

**WORK SESSION MINUTES OF THE WILDWOOD COMMISSIONERS
IN THE COUNTY OF CAPE MAY, NEW JERSEY**

Wednesday, August 22, 2012
Commissioners Meeting Room
Time: 3:31 p.m.

MEETING CALLED:

Meeting called to order by the Mayor

PLEDGE OF ALLEGIANCE

City Clerk leads in the Pledge of Allegiance to the Flag.

ROLL CALL

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

Byron – here, Leonetti – here, Troiano – here

OTHERS ATTENDING

M. Karavan, City Solicitor

M. DeBlasio, City Engineer

B. Swartz, Auditor

Christopher H. Wood, City Clerk

OPEN PUBLIC MEETING ANNOUNCEMENT

As per N.J.S.A. 10:4-12, City Clerk read the Open Public Meetings Act Announcement. The Cape May County Herald and AC Press were e-mailed/faxed notices and agendas of this meeting on Monday, August 20, 2012.

APPROVAL OF MINUTES

August 8, 2012, Work Session

August 8, 2012, Regular Meeting

August 8, 2012, Executive Session

August 15, 2012, Special Meeting

Pending questions or comments from the Board, the minutes were moved to the Regular Business meeting for approval. There were none.

2012 MUNICIPAL BUDGET

2A. 932-12 Ordinance to exceed the Municipal Budget Appropriation Limits and to Establish a Cap Bank
(SECOND READING/PUBLIC HEARING/ADOPTION)

2B. Public Hearing/Adoption of the 2012 Municipal Budget

2C. Authorizing amendments to 2012 Municipal Budget

City Clerk said these issues would be dealt with during the Regular Business Meeting.

RESOLUTIONS

City Clerk read the resolutions listed on the agenda.

- A. Authorizing Tax Collector to charge accounts for grass cutting and removal of debris
- B. Authorizing the sale of surplus property on an online auction site re: GovDeals, Inc.
- C. Authorizing refund for 2011 Taxes due to appeal, Block 193.01 Lots 5 & 6 (\$1,417.73)
- D. Authorizing refund for duplicate payment for Ambulance Billing re: Charles W. Kidd (\$445.00)
- E. Authorizing Professional Service Contract with Triad Associates re: Homeland Security/FEMASafer Grant Application (\$1,500.00)
- F. Authorizing award as an alternate to Fair and Open Contract with Van Note-Harvey Associates re: Cresse Avenue ADA Compliant Boardwalk and Bikeway Access Improvements (\$22,000.00)
- G. Authorizing Change Order No. 2 – Final as submitted by Van Note-Harvey on behalf of Asphalt Paving System re: Water Utility Improvements – Various Locations in North Wildwood and Wildwood Crest (decrease of \$3,178.50 to a new total \$267,994.36)
- H. Authorizing amended date for Fireworks: September 2, 2012
- I. Authorizing the Award of Bid to Perna and Finnigan, Inc. re: Water Utility Improvements during the Reconstruction Project of Walnut Avenue between Maryland and Delaware Avenue in the City of North Wildwood (\$89,904.70)
- J. Authorizing Change Order No. 1, as submitted by Van Note-Harvey Associates on behalf of MJJ Construction, LLC re: Cresse Avenue ADA Compliant Boardwalk and Bikeway Access Improvements Project (increase of \$35,638.88 to a new total \$661,988.88)
- K. Appointing Joseph Montello to the Greater Wildwood Tourism Improvement and Development Authority
- L. Authorizing Emergency Temporary Appropriations

- M. Appointing Acacia Financial Group, Inc. as Financial Advisor to the City pursuant to N.J.S.A. 40A:11-1 et seq.
- N. Authorizing amendments to Chapter 48 re: Health Benefits
- O. Authorizing amendments to State Health Benefits
- P. Authorizing Cancellation of 2011 Budget Appropriation Reserves
- Q. Authorizing the release of bonds for Street Opening Permits (Various)
- R. Authorizing payment of bills in the amount of \$2,152,397.24 dated August 22, 2012.
- S. Authorizing filing of all reports and other data contained in this agenda

ADDENDUM

- AA. Authorizing Inter-Local Service Agreement between the Wildwood Board of Education and City of Wildwood re: COPS IN SCHOOL (COW will receive \$60,000.00)
- BB. Authorizing Interlocal services agreement between the City of Wildwood and Cape May County for medical ATV's
- CC. Authorizing City Engineer to file an application with NJDOT re: Beach Bike Path Grant
- DD. Authorizing City Engineer to file an application with NJDOT re: Safe Street Grant
- EE. Authorizing refund to S. Jackson for 2012 Mercantile, TDF & TDC fees due to extenuating circumstances (\$176.00)

The City Clerk said Resolution "P" needs to be moved up on the agenda to be handled before the public hearing of the budget. The Board agreed.

ORDINANCES:

877-11 Requesting from the Federal Emergency Management Administration (FEMA) that a portion of the V-Zone be Rezoned as an A-Zone on the Corresponding FEMA Maps(SECONDREADING/PUBLIC GEARING/ADOPTION)

927-12 An Ordinance authorizing the Acquisition of land for Public Purpose in the City of Wildwood (SECOND READING/PUBLIC HEARING/ADOPTION)

934-12 An Ordinance amending Ord. #890-11, Chapter 10-3.b of the Revised General Ordinances of the City of Wildwood re: "Bulk Trash Fee Schedule" (INTRODUCTION/FIRST READING)

935-12 An Ordinance amending Ordinance No. 799-10, Providing for Special Events and Miscellaneous Fees (INTRODUCTION/FIRST READING)

UNFINISHED BUSINESS:

- Representatives from Complete Care

Representatives from Complete Care were on hand to present a PowerPoint presentation of the services it offers. The presentation was followed by a short recess.

COMMUNICATIONS:

Correspondence received from the State of New Jersey

- Correspondence received from Mr. Joseph D. Broski re: 300 and 400 Block East Poplar Avenue
- Correspondence received from The Wildwood Historical Society Inc. re: Wavier of Municipal Permit Fees – The Board agreed to waive the fees and add this item to the agenda as Resolution FF.
- Petitions received opposing RV Parking

APPLICANTS:

- • Raffle Application submitted by United Way of Greater Philadelphia and Southern New Jersey to be held on September 9, 2012

The Board agreed to add this to the agenda for approval.

NEW BUSINESS:

- Agreement from New Cingular Wireless PCS, LLC (AT&T Corporation) re: Temporary Antenna Site License

REPORTS:

- Engineer's Report: On File in City Clerk's Office.

EXECUTIVE SESSION:

- Personnel Matters: Casey and Clancy
 - Contractual Matter, potential land swap

ADJOURNED: There being no further business to be discussed, this meeting was adjourned at 4:12 p.m. Remarks as typed highlighted not verbatim as to subject matter.

MOTION: Byron

SECONDED: Leonetti

ROLL CALL: Byron – Yes, Leonetti – Yes, Troiano – Yes

PETER BYRON, COMMISSIONER

ANTHONY LEONETTI, COMMISSIONER

ERNEST TROIANO, JR., MAYOR

ATTEST:_____
CHRISTOPHER WOOD, CITY CLERK

DATE MINUTES APPROVED: **September 12, 2012**
CHRISTOPHER WOOD, CITY CLERK

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

Wednesday, August 22, 2012
Commissioner's Meeting Room
Time: 4:13 p.m.

MEETING CALLED

Meeting called to order by the Mayor.

ROLL CALL

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

Byron – here, Leonetti – here, Troiano - here

OTHERS ATTENDING

M. Karavan, City Solicitor

M. DeBlasio, City Engineer

B. Swartz, Auditor

Christopher H. Wood, City Clerk

OPEN PUBLIC MEETING ANNOUNCEMENT

As per N.J.S.A. 10:4-12, City Clerk read the Open Public Meetings Act Announcement. The Cape May County Herald and AC Press were e-mailed/faxed notices and agendas of this meeting on Monday, August 20, 2012.

EARLY PUBLIC COMMENT

R. Grandinetti, Ocean Ave. – Spoke in opposition to the RV Parking on the beach issue. He said more than 2,000 signatures have been collected against it.

Clark Doran, Morey's Piers – Asked to see the 50-yr. "Monster Truck" lease before it's voted on by the Board.

APPROVAL OF MINUTES

August 8, 2012, Work Session

August 8, 2012, Regular Meeting

August 8, 2012, Executive Session

August 15, 2012, Special Meeting

MOTION: Leonetti SECOND: Byron

ROLL CALL: Byron – Yes, Leonetti – Yes, Troiano – Yes

RESOLUTION

323-8-12 Authorizing 50-yr. Lease Agreement with Eastern Exchange, LLC re: 4101 Boardwalk

324-8-12 Authorizing Cancellation of 2011 Budget Appropriation Reserves

MOTION: Byron SECOND: Leonetti

ROLL CALL: Byron – Yes, Leonetti – Yes, Troiano – Yes

ORDINANCE

932-12 Ordinance to exceed the Municipal Budget Appropriation Limits and to Establish a Cap Bank
(SECOND READING/PUBLIC HEARING/ADOPTION)

MOTION TO OPEN PUBLIC HEARING

MOTION: Troiano SECOND: Leonetti

ROLL CALL: Bryon – Yes, Leonetti – Yes, Troiano – Yes

K. Distro, 26th St. – Asked questions about the CAP. Mr. Swartz answered her questions.

K. McCullough, Cresse Ave. – Asked questions about the CAP Bank. Mr. Swartz addressed her concerns.

MOTION TO CLOSE PUBLIC HEARING

MOTION: Troiano SECOND: Leonetti

ROLL CALL: Byron – Yes, Leonetti – Yes, Troiano – Yes

MOTION TO ADOPT ORDINANCE NO. 932-12

MOTION: Troiano SECOND: Byron

ROLL CALL: Byron – Yes, Leonetti – Yes, Troiano – Yes

Mayor announced that Ordinance 932-12 has been adopted.

2012 MUNICIPAL BUDGET

Public Hearing on the 2012 budget

MOTION TO OPEN PUBLIC HEARING

MOTION: Leonetti SECOND: Byron

ROLL CALL: Bryon – Yes, Leonetti – Yes, Troiano – Yes

K. Distro – 26th St. – Congratulated the Board on a good job. She said the City Clerk’s Office needs a new copier. She said Wildwood has lost its luster and needs more promotion.

K. McCullough, Cresse Ave. – Asked questions about the concessionaire’s agreement between the Convention Center (GWTIDA) and the City of Wildwood.

Denise Magillton – Said the Board is doing a good job.

B. Weiser – Asked questions about the Omnibus Agreement between the City and GWTIDA

D. MacElrevey – Thanked the Board for helping save the classic car show(s).

MOTION TO CLOSE PUBLIC HEARING

MOTION: Leonetti **SECOND:** Byron

ROLL CALL: Byron – Yes, Leonetti – Yes, Troiano – Yes

RESOLUTION

325-8-12 Authorizing Amendments to the 2012 Municipal Budget

MOTION: Leonetti **SECOND:** Byron

ROLL CALL: Byron – Yes, Leonetti – Yes, Troiano – Yes

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

326-8-12 Authorizing Tax Collector to charge accounts for grass cutting and removal of debris

327-8-12 Authorizing the sale of surplus property on an online auction site re: GovDeals, Inc.

328-8-12 Authorizing refund for 2011 Taxes due to appeal, Block 193.01 Lots 5 & 6 (\$1,417.73)

329-8-12 Authorizing refund for duplicate payment for Ambulance Billing re: Charles W. Kidd (\$445.00)

330-8-12 Authorizing Professional Service Contract with Triad Associates re: Homeland Security/FEMASafer Grant Application (\$1,500.00)

331-8-12 Authorizing award as an alternate to Fair and Open Contract with Van Note-Harvey Associates re: Cresse Avenue ADA Compliant Boardwalk and Bikeway Access Improvements (\$22,000.00)

332-8-12 Authorizing Change Order No. 2 – Final as submitted by Van Note-Harvey on behalf of Asphalt Paving System re: Water Utility Improvements – Various Locations in North Wildwood and Wildwood Crest (decrease of \$3,178.50 to a new total \$267,994.36)

333-8-12 Authorizing amended date for Fireworks: September 2, 2012

334-8-12 Authorizing the Award of Bid to Perna and Finnigan, Inc. re: Water Utility Improvements during the Reconstruction Project of Walnut Avenue between Maryland and Delaware Avenue in the City of North Wildwood (\$89,904.70)

335-8-12 Authorizing Change Order No. 1, as submitted by Van Note-Harvey Associates on behalf of MJJ Construction, LLC re: Cresse Avenue ADA Compliant Boardwalk and Bikeway Access Improvements Project (increase of \$35,638.88 to a new total \$661,988.88)

336-8-12 Appointing Joseph Montello to the Greater Wildwood Tourism Improvement and Development Authority

337-8-12 Authorizing Emergency Temporary Appropriations

338-8-12 Appointing Acacia Financial Group, Inc. as Financial Advisor to the City pursuant to N.J.S.A. 40A:11-1 et seq.

339-8-12 Authorizing amendments to Chapter 48 re: Health Benefits

340-8-12 Authorizing amendments to State Health Benefits

341-8-12 Authorizing the release of bonds for Street Opening Permits (Various)

342-8-12 Authorizing payment of bills in the amount of \$2,152,397.24 dated August 22, 2012.

343-8-12 Authorizing filing of all reports and other data contained in this agenda

ADDENDUM

344-8-12 Authorizing Inter-Local Service Agreement between the Wildwood Board of Education and City of Wildwood re: COPS IN SCHOOL (COW will receive \$60,000.00)

345-8-12 Authorizing Interlocal services agreement between the City of Wildwood and Cape May County for medical ATV’s

346-8-12 Authorizing City Engineer to file an application with NJDOT re: Beach Bike Path Grant

347-8-12 Authorizing City Engineer to file an application with NJDOT re: Safe Street Grant

348-8-12 Authorizing refund to S. Jackson for 2012 Mercantile, TDF & TDC fees due to extenuating circumstances (\$176.00)

349-8-12 Authorizing waiver of municipal permit fees to Wildwood Historical Society

MOTION: Leonetti **SECOND:** Byron

ROLL CALL: Byron – Yes, Leonetti – Yes, Troiano – Yes

ORDINANCES:

877-11 Requesting from the Federal Emergency Management Administration (FEMA) that a portion of the V-Zone be Rezoned as an A-Zone on the Corresponding FEMA Maps
(SECONDREADING/PUBLIC GEARING/ADOPTION)

MOTION TO OPEN PUBLIC HEARING

MOTION: Troiano SECOND: Byron
ROLL CALL: Bryon – Yes, Leonetti – Yes, Troiano – Yes
None

MOTION TO CLOSE PUBLIC HEARING

MOTION: Troiano SECOND: Leonetti
ROLL CALL: Byron – Yes, Leonetti – Yes, Troiano – Yes

MOTION TO ADOPT: Troiano SECOND: Byron

ROLL CALL: Byron – Yes, Leonetti – Yes, Troiano – Yes

927-12 An Ordinance authorizing the Acquisition of land for Public Purpose in the City of Wildwood
(SECOND READING/PUBLIC HEARING/ADOPTION)

MOTION TO OPEN PUBLIC HEARING

MOTION: Troiano SECOND: Leonetti

ROLL CALL: Bryon – Yes, Leonetti – Yes, Troiano – Yes

K. McCullough, Cresse Ave. – Said she doesn't think the City should be doing this project. She said it's not feasible. She also questioned whether Comm. Byron has a conflict of interest.

MA Giblin, Maple Ave. – Asked how many studies were done on the proposed project.

Bruce Weiser – As a former hockey coach, he says he has insight into the project and doesn't think people will use the facility.

Mary Wardius – Said the property should be purchased privately.

D. MacElervoy – Said the ice rink is a vital part of downtown revitalization, and to move ahead with the project.

MOTION TO CLOSE PUBLIC HEARING

MOTION: Troiano SECOND: Leonetti

ROLL CALL: Byron – Yes, Leonetti – Yes, Troiano – Yes

MOTION TO ADOPT: Troiano SECOND: Leonetti

ROLL CALL: Byron – Yes, Troiano – Yes, Troiano – Yes

934-12 An Ordinance amending Ord. #890-11, Chapter 10-3.b of the Revised General Ordinances of the
City of Wildwood re: "Bulk Trash Fee Schedule" (INTRODUCTION/FIRST READING)

MOTION TO INTRODUCE

MOTION: Troiano SECOND: Leonetti

ROLL CALL: Byron – Yes, Leonetti – Yes, Troiano – Yes

935-12 An Ordinance amending Ordinance No. 799-10, Providing for Special Events and Miscellaneous
Fees (INTRODUCTION/FIRST READING)

MOTION TO INTRODUCE

MOTION: Troiano SECOND: Byron

ROLL CALL: Byron – Yes, Leonetti – Yes, Troiano – Yes

APPLICANTS:

• Raffle Application submitted by United Way of Greater Philadelphia and Southern New Jersey to be held on September 9, 2012

MOTION: Leonetti SECOND: Byron

ROLL CALL: Byron – Yes, Leonetti – Yes, Troiano – Yes

PUBLIC COMMENT: During regularly scheduled Board of Commissioners Meeting. Remarks will limit to five (5) minutes per person. 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 Personnel Department during work hours only.

Jim D., N. Wildwood: Opposed to the City extending the bike hours on the boardwalk.

EXECUTIVE SESSION:

The Regular Business Meeting was recessed at 5:52 p.m. The City Clerk read the subject(s) to be discussed and Executive Resolution No. 21-8-12 convening this meeting.

• Personnel Matters, Casey and Clancy

• Contractual Matter, potential land swap with Morey's

MOTION: Byron SECOND: Leonetti

ROLL CALL: Byron – Yes, Leonetti, Yes – Troiano, Yes

RECONVENED

The Mayor reconvened the Regular Business Meeting at 6:32 p.m.

ADDITIONAL RESOLUTION(S):

350-8-12 Authorizing the Mayor to sign a settlement Agreement re: K. Clancy
351-8-12 Authorizing the Mayor to sign a revised Settlement Agreement re: S. Casey
MOTION: Troiano SECOND: Leonetti
ROLL CALL: Byron – Yes, Leonetti, Yes – Troiano, Yes

RECESSED: This meeting was recessed at 6:34 p.m. until Monday, August 27, at 3 p.m. Remarks as typed highlighted not verbatim as to subject matter.
MOTION: Leonetti SECOND: Byron
ROLL CALL: Byron – Yes, Leonetti – Yes, Troiano – Yes

RECONVENED

The Mayor reconvened the meeting at 3:04 p.m. on Monday, August 27, 2012

ADDITIONAL ORDINANCES:

936-12 Authorizing the Acquisition of certain property for public recreational use in the City of Wildwood
MOTION TO INTRODUCE: Troiano SECOND: Byron
ROLL CALL: Byron – Yes, Leonetti – yes, Troiano – Yes

937-12 Authorizing a long-term lease of city-owned property in the City of Wildwood
MOTION TO INTRODUCE: Troiano SECOND: Leonetti
ROLL CALL: Byron – Yes, Leonetti – yes, Troiano – Yes

ADDITIONAL RESOLUTION(S):

351A-8-12 Authorizing Emergency Temporary Appropriations
MOTION: Leonetti SECOND: Byron
ROLL CALL: Byron – Yes, Leonetti – yes, Troiano – Yes

ADJOURNMENT:

This meeting was adjourned at 3:09 p.m. Remarks as typed highlighted not verbatim as to subject matter.

Peter Byron, COMMISSIONER

Anthony Leonetti, COMMISSIONER

ERNEST TROIANO, JR., MAYOR

ATTEST:_____

Christopher H. Wood, CITY CLERK

DATE MINUTES APPROVED:_____