

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

April 24, 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 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 on October 4, 2023 and The Press on December 13, 2023.

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 and Mr. Schiff seconded that Ordinance No. 1429 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. 1429

**ORDINANCE OF THE BOROUGH OF WILDWOOD CREST
AMENDING AND SUPPLEMENTING CHAPTER 36 ENTITLED
FLOODPLAIN MANAGEMENT REGULATIONS OF THE CODE OF
THE BOROUGH OF WILDWOOD CREST AMENDING FEES FOR
FLOOD PLAIN DEVELOPMENT PERMITS**

Mr. Franco motioned and Mr. Schiff seconded that a public hearing be held on Ordinance No. 1429.

Vote: Schiff - Franco – Cabrera – YES

After hearing nothing from the public, Mr. Franco motioned and Mr. Schiff seconded that the public hearing be held on Ordinance No. 1429 now be closed.

Vote: Schiff - Franco – Cabrera – YES

Mr. Franco motioned and Mr. Schiff seconded that Ordinance No. 1429 be passed on second reading and advertised according to law.

Vote: Schiff - Franco – Cabrera – YES

Mr. Franco motioned and Mr. Schiff seconded that Ordinance No. 1430 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. 1430

**BOND ORDINANCE APPROPRIATING \$8,000,000, AND
AUTHORIZING THE ISSUANCE OF \$7,558,070 BONDS OR
NOTES OF THE BOROUGH, FOR VARIOUS
IMPROVEMENTS OR PURPOSES AUTHORIZED TO BE
UNDERTAKEN BY THE BOROUGH OF WILDWOOD
CREST, IN THE COUNTY OF CAPE MAY, NEW JERSEY.**

Mr. Franco motioned and Mr. Schiff seconded that a public hearing be held on Ordinance No. 1430.

Vote: Schiff - Franco – Cabrera – YES

Dave McWilliams asked if the Bond Ordinance was a subset to the approved budget and he was answered that it was.

After hearing nothing further from the public, Mr. Franco motioned and Mr. Schiff seconded that the public hearing be held on Ordinance No. 1430 now be closed.

Vote: Schiff - Franco – Cabrera – YES

Mr. Franco motioned and Mr. Schiff seconded that Ordinance No. 1430 be passed on second reading and advertised according to law.

Vote: Schiff - Franco – Cabrera – YES

Mr. Franco motioned and Mr. Schiff seconded that Ordinance No. 1431 be passed on first reading, advertised according to law, be brought up for second and final reading and public hearing on May 8, 2024 at 9:30 a.m.

Vote: Schiff - Franco – Cabrera – YES

ORDINANCE NO. 1431

ORDINANCE OF THE BOROUGH OF WILDWOOD CREST AMENDING SECTION 85-97 SIGNS, ARTICLE XV, CHAPTER 85 LAND DEVELOPMENT ORDINANCE OF THE BOROUGH OF WILDWOOD CREST TO REGULATE MURALS ON BUILDINGS AND OTHER STRUCTURES IN THE BOROUGH OF WILDWOOD CREST

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 24-138

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING THE USE OF FUNDS DESIGNATED FOR THE BOROUGH OF WILDWOOD CREST FROM FISCAL YEAR 2023 AND 2024 WILDWOODS URBAN ENTERPRISE ZONE ASSISTANCE FUNDS FOR THE NEW JERSEY AVENUE STREETScape PROJECT IMPLEMENTATION

WHEREAS, a proposal for the use of Fiscal Year 2023 and 2024 Urban Enterprise Zone Assistance Funds has been approved by the Urban Enterprise Zone Committee for the following: New Jersey Avenue Streetscape Project-Implementation; and

WHEREAS, it is considered to be in the best interest of the Borough of Wildwood Crest and the community in particular that Urban Enterprise Zone Assistance Funds be utilized for the above-mentioned purpose.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners of the Borough of Wildwood Crest does hereby approve the use of Urban Enterprise Zone Assistance Funding for the following project, in accordance with the budget submitted and approved by the Urban Enterprise Zone Committee: **New Jersey Avenue Streetscape Project-Implementation** for a cost not to exceed **\$74,876.00**.

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.

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 24-139

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING THE SALE OF SURPLUS PROPERTY NO LONGER NEEDED FOR PUBLIC USE ON AN ONLINE AUCTION WEBSITE

WHEREAS, the Board of Commissioners of the Borough of Wildwood Crest has determined that the property listed in Schedule A, attached to this resolution is property no longer needed for public use; and

WHEREAS, the Director of the Division of Local Government Services, a Division of the Department of Community Affairs of the State of New Jersey permits the sale of surplus property no longer needed for public use through the use of an online auction service, pursuant to Local Finance Notice 2008-9; and

WHEREAS, the Board of Commissioners of the Borough of Wildwood Crest has the property listed in Schedule A, attached to this resolution, and desires to sell this property online.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, in the County of Cape May and State of New Jersey, that said items are hereby declared surplus property, to be forthwith advertised for public sale pursuant to the provisions of Revised Statutes N.J.S.A. 40A:11-36.

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

Schedule A

1. 2014 WANCO Solar Sign Board
VIN:5F12510E1004387
Condition: Parts/As is/ Solar not working
Base bid: \$10.00
2. 2007 CUMMINS Diesel Generator
Model# DSFAE5861805
Hours: 5,898.7
Condition: Not ran in years
Base bid: \$1,000.00
3. 2007 CUMMINS Diesel Generator
Model# DSFAE5861805
Hours: 1,683.8
Condition: Not ran in years
Base bid: \$2,000.00
4. 2017 TUFLINE 3 TINE Subsoiler
Model#35-24-90
No known hours
Condition: Good as is
Base bid: \$500.00
5. 2017 Chevrolet Colorado Pick Up Truck
VIN: 1GCHTBEN9H1182460
Mileage:1,6040
Condition: As is/Rusty/ Parts Truck
Base bid: \$150.00
6. 2008 FORD Crown Victoria
VIN: 2FAFP71V98X112615
Mileage:104,497
Condition: Fair
Base bid: \$200.00
7. 2009 FORD Crown Victoria
VIN:2FAHP71VX9X124511
Mileage: 99,715.5
Condition: As is/ Fair
Base bid: \$200.00
8. 2007 John Deere Bucket Loader
Model#644J
Hours/Mileage: 4,046.9
Condition: As is/Rusty/ Usable
Base bid: 45,000.00
9. 2011 John Deere Side by Side Utility
Model# 825i
Mileage: 14,878
Condition: As is/ Rusty/ Usable
Base bid: \$1,500.00
10. 2004 FORD Crown Victoria
VIN: 2AFP71WX4X130768
Mileage:119,328
Condition: As is/ Decent shape
Base bid: \$200.00
11. 2009 FORD Explorer AWD
VIN: 1FEU73E99UA38905
Mileage:99,117.5
Condition: As is/ Rusty/ No brakes/ No power steering
Base bid: \$25.00
12. 2016 Chevrolet Colorado Pickup Truck
VIN:1GHTB3OG1248794
Mileage: 21,368
Condition: As is/ Rotted/ Power Train-Ok
Base bid: \$150.00
13. 2016 Chevrolet Colorado Pickup Truck
VIN: 1GCHTB33G1269221
Mileage:17,790
Condition: As is/ Rusty/ Parts Truck
Base bid: \$150.00
14. 2020 York Rake 3-point hitch
Model# WVTMM
Condition: Like new/ Just center
Base bid: \$25.00

15. 2004 HUSKY 80-GAL Air Compressor
Model #: H5781002AJ
Condition: Good for parts
Base bid: \$25.00
16. 2009 TANAKA EDGERS & PARTS
Model#: TLE900
Condition: Parts
Base bid: \$25.00
17. 2016 WANCO Solar Sign Board
Model#: WVTMM
Condition: Parts/ As is/ Solar not working
Base bid: \$10.00
18. 2002 GMC 2-WD Dump Truck W/ Salt Spreader
VIN: 1GDP7H1CX25515890
Mileage: 20,623
Condition: As is/ Very rusty/ Runs well
Base bid: \$2,500.00
19. 1991 MACK Tandem Tractor
VIN: 1M2AA12YOMW013050
Mileage: 80,820
Condition: As is/ Runs well/ Usable
Base bid: \$10,000.00
20. 2006 RHODES Tandem Aluminum End Dump Trailer
VIN: 1A9AD28246P432394
Mileage: 28,062
Condition: As is/ Good/ Usable/ New tarp
Base bid: \$12,000.00
21. 2011 FORD Explorer SUV
VIN: 1FMHK8D84BGA88326
Mileage: 83,746.4
Condition: As is/ Rusty/ Leaking oil & Fuel
Base bid: \$50.00
22. 2018 Stryker Stretcher Mount
Model: Performance Load (12.8v-15.5v / 10 amp)
SN: 2018001000020
Condition: Good
Base bid: \$900.00
23. 2019 Stryker Stretcher Mount
Model: Performance Load (12.8v-15.5v / 10 amp)
SN: 2019001000185
Condition: Good
Base bid: \$900.00

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 24-140

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AMENDING LICENSING AGREEMENT BETWEEN THE BOROUGH OF WILDWOOD CREST AND DOLPHIN SWIM CLUB FOR THE USE OF THE JOSEPH VON SAVAGE POOL FOR YEARS 2024-2026 FOR ADDITIONAL HOURS AT THE HOURLY PRESCRIBED RATES PER YEAR

WHEREAS, the Board of Commissioners of the Borough of Wildwood Crest adopted Resolution No. 24-65 on February 7, 2024, which authorized a license agreement between the Borough of Wildwood Crest and Dolphin Swim Club for the Use of the Joseph Von Savage pool for years 2024, 2025 and 2026; and

WHEREAS, the license agreement adopted on February 7, 2024 allows for 514 hours for both the competitive season as well as the summer session; and

WHEREAS, an addendum will be added to the original license agreement detailing the additional hours on specific dates, hourly rates for years 2024-2026 and new payment terms; and

WHEREAS, the Dolphin Swim Club has requested an additional 18 hours to be added to the agreement on the following dates:

April 30, May 1-2, May 7-9, May 14-16, May 21-23, May 28-30 and June 4-6

WHEREAS, the hourly rates for use of the pool are as follows:

For 2024 is \$16.96; and
For 2025 is \$17.80; and
For 2026 is \$18.69

WHEREAS, the newly amended payment terms for the license agreement are as follows:

\$8,715.00 + \$305.28 = \$9,020.28

\$9,150.75 + \$320.40 = \$9,471.15

\$9,608.29 + \$336.42 = \$9,944.71

WHEREAS, the borough reserves the right to amend/add any additional requested hours to the license agreement and to bill at the hourly rates established for that year and to make any further amendments to the license as may be required from time to time.

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 license agreement amendment between the Borough of Wildwood Crest and the Dolphin Swim Club for the requested 18 additional hours for years 2024, 2025 and 2026 at the yearly billable rates.

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. 24-141

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING THE WILDWOOD CREST PLANNING BOARD TO REVIEW A PROPOSED REDEVELOPMENT PLAN FOR NORTH NEW JERSEY AVENUE

WHEREAS, in order to facilitate the development, redevelopment, and rehabilitation of the Borough of Wildwood Crest, County of Cape May, State of New Jersey (the “Borough”), the Board of Commissioners (the “Commissioners”) on September 21, 2022 adopted Resolution No. 22-288, designating Block 22, Lots 20.01, 20.02, 21.01, 21.02, 22 (which encompasses former Lot 22.01) & 23 (which encompasses former Lot 23.01), 24.01, 24.02, 25.01 & 25.02; Block 23, Lots 1, 2, 3, 4, 5 & 6; Block 27, Lots 19.02, 20.01, 20.02, 21.01, 21.02, 22.01, 22.02, 23, 24 & 25; Block 28, Lots 1, 2, 3, 4, 48, 49 & 50; Block 31, Lots 19, 20, 21, 22, 23 & 24; Block 32, Lots 1, 2, 3, 4, 5 & 6; Block 35, Lots 19, 20.01, 20.02, 21, 22, 23 & 24; Block 39, Lots 20, 21, 22, 23, 24 & 25; and Block 40, Lots 1, 2, 3, 4, 5 & 6 as an area in need of rehabilitation pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et. seq., (the “Redevelopment Law”); and

WHEREAS, in order to further facilitate the development, redevelopment, and rehabilitation of the Borough the Commissioners on October 26, 2022 adopted Resolution No. 22-311 designating Block 43, Lots 20.01, 20.02, 21.01, 21.02, 22.01, 22.02, 23, 24, & 25 and Block 44, Lots 1, 2, 3, 4, 5, 6 & 42 (together with the aforementioned lots in an area in need of rehabilitation, the “Rehabilitation Area”) as an area in need of rehabilitation pursuant to the Redevelopment Law; and

WHEREAS, pursuant to N.J.S.A. 40A:12A-7, a governing body may adopt, revise or amend a redevelopment plan for an area in need of rehabilitation and/or an area in need in redevelopment; and

WHEREAS, the Commissioners have decided that more specific plans are needed for the redevelopment of the Rehabilitation Area and the Commissioners have prepared a redevelopment plan entitled “New Jersey Avenue Redevelopment Plan, Borough of Wildwood Crest” dated February 2024 (the “Redevelopment Plan”) for the Rehabilitation Area, a copy of which is on file with the Borough Clerk; and

WHEREAS, the Redevelopment Plan provides a plan for the planning, development, redevelopment and rehabilitation of the Rehabilitation Area for the purpose of improving conditions within the Borough; and

WHEREAS, pursuant to N.J.S.A. 40A:12A-7, the Commissioners hereby refer the Redevelopment Plan to the Borough of Wildwood Crest Planning Board for its review and a determination of the Redevelopment Plan’s consistency with the Borough Master Plan.

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

1. The Borough Council, pursuant to N.J.S.A. 40A:12A-7, hereby authorizes the Borough of Wildwood Crest Planning Board to review the proposed Redevelopment Plan, and to report its findings to the Borough Council within forty-five (45) days hereof.

2. This Resolution shall take effect immediately.

Attest:

BOROUGH OF WILDWOOD CREST

PATRICIA FEKETICS, Municipal Clerk

DON CABRERA, Mayor

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 24-142

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST WAIVING SPECIAL EVENTS APPLICATION ADDITIONAL FEES TO GREATER WILDWOOD YACHT CLUB

WHEREAS, Greater Wildwood Yacht Club applied for a Special Events permit to hold a Youth Regatta on June 27 from 7:00 am to 4:00 pm at 6510 Park Boulevard with request for street closing; and

WHEREAS, in the spirit of supporting tourism for the Wildwoods and the Wildwood Crest Community, the Commissioners have agreed to waive special event additional fees.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey, that Special Events application additional fees be waived to Greater Wildwood Yacht Club.

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. 24-143

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING REFUND OF SPECIAL EVENTS ADDITIONAL APPLICATION FEE TO DELMOSPORTS, LLC

WHEREAS, Delmosports, LLC paid special events additional application fee of \$250.00 for Special Event – Foot Race along various streets in Wildwood Crest on April 19, 2024; and

WHEREAS, due to boardwalk construction in Wildwood being completed ahead of time, the race will no longer enter into Wildwood Crest and therefore, a request for refund has been submitted.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Commissioners of the Borough of Wildwood Crest, County of Cape May, State of New Jersey, the Chief Financial Officer is hereby authorized to execute refund of \$250.00 to DelmoSports, LLC.

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. 24-144

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING REFUND OF PROPERTY TAXES OR UTILITIES OVERPAYMENT MADE PAYABLE TO LERETA AND FIRST CITIZENS COMMUNITY BANK

WHEREAS, the Tax Collector of the Borough of Wildwood Crest collected from the property owner or it's designee an excess amount on 2023 property taxes and/or utility payments; and

WHEREAS, an overpayment was created for the reason listed above; and

WHEREAS, the Tax Collector of the Borough of Wildwood Crest has determined the said overpayment should be refunded accordingly as indicated below.

		Amount
2-34.02-C0201	Bridget Tait	
2023 Taxes	5400 Pacific Avenue	
	Mortgage company and mortgage servicer	
	Made payments after the homeowner	
	Refund partial overpayment to Lereta	3,801.58
	Refund partial overpayment to	
	First Citizens Community Bank	1,312.87

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Commissioners of the Borough of Wildwood Crest, County of Cape May, State of New Jersey, the Chief Financial Officer is hereby authorized to execute said refund as soon as practicable and the Tax Collector should mark the records accordingly to reflect said refund as per the meeting on April 24, 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. 24-145

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING WAIVER OF THE FEE REQUIRED FOR SPECIAL EVENT APPLICATION BY THE WILDWOOD CREST SCHOOL DISTRICT TO HOST A GRADUATION CEREMONY AT CENTENNIAL PARK ON JUNE 13, 2024 FROM 5:00-7:00 PM

WHEREAS, Wildwood Crest School District has requested the use of Centennial Park to host a graduation ceremony at Centennial Park on June 13, 2024 from 5:00-7:00 pm; and

WHEREAS, Wildwood Crest School District has requested the use of Centennial Park to also host portraits on June 9, 2024 at 7:00 pm as well as having practice from June 10th to June 13th from 9:00 a.m. to 12:00 noon with chair set up taking place the morning of June 10, 2024; and

WHEREAS, the Board of Commissioners of the Borough of Wildwood Crest has reviewed the request for their upcoming graduation ceremony / practice and in the spirit of supporting our local school district and our community, the Board of Commissioners has agreed to waive the fee required by application.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey, that the fee required by application of the Wildwood Crest School District for the graduation ceremony being held on June 13, 2024 from 5:00-7:00 pm at Centennial Park.

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. 24-146

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING EXPENDITURE TO PURCHASE A 2025 WESTERN STAR 47X SET BACK AXLE TRUCK FOR PUBLIC WORKS UNDER STATE CONTRACT

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

WHEREAS, the Borough of Wildwood Crest is in need of a 2025 Western Star 47x Set Back Axle Truck; and

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

WHEREAS, Hoover Truck Center (State Contract #89257) P.O. Box 719, Flanders, NJ 07836 has provided a quote dated April 18, 2024 for \$267,417.00; and

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

Account Number(s) _____ Amount \$267,417.00 Signature _____

NOW THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Borough of Wildwood Crest, in the County of Cape May, that the Borough is authorized to fund the expenditure for the purchase of a 2025 Western Star 47x Set Back Axle Truck for Public Works contract based upon the quote received from Hoover Truck Center (State Contract #89257) in an amount not to exceed \$267,417.00.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 24-147

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING AN EMERGENCY RESOLUTION FOR THE PURCHASE OF A SET BACK AXLE TRUCK PURSUANT TO N.J.S 40A:4-48

WHEREAS, an emergency has arisen with respect the Borough's Emergency Public Works Fleet and a new piece of equipment is needed for the removal of recycling and debris prior to the summer season to provide services to the community and, no adequate provision was made in the 2024 budget for the aforesaid purpose, and N.J.S. 40A:4-46 provides for the creation of an emergency appropriation for the purpose mentioned above; and

WHEREAS, the total amount of the emergency appropriations created, including the appropriation to be created by this resolution is \$275,000.00 and three (3) percent of the total operating appropriations in the budget 2024 is \$650,488.16; and

WHEREAS, the foregoing appropriation together with prior appropriations does not exceed three (3) percent of the total operating appropriations in the budget for 2024.

NOW THEREFORE, BE IT RESOLVED, by not less than 2/3 of all the governing body members affirmatively concurring of the Commissioners of the Borough of Wildwood Crest, New Jersey that in accordance with NJS40A:4-48:

1. An emergency appropriation is hereby made for the purchase of a new Set Back Axel Truck in the amount of \$275,000.00.
2. That said emergency appropriation shall be provided for in full in the 2024 budget, and is requested to be excluded from CAPS, pursuant to NJS 40A:4-53.3 c(1).
3. That two (2) certified copies of this resolution be filed with the Director of the Division of Local Government 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. 24-148

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING APPROVAL OF CHANGE ORDER NO. 4 – BEACH PATROL HEADQUARTERS RENOVATIONS – TO REFLECT ADDITIONAL WORK AZEK ON FIRST FLOOR AND ATTIC FINISH CREDITS, ADDITIONAL PIPING FOR PLUMBING LAYOUT AND ADDITIONAL FLOOR DRAIN AT THE NTE SUM OF \$15,462.42

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

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

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

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

WHEREAS, Borough Engineer Marc DeBlasio of DeBlasio & Associates has reviewed the request for additional work of Additional Azek for First Floor and Attic Finish Credits, Additional Piping for revised plumbing layout and additional floor drain with an increase amount of \$15,462.42 and approves BEACH PATROL HEADQUARTERS RENOVATIONS Change Order No 4 to reflect Additional Azek for First Floor and Attic Finish Credits, Additional Piping for revised plumbing layout and additional floor drain and revising the Contract Price to \$2,210,237.42.

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

Account Number: _____ Amount: \$15,462.42 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 4- increasing the total contract by \$15,462.42 for additional azek and attic credits, revised plumbing layout and additional floor drain revising the Contract Price to \$2,210,237.42 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

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

Vote: Schiff - Franco – Cabrera – YES

REPORTS: Mr. Franco motions, and Mr. Schiff seconded that all reports received from the Court Administrator, Chief Financial Officer, Tax Collector, Chief of Police, Supervisor of the Recreation Department, Construction Official, Emergency Services Coordinator for the EMS and the Wildwood Crest Volunteer Fire Company for the month ending March 31, 2024 be accepted as presented.

Vote: Schiff - Franco – Cabrera – YES

MINUTES: Mr. Franco motions, and Mr. Schiff seconded that all minutes from the regularly scheduled meetings dated March 27, 2024 and April 9, 2024 be approved as presented.

Vote: Schiff - Franco – Cabrera – YES

CORRESPONDENCE: N/A

Report from Chief Bob Lloyd:

Calls for Service: 1,393

Criminal Investigations: 113

Service Calls: 296

Traffic: 261

Arrests: 15

Per the Chief, the following were a product of excellent proactive police work by our officers:

Our officers charged:

10 counts of possession of a controlled dangerous substance (methamphetamine, cocaine, suboxone, and other Rx meds that were not prescribed to the offender)

10 counts of possession of CDS paraphernalia (hypodermic needles, spoons, scale)

6 weapons offenses (1 for a handgun (ghost gun), 1 for a BB gun that was located with an amount of methamphetamine), and a taser that was found on a certain person not to possess a weapon

In 5 of these incidents, a positive indication by our narcotics K9 resulted in the seizure of the CDS and/or weapons

Wednesday May 1st, traffic lights are returning to normal cycle and operation.

Report from William Cripps:

EMS: Total Calls: 55

Patients transported to hospital: 19

Patients refused treatment: 5

Mutual Aid Given: 13; Mutual Aid Received: 1

Mr. Cripps also indicated the following:

*The “File of Life” was presented to our residents. This program allows crews to obtain critical information if the patient is unable to give us information. It also provides vital information to contact family members or caretakers.

*Members of the EMS attended the Tactical Emergency Critical Care 2 day course and this training is advanced treatment of severe, traumatic injuries from active threat incident and multiple casualty incidents.

*Members of the EMS attended /participated in United States Coast Guard – Active Threat Drill held on March 28th.

ADMINISTRATOR’S REPORT:

Beach End Bump Outs- Rambler and North

This project was awarded to South State and is currently under construction. Multiple crews are onsite daily, and work is expected to be completed in late May on schedule.

Crest Arts Pavilion

Fred Schiavone's crew has done an outstanding job on this project and it is almost complete. Some picnic tables, a few trash receptacles and the shade structure are expected to arrive in the next few weeks and the parking areas will be paved next week. The fences will be moved to protect the parking areas in advance of the Creative Arts Council's art show scheduled for Friday at 6pm.

Hereford Inlet to Cape May Inlet Beach and Dune Construction

The NJDEP Coastal Engineering Department has requested that DeBlasio and Associates provide a proposal to survey the parcels included in the beach project on behalf of the borough. We will be reimbursed for this work through the DCA and HUD. A proposal is forthcoming.

New Jersey Avenue

Marc DeBlasio and I met with County Engineer Bob Church and Paul Cinko from T & M Associates to plan for infrastructure improvements in advance of the county's roadway project. This project will be bid as one project with the Crest being responsible for lighting, parking lots, landscaping and beautification upgrades. The project is expected to commence with sewer infrastructure improvements in early 2025.

Sunset Lake- State Channel Dredging

Nothing new to report. There is a meeting scheduled for May 1st with Scott Douglass.

CAFRA Applications

Nothing to report.

Bayside Pump Station Flood Mitigation Project

We have made an application for \$12M to FEMA's BRIC program and also have requested Congressman Van Drew's office's assistance in securing FY2025 congressional priority funding for just over \$1M for this project. A resolution was passed this evening authorizing this additional application. This project (if fully funded) would include 2 pump stations and all necessary piping improvements.

Washington Avenue Flood Mitigation Project

We applied to FEMA for a Flood Mitigation (FMA) grant for this area. This area was previously studied and the recommendations from that study made for the basis of mitigation efforts incorporated into this application.

FY2023 DCA-Small Cities ADA Grant

Project is design with McLees and targeted for Fall 2024 construction. As previously reported, our FY2023 DCA Small Cities Grant application was approved in the amount of \$342,720.

CMC Local Road Safety Plan (LSRP)

In cooperation with the South Jersey Transportation Planning Organization (SJTPO) the County is coordinating with local municipalities to identify and prioritize strategies and actions to reduce fatal and serious injury crashes on county and local roadways. The next meeting scheduled for this project is May 17th. The draft plan should be ready should after that meeting.

ENGINEER'S REPORT:

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 has completed the installation of the water main, sanitary sewer improvements, concrete work and base paving.
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, doors, windows and metal roof system have been set. The contractor is working on completing the siding and interior utilities.
3. **Park Boulevard Emergency Sanitary Sewer Replacement**
 - Upon inspection of localized sewer manholes, excavation and further investigation, it was observed that the sanitary sewer pipe is clogged with debris and is backpitched causing stagnant sewage flow. As such, a sanitary sewer emergency was declared.
 - Asphalt Paving System, Inc. has submitted a proposal to complete this work in the amount of \$3,228,065.20.
 - The contractor began work on March 27th and has completed approximately 50% of the sewer main and services.

4. 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 which is being designed by another Engineer. The project will be completed via the State Co-operative Program.

5. 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.*

- The NJDEP permits for the bulkhead replacements have been obtained and the project will be ready for public bidding the week of April 29th.
6. Crest Arts Pavilion Site Improvements
 - The bid opening occurred on December 28, 2023, and the apparent low bidder was Fred M. Schiavone Construction, Inc. in the amount of \$1,288,750.00.
 - The contractor has completed the site demolition, site grading, pavers and planting installation. The final items to be completed include the installation of the shade structure and sodding.
 7. Beach Street End Public Access Improvements – Phase 3
 - The bid opening occurred on January 31, 2024, and the project was awarded to South State, Inc. in the amount of \$1,771,250.00.
 - The contractor has completed the substructure and decking on Primrose Road, Lotus Road and Rosemary Road. Work is progressing on Forget-Me-Not Road, Palm Road, Fern Road and Myrtle Road.
 8. 2024 Road Resurfacing Program
 - The bid opening occurred on April 3, 2024, and the apparent low bidder was South State, Inc. in the amount of \$179,836.00.
 - A preconstruction meeting was held on April 18th and work is expected to start early May.
 9. FY2023 NJDCA Small Cities Program-Municipal Building Bathroom Improvements
 - The project is in the design phase and construction is scheduled for Fall, 2024.
 10. 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.

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.
 - Grant applications are due by February 2024.
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. NJDOT Local Transportation Project Fund
 - On a rolling basis, the NJDOT is accepting applications for bikeway, pedestrian and roadway improvement projects.
 - 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 April 2nd.

Mr. Gericke inquired about the sewer issues along Park Boulevard from Sweet Briar Road to Columbine Road and if the cause was determined and if it was addressed. The Mayor indicated they are confident from the items retrieved from the pipes that it was from the Industrial Facility and it needs to be addressed internally and will update when there is news.

PUBLIC COMMENTS:

James McGinty asked the governing body to reconsider putting memorial plaques on the back of lifeguard stands. The mayor asked the Commissioner of Public Safety to review with the Beach Patrol Chief and to list under Old Business.

Dave McWilliams inquired about resolutions 9 and 10 and he was told one was to authorize the emergency appropriation and the other was to purchase.

Mike Marino had several inquiries regarding the beach patrol building renovation. The project is set to be completed by July; the project is 7.58% over budget and the Bond Ordinance has funding for the increased costs and it was estimated to be approximately 2.25 million.

Mike Gericke inquired about the lot at Seaview Avenue & Rosemary Road and where to find the Bid packet. The Clerk indicated she would get him a copy after the meeting. He also inquired about the feral cat problem along the norther portion of the bike path and he was told that Animal Control of South Jersey was contacted and that this is code enforcement issue.

NEW BUSINESS:

N/A

OLD BUSINESS:

-Mr. Hall request status- The governing body agreed to wait on passing a resolution based on the recommendation from the Tax Collector, which was to give the Hall's a 5 year weighted average, adjusted sewer bill to be passed by resolution after receiving the 3rd quarter water consumption numbers from Wildwood Water. Homeowner should show a reduction in water consumption from 2023 Q1-Q3 to 2024 Q1-Q3 and provide all necessary documentation as usually required for an adjusted bill before passing the resolution.

-Proposed Amendment to Ord. 1432 – Ch. 79 – Time Limit Parking – The Mayor indicated there was a cost estimate and amended plan recently circulated for employee parking and he would like to have the governing body review and perhaps have this on the next agenda.

-Concession agreement hotel zone / beach chairs- On Hold.

-Traffic Calming – There is a meeting scheduled next week with Colliers Engineering.

-Back Beach Excavation: On hold. Back beaches will begin being raked on May 1st.

-Dredging: The Administrator indicated she was meeting soon with Scott Douglass May 1st and that we are still in permitting process.

-NJ Avenue infrastructure pre-county: The Administrator covered in her report.

-PW roof: Funding is included in the Bond Ordinance and work should commence in September or October.

-Bayside outfalls and capacity / bulkhead repairs / replacement: The borough is ready to go out to bid and funding is in the Bond Ordinance, and we should be ready after the summer. The mayor stressed the importance of addressing the Property Owners with respect to Rights of Way.

-Washington / Seaview – beach outfalls and capacity: Covered in Administrator's report.

PUBLIC COMMENTS:

Dave McWilliams asked about the back beach excavation and if this was sending sand and he was informed it is not; this is about the ponding, but as the impending dune from the USACE is coming in 2025, it will be part of that project. He also asked for the borough to consider dogs on the beach again. This will be placed under Old Business and the Beach Patrol and Police will need to weigh in. The Mayor added there is a potential concern with the DEP and changes to coastal management rules.

Mike Marino asked about the traffic calming and the Mayor added there is a meeting next week with Colliers Engineering.

Commissioner Comments:

Mr. Schiff – Condolences to the Salerno family on their loss. Also, the foyer looks great. He would like to see renovations to the lobby at the police department.

Mr. Franco – Friday morning for Arbor Day, there will be a tree dedication to Amanda Holland at 10:00 and the tree was donated by Lomax Consulting.

Mayor Cabrera – There is an event at the CAP center Friday night at please check out the exterior improvements.

CLOSED SESSION -

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 24-149

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) POTENTIAL LITIGATION

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

Vote: Schiff - Franco – Cabrera – YES

Five minute break to clear out room.

After returning from Closed Session and hearing nothing further from the public, Mr. Schiff motioned and Mr. Franco seconded that the meeting be adjourned. All were in favor. The time was 6:22 p.m.

Dated: May 22, 2024

Patricia A. Feketics, Borough Clerk

