

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

July 19, 2023

The Mayor led those present in the Pledge of Allegiance to the Flag.

The meeting of the Board of Commissioners, Borough of Wildwood Crest, Cape May County, New Jersey, was held at Borough Hall at 5:00 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 December 7, 2022.

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

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

Due to technical issues, the meeting was streamed a few minutes later. The Mayor thanked the Deputy Clerk for her assistance.

Mr. Schiff motioned, Mr. Franco seconded that Ordinance No. 1405 be placed on second reading and final passage by title only.

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE ORDINANCE BY TITLE:

ORDINANCE NO. 1405

**AN ORDINANCE VACATING A PORTION OF SYRACUSE AVENUE
SITUATE TO THE NORTH OF BAYVIEW DRIVE, AS SHOWN ON
PAGE 6 OF THE TAX MAP OF THE BOROUGH OF WILDWOOD CREST
(abutting Block 138, Lot 2, Block 139, Lots 3,4 & 5)**

Mr. Franco motioned and Mr. Schiff seconded that a public hearing now be held on Ordinance No. 1405.

Vote: Schiff - Franco – Cabrera – YES

After hearing nothing from the public, Mr. Franco motioned and Mr. Schiff seconded that the public hearing on Ordinance No. 1405 now be closed.

Vote: Schiff - Franco – Cabrera – YES

Mr. Franco motions, Mr. Schiff seconds that Ordinance No. 1405 be passed on second and final reading and advertised according to law.

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 23-201

**RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF
WILDWOOD CREST AUTHORIZING APPLICATION SUBMISSION THROUGH THE
STATE OF NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION
MUNICIPAL TIER A STORMWAWTER GRANT PROGRAM**

WHEREAS, the Borough of Wildwood Crest desires to apply for and obtain a grant from the New Jersey Department of Environmental Protection for an amount not to exceed \$25,000 in order to aid in the development and continued management of the MS4 systems and will enter into a grant agreement for said grant if approved.

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 Borough of Wildwood Crest does hereby authorize the application for said grant.

2. The Borough of Wildwood Crest authorizes the execution of any such grant agreement; and recognizes the grant will be disbursed in two installments.

BE IT FURTHER RESOLVED, that the persons whose names, titles, and signatures appear below are authorized to sign the application, and that they or their successors in said titles are authorized to sign the agreement to sign the agreement, and any other documents necessary in connection therewith:

(signature)

Don Cabrera
(typed name)

Mayor
(title)

(signature)

Patricia A. Feketics
(typed name)

Municipal Clerk
(title)

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 23-202

AUTHORIZING THE AWARD OF A CONTRACT TO CAPE MAY COUNTY COUNCIL ON ALCOHOLISM AND DRUG ABUSE, INC. ALSO KNOWN AS CAPE ASSIST FOR EMPLOYEE ASSISTANCE PROGRAM

WHEREAS, N.J.S.A. 40A:11-3 authorizes the award of any contract without competitive bidding for any purchase, work or service that does not exceed in the fiscal year the total sum of Seventeen Thousand Five Hundred (\$17,500) Dollars; and

WHEREAS, Cape May County Council on Alcoholism and Drug Abuse, Inc. (hereafter “Cape Assist”) has submitted a proposal, received July 3, 2023, to provide the Borough of Wildwood Crest with an Employee Assistance Program (EAP) and the Board of Commissioners is satisfied that Cape Assist has the credentials and abilities to perform such services; and

WHEREAS, the contract amount is \$21.00 per each full-time employee and \$15.00 per each seasonal employee for twelve months beginning August 1, 2023 and ending July 31, 2024; and

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

Account Number(s) _____ Amount \$ _____ Signature _____

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Borough of Wildwood Crest, in the County of Cape May and State of New Jersey that a contract hereby is awarded to Cape Assist for services in the form of an Employee Assistance Program (EAP) and that the Mayor and Borough Clerk are hereby authorized to sign the agreement.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 23-203

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING EXPENDITURE TO PURCHASE A 29 CUBIC YARD LEACH 2R-111 REAR LOADER FOR PUBLIC WORKS UNDER NATIONAL COOPERATIVE SOURCEWELL

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

WHEREAS, the Borough of Wildwood Crest is in need of a 29 cubic yard Leach 2R-111 Rear Loader *for Public Works*; and

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

WHEREAS, Gran Turk (Sourcewell Contract # 091219-LEG) 1 Schuylkill Parkway, Building B, Bridgeport, PA 19405 has provided a quote dated May 16, 2023 for \$125,418.40; and

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

Account Number(s) C-04-55-140-0D1 Amount \$ 125,418.40
Signature _____

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Borough of Wildwood Crest, in the County of Cape May, that the Borough is authorized to fund the expenditure to purchase a 29 cubic yard Leach 2R-111 Rear Loader based upon the price quote on May 16, 2023 from Gran Turk (Sourcewell Contract # 091219-LEG) in an amount not to exceed \$125,418.40; and

BE IT FURTHER RESOLVED, by the Board of Commissioners of the Borough of Wildwood Crest, in the County of Cape May, that the Borough is authorized to fund the expenditure to purchase the 29 cubic yard Leach 2R-111 Rear Loader based upon the price quote on May 16, 2023 from Gran Turk using (Sourcewell Contract number # 091219-LEG) in an amount not to exceed \$125,418.40.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 23-204

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING EXPENDITURE TO PURCHASE A 2024 OR NEWER TANDEM AXLE CAB & CHASSIS FOR PUBLIC WORKS UNDER NATIONAL COOPERATIVE SOURCEWELL

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

WHEREAS, the Borough of Wildwood Crest is in need of a *2024 Or Newer Tandem Axle Cab & Chassis for Public Works*; and

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

WHEREAS, Hunter Jersey Peterbilt (Sourcewell Contract # 060920-PMC) 524 Monmouth Road, Clarksburg, NJ 08510 has provided a quote dated May 16, 2023 for \$161,203.00; and

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

Account Number(s) C-04-55-140-0D1 Amount \$161,203.00

Signature _____

NOW, THEREFOR, BE IT RESOLVED, by the Board of Commissioners of the Borough of Wildwood Crest, in the County of Cape May, that the Borough is authorized to fund the expenditure to purchase a 2024 Or Newer Peterbilt 548 Tandem Axle Cab & Chassis 66,000 lb GVW based upon the price quote on May 16, 2023 from Hunter Jersey Peterbilt (Sourcewell Contract # 060920-PMC) in an amount not to exceed \$161,203.00; and

BE IT FURTHER RESOLVED, by the Board of Commissioners of the Borough of Wildwood Crest, in the County of Cape May, that the Borough is authorized to fund the expenditure to purchase the 2024 Or Newer Peterbilt 548 Tandem Axle Cab & Chassis 66,000 lb GVW based upon the price quote on May 16, 2023 from Hunter Jersey Peterbilt (Sourcewell Contract # 060920-PMC) in an amount not to exceed \$161,203.00.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 23-205

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

WHEREAS, the Greater Wildwood Yacht Club applied for a Special Events Permit to hold a Youth Regatta on August 3, 2023 from 7:00 am to 4:00 pm at 6510 Park Boulevard with request for street closure; and

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

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

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 23-206

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING RELEASE OF PERMIT FUNDS FOR CANCELED PERMIT #2021-0005 IN THE AMOUNT OF \$300.80

WHEREAS, the Wildwood Crest Construction Official has received written request from VISION SOLAR LLC on July 7, 2023 to refund permit fees for a withdrawn solar permit to VISION SOLAR LLC for Permit #2021-0005, Block 69/Lot 19.01; and

WHEREAS, the Wildwood Crest Construction Official confirmed that the plan review fee of 20 percent for Permit #2021-0005 in the amount of \$75.20 is nonrefundable per the Uniform Construction Code of New Jersey; and

WHEREAS, VISION SOLAR LLC, 511 Route 168, Blackwood, NJ 08012 made a permit payment to the Borough of Wildwood Crest of \$376 on January 12, 2021 for a Roof Mounted Solar Array Permit for location 7103 New Jersey Ave, Block 69/Lot 19.01 and has requested refund; and

WHEREAS, 20 percent totaled \$75.20 (for plan review) and the Borough of Wildwood Crest Construction Official is recommending the return of the balance of the permit fee of **\$300.80**.

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 withdrawn permit fee in the amount of \$300.80 to VISION SOLAR LLC, 511 Route 168, Blackwood, NJ 08012 be and hereby is approved.

BE IT FURTHER RESOLVED that the Chief Financial Officer is hereby authorized to return the balance of the withdrawn permit fee in the amount of \$300.80 to VISION SOLAR LLC, 511 Route 168, Blackwood, NJ 08012.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 23-207

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING RELEASE OF PERMIT FUNDS FOR CANCELED PERMIT #2021-0308 IN THE AMOUNT OF \$557.60

WHEREAS, the Wildwood Crest Construction Official has received written request from VISION SOLAR LLC on July 7, 2023 to refund permit fees for a withdrawn solar permit to VISION SOLAR LLC for Permit #2021-0308, Block 54/Lot 23; and

WHEREAS, the Wildwood Crest Construction Official confirmed that the plan review fee of 20 percent for Permit #2021-0308 in the amount of \$139.40 is nonrefundable per the Uniform Construction Code of New Jersey; and

WHEREAS, VISION SOLAR LLC, 511 Route 168, Blackwood, NJ 08012 made a permit payment to the Borough of Wildwood Crest of \$697.00 on October 18, 2021 for a Roof Mounted Solar Array Permit for location 100 E Forget-Me-Not Road, Block 54/Lot 23 and has requested refund; and

WHEREAS, 20 percent totaled \$139.40 (for plan review) and the Borough of Wildwood Crest Construction Official is recommending the return of the balance of the permit fee of **\$557.60**.

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 withdrawn permit fee in the amount of \$557.60 to VISION SOLAR LLC, 511 Route 168, Blackwood, NJ 08012 be and hereby is approved.

BE IT FURTHER RESOLVED that the Chief Financial Officer is hereby authorized to return the balance of the withdrawn permit fee in the amount of \$557.60 to VISION SOLAR LLC, 511 Route 168, Blackwood, NJ 08012.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 23-208

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING RELEASE OF ESCROW FUNDS FOR PERMIT #ZB-20-06-01 IN THE AMOUNT OF \$262.50

WHEREAS, the Wildwood Crest Construction Official has received written approval from the Borough Engineer, DeBlasio & Associates, on July 11, 2023 to refund escrow to KHNJ, LLC for Zoning Board #ZB-20-06-01, Block 118.02/Lot 6; and

WHEREAS, the Wildwood Crest Construction Official has confirmed that all Borough Engineer billings related to Zoning Board Application #ZB-20-06-01 are complete; and

WHEREAS, KHNJ, LLC, 5406 New Jersey Avenue, Wildwood Crest, NJ 08260 made an escrow payment to the Borough of Wildwood Crest of \$1,100 on May 1, 2020 for Zoning Board Application for location 406 E Miami Ave, Block 118.02/Lot 6 and has requested return of the unused escrow balance; and

WHEREAS, the escrow used totaled \$837.50 and the Borough of Wildwood Crest Construction Official is recommending the return of the unused escrow fee of **\$262.50**.

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 \$262.50 to KHNJ, LLC, 5406 New Jersey Avenue, Wildwood Crest, NJ 08260 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 \$262.50 to KHNJ, LLC, 5406 New Jersey Avenue, Wildwood Crest, NJ 08260.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 23-209

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING COMPLIANCE WITH THE ANNUAL AUDIT REQUIREMENTS AND DIRECTING MEMBERS OF THE GOVERNING BODY TO EXECUTE THE GROUP AFFIDAVIT IN ACCORDANCE THEREWITH

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts, and financial transactions; and

WHEREAS, the Annual Report of Audit for the year 2022 has been filed by a Registered Municipal Accountant with the Municipal Clerk as per the requirements of N.J.S.A. 40A:5-6, and a copy has been received by each member of the governing body; and

WHEREAS, the Local Finance Board of the State of New Jersey is authorized to prescribe reports pertaining to the local fiscal affairs, as per R.S. 52:27BB-34; and

WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled:

GENERAL COMMENTS

RECOMMENDATIONS

and

WHEREAS, the members of the governing body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled:

GENERAL COMMENTS

RECOMMENDATIONS

as evidenced by the group affidavit form of the governing body attached hereto; and

WHEREAS, such resolution of certification shall be adopted by the governing body no later than forty-five (45) days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5, as per the regulations of the Local Finance Board; and

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

WHEREAS, failure to comply with the promulgations of the Local Finance Board of the State of New Jersey may subject members of the local governing body to the penalty provisions of R.S. 52:27BB-52, to wit:

R.S. 52:27BB-52 – “A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand (\$1,000.00) dollars or imprisoned for not more than one year, or both, in addition shall forfeit his office.”

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey, hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to demonstrate evidence of said compliance.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 23-210

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST SUPPORTING THE SUMMER SHORE PEDESTRIAN AWARENESS CAMPAIGN OF JULY 10- AUGUST 14, 2023

WHEREAS, New Jersey experiences a disproportionate number of pedestrian injury crashes and fatalities compared to the nation as a whole; and

WHEREAS, Grant funding can be used for enforcement or educational awareness; and

WHEREAS, the enforcement component involves started police patrols at high pedestrian-crash locations; and

WHEREAS, warnings and summons should be issued to motorists and pedestrians whose actions put pedestrians at risk; and

WHEREAS, the New Jersey Division of Highway Traffic Safety has provided grant funding for Summer Shore Pedestrian Awareness Campaign in Atlantic and Cape May County to run July 10- August 14, 2023.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey declares it’s support for Summer Shore Pedestrian Awareness Campaign in Atlantic and Cape May County to run July 10- August 14, 2023 and pledges to increase awareness of pedestrian safety.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 23-211

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING THE CHIEF FINANCIAL OFFICER TO PAY THE PRESCRIBED FLAT RATE PER HOUR TO LAW ENFORCEMENT PURSUANT TO THE 2023 SUMMER SHORE PEDESTRIAN AWARENESS CAMPAIGN

WHEREAS, on July 5, 2023, the Borough of Wildwood Crest was awarded a grant by the New Jersey Division of Highway Traffic Safety for the 2023 Atlantic / Cape May Summer Shore Pedestrian Awareness Campaign; and

WHEREAS, the Counties of Atlantic and Cape May will participate in the Summer Shore Pedestrian Awareness Campaign mobilization from July 10-August 14, 2023 in an effort to raise awareness for pedestrian safety; and

WHEREAS, the 2023 Atlantic / Cape May Summer Shore Pedestrian Awareness Campaign will pay for overtime enforcement during the approved period, with a maximum rate to be reimbursed of \$70.00 per hour; and

WHEREAS, this is a reimbursement grant and as such, participating departments will incur all costs and then submit the necessary documentation to the Division of Highway Traffic Safety for reimbursement; and

WHEREAS, the Borough of Wildwood Crest received notification of award in the amount of \$5,250.00 on July 5, 2023.

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 pay flat rate of \$70.00 per hour to law enforcement pursuant to the 2023 Atlantic / Cape May Summer Shore Pedestrian Awareness Campaign.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 23-212

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING THE TAX COLLECTOR TO EXTEND THE THIRD QUARTER 2023 GRACE PERIOD

WHEREAS, it is likely that the tax rate will not be received in time to meet the statutory mailing and due dates for the third quarter tax bills; and

WHEREAS, if the County Tax Board does not provide the Tax Collector with the tax rate by July 12, 2023, the grace period for the third quarter of 2023 which is usually ten days, will be extended to 25 days from the date the Tax Collector certifies the mailing of the tax bills to meet the statutory requirements as per N.J.S.A. 54:4-66.3d.

NOW, THEREFORE, BE IT RESOLVED that the governing body hereby agrees to establish the following grace period for taxes due third quarter of 2023 if the county does not provide tax rate by July 12, 2023.

BE IT FURTHER RESOLVED THAT, the tax collector is hereby authorized to extend the grace period for the third quarter taxes to 25 days from the certified date of mailing after which interest will accrue from August 1.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 23-213

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING AMENDMENT TO THE 2023 MUNICIPAL BUDGET TO ACCOUNT FOR ADDITIONAL FUNDING FROM THE NEW JERSEY DIVISION OF HIGHWAY TRAFFIC SAFETY FOR THE 2023 SUMMER SHORE PEDESTRIAN AWARENESS CAMPAIGN GRANT

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 \$ 5,250.00 from the New Jersey Division of Highway Traffic Safety for the 2023 Summer Shore Pedestrian Awareness Campaign Grant and wishes to amend its 2023 Municipal Budget to include this amount of revenue.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey, does hereby request the Director of the Division of Local Government services to approve the insertion of an item of revenue in the municipal budget of the Borough of Wildwood Crest for the year 2023 in the sum of \$ 5,250.00 which is now available as a revenue from:

Miscellaneous Revenues	
Special Items of General Revenue Anticipated with	
Prior Written Consent of the Director of the Division	
of Local Government Services - Public and Private	
Revenues Offset with Appropriations:	
2023 Summer Shore Pedestrian Awareness Grant	\$ 5,250.00

BE IT FURTHER RESOLVED that a like sum of \$.....5,250.00 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:
 - 2023 Summer Shore Pedestrian Awareness Grant

BE IT FURTHER RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey, that the Chief Financial Officer Is hereby authorized and directed to pay a flat rate of \$70.00 per hour to law enforcement pursuant to the 2023 Summer Shore Pedestrian Awareness Campaign 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. 23-214

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING AMENDMENT TO THE 2023 MUNICIPAL BUDGET TO ACCOUNT FOR ADDITIONAL FUNDING FROM THE U.S. DEPARTMENT OF JUSTICE FOR THE BULLETPROOF VEST PARTNERSHIP GRANT

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 \$3,132.50 from the U.S. Department of Justice for the Bulletproof Vest Partnership Grant, and wishes to amend its 2023 Municipal Budget to include this amount of revenue.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey, does hereby request the Director of the Division of Local Government services to approve the insertion of an item of revenue in the municipal budget of the Borough of Wildwood Crest for the year 2023 in the sum of \$3,132.50 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:	
Bulletproof Vest Partnership Grant	\$3,132.50

BE IT FURTHER RESOLVED that a like sum of \$3,132.50
 is hereby appropriated under the caption of:

- GENERAL APPROPRIATIONS
 - (a) Operations Excluded from Caps
 - Public and Private Programs Offset by Revenues:
 - Bulletproof Vest Partnership 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. 23-215

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING BOROUGH ENGINEER WORK ORDER FOR CAPE MAY COUNTY OPEN SPACE PROGRAM -CREST ARTS PAVILION – AT THE NTE SUM OF \$185,000

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 the **CAPE**

MAY COUNTY OPEN SPACE PROGRAM – CREST ARTS PAVILION, for engineering services which are more specifically set forth in the attached Proposal from Marc DeBlasio and the Firm of DeBlasio & Associates, dated **July 12, 2023** 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 **\$185,000.00**; and

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

Account Number(s) _____ Amount _____ Signature _____

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

1. The above recital paragraphs are incorporated herein as if set forth at length.
2. 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 **\$185,000.00**.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 23-216

AUTHORIZING AN EMERGENCY PURCHASE OF A NEW AMBULANCE PURSUANT TO N.J.S.A. 40A:4-48

WHEREAS, an emergency has arisen with respect the Borough’s Emergency Medical Fleet and a new ambulance is needed to provide the required emergency medical services to the community and, no adequate provision was made in the 2023 budget for the aforesaid purpose, and N.J.S.A. 40A:4-46 provides for the creation of an emergency appropriation for the purpose mentioned above, and

WHEREAS, the total amount of the emergency appropriations created, including the appropriation to be created by this resolution is \$325,000.00 and three (3) percent of the total operating appropriations in the budget 2023 is \$691,984.79; and

WHEREAS, the foregoing appropriation together with prior appropriations does not exceed three (3) percent of the total operating appropriations in the budget for 2023.

NOW THEREFORE, BE IT RESOLVED, by not less than 2/3 of all the governing body members of the Board of Commissioners, of the Borough of Wildwood Crest, New Jersey, affirmatively concurring, that in accordance with N.J.S.A. 40A:4-48:

1. An emergency appropriation is hereby made for the purchase of a new ambulance in the amount of \$325,000.00.
2. That said emergency appropriation shall be provided for in full in the 2023 budget, and is requested to be excluded from CAPS, pursuant to N.J.S.A. 40A:4-53.3c(1).
3. That two (2) certified copies of this Resolution be filed with the Director of the Division of Local Government Services.

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

Vote: Schiff - Franco – Cabrera – YES

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

Vote: Schiff - Franco – Cabrera – YES

REPORTS: Mr. Franco motions, and Mr. Schiff seconded that all reports received from the Court Administrator, Chief Financial Officer, Tax Collector, Chief of Police, Supervisor for the Recreation Department, Construction Official, Emergency Services Coordinator, for the EMS and the Wildwood Crest Volunteer Fire Company Chief for the month ending June 30, 2023 be accepted as presented.

Vote: Schiff - Franco – Cabrera – YES

MINUTES: Mr. Schiff motions, and Mr. Franco seconded that all minutes from the Commission meetings dated June 21, 2023 and July 5, 2023 be approved as presented.

Vote: Schiff - Franco – Cabrera – YES

First Responder Reports: Chief Bob Lloyd (PD) and Ron Harwood (EMS/Fire Prev/ Fire/OEM) and Lieutenant Bick Murphy (WCBP)

Lt. Bick Murphy (wcbp)

WCBP REPORT 7/19/2023 (COMMISSIONER MONTHLY MEETING)

- 2023 WCBP LIFEGUARD COVERAGE: EVERYDAY FROM 10:00AM- 5:30PM (WEATHER PERMITTING) UNTIL THE SUNDAY AFTER LD (SEPT 10)
- HANDICAP TRANSPORT SERVICE 11AM-4PM WHENEVER LIFEGUARDS ARE ON DUTY.
- SURF CHAIRS (BEACH WHEEL CHAIRS) 10AM-5PM PICK-UP AND RETURN AT BEACH PATROL HQ (RAMBLER ROAD AND BEACH)
- 2023 SURFING BEACHES: RAMBLER-PRIMROSE, ASTER-CARDINAL, HOLLYWOOD-TOPEKA (10AM-12 NOON ONLY)
- FUTURES PROGRAM FOR GRADES 9TH-10TH WILL FINISH ON WED JULY 26TH. 15 KIDS PARTICIPATED IN THE PROGRAM THIS SUMMER.
- JRLG PROGRAM FOR GRADES 4TH-8TH WILL FINISH ON THURSDAY JULY 27TH. 150 CHILDREN PARTICIPATED IN THE PROGRAM THIS YEAR.
- WCBP HOSTED THE 39TH ANNUAL CAPE MAY COUNTY LIFEGUARD CHAMPIONSHIPS ON MONDAY, JULY 10TH. AVALON BEACH PATROL WON THIS YEAR'S EVENT ON A TIE-BREAKER WITH SEA ISLE CITY BEACH PATROL.
- CALL BEACH PATROL HQ AT 609-522-3825 FOR INFORMATION, QUESTIONS OR CONCERNS.

Ron Harwood was next up and briefed all on the following:

Office of OEM: No report.

Fire Prevention: Total Inspections were 627 and Smoke Detector Inspections were 6.

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

EMS: Total Calls: 127

Volunteer Fire Co: Total Incidents: 38

Mr. Harwood thanked the Public Works department for their help over the power outage.

Chief Bob Lloyd gave a run down on recent activity from the previous month to note:

Calls for Service: 2,111

Criminal Investigations: 494

Service Calls: 424

Traffic: 589

Arrests: 21

The Chief thanked the Public Works department as well. He reminded everyone that Christmas in July is this weekend a portion of New Jersey Avenue from Rambler Road to Monterrey Avenue will be closed from 6:00-9:30 approximately. Lastly, National Night Out is Tuesday, August 1, 2023 from 5:30-8:00 pm.

ADMINISTRATOR'S REPORT:

July 19, 2023

ONGOING AND UPCOMING PROJECTS

Beach End Bump Outs

Decks are complete. The contractor is waiting on some benches for installation and will be back to complete road work in the fall all 11 street ends south of Rambler.

Crest Arts Pavilion

The interior project is now complete. Hours of operation are 9:00 am to 3:30 pm Monday through Saturday and 9:00 am to 1:00 pm on Sunday. The café was successfully leased and the vendor is doing great as is the Crest merchandise store.

Hereford Inlet to Cape May Inlet Beach and Dune Construction

Nothing new to report

New Jersey Avenue

The County's reconstruction of New Jersey Avenue is expected to commence in the spring of 2025. This project is expected to take two years. The county's striping plan has been approved by resolution and they are in the process of re-initiating the traffic synchronization since they now have clear direction of the proposed road diet alignment of the mainline. The County's traffic consultant can now formalize the revisions to the proposed traffic signals so that the road diet improvements and the separate traffic signal project can be properly coordinated. We now need to

provide the county with the dimensioned layout / geometry of the two proposed parking areas that will be situated between Cardinal and Aster roads along the easterly side of the project. We are working on that layout now.

Sunset Lake- State Channel Dredging

The NJDOT Office of Maritime Resources will be dredging State boating channels in North Wildwood, Wildwood and West Wildwood from the mouth of Beach Creek to Post Creek Basin between the beginning of September to the end of January, 2023 to remove shoals and restore navigability. Approximately 124,000 CY of sediment will be removed using a hydraulic cutterhead pipeline dredge and pumped to one of three sites for dewatering. Dredging operations will take place 24/7 during this timeframe. The three sites identified for dewatering are 401/501 W 26th Avenue in North Wildwood, 510 NY Avenue in North Wildwood and 525 W Spicer Avenue in Wildwood. Once dewatered, the material will be removed from the site and trucked to the Tuckahoe Turf Farm in Atlantic County for use as agricultural soil. Trucking operations will begin on or about February 1 and will be completed on or about May 31, 2024 and will follow main routes to and from the sites in accordance with municipal and county approved trucking routes. As of last Friday, we were informed that NJDOT is having difficulties with DEP permitting. I will keep everyone up to date as I receive information.

CAFRA Applications

Nothing to report at this time.

Washington Avenue BRIC Planning Study

DeBlasio and Associates has completed the study of the Washington Avenue flooding issues. This was funded by a \$70,875 FEMA grant. The borough's contribution of \$70,875 was \$23,625. We are now getting ready to file an application for work that has been recommended in his study.

EV Charging Stations

Nothing new to report

FY2023 DCA-Small Cities ADA Grant

As previously reported, our FY2023 DCA Small Cities Grant application was approved in the amount of \$342,720. These funds will be used to renovate the 3 bathrooms in the municipal building and 3 bathrooms at the Crest Pier. Marc is currently working on plans with our architect.

Plan Endorsement

I happy to report that our petition for plan endorsement was approved unanimously by the State's Planning Commission last week. We now have a smaller town center but are endorsed for the next 10 years.

ENGINEER'S REPORT:

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.
 - All work on Cardinal Avenue has been completed and we are in the project close out phase.
2. **FY 2023 NJDOT Municipal Aid Program – Reconstruction of Orchid Road**
 - The Borough has been allotted a \$170,085.00 grant from the NJDOT.
 - Our office has been authorized by the Borough and we are in the design phase.
3. **Washington Avenue Storm Sewer Outfall Preliminary Investigation**
 - The final report is scheduled to be finalized and completed by July 21st.
4. **Fiscal Year 2022 NJDOT Municipal Aid Program – Reconstruction of Syracuse Avenue**
 - The Borough was notified by the NJDOT that \$196,025.00 was allocated for the Reconstruction of Syracuse Avenue.
 - The bid opening occurred on October 19, 2022 and the apparent low bidder was Asphalt Paving Systems, Inc. in the amount of \$2,193,300.00.
 - All work on Syracuse Avenue is completed.
 - Bayview Avenue has been completed.
 - The improvements at Preston Park have been completed and the project is nearing completion.
5. **Beach Patrol Headquarter Renovations-Readvertised**
 - The project was re-advertised for public bid on March 1, 2023 and the apparent low bidder was Straga Brothers in the amount of \$2,054,334.00 for the Base Bid plus Alternate Bid 1 and Alternate Bid 2.
 - The contractor has remobilized to the site to finish the demolition.
6. **Beach Street End Public Access Improvements – Phase 2**
 - The bid opening occurred on February 1, 2023, and the apparent low bidder was Fred M. Schiavone Construction, Inc. in the amount of \$3,228,065.20.
 - All eleven (11) street end decking, ramps and railings have been installed.
 - All water main extensions, water services and trench repairs have been completed.
 - The pergolas have been delivered and installed.
7. **Von Savage Pool – Pool and Roof Repairs**
 - The bid opening occurred on March 9, 2023 and the apparent low bidder was Capri Construction in the amount of \$1,267,500.00.

- A pre-construction meeting was held on March 30th and construction is scheduled to begin on August 15, 2023.
8. Public Works Roof Repairs
- Our office has completed bid documents and will be bidding the project in the near future.
9. Bayside Bulkhead Replacement and Flood Mitigation Improvements
- The Borough wants to replace or elevate the eleven (11) existing bayside street end bulkheads from Cardinal Road to Primrose Road and implement flood mitigation improvements along the bayside from Cresse Avenue to Rambler Road. It is our understanding that the Borough would like to complete the improvements in a phased manner and initiate the first phase of the bulkhead replacements in the Fall 2023 with construction completed by Spring 2024.
 - Our office has completed the survey of the bayside street ends and are currently in the base mapping and permitting phase.
 - The NJDEP has indicated that a Waterfront Development Permit is required and a CAFRA permit is not required.

CORRESPONDENCE: ATLANTIC CITY ELECTRIC – COMMISSIONER RESPONSE From Atlantic City Electric

Atlantic City Electric appreciates everyone's patience during this Lake Ave substation fire and truly appreciate your kind words about the hard work all of our employees provided over the weekend. Although we are still investigating the cause of the fire, I have provided a brief overview of the summary of the events.

- Atlantic City Electric experienced a fire at the company's Lake Avenue substation in Wildwood, NJ.
- The fire occurred at approximately noon, Friday, July 7, 2023.
- The fire was contained shortly after 1 p.m. on Friday, and the cause of the fire is currently being investigated.
- The safety of our customers, the community, emergency responders and our employees is always most important.
- The substation was deenergized upon arrival of Atlantic City Electric crews, which impacted electric service to approximately 24,000 customers in the Wildwood, Wildwood Crest, North Wildwood, West Wildwood and Lower Township areas.
- As of 4:24 a.m. Sunday, July 9, service has been restored for all customers.
- With respect to the restoration timeline:
 - We restored 15,000 customers by 10 p.m. on Friday, July 7, within 9 hours of the start of the event.
 - An additional 2,000 customers by 5 a.m. on Saturday, July 8.
 - An additional 3,500 customers were restored by 3 a.m., Sunday, July 9.
 - Between 5 a.m. Saturday and 3 a.m. Sunday, we were performing construction work necessary to be able to use non-damaged equipment at the substation and reintroducing service, via complex switching, to customers via a temporary configuration, while also constructing new equipment to restore remaining customers that resulted in equipment issues due to customer demand.
 - The remaining 3,500 customers were restored by 4:24 a.m., Sunday, July 9.
- We know this has been a challenging event for our customers and we thank them for their patience and understanding as we worked to restore service. We also thank our crews, operations teams and all the support personnel, including our contractors, who assisted in this effort. We also thank our municipal officials, our local first responders, and our public works members for their assistance in our restoration effort.

The governing body thanked the Police, Public Works, EMS, Volunteer Fire Co and the Beach Patrol. Everyone worked seamlessly.

PUBLIC COMMENTARY: N/A

NEW BUSINESS:

-Borough Hall Office Hours: The governing body would like to review and will keep on old business. The mayor asked that the governing body reach out to the clerk with any potential issues.

-Crest Pier – capital planning for generators- The governing body noted that North Wildwood and Wildwood had their recreation centers as cooling centers and they were powered by generators. They asked the Engineer to come up with a proposal for generators for capital planning and to coordinate with the Superintendent of Public Works. The Engineer added that he would see if there was a FEMA grant for this.

OLD BUSINESS:

-Traffic Calming – Waiting on a proposal.

-Code Enforcement Personnel- There is an Ad running and only one applicant has applied.

-Back Beach Excavation: On hold.

-Dredging: The Administrator covered it.

-NJ Avenue infrastructure pre-county: Preliminary work has begun.

-PW roof: In queue.

-Bayside outfalls and capacity / bulkhead repairs / replacement: Plans have to go to Lomax for review.

-Arts Pavilion Exterior – with CMCOS: Waiting on letter from the county.

-Washington / Seaview – beach outfalls and capacity: Report to be delivered on Friday from the Engineer.

-Update Landscaping and add lighting in Business district -NJ- Planters are in and need to be installed.

- Lightning Detection System: Still in the discovery phase.

PUBLIC COMMENTARY:

Chris South asked if commission meeting times will change if borough hall hours are changed. The mayor said it would be looked at internally.

Commissioner Comments-

Commissioner Franco – The Borough has a Moody’s Financial Rating of AA – he thanked the department heads for their hard work and Wildwood Crest and Avalon are the only municipalities in Cape May County with this rating. Secondly, he congratulated Joseph Murphy for appointment to Chief in Wildwood.

Commissioner Schiff – He noted that the Borough of Wildwood Crest had No Recommendations at the end of the audit and job well done. He thanked everyone. Secondly, he thanked Crest Savings Bank for providing lunch to first responders.

Mayor Cabrera – He agreed with all of the previous comments. He thanked the CFO and department heads. He noted that during the power outage, many of the residents and visitors were very courteous. He reminded everyone that there was a food truck event and concert at Centennial Park.

Commissioner Franco added that Mayor Cabrera did a great job during the power outage.

Hearing nothing further from the public, Mr. Schiff motioned and Mr. Franco seconded that the meeting be adjourned. All were in favor. The time was 5:42 p.m.

Dated: August 22, 2023

Patricia A. Feketics, Borough Clerk

