

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

October 15, 2024

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

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

Schiff - Franco – Cabrera - YES

Mr. Cabrera read the following statement: In compliance with the Open Public Meetings 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 CHANGE OF MEETING DATE AND TIME NOTICE on the bulletin board in Borough Hall, and by mailing and emailing same to the Herald of Cape May County and the Press of Atlantic City on September 27, 2024.

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

Mr. Franco motioned, Mr. Schiff seconded that Ordinance No. 1437 be placed on second reading and final passage by title only.

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING ORDINANCE BY TITLE:

ORDINANCE NO. 1437
ORDINANCE AMENDING AND SUPPLEMENTING
CHAPTER 56A RENTAL PROPERTIES, SECTION 56A-2
DEFINITIONS, SECTION 56A-15(A)(2)(c) AND 56A-20
REDUCING THE NUMBER OF COMPLAINTS REQUIRED
FOR REVOCATION OR SUSPENSION OF LICENSE, AND
CREATING SECTION 56A-12.1 OCCUPANCY
LIMITATIONS FOR RENTAL UNITS

Mr. Franco motioned and Mr. Schiff seconded that a public hearing be held on Ordinance No. 1437.

Vote: Schiff - Franco – Cabrera – YES

After hearing nothing from the public, Mr. Franco motioned and Mr. Schiff seconded that the public hearing on Ordinance No. 1437 now be closed.

Vote: Schiff - Franco – Cabrera – YES

Mr. Franco motioned and Mr. Schiff seconded that Ordinance No. 1437 be passed on second and final reading and advertised according to law.

Vote: Schiff - Franco – Cabrera – YES

Mr. Franco motioned, Mr. Cabrera seconded that Ordinance No. 1438 be placed on second reading and final passage by title only.

Vote: Schiff - ABSTAIN Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING ORDINANCE BY TITLE:

ORDINANCE NO. 1438
ORDINANCE AMENDING, SUPPLEMENTING, AND RESTATING
CHAPTER 53 – POLICE DEPARTMENT – ARTICLE I,
ESTABLISHMENT OF THE CODE OF THE BOROUGH OF
WILDWOOD CREST

Mr. Franco motioned and Mr. Cabrera seconded that a public hearing be held on Ordinance No. 1438.

Vote: Schiff - Franco – Cabrera – YES

After hearing nothing from the public, Mr. Franco motioned and Mr. Schiff seconded that the public hearing on Ordinance No. 1438 now be closed.

Vote: Schiff - Franco – Cabrera – YES

Mr. Franco motioned and Mr. Schiff seconded that Ordinance No. 1438 be passed on second and final reading and advertised according to law.

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 24-288

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING THE SUBMISSION OF AN APPLICATION TO THE NEW JERSEY URBAN ENTERPRISE ZONE AUTHORITY FOR ENTERPRISE ZONE ASSISTANCE FUNDS FOR ADMINISTRATION OF THE URBAN ENTERPRISE ZONE PROGRAM FOR FISCAL YEAR ENDING JUNE 30, 2025

WHEREAS, N.J.S.A. 52:27H.88 creates an Enterprise Zone Assistance Fund to be held by the State Treasurer on behalf of qualifying municipalities, of which the Borough of Wildwood Crest is recognized, which shall be a repository of all monies required to be deposited therein and disbursed in the amounts necessary to fulfill the purposes of the UEZ Authority, N.J.S.A. 52:27H 60 et seq.; and

WHEREAS, N.J.S.A. 52:27H-88b permits a municipality to utilize 10% of the amount annually credited to its Enterprise Zone Assistance Fund for administrative expenses incurred in furtherance of the mission of the New Jersey Urban Enterprise Zone Authority; and

WHEREAS, in order to adequately provide for the proper administration of qualified economic development projects in designated enterprise zones within the Borough of Wildwood Crest by funding qualified assistance fund expenses, the Board of Commissioners finds it to be in the best interest of the Borough of Wildwood Crest and in furtherance of the goals set forth in N.J.S.A. 52:27H-60 et seq. to request and utilize available monies being held by the State Treasurer for **FY2025 UEZ Administrative Budget** in the amount **not to exceed \$7,519.00**.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Borough of Wildwood Crest that said Board does hereby authorize and direct the submission of a proposal to the New Jersey Urban Enterprise Zone Authority for use of Enterprise Zone Assistance Funds in the amount of \$7,519.00 credited in FY2025 being held on behalf of the Borough of Wildwood Crest for administrative expenses necessary to fulfill the purposes of N.J.S.A. 52:27H-60 et seq.

BE IT FURTHER RESOLVED that the persons whose names, titles, and signatures appear below or their successors in said titles are authorized to sign any agreement connected with this funding and any other documents necessary in connection therewith.

Mr. Schiff motions, and Mr. Franco seconds that the foregoing resolution be adopted. Prior to the vote, Mr. Franco asked for clarification and the Administrator indicated that this only authorized the 10% administrative fee.

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 24-289

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING APPROVAL OF NEGATIVE CHANGE ORDER NO. 1- FINAL CAPE MAY COUNTY OPEN SPACE PROGRAM -CREST ARTS PAVILION SITE IMPROVEMENTS

WHEREAS, **Fred M. Schiavone Construction, Inc.** PO Box 416, Malaga, NJ 08328 was awarded the contract known as **CAPE MAY COUNTY OPEN SPACE PROGRAM- CREST ARTS PAVILION SITE IMPROVEMENTS (EXTERIOR)** via Resolution No. 24-34 on January 2, 2024 for (\$1,288,750.00); and

WHEREAS, Borough Engineer Marc DeBlasio of DeBlasio & Associates has reviewed the As-Built Quantity Adjustments and approves Negative Change Order No 1 – **CAPE MAY COUNTY OPEN SPACE PROGRAM- CREST ARTS PAVILION SITE IMPROVEMENTS (EXTERIOR)** with a decrease amount of \$27,481.67 and revising the Contract Price for the Borough of Wildwood Crest’s to \$1,261,268.33.

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

1. The above recital paragraphs are incorporated herein as if set forth at length.
2. That said Negative Change Order No. 1- decreasing the total contract amount by \$27,481.67 and revising the Contract Price for the Borough of Wildwood Crest’s to \$1,261,268.33is hereby approved.
3. That the Mayor and Borough Clerk of the Borough of Wildwood Crest are hereby authorized and directed to execute and attest said Change Order documents on behalf of the Borough of Wildwood Crest.

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

Vote: Schiff - Franco – Cabrera – YES

Mr. Franco motioned and Mr. Cabrera seconded that Ordinance No. 1438 be passed on second and final reading and advertised according to law.

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 24-290

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST DESIGNATING TRICK OR TREAT HOURS ON OCTOBER 31, 2024 FROM 5:00-7:00 PM

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners of the Borough of Wildwood Crest, in the County of Cape May, New Jersey, hereby determines that TRICK OR TREAT shall be observed in the Borough of Wildwood Crest on Tuesday, OCTOBER 31, 2024 BETWEEN THE HOURS OF 5:00 P.M. AND 7:00 P.M.

BE IT FURTHER RESOLVED that the Board of Commissioners of the Borough of Wildwood Crest urges all to follow COVID-19 protocols, including but not limited to wearing a face covering in accordance with CDC guidelines, practicing social distancing, carrying and using hand sanitizer, and being respectful of those who choose not to participate.

BE IT FURTHER RESOLVED that the Board of Commissioners of the Borough of Wildwood Crest acknowledges Trick or Treat involvement is optional and neither encourages nor discourages participation.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 24-291

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST EXERCISING OPTION TO EXTEND FINAL ONE YEAR EXTENSION OF CONTRACT FOR SUNBRELLA INC. DBA BILLY'S BEACH SERVICE FOR BEACH CONCESSION LOCATIONS FOR BEACH UMBRELLAS, BEACH CHAIRS, FLOTATION DEVICES AND SALE OF BOTTLED WATER

WHEREAS, on November 18, 2020, the Borough of Wildwood Crest authorized Resolution No. 2020-322 for the award of Beach Concession Locations for Beach Umbrellas, Beach Chairs, Flotation Devices and Sale of Bottled Water; and

WHEREAS, the aforementioned Agreement expires on December 31, 2023; and

WHEREAS, the aforementioned Agreement provides for that the Borough, in its sole and absolute discretion, shall have the right, but no obligation, to grant up to two (2) one-year extensions of the initial Term by resolution of the Board of Commissioners upon a finding that the concession services are being performed in an effective and efficient manner; and

WHEREAS, the Board of Commissioners hereby determines and finds that the concession services have been performed in an effective and efficient manner; and

WHEREAS, Sunbrella, Inc DBA Billy's Beach Service bid and paid an aggregate amount of \$125,400 over the three-year contract, which amounts to \$41,800 per year; and

WHEREAS, the governing body authorized Resolution No. 23-268 on October 4, 2023 to grant a one year extension at the agreed price of \$41,800.00 for 2024; and

WHEREAS, the Board of Commissioners of the Borough of Wildwood Crest desires to exercise its right to grant the final one-year extension of this Agreement with \$41,800.00 being paid on or before June 15, 2025.

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. All of the statements of the preamble are repeated and incorporated herein by this reference thereto as though the same were set forth at length.
2. By this Resolution, the Borough of Wildwood Crest hereby does exercise its right to grant final one-year extension as provided for the in the aforementioned Agreement.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 24-292
**RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF
WILDWOOD CREST EXERCISING OPTION TO EXTEND FINAL ONE YEAR
EXTENSION OF CONTRACT FOR WC ICE CREAM, INC. FOR BEACH CONCESSION
AT APPROVED LOCATIONS FOR SALE OF ICE CREAM / ICE CREAM PRODUCTS**

WHEREAS, on November 18, 2020, the Borough of Wildwood Crest authorized Resolution No. 2020-321 for the award of Beach Concession at Approved Locations for Sale of Ice Cream / Ice Cream Products; and

WHEREAS, the aforementioned Agreement expires on December 31, 2023; and

WHEREAS, the aforementioned Agreement provides for that the Borough, in its sole and absolute discretion, shall have the right, but no obligation, to grant up to two (2) one-year extensions of the initial Term by resolution of the Board of Commissioners upon a finding that the concession services are being performed in an effective and efficient manner; and

WHEREAS, the Board of Commissioners hereby determines and finds that the concession services have been performed in an effective and efficient manner; and

WHEREAS, WC Ice Cream, Inc. bid and paid an aggregate amount of \$306,000 over the three-year contract, which amounts to \$102,000 per year; and

WHEREAS, the governing body authorized Resolution No. 23-267 on October 4, 2023 to grant a one year extension at the agreed price of \$102,000 for 2024; and

WHEREAS, the Board of Commissioners of the Borough of Wildwood Crest desires to exercise its right to grant the final one-year extension of this Agreement with \$102,000.00 being paid on or before June 15, 2025.

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. All of the statements of the preamble are repeated and incorporated herein by this reference thereto as though the same were set forth at length.
2. By this Resolution, the Borough of Wildwood Crest hereby does exercise its right to grant the final one-year extension as provided for the in the aforementioned Agreement.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 24-293
**RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF
WILDWOOD CREST EXERCISING OPTION TO EXTEND FINAL ONE YEAR
EXTENSION OF CONTRACT FOR OCEAN OUTFITTERS / O2, INC. FOR BEACH
CONCESSION AT APPROVED LOCATIONS FOR OCEAN SURF CAMP AND WATER
SAFETY INSTRUCTION PROGRAM**

WHEREAS, on November 18, 2020, the Borough of Wildwood Crest authorized Resolution No. 2020-323 for the award of Beach Concession at Approved Locations for Ocean Surf Camp and Water Safety Instruction Program; and

WHEREAS, the aforementioned Agreement expires on December 31, 2023; and

WHEREAS, the aforementioned Agreement provides for that the Borough, in its sole and absolute discretion, shall have the right, but no obligation, to grant up to two (2) one-year extensions of the initial Term by resolution of the Board of Commissioners upon a finding that the concession services are being performed in an effective and efficient manner; and

WHEREAS, the Board of Commissioners hereby determines and finds that the concession services have been performed in an effective and efficient manner; and

WHEREAS, Ocean Outfitters / O2, Inc. bid and paid an aggregate amount of \$18,500 over the three-year contract, which amounts to \$6,166.67 per year; and

WHEREAS, the governing body authorized Resolution No. 23-266 on October 4, 2023 to grant a one year extension at the agreed price of \$6,166.67 for 2024; and

WHEREAS, the Board of Commissioners of the Borough of Wildwood Crest desires to exercise its right to grant the final one-year extension of this Agreement with \$6,166.67 being paid on or before June 15, 2025.

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. All of the statements of the preamble are repeated and incorporated herein by this reference thereto as though the same were set forth at length.

2. By this Resolution, the Borough of Wildwood Crest hereby does exercise its right to grant the final one-year extension as provided for the in the aforementioned Agreement.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 24-294

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST EXERCISING OPTION TO EXTEND FINAL ONE YEAR EXTENSION OF CONTRACT FOR BIG TIME VENDING FOR SUPPLY, INSTALLATION, SERVICING AND MAINTENANCE OF VENDING MACHINES 2021-2023

WHEREAS, on April 28, 2021 the Borough of Wildwood Crest authorized Resolution No. 21-147 for the award of Supply, Installation, Servicing and Maintenance of Vending Machines 2021-2023; and

WHEREAS, the aforementioned Agreement expires on December 31, 2023; and

WHEREAS, the aforementioned Agreement provides for that the Borough, in its sole and absolute discretion, shall have the right, but no obligation, to grant up to two (2) one-year extensions of the initial Term by resolution of the Board of Commissioners upon a finding that the concession services are being performed in an effective and efficient manner; and

WHEREAS, the Board of Commissioners hereby determines and finds that the concession services have been performed in an effective and efficient manner; and

WHEREAS, Big Time Vending bid and paid an aggregate amount of \$18,503 over the three-year contract, which amounts to \$6,167.67 per year; and

WHEREAS, the governing body authorized Resolution No. 23-269 on October 4, 2023 to grant a one year extension at the agreed price of \$6,167.67 for 2024; and

WHEREAS, the Board of Commissioners of the Borough of Wildwood Crest desires to exercise its right to grant the final one-year extension of this Agreement with \$6,167.67 being paid on or before June 15, 2025.

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. All of the statements of the preamble are repeated and incorporated herein by this reference thereto as though the same were set forth at length.

2. By this Resolution, the Borough of Wildwood Crest hereby does exercise its right to grant the final one-year extension as provided for the in the aforementioned Agreement.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 24-295

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING A CONTRACT AWARD FOR A COMMUNITY DEVELOPMENT CONSULTANT

WHEREAS, the Board of Commissioners of the Borough of Wildwood Crest has determined that there exists the need for the “Extraordinary Unspecifiable Services” of a firm to be retained by the Borough for Community Development Consultant for the performance of duties associated therewith, and more specifically to make application for and administration of a Department of Community Affairs Small Cities Fiscal Year 2025 grant; and

WHEREAS, the Borough Clerk received a proposal from Mark Blauer of Blauer Associates, Inc. which was forwarded to a review committee consisting of the Borough Administrator, Municipal Clerk, Chief Financial Officer, Borough Solicitor and Mayor; and

WHEREAS, the Review Committee has reviewed the proposal form Mark Blauer of Blauer Associates, Inc. that was submitted and has recommended that the proposal of Mark Blauer of Blauer Associates, Inc. meets the Borough’s needs and that Blauer Associates, Inc. has the professional credentials and abilities to perform the services required of the subject contract; and

WHEREAS, under the Local Public Contracts Law, N.J.S.A. 40A:11-1, et. seq., the subject contract would be also be a contract for extraordinary unspesifiable 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 Review Committee has forwarded its recommendation to the Board of Commissioners; and

WHEREAS, the Commissioners of the Borough of Wildwood Crest concur with the Review Committee's recommendation awarding the contract to Blauer Associates, Inc. to make application to the State of New Jersey Department of Community Affairs, Small Cities Community Development Block Grant Program as described 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, 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, instructed, and empowered to execute a Contract with Blauer Associates, Inc., as Community Development Consultant for a term of one (1) year, which contract shall provide for a fee of \$1,800.00 for the submission of any authorized grant application and administrative fees to be paid from the proceeds of any grant funds realized; all of which is more fully described in the attached agreement which is made a part hereof by reference as if fully set forth.
3. That a Notice of Award shall be published in *The Herald of Cape May County* as required by law within ten (10) days of passage of this Resolution, which notice shall state that this Resolution and the contract are on file and available for public inspection in the office of the Borough Clerk.

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

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 24-296

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST IDENTIFYING SMALL CITIES FAIR HOUSING OFFICER

WHEREAS, the Borough of Wildwood Crest is applying for a Fiscal Year 2025 Small Cities Community Development Block Grant in an amount not to exceed \$400,000 from the New Jersey Department of Community Affairs for financial assistance to remove mobility barriers at the Joseph Von Savage Memorial Pool restrooms in order to comply with the Americans with Disabilities Act (ADA); and

WHEREAS, the Borough of Wildwood Crest must make efforts to affirmatively further fair housing; and

WHEREAS, the Borough of Wildwood Crest has reviewed various actions that would be acceptable to the New Jersey State Department of Community Affairs and the U.S. Department of Housing and Urban Development; and

WHEREAS, the Borough of Wildwood Crest has made assurances in the grant agreement that;

1. It will comply with the Housing and Community Development Act of 1974, as amended, and regulations issued thereto; and
2. It will comply with the Civil Rights Act of 1964, and the regulations issued pursuant thereto; and
3. It will comply with the Fair Housing Act of 1968 and will affirmatively further fair housing; and
4. It will comply with the Age Discrimination Act of 1975 and with the Rehabilitation Act of 1973.

NOW, THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the Borough of Wildwood Crest, that the Municipal Clerk shall be designated as the Small Cities Program Fair Housing Compliance Officer for the Borough of Wildwood Crest; and

BE IT FURTHER RESOLVED, that the Fair Housing Officer shall contact the US HUD Regional Office of Housing and Equal Opportunity and the NJ Division on Civil Rights, inform those agencies of his/her appointment as Fair Housing Officer and request Fair Housing Information; and

BE IT FURTHER RESOLVED, that the Fair Housing Officer shall provide fair housing advisory services and assistance and referral advice to persons requesting such assistance from the Borough of Wildwood Crest; and

BE IT FURTHER RESOLVED, that the Borough of Wildwood Crest will publish in the local newspaper of record and post at the Borough Municipal Building a public notice announcing the appointment of the Fair Housing Officer and the availability of local fair housing advisory services.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 24-297

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST APPROVING PUBLIC FACILITIES GRANT MANAGEMENT PLAN

WHEREAS, the Borough of Wildwood Crest will apply for \$400,000 in Fiscal Year 2025 CDBG funds to remove mobility barriers at the Joseph Von Savage Memorial Pool restrooms in order to comply with the Americans with Disabilities Act (ADA); and

WHEREAS, the New Jersey Department of Community Affairs requires Wildwood Crest Borough to prepare a Grant Management Plan to define project staffing and project activities; and

WHEREAS, the New Jersey Department of Community Affairs requires Wildwood Crest Borough to officially adopt its Grant Management Plan; and

WHEREAS, the Borough has prepared a Grant Management Plan for its Fiscal Year 2025 Public Facilities project.

NOW, THEREFORE BE IT RESOLVED, that the Borough Commissioners of the Borough of Wildwood Crest adopts the Grant Management Plan prepared by Blauer Associates for the Fiscal Year 2025 Public Facilities project.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 24-298

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING GRANT APPLICATION SUBMISSION

WHEREAS, the Borough of Wildwood Crest desires to apply for and obtain a grant from the New Jersey Department of Community Affairs for an amount not to exceed \$400,000 to remove mobility barriers at the Joseph Von Savage Memorial Pool restrooms in order to comply with the Americans with Disabilities Act (ADA) and will enter into a grant agreement for said grant if approved.

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

1. That the Borough of Wildwood Crest does hereby authorize the application for such a grant.
2. The Borough of Wildwood Crest recognizes and accepts that the Department may offer a lesser or greater amount and therefore, upon receipt of the grant agreement from the New Jersey Department of Community Affairs, does further authorize the execution of any such grant agreement; and also, upon receipt of the fully

executed agreement from the Department, does further authorize the expenditure of funds pursuant to the terms of the agreement between the Borough of Wildwood Crest and the New Jersey Department of Community Affairs.

3. That the persons whose names, titles, and signatures appear below are authorized to sign the application, and that they or their successors in said titles are authorized to sign the agreement, and any other documents necessary in connection therewith:

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

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 24-299

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST ADOPTING A STATE MODEL CITIZEN PARTICIPATION PLAN FOR DCA SMALL CITIES PROGRAM

WHEREAS, the Borough of Wildwood Crest is an applicant for a Department of Community Affairs Fiscal Year 2025 Small Cities Community Development Project for an amount not to exceed \$400,000 to remove mobility barriers at the Joseph Von Savage Memorial Pool restrooms in order to comply with the Americans with Disabilities Act (ADA) and will enter into a grant agreement for said grant if approved; and

WHEREAS, that grant agreement will require the Borough of Wildwood Crest to comply with all federal regulations with respect to citizen participation; and

WHEREAS, the Borough of Wildwood Crest has reviewed the State Model Citizen Participation Plan prepared for Small Cities CDBG grantees.

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

1. The State Model Citizen Participation Plan developed by the New Jersey Department of Community Affairs, Small Cities CDBG is adopted by the Borough of Wildwood Crest; and
2. The Borough of Wildwood Crest will follow all regulations set forth in that document throughout the term of the grant agreement cited above.

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

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 24-300

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING A SERVICE AGREEMENT WITH POWER DMS FOR PUBLIC SAFETY POLICY MANAGEMENT SOFTWARE AND AUTHORIZING THE MAYOR TO SIGN AGREEMENT

WHEREAS, the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey, that an agreement with POWER DMS be and the same is hereby authorized and approved effective the date of the attached Service Agreement, for the express purpose of enabling said POWER DMS to provide policy management software and services to the Borough of Wildwood Crest for the sole purpose of recruiting, training, equipping, and protecting public safety employees; 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 the Municipal Clerk are hereby authorized 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 above from the CFO.

3. That a Notice of Award 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, which notice shall state that this Resolution and the contract are on file and available for public inspection in the office of the Borough Clerk.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 24-301

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING THE CHIEF FINANCIAL OFFICER TO VOID CERTAIN CHECKS ISSUED FROM THE BOROUGH DISBURSEMENT ACCOUNT

BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey, that the Chief Financial Officer be and is hereby authorized to void the following checks/charges issued against Borough of Wildwood Crest Disbursement Account at Crest Savings Bank (Acct. No. 990199838):

<u>Check #</u>	<u>Check Date</u>	<u>Amount</u>
54361	11/23/2022	85.00
54658	1/26/2023	10.40
54026	9/7/2022	1500.00
TOTAL AUTHORIZED TO BE VOIDED		<u>\$ 1,595.40</u>

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 24-302

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING THE ESTABLISHMENT OF A HEALTH REIMBURSEMENT ARRANGEMENT PLAN

WHEREAS, the Commissioners of the Borough of Wildwood Crest in an effort to reduce costs for the Borough and its employees as related to the offering of health benefits has contracted with the Difference Card which is a health reimbursement card. The IRS under Code Section 105 requires a HRA Plan be in place to administer the plan; and

WHEREAS, the form of the Borough of Wildwood Crest Health Reimbursement Arrangement (hereinafter “Plan”), effective January 1, 2025, presented as Attachment A is hereby approved and adopted, and that the Mayor and the Borough Clerk are hereby authorized and directed to execute and deliver to the Administrator of said Plan; and

WHEREAS, the Administrator shall be instructed to take such actions that the Administrator deems necessary and proper in order to implement the Plan, and to set up adequate accounting and administrative procedures for the provision of benefits under the Plan.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, in the County of Cape May and State of New Jersey, that said Plan be approved and executed as well as distributed to all employees.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 24-303

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING THE APPOINTMENT OF NATALIE DEFELICE TO THE WILDWOOD CREST RECREATION COMMISSION TO FILL A VACANCY WITH TERM EXPIRING DECEMBER 31, 2025

WHEREAS, it is the desire of the Board of Commissioners of the Borough of Wildwood Crest to appoint NATALIE DEFELICE as a member of the RECREATION COMMISSION of the Borough of Wildwood Crest to fill a vacancy commencing immediately and expiring December 31, 2025.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest that NATALIE DEFELICE is hereby appointed as a member of the RECREATION COMMISSION of the Borough of Wildwood Crest for a term commencing immediately and expiring December 31, 2025.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 24-304

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING APPLICATION SUBMISSION FOR CAPE MAY COUNTY DIVISION OF CULTURE & HERITAGE -NJ COUNCIL ON THE ARTS RE-GRANTING PROGRAM

WHEREAS, the Borough of Wildwood Crest desires to apply for and obtain a grant from the Cape May County Division of Culture & Heritage – NJ Council on the Arts Re-Granting Program for GENERAL PROGRAMMING SUPPORT in order to offset the expense of presenting major, on-going arts programs and will enter into a grant agreement for said grant if approved.

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

1. That the Borough of Wildwood Crest does hereby authorize the application for said grant.
2. The Borough of Wildwood Crest authorizes the execution of any such grant agreement.

BE IT FURTHER RESOLVED, that the persons whose names, titles, and signatures appear below are authorized to sign the application, and that they or their successors in said titles are authorized to sign the agreement to sign the agreement, and any other documents necessary in connection therewith:

(signature)

Don Cabrera
(typed name)

Mayor
(title)

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

(signature)

Patricia A. Feketics
(typed name)

Municipal Clerk
(title)

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 24-305

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING CHANGE ORDER NO. 1 – FOR THE EXPENDITURE TO PURCHASE INSTALLATION OF ROOFS TO BOROUGH BUILDINGS PROJECT #5058710 UNDER THE ESCNJ COOPERATIVE PURCHASING PROGRAM FOR THE PUBLIC WORKS DEPARTMENT

WHEREAS, the Board of Commissioners passed Resolution No. 24-180 on June 5, 2024 which authorized the Expenditure to Purchase Installation of Roofs to Borough Buildings Project #5058710, #5059725 and #5059726 Under the ESCNJ Cooperative Purchasing Program for the Public Works Department for \$1,050,000.00 and was awarded to Weatherproofing Technologies, Inc. 3735 Green Road, Beachwood, OH 44122; and

WHEREAS, the Engineer for the project has reviewed the request for Removal of existing below deck insulation and installing new white R10 VRR+ insulation between roof purlins and approves Change Order No 1 – with an increase amount of \$84,197.45 to PROJECT # 5058710 and revising the Contract Price for the Borough of Wildwood Crest’s to \$852,724.86; and

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

Account Number: _____ Amount: \$84,197.45 Signature: _____

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

1. That the above recital paragraphs are incorporated herein by reference as if set forth at length.
2. That said Change Order Number 1- increasing the total contract amount by \$84,197.45 and revising the Contract Price for PROJECT #5058710 the Borough of Wildwood Crest’s to \$852,724.86 is hereby approved.
3. That the Mayor and Borough Clerk of the Borough of Wildwood Crest are hereby authorized and directed to execute and attest said Change Order documents on behalf of the Borough of Wildwood Crest.

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

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 24-306

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST DESIGNATING COMMISSION MEETING DATES AND TIMES FOR YEAR 2025

WHEREAS, the Board of Commissioners of the Borough of Wildwood Crest hereby designates the following dates and times for Commission Meetings for the year 2024, all of which shall take place in the Meeting Room of Municipal Hall at 6101 Pacific Avenue Wildwood Crest, New Jersey 08260:

DATE	TIME
January 2 THURSDAY	9:30 am
January 22	5:00 pm
February 5	9:30 am
February 19	5:00 pm
March 12	9:30 am
March 26	5:00 pm
April 9	9:30 am
April 30	5:00 pm
May 14	9:30 am
May 28	5:00 pm
June 11	9:30 am
June 25	5:00 pm



DATE	TIME
July 9	9:30 am
July 30	5:00 pm
August 13	9:30 am
August 27	5:00 pm
September 10	9:30 am
September 24	5:00 pm
October 8	9:30 am
October 22	5:00 pm
November 6 (Thursday)	9:30 am
November 19	9:30 am
December 3	9:30 am
December 17	9:30 am

NOW, THEREFORE BE IT RESOLVED, by the Board of Commissioners of the Borough of Wildwood Crest, in the County of Cape May and State of New Jersey that the above dates and times are hereby designated Commission dates for the Borough of Wildwood Crest in 2025.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 24-307

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST DESIGNATING OFFICIAL HOLIDAYS FOR YEAR 2025

WHEREAS, the Board of Commissioners of the Borough of Wildwood Crest has designated the following dates for official employee holidays for the year 2025:

HOLIDAY	DATE OBSERVED	DAY
New Year’s Day	January 1, 2025	Wednesday
Martin Luther King, Jr. Day	January 20, 2025	Monday
President’s Day	February 17, 2025	Monday
Good Friday	April 18, 2025	Friday
Memorial Day	May 26, 2025	Monday
Juneteenth	June 19, 2025	Thursday
Independence Day	July 4, 2025	Friday
Labor Day	September 1, 2025	Monday
Columbus Day	October 13, 2025	Monday
Veteran’s Day	November 11, 2025	Tuesday
Thanksgiving Day	November 27, 2025	Thursday
Day After Thanksgiving	November 28, 2025	Friday

Christmas Eve

December 24, 2025

Wednesday

Christmas Day

December 25, 2025

Thursday

NOW, THEREFORE BE IT RESOLVED, by the Board of Commissioners of the Borough of Wildwood Crest, in the County of Cape May and State of New Jersey that the above dates will be observed as holidays by the Borough of Wildwood Crest.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 24-308

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING RELEASE OF ESCROW FUNDS FOR PLANNING BOARD APPLICATION #PB-24-04 IN THE AMOUNT OF \$186.50

WHEREAS, the Wildwood Crest Planning Board Secretary has received approval from the Borough Engineer, DeBlasio & Associates, and Borough Solicitor, Robert T. Belasco, Esquire on October 9, 2024 to refund escrow to Raymond A. Cross for Planning Board Application #PB-24-04, Block 175/Lot 15; and

WHEREAS, the Wildwood Crest Planning Board Secretary has confirmed that all Borough Engineer billings related to Planning Board Application #PB-24-04 are complete; and

WHEREAS, Raymond A. Cross, 123 W. Newark Avenue, Wildwood Crest, NJ 08260 made an escrow payment to the Borough of Wildwood Crest of \$1,000 on April 24, 2024 for Planning Board Application for location 123 W. Newark Avenue, Block 175/Lot 15 and has requested return of the unused escrow balance; and

WHEREAS, the escrow used totaled \$813.50 and the Borough of Wildwood Crest Planning Board Secretary is recommending the return of the unused escrow fee of \$186.50.

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 \$186.50 to Raymond A. Cross, 123 W. Newark Avenue, Wildwood Crest, NJ 08260 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 \$186.50 to Raymond A. Cross, 123 W. Newark Avenue, Wildwood Crest, NJ 08260.

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

Vote: Schiff - Franco – Cabrera – YES

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

Vote: Schiff - Franco – Cabrera – YES

ADMINISTRATOR'S REPORT:

October 15, 2024

Hereford Inlet to Cape May Inlet Beach and Dune Construction

Coastal Engineering in coordination with the US Army Corps continues to work with DeBlasio and Associates on the finalization of the survey exhibit maps required for the easements. Consultants for the Office of Coastal Engineering (OCE) continue to finalize the title searches for the property interests within the project limits in the Borough. Once those searches are completed DeBlasio and Associates should be able to formally finalize the exhibits. The Army Corps' real estate team continues to investigate the LERRD options for the Crest Fishing Pier. They will determine if we are eligible, what is needed from us, and what the next steps are.

New Jersey Avenue

We are currently waiting on the Taylor Design Group to produce the final drawings for the Borough improvements for this project while Triad is completing the informational piece for the public. I spoke to Mike Zumpino last week. He indicated that his staff was coordinating with Scott Taylor to get this done.

Sunset Lake- State Channel Dredging- Phase 2

I requested a meeting with NJDOT's Office of Maritime Resource's new project manager-Jahan Nusrat and her team to discuss Phase II of their 10-year state channel maintenance dredging. I was informed that NJDOT was awaiting the return of Scott Douglas as a consultant to hold this meeting. As soon as I receive a meeting date I will advise.

CAFRA Applications

Special Counsel- Neil Yoskin is working with NJDEP Land Use Compliance to resolve our dune disturbance issue. I will keep you advised.

Bayside Pump Station Flood Mitigation Project

Work is expected to commence on this project in the southern portion of the project shortly. We are currently awaiting some property access agreements from homeowners. The contractor has 417 days to complete from the date of the notice to proceed which was issued on September 9th. Due to manufacturing lead times of approximately 7 months, those street ends only receiving new valves will be completed in the later portion of this project.

We have received word from NJOEM that our FEMA application has been identified for further review. The total Project Cost is \$12,505,050 with a Federal Share (reimbursable) \$9,527,650 and our local share of \$2,977,400. This project includes two pump stations and necessary connective piping work which will alleviate nuisance flooding from Cresse to Rambler. This is excellent news for the Crest. I will keep you updated.

Washington Avenue Flood Mitigation Project

We applied to FEMA for a Flood Mitigation (FMA) grant for this area and also received word that this flood mitigation project application has also been identified for further review. This project cost is estimated to be \$12,698,703. We have been advised that it can take 18-24 months from the time of submission to award and obligate the funds for these projects. Again, great news for the borough.

FY2023 DCA-Small Cities ADA Grant

Final meetings were held with our architect, and we are now ready to bid for the Municipal Building ADA bathroom project. We received a FY2023 DCA Small Cities Grant in the amount of \$342,720. Plans for alternate restroom use will be made.

CMC Local Road Safety Plan (LSRP)

The governing body was provided a copy of the draft LSRP. A public meeting will be held on October 30th from 5-7 pm at the County to present the plan. This meeting is open to the public. During this meeting attendees will have the opportunity to view several display boards to learn about the plan including the proposed projects and behavioral strategies to help achieve the goal of a 50% reduction of fatal and serious injury crashes by 2050. Comment cards will be available to provide input on the draft plan. The final plan will be presented to the County Commissioners for approval in November.

Also, Collier's Engineering submitted our Safe Streets for All federal grant application for \$200,000 for planning and implementation of safety improvements on select roadways in the Crest on August 29th. Grant awards are expected in November.

ENGINEER'S REPORT:

Capital Projects

1. Beach Patrol Headquarter Renovations-Readvertised
 - The project was re-advertised for public bid on March 1, 2023 and the apparent low bidder was Straga Brothers in the amount of \$2,054,334.00 for the Base Bid plus Alternate Bid 1 and Alternate Bid 2.
 - The project is near completion and a Certificate of Occupancy was issued.
2. Bayside Bulkhead Replacement and Flood Mitigation Improvements
 - The NJDEP permits for the bulkhead replacements have been obtained.
 - The bid opening occurred on August 28, 2024, and the apparent low bidder was South State, Inc. in the amount of \$5,377,187.00.
 - A preconstruction meeting was held on September 12, 2024, and the contractor plans to begin work in approximately a month.
3. FY2023 NJDCA Small Cities Program-Municipal Building Bathroom Improvements
 - The project is currently advertised for public bid and the bid opening is scheduled for October 30, 2024 at 10:00 AM.
4. FY 2024 NJDOT Municipal Aid Program-Reconstruction of Toledo Avenue
 - The survey and base mapping are complete, and the project is in the design phase.
 - The project is currently advertised for public bid and the bid opening is scheduled for October 30, 2024 at 10:30 AM.

Grant Applications

1. FEMA Flood Mitigation Assistance (BRIC) & (HMA)
 - The Borough is proposing to submit to FEMA BRIC for two (2) bayside storm sewer pump stations and associated storm sewer improvements in the northwest section of the Borough.
 - The Borough is proposing to submit to FEMA HMA for the Washington Avenue storm sewer improvements as outlined in the recently completed study.
 - Both grant applications have secured initial selection from FEMA.

2. FY 2024 NJDCA Boardwalk Preservation Fund

- The Borough has selected to submit the Reconstruction of the Heather Road fishing pier.
- The grant application requests \$3,600,000.00 for the replacement and extension of the fishing pier including ADA accessible walkways, fishing nodes and pavilion.
- The Borough was notified by NJDCA that a \$1,087,425.00 grant was allocated for the project.

3. Federal Funding Grant Opportunity-Congressman Van Drew

- Our office has been in contact with Congressman Jeff Van Drew's office to discuss federal funding opportunities for Borough capital projects.
- On December 28, 2023, our office submitted a funding request for bayside flood mitigation improvements.
- On March 12th, our office and the Borough met with representatives of Congressman Van Drew's office and were informed that the project was selected for special funding consideration.

4. FY2025 NJDOT Municipal Aid Program

- The NJDOT is accepting grant applications for Bikeway, Pedestrian and Roadway Improvement Projects. The application deadline is July 1, 2024.
- Our office has been authorized by the Borough to submit the Reconstruction of Stockton Road as the grant application.
- The grant application was submitted on May 28, 2024.

5. FY2024 NJDCA Small Cities Program – Crest Pier Bathroom Improvements

- The Borough was notified that a \$400,000.00 grant was allocated by the New Jersey Department of Community Affairs for Crest Pier ADA Bathroom Improvements.

6. NJ IBank (NJIB) – Sanitary Sewer and Roadway Improvements

- Pursuant to our conversations with the New Jersey Infrastructure Bank, the Borough is eligible for a \$3,000,000.00 principal forgiveness grant.
- A preplanning-application meeting was held on September 5th at 1:45 PM.
- The NJIB advised the Borough that approximately \$3,000,000.00 in grant forgiveness is available along with grant funding for engineering services.
- The application is currently in progress and is anticipated to be complete by October 25th.

Report from Chief Lloyd:

Calls for Service: 1,618

Criminal Investigations: 80

Service Calls: 319

Traffic: 370

Arrests: 14

Report from William Cripps:

EMS: Total Calls: 105

Patients transported to hospital: 33

Patients refused treatment: 30

Mutual Aid Given: 9; Mutual Aid Received: 3

Mr. Cripps indicated they were invited to present the File of Life to an AARP presentation on 11-14-24 at 11:00 a.m. and that two EMS members were moving on and there were two PT members that were moving to FT and he welcomed the new members and wished the other two success.

WC Volunteer Fire Company rundown given by William Cripps on behalf of Chief Joe Cortese:

Fires (Including building fires, cooking fires, rubbish/Mulch, vehicles fires)	4
Over Pressure Rapture, Explosion, Overheated (No fire)	0
Rescue/EMS (MVA's, medical assists, elevator entrapments, water rescues)	4
Hazardous Conditions (gas leaks, electrical hazards, aircraft stand-by (No Fire)	2
Service Calls (animal rescues, assist police department, public assists)	0

Good Intent Calls (smoke scares, odor of smoke, investigations with no incident)	2
False Alarm & False Calls (malfunctioning alarm systems, malicious alarms, unintentional)	19
Severe Weather, Natural Disaster, Lightning Strike (No Fire)	0
Total Runs	31

CORRESPONDENCE: n/a

DISCUSSION:

NEW BUSINESS:

OLD BUSINESS: Nothing discussed.

- Bicycle safety – bike path:
- Lightning Detection System:
- 250th birthday committee-
- WC Municipal App-
- Old Tourism building use – 2025-
- Historical museum - 2025 –
- Proposed Amendment to Ord. 1432 – Ch. 79 – Time Limit Parking
- Concession agreement hotel zone / beach chairs –
- Traffic Calming –
- Back Beach Excavation:
- Dredging:
- NJ Avenue infrastructure pre-county:
- PW roof:
- Washington / Seaview – beach outfalls and capacity:

PUBLIC COMMENTS:

Eric Morey inquired about public notices and perhaps archiving meetings so they are not at the mercy of the large companies and he was informed that our meetings are downloaded on our server and we would have to contact IT to retrieve but they are broadcast on youtube and our facebook page and you can access on our website. The Mayor indicated that the borough goes above and beyond the statutory requirements for public meetings. Mr. Morey was also informed that the borough posts on the website all events and traffic advisories.

Commissioner Comments:

Mr. Franco thanked the staff for the Crest Race and praised how well it was run and attended.

Mr. Schiff indicated that the beach patrol building now has a CO and they are moved in and also commended how well run the race event was.

Mayor Cabrera commended all of the staff on a great race and indicated that October 4, 2025 will be the date for next year’s race.

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 24-309

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

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

WHEREAS, the Board of Commissioners of the Borough of Wildwood Crest has determined that one (1) issue(s) is/are permitted by N.J.S.A. 10:4-12(b) to be discussed without the public in attendance to be discussed during the Executive or Closed Session to be held on **Wednesday, October 15, 2024 at 9:30 A.M.**; and

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

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

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

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

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

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

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

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

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

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

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

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, assembled in public session on the date of the meeting of the governing body set forth herein above, that a closed session shall be held for the discussion of matters relating to the specific items designated above involving the Borough of Wildwood Crest. The governing body shall convene a closed session discussion immediately upon passage of this resolution and it is anticipated that the deliberations conducted in closed session shall be disclosed to

the public upon conclusion of the matter and/or after determination of the Board of Commissioners that the public interest will no longer be served by such confidentiality and that the meeting will return to open session at the conclusion of the discussion and formal action may be taken if/as authorized.

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

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

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

Vote: Schiff - Franco – Cabrera – YES

The time was 9:54 a.m. and the meeting adjourned for three minutes to go into Closed Session.

After returning to Open Session and there being nothing further, Mr, Schiff motioned and Mr. Cabrera seconded that the meeting be adjourned. The time was 10:41 a.m.

Dated: November 20, 2024

Patricia A. Feketics, Borough Clerk

