

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

May 8, 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. 1431 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. 1431

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

Mr. Franco motioned and Mr. Schiff seconded that a public hearing be held on Ordinance No. 1431.

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. 1431 now be closed.

Vote: Schiff - Franco – Cabrera – YES

Mr. Franco motioned and Mr. Schiff seconded that Ordinance No. 1431 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. 1432 be passed on first reading, advertised according to law, be brought up for second and final reading and public hearing on May 22, 2024 at 5:00 p.m.

Vote: Schiff - Franco – Cabrera – YES

ORDINANCE NO. 1432

**ORDINANCE ADOPTING A REDEVELOPMENT PLAN FOR CERTAIN
PROPERTY IN THE BOROUGH OF WILDWOOD CREST, COUNTY OF
CAPE MAY, STATE OF NEW JERSEY**

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 24-150

**RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF
WILDWOOD CREST AUTHORIZING A LICENSING AGREEMENT BETWEEN
BOROUGH OF WILDWOOD CREST AND WILD HARBOR TRI CLUB FOR USE OF
KAYAK LAUNCH FOR OPEN WATER SWIM SEASON 2024**

WHEREAS, Wild Harbor Tri Club has requested to use the kayak launch located at Miami Avenue and Bayview Drive for open water swims for 2024 for the dates and flat rate as detailed in contract; and

WHEREAS, Wild Harbor Tri Club would like to enter into a license agreement for the following payment terms:

\$150.00 FLAT FEE FOR KAYAK LAUNCH USE FOR OPEN WATER SWIM SEASON 2024

WHEREAS, the Board of Commissioners does herewith agree to enter into a licensing agreement with Wild Harbor Tri Club for a license for the non-exclusive right to use the Licensed Property known as the Kayak Launch at Miami Avenue and Bayview Drive for the above referenced fees and swim sessions.

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 recital paragraphs set forth above are incorporated herein as if set forth at length.
2. That a license for the non-exclusive right to use the Licensed Property known as Kayak Launch at Miami Avenue and Bayview Drive in the Borough of Wildwood Crest is hereby granted to **WILD HARBOR TRI CLUB** for the period listed above. The foregoing payment schedule, the days and hours of permitted use, and all other conditions, which shall affect, change or modify this license shall be contained in said license agreement as Schedule "A", a copy of which is attached hereto and made a part hereof.
3. The Mayor and the Borough Clerk are hereby authorized and directed to execute and attest said license agreement on behalf of the Borough.

SCHEDULE "A"
2024

The dates are :

Sunday @ 7am Sunset Lake

June 9

Wednesdays @ 6pm at Sunset Lake

May 29

June 5,12,19,26

July 3, 10,17,24,31

August 7,14,21,28

September 4,11, 18

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. 24-151

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST DESIGNATING MAY 5-11, 2024 AS THE 55TH ANNUAL PROFESSIONAL MUNICIPAL CLERKS WEEK IN THE BOROUGH OF WILDWOOD CREST

WHEREAS, The Office of the Professional Municipal Clerk, a time honored and vital part of local government exists throughout the world; and

WHEREAS, The Office of the Professional Municipal Clerk is the oldest among public servants; and

WHEREAS, The Office of the Professional Municipal Clerk provides the professional link between the citizens, the local governing bodies and agencies of government at other levels; and

WHEREAS, Professional Municipal Clerks have pledged to be ever mindful of their neutrality and impartiality, rendering equal service to all; and

WHEREAS, The Professional Municipal Clerk serves as the information center on functions of local government and community; and

WHEREAS, Professional Municipal Clerks continually strive to improve the administration of the affairs of the Office of the Professional Municipal Clerk through participation in education programs, seminars, workshops and the annual meetings of their state, provincial, county and international professional organizations; and

WHEREAS, It is most appropriate that we recognize the accomplishments of the Office of the Professional Municipal Clerk.

NOW, THEREFORE, I, Don Cabrera, Mayor of the Borough of Wildwood Crest, do hereby recognize the week of May 5 through 11, 2024, as Professional Municipal Clerks Week, and further extend appreciation to our Professional Municipal Clerk, Patricia A. Feketics, and to all Professional Municipal Clerks for the vital services they perform and their exemplary dedication to the communities they represent.

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. 24-152

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST DESIGNATING MAY 19-25, 2024 AS NATIONAL PUBLIC WORKS WEEK IN THE BOROUGH OF WILDWOOD CREST

WHEREAS, public works professionals focus on infrastructure, facilities, and services that are of vital importance to sustainable and resilient communities and to the public health, high quality of life, and well-being of the people of Borough of Wildwood Crest; and

WHEREAS, these infrastructure, facilities, and services could not be provided without the dedicated efforts of public works professionals, who are engineers, managers, and employees at all levels of government and the private sector, who are responsible for rebuilding, improving, and protecting our nation's transportation, water supply, water treatment and solid waste systems, public buildings, and other structures and facilities essential for our citizens; and

WHEREAS, it is in the public interest for the citizens, civic leaders, and children in **Borough of Wildwood Crest** to gain knowledge of and maintain an ongoing interest and understanding of the importance of public works and public works programs in their respective communities; and

WHEREAS, the year 2024 marks the 64th annual National Public Works Week sponsored by the American Public Works Association/Canadian Public Works Association.

NOW, THEREFORE, I, Don Cabrera, Mayor of the Borough of Wildwood Crest, do hereby designate the week May 19–25, 2024, as National Public Works Week. I urge all citizens to join with representatives of the American Public Works Association and government agencies in activities, events, and ceremonies designed to pay tribute to our public works professionals, engineers, managers, and employees and to recognize the substantial contributions they make to protecting our national health, safety, and advancing quality of life for all.

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. 24-153

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING REFUND OF MERCANTILE LICENSE AND TOURISM FEES TO MILDRED PURCELL

WHEREAS, Ms. Purcell paid mercantile license and tourism fees totaling \$30.00 (check #140) for the 2024 rental license for property located at 6109 Atlantic Avenue – Unit 108, Wildwood Crest, NJ 08260; and

WHEREAS, the property is not being offered for rent.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, State of New Jersey, that the Chief Financial Officer is hereby authorized to execute refund of \$30.00 to Mildred Purcell, 503 6th Avenue, Lyndhurst, New Jersey 07071.

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. 24-154

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING AMENDMENT TO THE 2024 MUNICIPAL BUDGET TO ACCOUNT FOR ADDITIONAL FUNDING FROM THE GREATER WILDWOOD TOURISM IMPROVEMENT DEVELOPMENT AUTHORITY FOR 2024 SUMMER EVENTS

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 \$ 36,500.00 from the Greater Wildwood Tourism Improvement and Development Authority for the 2024 Summer Events Grant and desires to amend its 2024 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 2024 in the sum of \$ 36,500.00 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:
Greater Wildwood Tourism Improvement and
Development Authority: 2024 Summer Events Grant\$ 36,500.00

BE IT FURTHER RESOLVED that a like sum of \$.....36,500.00
be and the same is hereby appropriated under the caption of:

GENERAL APPROPRIATIONS
(a) Operations Excluded from Caps
Public and Private Programs Offset by Revenues:
Greater Wildwood Tourism Improvement and
Development Authority: 2024 Summer Events Grant

BE IT FURTHER RESOLVED that the Borough CFO 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. 24-155
RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING AMENDMENT TO THE 2024 MUNICIPAL BUDGET TO ACCOUNT FOR ADDITIONAL FUNDING FROM THE ATLANTIC COUNTY MUNICIPAL JOINT INSURANCE FUND SAFETY INCENTIVE PROGRAM

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 received \$ 2,500.00 from the Atlantic County Municipal Joint Insurance Fund for the ACMJIF Safety Incentive Program and wishes to amend its 2024 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 2024 in the sum of \$ 2,500.00 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:
Atlantic County Municipal JIF Safety Incentive\$ 2,500.00

BE IT FURTHER RESOLVED that a like sum of \$.....2,500.00
be and the same is hereby appropriated under the caption of:

GENERAL APPROPRIATIONS
(a) Operations Excluded from Caps
Public and Private Programs Offset by Revenues:
Atlantic County Municipal JIF Safety Incentive

BE IT FURTHER RESOLVED that the Borough CFO 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. 24-156

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING THE BOROUGH OF WILDWOOD CREST TO ENTER INTO A CONTRACT FOR COOPERATIVE PURCHASING WITH CAMDEN COUNTY EDUCATIONAL SERVICES COMMISSION

WHEREAS, N.J.S.A. 5:34-7.6, as amended by P.L. 2011, c.139, authorizes the Borough to purchase goods or to contract for services through the use of a recognized and accepted cooperative purchasing system that has been developed utilizing a competitive bidding process by another contracting unit within the State of New Jersey, or within any other state, when available; and

WHEREAS, the recognized Camden County Educational Services Commission Cooperative purchasing system, located in Camden County, New Jersey, offers voluntary participation in its cooperative purchasing system for the purchase of goods and services from Camden County Educational Services Commission vendors; and

WHEREAS, it is the desire of the Borough to join the Camden County Educational Services Commission purchasing system to purchase goods and services available thereunder, in order to make the Borough's procurement process for certain goods and services more efficient and cost effective.

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, that the mayor is hereby authorized to execute the Camden County Educational Services Commission Contract for Cooperative Purchasing.

BE IT FURTHER RESOLVED that the Borough shall be responsible to ensure that the purchase of goods and/or services through the Camden County Educational Services Commission cooperative purchasing system complies with all applicable laws of the State of New Jersey, including the Local Public contracts Law (N.J.S.A. 40A:11-1 et seq.).

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. 24-157

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING A LICENSING AGREEMENT BETWEEN BOROUGH OF WILDWOOD CREST AND 7116 PARK BLVD, LLC FOR USE OF PORTION OF THE PROPERTY FOR PORTA POTTIES

WHEREAS, the Borough of Wildwood Crest has requested to use a portion of Lakeview Docks, located at 7116-18 Park Boulevard, Wildwood Crest, New Jersey, for the non-exclusive rights of two porta potties for use by the public and customers of 7116 PARK BLVD LLC; and

WHEREAS, the 7116 PARK BLVD LLC dba Lakeview Docks, desires to enter into a license agreement to allow for non-exclusive rights of two porta potties for use by the public and customers of 7116 PARK BLVD LLC, and does herewith agree to enter into a licensing agreement with the Borough of Wildwood Crest for a license for the non-exclusive right to use the Licensed Property known as the Lakeview Docks.

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 recital paragraphs set forth above are incorporated herein as if set forth at length.
2. That a license for the non-exclusive right to use the Licensed Property known as the Lakeview Docks in the Borough of Wildwood Crest is hereby authorized for the period commencing May 1, 2024 and ending April 30, 2025, and shall automatically renew for additional license periods of one year unless terminated by either party by written notice provided no less than ninety (90) days prior to the next license period.
3. The Mayor and the Borough Clerk are hereby authorized and directed to execute and attest said license agreement on behalf of the Borough.

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

CORRESPONDENCE: N/A

PUBLIC COMMENTS: N/A

NEW BUSINESS:

-Street Reconstruction Program – I Bank

The CFO gave a rundown on NJ Transportation Bank and the benefits, which are:

-Budget Relief: Lower cost for capital projects being financed

-Budget Flexibility: Utilize savings for other general line items

-Budget Capacity: Utilize savings to construct larger or additional projects

It is a long term grant program- with maturity terms lesser of 31 years of useful life with the following interest:

If less than or equal to 10 years ~ 25% of I Bank all-in AAA market rate

If more than 10 years ~ 50% of I Bank all-in AAA market rate

The governing body agreed they should pursue this for roadway projects.

OLD BUSINESS:

-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. Commissioner Schiff was against the change order; Mayor Cabrera was for it; Commissioner Franco would like to review. This will remain under Old Business.

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

-Traffic Calming – There was a meeting recently with Colliers Engineering and the borough is awaiting the report.

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

-Dredging: The Administrator indicated she met with Scott Douglass May 1st and that we are still in permitting process. It was made known that dredging may be delayed due to North Wildwood.

-NJ Avenue infrastructure pre-county: Tying up loose ends and will be ready soon.

-PW roof: Funding is included in the Bond Ordinance and ready on May 20th and work should commence in September or October.

-Bayside outfalls and capacity / bulkhead repairs / replacement: There was a meeting recently held and the borough is ready to go out to bid and funding is in the Bond Ordinance, which will be available on May 20th and we should be ready after the summer. The mayor stressed the importance of addressing the Property Owners with respect to Rights of Way. Property owners will be notified and a general notice will be sent to them after a presentation from Borough Engineer, Marc DeBlasio at a commissioner meeting taking place on May 22, 2024 at 5:00 pm. The Mayor asked for a press release in advance of the presentation.

-Washington / Seaview – beach outfalls and capacity: No movement.

PUBLIC COMMENTS:

Steve Tarnowski phoned in inquiring about the status of a property on Lake Road with a compromised bulkhead which allows flooding to nearby property owners. The Mayor added a violation went out and there is generally a period for compliance. The Mayor further indicated that he would inquire and the Administrator asked for updates from the Police Department and Code Enforcement.

Commissioner Comments:

Mr. Franco – Happy Mother’s Day

Mr. Schiff – Thanks to PD and Rescue for work leading up to rally on Saturday and acknowledged the great staff and Happy Mother’s Day.

Mayor Cabrera – n/a

CLOSED SESSION -

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 24-158

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) WITH REGARD TO FOUR ITEMS: (2) TERMS AND CONDITIONS OF EMPLOYMENT (OUTSIDE EMPLOYMENT) AND (PPM); (2) ANTICIPATED CONTRACT NEGOTIATIONS FOR SUPERIOR OFFICERS AND POLICE COMPOSITION

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, the governing body discussed the recent Change Order for the beach patrol building and it was not recommended by both the Engineer and Architect. It was noted that the contractor indicated that they would walk off the site if not paid. They agreed not to move forward with paying for the requested change order. Mr. Schiff motioned and Mr. Franco seconded that the meeting be adjourned. All were in favor. The time was 11:53 a.m.

Dated: May 22, 2024

Patricia A. Feketics, Borough Clerk

