

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

April 9, 2024

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

The meeting of the Board of Commissioners, Borough of Wildwood Crest, Cape May County, New Jersey, was held at Borough Hall at 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 CHANGE OF MEETING by posting notice on the bulletin board in the Borough Hall and by e-mailing and same to the Herald of Cape May County on March 4, 2024.

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

Mr. Franco motioned and Mr. Schiff seconded that Ordinance No. 1427 be passed on second reading and final passage by title only.

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING ORDINANCE BY TITLE:

ORDINANCE NO. 1427
ORDINANCE AMENDING AND SUPPLEMENTING
CHAPTER 63, SIDEWALKS, CURBS AND ALLEYWAYS
OF THE CODE OF THE BOROUGH OF WILDWOOD
CREST

Mr. Franco motioned and Mr. Schiff seconded that a public hearing be held on Ordinance No. 1427.

Vote: Schiff - Franco – Cabrera – YES

After hearing nothing from the public, Mr. Franco motioned and Mr. Schiff seconded that the public hearing be held on Ordinance No. 1427 now be closed.

Vote: Schiff - Franco – Cabrera – YES

Mr. Franco motioned and Mr. Schiff seconded that Ordinance No. 1427 be passed on second reading and advertised according to law.

Vote: Schiff - Franco – Cabrera – YES

Mr. Franco motioned and Mr. Schiff seconded that Ordinance No. 1428 be passed on second reading and final passage by title only.

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING ORDINANCE BY TITLE:

ORDINANCE NO. 1428
ORDINANCE REPEALING AND REPLACING CHAPTER
67, STREET EXCAVATIONS, OF THE CODE OF THE
BOROUGH OF WILDWOOD CREST WITH A NEW
CHAPTER 67 ENTITLED STREET OPENINGS AND
EXCAVATIONS

Mr. Franco motioned and Mr. Schiff seconded that a public hearing be held on Ordinance No. 1428.

Vote: Schiff - Franco – Cabrera – YES

After hearing nothing from the public, Mr. Franco motioned and Mr. Schiff seconded that the public hearing be held on Ordinance No. 1428 now be closed.

Vote: Schiff - Franco – Cabrera – YES

Mr. Franco motioned and Mr. Schiff seconded that Ordinance No. 1428 be passed on second reading and advertised according to law.

Vote: Schiff - Franco – Cabrera – YES

Mr. Franco motioned and Mr. Schiff seconded that Ordinance No. 1429 be passed on first reading, advertised according to law, be brought up for second and final reading and public hearing on April 24, 2024 at 5:00 p.m.

Vote: Schiff - Franco – Cabrera – YES

ORDINANCE NO. 1429

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

Mr. Franco motioned and Mr. Schiff seconded that Ordinance No. 1430 be passed on first reading, advertised according to law, be brought up for second and final reading and public hearing on April 24, 2024 at 5:00 p.m.

Vote: Schiff - Franco – Cabrera – YES

ORDINANCE NO. 1430

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

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 24-123

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING THE SUBRECIPIENT AGREEMENT BETWEEN THE NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS AND THE BOROUGH OF WILDWOOD CREST FOR THE IMPLEMENTATION OF THE BOARDWALK PRESERVATION FUND GRANT PROGRAM

This Subrecipient Agreement (“Agreement”) is made by and between the Department of Community Affairs (“Department,” “DCA,” or “Grantor”) and the **Borough of Wildwood Crest** (“Subrecipient” or “Grantee”) together (“the Parties”), to set forth the terms and conditions for the disbursement of American Rescue Plan Act – Coronavirus State Fiscal Recovery Fund monies for the Boardwalk Preservation Fund Grant Program (“Fund” or “Program”). This Agreement confirms the mutual understandings and intentions of the Parties hereto as to the following:

PREAMBLE

WHEREAS, due to the increase in the number of novel coronavirus (“COVID-19”) cases in New Jersey, the surrounding region and across the globe, the Governor of the State of New Jersey issued Executive Order No. 103 declaring a public health emergency and a state of emergency in the State of New Jersey (“State”) on March 9, 2020, allowing for certain executive actions to respond to the increasing number of COVID-19 cases in the State; and

WHEREAS, on March 11, 2020, the World Health Organization declared the COVID-19 outbreak a global pandemic (the “COVID-19 Pandemic”) and on March 13, 2020, the President of the United States (“President”) declared a national state of emergency; and

WHEREAS, in response to the COVID-19 Pandemic, Congress enacted as series of laws to address the impacts of the COVID-19 Pandemic; and

WHEREAS, on March 11, 2021, the President signed the “American Rescue Plan Act of 2021” P.L. 117-2 (the “ARP Act”) into law; and

WHEREAS, as part of the ARP Act, Congress at subtitle M of the ARP Act, amended Title VI of the Social Security Act (42 U.S.C. 801 et seq.) by adding Sections 602 and 603 to create the “Coronavirus State Fiscal Recovery Fund” (“CSFRF”); and

WHEREAS, CSFRF monies (“CSFRF Funds”) are to be used, generally: (a) to respond to the public health emergency with respect to COVID-19 or its negative economic impacts, including assistance to households, small businesses, and nonprofits, or aid to impacted industries such as tourism, travel, and hospitality; (b) to respond to workers performing essential work during the COVID public health emergency by providing premium pay to eligible workers of the State who are performing such essential work, or by providing grants to eligible workers who perform essential work; (c) for the provision of government services to the extent of the reduction in revenue of the State due to the COVID-19 public health emergency relative to revenues collected in the most recent full fiscal year of the State prior to the emergency; or (d) to make necessary investments in water, sewer, or broadband infrastructure; and

WHEREAS, the State received \$6,244,537,955.50 in CSFRF Funds under the ARP Act which must be used in conformance with the requirements of the ARP Act; and

WHEREAS, the New Jersey State Legislature, through Senate Bill 3989, Pub. L. 2023, Ch. 136, supplementing Chapter 27D of Title 52 of the Revised Statutes, established a “Boardwalk Preservation Fund,” appropriating \$100,000,000 of CSFRF Funds to DCA; and

WHEREAS, the purpose of the Fund is to provide grants to counties and municipalities in the State to use for boardwalk construction, maintenance, reconstruction, and repair projects; and

WHEREAS, pursuant to the Fiscal Year 2022 Appropriations Act, L. 2021, c.133, as may be amended from time to time, DCA is responsible for overseeing the entire portfolio of funds, consistent with CSFRF requirements, as the State-designated Grants Manager; and

WHEREAS, the State Treasurer has entered into a Memorandum of Understanding dated as of July 22, 2021, with DCA, as Grants Manager for the CSFRF Funds, to provide those grant management functions and processes for the State that are necessary to administer, manage and monitor State entity grant awards and disburse funds accordingly; and

WHEREAS, DCA will use its State Integrated Recovery Operations and Management System (“SIROMS”) to track State entity expenditures and obligations, administer approved grant funds, and track compliance with applicable laws, regulations, guidance, and program requirements; and

WHEREAS, the DCA is distributing a portion of the CSFRF Funds, in an amount not to exceed **One Million Eighty-Seven Thousand Four Hundred and Twenty-Five Dollars (\$1,087,425.00)**, to provide funding to Subrecipient for the implementation of the Program, that the Governor’s Disaster Recovery Office has determined eligible for CSFRF Funds; the Grant is described in Exhibit A and the Program budget is set forth in Exhibit B, both exhibits attached hereto and made a part hereof; and

WHEREAS, the implementation of the Program shall be undertaken in compliance with Federal, State and local laws and regulations as well as the requirements of the Subrecipient Agreement, Executive Order No. 166 (Murphy 2020) (“EO 166”), 31 CFR Part 35 U.S. Treasury Coronavirus State and Local Fiscal Recovery Funds – Final Rule, and Part 200 – Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards (“2 CFR Part 200”); and

WHEREAS, it is in the Parties’ mutual interests, as well as in the public interest, to have the Parties’ respective responsibilities concerning the implementation of services for the Program memorialized in a written agreement.

NOW, THEREFORE, DCA and Subrecipient agree as follows:

1. Subrecipient shall apply the CSFRF Funds to costs which are allowable under State and federal regulations and cost principles as defined in Exhibit C, are contemplated within the approved program plan attached and incorporated as Exhibit A, and are included in the approved budget attached and incorporated as Exhibit B (“Eligible Costs”). Eligible Costs incurred for operating expenditures selected from the list set forth in **Exhibit B** hereto. Subrecipient may propose to amend **Exhibit B** by providing written notice of the proposed amendments to the Department. Within a reasonable time, following receipt of Subrecipient’s proposed amendments to **Exhibit B**, the Department shall advise Subrecipient in writing as to whether **Exhibit B**, as updated, is approved.
2. DCA will distribute the CSFRF Funds to Subrecipient in four (4) installments of **Two Hundred Seventy One Thousand Eight Hundred Fifty Six Dollars And Twenty Five Cents (\$271,856.25)**. The first, twenty-five percent (25%) or **(\$271,856.25)** upon execution of this Agreement. For fiscal year (“FY”) 2024, Subrecipient agrees to submit to the Department the first financial report by April 30, 2024 (thirty days following the end of the next quarter after the date of execution), so the Department’s staff can perform a reasonable review. The frequency of financial reporting will be monthly and Subrecipient progress reporting will be quarterly. DCA will review:
 - a. A full accounting of all expenditures to be funded with the CSFRF grant, including executed contracts and invoices, as applicable.
 - b. Bank statements for the account in which Subrecipient deposits the CSFRF Funds.
 - c. Such additional information as the Department may reasonably request.

3. Any and all payments to Subrecipient by DCA shall be subject to appropriations being made from time to time by the New Jersey Legislature (the “State Legislature”) for such purposes. The State Legislature has no obligation to make appropriations for such purposes. Furthermore, any and all payments of Eligible Costs to be made by the Department are also subject to the availability of such funds. The DCA shall have no obligation to make any payment of Eligible Costs due to the failure of the State Legislature to make such appropriations or due to the unavailability of such funds during the Fiscal Year.
4. A failure of the State Legislature to appropriate such funds to pay costs in the Appropriations Act for the Fiscal Year (including without limitation, the reduction or cancellation of an appropriation pursuant to an amendment to the Appropriations Act for the Fiscal Year) in an amount sufficient to pay such Eligible Costs (an “Event of Non-Appropriation”) will not constitute a default under this Agreement. The unavailability of such funds for the Department to make a payment of Eligible Costs during the Fiscal Year (an “Event of Unavailability of Funds”) will not constitute a default under this Agreement. The DCA will not be liable in any manner upon an Event of Non-Appropriation or upon an Event of Unavailability of Funds.
5. Subrecipient agrees and understands that all funds must be expended by Dec 31, 2026, and agrees that all funds not expended in accordance with this Agreement will be returned to the Department before December 31, 2026, and agrees to provide such financial and performance documentation that DCA finds necessary to verify the timely expenditure of funds.
6. Documentation and material that Subrecipient provides to the DCA pursuant to Section 2 of this Agreement shall be provided via email to the Director and Chief Financial Officer, Vera Ricciardi at veraellen.ricciardi@dca.nj.gov, or to such systems or individuals that she may so designate. All other notices and communications hereunder shall be in writing and shall be deemed given when (i) hand delivered with receipt acknowledged, (ii) sent by electronic communication, (iii) mailed by first class mail, registered or certified, return receipt requested, or (iv) sent by recognized overnight carrier, postage prepaid and with acknowledgement of delivery, to the parties at the addresses set forth below or as to each party at such other or additional address or numbers as shall be designated by such party in a written notice to the other party hereto:

Borough of Wildwood Crest
 6101 Pacific Avenue
 Wildwood Crest, NJ 08260
 Attn: Mayor Don Cabrera

NJ Department of Community Affairs
 Division of Disaster Recovery & Mitigation
 P.O. Box 823
 101 South Broad Street
 Trenton, NJ 08625
 Attention: Luciana DiMaggio,
 Chief Legal Officer

7. This Agreement is supplemented by **Exhibits A, B, C, and D** which are attached hereto and incorporated herein.
8. This Agreement shall be governed by, and construed in accordance with, the laws of the State of New Jersey.
9. This Agreement may be executed in any number of counterparts, all of which counterparts, taken together, shall constitute but one and the same Agreement.

IN WITNESS WHEREOF, the Department of Community Affairs and the Subrecipient have executed this Agreement:

STATE OF NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS

 Samuel R. Viavattine
 Deputy Commissioner

Date: _____

BOROUGH OF WILDWOOD CREST

 Don Cabrera
 Mayor

Date: _____

This Agreement is approved as to form and execution.

The following exhibits are attached hereto and incorporated herein;

- Exhibit A – Application
- Exhibit B – Budget and Budget Addendum
- Exhibit C – Subrecipient Agreement
- Exhibit D – Schedule of Assurances

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 24-124

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING AWARD OF PROFESSIONAL SERVICES CONTRACT TO COLLIERS ENGINEERING & DESIGN FOR SERVICES IN CONJUNCTION WITH PRELIMINARY TRAFFIC AND PEDESTRIAN EVALUATION – VARIOUS STREETS AND LOCATIONS – TASKS 2, 3 & 4 - AT THE NTE SUM OF \$10,000.00

WHEREAS, the Board of Commissioners of the Borough of Wildwood Crest has determined that there exists the need for specialized engineering consultation services to be provided to the Borough of Wildwood Crest for Preliminary Traffic and Pedestrian Evaluation for Various Streets and Locations TASK 2, 3 & 4 at the NTE sum of \$10,000.00; and

WHEREAS, the Borough Clerk received a proposal from Colliers Engineering & Design dated October 3, 2023 that was forwarded to a review committee consisting of the Borough Administrator, Constance Mahon, Borough Clerk, Patricia Feketics, Chief Financial Officer, Francine Springer, and Borough Solicitor Ronald J. Gelzunas; and

WHEREAS, the Review Committee has reviewed the proposal submitted by Colliers Engineering & Design and based upon the review criteria, has recommended that the proposal of Colliers Engineering & Design best meets the Borough's needs and that Colliers Engineering & Design has the professional credentials and abilities to perform the services required of Preliminary Traffic and Pedestrian Evaluation for Various Streets and Locations; and

WHEREAS, under the Local Public Contracts Law, N.J.S.A. 40A:11-1, et. seq., the subject contract would be a contract for professional services because:

1. Professional services of the type herein sought are of such a nature as to require a high degree of trust and confidence in the individual providing the service and may require the creation of a confidential or fiduciary relationship between that individual and the Borough;
2. The services required are highly specialized or technical in nature;
3. The services require peculiar ability and skill, and demand a high degree of specialized knowledge or expertise;
4. The services are such that their relative worth must be judged by subjective considerations that are not susceptible of valuation by competitive bidding;
5. The individual or entity who will provide these services has demonstrated competence and particular expertise in the services required;
6. The individual or entity who will perform these services is held to and fully adheres to the strict ethical standards that govern the involved profession;
7. The services include advise to and consultation with the municipality that require both knowledge and judgment on the part of the individual or entity providing services, as well as the confidence of the municipal officials, such that competitive bidding is not feasible or practical;
8. The services to be provided are such that their nature, scope and duration are not capable of precise measurement, but rather require a flexibility and discretion that render competitive bidding impractical and inefficient; and

WHEREAS, this contract is awarded without competitive bidding in accordance with the provisions of the Local Public Contracts Law, N.J.S.A. 40A:11-1, et. seq. as an authorized exception to the public bidding as a Professional Services Contract; and

WHEREAS, the Commissioners of the Borough of Wildwood Crest concur with the Review Committee's recommendation to award the contract to Colliers Engineering & Design; and

WHEREAS, the CFO has certified the availability of funds as evidenced below by her signature:
Account Number(s)_____ Amount \$10,000.00 Signature_____

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

1. The above recital paragraphs are incorporated herein as if set forth at length.
2. That the contract for the specified Services for work in the **PROPOSAL dated October 3, 2023 for Preliminary Traffic and Pedestrian Evaluation for Various Streets and Locations Task 2 & Task 3 & Task 4 at the NTE sum of \$10,000.00** in Wildwood Crest be awarded to Colliers Engineering & Design.

3. The award of this contract is contingent upon compliance with the New Jersey Pay to Play Law as set forth in N.J.S.A. 19:44A-1; production of the Business Entity Disclosure Certificate, Affirmative Action Compliance Notice, New Jersey Certificate of Employee Information Report, New Jersey Business Registration Certificate and proof of insurance as required in the contract and certification from the Chief Financial Officer as to the availability of funds.

4. That the Mayor and Borough Clerk are hereby authorized and empowered to enter into a professional services contract effective immediately and not to extend beyond one (1) calendar year, with Colliers Engineering & Design, who shall be compensated pursuant to attached Proposal which is incorporated herein, at the billable rates set forth therein not to exceed \$10,000.00.

5. That a Notice of Award shall be published in *The Herald of Cape May County* as required by law within ten (10) days of passage of this Resolution, which notice shall state that this Resolution and the contract are on file and available for public inspection in the office of the Borough Clerk.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 24-125

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING AWARD OF PROFESSIONAL SERVICES CONTRACT WITH SCOTT TAYLOR OF TAYLOR DESIGN GROUP, INC. FOR PROFESSIONAL PLANNING, DESIGN & CONSTRUCTION PHASE SERVICES FOR NEW JERSEY AVENUE STREETScape AT NTE SUM OF \$68,350

WHEREAS, there exists the need for “Professional Services” for Professional Planner for Planning, Design & Construction Phase Services for New Jersey Avenue Streetscape, and

WHEREAS, this contract is awarded without competitive bidding in accordance with the provisions of the Local Public Contracts Law, N.J.S.A. 40A:11-1, et. seq. as an authorized exception to the public bidding as a Professional Services Contract; and

WHEREAS, under the Local Public Contracts Law, N.J.S.A. 40A:11-1, et. seq., the subject contract would be a contract for professional services because:

1. Professional services of the type herein sought are of such a nature as to require a high degree of trust and confidence in the individual providing the service and may require the creation of a confidential or fiduciary relationship between that individual and the Borough;

2. The services required are highly specialized or technical in nature;

3. The services require peculiar ability and skill, and demand a high degree of specialized knowledge or expertise;

4. The services are such that their relative worth must be judged by subjective considerations that are not susceptible of valuation by competitive bidding;

5. The individual or entity who will provide these services has demonstrated competence and particular expertise in the services required;

6. The individual or entity who will perform these services is held to and fully adheres to the strict ethical standards that govern the involved profession;

7. The services include advise to and consultation with the municipality that require both knowledge and judgment on the part of the individual or entity providing services, as well as the confidence of the municipal officials, such that competitive bidding is not feasible or practical;

8. The services to be provided are such that their nature, scope and duration are not capable of precise measurement, but rather require a flexibility and discretion that render competitive bidding impractical and inefficient; and

WHEREAS, Scott Taylor, LLA, AICP, PP, LEEP, AP and Vice President of Taylor Design Group, and Taylor Design Group, is experienced and capable of providing the necessary planning for the Planning, Design & Construction Phase Services for New Jersey Avenue Streetscape in the Borough of Wildwood Crest and has submitted all required documents:

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. That the Mayor and Borough Clerk are hereby authorized and empowered to execute the attached agreement effective immediately through April 8, 2025, Taylor Design Group and Scott Taylor, Vice President of Taylor Design Group, who shall be compensated pursuant to attached proposal, but in no case shall the compensation exceed Sixty Eight Thousand Three Hundred Fifty (\$68,350.00) Dollars.
3. The award of this contract is contingent upon compliance with the New Jersey Pay to Play Law as set forth in N.J.S.A. 19:44A-1; production of the Business Entity Disclosure Certificate, Affirmative Action Compliance Notice, New Jersey Certificate of Employee Information Report, New Jersey Business Registration Certificate and proof of insurance as required in the contract and certification from the Chief Financial Officer as to the availability of funds; a copy of these documents shall be kept on file in the office of the Borough Clerk.
4. That a Notice of Award shall be published in *The Herald of Cape May County* as required by law within ten (10) days of passage of this Resolution, which notice shall state that this Resolution and the contract are on file and available for public inspection in the office of the Borough Clerk.

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

The Mayor added that this was funded by UEZ money from 2023.

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

**RESOLUTION NO. 24-126
RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF
WILDWOOD CREST AUTHORIZING REFUND OF PROPERTY TAXES OR UTILITIES
OVERPAYMENT MADE PAYABLE TO SEABOARD TITLE AGENCY**

WHEREAS, the Tax Collector of the Borough of Wildwood Crest collected from the property owner or it's designee an excess amount on 2024 property taxes and/or utility payments; and

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

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

170-2	Beau Rivage LLC	Amount
2024 Taxes	9103 Atlantic Avenue	\$819.00
	Title Company made errant overpayment	
	toward third quarter taxes	
	Refund overpayment to Seaboard Title Agency	

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Commissioners of the Borough of Wildwood Crest, County of Cape May, State of New Jersey, the Chief Financial Officer is hereby authorized to execute said refund as soon as practicable and the Tax Collector should mark the records accordingly to reflect said refund as per the meeting on April 9, 2024.

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

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

**RESOLUTION NO. 24-127
RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF
WILDWOOD CREST AUTHORIZING AMENDMENT TO THE 2024 MUNICIPAL
BUDGET TO ACCOUNT FOR ADDITIONAL FUNDING FROM THE NEW JERSEY
DEPARTMENT OF ENVIRONMENTAL PROTECTION FOR THE RECYCLING
TONNAGE 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 received \$14,585.01 from the New Jersey Department of Environmental Protection for the Recycling Tonnage Grant, and wishes to amend its 2024 Municipal Budget to include this amount of revenue.

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING AMENDMENT TO THE 2024 MUNICIPAL BUDGET TO ACCOUNT FOR ADDITIONAL FUNDING FROM THE NEW JERSEY DIVISION OF HIGHWAY SAFETY FOR THE DISTRACTED DRIVING ENFORCEMENT MOBILIZATION 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 \$ 2,800.00 from the New Jersey Division of Highway Safety for the U Drive U Text U Pay Distracted Driving Enforcement Mobilization Grant and wishes to amend its 2024 Municipal Budget to include this amount of revenue.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey, does hereby request the Director of the Division of Local Government services to approve the insertion of an item of revenue in the municipal budget of the Borough of Wildwood Crest for the year 2024 in the sum of \$ 2,800.00 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:	
Distracted Driving Enforcement Mobilization Grant	\$ 2,800.00

BE IT FURTHER RESOLVED that a like sum of \$.....2,800.00 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:
 - Distracted Driving Enforcement Mobilization Grant

BE IT FURTHER RESOLVED that the Borough CFO is hereby authorized and directed to electronically file this Resolution and applicable submittal form with the Director of the Division of Local Government Services for approval.

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

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

**RESOLUTION NO. 24-130
RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST TO AMEND ESTABLISHED SALARIES FOR 2024 STIPEND AGREEMENTS**

WHEREAS, the Board of Commissioners of the Borough of Wildwood Crest on January 24, 2024, approved stipends for the 2024 year; and

WHEREAS, the Board desires to amend the stipends for the 2024 year as follows;

Terminated 03.12.2024 (Stipends to be prorated)		
Colleen Archer-Pavlich	Green Team Secretary	\$2,000.00
	Comm. Forestry Mngt. Coord.	\$2,500.00
Retirement 04.01.2024 (Stipends to be prorated)		
Joseph Bond	Commercial Driver’s License	\$3,000.00
	Heavy Equipment Operator	\$1,000.00
Replacement 03.23.2024 (Stipends to be prorated)		
Julia Tait	Green Team Sec/Creative Arts	\$2,000.00

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey, that the Board hereby approves the amended stipends for the 2024 year.

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

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 24-131

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING AWARD OF CONTRACT FOR 2024 ROAD RESURFACING PROGRAM

WHEREAS, a Notice to Bidders was authorized for advertisement by Resolution No. 24-102 on March 6, 2024 for the Borough of Wildwood Crest contract for the 2024 ROAD RESURFACING PROGRAM; and

WHEREAS, Notice to Bidders was advertised in the *Herald of Cape May County* on March 13, 2024 with receipt of sealed bids on April 3, 2024 at 10:00 a.m.; and

WHEREAS, three sealed bid proposals were received, opened and reviewed on April 3, 2024 by the Bid Opening Committee who reviewed the bid proposal and recommended that the Bid (\$179,836.00) for the 2024 ROAD RESURFACING PROGRAM be awarded to South State, Inc., PO Box 68, Bridgeton, NJ 08302 the lowest responsive bidder; and

WHEREAS, the Board of Commissioners of the Borough of Wildwood Crest has reviewed the recommendations made by the Bid Opening Committee as well as the bid tabulation and recommendation, and the opinion letter of the Borough Engineer and Borough Solicitor recommending the award of the Bid (\$179,836.00) for the 2024 ROAD RESURFACING PROGRAM be awarded to South State, Inc., PO Box 68, Bridgeton, NJ 08302; and

WHEREAS, South State, Inc., PO Box 68, Bridgeton, NJ 08302; was lowest responsive bidder and submitted a bid amount of \$179,863.00; 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, County of Cape May, State of New Jersey, as follows:

1. The above recital paragraphs are incorporated herein as if set forth at length.
2. 2024 ROAD RESURFACING PROGRAM is hereby awarded South State, Inc., PO Box 68, Bridgeton, NJ 08302, the lowest responsive bidder.
3. The award of this contract in the amount of \$179,863.00 is contingent upon compliance with the Notice to Bidders; Bid Specifications and Information Packet; the New Jersey Pay to Play Law as set forth in N.J.S.A. 19:44A-1; production of the Business Entity Disclosure Certificate, Affirmative Action Compliance Notice, New Jersey Certificate of Employee Information Report, New Jersey Business Registration Certificate and certification from the Chief Financial Officer as to the availability of funds.
4. The Mayor and the Borough Clerk are hereby authorized and empowered to enter into a formal contract with South State, Inc., PO Box 68, Bridgeton, NJ 08302; in accordance with this Resolution, Notice to Bidders, Bid Specifications and Information Packet and the submitted bid proposal.
5. That a Notice of Award shall be published in The Herald of Cape May County as required by law within ten (10) days of passage of this Resolution, which notice shall state that this Resolution and the contract are on file and available for public inspection in the office of the Borough Clerk.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 24-132

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING BOROUGH ENGINEER WORK ORDER FOR FY2023 NJDOT MUNICIPAL AID RECONSTRUCTION OF ORCHID ROAD- ADDITIONAL SERVICES: RESURFACING OF WISTERIA ROAD - AT THE NTE SUM OF \$3,000

WHEREAS, the Board of Commissioners of the Borough of Wildwood Crest desires to authorize issuance of a Work Order to the Borough Engineer, Marc DeBlasio and the Firm of DeBlasio & Associates for the **FY2023 NJDOT MUNICIPAL AID RECONSTRUCTION OF ORCHID ROAD- ADDITIONAL SERVICES: RESURFACING OF WISTERIA ROAD** for engineering services which are more specifically set forth in the attached Proposal from Marc DeBlasio and the Firm of DeBlasio & Associates, dated **April 3, 2024** which is made a part hereof by reference as if fully set forth at the billable rates set forth in the professional services agreement between Marc DeBlasio and Borough not to exceed **\$3,000.00**; and

WHEREAS, the CFO has certified the availability of funds as evidenced below by her signature:
Account Number(s) _____ 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 **\$3,000.00**.

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. 24-133

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING APPROVAL OF CHANGE ORDER NO. 2 – FY2023 NJDOT MUNICIPAL AID RECONSTRUCTION OF ORCHID ROAD – ADDITIONAL SERVICES: RESURFACING OF WISTERIA ROAD- AT THE NTE SUM OF \$68,465.00

WHEREAS, Asphalt Paving Systems, PO Box 530, Hammonton, NJ 08037 was awarded the contract known as **FY 2023 NJ DOT MUNICIPAL AID RECONSTRUCTON OF ORCHID ROAD-** via Resolution No. 23-310 on November 1, 2023 for \$1,117,700.00 with Wildwood Water Utility’s participating items tabulating \$135,924.60 and the Borough of Wildwood Crest’s participating items tabulating \$981,775.40; and

WHEREAS, the Board of Commissioners authorized Borough Change Order No 1 – **FY2023 NJDOT MUNICIPAL AID RECONSTRUCTION OF ORCHID ROAD -TO REFLECT CONTRACT EXTENSION OF 7 DAYS AND THE RESURFACING OF OCEAN AVENUE FROM RAMBLER ROAD TO FARRAGUT ROAD-** with an increase amount of \$92,970.00 all of which is detailed in the attachment to the Change Order with Wildwood Water Utility’s participating items remaining \$135,924.60 and revising the Contract Price for the Borough of Wildwood Crest’s participating items to \$1,074,745.40 and making the amended contract amount \$1,210,670.00 via Resolution 24-96 on October 4, 2023; and

WHEREAS, Borough Engineer Marc DeBlasio of DeBlasio & Associates has reviewed the pricing for additional work to resurface Wisteria Road with an increase amount of \$68,465.00 all of which is detailed in the attachment to the Change Order with Wildwood Water Utility’s participating items remaining \$135,924.60 and revising the Contract Price for the Borough of Wildwood Crest’s participating items to \$1,143,210.40 and making the amended contract amount \$1,279,135.00; and

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

Account Number: _____ Amount: \$68,465.00 Signature: _____

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

1. That the above recital paragraphs are incorporated herein by reference as if set forth at length.
2. That said Change Order Number 2- increasing the total contract amount by \$68,465.00 and revising the contract price for the Borough of Wildwood Crest’s participating items to \$1,143,210.40 (Wildwood Water Utility remains \$135,924.60) making the amended contract amount of \$1,279,135.00 is hereby approved.
3. That the Mayor and Borough Clerk of the Borough of Wildwood Crest are hereby authorized and directed to execute and attest said Change Order documents on behalf of the Borough of Wildwood Crest.

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

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:
RESOLUTION NO. 24-134

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING A SHARED SERVICES AGREEMENT WITH THE CITY OF NORTH WILDWOOD FOR UNIFORM CONSTRUCTION CODE INSPECTIONS IN INSTANCES OF CONFLICTS OF INTEREST

WHEREAS, the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1, *et. seq.*, authorizes municipalities to enter into agreements for the exchange and sharing of services; and

WHEREAS, the Regulations for the New Jersey Uniform Construction Code (the “UCC”) are found in the New Jersey Administrative Code at N.J.A.C. 5:23-1.1, et. seq.; and

WHEREAS, the UCC, at N.J.A.C. 5:23-4.5(j), defines various scenarios as a conflict of interest for local construction officials and sub-code inspectors and indicate that in the event of a conflict of interest the affected official or inspector shall not perform an inspection and/or plan review; and

WHEREAS, the Wildwood Crest Construction Office and the North Wildwood Construction Office may, in the future, have conflict of interest situations arising; and

WHEREAS, North Wildwood and Wildwood Crest agree that the North Wildwood Construction Official and North Wildwood sub-code inspectors may conduct inspections and/or plan reviews in Wildwood Crest when the Wildwood Crest Construction Official or sub-code inspectors otherwise are prevented from conducting inspections and/or plan reviews by reason of the existence of a conflict of interest situation, and that the Wildwood Crest Construction Official and Wildwood Crest sub-code inspectors may conduct inspections and/or plan reviews in North Wildwood when the North Wildwood Construction Official or sub-code inspectors otherwise are prevented from conducting inspections and/or plan reviews by reason of the existence of a conflict of interest situation; and

WHEREAS, the Board of Commissioners is of the opinion that it is in the best interests of the Borough of Wildwood Crest to approve a Shared Services Agreement with the City of North Wildwood which contains the characteristic of reciprocity between the municipalities and their respective Construction Offices for UCC Inspections in cases of conflict of interest; and

WHEREAS, the Board of Commissioners deems it appropriate that in all cases of inspection and/or plan review by either municipality under said Agreement the entire permit fee shall be turned over to the municipality performing the inspection and/or plan review; and

WHEREAS, the Board of Commissioners has determined that the sharing of UCC inspection and/or plan review services, in cases of conflict of interest, with the City of North Wildwood, is fair and equitable and serves the best interests of each municipality.

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 as follows:

1. All of the statements of the preamble are repeated and are incorporated herein by this reference thereto as though the same were set forth at length.
2. On behalf of the Borough of Wildwood Crest and contingent upon the adoption of a Resolution by the governing body of the City of North Wildwood that is substantially similar to this Resolution, the Mayor and the Borough Clerk be and they hereby are authorized to execute a Shared Services Agreement with the City of North Wildwood which provides for the reciprocal provision of Uniform Construction Code inspections and/or plan reviews in instances of conflicts of interest.
3. The Shared Services Agreement authorized hereby shall be effective retroactively to January 1, 2024 and shall terminate on December 31, 2028.
4. The Shared Services Agreement authorized hereby shall be annexed to and made part of this Resolution.

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

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:
RESOLUTION NO. 24-135

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AMENDING THE 2024 CAPITAL BUDGET

WHEREAS, the local capital budget for the year 2024 was adopted on the 27th day of March, 2024; and

WHEREAS, it is desired to amend said adopted capital budget section.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey, that the following amendments to the capital budget of 2024 be made:

RECORDED				ABSTAIN {
VOTE	AYES {		NAYS {	ABSENT {

BE IT FURTHER RESOLVED, that two certified copies of this resolution be filed forthwith in the Office of the Director of Local Government Services.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 24-136

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING AWARD OF EUS CONTRACT WITH ROBINDALE MEDIA FOR MARKETING PLAN SPECIALIST AT NTE SUM OF \$19,500.00 FOR CY 2024

WHEREAS, there exists the need for the “Extraordinary Unspecifiable Services” of a MARKETING PLAN SPECIALIST, to be retained by the Borough for marketing plan, videos, coordinate web developer as directed by the authorized representatives of the Borough of Wildwood Crest, all as more specifically set forth in the attached Contract which is made a part hereof by reference as if fully set forth; and

WHEREAS, the Contract is awarded without competitive bidding as a “Extraordinary Unspecifiable Service” under the provisions of the Local Public Contracts Law pursuant to N.J.S.A. 40A:11-5 which states that no local unit shall be required to advertise for bids for services which are of such a qualitative nature as will not reasonably permit the drawing of specifications or the receipt of competitive bids, all of which classification the aforesaid contract falls within; and

WHEREAS, under the Local Public Contracts Law, N.J.S.A. 40A:11-1, et. seq., the subject contract would be a contract for Extraordinary Unspecifiable Services because the service requires unique artistic design skills and abilities that are of a qualitative nature; and

WHEREAS, **Robindale Media** has completed and submitted a Business Entity Disclosure Certification which certifies that he will not make any reportable contributions pursuant to N.J.S.A. 19:44A-1 commencing January 1, 2024 to any political committee or candidate through the term of this contract.

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. That the allegations of the preamble hereto are incorporated herein as if fully set forth.
2. That the Mayor and Borough Clerk are hereby authorized and empowered to execute the attached contract with **Robindale Media**, who shall be compensated by voucher at the agreed upon rate of \$19,500.00, contingent upon certification from the Chief Financial Officer as to the availability of funds, and whose rate/fee structure are contained in the aforesaid Contract and said “Independent Contractor” shall be required to comply with this Resolution, and the attached Contract. Said Marketing Plan Specialist is further required to comply with all other conditions/provisions of law or regulation applicable to a “Extraordinary Unspecified Contractor,” including but not limited to procuring/maintaining sufficient insurance coverages necessary to fully protect the interests of the Borough in each and every instance relative to performance under this contract. This contract is awarded pursuant to N.J.S.A. 40A:11-5(dd) which states “The provision or performance of goods or services for the support or maintenance of proprietary marketing planning, videos and website coordinator.
3. The award of this contract is contingent upon compliance with the New Jersey Pay to Play Law as set forth in N.J.S.A. 19:44A-1; production of the Business Entity Disclosure Certificate, Affirmative Action Compliance Notice, New Jersey Certificate of Employee Information Report, New Jersey Business Registration Certificate and proof of insurance as required in the contract and certification from the Chief Financial Officer as to the availability of funds; a copy of these documents shall be kept on file in the office of the Borough Clerk.
4. That a copy of the specific items appertaining to the award of this contract shall be published in a Notice of Award in *The Herald of Cape May County* as required by law within ten (10) days of passage of the Resolution authorizing same.

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

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 24-137

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING SALE OF REAL PROPERTY OWNED BY THE BOROUGH OF WILDWOOD CREST KNOWN AS 6406 SEAVIEW AVENUE AND

**DESIGNATED AS LOTS 1, 2 AND 3 IN BLOCK 46.01 ON THE MUNICIPAL TAX MAP
PURSUANT TO N.J.S.A. 40A:12-13(a) OF THE LOCAL LANDS AND BUILDINGS LAW
AND AUTHORIZING ADVERTISEMENT OF A NOTICE TO BIDDERS**

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

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

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

1. The above recital paragraphs are incorporated herein as if set forth at length.
2. The Borough of Wildwood Crest is hereby authorized to sell the Property pursuant to the New Jersey Local Lands and Buildings Law, N.J.S.A. 40A:12-1, et seq. and the Mayor, Borough Clerk, Chief Financial Officer and other appropriate Borough Officials and professionals are hereby authorized to execute and deliver any and all documents necessary to consummate the transaction and to take any and all other actions necessary to effectuate the terms and conditions thereof.
3. The Terms and Conditions for Minimum Reserve Price Auction attached hereto are hereby approved and the Minimum Reserve Price of One Million One Hundred Thousand (\$1,100,000.00) Dollars is hereby approved.

BE IT FURTHER RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, in the County of Cape May, New Jersey, that the Borough Clerk is hereby authorized to advertise a Notice to Bidders in *The Herald of Cape May County* on April 17, 2024 and April 24, 2024, and in such other publications, in print, internet or any other media as may be determined by the Borough Clerk.

BE IT FURTHER RESOLVED sealed bids will be received by the Borough in the Municipal Commissioners Room, Wildwood Crest Borough Hall, on **Wednesday, June 12, 2024 at 10:30 a.m.**, prevailing time, for furnishing the items hereinafter set forth in accordance with the Specifications on file in the Borough Hall. Said items are as follows:

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

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

Vote: Schiff - Franco – Cabrera – YES

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

Vote: Schiff - Franco – Cabrera – YES

CORRESPONDENCE:

Mr. & Mrs. Hall – irrigation

The Mayor summarized the correspondence from the Hall’s who are requesting a hardship for consideration from the governing body as the excessive water used did not get run through sewer and thus does not present a financial burden to the borough.

The Mayor further suggested that the governing body consider a one time hardship and there must be exceptions to the rule to allow for some credit at a capped amount. The Mayor asked the Solicitor, Tax Collector, Administrator and Commission of Revenue and Finance to meet separately to discuss. It was agreed to leave this on Old Business.

Mr. Pennypacker – West Preston

He appreciated the efforts made by the borough and employees and the beautification of West Preston Road.

Prior to the Love Blue Presentation, Mayor Cabrera wanted to address the large items of debris in the Sanitary Sewer and the possible correlation with Wildwood Linen and how the repair will be approximately \$500,000 or so and requested the governing body receive the letter from Engineer DeBlasio for action.

Love Blue Presentation:

AJ Caruso gave an update on their 5th summer of cleaning up. Islandwide, they pulled over 10,000 lbs of trash. He presented three initiatives: Terra Cycle cigarette butt receptacles, clothing drop bin and possible artwork from the trash/debris collected.

The governing body was in agreement on the following:

- Terra Cycle cigarette butt receptacles for the street ends with both Love Blue and Wildwood Crest being on the receptacles.
- Clothing Drop Bin with location being coordinate with Public Works
- Recycled art work being showcase at CAP center.

PUBLIC COMMENTARY:

NEW BUSINESS:

Patriotic Parade- Donna Long reached out to the Mayor to initiate a Patriotic Parade on July 4, 2024. It was decided that the Chief of Police would meet with the Commissioner of Public Safety to review the proposal. There were concerns about the route and being on a holiday.

OLD BUSINESS:

-20 Minute Parking signage at Borough hall- Mr. Schiff wanted to remove this from Old Business and leave the signage as is. Mr. Franco wanted to keep it on old business for further discussion. The Mayor indicated that he wanted Pacific Avenue from Sweet Briar Road to Cardinal Road with designated markings so cars can park efficiently as well as the municipal lot striped. It was agreed to keep on Old Business.

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

-Traffic Calming – On hold.

-Back Beach Excavation: On hold.

-Dredging: The Administrator indicated she was meeting soon with Scott Douglass the first week of May and that we are still in permitting process.

-NJ Avenue infrastructure pre-county: The Administrator has a meeting scheduled with the County Engineer and April 10th and would provide update.

-PW roof: We introduced a bond ordinance for funding.

-Bayside outfalls and capacity / bulkhead repairs / replacement: Again Bond ordinance was just introduced and funding should be available in two months.

-Washington / Seaview – beach outfalls and capacity: Waiting on grant application outcome from Mr. Rutala.

PUBLIC COMMENTARY:

Commissioner Comments:

Mr. Schiff – Little League home opener is this Saturday at 11:00 a.m.

Mr. Franco – Thanked everyone for their patience with all of the work being done around the borough and that the end result will be worth it.

Mayor Cabrera -All work being done around the CAP Center is beginning to take shape and looks beautiful so far; the shade structure at the tennis courts is installed and some tennis courts have been recoated; Orchid Road, Wisteria Road, Park Boulevard is on-going, and Beach bump outs are all on going.

After 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 10:30 a.m.

Dated: April 24, 2024

Patricia A. Feketics, Borough Clerk

