

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

March 27, 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 meeting by posting notice on the bulletin board in the Borough Hall and by e-mailing and same to the Herald of Cape May County on October 4, 2023 and The Press on December 13, 2023.

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

The Board of Commissioners recognized and honored the Wildwood High School Girls Basketball Team for their 2024 South Jersey Championship.

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 Ordinance No. 1427 be passed on first reading, advertised according to law, be brought up for second and final reading and public hearing on April 9, 2024 at 9:30 a.m.

Vote: Schiff - Franco – Cabrera – YES

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 Ordinance No. 1428 be passed on first reading, advertised according to law, be brought up for second and final reading and public hearing on April 9, 2024 at 9:30 a.m.

Vote: Schiff - Franco – Cabrera – YES

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 24-104
RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF
WILDWOOD CREST AUTHORIZING SELF EXAM BY THE BOROUGH OF THE 2024
MUNICIPAL BUDGET PURSUANT TO THE PROVISIONS OF NJAC 5:30-7.2
THROUGH 7.5

WHEREAS, N.J.S.A. 40A:4-78b has authorized the Local Finance Board to adopt rules that permit municipalities in sound fiscal condition to assume the responsibility, normally granted to the Director of the Division of Local Government Services, of conducting the annual budget examination; and

WHEREAS, N.J.A.C. 5:30-7 was adopted by the Local Finance Board on February 11, 1997; and

WHEREAS, pursuant to N.J.A.C. 5:30-7.2 thru 7.5, the Borough of Wildwood Crest has been declared eligible to participate in the program by the Division of Local Government Services, and the Chief Financial Officer has determined that the Borough of Wildwood Crest meets the necessary conditions to participate in the program for the 2024 budget year.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, that in accordance with N.J.A.C. 5:30-7.6a & b and based upon the Chief Financial Officer's certification, the governing body has found the budget has met the following requirements:

1. That with reference to the following items, the amounts have been calculated pursuant to law and appropriated as such in the budget:

- a. Payment of interest and debt redemption charges
- b. Deferred charges and statutory expenditures
- c. Cash deficit of preceding year
- d. Reserve for uncollected taxes
- e. Other reserves and non-disbursement items
- f. Any inclusions of amounts required for school purposes

2. That the provisions relating to limitation on increases of appropriations pursuant to N.J.S.A. 40A:4-45.2 and appropriations for exceptions to limits on appropriations found at 40A:4-45.3, et. seq., are fully met (Complies with the "CAP" law).

3. That the budget is in such form, arrangement, and content as required by the Local Budget Law and N.J.A.C. 5:30-4 and 5:30-5.

4. That pursuant to the Local Budget Law:

- a. All estimates of revenue are reasonable, accurate, and correctly stated,
- b. Items of appropriation are properly set forth,
- c. In itemization, form, arrangement, and content the budget will permit the exercise of the comptroller function within the municipality.

5. The budget and associated amendments have been introduced and publicly advertised in accordance with the relevant provisions of the Local Budget Law, except that failure to meet the deadlines of N.J.S.A. 40A:4-5 shall not prevent such certification.

6. That all other applicable statutory requirements have been fulfilled.

BE IT FURTHER RESOLVED that a copy of this Resolution be forwarded to 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

THE CLERK READS THE FOLLOWING RESOLUTION BY TITLE:

RESOLUTION NO. 24-105

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING THE CY 2024 MUNICIPAL BUDGET BE READ BY TITLE ONLY AND THAT A PUBLIC HEARING BE HELD ON THE CY 2024 MUNICIPAL BUDGET

WHEREAS, N.J.S.A. 40A:4-8 provides that the budget be read by title only at the time of the public hearing if a Resolution is passed by not less than a majority of the full membership of the governing body, providing that at least one week prior to the date of hearing a complete copy of the approved budget is advertised, has been posted on the bulletin board in Borough Hall, and copies have been made available by the Borough Clerk to persons requiring them on a daily basis thereafter, including the date and time of the actual public hearing held as a result thereof; and

WHEREAS, these required conditions have been satisfied.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, in the County of Cape May, State of New Jersey, that the municipal budget of the Borough of Wildwood Crest be read by title only.

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

Vote: Schiff - Franco – Cabrera – YES

PUBLIC COMMENT ON RESOLUTION NO. 24-105

Mike Garcia, Auditor from Ford Scott & Associates told the governing body that Wildwood Crest will have a slight increase of about one and a half cents which means \$15.00 per year for every \$100,000 assessed, which averages about \$66.00 per year. There were several reasons for increasing costs: Health insurance (to include General Liability and Workers Compensation), Pension and Social Security contributions, Debt service and contractual salary and competitive

wages. The borough has a strong bond rating and the borough was \$157,000 below the 3.5% spending cap and \$1.6 million below the tax levy cap.

Hearing nothing from the public, Mr. Schiff motions, and Mr. Franco seconds that the public hearing on the CY MUNICIPAL BUDGET now be closed.

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. 24-106

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING ADOPTION OF THE CY2024 MUNICIPAL BUDGET, INCLUSIVE OF \$17,044,608.60 FOR MUNICIPAL PURPOSES, BE ADOPTED

BE IT RESOLVED, by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, New Jersey, that the budget herein set forth is hereby adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorizations of the below amount of \$17,044,608.60 for municipal purposes.

BE IT FURTHER RESOLVED that the summary of revenues for inclusion in the 2024 MUNICIPAL BUDGET are as follows:

GENERAL REVENUES	
Surplus Anticipated	\$ 3,700,000.00
Miscellaneous Revenues Anticipated	7,495,979.95
Receipts from Delinquent Taxes	355,000.00
AMOUNT TO BE RAISED BY TAXATION FOR MUNICIPAL PURPOSES	<u>17,044,608.60</u>
TOTAL REVENUES	<u>\$ 28,595,588.55</u>

BE IT FURTHER RESOLVED that the summary of appropriations for inclusion in the 2024 MUNICIPAL BUDGET be and the same are as follows:

GENERAL APPROPRIATIONS	
Within "CAPS"	
(a&b) Operations including Contingent	\$ 16,331,742.00
(e) Deferred Charges and Statutory Expenditure – Municipal	1,915,969.00
(f) Judgments	150,000.00
Excluded from "CAPS"	
(a) Operations - Total Operations Excluded from "CAPS"	4,071,939.03
(c) Capital Improvements	945,400.00
(d) Municipal Debt Service	4,331,050.00
(m) Reserved for Uncollected Taxes	<u>849,488.52</u>
TOTAL APPROPRIATIONS	<u>\$ 28,595,588.55</u>

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. 24-107

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST IN ACCORDANCE WITH N.J.S.A. 40A:11-6 AUTHORIZING AWARD OF EMERGENCY CONTRACT TO PERNA FINNIGAN INC. FOR EMERGENCY SEWER REPAIRS NEW JERSEY AVENUE FROM COLUMBINE ROAD TO ROSEMARY ROAD

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

WHEREAS, a sewer repair has occurred on Columbine Road; and

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

THEREFORE BE IT RESOLVED, the Mayor and the Borough Commissioners do herewith declare that an emergency exists with the regard to the sewer repair on Columbine Road which affects the public health, safety

and welfare necessitating immediate repairs and that the Borough Engineer be directed to coordinate all necessary repairs.

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

Account Number(s) 4-01-44-904-299 Amount \$26,645.31 Signature _____

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. 24-108

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING REFUND OF PROPERTY TAXES OR UTILITIES OVERPAYMENT MADE PAYABLE TO CORELOGIC

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.

		Amount
149-3-C0001	DiFlorio, Renee and Nicholas	
2024 Taxes	205A West Topeka Avenue	\$820.76
	Title Company and mortgage company	
	both paid first quarter	
	Refund overpayment to Corelogic	

NOW, THEREFORE, BE IT RESOLVED, by the Board of 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 March 27, 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. 24-109

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING EXPENDITURE TO PURCHASE INSTALLATION OF FAST CHARGERS AT CAP CENTER BUILDING CONTRACT UNDER THE ESCNJ COOPERATIVE PURCHASING PROGRAM

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 Fast Chargers at CAP Center; and

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

WHEREAS, Bryan Electric (#ESCNJ 22/23-35) 1800 East State Street, Suite 150C, Hamilton, New Jersey 08609 has provided a quote for \$29,511.00; and

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

Account Number(s) C-04-55-138-8B1 Amount \$29,511.00 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 for the Installation of Roofs to Borough Buildings contract based upon the quote received from Weatherproofing Technologies Inc. (#ESCNJ 22/23-35) in an amount not to exceed \$29,511.00.

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. 24-110

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING THE APPOINTMENT OF FOUR (4) CLASS II POLICE OFFICER(S)

WHEREAS, the Commissioner of Public Safety desires to appoint four (4) Class II Police Officers for the Borough of Wildwood Crest; and

WHEREAS, it is the desire of the Commissioner of Public Safety to appoint **Samantha Cruzan, Ryan Guidotti, James Marvits and Natalie Tropea** as Class II Police Officers for the Borough of Wildwood Crest Police Department, to serve in an “at-will” capacity at the pleasure of the Commissioner of Public Safety at an annual salary as contained in the current year salary ordinance of the Borough of Wildwood Crest; and

WHEREAS, the Board of Commissioners of the Borough of Wildwood Crest has determined that it is in the best interests of the Borough of Wildwood Crest to confirm and ratify the appointment of **Samantha Cruzan, Ryan Guidotti, James Marvits and Natalie Tropea** as Class II Police Officers.

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

1. The above recital paragraphs are incorporated herein as if fully set forth at length.
2. The appointment of **Samantha Cruzan, Ryan Guidotti, James Marvits and Natalie Tropea** as Class II Police Officer(s) effective the date of passage of this resolution, at an annual salary as permitted within the parameters of the range established in the current year “Salary Ordinance” of the Borough of Wildwood Crest, be and the same is hereby confirmed and ratified.
3. That said unclassified appointment shall be “at-will,” at the pleasure of the Commissioner of Public Safety, and shall remain in full force and effect until further notice.

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. 24-111

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING A MEMORANDUM OF AGREEMENT BETWEEN THE BOROUGH OF WILDWOOD CREST AND CITY OF NORTH WILDWOOD, CITY OF WILDWOOD AND THE GREATER WILDWOODS TOURISM IMPROVEMENT AND DEVELOPMENT AUTHORITY FOR JITNEY TRANSPORTATION SERVICES

WHEREAS, on March 12, 2024, the Greater Wildwoods Tourism Improvement and Development Authority opened a bid proposal for transportation services for the Wildwoods for 2024; and

WHEREAS, Atlantic City Jitney Association submitted the only bid in the amount of \$64,400.00; and

WHEREAS, the four Parties: GWTIDA, City of Wildwood, City of North Wildwood and the Borough of Wildwood Crest agree to share the cost of the jitney contract equally with each party being responsible for \$16,100.00; and

WHEREAS, GWTIDA agrees to pay the costs of marketing the service via advertising, social media marketing, rack card brochures, etc.; and

WHEREAS, all three municipalities agree that the responsibility for signage along the jitney route would belong to each municipality.

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 as if set forth as length.
2. The Mayor and Borough Clerk are hereby authorized, instructed, and empowered to execute the Memorandum of Agreement on behalf of the Borough of Wildwood Crest for the period May 24, 2024 through September 15, 2024, said agreement embodies all of the mutual terms, understandings and conditions.
3. This Resolution shall take effect as provided by law.

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. 24-112

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING THE APPOINTMENT OF THOMAS ANKRUM TO FILL A VACANCY AS A MEMBER OF THE WILDWOOD CREST TOURISM DEVELOPMENT COMMISSION COMMENCING IMMEDIATELY AND EXPIRING DECEMBER 31, 2024

WHEREAS, it is the desire of the Board of Commissioners of the Borough of Wildwood Crest to appoint THOMAS ANKRUM as a member of the TOURISM DEVELOPMENT COMMISSION of the Borough of Wildwood Crest to fill a vacancy with the term expiring December 31, 2024.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest that THOMAS ANKRUM is hereby appointed as a member of the TOURISM DEVELOPMENT COMMISSION of the Borough of Wildwood Crest to fill a vacancy for commencing immediately and expiring December 31, 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. 24-113

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 2024 DISTRACTED DRIVING CRACKDOWN GRANT

WHEREAS, on March 13, 2024, the Borough of Wildwood Crest was awarded a grant from the New Jersey Division of Highway Traffic Safety for its 2024 U Drive U Text U Pay Distracted Driving Enforcement Mobilization; and

WHEREAS, the 2024 Distracted Driving Crackdown Grant is a federally funded grant project that consists of an enforcement overtime campaign that runs from April 1-30, 2024; and

WHEREAS, the 2024 Distracted Driving Crackdown Grant will pay for overtime enforcement during the approved crackdown 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 \$2,800.00 on March 13, 2024.

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 2024 Distracted Driving Crackdown Grant.

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. 24-114

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING AWARD OF CONTRACT FOR LANDSCAPING SERVICES – BOROUGH CONTRACT #2024-2

WHEREAS, a Notice to Bidders was authorized for advertisement by Resolution No. 24-51 on January 24, 2024 for the Borough of Wildwood Crest contract for the LANDSCAPING SERVICES- BOROUGH CONTRACT #2024-2; and

WHEREAS, Notice to Bidders was advertised in the *Herald of Cape May County* on January 31, 2024 with receipt of sealed bids on March 13, 2024 at 10:30 a.m.; and

WHEREAS, two sealed bid proposals were received, opened and reviewed on March 13, 2024 by the Bid Opening Committee who reviewed the bid proposal and determined that RPM LANDSCAPE CONTRACTOR, LLC, 823 Third Street, Somers Point, NJ 08244-1737 was the lowest responsive bidder in the amount of \$52,237.40 for the LANDSCAPING SERVICES- BOROUGH CONTRACT #2024-2; 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 Borough Solicitor recommending the award in a letter dated March 14, 2024 to RPM LANDSCAPE CONTRACTOR, LLC, 823 Third Street, Somers Point, NJ 08244-1737; and

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

Account Number(s) _____ Amount \$52,237.40 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. The LANDSCAPING SERVICES- BOROUGH CONTRACT #2024-2 is hereby awarded to RPM LANDSCAPE CONTRACTOR, LLC, 823 Third Street, Somers Point, NJ 08244-1737 the lowest responsive bidder.
3. The award of this contract is contingent upon compliance with all terms, conditions and requirements set forth in the Notice to Bidders; Bid Specifications and Information Packet and other Bid Documents 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 RPM LANDSCAPE CONTRACTOR, LLC, 823 Third Street, Somers Point, NJ 08244-1737 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. 24-115

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING AWARD OF THE PORTABLE TOILETS CONTRACT#2024-3

WHEREAS, a Notice to Bidders was authorized for advertisement by Resolution No. 24-52 on January 24, 2024 for the Borough of Wildwood Crest contract for the Portable toilets Contract; and

WHEREAS, Notice to Bidders was advertised in the *Herald of Cape May County* on January 31, 2024 with receipt of sealed bids on March 13, 2024 at 10:00 a.m.; and

WHEREAS, one (1) sealed bid proposals was opened and reviewed on March 13, 2024 by the Bid Opening Committee who reviewed the bid proposal and specifications and recommended that the Portable Toilets Contract be awarded to Starr Septic, LLC, 3017 Delsea Drive, Franklinville, NJ 08322, the lowest responsive bidder; and

WHEREAS, the Board of Commissioners of the Borough of Wildwood Crest has reviewed the recommendation made by the Bid Opening Committee as well as the bid tabulation and recommendation, and the opinion letter of the Borough Solicitor recommending the award to Starr Septic, LLC; and

WHEREAS, Starr Septic, LLC was lowest responsive bidder Starr Septic, LLC was the lowest responsive bidder for all per unit prices; and

WHEREAS, the Chief Financial Officer 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. The Portable toilets Contract is hereby awarded to Starr Septic, LLC, 3017 Delsea Drive, Franklinville, NJ 08322 the lowest responsive bidder.
3. The award of this contract is contingent upon compliance with the Notice to Bidders; Specifications and General Requirements; 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, execution of a Contract,

and certification from the Chief Financial Officer as to the availability of funds. This contract for services has a yearly NTE amount of \$73,305.00 which is the maximum dollar value by reasonable estimate and the Borough is not obligated to spend said amount.

4. The Mayor and the Borough Clerk are hereby authorized and empowered to enter into a formal contract with Starr Septic, LLC, 3017 Delsea Drive, Franklinville, NJ 08322 in accordance with this Resolution, Notice to Bidders, specifications 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. 24-116

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING THE SUBMISSION OF A PROJECT TO THE COMMUNITY PROJECT FUNDING PROCESS AND AUTHORIZING THE BOROUGH TO SUBMIT FOR THE BAYSIDE PUMP STATION FLOOD MITIGATION PROJECT

WHEREAS, the Bayside Pump Station Flood Mitigation Project is necessary to provide flood mitigation and property protection to the residents of the Borough; and

WHEREAS, the current flood and climate enhanced weather impacts on the Borough are determinantal to the infrastructure, personal property, and federal flood insurance rates along with several environmental elements of this coastal area; and

WHEREAS, the cost of replacing and/or constructing flood mitigation infrastructure is cost prohibitive yet necessary for public safety and community security; and

WHEREAS, the proposed project to construct the bayside pump station flood mitigation project which will impact a large majority of the community by providing infrastructure at various bulkheads and mitigation components that will provide ongoing flood mitigation protection; and

WHEREAS, Representative Jefferson Van Drew is interested desires to advance this project in the Community Project Funding process, specifically to the Subcommittee on Homeland Security.

NOW, THEREFORE, BE IT RESOLVED that we, the Mayor and Board of Commissioners of the Borough of Wildwood Crest, express our full support for the project to develop the Bayside Pump Station Flood Mitigation Project, which is necessary to provide flood mitigation and property protection to the residents of the Borough.

BE IT FURTHER RESOLVED that we urge municipal, state, and federal officials, stakeholders, and community members to collaborate in securing funding, planning, and implementing this project in a timely manner to ensure the future resiliency for impactful climate change on the Borough infrastructure and residents.

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. 24-117

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING BOROUGH ENGINEER WORK ORDER FOR PARK BOULEVARD EMERGENCY SANITARY SEWER REPLACEMENT FROM COLUMBINE ROAD TO SWEETBRIAR ROAD - AT THE NTE SUM OF \$36,000

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 **PARK BOULEVARD EMERGENCY SANITARY SEWER REPLACEMENT FROM COLUMBINE ROAD TO SWEETBRIAR ROAD** for engineering services which are more specifically set forth in the attached Proposal from Marc DeBlasio and the Firm of DeBlasio & Associates, dated **March 20, 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 **\$36,000.00**; 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 **\$36,000.00**.

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. 24-118

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST SUPPORTING THE PROJECT OF THE WILDWOOD BUSINESS IMPROVEMENT DISTRICT TO REPLACE THE WILDWOODS BOARDWALK TRAM CARS

WHEREAS, the Wildwoods Boardwalk Tram Cars are a National Treasure, providing transportation and amusement to the nine million yearly visitors to the Wildwoods Boardwalk and significantly contributing to the unique charm and atmosphere thereof; and

WHEREAS, the current vehicles have long outlasted their useful life, some of which date to the 1939 World's Fair, and require replacement with fuel-efficient, hybrid vehicles to ensure the safety, efficiency, and sustainability of this vital transportation element; and

WHEREAS, the cost of replacing these vehicles far exceeds the resources of any of the entities which depend upon their continued service for their economic wellbeing; and

WHEREAS, the proposed project to replace the Wildwoods Boardwalk Tram Cars with modern, eco-friendly, and accessible tram cars aligns with our commitment to enhancing visitor experience, promoting environmental sustainability, and supporting local businesses; and

WHEREAS, it is our understanding that Representative Jefferson Van Drew is interested in advancing this project in the Community Project Funding process, specifically to the Subcommittee on Transportation, Housing and Urban Development, and Related Agencies' Transit Infrastructure Projects.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, in the County of Cape May, New Jersey, do hereby express our full support for the project to replace the Wildwood Boardwalk Tram Cars with new, state-of-the-art tram cars that will enhance the overall experience for residents and visitors while contributing to the economic vitality of the Wildwoods Boardwalk.

BE IT FURTHER RESOLVED that we urge borough, state, and federal officials, stakeholders, and community members to collaborate in securing funding, planning, and implementing this project in a timely manner to ensure a seamless transition to the new tram cars while preserving the unique character and heritage of the Wildwoods Boardwalk.

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. 24-119

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING PEDDLING TRUCK LICENSE TO A & T ICE CREAM FOR 2024

WHEREAS, Section 40-16, et. seq., of the Code of the Borough of Wildwood Crest, County of Cape May, State of New Jersey, sets forth the pertinent law regarding the issuance of licenses to persons, firms or corporations desiring to engage in the peddling and soliciting of Ice Cream Products and Fruits/Vegetables within the Borough of Wildwood Crest; and

WHEREAS, A & T ICE CREAM applied for renewal of Ice Cream Peddling License and has fulfilled all requirements for renewal of license; and

WHEREAS, Review of the qualifications of applicant for said license has been made.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest that an Ice Cream Peddling license for the balance of calendar year 2024 is hereby authorized to be issued to A & T Ice Cream, 202 E Pacific Ave, CMCH, NJ 08210.

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. 24-120

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST AUTHORIZING THE APPOINTMENT OF JULIA TAIT AS AN ADVISORY MEMBER OF THE GREEN TEAM AND CREATIVE ARTS COUNCIL THROUGH DECEMBER 31, 2026

WHEREAS, there exists a vacancy position for an advisory member of the Green Team of the Borough of Wildwood Crest with term expiring on December 31, 2026; and

WHEREAS, there exists a vacancy position for an advisory member of the Creative Arts Council for one member being a Green Team Member Team of the Borough of Wildwood Crest with term expiring on December 31, 2024; and

WHEREAS, it is the desire of the Board of Commissioners to appoint Julia Tait as both an Advisory Member of the Green Team and Creative Arts Council with coinciding terms expiring on December 31, 2026 and serving as secretary to both boards with a yearly stipend of \$2,500.00.

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, effective March 23, 2024 that Julia Tait is hereby Advisory Member of the Green Team and Creative Arts Council with terms expiring on December 31, 2026.

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. 24-121

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST APPROVING SETTLEMENT OF TAX APPEAL LITIGATION KNOWN AS ATTACHE OCEANFRONT, LLC v. BOROUGH OF WIDWOOD CREST

WHEREAS, the Borough of Wildwood Crest is the defendant in litigation entitled Attache Oceanfront, LLC v. Borough of Wildwood Crest, Docket Nos. 002059-2022; 000929-2023; and 000587-2024 (collectively the “Litigation”); and

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

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

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, State of New Jersey, that the Borough Solicitor and Tax assessor are hereby authorized and directed to settle the Litigation and to execute a stipulation of settlement in substantially the same form as is attached hereto as EXHIBIT “A” and to take all necessary action to effectuate there terms thereof.

Mr. Schiff motions, 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. 24-122

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WILDWOOD CREST APPROVING SETTLEMENT OF TAX APPEAL LITIGATION KNOWN AS GONDOLIER, LLC v. BOROUGH OF WIDWOOD CREST

WHEREAS, the Borough of Wildwood Crest is the defendant in litigation entitled Gondolier, LLC v. Borough of Wildwood Crest, Docket Nos. 002060-2022; 000930-2023; 000607-2024 (collectively the “Litigation”); and

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

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

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Wildwood Crest, County of Cape May, State of New Jersey, that the Borough Solicitor and Tax assessor are hereby authorized and directed to settle the Litigation and to execute a stipulation of settlement in substantially the same form as is attached hereto as EXHIBIT “A” and to take all necessary action to effectuate there terms thereof.

Mr. Schiff motions, 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 of the Recreation Department, Construction Official, Emergency Services Coordinator for the EMS and the Wildwood Crest Volunteer Fire Company for the month ending February 29, 2024 be accepted as presented.

Vote: Schiff - Franco – Cabrera – YES

MINUTES: Mr. Franco motions, and Mr. Schiff seconded that all minutes from the regularly scheduled meetings dated February 21, 2024 and March 6, 2024 be approved as presented.

Vote: Schiff - Franco – Cabrera – YES

CORRESPONDENCE:

“Wellness on the Agenda” – Laura Farrall, Wellness

The Mayor’s Wellness Committee is an advisory board and think tank for the Mayor’s Wellness Campaign. This diverse group represents the demographics of Wildwood Crest. There are 14 members, and we meet quarterly. Our last meeting was held Feb 6 and the next meeting May 7. We have a total of 25 or more projected initiatives for the year.

Calendar of Events

October 2023

Crest Memorial Mayor’s Wellness Art Contest- Children are designing Wellness Superheroes 3-d Paper Mache’ art projects and action comic strips.

Wildwood Crest Wellness Weight Group- Saturdays at Crest Arts Pavilion from 10:30-11:30 PM. This group focuses on dietary strategies and the development of healthy habits.

Adult Fitness-A total body fitness program designed for mature adults. The class meets Mon., Tues., Thurs., 10 AM- 11 AM at Crest Pier Recreation.

Walking Wednesdays – 30-minute choreographed aerobics program. Wednesdays 9:00 – 9:30 AM.

Pink T-shirt Sales- shirts sold to support Breast Cancer Awareness.

Living Well In Wildwood Crest: 100 Ways to Greater Health- Document produced with a list of tips and strategies to build a healthier life.

Zumba Pink Party- A dance party held to raise awareness and money in the battle against breast cancer.

WARRIOR Fight and Flow-Adult exercise program featuring boxing combinations and yoga. Class meets Wednesdays, 6-7 PM at Crest Pier

November 2023

Holiday Food Drive (ongoing) - products collected at Crest Pier Recreation and the CAP Center to support local food pantries.

Bodywork by Jeff -sports massage therapist, was available to employees for diagnosis, assisted stretching, and manual therapy to alleviate minor body aches.

Crest Kids Play Time- Unstructured drop-in open play time for children ages 2-4 years of age at Crest Pier Recreation every Wednesday 10 AM- 12 PM.

Wellness Skin Care Roundtable- anti-aging skincare lecture @ Crest Pier Presented by Jen Sibiga, RN, of Connolly Dermatology.

December 2023

Wildwood Crest Holiday Lights Walk- The community came together for a walk along Sunset Lake and surrounding neighborhoods to view holiday light displays.

January 2024

2024 Wellness Questionnaire- We conducted an anonymous wellness survey at Crest Pier. The information gathered helps us to design programming based upon community needs and interests.

February 2024

Champion of Wellness Ceremony- We held a ceremony and recognized and awarded those in our community who are committed to healthy living.

“Let’s Talk Food!”- This lecture provided the information and strategies to help break free from unhealthy eating habits. This free program was held at Crest Pier Recreation.

Interval Training Class- Highlight heart month with this total body fitness program that mixes cardio and strength training.

March 2024

100 Mile Virtual Race- Honor based community challenge featured on Facebook. Participants will walk, run, swim, cycle, or pedal the elliptical during the first 30 days of March. Individual miles are recorded. Winners will be announced.

We were awarded the NJHCQI “**Healthy Town,**” designation for the fourth year.

April 2024

Employee Wellness Initiative- Employees start the day off right with a complimentary juice from Pure Juice+ Kitchen of Stone Harbor.

Be Well Workshop- A wellness workshop focusing on gentle yoga, creative expression, and sound healing. This free event will be held at Crest Pier on Saturday, April 13, 11:00 a.m. – 12:30 p.m.

May 2024

Let's Talk Food Part - Learn how to swap low quality junk foods for more nutritious, lower calorie alternatives. Join this group forum on Wednesday, May 1, 2024. 10:00 am - 11:00 am at Crest Pier Recreation.

Mayor's Wellness Walk- Our annual community walk with Mayor Don Cabrera will be held on May 4 at 8:30 am. We will meet on the porch of Crest Pier. Please arrive by 8:15 to register.

June 2024

Health and Wellness Expo- This health information fair features 35 health and wellness vendors. The event is free to the public and offers health screenings, nutrition tips, fitness demonstrations, door prizes and will be held at Crest Pier, on Wednesday June 12 at 10 am.

Mayor Cabrera acknowledged Laura Farrall and all of her hard work and that she was the recently named recipient of a Wellness Award from the state. Also, the Borough of Wildwood Crest has achieved the designation of Healthy Town four years in a row.

Report from Construction Official Rick Allen:

The Borough of Wildwood Crest has made changes to the Construction office as of January 1, 2024, reducing certain fees and providing full-time inspection services to the residents of The Borough.

The Construction Office consists of five Sub-Code disciplines: Building, Electrical, Fire Protection, Mechanical and Plumbing. Of the five, the Borough has assumed the responsibility for Building, Fire Protection and Mechanical in-house.

In the past, the Borough had contracted all five disciplines to a third-party inspection agency in which an administrative fee was added. The administrative fee is an added cost incurred by the permit applicant. Currently, the Building, Fire and Mechanical taken on by the Borough in-house will eliminate the administrative fee. This will save the residents money all permit fees for these disciplines will remain in the Borough, which ultimately fund the Construction offices operating cost.

Another positive factor with this change is that it will eliminate the fees paid to the third-party agency for plan review and inspections regarding Municipal construction projects that require a UCC permit. Utilizing the Borough's in-house employees, all fees will be waived for the three disciplines that have been undertaken.

Additionally, these changes will provide Monday thru Friday inspections for Building, Fire and Mechanical, previously the Borough was limited to the contracted agency's availability.

The Electrical and Plumbing Sub-Codes remain status-quo as these disciplines remain under third-party contract.

In closing, the changes the Borough has made in the Construction department reduces permit fees, expedites permit releases and provides Monday thru Friday inspections for Building, Fire-Protection and Mechanical, a much better service to our residents.

Report from Chief Bob Lloyd:

Calls for Service: 1,148

Criminal Investigations: 162

Service Calls: 234

Traffic: 299

Arrests: 17

Report from William Cripps:

EMS: Total Calls: 52

Patients transported to hospital: 17

Patients refused treatment: 14

Mutual Aid Given: 5; Mutual Aid Received: 1

ADMINISTRATOR'S REPORT:

March 27, 2024

Beach End Bump Outs- Rambler and North

This project was awarded to South State and is currently under construction. The contractor has multiple crews working on the framing and decking of the boardwalks right now. We are concentrating on the south end currently and working towards the north end of the project. Two locations are now complete, and the framing has been completed on five locations as of Monday. The water services for the fountains will also be completed this week. The bike racks have come in therefore all of the foundations for both the bike racks and fountains can be completed in the next few weeks. The fountains are scheduled to be delivered in mid-May. That is the only potential delay at this point. Work is expected to be completed in late May on schedule.

Crest Arts Pavilion

Fred Schiavone's crew is making great progress on this project. The items completed to date on this project are the berm construction, concrete and paver sidewalks, curbs and gutters, stage area walls and ramps, pavilion footings, site lighting footings and underground utilities. Work to be completed in the next 2 weeks includes the fire pit installations, site furnishing foundations, irrigation, seashell Surfacing, and the contractor will begin landscape

installations. The pavilion is currently scheduled to be delivered in late April. This project should definitely come in on time and on budget.

Hereford Inlet to Cape May Inlet Beach and Dune Construction

Marc DeBlasio had a conference call yesterday to establish roles and responsibilities for the creation of two easement areas which are for access to the borrow area and construction areas. As required by our State Aid Agreement, DeBlasio and Associates will be survey the parcels included in the beach project on behalf of the borough. We will be reimbursed for this work through the DCA and HUD. A proposal is forthcoming.

New Jersey Avenue

The County has been informed that they have been approved for funding for this roadway project. County Engineer- Bob Church is scheduling a meeting with us for the week of April 8th to start planning for infrastructure improvements.

Sunset Lake- State Channel Dredging

I received an update from Scott Douglas on Monday. According to Scott, the State's Rights of Way team is still negotiating with a landowner for acquisition of property for a CDF. He has requested an update from the ROW team. Design and permitting efforts for phase 2 of this project are ongoing.

CAFRA Applications

Nothing to report.

Bayside Pump Station Flood Mitigation Project

We have made an application for \$12M to FEMA's BRIC program and also have requested Congressman Van Drew's office's assistance in securing FY2025 congressional priority funding for just over \$1M for this project. A resolution was passed this evening authorizing this additional application. This project (if fully funded) would include 2 pump stations and all necessary piping improvements.

Washington Avenue Flood Mitigation Project

We applied to FEMA for a Flood Mitigation (FMA) grant for this area. This area was previously studied and the recommendations from that study made for the basis of mitigation efforts incorporated into this application. Also, we have requested the Congressman's support for this project.

FY2023 DCA-Small Cities ADA Grant

Project is design with McLees and targeted for Fall 2024 construction. As previously reported, our FY2023 DCA Small Cities Grant application was approved in the amount of \$342,720.

CMC Local Road Safety Plan (LSRP)

In cooperation with the South Jersey Transportation Planning Organization (SJTPO) the County is coordinating with local municipalities to identify and prioritize strategies and actions to reduce fatal and serious injury crashes on county and local roadways. I attended the virtual steering committee meeting on Thursday, March 21st. There will be two more steering committee meetings and another stakeholder meeting in the next month. The draft plan should be ready in about 2 months.

*Dave McWilliams inquired about the New Jersey Avenue and if the borough intends to revisit the design, etc. Once the borough's infrastructure is complete, the county will be able to commence their work.

ENGINEER'S REPORT:

To: Mayor & Commissioners

Date: March 27, 2024

Capital Projects

1. **FY 2023 NJDOT Municipal Aid Program – Reconstruction of Orchid Road**
 - The Borough has been allotted a \$170,085.00 grant from the NJDOT.
 - The bid opening occurred on October 26, 2023, and the apparent low bidder was Asphalt Paving Systems, Inc. in the amount of \$1,117,700.00.
 - The contractor has completed the installation of the water main and sanitary sewer improvements.
 - The contractor has also completed the concrete work from Atlantic Avenue to Pacific Avenue.
2. **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 and completed demolition. The foundation work is complete and the concrete planking, doors, windows and metal roof system have been set. The contractor is working on completing the siding and interior utilities.
3. **Park Boulevard Emergency Sanitary Sewer Replacement**
 - Upon inspection of localized sewer manholes, excavation and further investigation, it was observed that the sanitary sewer pipe is clogged with debris and is backpiped causing stagnant sewage flow. As such, a sanitary sewer emergency was declared.
 - Asphalt Paving System, Inc. has submitted a proposal to complete this work in the amount of \$3,228,065.20.
 - The project is scheduled to start work on March 27th.

4. Public Works Roof Repairs

- Our office has completed the design of the Public Works Roof. The project is going to be combined with the Crest Pier Roof Replacement being designed by another Engineer. The project will be completed via the State Co-operative Program.

5. Bayside Bulkhead Replacement and Flood Mitigation Improvements

- At the October 25th Commissioner meeting, the Board of Commissioners unanimously directed our office to modify the project scope of work. The following minutes were codified at the meeting and summarized by the clerk:

Bayside outfalls and capacity / bulkhead repairs / replacement: *The Engineer was waiting for direction for this proposal. There were two options available. Option A- 5 street ends raising to 8 feet at approximately \$1,750,000. Option B- redo the façade for all 10 street ends at approximately 2 million with funding currently in place and the introduced bond ordinance adding a million. After lengthy discussion, all were on board with Option B. The Engineer discussed a pilot project in Stone Harbor with a more reliable valve (manual) that is doing the job and they have had good success. He added there are limitations: if tide comes over the bulkhead or from a neighbor's lower bulkhead, all bets are off. The administrator added that she could obtain another proposal for a grant for FEMA. In the end, the Engineer will provide a proposal: not replace bulkheads, put a façade wrapping on existing bulkheads and not elevate the bulkheads. On the 10 street ends in original authorization, reconstruct roadways as high as possible without detriment to adjacent property and put valves in. An analysis would require cooperation with property owners with access to property owners' removal of items, etc. Go outside of 10 bulkheads north and valve off the rest of the street ends. There may have to be box on top of a valve for protection on select street ends. Bidding to take place in January 2024 and be finished by year's end.*

- At the November 21st Commissioner meeting, the Board of Commissioners unanimously directed our office to modify the project scope of work. The following minutes were codified at the meeting and summarized by the clerk:

Bayside outfalls and capacity / bulkhead repairs / replacement: *The Mayor indicated that he asked the Engineer to do more detailed review of the 11 bulkheads from Cardinal Rd. south to Rambler along the bay before the specifications are completed. Specifically, he was looking to make sure there were no structural issues before with new wood façade was placed on them. He was contacted to review Cardinal Road. Water was seeping through the bulkhead (squirting). He noticed there are three layers of bulkheads at these street ends One wooden (original), one concrete(not sure when) , one vinyl (that was done in early 2000's in house). While water may not breach the top it is likely that the condition of the bulkhead structure could be a concern especially with the layers (water trapped in between) Any waterproofing or dress up work would be a waste of money. Furthermore, the mayor indicated that it looks clear that the idea of keeping the existing and dressing up will not work as they need to be water tight. And because they are so old with various layers, I think they should be replaced with new concrete and remove all of the old. Details are needed on costs to determine if additional funding (preliminary 1M) is needed and where to cut costs. However it seems all of the bulkheads will need be raised to the 8 feet (or least to 6 with adding 2feet later to match the others north). The valves are still top priority. With this information, the governing body determined that they should revert to the original replacement with modifying the plan. The Engineer indicated that they were trying to find a better way to water proof with being cost effective. It was recommended that street raising take place with coordination from property owners. They decided to pick 5 street ends and go to 8 feet. All were in agreement. The Engineer noted that valves can be done in a vacuum and they should begin laying out phase plan for funding.*

- At the December 6th Commissioner meeting, the Board of Commissioners unanimously directed our office to modify the project scope of work. The following minutes were codified at the meeting and summarized by the clerk:

Bayside outfalls and capacity / bulkhead repairs / replacement: *Since the project has pivoted and expanded, bid specifications are still being formulated. It was noted that there are many moving parts: private property owners must be made aware of the impending changes and how it will individually affect them (one on one meetings were suggested), need to coordinate with Lomax Engineering for necessary permits and using a phase type approach. The overall cost must be addressed as well as current funding. The Engineer indicated that 7 street ends out of the original plan were getting valves only and no permits were required and hopefully done by May. Lead time was another factor from vendors that must be taken into consideration. It was agreed to do specification that addressed all phases so there was one contractor. Since private property owners will be affected, it was suggested that they be put on notice and made aware of all aspects. Bid specifications should be complete by the end of January /beginning of February and getting a timeline from Lomax for permitting was a crucial piece. The bottom line was: notify the property owners, have one bid specification so there was one contractor, see the costs of the project with current funding and phase it all in.*

- The NJDEP permits for the bulkhead replacements have been obtained and the project will be ready for public bidding the week of April 8th.
- 6. Crest Arts Pavilion Site Improvements
 - The bid opening occurred on December 28, 2023, and the apparent low bidder was Fred M. Schiavone Construction, Inc. in the amount of \$1,288,750.00.
 - The contractor has completed the site demolition, site grading and electrical conduits. The contractor is working on completing the pavers and site features.
- 7. Beach Street End Public Access Improvements – Phase 3
 - The bid opening occurred on January 31, 2024, and the project was awarded to South State, Inc. in the amount of \$1,771,250.00.
 - The contractor is working on the substructure and decking on Primrose Road, Lotus Road and Rosemary Road. Demolition and work on the remaining beach access points to follow.
- 8. 2024 Road Resurfacing Program
 - The bid opening is scheduled for April 3rd at 10:00 am.
- 9. FY2023 NJDCA Small Cities Program-Municipal Building Bathroom Improvements
 - The project is in the design phase and construction is scheduled for Fall, 2024.
- 10. FY 2024 NJDOT Municipal Aid Program-Reconstruction of Toledo Avenue
 - The survey and base mapping are complete, and the project is entering the design phase.

Grant Applications

1. FEMA Flood Mitigation Assistance (BRIC) & (HMA)
 - The Borough is proposing to submit to FEMA BRIC for two (2) bayside storm sewer pump stations and associated storm sewer improvements in the northwest section of the Borough.
 - The Borough is proposing to submit to FEMA HMA for the Washington Avenue storm sewer improvements as outlined in the recently completed study.
 - Grant applications are due by February 2024.
2. FY 2024 NJDCA Boardwalk Preservation Fund
 - The Borough has selected to submit the Reconstruction of the Heather Road fishing pier.
 - The grant application requests \$3,600,000.00 for the replacement and extension of the fishing pier including ADA accessible walkways, fishing nodes and pavilion.
 - The Borough was notified by NJDCA that a \$1,087,425.00 grant was allocated for the project.
3. Federal Funding Grant Opportunity-Congressman Van Drew
 - Our office has been in contact with Congressman Jeff Van Drew's office to discuss federal funding opportunities for Borough capital projects.
 - On December 28, 2023, our office submitted a funding request for bayside flood mitigation improvements.
 - On March 12th, our office and the Borough met with representatives of Congressman Van Drew's office and were informed that the project was selected for special funding consideration.
4. NJDOT Local Transportation Project Fund
 - On a rolling basis, the NJDOT is accepting applications for bikeway, pedestrian and roadway improvement projects.
 - Our office has been authorized by the Borough to submit the Reconstruction of Stockton Road as the grant application.
 - The grant application will be submitted by April 1st.

PUBLIC COMMENTARY:

Dave McWilliams asked for clarification on the budget and the CFO informed him that the 17million referenced in the budget document will be raised through taxation and that there will be 5.3 million left in surplus and that surplus is regenerated from various sources to include miscellaneous revenues that were not anticipated.

NEW BUSINESS:

-20 minutes parking signage at borough hall

Commissioner Schiff indicated several reasons for keeping the signage in place to include: senior citizens can park there and walk in, the current size of the parking lot, signage in winter is not a problem but may be in the summer

and navigating the current lot can be difficult. He added that the Chief and Supervisor for Traffic Safety concurred. The Chief added that Sweet Briar is residential and if the signs were removed, people would park for extended periods of time.

The Mayor indicated that with the drop box and online tax payments, less and less people utilize the parking. He suggested getting the municipal lot across the street on Cardinal restriped so it may get more use from municipal employees. He indicated that currently employees were using the parking out front and perhaps the signs should be removed. Mr. Franco suggested reducing the number to one spot and asked that the item remain on the next agenda under Old Business.

Mr. McWilliams added that making it should be 20 minute parking while Borough Hall is open.

-Flood plain permit fee schedule- The Mayor indicated that there was a draft ordinance in circulation for the flood plain permitting to track costs.

OLD BUSINESS:

-Lot at Rosemary and Seaview Avenues – There was a consensus to place the lot back up for sale via sealed bid before the summer. The sample bid packet will be recirculated with a minimum bid.

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

-Traffic Calming – Task 1 was awarded. Since the budget was just passed, Phase II and III can move forward.

-Back Beach Excavation: Subject to USACE dune.

-Dredging: The Administrator discussed.

-NJ Avenue infrastructure pre-county: The Engineer discussed.

-PW roof: Waiting on funding.

-Bayside outfalls and capacity / bulkhead repairs / replacement: The governing body agreed to have a full presentation on the scope of the project and then tailor specific letters to property owners with pictures and schedule in person meetings with those homeowners.

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

PUBLIC COMMENTARY:

Commissioner Comments:

Mr. Franco – Thanked the Finance Department and Department Heads for their work. The budget was well done and the return on investment is worth it and spending is in check.

Mr. Schiff – Agreement with the above. He thanked the Mayor and PW staff for their hard work on the lifeguard building. Furthermore, he congratulated Chief Lloyd on being sworn in as CMC COP President and for attaining Chief's accreditation.

Mayor Cabrera -He thanked the department heads and said we consistently challenge ourselves with regenerating the surplus, increasing miscellaneous revenues, getting corporate donations and applying for and getting grants to offset costs. The borough has seen over 4 million dollars in grants over the past few years.

He noted that Rita Rothberg and (partners in preservation) marked the 250th anniversary of the Battle of Turtle Gut and it was excellent and was hoping to get another performance. Lastly, May 19th is National Public Works week.

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 6:17 p.m.

Dated: April 24, 2024

Patricia A. Feketics, Borough Clerk

