

Note: Complete Meeting Appears
On 01-20 on file in
Borough Clerk's Office

January 7, 2020
Wildwood Crest, NJ

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

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

Gould - Thompson - Cabrera - YES

Mr. Cabrera read the following statement: In compliance with the Open Public Meeting Act, Chapter 231, P.L. 1975, the notice requirements have been satisfied as to the time, place and date of holding said meeting by posting notice on the bulletin board in the Borough Hall and by e-mailing and same to the Gazette-Leader, Herald of Cape May County and The Press on October 23, 2019..

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 ORDINANCE BY TITLE:

ORDINANCE NO. 1320

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 32A –
ENTITLED FEES, SECTION 32A-1, FEES, GENERAL, OF THE CODE OF
THE BOROUGH OF WILDWOOD CREST TO PROVIDE FOR BEACH BOX
RENTAL FEES

Mrs. Gould motions, Mr. Thompson seconds that Ordinance No. 1320 be passed on first reading, advertised according to law, be brought up for second and final reading and public hearing on January 22, 2020 at 5:30 p.m.

Vote: Gould - Thompson - Cabrera – Yes

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 2020-01

**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 2020**

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 Gelzun, 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 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. 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 2020, with Ronald J. Gelzunas, who shall be compensated by voucher on the basis of a “not to exceed” amount of \$86,600.00 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.

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

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 2020-02
**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

<u>Account Number</u>	<u>Account Name</u>
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

PNC BANK

80-2395-1884	Wildwood Crest Borough Money Market Account
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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	_____ Joyce P. Gould
	and	_____ David C. Thompson
_____ Patricia A. Feketics	or	_____ Loretta G. Scott

BE IT FURTHER RESOLVED that Francine B. Springer, Don Cabrera, Joyce P. Gould, David C. Thompson, 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).

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

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 2020-03
**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.

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

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 2020-04
**RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF
WILDWOOD CREST AUTHORIZING ADOPTION OF THE 2020 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 \$9,397,952.00, 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 \$9,397,952.00 be and the same shall hereby constitute the 2020 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.....	.....	1,500.00
OTHER EXPENSES .....	.....	1,500.00
MUNICIPAL COURT		
SALARIES & WAGES .....	.....	30,000.00
OTHER EXPENSES .....	.....	20,000.00
SERVICE OF AMBULANCE		
SALARIES & WAGES .....	.....	145,000.00
OTHER EXPENSES .....	.....	15,000.00
ANIMAL CONTROL		
OTHER EXPENSES .....	.....	10,000.00
LIFEGUARDS		
SALARIES & WAGES .....	.....	5,000.00
OTHER EXPENSES .....	.....	30,000.00
FIRE OFFICIAL		
SALARIES & WAGES .....	.....	38,000.00
OTHER EXPENSES .....	.....	3,300.00
LOCAL CODE ENFORCEMENT		
SALARIES & WAGES .....	.....	10,000.00
OTHER EXPENSES .....	.....	1,500.00
LAND USE ADMINISTRATION		
SALARIES & WAGES .....	.....	10,000.00
OTHER EXPENSES .....	.....	30,000.00
TRAFFIC MAINTENANCE		
SALARIES & WAGES .....	.....	45,000.00
OTHER EXPENSES .....	.....	10,000.00
<i>REVENUE & FINANCE DIRECTOR'S OFFICE</i>		
SALARIES & WAGES	\$.....	7,000.00
OTHER EXPENSES .....	.....	700.00
FINANCIAL ADMINISTRATION		
SALARIES & WAGES .....	.....	100,000.00
OTHER EXPENSES .....	.....	65,000.00
ASSESSMENT OF TAXES		
SALARIES & WAGES .....	.....	12,000.00
OTHER EXPENSES .....	.....	4,000.00
COLLECTION OF TAXES		
SALARIES & WAGES .....	.....	41,000.00
OTHER EXPENSES .....	.....	7,500.00
INSURANCE		
GROUP INSURANCE FOR EMPLOYEES .....	.....	645,136.00
OTHER INSURANCE .....	.....	200,000.00

BOROUGH ADMINISTRATION		
SALARIES & WAGES	.....	90,000.00
OTHER EXPENSES	.....	21,500.00
UTILITIES BILLING		
OTHER EXPENSES	.....	5,500.00
CONSTRUCTION OFFICE		
SALARIES & WAGES	.....	50,000.00
OTHER EXPENSES	.....	8,000.00
WEDDING FEES		
SALARIES & WAGES	.....	1,000.00
PUBLIC WORKS DIRECTOR'S OFFICE		
SALARIES & WAGES	\$.....	8,000.00
OTHER EXPENSES	.....	600.00
PUBLIC WORKS		
SALARIES & WAGES	.....	130,000.00
OTHER EXPENSES	.....	35,000.00
UTILITIES		
NATURAL GAS	.....	40,000.00
ELECTRIC	.....	50,000.00
FUEL OIL	.....	45,000.00
STREET LIGHTING	.....	45,000.00
LANDFILL		
OTHER EXPENSES	.....	100,000.00
CMC MUA CHARGES		
OTHER EXPENSES	.....	50,000.00
WATER		
OTHER EXPENSES	.....	20,000.00
HYDRANT SERVICE	.....	10,000.00
COMMUNICATIONS		
OTHER EXPENSES .....	.....	40,000.00
ENGINEER		
OTHER EXPENSES	.....	75,000.00
LEGAL		
OTHER EXPENSES	\$.....	75,000.00
INFORMATION TECHNOLOGY .....	.....	40,000.00
BEACH MAINTENANCE		
SALARIES & WAGES	.....	5,000.00
OTHER EXPENSES	.....	10,000.00
SANITATION		
SALARIES & WAGES	.....	110,000.00
OTHER EXPENSES	.....	11,500.00
RECREATION		
SALARIES & WAGES .....	.....	110,000.00
OTHER EXPENSES .....	.....	13,000.00
TOURISM		
SALARIES & WAGES .....	.....	10,000.00
OTHER EXPENSES .....	.....	50,000.00
SEWERAGE		
SALARIES & WAGES	.....	35,000.00
OTHER EXPENSES	.....	18,000.00

PARKS AND BUILDINGS	
SALARIES & WAGES	.....65,000.00
OTHER EXPENSES	.....41,000.00

RECREATION BUILDINGS	
OTHER EXPENSES .....	.....32,000.00

FLEET MAINTENANCE	
SALARIES & WAGES	\$.....50,000.00
OTHER EXPENSES	.....45,000.00

STATUTORY EXPENSES

SOCIAL SECURITY	.....170,000.00
UNEMPLOYMENT INSURANCE	.....10,000.00
DEFINED CONTRIBUTION RETIREMENT PLAN.....	1,000.00
PUBLIC EMPLOYEES RETIREMENT SYSTEM.....	393,032.00
POLICE AND FIREMEN'S RETIREMENT SYSTEM.....	445,632.00

CAPITAL IMPROVEMENTS

EMERGENCY SANITARY AND STORM SEWER REPAIRS.....	50,000.00
ACQUISITION OF VEHICLES AND EQUIPMENT.....	300,000.00
ACQUISITION OF BEACH BOXES AND EQUIPMENT.....	133,000.00
PURCHASE OF COMPUTERS AND RELATED EQUIP	45,000.00
IMPROVEMENTS TO ROADS.....	50,000.00
IMPROVEMENTS TO BOROUGH BUILDINGS AND PROP.....	50,000.00

TOTAL APPROPRIATIONS EXCLUDING CAPITAL IMPROVEMENT FUND, INTEREST AND DEBT REDEMPTION CHARGES AND PUBLIC ASSISTANCE	\$.....	5,600,000.00
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CAPITAL IMPROVEMENT

CAPITAL IMPROVEMENT FUND	0.00
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INTEREST AND DEBT REDEMPTION CHARGES

INTEREST AND PRINCIPAL ON BONDS AND LOANS	3,797,952.00
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TOTAL TEMPORARY APPROPRIATIONS (ALL PAGES).....	\$ <u>9,397,952.00</u>
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Mrs. Gould motions, Mr. Thompson seconds that the foregoing resolution be adopted.

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

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 2020-05
**RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF
WILDWOOD CREST ADOPTING THE 2020 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.

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

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

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 2020-06

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 CY2020

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 2020, 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.

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

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

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 2020-07

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING THE TAX COLLECTOR TO CONDUCT A TAX TITLE LIEN SALE IN CY2020

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 2020 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 2020 tax sale list which comply with said conditions and circumstances to be temporarily withheld from the tax sale for 2019 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 2020 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.

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

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

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 2020-08

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 CY2020

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.

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

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

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 2020-09

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING CANCELLATION OF 2019 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.

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

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

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 2020-10

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, 2020.

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

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 2020-11
**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, 2020.

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

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 2020-12
**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 2020**

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.A., 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.A., 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, 2020 through December 31, 2020. 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.A., 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.

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

Vote: Gould -- Thompson -- Cabrera – Yes

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 2020-13

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 2, 2019, via Resolution No. 12-19, Francine B. Springer (Chief Financial Officer) and Alexa Campilango (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.

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

Vote: Gould -- Thompson -- Cabrera – Yes

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 2020-14

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 2020

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 be and the same is hereby authorized and approved effective immediately and through December 31, 2020, for the express purpose of enabling said 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, 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.

BE IT FURTHER RESOLVED that the Mayor and the Municipal Clerk are hereby authorized, instructed, and empowered to execute and attest 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.

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

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

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 2020-15

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 2020 AT THE NTE AMOUNT OF \$11,400

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, 2020 to any political committee or candidate through the term of this contract, December 31, 2020.

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, 2020 through December 31, 2020.
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).
4. The award of this contract is contingent upon production of the Business Entity Disclosure Certificate, Affirmative Action Compliance Notice, New Jersey Certificate of Employee Information Report, New Jersey Business Registration Certificate and proof of insurance as required in the contract and certification from the Chief Financial Officer as to the availability of funds.
5. That a Notice of Award shall be published in *The Herald of Cape May County* as required by law within ten (10) days of passage of this Resolution, which notice shall state that this Resolution and the contract are on file and available for public inspection in the office of the Borough Clerk.

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

Account Number (s) _____ Amount _____ Signature _____

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

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

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 2020-16

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 CY2020

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, 2020 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, 2020, 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.

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

Vote: Gould -- Thompson -- Cabrera – Yes

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 2020-17

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING A PROFESSIONAL SERVICES CONTRACT WITH JEFFREY R. SURENIAN AND ASSOCIATES, LLC, AS SPECIAL COUNSEL FOR COAH RELATED MATTERS FOR CY2020

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 immediately through December 31, 2020, with **Jeffrey R. Surenian and Associates, LLC** who shall be compensated by voucher at the agreed upon hourly rates, not to exceed Five Thousand (\$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.

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

Vote: Gould -- Thompson -- Cabrera – Yes

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 2020-18

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 CY2020

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, 2020 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 set forth at length.
2. 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.
3. 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 December 18, 2019 and attached hereto, contingent upon certification from the Chief Financial Officer as to the availability of funds for specific municipal bond work, if applicable.
4. 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.

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.

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

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

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 2020-19

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING AWARD OF CONTRACT TO SALVATORE DESIMONE AS COMMUNITY RATING SYSTEM CONSULTANT FOR CY 2020

WHEREAS, there exists the need for the “Services” of a firm to be retained by the Borough for the performance of Community Rating System (CRS) Consulting 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, SALVATORE DeSIMONE has completed and submitted a Business Entity Disclosure Certification which certifies that SALVATORE DeSIMONE will not make any reportable contributions pursuant to N.J.S.A. 19:44A-1 commencing January 1, 2020 to any political committee or candidate through the term of this contract. Said term shall expire December 31, 2020.

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 SALVATORE DeSIMONE, 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 said “Independent Contractor” shall be required to comply with this Resolution, and the attached Agreement. Said SALVATORE DeSIMONE is further required to comply with all other conditions/provisions of law or regulation applicable to a “Contractor,” including but not limited to procuring/maintaining sufficient insurance coverages necessary to fully protect the interests of the Borough in each and every instance relative to performance under this contract.

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

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

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

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

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 2020-20

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 \$58,000 FOR CY 2020

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, 2020 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 \$90.00 per hour, and \$120.00 per hour for emergency call outs and unplanned assistance between 11:00 p.m. and 8:00 a.m., not to exceed \$58,000, 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.

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

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

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 2020-21

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 CY2020

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, 2020 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.

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

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

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 2020-22

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 CY2020

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 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 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 2019 Municipal Budget, in accordance with the proposal dated, **December 19, 2019**, 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.

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

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

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 2020-23

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 CY2020 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, 2020, 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.

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

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

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 2020-24

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING A PROFESSIONAL SERVICES CONTRACT WITH CME ASSOCIATES FOR AFFORDABLE HOUSING PLANNER AND ADMINISTRATIVE AGENT FOR CY 2020 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, CME Associates has obtained a detailed knowledge of the Borough of Wildwood Crest through our affordable housing services to the Borough, and CME’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 Hillsborough, Borough of Monmouth Beach, Township of East Greenwich and the Borough of Dumont; and

WHEREAS, CME Associates’ combination of local knowledge and experience uniquely qualifies CME to provide the Affordable Housing Administration Services for the Borough; and

WHEREAS, CME’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 CME Associates 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 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 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 CME Associates, 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.

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

Vote: Gould -- Thompson -- Cabrera – Yes

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 2020-25
**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 CY2020**

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 five (5%) 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, 2020 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, 2019 and terminating effective December 31, 2020 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 2020, 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.

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

Vote: Gould -- Thompson -- Cabrera – Yes

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 2020-26

**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 CY2020**

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 2, 2019** 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, 2020 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.
4. That a Notice of Award shall be published in *The Herald of Cape May County* as required by law within ten (10) days of passage of this Resolution, which notice shall state that this Resolution and the contract are on file and available for public inspection in the office of the Borough Clerk.

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

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 2020-27
**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 CY2020**

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 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 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, 2020, 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.

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

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

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:
RESOLUTION NO. 2020-28

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 2020 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 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 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, 2020, 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.

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

Vote: Gould -- Thompson -- Cabrera – Yes

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 2020-29

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 FOR CY2020 AT NTE SUM \$10,000

WHEREAS, there exists the need for “Professional Services” for a Solicitor for the Borough of Wildwood Crest Planning Board, 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 8, 2020; 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 concur with the Planning Board’s recommendation to re-appoint Robert Belasco to serve as the Solicitor for the Planning Board for the calendar year of 2020; and

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

Account Number(s) _____ Amount _____ Signature _____

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

1. The above recital paragraphs are incorporated herein as if set forth at length.
2. That a contract for Planning Board 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, 2020, with Robert T. Belasco of Stefankiewicz & Belasco, LLC, who shall be compensated pursuant to attached contract, not to exceed Ten 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.

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

Vote: Gould -- Thompson -- Cabrera – Yes

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 2020-30

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING AWARD OF PROFESSIONAL SERVICES CONTRACT WITH ROBERT BELASCO FOR LEGAL SERVICES FOR THE ZONING BOARD OF ADJUSTMENT FOR CY2020 AT NTE SUM \$10,000

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

WHEREAS, Robert T. Belasco, of Stefankiewicz & Belasco, LLC, is authorized to provide such services and upon recommendation by the Zoning Board to be re-appointed as Solicitor at their Re-Org meeting, which will be held on January 21, 2020; 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 Zoning Board’s recommendation to re-appoint Robert Belasco to serve as the Solicitor for the Zoning Board for the calendar year of 2020; and

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

Account Number(s) _____ Amount _____ Signature _____

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

1. The above recital paragraphs are incorporated herein as if set forth at length.
2. That a contract for the 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, 2020, with Robert T. Belasco of Stefankiewicz & Belasco, LLC, who shall be compensated pursuant to attached contract, not to exceed Ten 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.

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

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

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 2020-31

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING PROFESSIONAL SERVICES CONTRACT WITH MOTT MACDONALD FOR COASTAL ENGINEERING SERVICES AT NTE SUM OF \$15,000 FOR CY2020

WHEREAS, there exists the need for “Professional Services” of an ENGINEER, to be retained by the Borough for the performance of engineering work and related duties associated with **COASTAL ENGINEERING** 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;

WHEREAS, the Borough has determined that Mott MacDonald, with office located at 833 Route 9 North, Cape May Court House, NJ 08210 is qualified to perform said work and it is desired to enter a professional contract with Mott MacDonald for said services pursuant to law, and to provide for the advertising of a notice pursuant to law; and

WHEREAS, Mott MacDonald, has completed and submitted a Business Entity Disclosure Certification which certifies that Mott MacDonald, will not make any reportable contributions pursuant to N.J.S.A. 19:44A-1 commencing January 1, 2020 to any political committee or candidate through the term of this contract; and

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

Account Number(s) _____ Amount _____ Signature _____

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

1. The above recital paragraphs are incorporated herein as if fully set forth.
2. The Mayor and Borough Clerk be and they are hereby authorized, instructed, and empowered to execute the attached agreement with **Mott MacDonald**, who shall be compensated by voucher at the agreed upon hourly rates, **not to exceed \$15,000.00**, 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 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.

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

Vote: Gould -- Thompson -- Cabrera – Yes

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 2020-32

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 AND WEB SITE DESIGN AT NTE SUM OF \$14,000 FOR CY 2020

WHEREAS, there exists the need for the “Extraordinary Unspecifiable Services” of Website Hosting Management and Consultation and Web Site Design 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 and web site design 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, 2020, with Square 1 Design, who shall be compensated in an amount not to exceed \$14,000.00.
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.

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

Vote: Gould -- Thompson -- Cabrera – Yes

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 2020-33

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 2019 FIXED ASSETS ACCOUNTING AT NTE SUM OF \$1,500 FOR CY 2020

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, 2020 to any political committee or candidate through the term of this contract, December 31, 2020; and

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

Account Number (s) _____ Amount _____ Signature _____

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

1. The above recital paragraphs are incorporated herein as if set forth at length.
2. 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 **\$1,500.00**.
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.

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

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

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 2020-34
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 COMMENCING JANUARY 1, 2020 AND EXPIRING DECEMBER 31, 2021

WHEREAS, the term of LESTER KLAYMAN as a member of the TOURISM COMMISSION of the Borough of Wildwood Crest will expire December 31, 2019; and

WHEREAS, it is the desire of the Board of Commissioners of the Borough of Wildwood Crest to re-appoint LESTER KLAYMAN as a member of the TOURISM COMMISSION of the Borough of Wildwood Crest.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest that 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, said term commencing January 1, 2020, and expiring December 31, 2021.

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

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

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 2020-35
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 COMMENCING JANUARY 1, 2020 AND EXPIRING DECEMBER 31, 2021

WHEREAS, the term of DENNIS HALL as a member of the TOURISM COMMISSION of the Borough of Wildwood Crest will expire December 31, 2019; and

WHEREAS, it is the desire of the Board of Commissioners of the Borough of Wildwood Crest to re-appoint DENNIS HALL as a member of the TOURISM COMMISSION of the Borough of Wildwood Crest.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest that 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, said term commencing January 1, 2020, and expiring December 31, 2021.

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

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

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 2020-36

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, 2020

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, 2020.

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

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

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 2020-37

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING RE-APPOINTMENT OF THOMAS ALVARADO AS MEMBER OF THE WILDWOOD CREST PLANNING BOARD FOR A FOUR-YEAR TERM COMMENCING JANUARY 1, 2020 AND EXPIRING DECEMBER 31, 2023

WHEREAS, the Board of Commissioners of the Borough of Wildwood Crest have determined to re-appoint THOMAS ALVARADO as a Regular Member (Class IV) of the Wildwood Crest Planning Board for a four-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, County of Cape May, New Jersey, that THOMAS ALVARADO is hereby appointed as Regular Member (Class IV) of the Planning Board with a term expiring December 31, 2023.

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

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

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 2020-38

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING THE APPOINTMENT OF PETER CAVA AS ALTERNATE MEMBER #1 OF THE WILDWOOD CREST PLANNING BOARD FOR A TWO-YEAR TERM COMMENCING JANUARY 1, 2020 AND EXPIRING DECEMBER 31, 2021

WHEREAS, the Board of Commissioners of the Borough of Wildwood Crest have determined to re-appoint PETER CAVA as Alternate Member #1 of the Planning Board of the Borough of Wildwood Crest for a term expiring December 31, 2021.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, in the County of Cape May, New Jersey, that PETER CAVA is hereby re-appointed as Alternate Member #1 of the PLANNING BOARD of the Borough of Wildwood Crest for a two (2) year term commencing January 1, 2020, and expiring December 31, 2021.

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

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

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 2020-39

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING RE-APPOINTMENT OF ROBERT ROSENFELD AS MEMBER OF THE WILDWOOD CREST ZONING BOARD OF ADJUSTMENT FOR A FOUR-YEAR TERM COMMENCING JANUARY 1, 2020 AND EXPIRING DECEMBER 31, 2023

WHEREAS, the Board of Commissioners of the Borough of Wildwood Crest have determined to re-appoint ROBERT ROSENFELD as a Regular Member of the Wildwood Crest Zoning Board of Adjustment for a four-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, County of Cape May, New Jersey, that ROBERT ROSENFELD is hereby appointed as Regular Member of the Zoning Board of Adjustment with a term expiring December 31, 2023 is hereby confirmed and ratified effective immediately.

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

Vote: Gould -- Thompson -- Cabrera – Yes

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 2020-40

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING RE-APPOINTMENT OF ALAN SEIJAS AS MEMBER OF THE WILDWOOD CREST ZONING BOARD OF ADJUSTMENT FOR A FOUR-YEAR TERM COMMENCING JANUARY 1, 2020 AND EXPIRING DECEMBER 31, 2023

WHEREAS, the Board of Commissioners of the Borough of Wildwood Crest have determined to re-appoint ALAN SEIJAS as a Regular Member of the Wildwood Crest Zoning Board of Adjustment for a four-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, County of Cape May, New Jersey, that ALAN SEIJAS is hereby appointed as Regular Member of the Zoning Board of Adjustment with a term expiring December 31, 2023.

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

Vote: Gould -- Thompson -- Cabrera – Yes

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 2020-41

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING RE-APPOINTMENT OF PAULINE LEVY AS MEMBER OF THE WILDWOOD CREST ZONING BOARD OF ADJUSTMENT FOR A FOUR-YEAR TERM COMMENCING JANUARY 1, 2020 AND EXPIRING DECEMBER 31, 2023

WHEREAS, the Board of Commissioners of the Borough of Wildwood Crest have determined to re-appoint PAULINE LEVY as a Regular Member of the Wildwood Crest Zoning Board of Adjustment for a four-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, County of Cape May, New Jersey, that PAULINE LEVY is hereby appointed as Regular Member of the Zoning Board of Adjustment with a term expiring December 31, 2023.

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

Vote: Gould -- Thompson -- Cabrera – Yes

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 2020-42

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING APPOINTMENT OF BRADLEY VOGDES AS ALTERNATE MEMBER #1 OF THE WILDWOOD CREST ZONING BOARD OF ADJUSTMENT FOR A TWO-YEAR TERM COMMENCING JANUARY 1, 2020 AND EXPIRING DECEMBER 31, 2021 AND APPOINTMENT OF KELLY FRANCO AS ALTERNATE MEMBER #2 TO FULFILL UNEXPIRED TERM ENDING DECEMBER 31, 2020

WHEREAS, an Alternate Member #1 vacancy occurred on the Board of the Zoning Board of Adjustment of the Borough of Wildwood Crest on December 31, 2019; and

WHEREAS, said term expired December 31, 2019; and

WHEREAS, it is the desire of the Board of Commissioners of the Borough of Wildwood Crest to have Alternate Member #2, BRADLEY VOGDES, fill the vacated seat of Alternate Member #1 to a new two-year term expiring December 31, 2021; and

WHEREAS, it is the desire of the Board of Commissioners of the Borough of Wildwood Crest to appoint KELLY FRANCO as Alternate Member #2 of the Zoning Board of Adjustment of the Borough of Wildwood Crest to fulfill the unexpired term of the vacated seat commencing immediately and expiring December 31, 2020.

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

1. BRADLEY VOGDES is hereby appointed as Alternate Member #1 of the ZONING BOARD OF ADJUSTMENT of the Borough of Wildwood Crest to fulfill the vacated seat commencing immediately and expiring December 31, 2021.

2. KELLY FRANCO is hereby appointed as Alternate Member #2 of the ZONING BOARD OF ADJUSTMENT of the Borough of Wildwood Crest to fulfill the vacated seat commencing immediately and expiring December 31, 2020.

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

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

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 2020-43
RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING THE RE-APPOINTMENT OF TONI FUSCELLARO AS A MEMBER OF THE RECREATION COMMISSION TO A THREE-YEAR TERM COMMENCING JANUARY 1, 2020 AND EXPIRING DECEMBER 31, 2022

WHEREAS, it is the desire of the Board of Commissioners of the Borough of Wildwood Crest to re-appoint TONI FUSCELLARO as a member of the RECREATION COMMISSION of the Borough of Wildwood Crest commencing January 1, 2020 and expiring December 31, 2022.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest that TONI FUSCELLARO 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, 2022.

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

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

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 2020-44
RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING THE RE-APPOINTMENT OF JEFF WALDEN AS BUSINESS REPRESENTATIVE OF THE BOROUGH OF WILDWOOD CREST TO SERVE ON THE URBAN ENTERPRISE ZONE FOR A ONE-YEAR TERM EXPIRING DECEMBER 31, 2020

WHEREAS, it is the desire of the Board of Commissioners of the Borough of Wildwood Crest to re-appoint JEFF WALDEN as Business Representative of the Borough of Wildwood Crest to serve on the Urban Enterprise Zone commencing January 1, 2019 and expiring December 31, 2020.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest that JEFF WALDEN is hereby re-appointed as Business Representative of the Borough of Wildwood Crest to serve on the Urban Enterprise Zone commencing January 1, 2020 and expiring December 31, 2020.

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

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

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 2020-45
RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING THE RE-APPOINTMENT OF NICHOLAS HOLLAND AS AN EMPLOYEE MEMBER OF THE WELLNESS COMMITTEE OF THE BOROUGH OF WILDWOOD CREST FOR CY 2020

WHEREAS, it is the desire of the Board of Commissioners of the Borough of Wildwood Crest to re-appoint NICHOLAS HOLLAND as an Employee Member of the WELLNESS COMMITTEE of the Borough of Wildwood Crest commencing January 1, 2020 and expiring December 31, 2020.

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, 2020.

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

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

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 2020-46

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING THE RE-APPOINTMENT OF PATRICIA FEKETICS AS AN EMPLOYEE MEMBER OF THE WELLNESS COMMITTEE OF THE BOROUGH OF WILDWOOD CREST FOR CY 2020

WHEREAS, it is the desire of the Board of Commissioners of the Borough of Wildwood Crest to re-appoint PATRICIA FEKETICS as an Employee Member of the WELLNESS COMMITTEE of the Borough of Wildwood Crest commencing January 1, 2020 and expiring December 31, 2020.

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, 2020.

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

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

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 2020-47

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING THE RE-APPOINTMENT OF LAURA FARRELL AS AN EMPLOYEE MEMBER OF THE WELLNESS COMMITTEE OF THE BOROUGH OF WILDWOOD CREST FOR CY 2020

WHEREAS, it is the desire of the Board of Commissioners of the Borough of Wildwood Crest to re-appoint LAURA FARRELL as an Employee Member of the WELLNESS COMMITTEE of the Borough of Wildwood Crest commencing January 1, 2020 and expiring December 31, 2020.

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, 2020.

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

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

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 2020-48

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 2020

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, 2020 and expiring December 31, 2020.

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, 2020.

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

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

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 2020-49

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING THE RE-APPOINTMENT OF ZACHARY RUFFO AS A MEMBER OF THE WELLNESS COMMITTEE OF THE BOROUGH OF WILDWOOD CREST FOR CY 2020

WHEREAS, it is the desire of the Board of Commissioners of the Borough of Wildwood Crest to re-appoint ZACHARY RUFFO as a Member of the WELLNESS COMMITTEE of the Borough of Wildwood Crest commencing January 1, 2020 and expiring December 31, 2020.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest that ZACHARY RUFFO 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, 2020.

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

Vote: Gould -- Thompson -- Cabrera – Yes

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 2020-50

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 2020

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, 2020 and expiring December 31, 2020.

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, 2020.

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

Vote: Gould -- Thompson -- Cabrera – Yes

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 2020-51

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 2020

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, 2020 and expiring December 31, 2020.

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, 2020.

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

Vote: Gould -- Thompson -- Cabrera – Yes

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 2020-52

A RESOLUTION AUTHORIZING CONTRACTS WITH CERTAIN APPROVED STATE CONTRACT VENDORS FOR CY2020

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 Contract vendors; and

WHEREAS, the Borough of Wildwood Crest may enter into contractual agreements with the attached referenced State 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 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 Contract Vendors shall be from January 1, 2020 and continuing through December 31, 2020 or until the expiration of the referenced vendor's New Jersey State Contract, whichever shall occur first.

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

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

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 2020-53

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, the Local Fiscal Affairs Law, 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.

NOW THEREFORE BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May and State of New Jersey, that 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, 2020 to December 31, 2020.

BE IT FURTHER RESOLVED that 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, non-military watercraft/boats, 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 Wildwood Crest Police Department, 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

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.

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

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.

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, 2020 to December 31, 2020.

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

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 2020-54

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING RELEASE OF ESCROW FUNDS IN THE AMOUNT OF \$430.00 IN CONJUNCTION WITH APPLICATION # SO18-1004

WHEREAS, the Wildwood Crest Construction Official has received written approval from the Borough Engineer, DeBlasio & Associates, on November 21, 2019 to refund escrow to Garden State General Construction, Inc. for Street Opening Permit #SO18-1004, Block 188/Lot 14.02; and

WHEREAS, the Wildwood Crest Construction Official has confirmed that all Borough Engineer billings related to Street Opening Application #SO18-1004 are complete; and

WHEREAS, Garden State General Construction, Inc., 8 Clermont Drive, Clermont, NJ 08210 made an escrow payment of \$1,000.00 to the Borough of Wildwood Crest on October 23, 2018 for Street Opening Permit for location 9405 Seaview Avenue, Block 188/Lot 14.02 and has requested return of the unused escrow balance; and

WHEREAS, the escrow used totaled \$570.00 and the Borough of Wildwood Crest Construction Official is recommending the return of the unused escrow fee of \$430.00.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, in the County of Cape May, New Jersey, that the return of the balance of the unused escrow account in the amount of \$430.00 to Garden State General Construction, Inc., 8 Clermont Drive, Clermont, NJ 08210 be and hereby is approved.

BE IT FURTHER RESOLVED that the Chief Financial Officer is hereby authorized to return the balance of the unused escrow account in the amount of \$430.00 to Garden State General Construction, Inc., 8 Clermont Drive, Clermont, NJ 08210.

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

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 2020-55

RESOLUTION AUTHORIZING SUPPORT OF RE-CERTIFICATION OF APPLICATION TO THE UNITED STATES COAST GUARD FOR OFFICIAL DESIGNATION OF WILDWOOD CREST AS “A COAST GUARD COMMUNITY”

WHEREAS, the Board of Commissioners of the Borough of Wildwood Crest passed Resolution No. 1004-13, dated April 24, 2013, which authorized Support of Application to the United States Coast Guard for Official Designation of Wildwood Crest as “A Coast Guard Community;” and

WHEREAS, the United States Congress, through federal legislation, has enabled the United States Coast Guard to designate a community having a special relationship with the Coast Guard as a “Coast Guard Community;” and

WHEREAS, local Coast Guard command is empowered to recommend that the “Coast Guard Community” designation be awarded to a surrounding city, county or other jurisdictional entity that meets rigorous application standards, with only 14 communities across the nation having received such designation; and

WHEREAS, the residents of Cape May County and the Borough of Wildwood Crest have enjoyed a unique relationship with Coast Guard personnel and their families for nearly a century, by virtue of, among other things, the Coast Guard’s ownership and maintenance of properties in municipalities throughout the County; and

WHEREAS, most notably, since as early as 1917 the Coast Guard has had a presence at what has grown into the 352-acre site in Cape May City, County of Cape May, now known as Training Center Cape May, or “TRACEN;” and

WHEREAS, Coast Guard personnel and their families reside both in on-base housing in Cape May City and in private housing located in municipalities throughout the County, including the Borough of Wildwood Crest, which, by virtue of its unique geographic configuration as a peninsula surrounded by water, is comprised of 16 contiguous municipalities whose economic, social and civic structures are closely interdependent; and

WHEREAS, Coast Guard families and non-Coast Guard families interact with and support one another on a daily basis in all aspects of community living; and

WHEREAS, the Coast Guard presence at TRACEN today includes over 1,160 total military and civilian personnel working at the base, providing recruit training for all entry-level recruits entering the Coast Guard service

and graduating an average of more than 2,300 recruits yearly, in addition to providing officer training and education, vessel support, air/sea rescue, investigative services, communication facilities, and homeland security services, all in furtherance of the continuous coastal patrol and defense of our nation; and

WHEREAS, Coast Guard personnel and their families also welcome over 41,000 additional guests and visitors annually into Cape May County; and

WHEREAS, Wildwood Crest residents and businesses have a longstanding history of recognizing and supporting their Coast Guard neighbors, and wish to formalize their continuing commitment to these men, women and children and make known to the public their commitment by attaining the designation of “Coast Guard Community;” and

WHEREAS, the Borough of Wildwood Crest joins with the County of Cape May and the City of Cape May in support to Re-Certify the “Coast Guard Community” Designation.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May and State of New Jersey, that;

1. The above recitals are incorporated herein by reference;
2. Upon adoption of this Resolution, the Mayor and Borough Clerk are hereby authorized and directed to execute any and all documents necessary and appropriate to join efforts with the County of Cape May and the City of Cape May to complete an application for Re-Certification for regional designation by the United States Coast Guard as an official “Coast Guard Community;” and
3. The Borough of Wildwood Crest affirms its lengthy and honored relationship with the United States Coast Guard, and pledges to continue its long history of full and unwavering support for Coast Guard personnel and their families.

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

Vote: Gould -- Thompson -- Cabrera – Yes

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 2020-56

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 CY2020

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, 2020 to any political committee or candidate through the term of this contract. Said term shall expire December 31, 2020; and

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

Account Number(s) _____ Amount _____ Signature _____

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

1. The above recital paragraphs are incorporated herein as if set forth at length.
2. That the Mayor and Borough Clerk be and they are hereby authorized, instructed, and empowered to execute the attached agreement with **TRIAD ASSOCIATES**, who shall be compensated by voucher at the agreed upon hourly rates, **not to exceed \$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.

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

Vote: Gould -- Thompson -- Cabrera – Yes

BILLS: N/A

CORRESPONDENCE :

Mayor Cabrera added he received a recent correspondence about the Newark Avenue Park and indicated that Crest Memorial has a license agreement to lease the field through April 9, 2020 and that the long term use was still undecided and a recreational area was not ruled out. He indicated the Borough may apply to Open Space.

PUBLIC COMMENTS:

Dennis Travascio, 112 E. Louisville Avenue, inquired about Resolution #3, designating newspapers, and he was informed that the Herald of Cape May County and The Press of AC are the official newspapers of the Borough and either can be used.

Mr. Travascio then inquired about the Introduced Ordinance and that he would like to see them on the website so they can be reviewed. The Clerk indicated that normally the introduced ordinances are available at the meeting and it was an oversight.

Mayor Cabrera then added Happy New Year to all.

DISCUSSION:

NEW BUSINESS:

-Welcome to New Businesses – Residents Program: Mayor Cabrera wanted to introduce a “feel good” program to welcome new businesses and residents and to send something like a magnet or other item with their letter from the tax office.

-Marriages: Mayor Cabrera wanted something similar to those couples that get married here in Wildwood Crest to have a memento as well.

OLD BUSINESS:

-Dune / Fishing Pier (USACE)- Will have something at first meeting in February.

-Tents on the beach/ Smoking on the beach: On Going.

-Parking in front of Leader Printers: On Going.

-Draft Ordinance for Ch. 63 Sidewalks: On Going.

-Sunset Lake Bathroom: On Going.

-Parking for RVs: Draft ordinance in circulation.

-Old Library- N/A

-Faux Lawn→ to Green Team and Planning Board: No comments yet from Green Team or Planning Board.

-Referendum permitting one consumption liquor license in business zone- N/A

-Motels / Dogs on Beach: Waiting to hear back from Zoning Board.

PUBLIC COMMENTARY:

Nancy Pietropaoli, 6002 Seaview Avenue, inquired about possible referendum and if there were any developments and she was informed there has been no movement.

Lastly, Commissioner Thompson informed everyone that Chief McGrath has retired and that Captain Lloyd is Officer in Charge and congratulated him.

Hearing nothing further from the public, Mrs. Gould motioned, seconded by Mr. Thompson that the meeting be adjourned. All were in favor and the time was 9:46 a.m.

Dated: January 22, 2020

Patricia A. Feketics, Borough Clerk

