

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

Wednesday, April 13, 2022
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

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

Fitzsimons – here, Mikulski – here, Byron - here

OTHERS ATTENDING

Louis DeLollis, Solicitor (via Zoom)
Steve O'Connor, Administrator
Carl Groon, Special Advisor to BOC
Jim Oris, R&V
Karen M. Gallagher, Deputy City Clerk
Lisa Brown, 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:

March 23, 2022 Regular Meeting

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

ORDINANCES:

1228-22 Vacating a portion of Dock Street (**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. 1228-22 has passed Second Reading

1229-22 Bond Ordinance Authorizing Boardwalk Reconstruction and Back-Bay Improvements
(INTRODUCTION/FIRST READING)

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

The Mayor announced Ordinance No. 1229-22 has passed First Reading

1230-22 Amending Chapter 6 Entitled Handicapped Parking Locations (**INTRODUCTION/FIRST READING**)

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

The Mayor announced Ordinance No. 1230-22 has passed First Reading

1231-22 Ordinance Regulating Traffic Movements on Ocean Avenue and Amending the Wildwood City Code (**INTRODUCTION/FIRST READING**)

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

The Mayor announced Ordinance No. 1231-22 has passed First Reading

1232-22 Ordinance Amending and Supplementing Chapter 7 “Licensing” Regarding the Licensing and Regulation of Jitney’s in the City of Wildwood (**INTRODUCTION/FIRST READING**)

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

The Mayor announced Ordinance No. 1232-22 has passed First Reading

MUNICIPAL BUDGET:

158-4-22 Introduction/Approval of the 2022 Municipal Budget (Public Hearing/Adoption scheduled for May 11, 2022 at 5:00pm)

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

Mayor Byron said he will have more to say on the budget in two weeks but this budget was a lot of work. Covid effects everything the City touches. The Commissioners made a promise of fiscal responsibility and feels they’ve kept that promise as this budget is being introduced with a \$1.50 increase.

EARLY PUBLIC COMMENT: None.

RESOLUTIONS: Deputy City Clerk read the resolutions listed on the agenda and stated Resolution “X” has been stricken from the agenda.

- 159-4-22 Authorizing Purchase of Office Furniture for Department of Public Works Building under the State of New Jersey Cooperative Purchasing Program, State Contracts with Global Industries Inc., c/o Emerald Business Supply (\$25,585.80)
- 160-4-22 Authorizing a Professional Services Contract with Remington & Vernick Engineers to proceed with Professional Engineering Services in connection with Wildwood City FY2022 Annual Beach Survey (\$12,000.00)
- 161-4-22 Authorizing to purchase under the North Jersey Wastewater Cooperative Pricing System
- 162-4-22 Authorizing waiver of bus permit fees for Cumberland Technical Center to drop off employees
- 163-4-22 Authorizing five (5) Year Service Contract with AFA Protective Systems, Inc. for Fire Alarm Monitoring and Fire Inspection Services for the new Public Works Facility, the Wildwood Municipal Court and the Byrne Community Center (2022-2027) (\$16,075.00)
- 164-4-22 Authorizing the Purchase of ten (10) Taser-7 Conducted Energy Devices, with supporting equipment, support, accessories, storage and warranty under the State of New Jersey Cooperative Purchasing Program, State contracts with Axon Enterprise, Inc. (\$55,684.00)
- 165-4-22 Authorizing refund of sewer overpayment due to sewer account now inactive for Acct. #2051090-0, Veronica and Roldan Stanish (\$123.00)
- 166-4-22 Authorizing the use of funds designated for the City of Wildwood from the fiscal year 2022 Wildwood’s Urban Enterprise Zone Fund for the Atlantic Avenue Streetscape Design Project (\$25,000.00)
- 167-4-22 Authorizing the use of funds designated for the City of Wildwood from the fiscal year 2022 Wildwood’s Urban Enterprise Zone Fund for the Park Boulevard Streetscape Design Project (\$25,000.00)
- 168-4-22 Authorizing Grant Application for Ocean Wind Pro-NJ Grantor Trust for the Otten’s Harbor Resiliency Project
- 169-4-22 Amending Resolution No. 135-3-22, 2021 Annual Bid Awards for Various Water Utility Goods/ Services

- 170-4-22 Authorizing the disposal of Sewer Utility's 2002 Peterbuilt Vactor truck
- 171-4-22 Awarding Bid to Fred M. Schiavone Construction for NJDCA Small Cities Program Beach Street End Public Access Improvements – Phase 1B – Wildwood Water Utility Portion (\$68,526.00)
- 172-4-22 Authorizing Professional Services Contract with Remington & Vernick Engineers to proceed with Professional Environmental Services in connection with Wildwood Municipal Building, NJDEP Communication Center (\$50,600.00)
- 173-4-22 Authorizing and approving the execution of an Agreement with Herc Rentals for the lease of a Chiller to facilitate implementation of the Energy Savings Improvement Program (ESPI) and Energy Savings Plan (ESP), which has been approved by the NJ Board of Public Utilities (\$44,600.00)
- 174-4-22 Amending Resolution No. 26-1-22, to Axon Enterprises, Inc. under State Contract for the purchase of Body-Worn Cameras, with supporting equipment, accessories, support and warranty correcting the total purchase price to \$483,353.50 and memorializing that Resolution No. 26-1-22 will be paid over a five-year period
- 175-4-22 Authorizing the application to the NJ Clean Energy Program Community Energy Planning Grant Program
- 176-4-22 Amending Resolution No. 149-3-22, Approving the purchase of a Polaris Ranger 1000 EPS (increasing amount of \$1,285.00 for a new total of \$18,967.00)
- 177-4-22 Authorizing Change Order No.'s 1 & 2 as submitted by CME Associates on behalf of Falasca Mechanical for Wildwood Byrne Community Center HVAC Replacement, 401 W. Youngs Avenue (Change Order No. 1 increase of \$1,911.96 for a new total of \$523,511.96; Change Order No. 2 increase of \$29,911.73 for a new total of \$553,423.69)
- 178-4-22 Authorizing Change Order No.'s 2,3,4 and 5 as submitted by Colliers Engineering & Design on behalf of L. Feriozzi Concrete Co. for Wildwood Boardwalk Renovations from Oak to Maple Avenues (Change Order No. 2 decrease of \$18,231.00 for a new total of \$3,744,499.32; Change Order No. 3 increase of \$161,401.20 to a new total of \$3,905,900.52; Change Order No. 4 increase of \$129,802.50 for a new total of \$4,035,703.02; and Change Order No. 5, decrease of \$6,720.00 to a new total of \$4,028,983.20)
- 179-4-22 Authorizing Emergency Contract as submitted by Water Utility Engineer on behalf of Perna Finnigan, Inc. for water leak at Sunset Condos, 518-520 W. Spruce Avenue, North Wildwood (\$27,583.03)
- 180-4-22 Authorizing a refund to Erik Collins for an unused construction permit at 604 B. W. Rio Grande Avenue (\$99.00)
- 181-4-22 Amending Resolution No. 396-10-21, Authorizing return of escrow balance deposits, removing application #20-20 Sciarra Properties, LLC due to amended application being filed
- 182-4-22 Authorizing signing over Title to the 2013 Ford Explorer which was totaled to Bob's Auto Body in exchange for storage fees with no additional past/present/future obligations
- 183-4-22 Authorizing Emergency Temporary Appropriations
- 184-4-22 Authorizing Professional Services Contract with Remington & Vernick Engineers for Professional Services for 2022 Compliance with Closure Plan Approval former Wildwood Municipal Landfill Foot of West Spicer Avenue (\$36,500.00)
- 185-4-22 Authorizing James M. Rutala Associates, LLC to proceed with Grant Application for Ocean Wind Pro-NJ Grantor Trust for the Otten's Harbor Resiliency Project
- 186-4-22 Authorizing waiving Public Works fee for the Jaycees Easter Egg Hunt to be held on April 16, 2022
- 187-4-22 Authorizing Police Chief to execute an application for participation in the Cops in Shops 2022 Summer Shore Initiative Program
- 188-4-22 Approving an addendum to the contract for sale of 201 W. Burk Avenue
- 189-4-22 Opposing NJDEP's Proposed Coastal Regulations
- 190-4-22 Awarding RFQP to Oil Depot NJ, LLC for Iced Coffee on the City Beach (2022 - \$4,000.00; 2023 - \$6,000.00; 2024 - \$10,100.00)
- 191-4-22 Authorizing Triad Associates to proceed with NJDCA Community Capital Needs Grant; Pacific Avenue Lighting and Banner Poles
- 192-4-22 Authorizing payment of bills in the amount of \$3,105,678.50 dated April 13, 2022
- 193-4-22 Authorizing filing of all reports and other data contained in this agenda

MOTION: Fitzsimons

SECOND: Mikulski

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

REPORTS:

•Engineers Report – Jim Oris – Remington & Vernick: Report on file in the City Clerk's Office. Mr. Oris reported that final paving will begin on Ocean Avenue during the first or second week of May. The street suffered a water main break. Mayor Byron asked about the water main break. Mr. Oris explained the pipe

cracked due to the vibrations from paving the road. Phase 1A will be complete by Memorial Day. They will be implementing a Roadway Inventory to be used as a grading system to find which streets need the most immediate attention. Commissioner Mikulski asked for a status report on Pacific Avenue. Mr. Oris said due to the comprehensive road plan, it allows them to take care of all underground infrastructure as well as replacing sidewalks, curbs, etc. Construction will begin off-season and the workers will be sure the businesses can be in operation during work. Construction will begin the first week of October.

•Sale of \$4,820,000 City of Wildwood General Obligation Refunding Bonds (ESIP Project), Series 2022
Deputy City Clerk read the report. Copy of the report on file in the City Clerk's Office.

ANNOUNCEMENTS: None.

COMMUNICATIONS: Mayor Byron stated he knows there are many questions concerning the completion of the Boardwalk and therefore requested Richard Maloney, project manager for Colliers Engineering to be present today to answer any questions. Mr. Maloney reported the substructure of the boardwalk has been fully repaired, framing is done, 2-3 block have the decking down and they will complete screwing the decking down next week. They will also begin installation of the railing next week. The boardwalk should be ready to open in the beginning of May. Commissioner Mikulski asked what needed to be done once the decking was complete. Mr. Maloney said installation of the railing, stairs to the beach, coating, signage, and benches. Mayor Byron asked if the finishing touches could be completed with the Boardwalk being open. Mr. Maloney said yes, once the structure is secure most of the remaining work can take place while the Boardwalk is open.

NEW BUSINESS:

- Authorizing 50/50 Cash Raffle Application as submitted by Cape Express Soccer Club to be held on June 26, 2022, Schellenger & Beach
- Authorizing Merchandise Raffle Application as submitted by Greater Wildwood Rotary Club to be held on October 4, 2022

MOTION: Fitzsimons SECOND: Mikulski

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

OLD BUSINESS: None.

PUBLIC COMMENT: During regularly scheduled Board of Commissioners Meeting. Remarks will limit to five (5) minutes per person. The Deputy 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.

Al Brannen, 217 E. Bennett Avenue: Mr. Brannen asked where the City was in regard to the PA system on the Boardwalk. Mr. O'Connor said it should be ready by summer. Mr. Brannen said they had all winter to work on it. Mr. O'Connor said the funding was just secured.

Ted Banford, Island Resident: Mr. Banford congratulated the Mayor and Commissioners on doing a fantastic job with the Boardwalk replacement. He said it is beautiful now and the cost was covered with grant funding.

Kevin Houser, 121 E. Davis Avenue: Mr. Houser has continuing concerns with the condition of the property located behind his residence. Mayor Byron said Code Enforcement is on this. Commissioner Mikulski asked Mr. Houser to speak with him after the meeting.

EXECUTIVE SESSION: None.

ADJOURNED: There being no further business to discuss, this meeting was adjourned at 5:25 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: _____
Karen M. Gallagher, Deputy Clerk

DATE MINUTES APPROVED: April 27, 2022