

**REGULAR COMMISSION MINUTES OF THE WILDWOOD
COMMISSIONERS IN THE COUNTY OF CAPE MAY, NEW JERSEY**

Wednesday, July 12, 2023
Commissioner's Meeting Room
Time: 5:00 p.m.

MEETING CALLED

Meeting called to order by the Mayor.

PLEDGE OF ALLEGIANCE

Commissioner Mikulski leads in the Pledge of Allegiance to the Flag.

ROLL CALL

City Clerk called the roll and the following Commissioners answered to their names:

Fitzsimons – here, Mikulski – here, Byron - here

OTHERS ATTENDING

Steve O'Connor, Administrator

Louis DeLollis, Solicitor

Tony Chadwell, Remington & Vernick Engineers

Lisa A. Brown, City Clerk

Amanda Neill, Aide to the City Clerk

OPEN PUBLIC MEETING ANNOUNCEMENT

As per N.J.S.A. 10:4-12, the Mayor read the Open Public Meetings Act Announcement.

APPROVAL OF MINUTES:

June 28, 2023 Regular Meeting

MOTION: Fitzsimons SECOND: Mikulski

ROLL CALL: Fitzsimons – Yes, Mikulski – Yes, Byron – Yes

ORDINANCES:

1265-23 Ordinance Authorizing the Purchase of 3117 Shunpike Road (Bl. 1414.01, L. 23) in the Township of Middle, County of Cape May and State of New Jersey (**SECOND READING/PUBLIC HEARING/ADOPTION**)

MOTION TO OPEN PUBLIC HEARING

MOTION: Byron SECOND: Mikulski

ROLL CALL: Fitzsimons – Yes, Mikulski – Yes, Byron – Yes

There being no comment, Public Hearing was closed.

MOTION: Byron SECOND: Mikulski

ROLL CALL: Fitzsimons – Yes, Mikulski – Yes, Byron – Yes

MOTION TO ADOPT

MOTION: Byron SECOND: Mikulski

ROLL CALL: Fitzsimons – Yes, Mikulski – Yes, Byron – Yes

The Mayor announced Ordinance No. 1265-23 has passed Second Reading

Mr. DeLollis stated the purchase of this property was done on behalf of the Water Utility. The purpose is to place a Water Treatment Facility at this location.

1266-23 Ordinance Authorizing the Execution of an Encroachment Agreement with 3615 Pacific Avenue, LLC, owners of the property located at 3601-3615 Pacific Avenue, to permit Improvements to be located in the City Right-of-Way (**SECOND READING/PUBLIC HEARING/ADOPTION**)

MOTION TO OPEN PUBLIC HEARING

MOTION: Byron SECOND: Mikulski

ROLL CALL: Fitzsimons – Yes, Mikulski – Yes, Byron – Yes

There being no comment, Public Hearing was closed.

MOTION: Byron SECOND: Mikulski
ROLL CALL: Fitzsimons – Yes, Mikulski – Yes, Byron – Yes

MOTION TO ADOPT

MOTION: Byron SECOND: Mikulski
ROLL CALL: Fitzsimons – Yes, Mikulski – Yes, Byron – Yes
The Mayor announced Ordinance No. 1266-23 has passed Second Reading

1267-23 Ordinance Amending Chapter 3, Section 2.3 entitled “Prohibition” as it relates to the Curfew for Juveniles (**INTRODUCTION/FIRST READING**)

MOTION: Byron SECOND: Mikulski
ROLL CALL: Fitzsimons – Yes, Mikulski – Yes, Byron – Yes
The Mayor announced Ordinance No. 1267-23 has passed First Reading

Mr. DeLollis stated the City would be adopting Ordinance No. 1267-23 on an emergency basis meaning it will take effect immediately upon publication following Second Reading. The emergency is based on this being a public health, safety and welfare issue. This Ordinance will amend curfew for minors from 1:00am to 12:00am.

EARLY PUBLIC COMMENT: None.

RESOLUTIONS: City Clerk read the resolutions listed on the agenda.

- 278-7-23 Authorizing submission of Grant Application and Execution of Grant Agreement with the New Jersey Department of Transportation (NJDOT) re: MA-2024-Improvements to Atlantic and Bennett Avenues – 00600
- 279-7-23 Authorizing purchase of 2 (two) sheds from Stoltzfus Structures, LLC for Fox Park for Recreation and Special Events use for an amount not to exceed \$22,066.00
- 280-7-23 Approving Change Order No. 2 – Final as submitted by Remington & Vernick Engineers on behalf of L. Feriozzi Concrete Company re: Reconstruction of Taylor Avenue – Phase 2, FY 2022 NJDOT Municipal Aid Program, FY2022 USDA Wastewater and Drinking Water Program (decrease in the amount of \$79,676.47 for a new total of \$1,927,599.47)
- 281-7-23 Approving Change Order No. 3 – Final as submitted by DeBlasio & Associates on behalf of Asphalt Paving Systems re: Reconstruction of Pacific Avenue – Wildwood Water Utility Portion, D&A Project #WWU-C-005 (increase in the amount of \$53,030.00 for a new total of \$897,440.59)
- 282-7-23 Authorizing Colliers Engineering & Design, Inc. to advertise for bids for the 2023 Boardwalk Rehabilitation: Phase III, IV & V in the July 18, 2023 edition of the Atlantic City Press with sealed proposals to be received on Thursday, August 10, 2023 at 10:00am
- 283-7-23 Amending Resolution No. 248-6-23 to state that a contract for the upfit for emergency equipment for (2) Chevrolet Tahoe’s for the City of Wildwood Police Department for a sum not to exceed \$88,287.34 (increase of \$7,659.31)
- 284-7-23 Appointing Joseph M. Murphy the Provisional Chief of Police for the City of Wildwood
- 285-7-23 Authorizing payment of bills in the amount of \$4,226,941.77 dated July 12, 2023
- 286-7-23 Authorizing filing of all reports and other data contained in this agenda
- 287-7-23 Authorizing refund to Josh Donohue in the amount of \$100.00 due to withdrawing from the Junior Lifeguard Program
- 288-7-23 Authorizing Mayor to execute a Settlement Agreement re: 3210 Pacific Wildwood, LLC vs. City of Wildwood, Board of Commissioners of the City of Wildwood, Redevelopment Authority of the City of Wildwood and Planning/Zoning Board of Adjustment of the City of Wildwood
- 289-7-23 Approving Waiver of 5 year Moratorium for a Road Opening Permit submitted by South Jersey Gas for 515 & 517 W. Burk Avenue
- 290-7-23 Approving Waiver of 5 year Moratorium for a Road Opening Permit submitted by South Jersey Gas for 523 & 525 W. Burk Avenue

MOTION: Fitzsimons SECOND: Mikulski
ROLL CALL: Fitzsimons – Yes, Mikulski – Yes, Byron – Yes

REPORTS:

- Engineers Report – On file in the City Clerk’s Office. Commissioner Fitzsimons stated the pump was pulled

from Susquehanna Avenue and asked to have the electric turned off as the electric box is still there and wired. Mr. O'Connor said he would make sure it was taken care of. Mr. Chadwell informed the Board that he was in the area last Monday due the flash storm to take pictures and video of the area and noted there was no flooding in the intersection. He also noted that if the area is facing storms calling for swells over 6ft., flooding will be an issue causing the water to rise over the bulkhead. Commissioner Mikulski asked for an update on the traffic study. Mr. Chadwell said there are 5 monitors on Park Boulevard and 5 monitors on Atlantic Avenue recording the traffic flow. The data they previously collected had to be thrown away due to the power outage.

ANNOUNCEMENTS: Mayor Byron heard "Arts in the Parks" provided a great turnout. Commissioner Fitzsimons confirmed and said the attendance doubled from last year. She announced there would be a painting party tomorrow and Holly Beach Park.

Mayor Byron said the City had to make the call to cancel the Sunday concert in Fox Park due to inclement weather. He asked Commissioner Fitzsimons what the protocol was when it comes to notifying and paying the scheduled bands. Commissioner Fitzsimons said the City offers the band another opportunity to perform in order for the band to receive payment. She said the band would most likely be scheduled to play at the City's Block Party.

Commissioner Mikulski announced tomorrow, July 13, 2023 Joseph Murphy will be promoted to Police Chief. The promotion will take place at the Wildwood's Convention Center in the North End Meeting Room at 2:00pm

COMMUNICATIONS: None.

NEW BUSINESS: None.

OLD BUSINESS: None.

PUBLIC COMMENT: During regularly scheduled Board of Commissioners Meeting. Remarks will limit to five (5) minutes per person. The City Clerk will be keeper of time and advise speaker when time has expired. Each member of the public will be permitted to speak only once per meeting. Criticism of public employees will be directed to the Human Resources Department during work hours only.

None.

ADJOURNED: There being no further business to discuss, this meeting was adjourned at 5:16 pm. Remarks as typed highlighted not verbatim as to subject matter.

MOTION: Fitzsimons SECOND: Mikulski
ROLL CALL: Fitzsimons – Yes, Mikulski – Yes, Byron – Yes

Krista Fitzsimons, COMMISSIONER

Steve Mikulski, COMMISSIONER

Peter Byron, MAYOR

ATTEST: _____
Lisa A. Brown, City Clerk

DATE MINUTES APPROVED: July 26, 2023