

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

December 20, 2023

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 Meeting Act, Chapter 231, P.L. 1975, the notice requirements have been satisfied as to the time, place and date of holding said meeting by posting notice on the bulletin board in the Borough Hall and by e-mailing and same to the Herald of Cape May County and The Press on December 7, 2022.

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

The Mayor indicated that the meeting was being streamed online via the Borough's Facebook page and YouTube channel due to scheduling conflicts and if there were any questions, please call the Clerk.

Mr. Schiff motioned and Mr. Franco seconded that Ordinance No. 1418 be passed on second reading and final passage by title only.

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING ORDINANCE BY TITLE:

ORDINANCE NO. 1418

**ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 79
VEHICLES AND TRAFFIC, SECTION 79-8.4 PARKING OF GOLF
CARTS AND MOTORCYCLES TO ADD ADDITIONAL SPACES**

Mr. Schiff motioned and Mr. Franco seconded that a public hearing be held on Ordinance No. 1418.

Vote: Schiff - Franco – Cabrera – YES

After hearing nothing from the public, Mr. Schiff motioned and Mr. Franco seconded that the public hearing be held on Ordinance No. 1418 now be closed.

Vote: Schiff - Franco – Cabrera – YES

Mr. Schiff motioned and Mr. Franco seconded that Ordinance No. 1418 be passed on second reading and advertised according to law.

Vote: Schiff - Franco – Cabrera – YES

Mr. Schiff motioned and Mr. Franco seconded that Ordinance No. 1419 be passed on second reading and final passage by title only.

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING ORDINANCE BY TITLE:

ORDINANCE NO. 1419

**ORDINANCE OF THE BOROUGH OF WILDWOOD CREST
AMENDING AND SUPPLEMENTING CHAPTER 79 VEHICLES AND
TRAFFIC, SECTION 79-32, NO PARKING OF THE CODE OF THE
BOROUGH OF WILDWOOD CREST**

Mr. Schiff motioned and Mr. Franco seconded that a public hearing be held on Ordinance No. 1419.

Vote: Schiff - Franco – Cabrera – YES

After hearing nothing from the public, Mr. Schiff motioned and Mr. Franco seconded that the public hearing be held on Ordinance No. 1419 now be closed.

Vote: Schiff - Franco – Cabrera – YES

Mr. Schiff motioned and Mr. Franco seconded that Ordinance No. 1419 be passed on second reading and advertised according to law.

Vote: Schiff - Franco – Cabrera – YES

Mr. Schiff motioned and Mr. Franco seconded that Ordinance No. 1420 be passed on second reading and final passage by title only.

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING ORDINANCE BY TITLE:

ORDINANCE NO. 1420

**ORDINANCE OF THE BOROUGH OF WILDWOOD CREST
AMENDING AND SUPPLEMENTING SECTION 79-6 AND SECTION 79-
35 SCHEDULE IV TIME LIMIT PARKING SPACES OF CHAPTER 79
VEHICLES AND TRAFFIC OF THE CODE OF THE BOROUGH OF
WILDWOOD CREST**

Mr. Schiff motioned and Mr. Franco seconded that a public hearing be held on Ordinance No. 1420.

Vote: Schiff - Franco – Cabrera – YES

After hearing nothing from the public, Mr. Schiff motioned and Mr. Franco seconded that the public hearing be held on Ordinance No. 1420 now be closed.

Vote: Schiff - Franco – Cabrera – YES

Mr. Schiff motioned and Mr. Franco seconded that Ordinance No. 1420 be passed on second reading and advertised according to law.

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING ORDINANCE BY TITLE:

ORDINANCE NO. 1421

**ORDINANCE OF THE BOROUGH OF WILDWOOD CREST
AMENDING AND SUPPLEMENTING THE CODE OF THE BOROUGH
OF WILDWOOD CREST ARTICLE I, UNIFORM CONSTRUCTION
CODE OF CHAPTER 22 AMENDING FEES FOR PERMITS**

Mr. Schiff motioned and Mr. Franco seconded that Ordinance No. 1421 be passed on first reading, advertised according to law, be brought up for second and final reading and public hearing on January 24, 2024 at 5:00 p.m.

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 23-336

**RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF
WILDWOOD CREST AUTHORIZING RE-APPOINTMENT OF ALL SIX MEMBERS OF
THE WILDWOOD CREST BACK BAY DREDGING ADVISORY COMMITTEE FOR
TERMS COMMENCING JANUARY 1, 2024 AND EXPIRING DECEMBER 31, 2025**

WHEREAS, the Board of Commissioners have determined to re-appoint the following members of the Back Bay Dredging Advisory Committee:

Mayor Don Cabrera / Designee Commissioner Joseph Franco
David Thompson
Fred Mettler
Tracey Blanda
Chad Alvarado
Patrick Davenport

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey that Mayor, Don Cabrera / Designee Commissioner Joseph Franco, David Thompson, Fred Mettler, Tracey Blanda and Chad Alvarado are hereby re-appointed as Members and Patrick Davenport is hereby appointed as a Member of the Back Bay Dredging Advisory Committee of the Borough of Wildwood Crest with a term commencing January 1, 2024 and expiring on 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. 23-337

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING RE-APPOINTMENT OF COLLEEN ARCHER, PATRICIA MCQUEEN AND AJ CARUSO AND APPOINTING DOUGLAS TRANTER AS MEMBERS OF THE WILDWOOD CREST GREEN TEAM FOR TERMS COMMENCING JANUARY 1, 2024 AND EXPIRING DECEMBER 31, 2026

WHEREAS, the Board of Commissioners have determined to re-appoint the following members of the Wildwood Crest Green Team through December 31, 2026:

Colleen Archer
Patricia McQueen
AJ Caruso

WHEREAS, the Board of Commissioners have determined to appoint the following member of the Wildwood Crest Green Team through December 31, 2026:

Douglas Tranter

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey that Colleen Archer, Patricia McQueen and AJ Caruso be re-appointed and Douglas Tranter be appointed as Members of the Wildwood Crest Green Team commencing January 1, 2024 and expiring on December 31, 2026.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 23-338

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING THE APPOINTMENT OF PETER SATTLER TO THE GREATER WILDWOOD TOURISM IMPROVEMENT AND DEVELOPMENT AUTHORITY TO FILL THE VACANCY OF A TERM EXPIRING ON JUNE 30, 2025

WHEREAS, there is a vacancy to the Private Resident Representative to GWTIDA position term which expires on June 30, 2025; and

WHEREAS, it is desire of the Board of Commissioners of the Borough of Wildwood Crest to appoint PETER SATTLER to fill the unexpired term as the Private Resident Representative for the Borough of Wildwood Crest to GWTIDA.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, in the County of Cape May, New Jersey, in accordance with the provisions of P.L. 1992, Chapter 165, Section 20, paragraph c, which specifically provides for the appointment of members of the TOURISM IMPROVEMENT AND DEVELOPMENT AUTHORITY OF THE WILDWOODS from the “private resident” sector to membership, that PETER SATTLER, is hereby appointed to fill the vacancy of the term expiring June 30, 2025.

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

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. 23-339

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 JANUARY 1, 2024 AND EXPIRING DECEMBER 31, 2024

WHEREAS, the Board of Commissioners have determined to re-appoint BRIAN MELCHIORRE, Code Enforcement Officer, as a 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 commencing January 1, 2024 and expiring on December 31, 2024.

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. 23-340

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING THE RE-APPOINTMENT OF ANGELA DANIELS AS A MEMBER OF THE WILDWOOD CREST PLANNING BOARD COMMENCING JANUARY 1, 2024 AND EXPIRING DECEMBER 31, 2027

WHEREAS, it is the desire of the Board of Commissioners of the Borough of Wildwood Crest to appoint ANGELA DANIELS as a member of the PLANNING BOARD of the Borough of Wildwood Crest to fill a vacancy with the term commencing January 1, 2024 and expiring December 31, 2027.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest that ANGELA DANIELS is hereby appointed as a member of the PLANNING BOARD of the Borough of Wildwood Crest to fill a vacancy commencing January 1, 2024 and expiring December 31, 2027.

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. 23-341

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 DEVELOPMENT COMMISSION TO SERVE A TWO (2) YEAR TERM COMMENCING JANUARY 1, 2024 AND EXPIRING DECEMBER 31, 2025

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 DEVELOPMENT COMMISSION of the Borough of Wildwood Crest to serve a two (2) year term commencing January 1, 2024 and expiring December 31, 2025.

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 DEVELOPMENT COMMISSION of the Borough of Wildwood Crest to serve a two (2) year term commencing January 1, 2024 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. 23-342

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING RE-APPOINTMENT OF ALL FOURTEEN MEMBERS OF THE WILDWOOD CREST WELLNESS COMMITTEE FOR TERMS COMMENCING JANUARY 1, 2024 AND EXPIRING DECEMBER 31, 2025

WHEREAS, the Wellness Committee is comprised of 14 members (3 -employees; 11 -residents);
and

WHEREAS, the Board of Commissioners have determined to re-appoint the following members of the Wellness Committee to a two-year term expiring 2025:

Appointee

Employee Nicholas Holland
Employee Patricia Feketics
Employee Laura Farrell

Resident Joseph Cusella
Resident Shane Moyer
Resident Marianne Viscomi
Resident Lacey Bigham
Resident Lenny Bernstein
Resident Denise Bannon
Resident Norma Cordeiro
Resident William Cordeiro
Resident Lynn Ferraro
Resident Sally Young
Resident Gina Vasti

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey that the above named persons are hereby re-appointed as a Members of the Wellness Committee of the Borough of Wildwood Crest with a term commencing January 1, 2024 and expiring on 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. 23-343

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING CERTAIN APPROPRIATION TRANSFERS

WHEREAS, N.J.S.A. 40A:4-58 permits transfers between budget appropriations during the final two (2) months of the fiscal year;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey, that transfers between 2023 budget appropriations be and the same are hereby authorized as follows:

Appropriation Title		
FROM:	Borough Admin. – S/W	\$ 2,000.00
	Police S/W	\$ 2,000.00
	Sewer S/W	\$ 3,000.00
	Group Insurance – OE	\$ 100,000.00
	TOTAL	<u>\$ 107,000.00</u>
TO:	Public Works – S/W	\$ 3,000.00
	Financial Admin – S/W	\$ 2,000.00
	Traffic Maint. – S/W	\$ 2,000.00
	Capital Improvement Fund – OE	\$ 100,000.00
	TOTAL	<u>\$ 107,000.00</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. 23-344

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING AMENDMENT TO THE 2023 MUNICIPAL BUDGET TO ACCOUNT FOR ADDITIONAL FUNDING FROM THE NEW JERSEY DIVISION OF HIGHWAY TRAFFIC SAFETY MOBILIZATION FOR THE 2023 DRIVE SOBER OR GET PULLED OVER HOLIDAY ENFORCEMENT CAMPAIGN

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by any public or private funding source and the amount thereof shall not have been determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amount; and

WHEREAS, the Borough of Wildwood Crest will receive \$ 2,800.00 from the New Jersey Division of Highway Traffic Safety Mobilization for the 2023 Drive Sober or Get Pulled Over Holiday Enforcement Campaign and wishes to amend its 2023 Municipal Budget to include this amount of revenue.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey, does hereby request the Director of the Division of Local Government services to approve the insertion of an item of revenue in the municipal budget of the Borough of Wildwood Crest for the year 2023 in the sum of \$ 2,800.00 which is now available as a revenue from:

Miscellaneous Revenues
 Special Items of General Revenue Anticipated with
 Prior Written Consent of the Director of the Division
 of Local Government Services - Public and Private
 Revenues Offset with Appropriations:
 2023 Drive Sober or Get Pulled Over Grant \$.....2,800.00

BE IT FURTHER RESOLVED that a like sum of \$.....2,800.00
 is hereby appropriated under the caption of:

GENERAL APPROPRIATIONS
 (a) Operations Excluded from Caps
 Public and Private Programs Offset by Revenues:
 2023 Drive Sober or Get Pulled Over Grant

BE IT FURTHER RESOLVED, that the Chief Financial Officer is hereby authorized and directed to pay a flat rate of \$70.00 per hour to law enforcement pursuant to the 2023 Drive Sober or Get Pulled Over Grant.

BE IT FURTHER RESOLVED that the Borough Chief Financial Officer is hereby authorized and directed to electronically file this Resolution and applicable submittal form with the Director of the Division of Local Government Services for approval.

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. 23-345
RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST CANCELING ERRONEOUS 2023 SEWER RENTS IN THE AMOUNT OF \$124.00 FOR PROPERTY LOCATED AT 419 EAST ATLANTA AVENUE

WHEREAS, it has been determined by the Tax Collector of the Borough of Wildwood Crest, that a sewer account has been billed erroneous sewer rents for 2023; and

WHEREAS, sewer account 1473-0, at 419 East Atlanta Avenue had no water meter installed for the year 2022, the sewer rents levied in 2023 should be canceled; and

WHEREAS, the Tax Collector of the Borough of Wildwood Crest has determined the said erroneous sewer rents should be canceled accordingly as indicated below.

Block/Lot: Sewer ID#	Name:	Amount:
98.02/13	Ocean Seven Homes Atlanta LLC 419 East Atlanta Avenue 2023 Sewer Rents	\$124.00

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, State of New Jersey, hereby authorize the Tax Collector of the Borough of Wildwood Crest to cancel said sewer amounts for 2023.

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. 23-346
RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING THE BOROUGH ENGINEER TO SUBMIT A SUMMARY AND ESTIMATE PER PROJECT TO CONGRESSMAN JEFF VAN DREW FOR POTENTIAL FUNDING

WHEREAS, the Board of Commissioners of the Borough of Wildwood Crest wish to authorize Borough Engineer Marc DeBlasio of DeBlasio Associates to submit a summary and estimate per project to Congressman Jeff Van Drew for potential funding; and

WHEREAS, Congressman Jeff Van Drew’s office will evaluate the submitted project timelines/features and try to align it with an ideal funding source either through FY2025 budget or an appropriate federal grant program; and

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, in the County of Cape May, New Jersey, do hereby authorize the Borough Engineer to submit a summary and estimate per project to Congressman Jeff Van Drew for potential funding.

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. 23-347

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING AWARD OF PROFESSIONAL SERVICES CONTRACT TO CZAR ENGINEERING, LLC FOR CONSULTING SERVICES IN CONJUNCTION WITH THE JOSEPH VON SAVAGE MEMORIAL POOL ROOF AT THE NTE SUM OF \$9,750

WHEREAS, the Board of Commissioners of the Borough of Wildwood Crest has determined that there exists the need for consultation services to be provided to the Borough of Wildwood Crest for the Joseph Von Savage Memorial Pool Roof; and

WHEREAS, the Borough Clerk received a Proposal for Wildwood Crest – Joseph Von Savage Memorial Pool from Czar Engineering, LLC dated December 8, 2023 and said proposal was forwarded to a review committee consisting of the Borough Administrator, Constance Mahon, Borough Clerk, Patricia Feketics, Chief Financial Officer, Francine Springer, and Borough Solicitor Ronald J. Gelzunas; and

WHEREAS, the Review Committee has reviewed the proposal submitted by Czar Engineering, LLC and based upon the review criteria, has recommended that the proposal from Czar Engineering, LLC best meets the Borough’s needs and that Czar Engineering, LLC has the professional credentials and abilities to perform the services required of the subject contract; and

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

1. Professional services of the type herein sought are of such a nature as to require a high degree 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, this contract is awarded without competitive bidding in accordance with the provisions of the Local Public Contracts Law, N.J.S.A. 40A:11-1, et. seq. as an authorized exception to the public bidding as a Professional Services Contract; and

WHEREAS, the Commissioners of the Borough of Wildwood Crest concur with the Review Committee’s recommendation to award the contract to Czar Engineering, LLC; and

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

Account Number(s) _____ Amount _____

Signature _____

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

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

2. That the contract for the Wildwood Crest – Joseph Von Savage Memorial Pool be awarded to Czar Engineering, 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.

4. That the Mayor and Borough Clerk are hereby authorized and empowered to enter into a professional services contract effective immediately and not to extend beyond one (1) calendar year, with Czar Engineering, LLC, who shall be compensated pursuant to:
-Proposal for Wildwood Crest – Joseph Von Savage Memorial Pool, at the billable rates set forth therein not to exceed \$9,750.00; and

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

Mr. Schiff motions, 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. 23-348

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 THE 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 staff scheduling software and services to the Borough of Wildwood Crest for the sole purpose of recruiting, training, equipping, and protecting public safety employees.

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 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 below from the CFO.

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. 23-349

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST APPROVING AND AUTHORIZING THE EXECUTION OF AN AGREEMENT BETWEEN THE BOROUGH OF WILDWOOD CREST AND PBA LOCAL 59 POLICEMAN’S BENEVOLENT ASSOCIATION FOR THE PERIOD JANUARY 1, 2024 THROUGH DECEMBER 31, 2027

WHEREAS, the Borough of Wildwood Crest (the Borough) and PBA Local 59, Policeman’s Benevolent Association (the PBA) engaged in collective bargaining negotiations to replace the current Agreement which expires on December 31, 2023; and

WHEREAS, the parties have determined that the Agreement between the parties shall be memorialized in the final contract covering the period January 1, 2024 through December 31, 2027.

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:

1. Statements of the preamble hereto are incorporated herein by this reference.

2. The proposed Memorandum of Agreement (MOA) between the Borough of Wildwood Crest and PBA Local 59 Policeman's Benevolent Association covering the period January 1, 2024 through December 31, 2027 (a copy of which is attached) is approved and the Mayor and the Borough Clerk be hereby authorized, directed and empowered to execute said MOA on behalf of the Borough of Wildwood Crest and incorporate the same into a collective bargaining agreement subject to such final editing as may be approved by Borough labor counsel and execute the same.

3. The Borough Clerk is further authorized, directed and empowered to seal both Agreements with the seal of the Borough of Wildwood Crest.

Dated: December 20, 2023

Don Cabrera, Mayor

Joseph Franco, Jr., Commissioner

Joseph M. Schiff, Commissioner

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

Vote: Schiff - Franco – Cabrera – YES

BILLS: Prior to Mr. Schiff motioning, and Mr. Franco seconding that all bills properly authorized, as submitted, be paid, the CFO requested to modify and add a Purchase Order from a \$2,500 grant for the Safety Incentive luncheon be added to the bill list and all were in favor.

Vote: Schiff - Franco – Cabrera – YES

REPORTS: Mr. Schiff motions, and Mr. Franco seconded that all reports received from the Court Administrator, Chief Financial Officer, Tax Collector, Chief of Police, Supervisor for the Recreation Department and the Construction Official for the month ending November30, 2023 be accepted as presented.

Vote: Schiff - Franco – Cabrera – YES

MINUTES: Mr. Schiff motions, and Mr. Franco seconded that all minutes from the Commission meetings dated November 21, 2023 and December 6, 2023 be approved as presented.

Vote: Schiff - Franco – Cabrera – YES

ADMINISTRATOR'S REPORT:

December 20, 2023

Beach End Bump Outs

All work is complete. Our engineer will be doing a final walkthrough walk-through and contractor will complete punch list items.

Crest Arts Pavilion

This project is out to bid with the bid opening scheduled for December 28th at 11:00 am. We received \$1.043 million Open Spaces funding for this project.

Hereford Inlet to Cape May Inlet Beach and Dune Construction

We have provided our comments to Coastal Engineering on the Army Corps 65% plans and a meeting with USACE and DEP Coastal Engineering this week to discuss our requested changes and comments. All indications are that this project will take place in 2025. The borough has no cost-share for this coastal storm protection project.

New Jersey Avenue

No new updates.

Sunset Lake- State Channel Dredging

Mobile Dredging has commenced work dredging the state's channels throughout the Wildwoods. This first phase encompasses the state channels in North Wildwood, Wildwood and West Wildwood from the mouth of Beach Creek to Post Creek Basin remove shoals and restore navigability. Meetings are ongoing with our special counsel and engineer to identify opportunities for a place to dispose of the dredge material.

CAFRA Applications

Lomax Consulting is currently working on permits for the upcoming bulkhead project.

Bayside Pump Station Flood Mitigation Project

We passed a resolution at our last meeting to authorize an application to FEMA for this flood mitigation project. Our grant writer is currently working with our borough engineer in developing a cost analysis and project scope. The applications for this FEMA BRIC grant funding are due by February 28, 2024. For the 2024 year, FEMA has a combined \$2 billion available for Flood Mitigation Assistance (FMA) and Building Resilient Infrastructure Communities (BRIC) programs.

Washington Avenue Flood Mitigation Project

We also passed a resolution to authorize a FEMA Flood Mitigation grant application for this project which was previously the subject of a FEMA funded study. Recommendations from that study to mitigate flooding are being incorporated into a comprehensive plan which will be the subject of our application. That application is also due in February and is being completed by our engineer and Triad.

EV Charging Stations

The State has approved the Crest Arts Pavilion location (6301 Ocean Avenue) for two EV fast charging stations in the amount of \$150,000. We also applied for an ACE Fast Charger Rebate of \$120,000.

FY2023 DCA-Small Cities ADA Grant

We need to authorize our engineering proposal so that we can proceed with the renovations of the bathrooms here in the municipal building. As previously reported, our FY2023 DCA Small Cities Grant application was approved in the amount of \$342,720.

ENGINEER'S REPORT:

Date: December 20, 2023

Capital Projects

1. **FY 2023 NJDOT Municipal Aid Program – Reconstruction of Orchid Road**
 - The Borough has been allotted a \$170,085.00 grant from the NJDOT.
 - The bid opening occurred on October 26, 2023, and the apparent low bidder was Asphalt Paving Systems, Inc. in the amount of \$1,117,700.00.
 - The contractor is scheduled to mobilize to the site the week of January 8th.
2. **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 contractor has remobilized to the site and completed demolition. The foundation work is complete and the concrete planking has been set. The contractor is working on completing the roof structure and siding.
3. **Beach Street End Public Access Improvements – Phase 2**
 - The bid opening occurred on February 1, 2023, and the apparent low bidder was Fred M. Schiavone Construction, Inc. in the amount of \$3,228,065.20.
 - The final roadway and sidewalk restorations have been completed.
 - The roadway striping and installation of street end bollards is complete.
4. **Von Savage Pool – Pool and Roof Repairs**
 - The bid opening occurred on March 9, 2023 and the apparent low bidder was Capri Construction in the amount of \$1,267,500.00.
 - A pre-construction meeting was held on March 30th and construction began the week of August 15, 2023.
 - All work is complete and the pool was reopened on 12/13/23.
5. **Public Works Roof Repairs**
 - Our office has completed the design of the Public Works Roof. The project is going to be combined with the Crest Pier Roof Replacement being designed by another Engineer. The project will be completed via the State Co-operative Program.
6. **Bayside Bulkhead Replacement and Flood Mitigation Improvements**
 - At the October 25th Commissioner meeting, the Board of Commissioners unanimously directed our office to modify the project scope of work. The following minutes were codified at the meeting and summarized by the clerk:

***Bayside outfalls and capacity / bulkhead repairs / replacement:** The Engineer was waiting for direction for this proposal. There were two options available. Option A- 5 street ends raising to 8 feet at approximately \$1,750,000. Option B- redo the façade for all 10 street ends at approximately 2 million with funding currently in place and the introduced bond ordinance adding a million. After lengthy discussion, all were on board with Option B. The Engineer discussed a pilot project in Stone Harbor with a more reliable valve (manual) that is doing the job and they have had good success. He added there are limitations: if tide comes over the bulkhead or from a neighbor's lower bulkhead, all bets are off. The administrator added that she could obtain another proposal for a grant for FEMA. In the*

end, the Engineer will provide a proposal: not replace bulkheads, put a façade wrapping on existing bulkheads and not elevate the bulkheads. On the 10 street ends in original authorization, reconstruct roadways as high as possible without detriment to adjacent property and put valves in. An analysis would require cooperation with property owners with access to property owners' removal of items, etc. Go outside of 10 bulkheads north and valve off the rest of the street ends. There may have to be box on top of a valve for protection on select street ends. Bidding to take place in January 2024 and be finished by year's end.

- At the November 21st Commissioner meeting, the Board of Commissioners unanimously directed our office to modify the project scope of work. The following minutes were codified at the meeting and summarized by the clerk:

Bayside outfalls and capacity / bulkhead repairs / replacement: The Mayor indicated that he asked the Engineer to do more detailed review of the 11 bulkheads from Cardinal Rd. south to Rambler along the bay before the specifications are completed. Specifically, he was looking to make sure there were no structural issues before with new wood façade was placed on them. He was contacted to review Cardinal Road. Water was seeping through the bulkhead (squirting). He noticed there are three layers of bulkheads at these street ends One wooden (original), one concrete(not sure when) , one vinyl (that was done in early 2000's in house). While water may not breach the top it is likely that the condition of the bulkhead structure could be a concern especially with the layers (water trapped in between) Any waterproofing or dress up work would be a waste of money. Furthermore, the mayor indicated that it looks clear that the idea of keeping the existing and dressing up will not work as they need to be water tight. And because they are so old with various layers, I think they should be replaced with new concrete and remove all of the old. Details are needed on costs to determine if additional funding (preliminary 1M) is needed and where to cut costs. However it seems all of the bulkheads will need be raised to the 8 feet (or least to 6 with adding 2feet later to match the others north). The valves are still top priority. With this information, the governing body determined that they should revert to the original replacement with modifying the plan. The Engineer indicated that they were trying to find a better way to water proof with being cost effective. It was recommended that street raising take place with coordination from property owners. They decided to pick 5 street ends and go to 8 feet. All were in agreement. The Engineer noted that valves can be done in a vacuum and they should begin laying out phase plan for funding.

- At the December 6th Commissioner meeting, the Board of Commissioners unanimously directed our office to modify the project scope of work. The following minutes were codified at the meeting and summarized by the clerk:

Bayside outfalls and capacity / bulkhead repairs / replacement: Since the project has pivoted and expanded, bid specifications are still being formulated. It was noted that there are many moving parts: private property owners must be made aware of the impending changes and how it will individually affect them (one on one meetings were suggested), need to coordinate with Lomax Engineering for necessary permits and using a phase type approach. The overall cost must be addressed as well as current funding. The Engineer indicated that 7 street ends out of the original plan were getting valves only and no permits were required and hopefully done by May. Lead time was another factor from vendors that must be taken into consideration. It was agreed to do specification that addressed all phases so there was one contractor. Since private property owners will be affected, it was suggested that they be put on notice and made aware of all aspects. Bid specifications should be complete by the end of January /beginning of February and getting a timeline from Lomax for permitting was a crucial piece. The bottom line was: notify the property owners, have one bid specification so there was one contractor, see the costs of the project with current funding and phase it all in.

7. Crest Arts Pavilion Site Improvements

- The project is currently advertised for public bidding.
- The proposed project bid schedule is:
 - Notice to Bidders- November 21st
 - Public Bid Advertisement- December 6th
 - Bid Opening- December 28th
 - Possible Borough Award- January 2nd

8. Beach Street End Public Access Improvements – Phase 3

- The project is currently in the design phase and is scheduled for public bidding in January 2024.

9. FY2023 NJDCA Small Cities Program-Municipal Building Bathroom Improvements

- Our office submitted a proposal to the Borough on October 10, 2023. Upon authorization by the Borough, we are prepared to start work on this project.

Grant Applications

1. FY 2024 NJDOT Municipal Aid Program
 - The Borough has selected to submit the Reconstruction of Toledo Avenue from Pacific Avenue to Ocean Avenue as the grant application.
 - The Borough was notified that a \$169,430.00 grant was allocated for this project.
 - Our office submitted a proposal to the Borough on December 18, 2023.
 - Upon authorization by the Borough, we are prepared to start work on this project.

2. 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.
 - Grant applications are due by February 2024.

3. 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.

4. 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.
 - We conducted a discussion of submitting qualifying projects at the November 21st and December 6th Commissioner's meeting.
 - Upon authorization from the Borough, we are prepared to submit projects for consideration.

It was confirmed that the Engineer should "ask" Congressman Jeff Van Drew for funding for the FEMA BRIC for 2 bayside storm sewer pump stations and associated storm sewer improvements for \$12 million.

CORRESPONDENCE: N/A

PUBLIC COMMENTARY:

Capt. Rick D'Amico thanked the governing body for all of their support in helping to solidify the recent contract.

NEW BUSINESS:

OLD BUSINESS:

- Municipal projects- REMOVE.
- Concession agreement hotel zone / beach chairs- On Hold.
- Potential Swim / Run Event -TDC has their next meeting on 1-10-24 and possible resolution may be needed.
- Traffic Calming – N/A
- Back Beach Excavation: On Hold.
- Dredging: The Administrator covered in her report.
- NJ Avenue infrastructure pre-county: On Hold.
- PW roof: On Hold pending review of Crest Pier roof, Public Works roof and Pool roof with quotes.
- Bayside outfalls and capacity / bulkhead repairs / replacement: The Engineer covered in his report.
- Washington / Seaview – beach outfalls and capacity: Waiting on grant application outcome.

PUBLIC COMMENTARY:

Commissioner Comments:

Mr. Franco – No comment.

Mr. Schiff – Thanked the negotiation committee for getting the contract finalized for the police department.

Mayor Cabrera – Merry Christmas to all and Happy New Year. He reminded all that the Re-Org meeting is scheduled for January 2, 2024 at 9:30 a.m.

After hearing nothing from the public, Mr. Schiff motioned and Mr. Franco seconded that the meeting be adjourned. All were in favor. The time was 9:55 a.m.

Dated: January 24, 2024

 Patricia A. Feketics, Borough Clerk