Mayor and Clerk are hereby authorized to submit a grant application for the NJDCA Local Recreation Improvement Grant on behalf of the Borough of Wildwood Crest.

**BE IT FURTHER RESOLVED** that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the Borough of Wildwood Crest and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Mr. Schiff motions, and Mr. Franco seconds that the foregoing resolution be adopted.

Vote: Schiff - Franco – Cabrera – YES

**BILLS:** Mr. Franco motions, and Mr. Schiff seconded that all bills properly authorized, as submitted, be paid.

Vote: Schiff - Franco – Cabrera – YES

**Report from Chief Lloyd:**

**Calls for Service: 1,019**

**Criminal Investigations: 36**

**Service Calls: 180**

**Traffic: 157**

**Arrests: 7**

Question from Public: Lisa Rippono inquired on the breakdown of calls for a breakdown on the mutual aid given and the Chief indicated he could find out that information.

**ENGINEER'S REPORT:**

**Date:** January 22, 2025

**Capital Projects**

1. Bayside Bulkhead Replacement and Flood Mitigation Improvements
  - The NJDEP permits for the bulkhead replacements have been obtained.

- The bid opening occurred on August 28, 2024, and the apparent low bidder was South State, Inc. in the amount of \$5,377,187.00.
  - A preconstruction meeting was held on September 12, 2024.
  - Property owner access forms are being signed and recorded.
  - Project submittals have been reviewed and approved.
  - The contractor began working on replacing the existing storm sewer system and the replacement of the bulkheads starting at Primrose Road and working north.
2. FY2023 NJDCA Small Cities Program-Municipal Building Bathroom Improvements
- The bid opening occurred on October 30, 2024, and the lowest responsible bidder was Capri Construction Company in the amount of \$270,549.00.
  - A preconstruction meeting was held on November 14, 2024, and the contractor has started work. The rough plumbing and electrical work are complete and the contractor is currently working on the drywall.
3. FY 2024 NJDOT Municipal Aid Program-Reconstruction of Toledo Avenue
- The bid opening occurred on October 30, 2024, and the apparent low bidder was Asphalt Paving Systems, Inc in the amount of \$2,174,400.00.
  - A preconstruction meeting was held on December 11, 2024 and the contractor has started work. The contractor is currently working on the replacement of the sanitary sewer system and water services.

### **Grant Applications**

1. FEMA Flood Mitigation Assistance (BRIC) & (HMA)
- The Borough is proposing to submit to FEMA BRIC for two (2) bayside storm sewer pump stations and associated storm sewer improvements in the northwest section of the Borough.
  - The Borough is proposing to submit to FEMA HMA for the Washington Avenue storm sewer improvements as outlined in the recently completed study.
  - Both grant applications have secured initial selection from FEMA.
  - Additional information was provided to NJOEM on November 14<sup>th</sup>.
2. FY 2024 NJDCA Boardwalk Preservation Fund
- The Borough has selected to submit the Reconstruction of the Heather Road fishing pier.
  - The grant application requests \$3,600,000.00 for the replacement and extension of the fishing pier including ADA accessible walkways, fishing nodes and pavilion.
  - The Borough was notified by NJDCA that a \$1,087,425.00 grant was allocated for the project.
3. Federal Funding Grant Opportunity-Congressman Van Drew
- Our office has been in contact with Congressman Jeff Van Drew's office to discuss federal funding opportunities for Borough capital projects.
  - On December 28, 2023, our office submitted a funding request for bayside flood mitigation improvements.
  - On March 12<sup>th</sup>, our office and the Borough met with representatives of Congressman Van Drew's office and were informed that the project was selected for special funding consideration.
4. FY2025 NJDOT Municipal Aid Program
- The NJDOT is accepting grant applications for Bikeway, Pedestrian and Roadway Improvement Projects. The application deadline is July 1, 2024.
  - Our office has been authorized by the Borough to submit the Reconstruction of Stockton Road as the grant application.
  - The grant application was submitted on May 28, 2024.
  - The Borough was notified that a \$158,190.00 grant was allocated for this project.
5. FY2024 NJDCA Small Cities Program – Crest Pier Bathroom Improvements
- The Borough was notified that a \$400,000.00 grant was allocated by the New Jersey Department of Community Affairs for Crest Pier ADA Bathroom Improvements.
6. NJ IBank (NJIB) – Sanitary Sewer and Roadway Improvements

- Pursuant to our conversations with the New Jersey Infrastructure Bank, the Borough is eligible for a \$3,000,000.00 principal forgiveness grant.
- A preplanning-application meeting was held on September 5<sup>th</sup> at 1:45 PM.
- The NJIB advised the Borough that approximately \$3,000,000.00 in grant forgiveness is available along with grant funding for engineering services.
- The application is currently in progress and Steps 1, 2 and 3 have been completed. We are currently waiting for comments back on the environmental planning report.
- The roadway have been survey, base mapped and the design phase has started.

The Mayor added that we just passed a resolution supporting the authorization of the FY2025 Local Recreation Improvement Grant (LRIG) Application funded by the NJ DCA. If funded, it would be used for a shade structure at Sunrise Park playground.

**CORRESPONDENCE:** n/a

**DISCUSSION:**

**NEW BUSINESS:**

Budget Advisory Board- this was pulled.

**OLD BUSINESS:**

- Bicycle safety – bike path:** No movement.
- 250<sup>th</sup> birthday committee-** Still soliciting volunteers.
- WC Municipal App-** Budgeted item
- Historical museum - 2025 –** Budgeted item
- Concession agreement hotel zone / beach chairs –** On hold.
- Traffic Calming –** On hold.
- Back Beach Excavation:** Subject to ACE and impending dune – there is a meeting scheduled for 1-23-25.
- Dredging:** Hoping for update before next meeting.
- NJ Avenue infrastructure pre-county:** Engineer is working on this and funding is needed.
- PW roof:** Work in progress.
- Washington / Seaview – beach outfalls and capacity:** Waiting on info on FEMA grant and funding.

**PUBLIC COMMENTS:** (Five minutes maximum)

Chief Lloyd obtained the previously requested information from Ms. Rippo on the breakdown on mutual aid given; Wildwood (6), North Wildwood (1), and Lower Township (2).

Lisa Rippo revisited the J1 Housing and the number of students that were housed over the summer in privately owned housing and working in Lower Township. The Mayor indicated that the Borough has done what it legally can do and passed an ordinance and that became effective after the summer. We can keep on top of it in future. Ms. Rippo continued to go on about how the girls get reimbursed and the mayor indicated the borough can not get involved with business owners in other municipalities. If there are code related issues, they can be addressed and enforced.

**Commissioner Comments:**

Mr. Franco – None.

Mr. Schiff - Thanked Public Works for their hard work during the storm.

Mayor Cabrera – Echoed the same sentiments and stressed that if there is a state of emergency, to please stay inside and hoped for a great game between Washington and Philadelphia.

**THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:**

**RESOLUTION NO. 25-66**

**RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING EXECUTIVE/CLOSED SESSION IN ACCORDANCE WITH THE PROVISIONS OF THE OPEN PUBLIC MEETINGS ACT, SPECIFICALLY N.J.S.A. 10:4-12(B)**

**WHEREAS**, the Open Public Meetings Act (N.J.S.A. 10:4-6 et. seq.) requires all meetings of the Board of Commissioners of the Borough of Wildwood Crest to be held in public, except that N.J.S.A. 10:4-12(b) sets forth nine (9) types of matters that may lawfully be discussed in “Executive or Closed Session,” i.e., without the public being permitted to attend; and

**WHEREAS**, the Board of Commissioners of the Borough of Wildwood Crest has determined that one (1) issue(s) is/are permitted by N.J.S.A. 10:4-12(b) to be discussed without the public in attendance to be discussed during the Executive or Closed Session to be held on **Wednesday, January 22, 2025 at 5:00 P.M.**; and

WHEREAS, the nine (9) exceptions to public meetings set forth in N.J.S.A. 10:4-12(b) are listed below, and next to each exception is a box within which the number of issues to be privately discussed that fall within that exception shall be written, and after each exception is a space where additional information that will disclose as much information about the discussion as possible without undermining the purpose of the exception shall be written:

\_\_\_\_\_ “(1) Any matter which, by express provision of Federal law, State statute or rule of court shall be rendered confidential or excluded from public discussion.” The legal citation to the provision(s) at issue is: \_\_\_\_\_ and the nature of the matter, described as specifically as possible without undermining the need for confidentiality is \_\_\_\_\_

\_\_\_\_\_ “(2) Any matter in which the release of information would impair a right to receive funds from the state or federal government.” The nature of the matter, described as specifically as possible without undermining the need for confidentiality is \_\_\_\_\_

\_\_\_\_\_ “(3) Any material the disclosure of which constitutes an unwarranted invasion of individual privacy such as any records, data, reports, recommendations, or other personal material of any educational, training, social service, medical, health, custodial, child protection, rehabilitation, legal defense, welfare, housing, relocation, insurance and similar program or institution operated by a public body pertaining to any specific individual admitted to or served by such institution or program, including but not limited to information relative to the individual’s personal and family circumstances, and any material pertaining to admission, discharge, treatment, progress or condition of any individual, unless the individual concerned (or, in the case of a minor or incompetent, his guardian) shall request in writing that the same be disclosed publicly.” The nature of the matter, described as specifically as possible without undermining the need for confidentiality is \_\_\_\_\_

\_\_\_\_\_ “(4) Any collective bargaining agreement, or the terms and conditions of which are proposed for inclusion in any collective bargaining agreement, including the negotiation of terms and conditions with employees or representatives of employees of the public body.” The collective bargaining contract(s) discussed are between the Borough and \_\_\_\_\_

\_\_\_\_\_ “(5) Any matter involving the purchase, lease or acquisition of real property with public funds, the setting of bank rates or investment of public funds where it could adversely affect the public interest if discussion of such matters were disclosed.” The nature of the matter, described as specifically as possible without undermining the need for confidentiality is \_\_\_\_\_

\_\_\_\_\_ “(6) Any tactics and techniques utilized in protecting the safety and property of the public provided that their disclosure could impair such protection. Any investigations of violations or possible violations of the law.” The nature of the matter, described as specifically as possible without undermining the need for confidentiality is \_\_\_\_\_

\_\_\_\_\_ “(7) Any pending or anticipated litigation or contract negotiation in which the public body is or may become a party. Any matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer.” The parties to and docket numbers of each item of litigation and/or the parties to each contract discussed and the nature of the discussion, described as specifically as possible without undermining the need for confidentiality is potential \_\_\_\_\_

\_\_\_\_\_ x \_\_\_\_\_ “(8) Any matter involving the employment, appointment, termination of employment, terms and conditions or employment, evaluation of the performance, promotion or disciplining of any specific prospective public officer or employee or current public officer or employee employed or appointed by the public body, unless all individual employees or appointees whose rights could be adversely affected request, in writing, that such matter or matters be discussed at a public meeting.” Subject to the balancing of the public’s interest and the employee’s privacy rights under *South Jersey Publishing Co. v. New Jersey Expressway Authority*, 124 N.J. 478, the employee(s) and nature of the discussion, described as specifically as possible without undermining the need for confidentiality is the employment.

\_\_\_\_\_ “(9) Any deliberation of a public body occurring after a public hearing that may result in the imposition of a specific civil penalty upon the responding party or the suspension or loss of a license or permit belonging to the responding party as a result of an act or omission for which the responding party bears responsibility.” The nature of the matter, described as specifically as possible without undermining the need for confidentiality is \_\_\_\_\_

WHEREAS, the Board of Commissioners shall reconvene the public meeting at the conclusion of the authorized closed or executive session, which may or may not include formal action as a result of the discussion(s) held.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Borough of Wildwood Crest, assembled in public session on the date of the meeting of the governing body set forth herein above, that a closed session shall be held for the discussion of matters relating to the specific items designated above involving the Borough of Wildwood Crest. The governing body shall convene a closed session discussion immediately upon passage of this resolution and it is anticipated that the deliberations conducted in closed session shall be disclosed to the public upon conclusion of the matter and/or after determination of the Board of Commissioners that the public interest will no longer be served by such confidentiality and that the meeting will return to open session at the conclusion of the discussion and formal action may be taken if/as authorized.

**BE IT FURTHER RESOLVED** that the Municipal Clerk, at the present public meeting, shall read aloud enough of this resolution so that members of the public in attendance can understand, as precisely as possible, the nature of the matters that will be privately discussed.

**BE IT FURTHER RESOLVED** that the Municipal Clerk, on the next business day following this meeting, shall furnish a copy of this resolution to any member of the public who requests one at the fees authorized by N.J.S.A. 47:1A-1, et. seq.

Mr. Schiff motions, and Mr. Franco seconds that the foregoing resolution be adopted.

Vote: Schiff - Franco – Cabrera – YES

The time was 5:28 p.m. and the meeting adjourned for three minutes to go into Closed Session.

After returning to Open Session and there being nothing further, Mr, Schiff motioned and Mr. Cabrera seconded that the meeting be adjourned. The time was 5:50 p.m.

After hearing nothing further from the public, Mr. Schiff motioned and Mr. Franco seconded that the meeting be adjourned. All were in favor. The time was 5:50 p.m.

Dated: February 19, 2025

\_\_\_\_\_  
Patricia A. Feketics, Borough Clerk

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\_\_\_\_\_