

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

June 22, 2022

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 5:30 p.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 October 13, 2021.

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

Commissioner Schiff requested the First Responders reports first.

On behalf of Chief Johnson of the WCBP, Senior Lt. Dave Ferraro spoke first.

Report:

WCBP REPORT 6/22/2022 (COMMISSIONER MONTHLY MEETING)

- 2022 WCBP LIFEGUARD COVERAGE: EVERYDAY FROM 10:00AM- 5:30PM (WEATHER PERMITTING) UNTIL THE SUNDAY AFTER LD (SEPT 11)
- HANDICAP TRANSPORT SERVICE 11AM-4PM WHENEVER LIFEGUARDS ARE ON DUTY.
- SURF CHAIRS (BEACH WHEELCHAIRS) 10AM-5PM PICK-UP AND RETURN AT BEACH PATROL HQ (RAMBLER ROAD AND BEACH)
- 2022 SURFING BEACHES: RAMBLER-PRIMROSE, ASTER-CARDINAL, HOLLYWOOD-TOPEKA (10AM-12 NOON ONLY)
- CURRENTLY IN THE PROCESS OF TRAINING/CERTIFICATION OF 20 NEW CANDIDATES
- FUTURES PROGRAM FOR GRADES 9TH -10TH BEGAN TODAY AND WILL BE HELD EVERY MON AND WED FOR THE NEXT 4 WEEKS
- JRLG PROGRAM FOR GRADES 4TH-8TH WILL BEGIN TOMORROW AND BE HELD EVERY TUES AND THURS FOR THE NEXT 4 WEEKS
- WCBP WILL AGAIN BE HOSTING THE 38TH ANNUAL CAPE MAY COUNTY LIFEGUARD CHAMPIONSHIPS ON FRIDAY, JULY 8TH, STARTING AT 6:30 PM AT RAMBLER ROAD AND THE BEACH IN WILDWOOD CREST.
- CALL BEACH PATROL HQ AT 609-522-3825 FOR INFORMATION, QUESTIONS OR CONCERNS.

Chief Robert Lloyd of the Wildwood Crest Police Department indicated the following:

June Report to Commissioners

1. Would like to commend the officers for their hard work over the weekend. We were able to assist the City of Wildwood with the Barefoot County Music Festival, providing officers for Law Enforcement Services in the venue, for SWAT operations, and for K9 Explosives detection from Thursday through Sunday.

We had more traffic enforcement and calls for service this weekend compared to last year, but the arrests and reported incidents were about the same.

2. I would like to remind residents and visitors that motorized bicycles and skateboards are not permitted on the Borough bike paths. We will be out enforcing this ordinance and those found in violation are subject to a summons.
3. The officers of the Wildwood Crest Police Department have formed a Police Officer's Association in another way to give back to the community. They will be hosting a breakfast at the Doo Wop Diner at Sweetbriar and NJ on Sunday from 8am – 1pm. If you are interested in learning more about the POA's mission, please feel free to attend and speak to officers about what the Association will be doing in the future.

Chief Ron Harwood of the Fire Co., EMS, OEM and Housing Inspector spoke last. Reports:

FIRE:

May 1,2022 thru May 31,2022

Fires (Including building fires, cooking fires, rubbish fires, vehicles fires, Mulch fires)	3
Over Pressure Rapture, Explosion, Overheated (No fire)	0
Rescue/EMS (MVA's, medical assists, elevator entrapments, water rescues)	4
Hazardous Conditions (Gas leaks, electrical hazards, aircraft stand-by C/O Incidents)	13
Service Calls (Animal rescues, assist police department, public assists)	3
Good Intent Calls (Smoke scares, odor of smoke, investigations with no incident)	3
False Alarm & False Calls (Malfunctioning alarm systems, malicious alarms, unintentional)	24
Severe Weather, Natural Disaster, Lightning Strike (No Fire)	0
Total Incidents	50
Average Turnout Per Incident (28 Members)	18
Mutual Aid - First Alarm Fire Assignments for structure fire 1 to Wildwood 0 to North Wildwood	1

FIRE PREVENTION:

From May 01,2022 thru May 31, 2022, the Wildwood Crest Fire Prevention & Inspection Bureau conducted the following Inspection.

PERIODIC	557	Notice of Violations sent	249
RE- INSPECTION	161	Certificate of inspection	548
Life Hazard Inspection	14		
L/H Re- Inspection	7		
OTHER/Follow-up	3		
Total Inspections	742	Smoke Detector Inspection	5

The Fire inspection Bureau has a total of **3250** local Fire Inspection and **64** Life Hazard Fire Inspection required under the state of New Jersey Fire Code.

HOUSING:

The Bureau of Housing 5-Year Maintenance of Hotels and Multiple Dwellings SLCHIP Program (State Local Cooperative Housing Inspection Program)

379 Units were Inspected
118 Units were Re-Inspected

OEM:

Attended the May 26 OEM Coordinator's Meeting at Cape May County Communications Center. 2021 Cape May County Hazard Mitigation Plan was updated.

EMS:

Patients Treated & Transported to Hospital:	45
Refusal of Care	20
Recalled/Canceled by Dispatch	13
Public Assist- Fire Stand By	16
Mutual Aid Received:	4 From WFD 0 From NWFD 0 From Lower Township
Mutual Aid Given:	0 To NWFD 14 To WFD 5 To LT
Total Calls	122

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-224

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT CONTRACT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE RECONSTRUCTION OF ORCHID ROAD FROM PACIFIC AVENUE TO OCEAN AVENUE

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May and State of New Jersey, formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk are hereby authorized to submit an electronic grant application identified as No. MA-2023-Reconstruction of Orchid Road -00214 to the New Jersey Department of Transportation on behalf of the Borough of Wildwood Crest.

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk are hereby authorized to sign the grant agreement on behalf of the Borough of Wildwood Crest and that their signatures constitute acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

My signature and the Clerk's seal serve to acknowledge the above resolution and constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement as authorized by the above resolution.

ATTEST and AFFIX SEAL

Patricia A. Feketics, Borough Clerk

Don Cabrera, Mayor

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-225

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING APPROVAL OF CHANGE ORDER NO. 2 – NJDCA SMALL CITIES PROGRAM – BEACH STREET END PUBLIC ACCESS IMPROVEMENTS – PHASE 1B- TO REFLECT ADDITIONAL CURB AND REINFORCING WASHINGTON AVENUE BEACH STREET END - AT THE NTE SUM OF \$5,775.02

WHEREAS, Fred M. Schiavone Construction, Inc., PO Box 416, Malaga, New Jersey 08328 was awarded the contract known as NJDCA SMALL CITIES PROGRAM – BEACH STREET END PUBLIC ACCESS IMPROVEMENTS – PHASE 1B -via Resolution No. 22-146 on March 23, 2022 for \$1,037,288.50; and

WHEREAS, the Board of Commissioners authorized Change Order No 1 - NJDCA SMALL CITIES PROGRAM – BEACH STREET END PUBLIC ACCESS IMPROVEMENTS – PHASE 1B TO REFLECT ADDITIONAL WORK FOR HEATHER ROAD FISHING PIER via Resolution No. 22-214 on May 25, 2022 with an increase amount of \$57,876.62 all of which is detailed in the attachment to the Change Order and revising the Contract Price to \$1,095,165.12; and

WHEREAS, Borough Engineer Marc DeBlasio of DeBlasio & Associates has reviewed the request for additional curb and reinforcing at Washington Avenue Beach Street End and approves Change Order No 1 - NJDCA SMALL CITIES PROGRAM – BEACH STREET END PUBLIC ACCESS IMPROVEMENTS – PHASE 1B TO REFLECT ADDITIONAL WORK FOR WASHINGTON AVENUE BEACH STREET END with an increase amount of \$5,775.02 all of which is detailed in the attachment to the Change Order and revising the Contract Price to \$1,100,940.14; and

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

Account Number: _____ Amount: \$5,775.02 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 2- increasing the total contract amount by \$5,775.02 and revising the contract price to \$1,100,940.14 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, Mr. Franco seconds that the foregoing resolution be adopted.

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-226

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST APPROVING SETTLEMENT OF TAX APPEAL

LITIGATION KNOWN AS HARRY AND SYLVIA NOCENTINO v. BOROUGH OF WIDWOOD CREST

WHEREAS, the Borough of Wildwood Crest is the defendant in litigation entitled Harry and Sylvia Nocentino v. Borough of Wildwood Crest, Docket No. 6643-2020; 4214-2021; and 3374-2022 (the “Litigation”); and

WHEREAS, the Borough Tax Assessor and Borough Solicitor have recommended that the litigation be settled in accordance with the proposed Stipulation of Settlement attached hereto as Exhibit “A” (the “Stipulation”); and

WHEREAS, the Board of Commissioners desires to settle the Litigation in accordance with the terms of the Stipulation.

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 Borough Solicitor and Tax assessor are hereby authorized and directed to settle the Litigation and to execute a stipulation of settlement in substantially the same form as is attached hereto as EXHIBIT “A” and to take all necessary action to effectuate there terms thereof.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-227

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING BOROUGH ENGINEER WORK ORDER FOR PACIFIC AVENUE STORM SEWER IMPROVEMENTS & VARIOUS BOROUGH STREET IMPROVEMENTS – ADDITIONAL SERVICES: CARDINAL ROAD SANITARY SEWER REPLACEMENTS AND RESURFACING AT THE NTE SUM OF \$29,000

WHEREAS, the Board of Commissioners of the Borough of Wildwood Crest desires to authorize issuance of a Work Order to the Borough Engineer, Marc DeBlasio and the Firm of DeBlasio & Associates for **PACIFIC AVENUE STORM SEWER IMPROVEMENTS & VARIOUS BOROUGH STREET IMPROVEMENTS – ADDITIONAL SERVICES: CARDINAL ROAD SANITARY SEWER REPLACEMENT AND RESURFACING** for engineering services which are more specifically set forth in the attached Proposal from Marc DeBlasio and the Firm of DeBlasio & Associates, dated June 10, 2022 which is made a part hereof by reference as if fully set forth at the billable rates set forth in the professional services agreement between Marc DeBlasio and Borough not to exceed \$29,000.00; and

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

Account Number(s): C-04-55-137-0A2 Amount: \$29,000.00 Signature _____

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

1. The above recital paragraphs are incorporated herein as if set forth at length.
2. The Mayor and Borough Clerk are hereby authorized and empowered to execute the attached Work Order authorizing MARC DEBLASIO and DEBLASIO & ASSOCIATES to perform the professional engineering services as described in the Proposal, which is hereby approved, at the billable rates set forth in the professional services agreement between Marc DeBlasio and Borough not to exceed \$29,000.00.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-228

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING BOROUGH ENGINEER WORK ORDER FOR BEACH PATROL HEADQUARTERS RENOVATIONS AT THE NTE SUM OF \$3,000

WHEREAS, the Board of Commissioners of the Borough of Wildwood Crest desires to authorize issuance of a Work Order to the Borough Engineer, Marc DeBlasio and the Firm of DeBlasio & Associates for **BEACH PATROL HEADQUARTERS RENOVATIONS** for engineering services which are more specifically set forth in the attached Proposal from Marc DeBlasio and the Firm of DeBlasio & Associates, dated June 7, 2022 which is made a part hereof by reference as if fully set forth at the billable rates set forth in the professional services agreement between Marc DeBlasio and Borough not to exceed \$3,000.00; and

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

Account Number(s): C-04-55-137-0C3 Amount: \$3,000.00 Signature _____

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

1. The above recital paragraphs are incorporated herein as if set forth at length.
2. The Mayor and Borough Clerk are hereby authorized and empowered to execute the attached Work Order authorizing MARC DEBLASIO and DEBLASIO & ASSOCIATES to perform the professional engineering services as described in the Proposal, which is hereby approved, at the billable rates set forth in the professional services agreement between Marc DeBlasio and Borough not to exceed \$3,000.00.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-229

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING AWARD PROFESSIONAL SERVICES CONTRACT TO CONCORD ENGINEERING FOR SPECIALIZED ENGINEERING IN CONJUNCTION WITH JOSEPH VON SAVAGE MEMORIAL POOL ROOFTOP DESERT AIRE UNIT REPLACEMENT AT THE NTE SUM OF \$19,000

WHEREAS, the Board of Commissioners of the Borough of Wildwood Crest has determined that there exists the need for specialized engineering to be provided to the Borough of Wildwood Crest for the Joseph Von Savage Pool Desert Aire Unit Replacement; and

WHEREAS, the Superintendent of Public Works received a proposal from Concord Engineering dated June 8, 2022 and that 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 Concord Engineering and based upon the review criteria, has recommended that the proposal of Concord Engineering best meets the Borough's needs and that Concord Engineering 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 Concord Engineering; and

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

Account Number(s) C-04-55-137-0C2 Amount \$19,000 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 Engineering Services – for Joseph Von Savage Pool Desert Aire Unit Replacement be awarded to Concord Engineering.
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 Concord Engineering, who shall be compensated pursuant to attached Proposal which is incorporated herein, at the billable rates set forth therein not to exceed \$19,000.00.
5. That a Notice of Award shall be published in *The Herald of Cape May County* as required by law within ten (10) days of passage of this Resolution, which notice shall state that this Resolution and the contract are on file and available for public inspection in the office of the Borough Clerk.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-230

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING A MASTER SERVICE AGREEMENT WITH FORERUNNER FOR COMPUTER SOFTWARE RELATED TO FLOODPLAIN MANAGEMENT AT THE NTE SUM OF \$12,500.00

WHEREAS, the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey, that an agreement with FORERUNNER. be and the same is hereby authorized and approved effective the date of the attached Master Service Agreement, for the express purpose of enabling said FORERUNNER to provide software and services to the Borough of Wildwood Crest for the sole purpose of efficiently managing floodplain management programs and streamlining activities related to Community Rating Systems at the not to exceed amount of **\$12,500.00**.

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

Account Number(s) _____ Amount **\$12,500.00** 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, Mr. Franco seconds that the foregoing resolution be adopted.

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-231

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST APPOINTING FRANCINE SPRINGER AS CLAIMS COORDINATOR EFFECTIVE JULY 1, 2022

WHEREAS, the Borough of Wildwood Crest is a member of the Atlantic County Municipal Joint Insurance Fund, hereinafter referred to as the FUND; and

WHEREAS, the FUND requires that in the manner generally prescribed by law, each member shall appoint a Claims Coordinator to oversee the reporting of claim within the municipality; and

WHEREAS, the duties of the Claims Coordinator are to serve as liaison between the Borough of Wildwood Crest, the Claims Administrator, and the Managed Care Organization; and

WHEREAS, the Claims Coordinator is responsible for the prompt reporting of all claims within the Borough of Wildwood Crest, maintaining the supply of claims forms, directing injured employees to the appropriate medical provider for initial evaluation, directing supervisors to complete the required "Incident Investigation Reports," encourage completion of all required reports and maintenance of all records pertaining to claims.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey, that it does hereby appoint Francine Springer as Claims Coordinator effective July 1, 2022.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-232

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST DESIGNATING CONSTANCE MAHON AS CONTACT PERSON AND FRANCINE SPRINGER AS ADDITIONAL CONTACT PERSON FOR THE ACMJIF EMPLOYMENT PRACTICES LIABILITY HOTLINE

WHEREAS, the Board of Commissioners of the Borough of Wildwood Crest hereinafter referred to as "MUNICIPALITY," is a member of the Atlantic County Municipal Joint Insurance Fund, hereinafter referred to as "FUND" ; and

WHEREAS, the FUND has adopted a policy authorizing the Employment Practices Liability Attorney Consultation Service; and

WHEREAS, the FUND has budgeted an annual allowance per member for EPL consulting services; and

WHEREAS, the FUND requires the MUNICIPALITY to designate specific managerial or supervisory individuals who will have telephone access to the EPL Hotline.

NOW THEREFORE, be it resolved that the Board of Commissioners of the Borough of Wildwood Crest does hereby appoint CONSTANCE MAHON as its Contact Person.

BE IT FURTHER RESOLVED that the Board of the Commissioners of the Borough of Wildwood Crest does hereby appoint FRANCINE SPRINGER as additional Contact Person.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-233

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING THE AWARD OF EMERGENCY CONTRACT TO PERNA FINNIGAN, INC. FOR SEWER SERVICE ISSUES ON NEWARK AVENUE IN ACCORDANCE WITH N.J.S.A. 40A:11-6

WHEREAS, N.J.S.A. 40A:11-6 provides for the award of an emergency contract when an emergency affecting public health, safety or welfare requires immediate performance of services; and

WHEREAS, as a sewer jet nozzle became lodged in the sewer service on East Newark Avenue; and

WHEREAS, the Borough Engineer and the Superintendent of the Department of Public Works do herewith declare that an emergency exists affecting the safety, health and welfare of the public, and recommend that the Borough engage a Contractor to be mobilized to effectuate the repair.

NOW, THEREFORE, BE IT RESOLVED, the Mayor and the Borough Commissioners do herewith declare that an emergency exists with the regard to a sewer jet nozzle which became lodged in the sewer service on East Newark Avenue which affects the public health, safety and welfare necessitating immediate repairs and that the Borough Engineer be directed to coordinate all the necessary repairs.

BE IT FURTHER RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey, that in accordance with the provisions of N.J.S.A. 40A:11-6, an emergency contract be awarded to Perna Finnigan, the estimated construction costs for said emergency to be \$10,000.00 all of which is more specifically set forth in the attached detailed breakdown of costs as supplied by the Borough Engineer which are made a part hereof by reference as if fully set forth. This emergency is subject to certification of availability of funds by the CFO as evidenced below by her signature.

Account Numbers	Amount	Signature
<u>2-01-44-904-299</u>	<u>\$10,000.00</u>	_____

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

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:
 RESOLUTION NO. 22-234

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING AMENDMENT TO THE 2022 MUNICIPAL BUDGET TO ACCOUNT FOR ADDITIONAL FUNDING FROM THE GREATER WILDWOOD TOURISM IMPROVEMENT DEVELOPMENT AUTHORITY FOR 2022 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 2022 Summer Events Grant and wishes to amend its 2022 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 2022 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: 2022 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: 2022 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, Mr. Franco seconds that the foregoing resolution be adopted.
 Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:
 RESOLUTION NO. 22-235

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING THE AWARD OF EMERGENCY CONTRACT TO NORTHSTAR MARINE, INC. FOR THE REMOVAL OF A TANK AT 6301 OCEAN AVENUE IN ACCORDANCE WITH N.J.S.A. 40A:11-6

WHEREAS, N.J.S.A. 40A:11-6 provides for the award of an emergency contract when an emergency affecting public health, safety or welfare requires immediate performance of services; and

WHEREAS, an underground tank was discovered during the construction process at the Crest Arts Pavilion located at 6301 Ocean Avenue; and

WHEREAS, the Borough Engineer and the Superintendent of the Department of Public Works do herewith declare that an emergency exists affecting the safety, health and welfare of the public, and recommend that the Borough engage a Contractor to be mobilized to effectuate the repair.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Borough Commissioners do herewith declare that an emergency exists regarding the removal of a tank located at 6301 Ocean Avenue which affects the public health, safety and welfare necessitating immediate repairs and that the Borough Engineer be directed to coordinate all the necessary repairs.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey, that in accordance with the provisions of N.J.S.A. 40A:11-6, an emergency contract be awarded to Northstar Marine, Inc., the estimated construction costs for said emergency to be \$7,474.75 all of which is more specifically set forth in the attached detailed breakdown of costs as supplied by the Borough Engineer which are made a part hereof by reference as if fully set forth. This emergency is subject to certification of availability of funds by the CFO as evidenced below by her signature.

Account Numbers	Amount	Signature
C-04-55-129-9C1\$7,474.75	_____	_____

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 22-236

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING SALE OF REAL PROPERTY OWNED BY THE BOROUGH OF WILDWOOD CREST KNOWN AS 6406 SEAVIEW AVENUE AND DESIGNATED AS LOTS 1, 2 AND 3 IN BLOCK 46.01 ON THE MUNICIPAL TAX MAP PURSUANT TO N.J.S.A. 40A:12-13(a) OF THE LOCAL LANDS AND BUILDINGS LAW AND AUTHORIZING ADVERTISEMENT OF A NOTICE TO BIDDERS

WHEREAS, the real property located at Borough of Wildwood Crest known as 6406 Seaview Avenue designated at Lots 1, 2, and 3, in Block 46.01 is owned by the Borough of Wildwood Crest (the “Property”); and

WHEREAS, the Board of Commissioners of the Borough of Wildwood Crest determine that the Property is not needed for public purposes and it is in the best interest of the Borough to sell the Property at public auction pursuant to N.J.S.A. 40A:12-13(a).

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey, that the Property shall be advertised for public sale pursuant to the Local Lands and Buildings Law, N.J.S.A. 40A:12-, et seq., subject to the following conditions:

1. The above recital paragraphs are incorporated herein as if set forth at length.
2. The Borough of Wildwood Crest is hereby authorized to sell the Property pursuant to the New Jersey Local Lands and Buildings Law, N.J.S.A. 40A:12-1, et seq. and the Mayor, Borough Clerk, Chief Financial Officer and other appropriate Borough Officials and professionals are hereby authorized to execute and deliver any and all documents necessary to consummate the transaction and to take any and all other actions necessary to effectuate the terms and conditions thereof.
3. The Terms and Conditions for Minimum Reserve Price Auction attached hereto are hereby approved and the Minimum Reserve Price of Nine Hundred Seventy-Five Thousand (\$975,000.00) Dollars is hereby approved.

BE IT FURTHER RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, in the County of Cape May, New Jersey, that the Borough Clerk is hereby authorized to advertise a Notice to Bidders in *The Herald of Cape May County* on June 29, 2022, and in such other publications, in print, internet or any other media as may be determined by the Borough Clerk.

BE IT FURTHER RESOLVED sealed bids will be received by the Borough in the Municipal Commissioners Room, Wildwood Crest Borough Hall, on **Wednesday, August 24, 2022 at 10:30 a.m.**, prevailing time, for furnishing the items hereinafter set forth in accordance with the Specifications on file in the Borough Hall. Said items are as follows:

**Terms and Conditions for
Minimum Reserve Price Auction for
6406 SEAVIEW AVENUE, Wildwood Crest, Cape May County, New Jersey
LOTS 1, 2 AND 3 IN BLOCK 46.01**

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

Vote: Schiff - Franco – Cabrera – YES

The Mayor reiterated that the sealed bid will take place on August 24, 2022 at 10:30 and that a sign will be erected on the property and if anyone has questions to please call the Clerk’s office.

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

Vote: Schiff - Franco – Cabrera – YES

REPORTS: Mr. Franco motioned and Mr. Schiff seconded all reports received from the Court Administrator, Chief Financial Officer, Tax Collector, Chief of Police, Supervisor for the Recreation Department, Construction Official, Emergency Services Coordinator for the EMS and the Wildwood Crest Volunteer Fire Company Chief for the month ending May 31, 2022 be accepted as presented.

Vote: Schiff - Franco – Cabrera – YES

MINUTES: Mr. Franco motioned and Mr. Schiff seconded all minutes from the regularly scheduled Commission meetings dated May 25, 2022 and June 8, 2022 be approved as presented.

Vote: Schiff - Franco – Cabrera – YES

ADMINISTRATOR’S REPORT:

June 22, 2022

ONGOING AND UPCOMING PROJECTS

Beach End Bump Outs

We have been approved for a \$2.5M Open Spaces grant to construct 11 beach bump outs and our engineer is preparing construction documents to go out to bid. We expect to award and commence construction on these additional beach bump outs in the fall.

Pacific Avenue

Phase 1 of this county project is complete. Phase 2 is expected to commence after Labor Day in the Southern most portion of town.

Herford Inlet to Cape May Inlet Beach and Dune Construction

As of today, Coastal Engineering is still working with Wildwood and Lower Township on their state aid agreements.

New Jersey Avenue

Nothing new to report at this time.

Sunset Lake- State Channel Dredging

We continue to work with the NJDOT’s Office of Maritime Resources, the NJDEP Office of Sediment and Dredging Technology and our dredging committee to have the State dredge their state channel and have requested that they realign the channel and perhaps partner with us to dredge more of the lake. Meetings have been held with all agencies and the project planning is progressing.

CAFRA Applications

In an on-going effort to remain compliant with the state’s Coastal Management Rules, the Borough has been working on 2 separate CAFRA permits. The first permit seeks to permit beach patrol storage adjacent to the beach patrol headquarters. Our environmental consultant has submitted a request for administrative review. We are currently awaiting word back. The second IP permit is still being worked on and would permit the following 5 items:

- Dune and Beach Maintenance Activities
- Bike Path Improvements north of Rambler
- Widening of pedestrian access through dunes north of Rambler
- Old Library site improvements including expanded parking
- Water main looping

Old Library Renovations

The contractor has made steady progress on the interior and exterior of the building. The roof is complete, windows are installed, bathrooms are complete, gas service has been installed, plumbing and electrical work is ongoing. We are still experiencing delays in the large nano door and electrical panel. We are hopeful that the project will be completed on and will keep you posted on the completion schedule given material delays. A progress meeting is being on Thursday.

The Mayor had two comments:

1. There were two bids that recently went out for the Crest Arts Pavilion Café and the Merchandise store. Neither one had a bid received. He suggested that we regroup and reevaluate details such as the minimum bid threshold after the Crest Arts Pavilion is ready. He would like to diary this for the fall. All agreed.

2. Also, the Mayor indicated that he has requested that the HVAC mechanicals at the Crest Arts Pavilion be hidden and would like to review the digital signs for there and the Crest Pier.

ENGINEER'S REPORT:

Grant Applications

1. FY 2023 NJDOT Municipal Aid Program
 - The NJDOT has announced that they are accepting State Aid applications for Roadways, Bikeways, Pedestrian, Safe Streets to Transit and Transit Village projects.
 - The grant application deadline is July 1, 2022.
 - The Borough has selected to submit the Reconstruction of Orchid Road from Pacific Avenue to Ocean Avenue as the grant application.
2. FEMA Flood Mitigation Assistance (BRIC)
 - The Borough is proposing to construct one (1) bayside storm sewer pump station, install bay outfall SCADA control valves and associated storm sewer improvements in the north west section of the Borough.
 - Our office has met with Jim Rutala to develop the application submission, which is due November 30, 2021.
3. Cape May County Open Space Board – Coastal Recreational Enhancements
 - The Borough has decided to submit a grant application for ADA beach access improvements-phase 2 (Orchid Road to Jefferson Avenue).
 - In support of the grant application, our office transmitted the grant application to Cape May County on December 15, 2020.
 - The County has indicated preliminary favorability and requested additional information.
 - The Borough provided a supplemental presentation to the CMCOSB on September 28th and a final decision is anticipated in late March, 2022.

Capital Projects

1. Pacific Avenue Storm Sewer Improvements and Borough Street Improvements
 - The bid was awarded to Asphalt Paving Systems in the amount of \$5,767,600.00.
 - The Borough has approved a Change Order for improvements on Ocean Avenue and Washington Avenue and various streets.
 - Our office is in the process of preparing a Change Order to replace the Cardinal Avenue sanitary sewer from Seaview Avenue to Pacific Avenue for Fall, 2022 construction.
2. Fiscal Year 2021 NJDCA Small Cities Program – Beach Street End Public Access Improvements – Phase 1B
 - The Borough was notified by the NJDCA that a \$400,000.00 grant was allocated for the project.
 - The original project and Heather Road Fishing Pier Improvements are complete.
3. Reconstruction of Beach Avenue and Stanton Road
 - The Borough was notified that a grant in the amount of \$155,000.00 was allocated for the reconstruction of Beach Avenue from Crocus Road to Forget-Me-Not Road.
 - The Borough has been notified by the NJDOT that a grant in the amount of \$185,000.00 was allocated for the reconstruction of Stanton Road from the Beach to New Jersey Avenue.
 - The contractor has completed all of the improvements on Beach Avenue and Stanton Road. We are working toward project closeout.
4. NJDEP CAFRA Permit for Beachfront Improvements, Sand Back Passing and Dune Maintenance Activities
 - The beach survey and permitting application is in progress.
5. Fiscal Year 2019 NJDCA Small Cities Program – Renovations to the Old Library
 - The bid opening occurred on November 24, 2021 and the apparent low bidder was Joseph Porretta Builders, Inc. in the amount of \$1,918,713.00 for the Base Bid, Alternate Bid No. 1 and Alternate Bid No. 2.
 - Bi-weekly on site project meetings are occurring with the contractor and Borough representatives.
 - All structural framing, rough electrical, HVAC and plumbing have been completed and finish items are ongoing.
 - All roofing and siding is completed.
 - Project is on schedule, if materials arrive as ordered.
6. Fiscal Year 2022 NJDOT Municipal Aid Program – Reconstruction of Syracuse Avenue
 - The Borough was notified by the NJDOT that the \$196,025.00 was allocated for the Reconstruction of Syracuse Avenue.
 - Survey is complete, the design is in progress and construction is scheduled for Fall, 2022.

7. Beach Patrol Headquarter Renovations
 - The project architect has completed the schematic/concept design and waiting for further instructions from the Borough.
8. Beach Street End Public Access Improvements – Phase 2
 - Survey is complete, the design is in progress and construction is scheduled for Fall, 2022.

CORRESPONDENCE: Governor Murphy administration opening of Wait list for State Rental Assistance. It was reiterated that the NJ Division of Housing and Community Resources will be accepting pre-applications online for state rental assistance from July 11th -22nd.

PUBLIC COMMENTARY: N/A

DISCUSSION:

NEW BUSINESS: N/A

OLD BUSINESS –

- Summer Hours:** The commissioners received an email from the CFO regarding a proposed plan for summer hours. They will review and provide commentary at the next meeting.
- Historian:** There does not seem to be much interest at this time.
- Back Beach Excavation:** Tabled until end of year.
- Office Moves:** The Chief has provided a report to the governing body for review.
- NJ Lots / All Borough lots – costs vision:** Can be removed with the resolution authorizing the sale of the lot at Rosemary Road and Seaview Avenue.
- Flood Mitigation Projects:** There is currently a review of streets with flooding and how to address syphon drains, outfalls and raising of bulkheads. There is also a FEMA grant out there.
- Referendum permitting one consumption liquor license in business zone:** No movement
- Dredging:** The Administrator covered in her report.
- Beach Patrol Building:** Still waiting on CAFRA; the Engineer has the green light to move from schematic to final stage and the Borough is still waiting on the outcome of the Jurisdictional Determination.
- CAFRA Permit:** Same as above.
- Preston Park – sustainable NJ Project:** The Mayor indicated that the project is currently on hold and will need to be cut back in terms of landscape architect and proposal.

PUBLIC COMMENTARY: N/A

Commissioner Comments:

Commissioner Schiff – Commended the Creative Arts Council for a fantastic arts festival at Centennial Park.

Commissioner Franco – Echoed the sentiments about the Arts Festival and how it was a great success. He thanked the council, recreation department, police department, public works, fire department for the group effort and expressed that next year will be bigger and better.

Mayor Cabrera – The same congratulations were offered and he thanked recreation department for their outstanding job in helping this council make the festival a success. He thanked the instructors for coming and teaching their classes. Secondly, Pacific Avenue south of Rambler Road has been completed by the county and we have received many positive comments. He would like to see the bike lanes tied in somehow.

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 6:05 p.m.

Dated: July 20, 2022

Patricia A. Feketics, Borough Clerk

