

Note: Complete Meeting Appears  
On 11-20 on file in Wildwood Crest, NJ  
Borough Clerk's Office and YouTube

June 3, 2020

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 in the Municipal Court Room at 9:30 a.m. On roll call the following answered to their names:

Gould - Thompson - 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 Gazette-Leader, Herald of Cape May County and The Press on October 23, 2019.

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

Mr. Cabrera noted that this meeting was closed to the public in accordance with Executive Order No. 107. He thanked those for tuning in to YouTube and the Borough's Facebook page. He reminded those tuning in that you could also listen in and provide commentary by dialing in 234-203-2766 and using passcode 786394836#. Again, he said that public commentary is available by calling in the number, facebook live and Youtube. When the public portion opens up, you will be able to provide your name and comment. A response will be given right away.

THE CLERK READS THE ORDINANCE BY TITLE:

**ORDINANCE NO. 1327**

**ORDINANCE AMENDING AND SUPPLEMENTING  
CHAPTER 63, SIDEWALKS, CURBS AND ALLEYWAYS  
OF THE CODE OF THE BOROUGH OF WILDWOOD  
CREST TO REQUIRE USE OF PERVIOUS MATERIALS  
BETWEEN THE CURB AND THE OUTBOUND EDGE OF  
THE SIDEWALK**

Mrs. Gould motions, Mr. Thompson seconds that Ordinance No. 1327 be passed on first reading, advertised according to law, be brought up for second and final reading and public hearing on June 17, 2020 at 5:30 p.m.

Vote: Gould - Thompson - Cabrera – Yes

THE CLERK READS THE ORDINANCE BY TITLE:

**ORDINANCE NO. 1328**

**ORDINANCE AMENDING AND SUPPLEMENTING  
CHAPTER 75 TRAILERS, TEMPORARY DWELLINGS  
AND STRUCTURES, BOAT STORAGE TO PERMIT  
STORAGE OF CERTAIN RECREATIONAL VEHICLES  
ON PRIVATE PROPERTY**

Mrs. Gould motions, Mr. Thompson seconds that Ordinance No. 1328 be passed on first reading, advertised according to law, be brought up for second and final reading and public hearing on June 17, 2020 at 5:30 p.m.

Vote: Gould - Thompson - Cabrera – Yes

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

**RESOLUTION NO. 2020-186**

**RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE  
BOROUGH OF WILDWOOD CREST AUTHORIZING AMENDMENT TO  
THE 2020 MUNICIPAL BUDGET TO ACCOUNT FOR ADDITIONAL  
FUNDING FROM THE USDA – COMMUNITY FACILITY GRANT  
PROGRAM FOR DUAL BAND RADIOS**

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

**WHEREAS**, the Borough of Wildwood Crest will receive \$26,300.00 from the USDA – Community Facility Grant Program and wishes to amend its 2020 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 2020 in the sum of \$ 26,300.00 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:

USDA – Community Facility Grant Program.....\$26,300.00

**BE IT FURTHER RESOLVED** that a like sum of \$.....26,300.00

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:

USDA – Community Facility Grant Program

**BE IT FURTHER RESOLVED** that the sum of \$12,000.00 representing the amount required for the municipality’s share of the aforementioned undertaking appears in the budget of the year 2020 under the caption Matching Funds for Grants.

**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.

Mrs. Gould motions, Mr. Thompson seconds that the foregoing resolution be adopted.

Vote: Gould - Thompson - Cabrera - YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 2020-187

**RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE  
BOROUGH OF WILDWOOD CREST AUTHORIZING AWARD OF  
CONTRACT WITH EDMUNDS GOVTECH FOR CLOUD BASED  
HOSTING SERVICES**

**WHEREAS**, the Borough of Wildwood Crest desires to obtain cloud based hosting services to include multiple redundant backup sites and enhanced security with daily cloud backup to better service the Borough in a more efficient manner; and

**WHEREAS**, the Borough wishes to evidence an Agreement with the Vendor: Edmunds GovTech, which agreement shall be for a thirty-six-month period.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey, that this Resolution authorizes the Agreement between the Borough of Wildwood Crest and Edmunds GovTech, subject to all conditions applicable to the contract attached.

**BE IT FURTHER RESOLVED**, pursuant to the rules of the Local Finance Board of the State of New Jersey, that no amount of these contracts shall be chargeable until such time as materials, supplies or equipment are ordered and a certification of availability of funds is made by the Chief Financial Officer. Additionally, the subsequent years will be certified subject to the availability and appropriation annually.

**WHEREAS**, the Chief Financial Officer has certified the availability of funds for the 2020 Budget year as evidenced below by her signature:

Account Number(s) \_\_\_\_\_ Amount \_\_\_\_\_ Signature \_\_\_\_\_

Mrs. Gould motions, Mr. Thompson seconds that the foregoing resolution be adopted.

Vote: Gould - Thompson - Cabrera - YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 2020-188

**RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING WAIVING THE FEE REQUIRED BY APPLICATION TO WILDWOOD CREST SCHOOL DISTRICT TO HOST A GRADUATION CEREMONY AT CENTENNIAL PARK ON JULY 9, 2020 FROM 6:00-7:00 PM WITH A RAIN DATE OF JULY 14, 2020**

**WHEREAS**, due to COVID-19, the Wildwood Crest School District has requested the use of Centennial Park to host a graduation ceremony at Centennial Park on July 9, 2020 from 6:00-7:00 pm with a rain date of July 14, 2020, and

**WHEREAS**, Wildwood Crest School District has applied to the Borough of Wildwood Crest for the use of off duty Police Officers for the public's security during this event, and

**WHEREAS**, the Commissioners of the Borough of Wildwood Crest and the Wildwood Crest Police Department have reviewed the request for the use of off-duty Police for their upcoming graduation ceremony, and

**WHEREAS**, in the spirit of supporting our local school district and our community, the Board of Commissioners have agreed to waive the fee for the services requested.

**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 use of Off-Duty Police Officers for the graduation ceremony being held on July 9, 2020 from 6:00-7:00 pm at Centennial Park with a rain date of July 14, 2020 is hereby waived.

Mrs. Gould motions, Mr. Thompson seconds that the foregoing resolution be adopted.

Vote: Gould - Thompson - Cabrera - YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 2020-189

**RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING WAIVING THE FEE REQUIRED BY APPLICATION TO WILDWOOD CATHOLIC HIGH SCHOOL TO HOST A GRADUATION CEREMONY AT CENTENNIAL PARK ON JULY 7, 2020 FROM 5:00-7:00 PM WITH A RAIN DATE OF JULY 13, 2020**

**WHEREAS**, due to COVID-19, Wildwood Catholic High School has requested the use of Centennial Park to host a graduation ceremony at Centennial Park on July 7, 2020 from 5:00-7:00 pm with a rain date of July 13, 2020, and

**WHEREAS**, Wildwood Catholic High School has applied to the Borough of Wildwood Crest for the use of off duty Police Officers for the public's security during this event, and

**WHEREAS**, the Commissioners of the Borough of Wildwood Crest and the Wildwood Crest Police Department have reviewed the request for the use of off-duty Police for their upcoming graduation ceremony, and

**WHEREAS**, in the spirit of supporting Wildwood Catholic High School and our community, the Board of Commissioners have agreed to waive the fee for the services requested.

**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 Catholic High School for the use of Off-Duty Police Officers for the graduation ceremony being held on July 7, 2020 from 5:00-7:00 pm at Centennial Park with a rain date of July 13, 2020 is hereby waived.

Mrs. Gould motions, Mr. Thompson seconds that the foregoing resolution be adopted.

Vote: Gould - Thompson - Cabrera - YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 2020-190

**RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING RETURN OF ESCROW FOR STREET OPENING APPLICATION SO20-0502 IN THE AMOUNT OF \$1,000.00**

**WHEREAS**, the Wildwood Crest Construction Official has received written approval from the Borough Engineer, DeBlasio & Associates, on May 14, 2020 to return full escrow in the amount of \$1,000.00 to Ralph P. Grillo for Street Opening Permit #SO20-0502, Block 51/Lot 23; and

**WHEREAS**, Ralph P. Grillo, 128 Fox Chase Lane, Cherry Hill, NJ 08034 made an escrow payment of \$1,000.00 to the Borough of Wildwood Crest on April 29, 2020 for Street Opening Permit for location 6505 New Jersey Avenue, Block 51/Lot 23 and it should be returned; and

**WHEREAS**, the Wildwood Crest Engineer confirmed that “the Borough does not have jurisdiction on the street opening application so it should be cancelled and returned”; and

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Borough of Wildwood Crest, in the County of Cape May, New Jersey, that the full escrow be returned in the amount of \$1,000.00 to Ralph P. Grillo, 128 Fox Chase Lane, Cherry Hill, NJ 08034 is hereby is approved.

**BE IT FURTHER RESOLVED** that the Chief Financial Officer is hereby authorized to return the full escrow account in the amount of \$1,000.00 to Ralph P. Grillo, 128 Fox Chase Lane, Cherry Hill, NJ 08034.

Mrs. Gould motions, Mr. Thompson seconds that the foregoing resolution be adopted.

Vote: Gould - Thompson - Cabrera - YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 2020-191

**RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING RELEASE OF ESCROW FUNDS FOR STREET OPENING APPLICATION #SO19-0304 IN THE AMOUNT OF \$357.50**

**WHEREAS**, the Wildwood Crest Construction Official has received written approval from the Borough Engineer, DeBlasio & Associates, on April 6, 2020 to refund escrow to Garden State General Construction, Inc. for Street Opening Permit #SO19-0304, Block 2/Lot 12 & 13; and

**WHEREAS**, the Wildwood Crest Construction Official has confirmed that all Borough Engineer billings related to Street Opening Application #SO19-0304 are complete; and

**WHEREAS**, Garden State General Construction, Inc., 8 Clermont Drive, Clermont, NJ 08210 made an escrow payment to the Borough of Wildwood Crest of \$1,000.00 on March 24, 2019 for Street Opening Permit for location 115 East Morning Glory Rd., Block 2/Lot 12 & 13 and has requested return of the unused escrow balance; and

**WHEREAS**, the escrow used totaled \$642.50 and the Borough of Wildwood Crest Construction Official is recommending the return of the unused escrow fee of \$357.50.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Borough of Wildwood Crest, in the County of Cape May, New Jersey, that the return of the balance of the unused escrow account in the amount of \$357.50 to Garden State General Construction, Inc., 8 Clermont Drive, Clermont, NJ 08210 be and hereby is approved.

**BE IT FURTHER RESOLVED** that the Chief Financial Officer is hereby authorized to return the balance of the unused escrow account in the amount of \$357.50 to Garden State General Construction, Inc., 8 Clermont Drive, Clermont, NJ 08210.

Mrs. Gould motions, Mr. Thompson seconds that the foregoing resolution be adopted.

Vote: Gould - Thompson - Cabrera - YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 2020-192

**RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING RELEASE OF ESCROW FUNDS FOR STREET OPENING APPLICATION #SO19-0405 IN THE AMOUNT OF \$27.50**

**WHEREAS**, the Wildwood Crest Construction Official has received written approval from the Borough Engineer, DeBlasio & Associates, on April 6, 2020 to refund escrow to Mitchell Nichols Enterprises, Inc. for Street Opening Permit #SO19-0405, Block 146/Lot 2; and

**WHEREAS**, the Wildwood Crest Construction Official has confirmed that all Borough Engineer billings related to Street Opening Application #SO19-0405 are complete; and

**WHEREAS**, Mitchell Nichols Enterprises, Inc., 23 King Street, Rio Grande, NJ 08242 made escrow payments to the Borough of Wildwood Crest of \$1,000.00 on April 8, 2019 and \$345.00 on August 13, 2019 for Street Opening Permit for location 8602 Pacific Ave., Block 146/Lot 2 and has requested return of the unused escrow balance; and

**WHEREAS**, the escrow used totaled \$1,317.50 and the Borough of Wildwood Crest Construction Official is recommending the return of the unused escrow fee of \$27.50.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Borough of Wildwood Crest, in the County of Cape May, New Jersey, that the return of the balance of the unused escrow account in the amount of \$27.50 to Mitchell Nichols Enterprises, Inc., 23 King Street, Rio Grande, NJ 08242 be and hereby is approved.

**BE IT FURTHER RESOLVED** that the Chief Financial Officer is hereby authorized to return the balance of the unused escrow account in the amount of \$27.50 to Mitchell Nichols Enterprises, Inc., 23 King Street, Rio Grande, NJ 08242.

Mrs. Gould motions, Mr. Thompson seconds that the foregoing resolution be adopted.

Vote: Gould - Thompson - Cabrera - YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

**RESOLUTION NO. 2020-193**

**RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING APPLICATION REFUND OF MERCANTILE LICENSE AND TOURISM FEES TO PAUL ST. AMOUR**

**WHEREAS**, the Borough of Wildwood Crest issued a mercantile license on April 8, 2020 to Paul St. Amour, 14 Ginnie Lane, West Windsor, NJ 08550; and

**WHEREAS**, due to unforeseen circumstances, Paul St. Amour has decided not to rent for the 2020 season; and

**WHEREAS**, on May 20, 2020 Paul St. Amour requested a refund of the total \$360 mercantile and tourism fees paid on April 8, 2020 via check # 4737.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey, that the Chief Financial Officer be and is hereby authorized and directed to issue a refund of mercantile license and tourism fees in the amount \$360 made payable to Paul St. Amour.

Mrs. Gould motions, Mr. Thompson seconds that the foregoing resolution be adopted.

Vote: Gould - Thompson - Cabrera - YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

**RESOLUTION NO. 2020-194**

**RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING TEMPORARY USE OF BACK BEACH AREAS FOR STORAGE OF HOTEL AND MOTEL POOL DECK CHAIRS AND LOUNGE CHAIRS IN RELATION TO CURRENT SOCIAL DISTANCING RESTRICTIONS ENACTED IN CONNECTION WITH THE ONGOING CORONAVIRUS PUBLIC HEALTH EMERGENCY**

**WHEREAS**, in the anticipation that the regulations and prohibitions within the Governor's Executive Orders may be relaxed and/or modified in the coming weeks or months, potentially permitting hotel and motel pools to open, the Board of Commissioners of the Borough of Wildwood Crest finds it to be appropriate to temporarily permit the utilization of beach areas for the use of hotels and motels that have pools and sun decks for the storage of lounge chairs on the beach, subject to the requirements and restrictions set forth herein.

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

1. All of the statements of the Preamble are repeated and are incorporated herein by this reference and are made a part hereof as if each and every statement were set forth fully herein.
2. Effective immediately, the temporary approvals granted pursuant to this Resolution, shall remain in effect until revoked or modified by the Board of Commissioners of the Borough of Wildwood Crest, taking into consideration the State of New Jersey relaxing provisions of Executive Orders, and applicable County of Cape May Orders, specifically provisions pertaining to social distancing and use of hotel and motel pools, the Zoning Officer of the Borough of Wildwood Crest is hereby granted the authority and discretion to approve temporary areas on the beach adjacent to the bulkhead for the use of hotels and motels that have pools or sun decks for the purpose of storing deck chairs and chaise lounge chairs subject to the requirements, conditions and restrictions set forth herein.
  - a. Application. Hotels and motels, whether privately owned, or under the condominium form of ownership and operated as a "condotel", that have a pool or sundeck, seeking approval to utilize beach area west of the bulkhead for storage of pool deck chairs and chaise lounge chairs, may make application to the Zoning Official; which application shall include that information necessary for the Zoning Official to determine if the proposed storage area satisfies all safety concerns to protect the public health, safety and welfare as determined by the Zoning Officer.
  - b. Storage area. The Zoning Officer shall determine the size of the storage area which shall be immediately adjacent to the bulkhead or as close thereto as reasonably practicable which shall not be in excess of the size necessary to store those chairs and lounge chairs that cannot be used on the pool or sundeck due to social distancing requirements. Storage area locations may be subject to a limited number of availability due to space limitations as well as other

factors such as ingress and egress to the beach, fire, and other safety factors as may be determined by the Zoning Officer in his discretion.

- c. Conditions and Restrictions. The approval of any temporary storage area in relation to this Resolution shall be subject to the following conditions:
- i. All applications are subject to the review and approval of the Borough's Zoning Officer. The Zoning Officer shall ensure that such storage areas do not create a hazard to the health, safety and welfare of the community.
  - ii. All chairs shall be neatly stacked or placed in a line at the end of each day for overnight storage until utilized the next day to facilitate beach cleaning.
  - iii. All chairs shall be secured together by a cable and lock during overnight storage.
  - iv. No temporary structure shall be placed or constructed on the beach in connection with the storage of chairs.
  - v. In the event of an impending storm, or other weather related occurrences such as tidal flooding and beach erosion, it is the obligation of the applicant to remove all property from the beach at the discretion of the Applicant.
  - vi. The Borough is not responsible for any property, loss or damage due to natural disaster, high tides, hurricanes, rain, wind or vandalism.
  - vii. The Applicant shall not permit accumulations of any refuse and will remove all trash other than refuse from the storage area and place in Borough trash and recycling cans for disposal.
  - viii. The Borough reserves the right to order the removal and/or relocate any storage area should such removal be necessitated by any activity of the Borough, or in the event of an impending storm or other natural disaster, state of emergency or other causes.
  - ix. Applicants shall enter into a license agreement with the Borough in a form determined by the Borough, in the Borough's sole discretion, which shall require the Applicant to indemnify and hold harmless the Borough, its employees, agents, and/or officers from all claims, losses, liens, expenses, suits and attorney's fees arising out of the use of Borough property. Applicants must name the Borough as an additional insured under the Applicant's general liability insurance, bodily injury, property damage, and personal injury insurance policies, required to have a minimum limit of one million (\$1,000,000.00) Dollars, and provide proof of same to the Zoning Officer, and proof that said policies have been amended to reflect coverage for the proposed use of the Borough property.
3. The Borough reserves the right to amend, terminate, or repeal this Resolution and any temporary approval granted pursuant to this Resolution, and accordingly no property or other rights or privileges of any kind, are granted to any person(s) or entities by virtue of this Resolution or approval of a temporary storage area, in law or equity and the applicant and property owner waive any all such rights. All person(s) and/or entities electing to pursue temporary approval in accordance with the provisions of this Resolution are hereby given notice that the expenditure of any funds, or the incurrence of any costs, in reliance upon the provisions of this Resolution shall be at their sole and exclusive expense. All persons and/or entities are hereby given notice that the risk of loss for any expenditure and/or costs incurred shall be their sole and exclusive responsibility.
4. With the exception of the temporary approval set forth herein, Applicants must comply with any and all other federal, state, and county laws and regulations.
5. In the event the Zoning Officer determines that an Applicant is in violation of the conditions of any temporary approval in relation to this Resolution, or any other law, ordinance or regulation, the Zoning Officer is hereby authorized to immediately revoke the temporary approval received in relation to this Resolution.
6. This Resolution shall take effect immediately, and shall remain in effect until revoked or modified by the Board of Commissioners of the Borough of Wildwood Crest, taking into consideration the State of New Jersey relaxing the provisions of Executive Orders specifically the provisions pertaining to social distancing requirements. At the time of revocation of this Resolution, any temporary approval afforded by the Zoning Officer in accordance with the terms and conditions of this Resolution shall be deemed void, and Applicants shall be required to immediately return all areas to their prior condition and to cease use of Borough property.

Mrs. Gould motions, Mr. Thompson seconds that the foregoing resolution be adopted.

Vote: Gould - Thompson - Cabrera - YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 2020-195

**RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING SUPPORT OF SENATE BILL S-2475 AND ASSEMBLY BILL A-3971 AUTHORIZING THE ISSUANCE OF "CORONAVIRUS RELIEF BONDS" BY MUNICIPALITIES AND COUNTIES**

**WHEREAS**, A-3971, which authorizes the issuance of "coronavirus relief bonds" by municipalities and counties and is sponsored by Assemblyman Dan Benson, Assembly Speaker Craig Coughlin and Assemblyman Wayne DeAngelo, was approved by the New Jersey General Assembly on May 14, 2020; and

**WHEREAS**, the Senate companion, S-2475, sponsored by Senators Troy Singleton and Vin Gopal was introduced on May 11, 2020 and awaits Senate committee action; and

**WHEREAS**, municipalities and counties are experiencing unprecedented financial challenges, including significant loss of and unanticipated expenses because of the on-going COVID-19 global pandemic; and

**WHEREAS**, these fiscal consequences of the pandemic and the ongoing COVID-19 State of Emergency and Public Health Emergency, are likely to continue and further impact the Borough of Wildwood Crest as well as other municipalities; and

**WHEREAS**, the current public health emergency led to shuttering of businesses, construction, courts, and schools; and

**WHEREAS**, local governments are experiencing a record decline in revenue from permitting fees, licensing fees, parking revenue, hotel/motel occupancy taxes, and court fines at the same time experiencing income losses due to declining returns on investments with the uncertainty of property tax collection and state aid revenues on the horizon; and

**WHEREAS**, the Borough of Wildwood Crest budget has significant fixed statutory expenses and provides essential public services; and

**WHEREAS**, the cost of providing many essential services is likely to increase as a result of the COVID-19 pandemic for an extended period afterwards; and

**WHEREAS**, A-3971 and S-2475 would allow counties and municipalities to borrow moneys through the issuance of bonds and notes to cover the revenue shortfalls and additional costs that are directly attributable to the COVID-19 pandemic and pay that money back over a ten year period; and

**WHEREAS**, the A-3971 and S-2475 would also require a local government to thoroughly investigate and apply for financial assistance that may be available to it from the federal government, the State and other sources due to revenue shortfalls and expenditures because of the pandemic, prior to authorizing the issuance of the “coronavirus relief bonds”; and

**WHEREAS**, under A-3971 and S-2475 a municipality may use the proceeds from the sale and issuance of the coronavirus relief bonds to address a revenue shortfall experienced by the municipality and cover the cost of unanticipated expenses that are directly attributable to the COVID-19 pandemic and which occurred within 24 months after the end of the Public Health Emergency and State of Emergency; and

**WHEREAS**, A-3971 and S-2475 is not a one size fits all solution, but it does provide the appropriate financial assistance to the Borough of Wildwood Crest to help address all revenue shortfalls and expenditures directly attributable to this pandemic; and

**WHEREAS**, without this legislation, to address the revenue shortfall some municipalities would be required to take extreme measures that would severely hinder local government and potentially eliminate critical public service. Local governments need the flexibility that A-3971 and S-2475 provides to limit the impact on property taxpayers.

**NOW THEREFORE BE IT RESOLVED** that the Board of Commissioners of the Borough of Wildwood Crest:

1. Strongly supports the swift passage and signing into law A-3971 and S-2475, which will provide flexibility and offer relief to municipalities and counties to address their revenue shortfalls and expenditures directly attributable to the COVID-19 pandemic.

2. A copy of this resolution be sent to the Office of the Governor, the President of the New Jersey State Senate, the Speaker of the General Assembly, the Sponsors of the Legislation, the Senate Community and Urban Affairs Committee, the Senate Budget and Appropriations Committee, our State Legislators, and the New Jersey League of Municipalities.

Mrs. Gould motions, Mr. Thompson seconds that the foregoing resolution be adopted.

Vote: Gould - Thompson - Cabrera - YES

**THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:**

**RESOLUTION NO. 2020-196**

**RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING APPLICATION REFUND OF SPECIAL EVENT FEE FOR A WEDDING TO STEVEN M. ROWE**

**WHEREAS**, the Borough of Wildwood Crest authorized a Special Events permit to Julie Blanchard for the Blanchard-Rowe Wedding to be held July 5, 2020 on the Stanton Rd. beach via Resolution No. 2020-113; and

**WHEREAS**, on May 21, 2020, Julie Blanchard opted to cancel the event due to unforeseen circumstances and requested a refund of application fees paid; and

**WHEREAS**, on behalf of Julie Blanchard, Steven M. Rowe, 3216 Rt 9N, Greenfield, Ctr, NY 12833 paid an application fee of \$200.00 via check #269.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey, that the Chief Financial Officer be and is hereby authorized and directed to issue a refund of application fee in the amount \$200.00 made payable to Steven M. Rowe.

Mrs. Gould motions, Mr. Thompson seconds that the foregoing resolution be adopted.

Vote: Gould - Thompson - Cabrera - YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 2020-197

**RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING THE APPOINTMENT OF COLLEEN ARCHER AS AN ADVISORY MEMBER OF THE WILDWOOD CREST GREEN TEAM AND FILLING A VACATED POSITION WITH TERM EXPIRING DECEMBER 31, 2021**

**WHEREAS**, there exists a vacancy position for an advisory member of the GREEN TEAM of the Borough of Wildwood Crest; and

**WHEREAS**, said vacated term will expire December 31, 2021; and

**WHEREAS**, it is the desire of the Board of Commissioners of the Borough of Wildwood Crest to appoint **COLLEEN ARCHER** as an advisory member of the GREEN TEAM of the Borough of Wildwood Crest.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Borough of Wildwood Crest that **COLLEEN ARCHER** is hereby appointed as an advisory member of the GREEN TEAM of the Borough of Wildwood Crest filling a vacated term and commencing immediately and expiring December 31, 2021.

Mrs. Gould motions, Mr. Thompson seconds that the foregoing resolution be adopted.

Vote: Gould - Thompson - Cabrera - YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 2020-198

**RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST URGING GOVERNOR MURPHY TO ALLOW SMALL BUSINESSES TO OPEN**

**WHEREAS**, the crisis created by the COVID-19 outbreak has been a hardship on many citizens and businesses in New Jersey and Cape May County in particular; and

**WHEREAS**, Wildwood Crest is located at the southern end of Cape May County and it is a seasonal, family-friendly destination with many small businesses that depend heavily upon the 10-12 weeks of tourism to sustain their livelihoods; and

**WHEREAS**, the Cape May County Board of Chosen Freeholders and the Cape May County-Wide Recovery Initiative submitted the "Proposal for the Safe, Thoughtful and Progressive Reopening of Cape May County in the time of Covid" on May 5, 2020, with a "**Revised Table for Reopening**" giving recommended dates/ Revised dates, the Industry and Location, the Operating Practices Required, and the Government Status; and

**WHEREAS**, the detailed table was specific to Cape May County and our location at the southern end of the state as well as the needs of the residents and it has been updated to reflect the executive orders; and

**WHEREAS**, the pandemic has taken a huge toll on non-essential retail small businesses as they have been forced to remain closed for months and they are now facing certain economic death while big box stores continue to stay open and thrive; and

**WHEREAS**, restaurant owners are suffering economic hardship as well with only allowing curbside pickup with no clear end in site; and

**WHEREAS**, Board of Commissioners of the Borough of Wildwood Crest believes that Wildwood Crest businesses can be just as responsible, if not more so, than their larger competitors and can easily follow the CDC recommendations, as it is far easier for them enforce social distancing, use of face masks, and hygiene and sanitation safety procedures just by the virtue of the smaller numbers of customers and employees; and

**WHEREAS**, a safe reopening will include many of the effective social distancing policies that Wildwood Crest citizens have embraced as part of a united effort to defeat the Coronavirus, and must continue in order to protect our senior citizens and residents with preexisting conditions who are most vulnerable to COVID-19; and

**WHEREAS**, bringing employment and wages back will provide small businesses with much needed income and hope in order to avoid the ruining of lives and livelihoods leading to abuse of drugs, alcohol, and household members; and

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey, urges the Governor and the legislature of the State of New Jersey to allow all small businesses to reopen while following all protocols that will ensure the safety of all customers and employees.

**BE IT FURTHER RESOLVED** by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey that a copy of this resolution be sent to Governor Philip Murphy, New Jersey State Senator Michael Testa, Cape May County Board of Chosen Freeholders and Cape May County Municipalities.

Mrs. Gould motions, Mr. Thompson seconds that the foregoing resolution be adopted.

Vote: Gould - Thompson - Cabrera - YES

THE CLERK READS THE FOLLOWING RESOLUTION IN FULL:

**RESOLUTION NO. 2020-199**

**RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST URGING GOVERNOR MURPHY TO OPEN SWIMMING POOLS**

**WHEREAS**, the crisis created by the COVID-19 outbreak has been a hardship on many citizens and businesses in New Jersey and Cape May County in particular; and

**WHEREAS**, Wildwood Crest is located at the southern end of Cape May County and it is a seasonal, family-friendly destination with many hotel / motel properties, a municipal pool, condominiums and homeowner associations that depend heavily upon the 10-12 weeks of tourism to sustain their livelihoods; and

**WHEREAS**, the Centers for Disease Control and Prevention report there is currently no evidence that COVID-19 can spread to people through the water in pools, hot tubs, spas or water play areas; and

**WHEREAS**, the Centers for Disease Control and Prevention says proper maintenance, including disinfection with chlorine and bromine, should inactivate the virus in the water; and

**WHEREAS**, all public and private beaches in New Jersey are allowed to operate pursuant to Executive Order 143; and

**WHEREAS**, there is no Executive Order or Administrative Order that speaks specifically to swimming pools being prohibited; and

**WHEREAS**, the State of New Jersey has allowed for county and local government to decide how to proceed on short-term rentals; and

**WHEREAS**, pool use is closely tied to short-term rentals and it is an amenity that is included in the rental fee; and

**WHEREAS**, condominium and homeowner associations are currently unable to use their pools; and

**WHEREAS**, the municipality receives multiple phone calls daily from potential renters informing the municipality that Delaware is fully operational and they will spend their money where they can enjoy both the beach and the pool; and

**WHEREAS**, Board of Commissioners of the Borough of Wildwood Crest believes that Wildwood Crest hotel / motel properties, municipal pool, condominiums and homeowner associations can be just as responsible, if not more so, and follow the CDC recommendations with proper maintenance and sanitization; and

**WHEREAS**, Swimming and other water-related activities are excellent ways to get the physical activity and health benefits needed for a healthy life; and

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey, urges the Governor and the legislature of the State of New Jersey to allow swimming pools to reopen while following all protocols that will ensure the safety of everyone.

**BE IT FURTHER RESOLVED** by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey that a copy of this resolution be sent to Governor Philip Murphy, New Jersey State Senator Michael Testa, Cape May County Board of Chosen Freeholders and Cape May County Municipalities.

Mrs. Gould motions, Mr. Thompson seconds that the foregoing resolution be adopted.

Vote: Gould - Thompson - Cabrera - YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

**RESOLUTION NO. 2020-200**

**RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST DEDICATING A PORTION OF MIAMI AVENUE TO OFFICER EUGENE MIGLIO, III WHO GAVE HIS LIFE IN THE LINE OF DUTY**

**WHEREAS**, the Board of Commissioners of the Borough of Wildwood Crest, in recognition of the sacrifices of Officer Eugene Miglio, III, and of his family, a fifteen year veteran of the Wildwood Crest Police Department who gave his life in the line of duty on June 2, 1995 when he suffered a fatal heart attack while struggling with a combative subject who was being placed into custody following a motor vehicle stop; and

**WHEREAS**, to further honor and recognize Officer Miglio for the sacrifice he made the Board of Commissioners of the Borough of Wildwood Crest desires to dedicate a portion of Miami Avenue to be known as "Miglio Memorial Way".

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Borough of Wildwood Crest, in order to ensure that the sacrifice, dedication, ultimate commitment to duty and service to the community of Officer Miglio may never be forgotten, that portion of Miami Avenue between Bayview Drive and New Jersey Avenue shall hereinafter be dedicated to the sacrifice of Officer Eugene Miglio, III and that an appropriate commemorative street sign be erected at that location which shall read: "Miglio Memorial Way".

Mrs. Gould motions, Mr. Thompson seconds that the foregoing resolution be adopted.

Vote: Gould - Thompson - Cabrera - YES

**BILLS:** Mrs. Gould motioned and Mr. Thompson seconded that all bills properly authorized, as submitted, be paid.

Vote: Gould - Thompson - Cabrera - YES

**PUBLIC COMMENTS:**

The Mayor opened the floor first to callers.

Via telephone:

Dennis Travascio, 112 E. Louisville Avenue, asked for clarification on the newly introduced Ordinance 1327 for Sidewalks and Permeable surfaces. Mayor Cabrera informed him that the ordinance takes approximately 6-8 weeks for it to be in effect. He then inquired about Resolution for Dual Band radios and confirmed that the police recently purchased them prior to going to county dispatch and he was informed that this purchase was for EMS. Lastly, he inquired about the status of the cyber breach and the Mayor indicated there has been no development.

Via Facebook:

Sam Costa, 212 E. Heather Road, indicated that people convene around pools and expressed concern and would be happy to provide a link to the governing body.

After hearing nothing further from Facebook, Mayor Cabrera announced that Crest Pier Playmates is cancelled for summer 2020. Furthermore, he gave further description of Resolution Nos. 9 (to use the back beach for hotels and motels with chairs and the procedure for doing so), 13 (urging the Governor to open small businesses), and 14 (urging the Governor to open swimming pools).

**NEW BUSINESS:**

**\*Beach Ordinance - Dogs on Beach:** The commissioners deliberated and decided to leave the ordinance as is.

**\*Dogs at Concerts – events:** The commissioners deliberated and decided to leave the ordinance as is.

**OLD BUSINESS:**

**-Bulkhead Ordinance / Lot Grading**

**-Flood Mitigation Efforts – No movement.**

**-Old Library-** tabled until the fall 2020.

**-Referendum permitting one consumption liquor license in business zone-** No movement.

**PUBLIC COMMENTARY:**

The Mayor announced that yesterday was the 25<sup>th</sup> anniversary of Officer Miglio's passing. He noted that due to COVID 19 and social distancing, a small wreath ceremony was held with Officer Miglio's family. He requested the Clerk to read in FULL Resolution No. 15 "Dedicating a Portion of Miami Avenue to Officer Eugene Miglio, III who gave his life in the line of duty. The Mayor asked that the resolution get moved again. Mrs. Gould motioned and Mr. Thompson seconded that the foregoing resolution be adopted.

Vote: Gould - Thompson - Cabrera - YES

Captain Lloyd thanked the governing body for allowing the dedication. Lieutenant D'Amico thanked the governing body for supporting this initiative and it allows the Police Department and the community to honor him and his sacrifice.

Trish Perloff, 105 W. Trenton Avenue inquired about the status of beach boxes and was informed they are completed and will be installed this weekend and to bring a lock. Mayor Cabrera thanked the Administrator, Carpenter's Union, Recreation Department and Public Works for their hard work.

Tracy Horan, 128 E. Fern Road, wanted to know if dogs on the beach was not being permitted do to DEP or board's decision and was informed it was a combination and they were concerned with nesting birds.

Jim DiIennio, Spencer Avenue, Wildwood inquired about the date of July 1<sup>st</sup> and if bars and restaurants would be operational. The Mayor added that outdoor dining will be permitted on June 15<sup>th</sup> so there is a reasonable chance.

Paul Franco, 508 E. Stanton Road, inquired if cars and traffic would be permitted on Atlantic Avenue during the concerts and the Mayor indicated it was a Public Safety matter and traffic control and it falls under the directive of homeland security to protect people.

Debbie Wasner, 7601 Atlantic Avenue, also commented on dogs at concerts.

Dawn Gunn, 102 E. Primrose Road, voiced concerns over the number of dogs at food truck festivals at Sunset Lake. The Mayor indicated that the police will be present.

Rob Rosenfeld, 315 E. Charleston, indicated the police are too busy to be enforcing dog regulations on beach and at concerts. The Mayor added at the end of the day, it is the police who provide law and order.

Vicky Dolan, 6400 Atlantic Avenue, added there are many non-compliant dog owners.

Tracey DuFault, Greater Wildwood Chamber of Commerce, thanked the governing body for passing the resolution to open swimming pools.

Sandy Viscuzi, 212 E. Trenton Avenue, commented that people who provide massages should be referred to as massage therapists.

Hearing nothing further from the public, the Mayor commented on the peaceful protests for George Floyd and Captain Lloyd commented they have been in constant contact with the county prosecutor's office, and there has been coordinated efforts with state, federal and local authorities for intel and assistance. The Borough of Wildwood Crest and the county are prepared. The mayor thanked the police for their efforts and for providing mutual aid at the recent peaceful demonstration.

Commissioner Thompson added that there will be a left turn light leaving New Jersey onto Rio Grande Avenue and thanked Commissioner Mikulski from Wildwood as well as the county.

Commissioner Gould asked how the 20 mph enforcement on New Jersey was going and the Captain indicated there have been no complaints as of yet.

Prior to adjournment, the Clerk reminded the Mayor of a skipped item of New Business.

**NEW BUSINESS: \*Second Quarter Sewer Extension**

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 2020-201

**RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING AN EXTENSION OF THE GRACE PERIOD OF SEWER RENTS TO JULY 1, 2020.**

**WHEREAS**, Second (2<sup>nd</sup>) Quarter Sewer Rents are due June 1, 2020, with a 10 day grace period; and

**WHEREAS**, in order to offer some economic relief and in light of the COVID-19 health crisis, the Board of Commissioners of the Borough of Wildwood Crest have decided that it is in the interest of the health, welfare and safety of the community to extend the Second (2<sup>nd</sup>) Quarter Sewer Payment grace period to conclude on July 1, 2020; and

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey, hereby extends the grace period established by Borough of Wildwood Crest Resolution No. 2020-08 which shall commence on June 1, 2020 and conclude on July 1, 2020 for the payment of second-quarter sewer rents, effective June 1, 2020.

Mrs. Gould motions, Mr. Thompson seconds that the foregoing resolution be adopted.

Vote: Gould - Thompson - Cabrera - YES

After hearing nothing further from the public, Mrs. Gould motioned, seconded by Mr. Thompson that the meeting be adjourned. All were in favor. The time was 10:16 p.m.

Dated: June 17, 2020

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Patricia A. Feketics, Borough Clerk

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