

Note: Complete Meeting Appears
On Borough of Wildwood Crest Facebook page by date

January 4, 2022

The Municipal Clerk led those present in the Pledge of Allegiance to the Flag.

The Municipal Clerk 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 on October 13, 2021 as well as a Notice of Change of Meeting Place, which was sent to the same publications and posted on the bulletin board on November 23, 2021.

The Municipal Clerk read the following:

STATEMENT OF ELECTION

“The Cape May County Statement of Vote for the 2021 Non-Partisan Commissioner Election in Wildwood Crest for a four-year term has been certified and is as follows:

Don Cabrera- 943 votes

Joseph Franco, Jr. – 758 votes

Joseph M. Schiff – 562 votes

The Municipal Clerk then administered the oaths of office to Joseph M. Schiff, Joseph Franco, Jr., and Don Cabrera.

The meeting of the Board of Commissioners, Borough of Wildwood Crest, Cape May County, New Jersey, was held at Crest Pier at 9:30 a.m. On roll call the following answered to their names:

Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-01

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST DESIGNATING DON CABRERA AS MAYOR

WHEREAS, the Cape May County Statement of Vote for the 2021 Non-Partisan Commissioner Election in Wildwood Crest for a four year term has been certified; and

BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, in the County of Cape May, New Jersey, that DON CABRERA be designated as Mayor and President of the Board of Commissioners.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-02

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST DESIGNATING JOSEPH FRANCO, JR. AS DEPUTY MAYOR AND VICE PRESIDENT OF THE BOARD

WHEREAS, the Cape May County Statement of Vote for the 2021 Non-Partisan Commissioner Election in Wildwood Crest for a four year term has been certified; and

BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, in the County of Cape May, New Jersey, that JOSEPH FRANCO, JR. be designated as Deputy Mayor and Vice President of the Board of Commissioners.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-03

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST DESIGNATING JOSEPH M. SCHIFF AS DIRECTOR OF PUBLIC AFFAIRS AND PUBLIC SAFETY

WHEREAS, the Cape May County Statement of Vote for the 2021 Non-Partisan Commissioner Election in Wildwood Crest for a four year term has been certified; and

BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, in the County of Cape May, New Jersey, that JOSEPH M. SCHIFF be designated as Director of the Department of Public Affairs and Public Safety.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-04

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST DESIGNATING JOSEPH FRANCO, JR. AS DIRECTOR OF REVENUE AND FINANCE

WHEREAS, the Cape May County Statement of Vote for the 2021 Non-Partisan Commissioner Election in Wildwood Crest for a four year term has been certified; and

BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, in the County of Cape May, New Jersey, that JOSEPH FRANCO, JR. be designated as Director of the Department of Revenue and Finance.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-05

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST DESIGNATING DON CABRERA AS DIRECTOR OF PUBLIC WORKS AND PARKS AND PUBLIC PROPERTY

WHEREAS, the Cape May County Statement of Vote for the 2021 Non-Partisan Commissioner Election in Wildwood Crest for a four year term has been certified; and

BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, in the County of Cape May, New Jersey, that DON CABRERA be designated as Director of the Department of Public Works and Parks and Public Property.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-06

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST DESIGNATING BOROUGH COMMISSIONERS AS DIRECTORS OF THE VARIOUS BOROUGH DEPARTMENTS AND ASSIGNING THE POWERS AND DUTIES OF EACH DEPARTMENT

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

SECTION 1. In accordance with the provisions of N.J.S.A. 40:70-76 “Commission Form of Government Law”, the executive, administrative, judicial and legislative powers and duties are to be exercised by the Board of Commissioners who shall have complete control over the affairs of this municipality.

SECTION 2. BOARD OF COMMISSIONERS; GENERAL POWERS. In accordance with N.J.S.A. 40:72-3, et seq., through N.J.S.A. 40:75-1, et seq., the Board of Commissioners shall have all the powers conveyed therein necessary for the operation of municipal government. Consistent with the powers conferred by statute, the Board of Commissioners may make, amend, repeal and enforce ordinances for the following purposes:

- A. The protection of life, health and property;
- B. The declaration, prevention and summary abatement of nuisances;
- C. The preservation and enforcement of good government and the general welfare, order and security of the municipality.

In addition thereto, the Board of Commissioners shall:

1. Levy taxes;
2. Apportion funds;
3. Audit and appropriate funds;
4. Make or authorize contracts;
5. Execute resolutions;
6. Authorize assessments, including emergency and/or special assessments.

SECTION 3. JURISDICTION OF COMMISSION OVER DEPARTMENTS AND OFFICERS THEREOF. The Board of Commissioners shall determine the powers and duties to be performed by each department and shall assign such powers and duties to each department as it may deem appropriate. The Board shall prescribe the powers and duties of all officers and employees and may assign, by resolution, particular officers and employees to one or more departments and may require any officer or employee to perform duties in two (2) or more departments if the work required of such officer or employee in such different departments is similar in character, and shall make such other rules and regulations as may be necessary or proper for the efficient and economical conduct of the business of the municipality.

All directors of departments and officers are the agents of the Commission and all their acts shall be subject to the review and approval or revocation by the Commission subject to law. Every director or officer shall, from time to time, as required by law or ordinance or when requested by the Commission or whenever he shall deem it necessary for the good of the public service, report to the Commission, in writing, respecting the business of his department or office on matters concerned therewith.

SECTION 4. ADMINISTRATIVE AND PROFESSIONAL POSITIONS. The Board of Commissioners recognize the Borough Clerk, Chief Financial Officer, Tax Assessor, Tax Collector, Municipal Administrator, Engineers and Solicitor as specific administrative and professional personnel who are assigned to a specific department for administration and budget, but report to all Commissioners and the governing body as a whole. As such, all disciplining of personnel issues and compensations shall be approved by all Commissioners. For the purposes of Capital Expenditures, engineers answer to the Governing Body as a whole; however, general engineering rests in the Department of Public Works.

The department of Construction, Construction Official and Zoning Official, similarly shall report directly to the Municipal Administrator who shall have direction and control over the day to day operations and to the Governing Body as a whole.

SECTION 5. DEPARTMENT OF PUBLIC AFFAIRS AND PUBLIC SAFETY. The Commissioner of Public Affairs and Public Safety shall have charge of supervision and direction over all officers and employees assigned to said department, and the purchase of all vehicles, apparatus and supplies for said department or the officers and departments assigned thereto. He shall have supervision of negotiations of contracts relative to his departments as well as:

- Ambulance Corps
- Animal Control
- Beach Patrol and lifeguards
- Chief of Police and Police Department
- Chief of the Fire Department and all non-volunteer Fire Department Operations
- Code Enforcement
- Public Safety Telecommunications
- Department of Health
- Emergency Management Services
- Fire Official
- Municipal Court
- Municipal Prosecutor
- Public Defender
- Public Safety Maintenance
- State Aid Housing Inspections
- Technology /IT

He shall serve as Class III member of the Wildwood Crest Planning Board, and shall be the management representative of the Commission for the negotiation of, and if so authorized, execution of all employee contracts, as well as all departmental budgeting.

SECTION 6. DEPARTMENT OF REVENUE AND FINANCE. The Commissioner of the Department of Revenue and Finance shall have charge of and supervision and direction over all officers and employees assigned to said department, shall have charge of and cause to be prepared and published all statements and reports required by law or ordinance or by resolution of the Commission. He shall be Vice President (Deputy Mayor) of the Board of Commissioners, and in the case of vacancy in the Office of the Mayor, shall perform the duties of that office. He shall sign all contracts, excluding employment agreements, on behalf of the Borough specific to Revenue and Finance. He shall sign all checks of the Borough. The Commissioner of the Department of Revenue and Finance shall have charge of and supervision over all accounts and records of the Borough and all officers, boards or departments required to keep or make accounts and records or reports. He shall inspect or cause to be inspected all records or accounts required to be kept in any of the offices or departments of the Borough and shall cause proper accounts and records to be made. He shall audit or cause to be audited, at frequent intervals, the accounts of every or employee who does or may receive or disperse money. He shall have charge of the purchases care and distribution of all supplies or other articles not otherwise provided by law. He shall examine or cause to be examined and report to the Commission upon all bills, accounts, payrolls and claims before they are acted upon or allowed, unless otherwise provided by law. He shall cause to be collected all taxes, assessments, franchise taxes, license fees or other monies which may become due to the Borough. He shall report to the Commission any failure to make reports or to pay monies due to the Borough, with such recommendation in relation thereto as he may deem proper. He shall have supervision of negotiations of contracts relative to his departments as well as:

- Insurance Matters
- Chief Financial Officer / Treasurer (Reports to all three Commissioners)
- Codification and Revision of ordinances

- Grants Administration
- Green Team / Creative Arts Council
- Municipal Administrator (Reports to all three Commissioners)
- Municipal Budget
- Municipal Clerk (Reports to all three Commissioners)
- Municipal or State Uniform Construction Office, is applicable
- Tax Assessor (Reports to all three Commissioners)
- Tax Collector (Reports to all three Commissioners)
- Water/Utility Billings
- Weddings

SECTION 7. DEPARTMENT OF PUBLIC WORKS AND PARKS AND PUBLIC PROPERTY. The Mayor shall be the Commissioner of Public Works and Parks and Public Property and, as such, shall be the President of the Board of Commissioners and shall preside at its meetings, supervise all departments and report to the board for its action all matters requiring the attention of the Board or any department. He shall have the exercise of all powers and perform all the duties provided or prescribed by law or the ordinances of the Borough not in conflict with the provisions of this resolution. He shall, in the absence of the Commissioner of Revenue and Finance, sign all checks and contracts, excluding employment agreements, on behalf of the Borough. He shall have supervision and direction over the negotiation and execution of all employee contracts, purchase of all vehicles, apparatus and supplies for said department and shall have supervision and responsibility for maintenance of:

- Beach Maintenance
- Beach Pier
- Beautification of Public Property
- Borough Calendar
- Borough Engineer
- Clean Communities Program
- Lakefront Dredging
- Legal Matters (Initial Point of Contact)
- Municipal Vehicle Maintenance
- Parks and Grounds
- Playgrounds
- Public Buildings
- Public Property
- Public Relations
- Public Works
- Recreation Commission
- Recreation Department
- Recycling
- Sanitation
- Special Events
- Tourism (Inclusive of TDC, GWTIDA, all Borough-sponsored events and all tourism activities, inclusive of entertainment as well as Tourism Information Operations)
- Urban Enterprise Zone
- Weddings
- Wellness Programs

He shall serve as Class I member of the Planning Board and have charge of all utilities; sewer sanitation system and all public buildings shall be assigned to the Department of Public Works and Parks and Public Property.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-07

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST DESIGNATING OFFICIAL NEWSPAPERS

WHEREAS, the Board of Commissioners of the Borough of Wildwood Crest in the County of Cape May, and State of New Jersey, that, in accordance with the provisions of N.J.S.A. 40:53-1 et seq. *the Herald of Cape May County* and *the Press of Atlantic City* be designated as the official newspapers of the Borough of Wildwood Crest, in the County of Cape May, and State of New Jersey, and all ordinances, resolutions, or other public notices which the Borough of Wildwood Crest may required by law to publish, where the manner of publication is not otherwise specifically provided, shall be published in any one or both of the said newspapers.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey, that *the Herald of Cape May County* and *the Press of Atlantic City* are hereby designated the official newspapers of the Borough of Wildwood Crest.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-08

**RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF
WILDWOOD CREST DESIGNATING MEETINGS**

BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey, that the designated borough meetings be and the same are fully set forth in Borough Resolution No. 21-283, duly adopted on October 6, 2021; said schedule is hereby re-affirmed and made a part thereof be reference as if fully set forth.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-09

**RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF
WILDWOOD CREST AUTHORIZING SIGNATORIES FOR VARIOUS BOROUGH OF
WILDWOOD CREST ACCOUNTS**

BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, in the County of Cape May, State of New Jersey, that Francine B. Springer, Chief Financial Officer, be the custodian of the following accounts:

CREST SAVINGS BANK

Account Number

Account Name

54-902507-3	Borough of Wildwood Crest Lien Redemption Account
54-901556-1	Borough of Wildwood Crest Current Account
54-901557-9	Borough of Wildwood Crest Disbursement Account
54-901560-3	Borough of Wildwood Crest Trust Escrow Account
54-901559-5	Borough of Wildwood Crest Recreation Trust Account
54-901561-1	Borough of Wildwood Crest Police Forfeiture Account
54-901564-5	Borough of Wildwood Crest Animal Control Account
53-181178-5	Borough of Wildwood Crest Unemployment Trust Account
54-100167-6	Borough of Wildwood Crest General Capital Fund
54-901558-7	Borough of Wildwood Crest Payroll Account
54-904337-3	Borough of Wildwood Crest Flexible Spending Account
54-902576-8	Borough of Wildwood Crest Uniform Construction Code
99-006342-2	Borough of Wildwood Crest Affordable Housing Trust Fund
99-009896-4	Borough of Wildwood Crest Beach Box Account

STATE OF NEW JERSEY CASH MANAGEMENT FUND (NON-STATE)

000075590-171 Borough of Wildwood Crest GENL AC

NEW JERSEY ASSET & REBATE MANAGEMENT

NJ ARM – Account #280-00

BE IT FURTHER RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, in the County of Cape May and State of New Jersey, that the municipal officials listed hereinbelow are hereby designated as signatories on the above listed accounts (excluding Alexa Campilango on the Payroll Account) when necessary or required as follows:

Francine B. Springer

or

Alexa Campilango

and

Don Cabrera

or

Joseph Franco, Jr.

or

Joseph M. Schiff

and

Patricia A. Feketics

or

Victoria Mason

BE IT FURTHER RESOLVED that Francine B. Springer, Don Cabrera, Joseph Franco, Jr., Joseph M. Schiff, and Patricia A. Feketics are hereby designated as the authorized signatories on the Borough of Wildwood Crest Payroll Account (No. 54-901558-7).

BE IT FURTHER RESOLVED that Francine B. Springer, Lyndsey Herman and Alexa Campilango are hereby designated as the authorized signatory of the Borough of Wildwood Crest Lien Redemption Account (No. 54-902507-3).

Lyndsey Herman

BE IT FURTHER RESOLVED that Patricia A. Feketics and Francine B. Springer are hereby designated as the authorized signatory of the Borough of Wildwood Crest Borough Election Account (No. 54-900478-9).

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

**RESOLUTION NO. 22-10
RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF
WILDWOOD CREST DESIGNATING ORDER OF BUSINESS**

BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey, that the following shall be the order of business at all meetings of the said Board:

1. Pledge of Allegiance to the Flag
2. Roll Call Vote
3. OPMA Statement
4. Ingress/Egress Statement
5. Reading and Adopting Ordinances
6. Reading and Adopting Resolutions
7. Presentation of bills, orders, claims, etc.
8. Reports of Directors and Department Heads
9. Approval of Minutes
10. Reports from Administrator and Engineer
11. Public Comments
12. New Business/Old Business
13. Reading of Correspondence
14. Public Comments
15. Adjournment

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

**RESOLUTION NO. 22-11
RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF
WILDWOOD CREST AUTHORIZING APPOINTMENT OF RONALD GELZUNAS AS THE
BOROUGH SOLICITOR AND APPROVAL OF PROFESSIONAL SERVICE CONTRACT
FOR CY 2022**

WHEREAS, there exists the need for the professional services of a Borough Solicitor, to be retained by the Borough for the performance of legal services and related duties associates therewith as directed by the authorized representatives of the Borough of Wildwood Crest, all as more specifically set forth in the attached Agreement which is made a part hereof by reference as if fully set forth; and

WHEREAS, the Commissioners of the Borough of Wildwood Crest desire to appoint Ronald Gelzunas, Esquire to serve as the Solicitor for the Borough of Wildwood Crest; and

WHEREAS, this contract is awarded without competitive bidding in accordance with the provisions of the Local Public Contracts Law, N.J.S.A. 40A:11-1, et seq. as an authorized exception to the public bidding as a Professional Services Contract; and

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

1. Professional services of the type herein sought are of such a nature as to require a high degree of trust and confidence in the individual providing the service and may require the creation of a confidential or fiduciary relationship between that individual and the Borough;
2. The services required are highly specialized or technical in nature;
3. The services require peculiar ability and skill, and demand a high degree of specialized knowledge or expertise;
4. The services are such that their relative worth must be judged by subjective considerations that are not susceptible of valuation by competitive bidding;
5. The individual or entity who will provide these services has demonstrated competence and particular expertise in the services required;
6. The individual or entity who will perform these services is held to and fully adheres to the strict ethical standards that govern the involved profession;

7. The services include advise to and consultation with the municipality that require both knowledge and judgment on the part of the individual or entity providing services, as well as the confidence of the municipal officials, such that competitive bidding is not feasible or practical;

8. The services to be provided are such that their nature, scope and duration are not capable of precise measurement, but rather require a flexibility and discretion that render competitive bidding impractical and inefficient; and

WHEREAS, 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 Ronald Gelzunas is hereby appointed as Borough of Wildwood Crest Solicitor and the above described contract for professional services is hereby approved.
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.
4. That the Mayor and Borough Clerk are hereby authorized and empowered to enter into a contract for calendar year 2021, with Ronald J. Gelzunas, who shall be compensated by voucher on the basis of a “not to exceed” amount of \$89,198.00 annually.
5. That a Notice of Award shall be published in *The Herald of Cape May County* as required by law within ten (10) days of passage of this Resolution, which notice shall state that this Resolution and the contract are on file and available for public inspection in the office of the Borough Clerk.

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

Vote: Schiff - Franco – Cabrera – YES

STATEMENT FROM THE AUDIENCE:

Sam Wilson, Morning Glory Road, congratulated the new administration.

STATEMENTS OF THANKS GIVEN BY COMMISSIONERS SCHIFF, FRANCO AND MAYOR CABRERA.

The Municipal Clerk announced the Re-Org portion has commenced and that the Regular meeting will commence.

Note: Complete Meeting Appears
On Borough of Wildwood Crest Facebook page by date

January 4, 2022

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 Crest Pier at 9:30 a.m. On roll call the following answered to their names:

Schiff - Franco - Cabrera - YES

Mayor 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 on October 13, 2021 as well as a Notice of Change of Meeting Place, which was sent to the same publications and posted on the bulletin board on November 23, 2021.

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

THE CLERK READS THE INTRODUCED ORDINANCE BY TITLE:

ORDINANCE NO. 1369
AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 56, OF THE CODE OF THE BOROUGH OF WILDWOOD CREST, ENTITLED RECREATION COMMISSION, SECTION 56-3, APPROVING AND CONFIRMING RATES AND FEES FOR THE RENTAL OF FACILITIES, PARTICIPATION IN CERTAIN EVENTS AND ACTIVITIES

Mr. Franco motioned, Mr. Schiff seconded that Ordinance No. 1369 be passed on first reading, advertised according to law, be brought up for second and final reading and public hearing on January 19, 2021 at 9:30 a.m.

Vote: Schiff - Franco - Cabrera - YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-12
RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING ADOPTION OF THE 2022 TEMPORARY BUDGET

WHEREAS, N.J.S.A. 40A:4-19 authorizes, by resolution of the governing body prior to January 31 of the fiscal year, adoption of temporary appropriations of not more than TWENTY-SIX AND ONE-QUARTER PERCENT (26.25%) of the total appropriations made for all purposes in the budget for the preceding fiscal year excluding, in both instances, appropriations made for interest and debt redemption charges, capital improvement fund and public assistance; and

WHEREAS, the total temporary appropriations to be created by this resolution amount to \$9,718,905.00, said amount being inclusive of not more than TWENTY-SIX AND ONE-QUARTER PERCENT (26.25%) of the total of those appropriations as fully authorized hereinabove.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey, that the amount of \$9,718,905.00 be and the same shall hereby constitute the 2022 Temporary Appropriations:

PUBLIC AFFAIRS & PUBLIC SAFETY DIRECTOR'S OFFICE

SALARIES & WAGES.....	\$	7,000.00
OTHER EXPENSES.....		600.00
FIRE DEPARTMENT		
SALARIES & WAGES.....		1,500.00
OTHER EXPENSES.....		100,000.00
POLICE		
SALARIES & WAGES.....		650,000.00
OTHER EXPENSES.....		90,000.00
DISPATCH SERVICES (SHARED SERVICES)		
OTHER EXPENSES.....		70,000.00
EMERGENCY MANAGEMENT		
SALARIES & WAGES.....		0.00
OTHER EXPENSES.....		3,000.00
MUNICIPAL COURT		
SALARIES & WAGES.....		32,000.00
OTHER EXPENSES.....		2,000.00
SERVICE OF AMBULANCE		
SALARIES & WAGES.....		145,000.00
OTHER EXPENSES.....		20,000.00
ANIMAL CONTROL		
OTHER EXPENSES.....		15,000.00
LIFEGUARDS		
SALARIES & WAGES.....		25,000.00
OTHER EXPENSES.....		30,000.00
FIRE OFFICIAL		
SALARIES & WAGES.....		40,000.00

OTHER EXPENSES	5,000.00
LOCAL CODE ENFORCEMENT	
SALARIES & WAGES.....	15,000.00
OTHER EXPENSES	3,000.00
TRAFFIC MAINTENANCE	
SALARIES & WAGES.....	47,000.00
OTHER EXPENSES	12,000.00
INFORMATION TECHNOLOGY	25,000.00
REVENUE & FINANCE DIRECTOR'S OFFICE	
SALARIES & WAGES.....	\$ 7,000.00
OTHER EXPENSES	700.00
FINANCIAL ADMINISTRATION	
SALARIES & WAGES.....	100,000.00
OTHER EXPENSES	50,000.00
ASSESSMENT OF TAXES	
SALARIES & WAGES.....	12,000.00
OTHER EXPENSES	3,000.00
COLLECTION OF TAXES	
SALARIES & WAGES.....	42,000.00
OTHER EXPENSES	7,500.00
INSURANCE	
GROUP INSURANCE FOR EMPLOYEES	699,457.00
OTHER INSURANCE.....	150,000.00
BOROUGH ADMINISTRATION	
SALARIES & WAGES.....	100,000.00
OTHER EXPENSES	22,000.00
CODIFICATION	
OTHER EXPENSES	3,000.00
UTILITIES BILLING	
OTHER EXPENSES	5,000.00
CONSTRUCTION OFFICE	
SALARIES & WAGES.....	55,000.00
OTHER EXPENSES	10,000.00
LAND USE ADMINISTRATION	
SALARIES & WAGES.....	15,000.00
OTHER EXPENSES	30,000.00
WEDDING FEES	
SALARIES & WAGES.....	1,000.00
GREEN TEAM	
OTHER EXPENSES	5,000.00
PUBLIC WORKS DIRECTOR'S OFFICE	
SALARIES & WAGES.....	\$ 8,000.00
OTHER EXPENSES	600.00
PUBLIC WORKS	
SALARIES & WAGES.....	140,000.00
OTHER EXPENSES	40,000.00
UTILITIES	
NATURAL GAS.....	40,000.00
ELECTRIC.....	50,000.00
FUEL OIL	45,000.00
STREET LIGHTING	50,000.00
LANDFILL	
OTHER EXPENSES	100,000.00
CMC MUA CHARGES	
OTHER EXPENSES	100,000.00

WATER		
OTHER EXPENSES		40,000.00
COMMUNICATIONS		
OTHER EXPENSES		40,000.00
ENGINEER		
OTHER EXPENSES		50,000.00
LEGAL		
OTHER EXPENSES	\$	60,000.00
BEACH MAINTENANCE		
SALARIES & WAGES		5,000.00
OTHER EXPENSES		18,000.00
SANITATION		
SALARIES & WAGES		120,000.00
OTHER EXPENSES		13,000.00
RECREATION		
SALARIES & WAGES		110,000.00
OTHER EXPENSES		15,000.00
TOURISM		
SALARIES & WAGES		10,000.00
OTHER EXPENSES		50,000.00
SEWERAGE		
SALARIES & WAGES		35,000.00
OTHER EXPENSES		15,000.00
PARKS AND BUILDINGS		
SALARIES & WAGES		65,000.00
OTHER EXPENSES		60,000.00
RECREATION BUILDINGS		
OTHER EXPENSES		55,000.00
FLEET MAINTENANCE		
SALARIES & WAGES	\$	64,000.00
OTHER EXPENSES		70,000.00
STATUTORY EXPENSES		
SOCIAL SECURITY		150,000.00
UNEMPLOYMENT INSURANCE		0.00
DEFINED CONTRIBUTION RETIREMENT PLAN		1,300.00
PUBLIC EMPLOYEES RETIREMENT SYSTEM		487,574.00
POLICE AND FIREMEN'S RETIREMENT SYSTEM		456,769.00
CAPITAL IMPROVEMENTS		
EMERGENCY SANITARY AND STORM SEWER REPAIRS		50,000.00
ACQUISITION OF VEHICLES AND EQUIPMENT		440,000.00
PURCHASE OF BEACH BOXES	40,000.00	
TOTAL APPROPRIATIONS EXCLUDING CAPITAL IMPROVEMENT FUND, INTEREST AND DEBT REDEMPTION CHARGES AND PUBLIC ASSISTANCE	\$	5,750,000.00
CAPITAL IMPROVEMENT		
CAPITAL IMPROVEMENT FUND		0.00
INTEREST AND DEBT REDEMPTION CHARGES		
INTEREST AND PRINCIPAL ON BONDS AND LOANS		3,968,905.00
TOTAL TEMPORARY APPROPRIATIONS (ALL PAGES) \$		<u>9,718,905.00</u>

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

Vote: Schiff - Franco - Cabrera - YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-13

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST ADOPTING THE 2022 CASH MANAGEMENT PLAN OF THE BOROUGH OF WILDWOOD CREST

WHEREAS, pursuant to the provisions of N.J.S.A. 40A:5-14, the Borough of Wildwood Crest shall adopt a Cash Management Plan and shall deposit its funds in accordance with the provisions of said Plan; and

WHEREAS, the Cash Management Plan shall include the designation of a depository or depositories as provided in Section 4 of P.L. 1970, c.236; and

WHEREAS, the Cash Management Plan shall be designed to assure to the extent practicable the investment of local funds in interest bearing accounts and may be modified from time to time in order to reflect changes in federal or state law or regulations; and

WHEREAS, the Cash Management Plan shall be subject to the annual audit conducted pursuant to N.J.S.A. 40A:5-4.

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

1. The above recital paragraphs are incorporated herein by as if set forth at length.
2. The Cash Management Plan for the Borough of Wildwood Crest is hereby adopted.
3. A copy of the Cash Management Plan is attached hereto and made a part hereof.

CASH MANAGEMENT PLAN

I. STATEMENT OF PURPOSE

This Cash Management Plan (hereinafter “the Plan”) is prepared pursuant to the provisions of N.J.S.A. 40A:5-14 in order to set forth the basis for the deposits (“Deposits”) and investment (“Permitted Investments”) of certain public funds of the Borough, pending the use of such funds for the intended purposes. The Plan is intended to assure that all public funds identified herein are deposited in interest bearing Deposits or otherwise invested in Permitted Investments hereinafter referred to. The intent of the Plan is to provide that the decisions made with regard to the Deposits and the Permitted Investments will be done to insure the safety, the liquidity and the maximum investment return within such limits. The Plan is intended to ensure that any Deposit or Permitted Investment matures within the time period that approximates the prospective need for the funds deposited or invested so that there is not a risk to the market value of such Deposits or Permitted Investments.

II. IDENTIFICATION OF FUNDS AND ACCOUNTS TO BE COVERED BY THE PLAN

- A. The Plan is intended to cover the deposit and/or investment of the following funds and accounts of the Borough:

Current Fund
Grant Fund
Trust Fund
General Capital Fund

III. DESIGNATION OF OFFICIALS OF THE BOROUGH AUTHORIZED TO MAKE DEPOSITS AND INVESTMENTS UNDER THE PLAN

The Chief Financial Officer of the Borough (“Designated Official”) is hereby authorized and directed to deposit and/or invest the funds referred to in the Plan. Prior to making any such Deposits or Permitted Investments, such official of the Borough is directed to supply to all depositories or any other parties with whom the Deposits or Permitted Investments are made, a written copy of this Plan which shall be acknowledged in writing by such parties and a copy of such acknowledgment kept on file with such official.

IV. DESIGNATION OF DEPOSITORIES

The following banks and financial institutions are hereby designed as official depositories for the Deposit of all public funds referred to in the Plan, including any certificates of deposit which are not otherwise invested in Permitted Investments as provided for in this Plan:

PNC Bank, N.A.
Crest Savings Bank
Ocean First Bank
New Jersey Cash Management Plan
New Jersey ARM
MBIA Municipal Investors Service Corporation (CLASS)
Sovereign Bank
TD Bank
Sturdy Savings Bank

All such depositories shall acknowledge in writing receipt of this Plan by sending a copy of such acknowledgment to the Designated Official referred to in Section III above.

V. DESIGNATION OF OFFICIALS TO SIGN CHECKS AND WITHDRAWALS OF THE BOROUGH OF WILDWOOD CREST

Pursuant to N.J.S.A. 40A:5-17.B(2), the following named officials shall sign checks and authorized withdrawals for the Borough of Wildwood Crest:

Don Cabrera Mayor	or	Joseph Franco, Jr. Commissioner, R & F	or	Joseph M. Schiff Commissioner, Public Safety
		Patricia A. Feketics Borough Clerk	or	Victoria Mason Keyboarding Clerk 3
		Francine B. Springer Chief Financial Officer	or	Alexa Campilango Senior Account Clerk

All checks and withdrawals shall be signed with three (3) signatures, namely the Commissioner of Revenue and Finance, the Borough Clerk and the Chief Financial Officer, or their alternates as listed above, excepting the Borough of Wildwood Crest Payroll Account which account shall be signed only by the Chief Financial Officer or his/her designee. Also, to be excepted from the aforementioned above is the Tax Collector Lien Redemption Account which account shall be signed only by the Tax Collector, Lyndsey Herman.

VI. DESIGNATION OF BROKERAGE FIRMS AND DEALERS WITH WHOM THE DESIGNATED OFFICIALS MAY DEAL

The following brokerage firms and/or dealers and other institutions are hereby designated as firms with whom the Designated Official of the Borough referred to in this Plan may deal for purposes of buying and selling securities identified in this Plan as Permitted Investments or otherwise providing for Deposits.

All such brokerage firms and/or dealers shall acknowledge in writing receipt of this Plan by sending a copy of such acknowledgment to the Designated Official referred to in Section III above.

NONE DESIGNATED

VII. AUTHORIZED INVESTMENTS

A. Except as otherwise specifically provided for herein, the Designated Officials are hereby authorized to invest the public funds covered by this Plan, to the extent not otherwise held in Deposits, in the following Permitted Investments:

- (1) Bonds or other obligations of the United States of America or obligations guaranteed by the United State of America;
- (2) Government money market mutual funds;
- (3) Any obligation that a federal agency or a federal instrumentality has issued in accordance with an act of Congress, which security has a maturity date not greater than 397 days from the date of purchase, provided that such obligation bears a fixed rate of interest not dependent on any index or other external factor;
- (4) Bonds or other obligations of the Local unit or bonds or other obligations of school districts of which the Local Unit is a part or within which the school district is located;
- (5) Bonds or other obligations, having a maturity date not more than 397 days from the date of purchase, approved by the Division of Investment of the Department of the Treasury for investment by Local Units;
- (6) Local Government investment pools;
- (7) Deposits with the State of New Jersey Cash Management Fund established pursuant to section 1 of P.L. 1977, c.281 (C.52:18A-90.4); or
- (8) Agreements for the repurchase of fully collateralized securities if:
 - (a) the underlying securities are permitted investments pursuant to paragraphs (1) and (3) of this subsection a;
 - (b) the custody of collateral is transferred to a third part;
 - (c) the maturity of the agreement is not more than 30 days;
 - (d) the underlying securities are purchased through a public depository as defined in section 1 of P.L. 1970, c.236 (C.17:9-41); and
 - (e) a master repurchase agreement providing for the custody and security of collateral is executed.
- (9) Any other instrument/security authorized pursuant to N.J.S.A. 40A:5-15.1.

For purposes of the above language, the terms “government money market mutual fund” and “local government investment pool” shall have the following definitions:

Government Money Market Mutual Fund. An investment company or investment trust:

- (a) which is registered with the Securities and Exchange Commission under the “Investment Company Act of 1940,” 15 U.S.C. sec. 80a-1 et. seq., and operated in accordance with 17 C.F.R. sec. 270.2a-7.
- (b) the portfolio of which is limited to U.S. Government securities that meet the definition of any eligible security pursuant to 17 C.F.R. sec. 270.2a-7 and repurchase agreements that are collateralized by such U.S. Government securities; and
- (c) which has:
 - (i) attained the highest ranking or the highest letter and numerical rating of a nationally recognized statistical rating organization; or
 - (ii) retained an investment advisor registered or exempt from registration with the Securities and Exchange Commission pursuant to the “Investment Advisors Act of 1940,” 15 U.S.C. sec. 80b-1 et. seq., with experience investing in U.S. Government securities for at least the most recent past 60 months and with assets under management in excess of \$500 million.

Local Government Investment Pool. An investment pool:

- (a) which is managed in accordance with 17 C.F.R. sec. 270.2a-7;
- (b) which is rated in the highest category by a nationally recognized statistical rating organization;
- (c) which is limited to U.S. Government securities that meet the definition of an eligible security pursuant to 17 C.F.R. sec. 270.2a-7 and repurchase agreements that are collateralized by such U.S. Government securities;
- (d) which is in compliance with rules adopted pursuant to the “Administrative Procedure Act,” P.L. 1968, c.410 (c.52:14B-1 et. seq.) by the Local Finance Board of the Division of Local Government Services in the Department of Community Affairs, which rules shall provide for disclosure and reporting requirements, and other provisions deemed necessary by the board to provide for the safety, liquidity and yield of the investments;
- (e) which does not permit investments in instruments that: are subject to high price volatility with changing market conditions; cannot reasonably be expected, at the time of interest rate adjustment, to have a market value that approximates their par value; or utilize an index that does not support a stable net asset value; and
- (f) which purchases and redeems investments directly from the issuer, government money market mutual fund, or the State of New Jersey Cash Management Fund, or through the use of a national or State bank located within this State, or through a broker-dealer which, at the time of purchase or redemption, has been registered continuously for a period of at least two years pursuant to section 9 of P.L. 1967 c.9 (C.49:3-56) and has at least \$25 million in capital stock (or equivalent capitalization if not a corporation), surplus reserves for contingencies and undivided profits, or through a securities dealer who makes primary markets in U.S. Government securities and reports daily to the Federal Reserve Bank of New York its position in and borrowing on such U.S. Government securities.

B. Notwithstanding the above authorization, the monies on hand in the following funds and accounts shall be further limited as to maturities, specific investments or otherwise as follows:

Limited only to maturities, 1 year or less

VIII. SAFEKEEPING CUSTODY PAYMENT AND ACKNOWLEDGMENT OF RECEIPT OF PLAN

To the extent that any Deposit or Permitted Investments involve a document or security which is not physically held by the Borough, then such instrument or security shall be covered by a custodial agreement with an independent third party, which shall be a bank or financial institution in the State of New Jersey. Such institution shall provide for the designation of such investments in the name of the Borough to assure that there is no unauthorized use of the funds or the Permitted Investments or Deposits. Purchase of any Permitted Investments that involve securities shall be executed by a “delivery versus payment” method to ensure that such Permitted Investments are either received by the Borough or by a third-party custodian prior to or upon the release of the Borough’s funds.

To assure that all parties with whom the Borough deals either by way of Deposits or Permitted Investments are aware of the authority and the limits set forth in this Plan, all such parties shall be supplied with a copy of this Plan in writing and all such parties shall acknowledge the receipt of that Plan in writing, a copy of which shall be on file with the Designated Official(s).

IX. REPORTING REQUIREMENTS

On a monthly basis, the Designated Official referred to in Section III hereof shall supply to the governing body of the Borough a written report summarizing all investments made or redeemed. The report shall set forth each organization holding local unit funds, the amount of securities purchased or sold, class or type of securities purchased, book value, earned income, fees incurred, and market value of all investments as of the report date and other information that may be required by the governing body.

X. TERM OF PLAN

This Plan shall be in effect from its date of adoption in 2022 to December 31, 2022. The Plan may be amended from time to time. To the extent that any amendment is adopted by the governing body, the Designated Official is directed to supply copies of the amendment(s) to all of the parties who otherwise have received a copy of the originally approved Plan, which amendment shall be acknowledged in writing in the same manner as the original Plan was so acknowledged.

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-14

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST DESIGNATING JASON HESLEY TO REPRESENT THE BOROUGH OF WILDWOOD CREST WITH TAX APPEALS FOR CY2022

WHEREAS, by direction of the Cape May County Board of Taxation, adopted pursuant to the terms and provisions of N.J.A.C. 18:12A-1.6(d), any and all tax appeals seeking either increases or decreases of Tax Assessment which shall be submitted to the Cape May County Board of Taxation by the various municipalities which are situated in the County of Cape May are required to, as a prerequisite to their filing, be authorized by a Resolution of the Tax District involved; and

WHEREAS, upon being appraised of said fact, the Tax Assessor of the Borough of Wildwood Crest requested that a Resolution authorizing the execution of such tax appeals by the Tax Assessor of the Borough of Wildwood Crest be authorized by the governing body of the Borough of Wildwood Crest so that disposition of the same may be made by the Cape May County Board of Taxation.

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, as follows:

1. That Jason Hesley, Tax Assessor of the Borough of Wildwood Crest, is hereby authorized to both pursue and defend to completion Tax Appeals on behalf of the Borough of Wildwood Crest for either increase or decreases in Tax Assessments for the calendar year 2022, for disposition by the Cape May County Board of Taxation.

2. That Patricia A. Feketics, Borough Clerk of the Borough of Wildwood Crest, is instructed to direct certified copies of this Resolution to the following persons or agencies:

- A. Jason Hesley, Tax Assessor of the Borough of Wildwood Crest;
- B. Lyndsey Herman, Tax Collector of the Borough of Wildwood Crest; and
- C. Cape May County Board of Taxation.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-15

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING THE TAX COLLECTOR TO CONDUCT A TAX TITLE LIEN SALE IN CY2022

WHEREAS, N.J.S.A. 54:5-19 requires the governing body by Resolution to empower the Tax Collector to conduct a tax sale in 2022 for properties with unpaid taxes, sewer and /or other municipal charges or charges in arrears from the prior fiscal year, as well as temporarily hold out of tax sale certain properties that comply with specifically defined conditions and circumstances; and

WHEREAS, there are properties with delinquent charges as noted above, as well as certain properties as designated on the 2022 tax sale list which comply with said conditions and circumstances to be temporarily withheld from the tax sale for 2021 taxes, sewer and other municipal charges.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, State of New Jersey that the Tax Collector be empowered to conduct a tax sale in 2022 as referenced above, and temporarily hold out of the tax sale any such property which conforms to the specifically defined conditions and circumstances as promulgated in N.J.S.A. 54:5-19 and/or any other provision of New Jersey Statutory Law.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-16

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING THE INTEREST RATE, GRACE PERIOD AND YEAR-END PENALTY FOR TAXES/SEWER FEES IN CY2022

WHEREAS, N.J.S.A. 54:4-67 et seq. permits the governing body to fix the rate of interest to be charged for the nonpayment of taxes, sewer or other municipal charges.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Borough of Wildwood Crest, the rate of interest on unpaid taxes and sewer shall be eight (8) percent per annum on the first one thousand five hundred dollars (\$1,500.00) of delinquency and eighteen (18) percent per annum on any amount in excess of one thousand five hundred dollars (\$1,500.00) to be calculated from the date the tax, sewer or other municipal charges were payable until the date of actual payment. No interest shall be charged if payment is made on or before the tenth (10th) calendar day following the date upon which the same is payable.

BE IT FURTHER RESOLVED, in addition to the interest provided above, all delinquencies in excess of ten thousand dollars (\$10,000.00) which are not paid prior to the end of the year will be subject to a year-end penalty of six (6) percent.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-17

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING CANCELLATION OF 2021 TAX AND/OR SEWER BALANCES OF \$5.00 OR LESS

WHEREAS, N.J.S.A. 40A:5-17 allows for the cancellation of property tax overpayments or delinquent amounts of five (5) dollars or less; and

WHEREAS, there also exists a need to apply the same provision as promulgated in N.J.S.A. 40A:5-17 to the cancellation of municipal sewer overpayments and delinquencies of five (5) dollars or less.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, State of New Jersey, that the Tax Collector is hereby authorized to cancel without any further action on the part of the Board of Commissioners, any property tax and/or municipal sewer overpayments and/or delinquencies of \$5.00 or less.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-18

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING FRANCINE SPRINGER AND ALEXA CAMPILANGO TO CONTINUE AS CUSTODIANS OF PETTY CASH FOR THE WILDWOOD CREST ADMINISTRATIVE OFFICES AT THE NTE SUM OF \$250.00

WHEREAS, on January 6, 2021, via Resolution No. 12-13, Francine B. Springer (Chief Financial Officer) and Alexa Campilango (Senior Account Clerk) were designated as Custodians of Petty Cash for the Wildwood Crest Administrative Offices; and

WHEREAS, it is the desire of the Board of Commissioners of the Borough of Wildwood Crest to have Francine B. Springer and Alexa Campilango serve as Custodians of Petty Cash; and

WHEREAS, Francine B. Springer is bonded in the amount of \$1,000,000.00 by virtue of a surety bond.

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, hereby authorizes that Francine B. Springer and Alexa Campilango continue to serve as Custodians of petty cash for the Administrative offices of the Borough of Wildwood Crest at the not to exceed sum of \$250.00 and directs that two copies of this resolution be filed with the Division of Local Government Services, New Jersey Department of Community Affairs for approval.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-19

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING ROBERT LLOYD TO CONTINUE AS CUSTODIAN OF PETTY CASH FOR THE WILDWOOD CREST POLICE DEPARTMENT AT THE NTE SUM OF \$200.00

WHEREAS, on January 6, 2021, via Resolution No. 21-14, Robert Lloyd was designated as Custodian of Petty Cash for the Wildwood Crest Police Department; and

WHEREAS, it is the desire of the Board of Commissioners of the Borough of Wildwood Crest to have Chief Robert Lloyd continue to serve as Custodian of Petty Cash for the Wildwood Crest Police Department Petty Cash fund at the NTE sum of \$200.00.

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, hereby authorizes that Robert Lloyd continue to serve as Custodian of petty cash for the Wildwood Crest Police Department at the not to exceed sum of \$200.00 and directs that two copies of this resolution be filed with the Division of Local Government Services, New Jersey Department of Community Affairs for approval.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-20

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING THE APPOINTMENT OF RONALD GELZUNAS AS MUNICIPAL PROSECUTOR FOR THE BOROUGH OF WILDWOOD CREST

WHEREAS, the Board of Commissioners of the Borough of Wildwood Crest desires to re-appoint Ronald Gelzunas as Municipal Prosecutor for one (1) year term pursuant to the provisions of N.J.S.A. 2B:25-4; 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.

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 Ronald Gelzunas, Esquire, 100 East Lavender Road, Wildwood Crest, New Jersey, be and is hereby re-appointed as the Municipal Prosecutor of the Borough of Wildwood Crest in accordance with and pursuant to N.J.S.A. 2B:25-4 for a term of one year commencing effective immediately and expiring December 31, 2022.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-21

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING THE APPOINTMENT OF SETH FUSCELLARO AS MUNICIPAL PUBLIC DEFENDER FOR THE BOROUGH OF WILDWOOD CREST

WHEREAS, the Board of Commissioners of the Borough of Wildwood Crest desires to re-appoint Seth Fuscellaro as Municipal Public Defender for one (1) year term pursuant to the provisions of N.J.S.A. 2B:24-3; 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.

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 Seth Fuscellaro, Esquire, 100 East Rio Grande Avenue, Wildwood Crest, New Jersey, be and is hereby re-appointed as the Municipal Public Defender of the Borough of Wildwood Crest in accordance with and pursuant to N.J.S.A. 2B:24-3 for a term of one year commencing effective immediately and expiring December 31, 2022.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-22

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING A PROFESSIONAL SERVICES CONTRACT WITH WILLIAM G. BLANEY, ESQUIRE, AS SPECIAL LABOR COUNSEL FOR CY 2022

WHEREAS, the Borough of Wildwood Crest requires the professional services of a law firm specializing in labor relations in the field of collective bargaining negotiations, personnel administration, and employer-employee relations in an employee administrative proceeding and litigation and any other legal matter that may be assigned; and

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

WHEREAS, the Board of Commissioners of the Borough of Wildwood Crest has determined that **William G. Blaney, Esquire**, and the law firm of Blaney & Karavan, P.C. or Successor Firm, of Avalon, New Jersey is qualified to perform the said work and it is desired to enter a professional contract with them for said services pursuant to law, and to provide for the advertising of a notice pursuant to law; and

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

1. Professional services of the type herein sought are of such a nature as to require a high degree of trust and confidence in the individual providing the service and may require the creation of a confidential or fiduciary relationship between that individual and the Borough;
2. The services required are highly specialized or technical in nature;
3. The services require peculiar ability and skill, and demand a high degree of specialized knowledge or expertise;
4. The services are such that their relative worth must be judged by subjective considerations that are not susceptible of valuation by competitive bidding;
5. The individual or entity who will provide these services has demonstrated competence and particular expertise in the services required;
6. The individual or entity who will perform these services is held to and fully adheres to the strict ethical standards that govern the involved profession;
7. The services include advise to and consultation with the municipality that require both knowledge and judgment on the part of the individual or entity providing services, as well as the confidence of the municipal officials, such that competitive bidding is not feasible or practical;
8. The services to be provided are such that their nature, scope and duration are not capable of precise measurement, but rather require a flexibility and discretion that render competitive bidding impractical and inefficient; and

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

Account Number(s) _____ Amount _____
Signature _____

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

1. The above recital paragraphs are incorporated herein as if set forth at length.
2. **William G. Blaney, Esquire** and the law firm of Blaney & Karavan, P.C. or Successor Firm of Avalon, New Jersey is hereby retained as Special Counsel as a professional labor negotiator to provide specialized professional services in the field of collective bargaining negotiations, personnel administration, employee disciplinary actions, and employer-employee relations and litigation and any other legal matter that may be assigned for the period January 1, 2022 through December 31, 2022. The said professional services to be received shall be "as directed" by the Borough of Wildwood Crest from time to time.
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.
4. The Mayor and Borough Clerk are hereby authorized and empowered to enter into a contract with **William G. Blaney, Esquire**, of the law firm of Blaney & Karavan, P.C. or Successor Firm for a term of the period indicated above, which contract shall provide for payment at the hourly rate of **one hundred forty (\$140.00) dollars per hour** not to exceed the amount of \$80,000.00 annually.

5. That a Notice of Award shall be published in *The Herald of Cape May County* as required by law within ten (10) days of passage of this Resolution, which notice shall state that this Resolution and the contract are on file and available for public inspection in the office of the Borough Clerk.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-23

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING AWARD OF CONTRACT TO SHORE ANIMAL CONTROL SERVICES, FOR ANIMAL CONTROL SERVICES IN THE BOROUGH FOR CY 2022 AT THE NTE AMOUNT OF \$11,400 PLUS \$60.00 CALLOUT FEE FOR AFTER HOURS, HOLIDAYS AND WEEKENDS

WHEREAS, there exists the need for an ANIMAL CONTROL OFFICER AND SERVICES to be retained by the Borough for the performance of animal control, animal cruelty investigation, wildlife removal and road kill disposal services 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, SHORE ANIMAL CONTROL SERVICES, LLC has completed and submitted a Business Entity Disclosure Certification which certifies that SHORE ANIMAL CONTROL SERVICES, LLC will not make any reportable contributions pursuant to N.J.S.A. 19:44A-1 commencing January 1, 2022 to any political committee or candidate through the term of this contract, December 31, 2022.

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

1. The above recital paragraphs are incorporated herein as if set forth at length.
2. That the contract is awarded as a competitive contract with price and other factors most advantageous for the Borough of Wildwood Crest for the period of January 1, 2022 through December 31, 2022.
3. The Mayor and Borough Clerk are hereby authorized and empowered to enter into the attached agreement with SHORE ANIMAL CONTROL SERVICES, LLC, who shall be compensated by voucher at the agreed upon rate of Nine Hundred Fifty (\$950) Dollars per month for a total of Eleven Thousand Four Hundred (\$11,400), plus \$60.00 Callout Fee for After Hours, Holidays and Weekends.
4. The award of this contract is contingent upon production of the Business Entity Disclosure Certificate, Affirmative Action Compliance Notice, New Jersey Certificate of Employee Information Report, New Jersey Business Registration Certificate and proof of insurance as required in the contract and certification from the Chief Financial Officer as to the availability of funds.
5. That a Notice of Award shall be published in *The Herald of Cape May County* as required by law within ten (10) days of passage of this Resolution, which notice shall state that this Resolution and the contract are on file and available for public inspection in the office of the Borough Clerk.

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

Account Number (s) _____ Amount _____
Signature _____

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-24

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING PROFESSIONAL SERVICES CONTRACT WITH STEVEN SECARE FOR SERVICES AS HEARING OFFICER FOR CY2022

WHEREAS, there exists the need for the “Professional Services” of a HEARING OFFICER, to be retained by the Borough for all Department of Personnel (a/k/a Civil Service) disciplinary action hearings 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, this contract is awarded without competitive bidding in accordance with the provisions of the Local Public Contracts Law, N.J.S.A. 40A:11-1, et seq. as an authorized exception to the public bidding as a Professional Services Contract; and

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

1. Professional services of the type herein sought are of such a nature as to require a high degree to trust and confidence in the individual providing the service and may require the creation of a confidential or fiduciary relationship between that individual and the Borough;
2. The services required are highly specialized or technical in nature;
3. The services require peculiar ability and skill, and demand a high degree of specialized knowledge or expertise;
4. The services are such that their relative worth must be judged by subjective considerations that are not susceptible of valuation by competitive bidding;
5. The individual or entity who will provide these services has demonstrated competence and particular expertise in the services required;
6. The individual or entity who will perform these services is held to and fully adheres to the strict ethical standards that govern the involved profession;
7. The services include advise to and consultation with the municipality that require both knowledge and judgment on the part of the individual or entity providing services, as well as the confidence of the municipal officials, such that competitive bidding is not feasible or practical;
8. The services to be provided are such that their nature, scope and duration are not capable of precise measurement, but rather require a flexibility and discretion that render competitive bidding impractical and inefficient; and

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

Account Number(s) _____ Amount _____
Signature _____

WHEREAS, Steven Secare, Esq. has completed and submitted a Business Entity Disclosure Certification which certifies that he will not make any reportable contributions pursuant to N.J.S.A. 19:44A-1 commencing January 1, 2022 to any political committee or candidate through the term of this contract.

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

1. The above recital paragraphs are incorporated herein as if set forth at length.
2. The award of this contract is contingent upon compliance with the New Jersey Pay to Play Law as set forth in N.J.S.A. 19:44A-1; production of the Business Entity Disclosure Certificate, Affirmative Action Compliance Notice, New Jersey Certificate of Employee Information Report, New Jersey Business Registration Certificate and proof of insurance as required in the contract and certification from the Chief Financial Officer as to the availability of funds.
3. That the Mayor and Borough Clerk are hereby authorized and empowered to enter into the attached agreement effective immediately through December 31, 2022, with Steven Secare, Esq. who shall be compensated by voucher at the agreed upon rate of \$150.00 per hour, not to exceed \$9,500.
4. That a Notice of Award shall be published in *The Herald of Cape May County* as required by law within ten (10) days of passage of this Resolution, which notice shall state that this Resolution and the contract are on file and available for public inspection in the office of the Borough Clerk.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-25

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING A PROFESSIONAL SERVICES CONTRACT WITH MICHAEL A. JEDZINIAK OF CARLUCCIO, LEONE, DIMON, DOYLE & SACKS, LLC, AS SPECIAL COUNSEL FOR COAH RELATED MATTERS FOR CY2022

WHEREAS, there exists the need for the “Professional Services” of SPECIAL COUNSEL, to be retained by the Borough to assist the Borough and its legal counsel in helping the Borough address its responsibilities with respect to its affordable-housing obligations in any proceeding involving (a) a New Jersey court of competent jurisdiction, and/or (b) the New Jersey Council on Affordable Housing (“COAH”), and 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, this contract is awarded without competitive bidding in accordance with the provisions of the Local Public Contracts Law, N.J.S.A. 40A:11-1, et seq. as an authorized exception to the public bidding as a Professional Services Contract; and

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

1. Professional services of the type herein sought are of such a nature as to require a high degree to trust and confidence in the individual providing the service and may require the creation of a confidential or fiduciary relationship between that individual and the Borough;
2. The services required are highly specialized or technical in nature;
3. The services require peculiar ability and skill, and demand a high degree of specialized knowledge or expertise;
4. The services are such that their relative worth must be judged by subjective considerations that are not susceptible of valuation by competitive bidding;
5. The individual or entity who will provide these services has demonstrated competence and particular expertise in the services required;
6. The individual or entity who will perform these services is held to and fully adheres to the strict ethical standards that govern the involved profession;
7. The services include advise to and consultation with the municipality that require both knowledge and judgment on the part of the individual or entity providing services, as well as the confidence of the municipal officials, such that competitive bidding is not feasible or practical;
8. The services to be provided are such that their nature, scope and duration are not capable of precise measurement, but rather require a flexibility and discretion that render competitive bidding impractical and inefficient; and

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

Account Number(s) _____ Amount _____
Signature _____

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

1. The above recital paragraphs are incorporated herein as if set forth at length.
2. The award of this contract is contingent upon compliance with the New Jersey Pay to Play Law as set forth in N.J.S.A. 19:44A-1; production of the Business Entity Disclosure Certificate, Affirmative Action Compliance Notice, New Jersey Certificate of Employee Information Report, New Jersey Business Registration Certificate and proof of insurance as required in the contract and certification from the Chief Financial Officer as to the availability of funds.
3. That the Mayor and Borough Clerk are hereby authorized and empowered to enter into the attached agreement effective January 1, 2022 through December 31, 2022, with **MICHAEL A. JEDZINIAK OF CARLUCCIO, LEONE, DIMON, DOYLE & SACKS ,LLC** who shall be compensated by voucher at the agreed upon hourly rates, not to exceed Five Thousand Dollars (\$5,000).
4. That a Notice of Award shall be published in *The Herald of Cape May County* as required by law within ten (10) days of passage of this Resolution, which notice shall state that this Resolution and the contract are on file and available for public inspection in the office of the Borough Clerk.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-26

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING A PROFESSIONAL SERVICES CONTRACT WITH HAWKINS, DELAFIELD & WOOD, LLP, AS BOND COUNSEL FOR CY2022

WHEREAS, the Borough of Wildwood Crest requires the professional services of a Law Firm to assist the municipality with the selling of bonds, or bond anticipation notes, for financing the cost of the capital improvement program and for the rendering of legal opinions related thereto; and

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

WHEREAS, this contract is awarded without competitive bidding in accordance with the provisions of the Local Public Contracts Law, N.J.S.A. 40A:11-1, et seq. as an authorized exception to the public bidding as a Professional Services Contract; and

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

1. Professional services of the type herein sought are of such a nature as to require a high degree to trust and confidence in the individual providing the service and may require the creation of a confidential or fiduciary relationship between that individual and the Borough;
2. The services required are highly specialized or technical in nature;
3. The services require peculiar ability and skill, and demand a high degree of specialized knowledge or expertise;
4. The services are such that their relative worth must be judged by subjective considerations that are not susceptible of valuation by competitive bidding;
5. The individual or entity who will provide these services has demonstrated competence and particular expertise in the services required;
6. The individual or entity who will perform these services is held to and fully adheres to the strict ethical standards that govern the involved profession;
7. The services include advise to and consultation with the municipality that require both knowledge and judgment on the part of the individual or entity providing services, as well as the confidence of the municipal officials, such that competitive bidding is not feasible or practical;
8. The services to be provided are such that their nature, scope and duration are not capable of precise measurement, but rather require a flexibility and discretion that render competitive bidding impractical and inefficient; and

WHEREAS, the Borough has determined that the firm of Hawkins, Delafield & Wood is qualified to perform the said work and it is desired to enter a professional contract with them for said services pursuant to law, and to provide for the advertising of a notice pursuant to law; and

WHEREAS, Hawkins, Delafield & Wood has completed and submitted a Business Entity Disclosure Certification which certifies that Hawkins, Delafield & Wood will not make any reportable contributions pursuant to N.J.S.A. 19:44A-1 commencing January 1, 2022 to any political committee or candidate through the term of this contract;

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

6. The above recital paragraphs are incorporated herein as if set forth at length.
7. Hawkins, Delafield & Wood is hereby retained as Bond Counsel to provide specialized professional services in the field of municipal bond work. The said professional services to be received shall be “as directed” by the Borough of Wildwood Crest from time to time.
8. The Mayor and Borough Clerk are hereby authorized and directed to enter into a contract with Hawkins, Delafield & Wood for specialized professional services as Bond Counsel for a term of one (1) year, which contract shall provide for fees to be calculated as set forth in the letter of Hawkins, Delafield & Wood dated November 9, 2021 and attached hereto, contingent upon certification from the Chief Financial Officer as to the availability of funds for specific municipal bond work, if applicable.
9. 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; a copy of these documents shall be kept on file in the office of the Borough Clerk.
10. That a Notice of Award shall be published in *The Herald of Cape May County* as required by law within ten (10) days of passage of this Resolution, which notice shall state that this Resolution and the contract are on file and available for public inspection in the office of the Borough Clerk.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-27

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING AWARD OF EUS CONTRACT WITH CONTEMPORARY TECHNOLOGY, INC., FOR NETWORK SUPPORT/INFORMATION TECHNOLOGY SPECIALIST AT NTE SUM OF \$69,000 FOR CY 2022

WHEREAS, there exists the need for the “Extraordinary Unspecifiable Services” of a NETWORK SUPPORT / INFORMATION TECHNOLOGY SPECIALIST, to be retained by the Borough for all hardware and software systems for internal operation as directed by the authorized representatives of the Borough of Wildwood Crest, all as more specifically set forth in the attached Agreement which is made a part hereof by reference as if fully set forth; and

WHEREAS, The Contract is awarded without competitive bidding as a “Extraordinary Unspecifiable Service” under the provisions of the Local Public Contracts Law pursuant to N.J.S.A. 40A:11-5 which states that no local unit shall be required to advertise for bids for services which are of such a qualitative nature as will not reasonably permit the drawing of specifications or the receipt of competitive bids, all of which classification the aforesaid contact falls within; and

WHEREAS, under the Local Public Contracts Law, N.J.S.A. 40A:11-1, et. seq., the subject contract would be a contract for Extraordinary Unspecifiable Services because the service requires unique artistic design skills and abilities that are of a qualitative nature; and

WHEREAS, **Contemporary Technologies, Inc.** has completed and submitted a Business Entity Disclosure Certification which certifies that he will not make any reportable contributions pursuant to N.J.S.A. 19:44A-1 commencing January 1, 2022 to any political committee or candidate through the term of this contract.

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. That the allegations of the preamble hereto are incorporated herein as if fully set forth.
2. That the Commissioner of Revenue & Finance and Borough Clerk are hereby authorized and empowered to execute the attached agreement with **Contemporary Technologies, Inc.**, who shall be compensated by voucher at the agreed upon rate of \$95.00 per hour, and \$130.00 per hour for emergency call outs and unplanned assistance between 11:00 p.m. and 8:00 a.m., not to exceed \$69,000, 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 Network Support / Information Technology Specialist is further required to comply with all other conditions/provisions of law or regulation applicable to a “Extraordinary Unspecified 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. This contract is awarded pursuant to N.J.S.A. 40A:11-5(dd) which states “The provision or performance of goods or services for the support or maintenance of proprietary computer hardware and software, except that this provision shall not be utilized to acquire or upgrade non-proprietary hardware or to acquire or update non-proprietary software.”
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 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, Mr. Franco seconds that the foregoing resolution be adopted.

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-28

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING PROFESSIONAL SERVICES CONTRACT WITH MARC DEBLASIO OF DEBLASIO & ASSOCIATES AS MUNICIPAL ENGINEER FOR CY2022

WHEREAS, there exists the need for “Professional Services” for a MUNICIPAL ENGINEER, to be retained by the Borough for the performance of engineering work and related duties associated therewith as directed by the

authorized representatives of the Borough of Wildwood Crest, all as more specifically set forth in the attached Agreement which is made a part hereof by reference as if fully set forth; and

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

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

WHEREAS, the Borough has determined that Marc DeBlasio of DeBlasio & Associates located in Wildwood, New Jersey is qualified to perform said work and it is desired to enter a professional contract with DeBlasio & Associates for said services pursuant to law, and to provide for the advertising of a notice pursuant to law; and

WHEREAS, the firm DeBlasio & Associates, has completed and submitted a Business Entity Disclosure Certification which certifies that DeBlasio & Associates, will not make any reportable contributions pursuant to N.J.S.A. 19:44A-1 commencing January 1, 2022 to any political committee or candidate through the term of this contract;

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

1. The above recital paragraphs are incorporated herein as if fully set forth.
2. The Commissioner of Public Works and Borough Clerk are hereby authorized, instructed, and empowered to execute the attached agreement with **DeBlasio & Associates**, who shall be compensated by voucher at the agreed upon hourly rates, contingent upon certification below 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 Borough Engineer is further required to comply with all other conditions/provisions of law or regulation applicable to a “Professional Services 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.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-29

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING A PROFESSIONAL SERVICES CONTRACT WITH FORD, SCOTT & ASSOCIATES, LLC AS BOROUGH AUDITOR FOR CY2022

WHEREAS, there exists the need for the “Professional Services” of a **BOROUGH AUDITOR**, to be retained by the Borough for the performance of auditing/accounting work and related duties associates 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, this contract is awarded without competitive bidding in accordance with the provisions of the Local Public Contracts Law, N.J.S.A. 40A:11-1, et. seq. as an authorized exception to the public bidding as a Professional Services Contract; and

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

1. Professional services of the type herein sought are of such a nature as to require a high degree of trust and confidence in the individual providing the service and may require the creation of a confidential or fiduciary relationship between that individual and the Borough;
2. The services required are highly specialized or technical in nature;

3. The services require peculiar ability and skill, and demand a high degree of specialized knowledge or expertise;

4. The services are such that their relative worth must be judged by subjective considerations that are not susceptible of valuation by competitive bidding;

5. The individual or entity who will provide these services has demonstrated competence and particular expertise in the services required;

6. The individual or entity who will perform these services is held to and fully adheres to the strict ethical standards that govern the involved profession;

7. The services include advise to and consultation with the municipality that require both knowledge and judgment on the part of the individual or entity providing services, as well as the confidence of the municipal officials, such that competitive bidding is not feasible or practical;

8. The services to be provided are such that their nature, scope and duration are not capable of precise measurement, but rather require a flexibility and discretion that render competitive bidding impractical and inefficient; and

WHEREAS, the Commissioners of the Borough of Wildwood Crest desire to award a Professional Services Contract to **MICHAEL S. GARCIA, RMA, and the firm of Ford Scott Associates, LLC** as Borough Auditor; 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 are hereby authorized and empowered to execute the attached agreement with **MICHAEL S. GARCIA, RMA, of the firm of Ford Scott Associates, LLC**, who shall be compensated by voucher at the agreed upon hourly rates, contingent upon certification from the Chief Financial Officer as to the availability of funds, as well as the governing body setting sufficient funds in the 2021 Municipal Budget, in accordance with the proposal dated, **November 10, 2021**, attached hereto, at a not to exceed **amount of \$35,000**, 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 Auditor is further required to comply with all other conditions/provisions of law or regulation applicable to a "Professional Services 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.

5. 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, Mr. Franco seconds that the foregoing resolution be adopted.

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-30

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING AWARD OF PROFESSIONAL SERVICES CONTRACT WITH SCOTT TAYLOR OF TAYLOR DESIGN GROUP TO PERFORM SERVICES AS PLANNING BOARD PLANNER FOR CY2022 AT NTE SUM OF \$9,500

WHEREAS, there exists the need for "Professional Services" for Professional Planning and Architecture Services on an as-needed basis for the Planning Board of the Borough of Wildwood Crest, and

WHEREAS, this contract is awarded without competitive bidding in accordance with the provisions of the Local Public Contracts Law, N.J.S.A. 40A:11-1, et. seq. as an authorized exception to the public bidding as a Professional Services Contract; and

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

1. Professional services of the type herein sought are of such a nature as to require a high degree to trust and confidence in the individual providing the service and may require the creation of a confidential or fiduciary relationship between that individual and the Borough;
2. The services required are highly specialized or technical in nature;
3. The services require peculiar ability and skill, and demand a high degree of specialized knowledge or expertise;
4. The services are such that their relative worth must be judged by subjective considerations that are not susceptible of valuation by competitive bidding;
5. The individual or entity who will provide these services has demonstrated competence and particular expertise in the services required;
6. The individual or entity who will perform these services is held to and fully adheres to the strict ethical standards that govern the involved profession;
7. The services include advise to and consultation with the municipality that require both knowledge and judgment on the part of the individual or entity providing services, as well as the confidence of the municipal officials, such that competitive bidding is not feasible or practical;
8. The services to be provided are such that their nature, scope and duration are not capable of precise measurement, but rather require a flexibility and discretion that render competitive bidding impractical and inefficient; and

WHEREAS, Scott Taylor, LLA, AICP, PP, LEEP, AP and Vice President of Taylor Design Group, and Taylor Design Group, is experienced and capable of providing the necessary planning and architectural services needed by the Planning Board of the Borough of Wildwood Crest and has submitted all required documents:

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 are hereby authorized and empowered to execute the attached agreement effective immediately through December 31, 2022, Taylor Design Group and Scott Taylor, Vice President of Taylor Design Group, who shall be compensated pursuant to attached proposal, but in no case shall the compensation exceed Nine Thousand Five Hundred (\$9,500.00) Dollars.
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.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-31

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING A PROFESSIONAL SERVICES CONTRACT WITH BFJ PLANNING FOR AFFORDABLE HOUSING PLANNER AND ADMINISTRATIVE AGENT FOR CY 2022 AT THE NTE SUM OF \$15,500

WHEREAS, there exists the need for the “Professional Services” of a “Professional Planner”, to be retained by the Borough for the performance of affordable housing planning services and to be the Administrative Agent to assist the Borough in the process of addressing its Third Round affordable housing obligation 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, BFJ Planning has obtained a detailed knowledge of the Borough of Wildwood Crest through our affordable housing services to the Borough, and BFJ's Planning Department has substantial experience in providing affordable housing administration services for various municipalities throughout the State of New Jersey, including the Township of Barnegat, Township of Middle, Borough of Monmouth Beach, Township of Galloway and the Township of Lacey; and

WHEREAS, BFJ Planning's combination of local knowledge and experience uniquely qualifies BFJ to provide the Affordable Housing Administration Services for the Borough; and

WHEREAS, BFJ's Planning Department consists of New Jersey licensed Professional Planners accredited by the American Institute of Certified Planners and certified Administrative Agents; and

WHEREAS, the Commissioners of the Borough of Wildwood Crest desire to retain the services of BFJ Planning to provide the above referenced professional services to the Borough; and

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

1. Professional services of the type herein sought are of such a nature as to require a high degree of trust and confidence in the individual providing the service and may require the creation of a confidential or fiduciary relationship between that individual and the Borough;
2. The services required are highly specialized or technical in nature;
3. The services require peculiar ability and skill, and demand a high degree of specialized knowledge or expertise;
4. The services are such that their relative worth must be judged by subjective considerations that are not susceptible of valuation by competitive bidding;
5. The individual or entity who will provide these services has demonstrated competence and particular expertise in the services required;
6. The individual or entity who will perform these services is held to and fully adheres to the strict ethical standards that govern the involved profession;
7. The services include advise to and consultation with the municipality that require both knowledge and judgment on the part of the individual or entity providing services, as well as the confidence of the municipal officials, such that competitive bidding is not feasible or practical;
8. The services to be provided are such that their nature, scope and duration are not capable of precise measurement, but rather require a flexibility and discretion that render competitive bidding impractical and inefficient; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-1, et seq., requires that the resolution authorizing the award of contracts for "Professional Services" without competitive bids must be publicly advertised, 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 BFJ Planning, who shall be compensated by voucher at the agreed upon rates, **not to exceed Fifteen Thousand Five Hundred (\$15,500) Dollars** contingent upon certification below 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 Professional Planner is further required to comply with all other conditions/provisions of law or regulation applicable to a "Professional Services 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 the 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.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-32

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING A PROFESSIONAL SERVICES CONTRACT WITH J. BYRNE AGENCY AS RISK MANAGEMENT CONSULTANT – ATLANTIC COUNTY MUNICIPAL JOINT INSURANCE FUND FOR CY2022

WHEREAS, the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey, has resolved to join Atlantic County Municipal Joint Insurance Fund, a self insurance pooling fund, following a detailed analysis; and

WHEREAS, the by-laws of said Fund require that each municipality appoint a RISK MANAGEMENT CONSULTANT to perform various professional services as detailed in the by-laws as well as other “insurance broker of record duties”, including but not limited to the authorized placement of independent statutory bonds, flood and health insurance policies; and

WHEREAS, the by-laws indicate a fee not to exceed six (6%) percent of the municipal assessment, which expenditure represents reasonable compensation for the services required and was included in the cost considered by the Board of Commissioners; and

WHEREAS, the judgmental nature of the RISK MANAGEMENT CONSULTANT’s duties renders comparative bidding impractical; and

WHEREAS, the Commissioner of Revenue and Finance has determined that J. BYRNE AGENCY is best qualified to provide the services specified herein; and

WHEREAS, said award of Professional Services Contract is in excess of \$17,500.00 and, on this basis, is subject to the provisions of N.J.S.A. 19:44A-20.4, et. seq. (a/k/a Local Unit Pay-To-Play Law); and

WHEREAS, J. BYRNE AGENCY has completed and submitted a Business Entity Disclosure Certification which certifies that said firm has not made and will not make any reportable contributions pursuant to N.J.S.A. 19:44A-1, et. seq., that, pursuant to P.L. 2004, c. 19, would bar the award of this contract in the one-year period preceding January 1, 2022 to any political committee or candidate of which any member of the governing body is otherwise affiliated.

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. J. BYRNE AGENCY is hereby appointed as it RISK MANAGEMENT CONSULTANT AND INSURANCE BROKER OF RECORD for the period commencing January 1, 2022 and terminating effective December 31, 2022 at the rate of compensation equal to **FIVE PERCENT (5%)** of the Borough’s annual assessment; all of which is contingent upon adequate budgetary provision being made by the governing body in fiscal year 2022, is in accordance with the full provisions of the Consultant’s Agreement, and the provisions of N.J.S.A. 40A:11-5.

2. The award of this contract is contingent upon compliance with the New Jersey Pay to Play Law as set forth in N.J.S.A. 19:44A-1; production of the Business Entity Disclosure Certificate, Affirmative Action Compliance Notice, New Jersey Certificate of Employee Information Report, New Jersey Business Registration Certificate and proof of insurance as required in the contract and certification from the Chief Financial Officer as to the availability of funds; a copy of these documents on file and available for public inspection in the office of the Borough Clerk.

3. The Mayor and Borough Clerk are hereby authorized and empowered to execute the Consultant’s Agreement annexed hereto, which agreement is made a part hereof by reference as if fully set forth.

4. That a Notice of Award shall be published in *The Herald of Cape May County* as required by law within ten (10) days of passage of this Resolution, which notice shall state that this Resolution and the contract are on file and available for public inspection in the office of the Borough Clerk.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-33

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING A PROFESSIONAL SERVICES CONTRACT WITH PHOENIX ADVISORS AS SEC CONTINUING DISCLOSURE SPECIALIST FOR CY2022

WHEREAS, there exists the need for the “Professional Services” of an **SEC CONTINUING DISCLOSURE SPECIALIST**, to be retained by the Borough for the performance of SEC Continuing Disclosure work and related duties associates 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, this contract is awarded without competitive bidding in accordance with the provisions of the Local Public Contracts Law, N.J.S.A. 40A:11-1, et. seq. as an authorized exception to the public bidding as a Professional Services Contract; and

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

1. Professional services of the type herein sought are of such a nature as to require a high degree to trust and confidence in the individual providing the service and may require the creation of a confidential or fiduciary relationship between that individual and the Borough;
2. The services required are highly specialized or technical in nature;
3. The services require peculiar ability and skill, and demand a high degree of specialized knowledge or expertise;
4. The services are such that their relative worth must be judged by subjective considerations that are not susceptible of valuation by competitive bidding;
5. The individual or entity who will provide these services has demonstrated competence and particular expertise in the services required;
6. The individual or entity who will perform these services is held to and fully adheres to the strict ethical standards that govern the involved profession;
7. The services include advise to and consultation with the municipality that require both knowledge and judgment on the part of the individual or entity providing services, as well as the confidence of the municipal officials, such that competitive bidding is not feasible or practical;
8. The services to be provided are such that their nature, scope and duration are not capable of precise measurement, but rather require a flexibility and discretion that render competitive bidding impractical and inefficient; and

WHEREAS, all work required of **PHOENIX ADVISORS, LLC**, under contract dated **January 6, 2021** has been completed; and

WHEREAS, **PHOENIX ADVISORS, LLC**, has completed and submitted a Business Entity Disclosure Certification which certifies that **Phoenix Advisors, LLC**, will not make any reportable contributions pursuant to N.J.S.A. 19:44A-1 commencing January 1, 2022 to any political committee or candidate through the term of this contract; and

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

Account Number(s) _____ Amount _____
Signature _____

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, 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 are hereby authorized and empowered to execute the attached agreement with **PHOENIX ADVISORS, LLC**, who shall be compensated by voucher at the agreed upon rates, contingent upon certification from the Chief Financial Officer as to the availability of funds at a **not to exceed amount of \$3,000**, 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 Auditor is further required to comply with all other conditions/provisions of law or regulation applicable to a “Professional Services 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.

5. That a Notice of Award shall be published in *The Herald of Cape May County* as required by law within ten (10) days of passage of this Resolution, which notice shall state that this Resolution and the contract are on file and available for public inspection in the office of the Borough Clerk.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-34

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING AWARD SPECIAL SERVICE CONTRACT FOR CONFLICT SPECIAL LABOR COUNSEL TO MICHAEL TESTA OF TESTA HECK TESTA & WHITE FOR CY2022

WHEREAS, the Board of Commissioners of the Borough of Wildwood Crest has determined that there exists the need for a Conflict Labor Counsel for the Borough of Wildwood Crest, and

WHEREAS, this contract is awarded without competitive bidding in accordance with the provisions of the Local Public Contracts Law, N.J.S.A. 40A:11-1, et. seq. as an authorized exception to the public bidding as a Professional Services Contract; and

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

1. Professional services of the type herein sought are of such a nature as to require a high degree of trust and confidence in the individual providing the service and may require the creation of a confidential or fiduciary relationship between that individual and the Borough;
2. The services required are highly specialized or technical in nature;
3. The services require peculiar ability and skill, and demand a high degree of specialized knowledge or expertise;
4. The services are such that their relative worth must be judged by subjective considerations that are not susceptible of valuation by competitive bidding;
5. The individual or entity who will provide these services has demonstrated competence and particular expertise in the services required;
6. The individual or entity who will perform these services is held to and fully adheres to the strict ethical standards that govern the involved profession;
7. The services include advise to and consultation with the municipality that require both knowledge and judgment on the part of the individual or entity providing services, as well as the confidence of the municipal officials, such that competitive bidding is not feasible or practical;
8. The services to be provided are such that their nature, scope and duration are not capable of precise measurement, but rather require a flexibility and discretion that render competitive bidding impractical and inefficient; and

WHEREAS, the Commissioners of the Borough of Wildwood Crest desire to appoint Michael Testa, Esquire to serve as special labor counsel to the Borough of Wildwood Crest to handle all legal work necessary and as may be assigned by the Borough to represent the interests of the Borough of Wildwood Crest.

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 a contract for Special Labor Counsel is awarded to Michael Testa, Esquire.
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 the Mayor and Borough Clerk are hereby authorized and empowered to enter into a contract effective immediately through December 31, 2022, with Michael Testa, Esquire, who shall be compensated at the billable rate of \$140.00 per hour not to exceed \$2,500.00.

5. That a Notice of Award shall be published in *The Herald of Cape May County* as required by law within ten (10) days of passage of this Resolution, which notice shall state that this Resolution and the contract are on file and available for public inspection in the office of the Borough Clerk.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-35

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING AWARD OF PROFESSIONAL SERVICE CONTRACT TO AVERY TEITLER AS CONFLICT SOLICITOR FOR THE BOROUGH OF WILDWOOD CREST ZONING BOARD OF ADJUSTMENT AND PLANNING BOARD FOR CY 2022 AT NTE SUM \$9,500

WHEREAS, the Board of Commissioners of the Borough of Wildwood Crest has determined that there exists the need for a “Professional Services” Conflict Solicitor for the Borough of Wildwood Crest Zoning Board and Planning Board, and

WHEREAS, this contract is awarded without competitive bidding in accordance with the provisions of the Local Public Contracts Law, N.J.S.A. 40A:11-1, et. seq. as an authorized exception to the public bidding as a Professional Services Contract; and

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

1. Professional services of the type herein sought are of such a nature as to require a high degree of trust and confidence in the individual providing the service and may require the creation of a confidential or fiduciary relationship between that individual and the Borough;
2. The services required are highly specialized or technical in nature;
3. The services require peculiar ability and skill, and demand a high degree of specialized knowledge or expertise;
4. The services are such that their relative worth must be judged by subjective considerations that are not susceptible of valuation by competitive bidding;
5. The individual or entity who will provide these services has demonstrated competence and particular expertise in the services required;
6. The individual or entity who will perform these services is held to and fully adheres to the strict ethical standards that govern the involved profession;
7. The services include advise to and consultation with the municipality that require both knowledge and judgment on the part of the individual or entity providing services, as well as the confidence of the municipal officials, such that competitive bidding is not feasible or practical;
8. The services to be provided are such that their nature, scope and duration are not capable of precise measurement, but rather require a flexibility and discretion that render competitive bidding impractical and inefficient; and

WHEREAS, the Commissioners of the Borough of Wildwood Crest desire to appoint Avery Teitler to serve as the Conflict Counsel for the Planning Board and Zoning Board of Adjustment to handle all legal work necessary and as may be assigned by the Planning and Zoning Board or Board of Commissioners to represent the interests of the Borough of Wildwood Crest; 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 a contract for conflict Zoning Board of Adjustment and Planning Board is awarded to Avery Teitler, Esquire.

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 the Mayor and Borough Clerk are hereby authorized and empowered to enter into a contract effective immediately through December 31, 2022, Avery Teitler, who shall be compensated pursuant to attached agreement, at the billable rate of \$160.00 per hour not to exceed \$9,500.00.

5. That a Notice of Award shall be published in *The Herald of Cape May County* as required by law within ten (10) days of passage of this Resolution, which notice shall state that this Resolution and the contract are on file and available for public inspection in the office of the Borough Clerk.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-36

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING AWARD OF PROFESSIONAL SERVICES CONTRACT FOR SPECIALIZED LEGAL SERVICES TO NEIL YOSKIN AND THE LAW FIRM OF CULLEN AND DYKMAN, LLP AT THE NTE SUM OF \$25,000 FOR CY2022

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

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

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

WHEREAS, the Borough has determined that **NEIL YOSKIN AND THE LAW FIRM OF CULLEN AND DYKMAN, LLC** are qualified to perform said work and it is desired to enter a professional contract with them for said services pursuant to law, and to provide for the advertising of a notice pursuant to law; and

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

1. Professional services of the type herein sought are of such a nature as to require a high degree to trust and confidence in the individual providing the service and may require the creation of a confidential or fiduciary relationship between that individual and the Borough;

2. The services required are highly specialized or technical in nature;

3. The services require peculiar ability and skill, and demand a high degree of specialized knowledge or expertise;

4. The services are such that their relative worth must be judged by subjective considerations that are not susceptible of valuation by competitive bidding;

5. The individual or entity who will provide these services has demonstrated competence and particular expertise in the services required;

6. The individual or entity who will perform these services is held to and fully adheres to the strict ethical standards that govern the involved profession;

7. The services include advise to and consultation with the municipality that require both knowledge and judgment on the part of the individual or entity providing services, as well as the confidence of the municipal officials, such that competitive bidding is not feasible or practical;

8. The services to be provided are such that their nature, scope and duration are not capable of precise measurement, but rather require a flexibility and discretion that render competitive bidding impractical and inefficient; and

NEIL YOSKIN AND THE LAW FIRM OF CULLEN AND DYKMAN, LLC has completed and submitted a Business Entity Disclosure Certification which certifies that **NEIL YOSKIN AND THE LAW FIRM OF CULLEN AND DYKMAN, LLC** will not make any reportable contributions pursuant to N.J.S.A. 19:44A-1 commencing January 4, 2022 to any political committee or candidate through the term of this contract; and

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

Account Number(s) _____ Amount _____
Signature _____

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

1. **NEIL YOSKIN AND THE LAW FIRM OF CULLEN AND DYKMAN, LLC** is hereby retained as Special Counsel to provide specialized professional services for potential CAFRA litigation for the period ending December 31, 2022.
2. The Mayor and Borough Clerk are hereby authorized and empowered to enter into a contract with **NEIL YOSKIN AND THE LAW FIRM OF CULLEN AND DYKMAN, LLC** for specialized professional services in the field of litigation for a term of the period indicated above, which contract shall provide for payment at the hourly rate of **two hundred sixty five (\$265.00) dollars per hour and not to exceed \$25,000.**
3. The award of this contract is contingent upon compliance with the New Jersey Pay to Play Law as set forth in N.J.S.A. 19:44A-1; production of the Business Entity Disclosure Certificate, Affirmative Action Compliance Notice, New Jersey Certificate of Employee Information Report, New Jersey Business Registration Certificate and proof of insurance as required in the contract and certification from the Chief Financial Officer as to the availability of funds; a copy of these documents shall be kept on file in the office of the Borough Clerk.
4. That a Notice of Award shall be published in *The Herald of Cape May County* as required by law within ten (10) days of passage of this Resolution, which notice shall state that this Resolution and the contract are on file and available for public inspection in the office of the Borough Clerk.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-37

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING AWARD OF CONTRACT TO SQUARE 1 DESIGN FOR WEBSITE HOSTING MANAGEMENT AND CONSULTATION AT NTE SUM OF \$6,000 FOR CY 2022

WHEREAS, there exists the need for the “Extraordinary Unspecifiable Services” of Website Hosting Management and Consultation to be retained by the Borough of Wildwood Crest; and

WHEREAS, the Contract is awarded without competitive bidding as a “Extraordinary Unspecifiable Service” under the provisions of the Local Public Contracts Law pursuant to N.J.S.A. 40A:11-5 which states that no local unit shall be required to advertise for bids for services which are of such a qualitative nature as will not reasonably permit the drawing of specifications or the receipt of competitive bids, all of which classification the aforesaid contract falls within; and

WHEREAS, the Commissioners of the Borough of Wildwood Crest concur with the Review Committee’s recommendation awarding the contract to Square 1 Design for the website hosting management and consultation contract as mentioned herein; 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, State of New Jersey, as follows:

1. The above recital paragraphs are incorporated herein as if set forth at length.
2. That the contract for the Borough of Wildwood Crest website design and maintenance is hereby awarded to Square 1 Design.
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 the Mayor and Borough Clerk are hereby authorized and empowered to enter into a contract effective immediately through December 31, 2022, with Square 1 Design, who shall be compensated in an amount not to exceed \$6,000.00.
5. That a Notice of Award shall be published in *The Herald of Cape May County* as required by law within ten (10) days of passage of this Resolution, which notice shall state that this Resolution and the contract are on file and available for public inspection in the office of the Borough Clerk.

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

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-38

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING AWARD OF CONTRACT TO TAG CONSULTING GROUP AS COST REPORTING & REIMBURSEMENT SPECIALIST FOR PREPARATION OF 2021 FIXED ASSETS ACCOUNTING AT NTE SUM OF \$2,000 PERTAINING TO CY 2021

WHEREAS, there exists the need for a **COST REPORTING AND REIMBURSEMENT SPECIALIST** to be retained by the Borough for the performance of preparation of fixed assets and inventory and reporting system 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, TAG CONSULTING GROUP has completed and submitted a Business Entity Disclosure Certification which certifies that TAG CONSULTING GROUP will not make any reportable contributions pursuant to N.J.S.A. 19:44A-1 commencing January 1, 2022 to any political committee or candidate through the term of this contract, December 31, 2022; 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. The Mayor and Borough Clerk are hereby authorized and empowered to enter into the attached agreement with TAG CONSULTING GROUP who shall be compensated by voucher at the not to exceed sum of **\$2,000.00**.
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.

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

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-39

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING AWARD OF CONTRACT TO POGUE SAFETY & HEALTH CONSORTIUM FOR ALCOHOL AND DRUG TRAINING/TESTING FOR CDL OPERATORS FOR CY 2022

WHEREAS by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey, that an agreement with POGUE SAFETY & HEALTH CONSORTIUM is hereby authorized and approved effective immediately and through December 31, 2022, for the express purpose of enabling POGUE SAFETY & HEALTH CONSORTIUM to develop, schedule, and provide alcohol and drug testing services at a total cost of Fifty-Eight (\$58.00) Dollars per employee trained, **Not to exceed \$6,000.00, (Pre-employment testing at \$75.00 Per; Post-Accident and Reasonable Suspicion testing at \$200 Per; Return to duty and follow-up testing at \$150.00 per)** as set forth in the Proposal dated December 30, 2020 remains in effect for 2022 for all CDL (Commercial Driver's License) operators employed by the Borough of Wildwood Crest; said compliance being required by the federally mandated CDL testing procedures which are made a part hereof by reference as if fully set forth.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and the Municipal Clerk are hereby authorized, instructed, and empowered to execute and attest to any and all documents, including the "Provider Agreement," necessary to effectuate the award of this agreement; all of which is fully approved subject to the certification of availability of funds from the CFO upon submission of individual invoices.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-40

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING A CONTRACT WITH JAMES M. RUTALA ASSOCIATES, LLC FOR CONSULTING AND APPLICATION SERVICES FOR FUNDING OPPORTUNITIES FOR CY2022

WHEREAS, there exists the need for the “Services” of a firm to be retained by the Borough for the performance of Community and Economic Development Services 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, JAMES M. RUTALA ASSOCIATES, LLC has completed and submitted a Business Entity Disclosure Certification which certifies that **JAMES M. RUTALA ASSOCIATES, LLC** will not make any reportable contributions pursuant to N.J.S.A. 19:44A-1 commencing January 1, 2022 to any political committee or candidate through the term of this contract. Said term shall expire December 31, 2022; 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 **JAMES M. RUTALA ASSOCIATES, LLC**, who shall be compensated by voucher at the agreed upon hourly rates, **not to exceed \$10,000**, 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 **JAMES M. RUTALA ASSOCIATES, LLC** 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.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-41

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING A CONTRACT WITH TRIAD ASSOCIATES FOR CONSULTING AND APPLICATION SERVICES FOR FUNDING OPPORTUNITIES FOR CY2022

WHEREAS, there exists the need for the “Services” of a firm to be retained by the Borough for the performance of Community and Economic Development Services 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 January 1, 2022 to any political committee or candidate through the term of this contract. Said term shall expire December 31, 2022; 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 \$5,000**, 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.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-42

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING A PROFESSIONAL SERVICES CONTRACT WITH CHRISTOPHER WINTER AS A LAW ENFORCEMENT CONSULTANT SPECIALIZING IN POLICE ACCREDITATION AT THE NTE SUM OF \$5,400 FOR CY2022

WHEREAS, the Borough of Wildwood Crest requires the professional services of a Law Enforcement Consultant specializing in police accreditation; and

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

WHEREAS, this contract is awarded without competitive bidding in accordance with the provisions of the Local Public Contracts Law, N.J.S.A. 40A:11-1, et. seq. as an authorized exception to the public bidding as a Professional Services Contract; and

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

1. Professional services of the type herein sought are of such a nature as to require a high degree of trust and confidence in the individual providing the service and may require the creation of a confidential or fiduciary relationship between that individual and the Borough;

2. The services required are highly specialized or technical in nature;

3. The services require peculiar ability and skill, and demand a high degree of specialized knowledge or expertise;

4. The services are such that their relative worth must be judged by subjective considerations that are not susceptible of valuation by competitive bidding;

5. The individual or entity who will provide these services has demonstrated competence and particular expertise in the services required;

6. The individual or entity who will perform these services is held to and fully adheres to the strict ethical standards that govern the involved profession;

7. The services include advise to and consultation with the municipality that require both knowledge and judgment on the part of the individual or entity providing services, as well as the confidence of the municipal officials, such that competitive bidding is not feasible or practical;

8. The services to be provided are such that their nature, scope and duration are not capable of precise measurement, but rather require a flexibility and discretion that render competitive bidding impractical and inefficient; and

WHEREAS, the Borough has determined that **Christopher J. Winter, Sr.** is qualified to perform said work and it is desired to enter a professional contract with him for said services pursuant to law, and to provide for the advertising of a notice pursuant to law; and

WHEREAS, Christopher J. Winter, Sr. has completed and submitted a Business Entity Disclosure Certification which certifies that Christopher J. Winter, Sr. will not make any reportable contributions pursuant to N.J.S.A. 19:44A-1 commencing January 1, 2022 to any political committee or candidate through the term of this contract; and

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

Account Number(s) _____ Amount _____
Signature _____

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

1. **Christopher J. Winter, Sr.** is hereby retained as Law Enforcement Consultant to provide specialized professional services in the field of Police Accreditation through December 31, 2022. The said professional services to be received shall be “as directed” by the Borough of Wildwood Crest from time to time.
2. The Mayor and Borough Clerk be and they are hereby authorized and empowered to enter into a contract with **Christopher J. Winter, Sr.**, for specialized professional services in the field of police accreditation for a term of the period indicated above, which contract shall provide for payment at the not to exceed rate of **Five thousand four hundred dollars (\$5,400.00)**.
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.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-43

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING PROFESSIONAL SERVICES CONTRACT WITH DANZIGER & MARKHOFF LLP FOR ACTUARIAL SERVICES FOR FYE 2021

WHEREAS, there exists the need for the “Professional Services” of GASB-75 ACTUARIAL SERVICES, to be retained by the Borough for all ACCOUNTING AND FINANCIAL REPORTING FOR POSTEMPLOYMENT BENEFITS OTHER THAN PENSION 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, this contract is awarded without competitive bidding in accordance with the provisions of the Local Public Contracts Law, N.J.S.A. 40A:11-1, et seq. as an authorized exception to the public bidding as a Professional Services Contract; and

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

1. Professional services of the type herein sought are of such a nature as to require a high degree to trust and confidence in the individual providing the service and may require the creation of a confidential or fiduciary relationship between that individual and the Borough;
2. The services required are highly specialized or technical in nature;
3. The services require peculiar ability and skill, and demand a high degree of specialized knowledge or expertise;
4. The services are such that their relative worth must be judged by subjective considerations that are not susceptible of valuation by competitive bidding;
5. The individual or entity who will provide these services has demonstrated competence and particular expertise in the services required;

6. The individual or entity who will perform these services is held to and fully adheres to the strict ethical standards that govern the involved profession;

7. The services include advise to and consultation with the municipality that require both knowledge and judgment on the part of the individual or entity providing services, as well as the confidence of the municipal officials, such that competitive bidding is not feasible or practical;

8. The services to be provided are such that their nature, scope and duration are not capable of precise measurement, but rather require a flexibility and discretion that render competitive bidding impractical and inefficient; and

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

Account Number(s) _____ Amount _____
Signature _____

WHEREAS, DANZIGER & MARKHOFF, LLP. has completed and submitted a Business Entity Disclosure Certification which certifies that he will not make any reportable contributions pursuant to N.J.S.A. 19:44A-1 commencing January 1, 2022 to any political committee or candidate through the term of this contract.

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

1. The above recital paragraphs are incorporated herein as if set forth at length.
2. The award of this contract is contingent upon compliance with the New Jersey Pay to Play Law as set forth in N.J.S.A. 19:44A-1; production of the Business Entity Disclosure Certificate, Affirmative Action Compliance Notice, New Jersey Certificate of Employee Information Report, New Jersey Business Registration Certificate and proof of insurance as required in the contract and certification from the Chief Financial Officer as to the availability of funds.
3. That the Mayor and Borough Clerk are hereby authorized and empowered to enter into the attached agreement effective immediately through December 31, 2022, with Danziger & Markhoff LLP who shall be compensated by voucher at the agreed upon rate of not to exceed \$1,800.00 (reflecting a 50% discount due to FYE 2021 being a mid-cycle” year.)
4. That a Notice of Award shall be published in *The Herald of Cape May County* as required by law within ten (10) days of passage of this Resolution, which notice shall state that this Resolution and the contract are on file and available for public inspection in the office of the Borough Clerk.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-44

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 FOR CY 2022

WHEREAS, the Board of Commissioners of the Borough of Wildwood Crest desires to appoint Steven Morris, Esquire, as Conflict Municipal Prosecutor for CY2022 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

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, 2022.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-45

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING THE APPOINTMENT OF ERIC GARRABRANT, ESQUIRE, AS CONFLICT MUNICIPAL PUBLIC DEFENDER FOR THE BOROUGH OF WILDWOOD CREST FOR CY2022

WHEREAS, the Board of Commissioners of the Borough of Wildwood Crest desires to appoint Eric Garrabrant as Conflict Municipal Public Defender for CY2022 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

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 Eric Garrabrant, 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, 2022.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-46

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING AWARD PROFESSIONAL SERVICES CONTRACT TO THE LOMAX GROUP FOR SPECIALIZED ENGINEERING AND ENVIRONMENTAL CONSULTING SERVICES IN CONJUNCTION WITH GREEN TEAM COMMUNITY FORESTRY CONSULTATION SERVICES FOR CY2022

WHEREAS, the Board of Commissioners of the Borough of Wildwood Crest has determined that there exists the need for specialized engineering and environmental consultation services to be provided to the Borough of Wildwood Crest Green Team for the Community Forestry Consultation; and

WHEREAS, the Borough Clerk received a proposal from The Lomax Consulting Group dated November 30, 2021 and that proposal was forwarded to a review committee consisting of the Borough Administrator, Constance Mahon, Borough Clerk, Patricia Feketics, Chief Financial Officer, Francine Springer, and Borough Solicitor Ronald J. Gelzunas; and

WHEREAS, the Review Committee has reviewed the proposal submitted by The Lomax Consulting Group and based upon the review criteria, has recommended that the proposal of The Lomax Consulting Group best meets the Borough's needs and that The Lomax Consulting Group has the professional credentials and abilities to perform the services required of the subject contract; and

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

1. Professional services of the type herein sought are of such a nature as to require a high degree of trust and confidence in the individual providing the service and may require the creation of a confidential or fiduciary relationship between that individual and the Borough;
2. The services required are highly specialized or technical in nature;
3. The services require peculiar ability and skill, and demand a high degree of specialized knowledge or expertise;
4. The services are such that their relative worth must be judged by subjective considerations that are not susceptible of valuation by competitive bidding;
5. The individual or entity who will provide these services has demonstrated competence and particular expertise in the services required;
6. The individual or entity who will perform these services is held to and fully adheres to the strict ethical standards that govern the involved profession;

7. The services include advise to and consultation with the municipality that require both knowledge and judgment on the part of the individual or entity providing services, as well as the confidence of the municipal officials, such that competitive bidding is not feasible or practical;

8. The services to be provided are such that their nature, scope and duration are not capable of precise measurement, but rather require a flexibility and discretion that render competitive bidding impractical and inefficient; and

WHEREAS, this contract is awarded without competitive bidding in accordance with the provisions of the Local Public Contracts Law, N.J.S.A. 40A:11-1, et. seq. as an authorized exception to the public bidding as a Professional Services Contract; and

WHEREAS, the Commissioners of the Borough of Wildwood Crest concur with the Review Committee's recommendation to award the contract to The Lomax Consulting Group; 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 contract for the Environmental Consulting Services – for Wildwood Crest Green Team Community Forestry be awarded to The Lomax Consulting Group.
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.
4. That the Mayor and Borough Clerk are hereby authorized and empowered to enter into a professional services contract effective immediately and not to extend beyond one (1) calendar year, with The Lomax Consulting Group, who shall be compensated pursuant to attached Proposal which is incorporated herein, at the billable rates set forth therein not to exceed \$5,000.00.
5. That a Notice of Award shall be published in *The Herald of Cape May County* as required by law within ten (10) days of passage of this Resolution, which notice shall state that this Resolution and the contract are on file and available for public inspection in the office of the Borough Clerk.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-47

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING A PROFESSIONAL SERVICES CONTRACT WITH ROBERT BELASCO FOR LEGAL SERVICES FOR THE PLANNING BOARD AND ZONING BOARD OF ADJUSTEMENT FOR CY2022 AT NTE SUM \$25,000

WHEREAS, there exists the need for “Professional Services” for a Solicitor for the Borough of Wildwood Crest Planning Board and Zoning Board of Adjustment, and

WHEREAS, Robert T. Belasco, of Stefankiewicz & Belasco, LLC, is authorized to provide such services and upon recommendation by the Planning Board to be re-appointed as Solicitor at their Re-Org meeting, which will be held on January 5, 2022; and

WHEREAS, Robert T. Belasco, of Stefankiewicz & Belasco, LLC, is authorized to provide such services and upon recommendation by the Zoning Board of Adjustment to be re-appointed as Solicitor at their Re-Org meeting, which will be held on January 19, 2022; and

WHEREAS, this contract is awarded without competitive bidding in accordance with the provisions of the Local Public Contracts Law, N.J.S.A. 40A:11-1, et. seq. as an authorized exception to the public bidding as a Professional Services Contract; and

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

1. Professional services of the type herein sought are of such a nature as to require a high degree to trust and confidence in the individual providing the service and may require the creation of a confidential or fiduciary relationship between that individual and the Borough;

2. The services required are highly specialized or technical in nature;

3. The services require peculiar ability and skill, and demand a high degree of specialized knowledge or expertise;

4. The services are such that their relative worth must be judged by subjective considerations that are not susceptible of valuation by competitive bidding;

5. The individual or entity who will provide these services has demonstrated competence and particular expertise in the services required;

6. The individual or entity who will perform these services is held to and fully adheres to the strict ethical standards that govern the involved profession;

7. The services include advise to and consultation with the municipality that require both knowledge and judgment on the part of the individual or entity providing services, as well as the confidence of the municipal officials, such that competitive bidding is not feasible or practical;

8. The services to be provided are such that their nature, scope and duration are not capable of precise measurement, but rather require a flexibility and discretion that render competitive bidding impractical and inefficient; and

WHEREAS, the Commissioners of the Borough of Wildwood Crest concur with the Planning Board’s recommendation and the Zoning Board of Adjustment’s recommendation to re-appoint Robert Belasco to serve as the Solicitor for both the Planning Board and Zoning Board of Adjustment for the calendar year of 2022; 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 a contract for Planning Board and Zoning Board of Adjustment Solicitor is awarded to Robert T. Belasco, Esquire, of Stefankiewicz & Belasco, LLC.

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 the Mayor and Borough Clerk are hereby authorized and empowered to execute the attached agreement effective immediately through December 31, 2022, with Robert T. Belasco of Stefankiewicz & Belasco, LLC, who shall be compensated pursuant to attached contract, not to exceed Twenty-Five Thousand Dollars.

5. That a Notice of Award shall be published in *The Herald of Cape May County* as required by law within ten (10) days of passage of this Resolution, which notice shall state that this Resolution and the contract are on file and available for public inspection in the office of the Borough Clerk.

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

Vote: Schiff - YES Franco – ABSTAIN Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-48

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING THE WILDWOOD CREST POLICE DEPARTMENT TO PARTICIPATE IN THE DEFENSE LOGISTICS AGENCY, LAW ENFORCEMENT SUPPORT OFFICE, 1033 PROGRAM TO ENABLE THE WILDWOOD CREST POLICE DEPARTMENT TO REQUEST AND ACQUIRE EXCESS DEPARTMENT OF DEFENSE EQUIPMENT

WHEREAS, the United States Congress authorized the Defense Logistics Agency (DLA) Law Enforcement Support Office (LESO) 1033 Program to make use of excess Department of Defense personal property by making that personal property available to municipal, county and State law enforcement agencies (LEAs); and

WHEREAS, DLA rules mandate that all equipment acquired through the 1033 Program remain under the control of the requesting LEA; and

WHEREAS, participation in the 1033 Program allows municipal and county LEAs to obtain property they might not otherwise be able to afford in order to enhance community preparedness, response, and resiliency; and

WHEREAS, although property is provided through the 1033 Program at no cost to municipal and county LEAs, these entities are responsible for the costs associated with delivery, maintenance, fueling, and upkeep of the property, and for specialized training on the operation of any acquired property; and

WHEREAS, N.J.S.A. 40A:5-30.2 requires that the governing body of the municipality or county approve, by a majority of the full membership, both enrollment in, and the acquisition of any property through, the 1033 Program; and

NOW THEREFORE BE IT RESOLVED by the Commissioners of the Borough of Wildwood Crest that the Wildwood Crest Police Department is hereby authorized to enroll in the 1033 Program for no more than a one-year period, with authorization to participate terminating on December 31 of the current calendar year from January 1, 2022 to December 31, 2022; and

NOW THEREFORE BE IT FURTHER RESOLVED that the Wildwood Crest Police Department is hereby authorized to acquire items of non-controlled property designated "DEMIL A," which may include office supplies, office furniture, computers, electronic equipment, generators, field packs, non-military vehicles, clothing, traffic and transit signal systems, exercise equipment, farming and moving equipment, storage devices and containers, tools, medical and first aid equipment and supplies, personal protection equipment and supplies, construction materials, lighting supplies, beds and sleeping mats, wet and cold weather equipment and supplies, respirators, binoculars, and any other supplies or equipment of a non-military nature identified by the LEA, if it shall become available in the period of time for which this resolution authorizes, based on the needs of the Wildwood Crest Police Department, without restriction; and

NOW THEREFORE BE IT FURTHER RESOLVED that Wildwood Crest Police Department is hereby authorized to acquire the following "DEMIL B through Q" property, if it shall become available in the period of time for which this resolution authorizes: military vehicles [utility trucks, jeeps, MRAPs, HMMWVs (High Mobility Multi-purpose Wheeled Vehicle), 2.5 ton cargo trucks], military watercraft/boats and military equipment based on the needs of the Wildwood Crest Police Department; and

BE IT FURTHER RESOLVED that the Chief of Police of the Wildwood Crest Police Department shall develop and implement a full training plan and policy for the maintenance and use of the acquired property; and

BE IT FURTHER RESOLVED that the Wildwood Crest Police Department shall provide a quarterly accounting of all property obtained through the 1033 Program which shall be available to the public upon request; and

BE IT FURTHER RESOLVED that this resolution shall take effect immediately and shall be valid to authorize requests to acquire "DEMIL A" property and "DEMIL B through Q" property that may be made available through the 1033 Program during the period of time for which this resolution authorizes; with Program participation and all property request authorization terminating on December 31st of the current calendar year from January 1, 2022 to December 31, 2022.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-49

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING APPOINTMENT OF DON CABRERA AS CLASS I MEMBER OF THE WILDWOOD CREST PLANNING BOARD FOR A FOUR-YEAR TERM COMMENCING IMMEDIATELY AND EXPIRING DECEMBER 31, 2025

WHEREAS, N.J.S.A. 40:55D-23 provides for Planning Board Membership; and

WHEREAS, the Borough of Wildwood Crest has adopted Ordinance No.501 relative to said Planning Board membership, pursuant to the aforesaid statutory authority; and

WHEREAS, N.J.S.A. 40:55D-23 provide for the appointment of Class I member of the Planning Board, which said appointment shall be "the Mayor or his designee."

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey, that the following appointment be and the same is hereby made:

DON CABRERA as Class I member of the Planning Board of the Borough of

Wildwood Crest to a term commencing immediately and terminating December 31, 2025,
the expiration date of term of office

BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey, that the foregoing appointment be and the same is hereby confirmed and ratified.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-50

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING RE-APPOINTMENT OF BRIAN MELCHIORRE AS CLASS II MEMBER OF THE WILDWOOD CREST PLANNING BOARD FOR A ONE-YEAR TERM COMMENCING IMMEDIATELY AND EXPIRING DECEMBER 31, 2022

WHEREAS, the Board of Commissioners have determined to re-appoint BRIAN MELCHIORRE, Code Enforcement Officer, as Class II Member of the Planning Board.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey that BRIAN MELCHIORRE, Code Enforcement Officer, is hereby appointed as Class II Member of the Planning Board of the Borough of Wildwood Crest with a term expiring on December 31, 2022.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-51

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING APPOINTMENT OF JOSEPH M. SCHIFF AS CLASS III MEMBER OF THE WILDWOOD CREST PLANNING BOARD FOR A FOUR-YEAR TERM COMMENCING IMMEDIATELY AND EXPIRING DECEMBER 31, 2025

WHEREAS, N.J.S.A. 40:55D-23 provides for Planning Board Membership; and

WHEREAS, the Borough of Wildwood Crest has adopted Ordinance No.501 relative to said Planning Board membership, pursuant to the aforesaid statutory authority; and

WHEREAS, N.J.S.A. 40:55D-23 provide for the appointment of Class III member of the Planning Board, which said appointment shall be “the Member of the Governing Body.”

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey, that the following appointment be and the same is hereby made:

JOSEPH M. SCHIFF as Class III member of the Planning Board of the Borough of Wildwood Crest to a term commencing immediately and terminating December 31, 2025,
the expiration date of term of office

BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey, that the foregoing appointment be and the same is hereby confirmed and ratified.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-52

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING RE-APPOINTMENT OF PATRICK DAVENPORT AS CHAIR AND CLASS IV MEMBER OF THE WILDWOOD CREST PLANNING BOARD FOR A FOUR-YEAR TERM COMMENCING IMMEDIATELY AND EXPIRING DECEMBER 31, 2025

WHEREAS, the Board of Commissioners have determined to re-appoint PATRICK DAVENPORT as CHAIR AND CLASS IV Member of the Planning Board.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey that PATRICK DAVENPORT is hereby re-appointed as Chair and Class IV Member of the Planning Board of the Borough of Wildwood Crest with a term expiring on December 31, 2025.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-53

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING RE-APPOINTMENT OF JERRY D'ANTONIO AS CLASS IV MEMBER OF THE WILDWOOD CREST PLANNING BOARD FOR A FOUR-YEAR TERM COMMENCING IMMEDIATELY AND EXPIRING DECEMBER 31, 2025

WHEREAS, the Board of Commissioners have determined to re-appoint JERRY D'ANTONIO as CLASS IV Member of the Planning Board.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey that JERRY D'ANTONIO is hereby re-appointed as Class IV Member of the Planning Board of the Borough of Wildwood Crest with a term expiring on December 31, 2025.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-54

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING RE-APPOINTMENT OF BARBARA HUNT AS CLASS IV MEMBER OF THE WILDWOOD CREST PLANNING BOARD FOR A FOUR-YEAR TERM COMMENCING IMMEDIATELY AND EXPIRING DECEMBER 31, 2025

WHEREAS, the Board of Commissioners have determined to re-appoint BARBARA HUNT as CLASS IV Member of the Planning Board.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey that BARBARA HUNT is hereby re-appointed as Class IV Member of the Planning Board of the Borough of Wildwood Crest with a term expiring on December 31, 2025.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-55

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING APPOINTMENT OF PETER CAVA AS CLASS IV MEMBER OF THE WILDWOOD CREST PLANNING BOARD FOR A FOUR-YEAR TERM COMMENCING IMMEDIATELY AND EXPIRING DECEMBER 31, 2025

WHEREAS, the Board of Commissioners have determined to appoint PETER CAVA as CLASS IV Member of the Planning Board.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey that PETER CAVA is hereby appointed as Class IV Member of the Planning Board of the Borough of Wildwood Crest with a term expiring on December 31, 2025.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-56

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING APPOINTMENT OF ANGELA DANIELS AS ALTERNATE #1 MEMBER OF THE WILDWOOD CREST PLANNING BOARD FOR A TWO-YEAR TERM COMMENCING IMMEDIATELY AND EXPIRING DECEMBER 31, 2023

WHEREAS, the Board of Commissioners have determined to appoint ANGELA DANIELS as Alternate #1 Member of the Planning Board.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey that ANGELA DANIELS is hereby appointed as Alternate #1 Member of the Planning Board of the Borough of Wildwood Crest with a term expiring on December 31, 2023.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-57

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AMENDING CREATIVE ARTS COUNCIL RESOLUTION NO. 21-201 TO ALLOW FOR ONE (1) MEMBER FROM THE GREEN TEAM AND (4) RESIDENT MEMBERS AND AUTHORIZING THE APPOINTMENT OF CARMEN CUSELLA TO FILL A VACANCY WITH A TERM EXPIRING JUNE 8, 2023

WHEREAS, the Board of Commissioners adopted Resolution No. 21-201 on June 9, 2021 establishing the composition of the Wildwood Crest Creative Arts Council; and

WHEREAS, the Wildwood Crest Creative Arts Council shall be advisory in nature and the committee shall report its findings and recommendations to the Board of Commissioners at the Board's request; and

WHEREAS, the Board of Commissioners wish to amend the committee to allow for the five member team to be:

- 1- Member of the Borough of Wildwood Crest Green Team
- 4- Residents of Borough of Wildwood Crest

WHEREAS, there has been a recent vacancy on the Creative Arts Council, and the Board of Commissioners wish to appoint Carmen Cusella to fill the vacated seat with a term expiring on June 8, 2023.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey that Creative Arts Council shall now consist of 1 Member from the Green Team and 4 Residents of the Borough of Wildwood Crest.

BE IT FURTHER RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey that CARMEN CUSELLA is hereby appointed as a Resident Member of the Creative Arts Council with a term expiring on June 8, 2023.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-58

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING RE-APPOINTMENT OF WILLIAM BUMBERNICK AS MEMBER OF THE WILDWOOD CREST ZONING BOARD OF ADJUSTMENT FOR A FOUR-YEAR TERM COMMENCING IMMEDIATELY AND EXPIRING DECEMBER 31, 2025

WHEREAS, the Board of Commissioners have determined to re-appoint WILLIAM BUMBERNICK as Member of the Zoning Board of Adjustment.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey that WILLIAM BUMBERNICK is hereby re-appointed as Member of the Zoning Board of Adjustment of the Borough of Wildwood Crest with a term expiring on December 31, 2025.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-59

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING RE-APPOINTMENT OF BRIAN STUART AS MEMBER OF THE WILDWOOD CREST ZONING BOARD OF ADJUSTMENT FOR A FOUR-YEAR TERM COMMENCING IMMEDIATELY AND EXPIRING DECEMBER 31, 2025

WHEREAS, the Board of Commissioners have determined to re-appoint BRIAN STUART as Member of the Zoning Board of Adjustment.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey that BRIAN STUART is hereby re-appointed as Member of the Zoning Board of Adjustment of the Borough of Wildwood Crest with a term expiring on December 31, 2025.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-60

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING APPOINTMENT OF LEONARD BERNSTEIN AS ALTERNATE #1 MEMBER OF THE WILDWOOD CREST ZONING BOARD OF ADJUSTMENT FOR A TWO-YEAR TERM COMMENCING IMMEDIATELY AND EXPIRING DECEMBER 31, 2023

WHEREAS, the Board of Commissioners have determined to appoint LEONARD BERNSTEIN as Alternate #1 Member of the Zoning Board of Adjustment to fill a vacancy.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey that LEONARD BERNSTEIN is hereby appointed as Alternate #1 Member of the Zoning Board of Adjustment of the Borough of Wildwood Crest with a term expiring on December 31, 2023.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-61

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING RE-APPOINTMENT OF BRYAN VASTI TO THE RECREATION COMMISSION FOR A THREE (3) YEAR TERM EXPIRING DECEMBER 31, 2024

WHEREAS, it is the desire of the Board of Commissioners of the Borough of Wildwood Crest to re-appoint BRYAN VASTI as a member of the RECREATION COMMISSION of the Borough of Wildwood Crest.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest that BRYAN VASTI be and he is hereby re-appointed as a member of the RECREATION COMMISSION of the Borough of Wildwood Crest for a three year term commencing immediately, and expiring December 31, 2024.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-62

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING THE APPOINTMENT OF CHRISSY CASIELLO TO FILL A VACANCY AS A MEMBER OF THE WILDWOOD CREST TOURISM COMMISSION COMMENCING IMMEDIATELY AND EXPIRING DECEMBER 31, 2022

WHEREAS, it is the desire of the Board of Commissioners of the Borough of Wildwood Crest to appoint CHRISSY CASIELLO as a member of the TOURISM COMMISSION of the Borough of Wildwood Crest to fill a vacancy with the term expiring December 31, 2022.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest that CHRISSY CASIELLO is hereby appointed as a member of the TOURISM COMMISSION of the Borough of Wildwood Crest to fill a vacancy for commencing immediately and expiring December 31, 2022.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-63

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING THE RE-APPOINTMENT OF LESTER KLAYMAN AS A MEMBER OF THE WILDWOOD CREST TOURISM COMMISSION FOR A TWO (2) YEAR TERM COMMENCING IMMEDIATELY AND EXPIRING DECEMBER 31, 2022

WHEREAS, it is the desire of the Board of Commissioners of the Borough of Wildwood Crest to appoint LESTER KLAYMAN as a member of the TOURISM COMMISSION of the Borough of Wildwood Crest for a two (2) year term commencing immediately and expiring December 31, 2023.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest that LESTER KLAYMAN is hereby re-appointed as a member of the TOURISM COMMISSION of the Borough of Wildwood Crest for a two (2) year term commencing immediately and expiring December 31, 2023.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-64

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING THE RE-APPOINTMENT OF DENNIS HALL AS A MEMBER OF THE WILDWOOD CREST TOURISM COMMISSION FOR A TWO (2) YEAR TERM COMMENCING IMMEDIATELY AND EXPIRING DECEMBER 31, 2022

WHEREAS, it is the desire of the Board of Commissioners of the Borough of Wildwood Crest to appoint DENNIS HALL as a member of the TOURISM COMMISSION of the Borough of Wildwood Crest for a two (2) year term commencing immediately and expiring December 31, 2023.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest that DENNIS HALL is hereby re-appointed as a member of the TOURISM COMMISSION of the Borough of Wildwood Crest for a two (2) year term commencing immediately and expiring December 31, 2023.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-65

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING RE-APPOINTMENT OF SAMUEL WILSON AS MEMBER OF THE WILDWOOD CREST GREEN TEAM FOR A THREE (3) YEAR TERM COMMENCING IMMEDIATELY AND EXPIRING DECEMBER 31, 2024

WHEREAS, the Board of Commissioners of the Borough of Wildwood Crest have determined to re-appoint SAMUEL WILSON as a Member of the Wildwood Crest Green Team for a three (3) year term commencing immediately and expiring December 31, 2024.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey, that SAMUEL WILSON is hereby re-appointed as Member of the Wildwood Crest Green Team for a three (3) year term commencing immediately and expiring December 31, 2024.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-66

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING RE-APPOINTMENT OF DARLEEN DEVLIN AS MEMBER OF THE WILDWOOD CREST GREEN TEAM FOR A THREE (3) YEAR TERM COMMENCING IMMEDIATELY AND EXPIRING DECEMBER 31, 2024

WHEREAS, the Board of Commissioners of the Borough of Wildwood Crest have determined to re-appoint DARLEEN DEVLIN as a Member of the Wildwood Crest Green Team for a three (3) year term commencing immediately and expiring December 31, 2024.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey, that DARLEEN DEVLIN is hereby re-appointed as Member of the Wildwood Crest Green Team for a three (3) year term commencing immediately and expiring December 31, 2024.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-67

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING APPOINTMENT OF AJ CARUSO AS MEMBER OF THE WILDWOOD CREST GREEN TEAM TO FILL A VACANCY COMMENCING IMMEDIATELY AND EXPIRING DECEMBER 31, 2023

WHEREAS, the Board of Commissioners of the Borough of Wildwood Crest have determined to appoint AJ CARUSO as a Member of the Wildwood Crest Green Team to fill a vacancy commencing immediately and expiring December 31, 2023.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey, that AJ CARUSO is hereby appointed as Member of the Wildwood Crest Green Team with a term expiring December 31, 2023.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-68

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING APPOINTMENT OF ROBERT DEISSROTH AS MEMBER OF THE WILDWOOD CREST GREEN TEAM TO FILL A VACANCY COMMENCING IMMEDIATELY AND EXPIRING DECEMBER 31, 2024

WHEREAS, the Board of Commissioners of the Borough of Wildwood Crest have determined to appoint ROBERT DEISSROTH as a Member of the Wildwood Crest Green Team to fill a vacancy commencing immediately and expiring December 31, 2024.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey, that ROBERT DEISSROTH is hereby appointed as Member of the Wildwood Crest Green Team with a term expiring December 31, 2024.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-69

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING THE RE-APPOINTMENT OF NICHOLAS HOLLAND AS A MEMBER OF THE WELLNESS COMMITTEE OF THE BOROUGH OF WILDWOOD CREST FOR CY 2022

WHEREAS, it is the desire of the Board of Commissioners of the Borough of Wildwood Crest to re-appoint NICHOLAS HOLLAND as a Member of the WELLNESS COMMITTEE of the Borough of Wildwood Crest commencing January 1, 2022 and expiring December 31, 2022.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest that NICHOLAS HOLLAND is hereby re-appointed as a member of the WELLNESS COMMITTEE of the Borough of Wildwood Crest for a one year term commencing immediately, and expiring December 31, 2022.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-70

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING THE RE-APPOINTMENT OF PATRICIA FEKETICS AS A MEMBER OF THE WELLNESS COMMITTEE OF THE BOROUGH OF WILDWOOD CREST FOR CY 2022

WHEREAS, it is the desire of the Board of Commissioners of the Borough of Wildwood Crest to re-appoint PATRICIA FEKETICS as a Member of the WELLNESS COMMITTEE of the Borough of Wildwood Crest commencing January 1, 2022 and expiring December 31, 2022.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest that PATRICIA FEKETICS is hereby re-appointed as a member of the WELLNESS COMMITTEE of the Borough of Wildwood Crest for a one year term commencing immediately, and expiring December 31, 2022.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-71

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING THE RE-APPOINTMENT OF LAURA FARRELL AS A MEMBER OF THE WELLNESS COMMITTEE OF THE BOROUGH OF WILDWOOD CREST FOR CY 2022

WHEREAS, it is the desire of the Board of Commissioners of the Borough of Wildwood Crest to re-appoint LAURA FARRELL as a Member of the WELLNESS COMMITTEE of the Borough of Wildwood Crest commencing January 1, 2022 and expiring December 31, 2022.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest that LAURA FARRELL is hereby re-appointed as a member of the WELLNESS COMMITTEE of the Borough of Wildwood Crest for a one year term commencing immediately, and expiring December 31, 2022.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-72

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING THE RE-APPOINTMENT OF JOSEPH CUSELLA AS A MEMBER OF THE WELLNESS COMMITTEE OF THE BOROUGH OF WILDWOOD CREST FOR CY 2022

WHEREAS, it is the desire of the Board of Commissioners of the Borough of Wildwood Crest to re-appoint JOSEPH CUSELLA as a Member of the WELLNESS COMMITTEE of the Borough of Wildwood Crest commencing January 1, 2022 and expiring December 31, 2022.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest that JOSEPH CUSELLA is hereby re-appointed as a member of the WELLNESS COMMITTEE of the Borough of Wildwood Crest for a one year term commencing immediately, and expiring December 31, 2022.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-73

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING THE RE-APPOINTMENT OF SHANE MOYER AS A MEMBER OF THE WELLNESS COMMITTEE OF THE BOROUGH OF WILDWOOD CREST FOR CY 2022

WHEREAS, it is the desire of the Board of Commissioners of the Borough of Wildwood Crest to re-appoint SHANE MOYER as a Member of the WELLNESS COMMITTEE of the Borough of Wildwood Crest commencing January 1, 2022 and expiring December 31, 2022.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest that SHANE MOYER is hereby re-appointed as a member of the WELLNESS COMMITTEE of the Borough of Wildwood Crest for a one year term commencing immediately, and expiring December 31, 2022.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-74

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING THE RE-APPOINTMENT OF LINDA BAKOS AS A MEMBER OF THE WELLNESS COMMITTEE OF THE BOROUGH OF WILDWOOD CREST FOR CY 2022

WHEREAS, it is the desire of the Board of Commissioners of the Borough of Wildwood Crest to re-appoint LINDA BAKOS as a Member of the WELLNESS COMMITTEE of the Borough of Wildwood Crest commencing January 1, 2022 and expiring December 31, 2022.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest that LINDA BAKOS is hereby re-appointed as a member of the WELLNESS COMMITTEE of the Borough of Wildwood Crest for a one year term commencing immediately, and expiring December 31, 2022.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-75

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING THE RE-APPOINTMENT OF NORMA CORDEIRO AS A MEMBER OF THE WELLNESS COMMITTEE OF THE BOROUGH OF WILDWOOD CREST FOR CY 2022

WHEREAS, it is the desire of the Board of Commissioners of the Borough of Wildwood Crest to re-appoint NORMA CORDEIRO as a Member of the WELLNESS COMMITTEE of the Borough of Wildwood Crest commencing January 1, 2022 and expiring December 31, 2022.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest that NORMA CORDEIRO is hereby re-appointed as a member of the WELLNESS COMMITTEE of the Borough of Wildwood Crest for a one year term commencing immediately, and expiring December 31, 2022.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-76

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING THE RE-APPOINTMENT OF WILLIAM CORDEIRO AS A MEMBER OF THE WELLNESS COMMITTEE OF THE BOROUGH OF WILDWOOD CREST FOR CY 2022

WHEREAS, it is the desire of the Board of Commissioners of the Borough of Wildwood Crest to re-appoint WILLIAM CORDEIRO as a Member of the WELLNESS COMMITTEE of the Borough of Wildwood Crest commencing January 1, 2022 and expiring December 31, 2022.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest that WILLIAM CORDEIRO is hereby re-appointed as a member of the WELLNESS COMMITTEE of the Borough of Wildwood Crest for a one year term commencing immediately, and expiring December 31, 2022.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-77

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING THE RE-APPOINTMENT OF LYNN FERRARO AS A MEMBER OF THE WELLNESS COMMITTEE OF THE BOROUGH OF WILDWOOD CREST FOR CY 2022

WHEREAS, it is the desire of the Board of Commissioners of the Borough of Wildwood Crest to re-appoint LYNN FERRARO as a Member of the WELLNESS COMMITTEE of the Borough of Wildwood Crest commencing January 1, 2022 and expiring December 31, 2022.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest that LYNN FERRARO is hereby re-appointed as a member of the WELLNESS COMMITTEE of the Borough of Wildwood Crest for a one year term commencing immediately, and expiring December 31, 2022.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-78

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST DETERMINING TO EXTEND THE EFFECTIVE DATES OF RESOLUTION NO. 2020-162 AUTHORIZING THE USE OF OUTSIDE AREAS FOR DINING AND RETAIL USE; RESOLUTION NO. 2020-172 RELAXING SPECIAL EVENT PERMIT APPLICATION PROCEDURES AND RESOLUTION NO. 2020-194 AUTHORIZING TEMPORARY USE OF BACK BEACH AREAS FOR STORAGE OF HOTEL AND MOTEL POOL DECK CHAIRS THROUGH THE 2022 TOURIST SEASON

WHEREAS, the Board of Commissioners of the Borough of Wildwood Crest, in response to the COVID crisis in the spring of 2020 and in response to the Governor's Executive Orders declaring a State of Emergency, imposing social distancing requirements, including but not limited to, limiting public gatherings, occupancy restrictions, imposing restrictions on scope of service and hours of operation for non-essential retail, recreational, restaurant and entertainment businesses, adopted various Resolutions designed to provide relief and mitigate the negative economic impact to the local business community; and

WHEREAS, the Board of Commissioners adopted Resolution No. 2020-162, which authorized the use of outside areas and portions of public rights-of-way by restaurants for outside dining and retail stores for sales of merchandise; Resolution No. 2020-172, which relaxed the process and time frame for obtaining a permit to hold a special event in the Borough; and Resolution No. 2020-194, which permits the utilization of beach areas for the use of hotels and motels that have pools and sun decks for the storage and use of lounge chairs on the beach; and

WHEREAS, these efforts and Resolutions have proven to be successful in providing our business community with some flexibility to respond to the COVID crises and assist them in mitigating the negative economic impact resulting from the COVID crises without any negative impact upon the Borough, the residents and tourist community; and

WHEREAS, in light of the continuing uncertainty due to the recent strains of COVID, such as, but not limited to the Alfa, Delta and Omicron, and Gama strains and the resulting lock downs and restrictions imposed in other countries to mitigate the effects of these strains, and the difficulty of vaccinating the population, and in order to guard against the economic devastation such strains could cause during the upcoming 2022 tourist summer season if the Borough and the Borough's business community are not prepared in advance, and

WHEREAS, the Board of Commissioners, and the business community, recognize that planning for the 2022 season to guard against the uncertainty of a new COVID strain outbreak during the season, must begin now, and that

it is in the best interests and welfare of the Borough, its residents, visitors, the local economy and business community, to allow the aforementioned businesses ample opportunity to plan properly for the upcoming summer season, and to further plan more permanent solutions and to obtain Zoning and Planning Board approvals through the normal approval process for the use of exterior areas, and to allow the Planning Board time to consider permanent revisions to the Borough's Master Plan and zoning ordinances to address these issues, the above referenced Resolutions, will not be rescinded and will remain in full force and effect through this upcoming 2022 tourist season.

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. Resolution No. 2020-162 shall remain in full force and effect and shall not be rescinded prior to December 31, 2022.
2. Resolution No. 2020-172 shall remain in full force and effect and shall not be rescinded prior to December 31, 2022.
3. Resolution No. 2020-194 shall remain in full force and effect and shall not be rescinded prior to December 31, 2022.
4. All other terms and conditions of the aforesaid Resolutions shall remain in full force and effect unless specifically modified by the Resolution.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-79

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING AWARD OF CONTRACT TO ATLANTIC WAV STUDIO TO PROVIDE TECHNICIAN TO STREAM COMMISSION MEETINGS TO INCLUDE MONTHLY MAINTENANCE AT THE NTE SUM RANGING FROM \$150.00 TO \$1,200.00 PER MEETING

WHEREAS, there exists the need for the "Services" of a company to be retained by the Borough for the handling of audio/visual services for the streaming of commission meetings to include monthly maintenance 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, ATLANTIC WAV STUDIO has completed and submitted a Business Entity Disclosure Certification which certifies that ATLANTIC WAV STUDIO will not make any reportable contributions pursuant to N.J.S.A. 19:44A-1 commencing January 4, 2022 to any political committee or candidate through the term of this contract. Said term shall expire January 3, 2023.

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 are hereby authorized and empowered to execute the attached agreement with ATLANTIC WAV STUDIO, who shall be compensated by voucher at the agreed upon rates not to exceed \$150.00 per meeting when meetings take place at 6101 Pacific Avenue and not to exceed \$1,200.00 when the location of the meeting changes, contingent upon certification from the Chief Financial Officer as to the availability of funds, and said "Independent Contractor" shall be required to comply with this Resolution, and the attached Agreement. Said ATLANTIC WAV STUDIO 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.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-80

A RESOLUTION AUTHORIZING CONTRACTS WITH CERTAIN APPROVED STATE AND NATIONAL CONTRACT VENDORS FOR CY2022

WHEREAS, the Borough of Wildwood Crest, pursuant to N.J.S.A. 40A:11-12(a) and N.J.A.C. 5:34-7.29(c), may by Resolution and without advertising for bids, purchase any goods or services under the State of New Jersey Cooperative Purchasing Program for any 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 has the need, on a timely basis, to purchase goods or services utilizing New Jersey State and National Contract vendors; and

WHEREAS, the Borough of Wildwood Crest may enter into contractual agreements with the attached referenced State and National Contract Vendors through this Resolution and properly executed contracts/purchase orders, which shall be subject to all the conditions applicable to the current New Jersey Local Public State Contracts Law.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners of the Borough of Wildwood Crest, in the County of Cape May, New Jersey authorizes the Borough Qualified Purchasing Agent to purchase certain goods or services from those approved New Jersey State and National Contract Vendors on the attached list, pursuant to all conditions of the individual State Contracts.

BE IT FURTHER RESOLVED, that the named State Contract vendors and their corresponding numbers may change during the time frame indicated below and that Borough Qualified Purchasing Agent is hereby authorized to make the necessary adjustments to the attached list as may be required for the Borough to continue its routine procurement practices throughout the indicated time frame.

BE IT FURTHER RESOLVED, by the Board of Commissioners of the Borough of Wildwood Crest, pursuant to N.J.A.C. 5:30-5.5(b), that no contract amount shall be chargeable or certified until such time as the goods or services are ordered or otherwise called for prior to placing the order and a certification of availability of funds is made by the Chief Financial Officer.

BE IT FURTHER RESOLVED, that the duration of the contracts between the Borough of Wildwood Crest and the referenced State and National Contract Vendors shall be from January 4, 2022 and continuing through December 31, 2022 or until the expiration of the referenced vendor's New Jersey State Contract, whichever shall occur first.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-81

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING CANCELLATION AND REFUND OF TAXES FOR TOTALLY DISABLED VETERAN

WHEREAS, the below listed parcel was granted a 100% Totally Disabled Veteran Exemption on August 6, 2021 and;

WHEREAS, the property has been granted an exemption from taxes prorated for 148 days, and said exemption has resulted in an overpayment,

Block /Lot Amount	Name
125.01/8	Michael Regosch
\$1,824.26	307 East Saint Paul Avenue
	100% Totally Disabled Veteran Exemption granted as of August 6, 2021.
	Refund tax overpayment to homeowner

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Commissioners of the Borough of Wildwood Crest, County of Cape May, State of New Jersey, the Chief Financial Officer is hereby authorized to execute said refund as soon as practicable and the Tax Collector should mark the records accordingly to reflect said refund as per the meeting on January 4, 2022.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-82

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING THE BOROUGH OF WILDWOOD CREST TO ESTABLISH THE “BACK BAY DREDGING ADVISORY COMMITTEE”

WHEREAS, the Board of Commissioners of the Borough of Wildwood Crest have determined that it is in the best interests of the residents of the Borough of Wildwood Crest to formally create a “BACK BAY DREDGING ADVISORY COMMITTEE” (also referenced herein as the Committee”) for the purpose(s) set forth below; and

WHEREAS, the purpose(s) of the Committee shall be to provide a community initiative to champion the dredging of Sunset Lake; and

WHEREAS, it is intended that the Committee shall be advisory in nature, and that the Committee shall report its findings and recommendations to Governing Body for further action, as the Governing Body deems appropriate and shall report to the Board of Commissioners at the Board of Commissioner’s request; and

WHEREAS, the Committee shall be comprised of the Mayor and two (2) member residents of the Borough of Wildwood Crest. They shall be appointed by the Board of Commissioners and serve, without compensation, at the pleasure of the Board of Commissioners; and

WHEREAS, the following individuals are hereby appointed to voluntarily serve on the Heather Road Fishing Pier Advisory Committee:

<u>Appointee</u>	<u>Term to Expire</u>
Mayor Don Cabrera	December 31, 2022
David Thompson	December 31, 2022
Fred Mettler	December 31, 2022

WHEREAS, the Committee shall meet in accordance with the schedule as the Committee deems appropriate; and

WHEREAS, the Committee members will be indemnified for actions that are performed in the good faith performance of their duties.

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, as follows:

1. A “Back Bay Dredging Advisory Committee” is hereby established in and for the Borough, in accordance with the terms and conditions referenced above.
2. The names of the individuals appointed to the “Back Bay Dredging Advisory Committee” shall be provided to the Municipal Clerk and remain on file for inspection.
3. A copy of this Resolution shall remain in the office of the Clerk.
4. The Back Bay Dredging Advisory Committee shall meet two times in 2022: April 29th and September 30th at 10:00 a.m. at Wildwood Crest Municipal Hall.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-83

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING GRANT APPLICATION SUBMISSION FOR STATE OF NEW JERSEY BOARD OF PUBLIC UTILITIES – CLEAN FLEET ELECTRIC VEHICLE INCENTIVE PROGRAM

WHEREAS, the Borough of Wildwood Crest desires to apply for and obtain a grant from the STATE OF NEW JERSEY BOARD OF PUBLIC UTILITIES -CLEAN FLEET ELECTRIC VEHICLE INCENTIVE PROGRAM for a LEVEL -TWO CHARGING STATION – FOR TWO PUBLIC CHARGERS and will enter into a grant agreement for said grant if approved.

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 Borough of Wildwood Crest does hereby authorize the application for such a grant, and if awarded, will purchase first responder radio for police department.
2. That the persons whose names, titles, and signatures appear below are authorized to sign the application, and that they or their successors in said titles are authorized to sign the agreement, and any other documents necessary in connection therewith:

_____ (SIGNATURE) Don Cabrera _____ (TYPED NAME) Mayor _____ (TITLE)	_____ (SIGNATURE) Patricia A. Feketics _____ (TYPED NAME) Municipal Clerk _____ (TITLE)
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Mr. Schiff motions, Mr. Franco seconds that the foregoing resolution be adopted.

Vote: Schiff - Franco – Cabrera – YES

PUBLIC COMMENTARY: N/A

DISCUSSION:

NEW BUSINESS – N/A

OLD BUSINESS – No movement on any issue.

-Washington Avenue Flooding Issues:

-Flood Mitigation:

-Referendum permitting one consumption liquor license in business zone:

-Park Blvd. Pumping Station- application for FEMA Pre Disaster Mitigation Pump Stations:

-Public Transportation:

-Model Statewide Municipal Electric Vehicle (EV) Ordinance / grants to support EV and stations:

-Dredging -retain special counsel to advance the ball and possible shared services with others:

PUBLIC COMMENTARY: N/A

There being no further business, Mr. Schiff motioned and Mr. Franco seconded that the meeting be adjourned. All were in favor. The time was 10:44 a.m.

Dated: January 19, 2022

Patricia A. Feketics, Borough Clerk

