

BOROUGH OF WEST WILDWOOD  
 COUNTY OF CAPE MAY  
 STATE OF NEW JERSEY

RESOLUTION 2012-053

**A RESOLUTION APPOINTING CERTAIN MUNICIPAL REPRESENTATIVES  
 TO THE ATLANTIC COUNTY JOINT INSURANCE FUND**

**WHEREAS**, it has been formally requested by the Atlantic County Joint Insurance Fund for the Borough to provide an updated listing of the Municipal Representatives to the Atlantic County Joint Insurance Fund; and

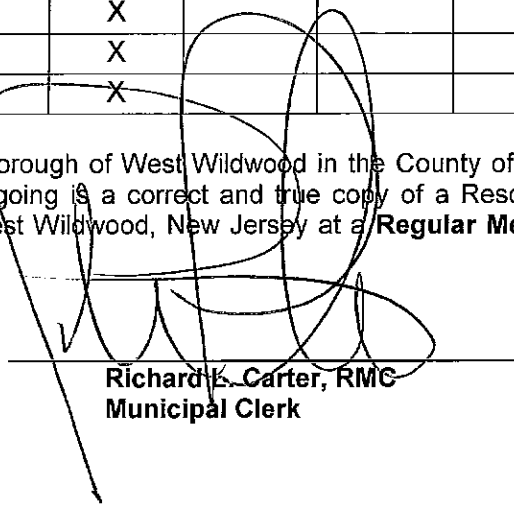
**WHEREAS**, it will be necessary to formally appoint said Municipal Representatives to the various Atlantic County Joint Insurance Fund positions.

**NOW, THEREFORE BE IT RESOLVED** that the following Municipal Representatives are appointed to the respective positions:

Fund Safety Commissioner	Lew Ostrander
Fund Commissioner	Mayor Christopher J. Fox
Alternate Fund Commissioner	Elaine Brunkel-Crowley
Claims Coordinator	Donna L. Frederick
EPL Hotline	Carl O'Hala and Donna Frederick

	Motion	Second	Yes	No	Abstain	Absent
<b>Mayor Christopher J. Fox</b>			X			
<b>Commissioner Scott W. Golden</b>	X		X			
<b>Commissioner Cornelius J. Maxwell</b>		X	X			

I, **Richard L. Carter, RMC, Municipal Clerk** for the Borough of West Wildwood in the County of Cape May and State of New Jersey, do hereby certify that the foregoing is a correct and true copy of a Resolution adopted by the Board of Commissioners of the Borough of West Wildwood, New Jersey at a **Regular Meeting** held on **July 06, 2012**.



Richard L. Carter, RMC  
 Municipal Clerk

BOROUGH OF WEST WILDWOOD  
COUNTY OF CAPE MAY  
STATE OF NEW JERSEY

RESOLUTION 2012-054

**AUTHORIZING RENEWAL OF A DENTAL BENEFIT CONTRACT  
WITH DELTA DENTAL**

**WHEREAS**, in accordance with the various employee contracts with the Borough, it is necessary to provide dental benefits; and

**WHEREAS**, the Borough has been under Contract with Delta Dental, which Contract is scheduled to end on July 30, 2012; and

**WHEREAS**, renewal premiums have been provided for both one and two years; and

**WHEREAS**, it is the desire of the Borough to accept the two year premium both to attempt to stabilize rates and provide for anticipated expenditures in future budgets.

**NOW, THEREFORE BE IT RESOLVED** by the Governing Body of the Board of Commissioners that the guaranteed renewal premiums for the 24 month rate from Delta Dental, as attached hereto, is hereby accepted

	Motion	Second	Yes	No	Abstain	Absent
Mayor Christopher J. Fox			X			
Commissioner Scott W. Golden	X		X			
Commissioner Cornelius J. Maxwell		X	X			

I, **Richard L. Carter, RMC, Municipal Clerk** for the Borough of West Wildwood in the County of Cape May and State of New Jersey, do hereby certify that the foregoing is a correct and true copy of a Resolution adopted by the Board of Commissioners of the Borough of West Wildwood, New Jersey, at a **Regular Meeting** held on **July 06, 2012**.



Richard L. Carter, RMC  
Municipal Clerk

**BOROUGH OF WEST WILDWOOD  
COUNTY OF CAPE MAY**

**RESOLUTION NO. 2012-055  
AUTHORIZING THE APPOINTMENT AND AWARDING OF A NON-FAIR AND  
OPEN CONTRACT FOR THE PROFESSIONAL SERVICES OF A MUNICIPAL ENGINEER**

**WHEREAS**, the appointment of the Municipal Engineer expired on June 30, 2012; and

**WHEREAS** it is a requirement that the Borough have an appointed Municipal Engineer; and

**WHEREAS**, Marc DeBlasio, P.E., P.P., CME of the Firm, **Remington, Vernick, and Walberg**, is qualified to serve as, Municipal Engineer for the Borough of West Wildwood; and

**WHEREAS**, it is agreed that there will be no base expenditure from the Budget for year 2012 and that all work will be confined to those projects already funded, or will be funded for the remainder of CY2012; and

**WHEREAS**, said services for specific projects may exceed \$17,500.00 for the year, and

**WHEREAS**, Marc DeBlasio, P.E., P.P., CME has completed and submitted a Business Entity Disclosure which certifies that Marc DeBlasio, P.E., P.P., CME and **Remington, Vernick, and Walberg** have not made any reportable contributions to a political or candidate committee in the name of West Wildwood Borough Commissioner within the previous year and that this Contract will prohibit Marc DeBlasio, P.E., P.P., CME and **Remington, Vernick, and Walberg** from making any reportable contributions for the term of this Contract.

**NOW, THEREFORE, BE IT RESOLVED**, by the Governing Body of the Borough of West Wildwood, Cape May County, New Jersey that it hereinafter appoints Marc DeBlasio, P.E., P.P., CME of **Remington, Vernick and Walberg** as Municipal Engineer for the Borough of West Wildwood from July 01, 2012 to June 30, 2015; and

**BE IT FURTHER RESOLVED** that it hereinafter approves a Contract with Marc DeBlasio, P.E., P.P., CME and **Remington, Vernick and Walberg** as Municipal Engineer for the Borough of West Wildwood to December 31, 2012; and

**BE IT FURTHER RESOLVED** that the Mayor be and he is hereby authorized to enter into and execute the necessary documents and contracts with Marc DeBlasio, P.E., P.P., CME and **Remington, Vernick and Walberg** to serve as Municipal Engineer for the Borough of West Wildwood; and

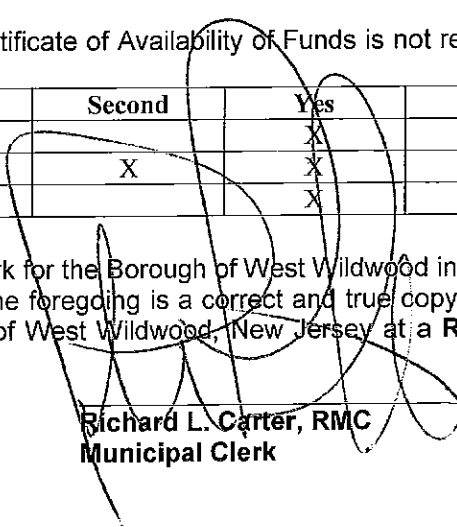
**BE IT FURTHER RESOLVED** that this Contract is awarded without competitive bidding as a "Professional Service" under the provisions of the Local Public Contracts Law because N.J.S.A. 40A:11-5, which provides inter alia, that no local unit shall be required to advertise for bids for services rendered or performed by a person authorized by law to practice a recognized professional and whose practice is regulated by law, or to advertise for bids for services which are of such a qualitative nature as will not reasonably permit the drawing of specifications or the receipt of competitive bids all of which classification the aforesaid contract falls within; and

**BE IT FURTHER RESOLVED** that a copy of this resolution shall be published in one of the Official designated Newspaper as required by law within ten (10) days of its passage; and

**BE IT FURTHER RESOLVED**, that a Certificate of Availability of Funds is not required as no monies are being expended from the CY2012 Budget.

	Motion	Second	Yes	No	Abstain
Mayor Christopher J. Fox			X		
Commissioner Scott W. Golden		X	X		
Commissioner Cornelius J. Maxwell	X		X		

I, **Richard L. Carter, RMC**, Municipal Clerk for the Borough of West Wildwood in the County of Cape May and State of New Jersey, do hereby certify that the foregoing is a correct and true copy of a Resolution adopted by the Board of Commissioners of the Borough of West Wildwood, New Jersey at a **Regular Meeting** held on **July 06, 2012**

  
Richard L. Carter, RMC  
Municipal Clerk

BOROUGH OF WEST WILDWOOD  
COUNTY OF CAPE MAY  
STATE OF NEW JERSEY

RESOLUTION 2012-056

**A RESOLUTION APPOINTING a QUALIFIED PURCHASING AGENT**

**WHEREAS**, it is the desire of the Borough to appoint a Qualified Purchasing Agent;

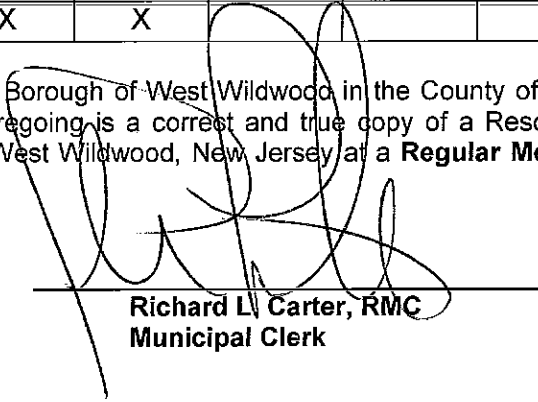
**WHEREAS**, Judson Moore, Jr., CFO is recognized as a Qualified Purchasing Agent in the State of New Jersey; and

**WHEREAS**, Judson Moore, Jr. CFO has agreed to serve in said position without compensation for the year 2012.

**NOW, THEREFORE BE IT RESOLVED** that Judson Moore, Jr., CFO is appointed as the Qualified Purchasing Agent for the Borough of West Wildwood for a term from July 01, 2012 to December 31, 2012.

	Motion	Second	Yes	No	Abstain	Absent
Mayor Christopher J. Fox			X			
Commissioner Scott W. Golden	X		X			
Commissioner Cornelius J. Maxwell		X	X			

I, **Richard L. Carter, RMC, Municipal Clerk** for the Borough of West Wildwood in the County of Cape May and State of New Jersey, do hereby certify that the foregoing is a correct and true copy of a Resolution adopted by the Board of Commissioners of the Borough of West Wildwood, New Jersey at a **Regular Meeting** held on **July 06, 2012**.



Richard L. Carter, RMC  
Municipal Clerk

**BOROUGH OF WEST WILDWOOD  
COUNTY OF CAPE MAY**

**RESOLUTION NO. 2012-057**

**AUTHORIZING A CLOSED (EXECUTIVE) SESSION OF  
THE BOARD OF COMMISSIONERS**

**WHEREAS**, in accordance with the provisions of the Open Public Meetings Act, N.J.S.A. 10:4-12(b), it is permissible by resolution for the Governing Body to enter into a Closed (Executive) Session in order to discuss matters falling within one or more of the permitted nine exemptions; and

**WHEREAS**, the Borough anticipates discussion of pending and anticipated litigation as well as terms and conditions of employment for a public officer or employee, which constitute two of the permitted exemptions; and

**WHEREAS**, the minutes of this meeting shall remain confidential until after such time as Legal Counsel determines that the need of confidentiality no longer exists and provided that the matter(s) discussed can be legally disclosed.

**NOW, THEREFORE BE IT RESOLVED** by the Governing Body of the Borough of West Wildwood, Cape May County, New Jersey that a Closed (Executive) Session of the Governing Body shall be convened to discuss the aforementioned matters.

	Motion	Second	Yes	No	Abstain
Mayor Christopher J. Fox			X		
Commissioner Scott W. Golden	X		X		
Commissioner Cornelius J. Maxwell		X	X		

I, **Richard L. Carter, RMC**, Municipal Clerk for the Borough of West Wildwood in the County of Cape May and State of New Jersey, do hereby certify that the foregoing is a correct and true copy of a Resolution adopted by the Board of Commissioners of the Borough of West Wildwood, New Jersey at a **Regularly Scheduled Meeting** held on **July 06, 2012**.

  
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**Richard L. Carter**  
Municipal Clerk

**BOROUGH OF WEST WILDWOOD  
COUNTY OF CAPE MAY**

**RESOLUTION 2012-058  
ADOPTION OF CY2011 AUDIT**

**WHEREAS**, N.J.S.A. 40A:5-4 requires the Governing Body of every Local Unit to have made an annual audit of its books, accounts, and financial transactions; and

**WHEREAS**, the Annual Report of Audit for the Year 2011 has been filed by a Registered Municipal Accountant with the Municipal Clerk pursuant to N.J.S.A. 40A:5-6 and a copy has been received by each Member of the Governing Body; and

**WHEREAS**, R.S.52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and

**WHEREAS**, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the Governing Body of each Municipality shall, by resolution, certify to the Local Finance Board of the State of New Jersey that all Members of the Governing Body have reviewed, as a minimum, the sections of the 2011 Annual Audit entitled "Findings and Recommendations"; and

**WHEREAS**, the Members of the Governing Body have personally reviewed as a minimum the 2011 Annual Report of Audit and, specifically, the sections of the Annual Audit entitled "Findings and Questioned Costs" or "Findings and Recommendations", as evidence by the Group Affidavit Form of the Governing Body, attached hereto; and

**WHEREAS**, such resolution or certification shall be adopted by the Governing Body no later than forty-five (45) days after receipt of the Annual Audit, pursuant to N.J.A.C. 5:30-6.5; and

**WHEREAS**, all Members of the Governing Body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the Affidavit, as provided by the Local Finance Board; and

**WHEREAS**, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the Members of the Governing Body to the penalty provisions of R.S. 52:27BB-52, to wit

R.S. 52:27BB-52- A Local Officer or Member of a Local Governing Body who, after a date fixed for compliance, fails or refuses to obey an order of the Director of Local Government Services, under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his/her Office.

**WHEREAS**, the Municipal Finance Officer has reviewed the findings of said Audit and has set forth a description of the accounting records to be established and identified in the manner of a Corrective Action Plan, attached hereto.

**NOW, THEREFORE BE IT RESOLVED**, that the Governing Body of the Borough of West Wildwood hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this Resolution and the required Affidavit to said Board to show evidence of said compliance.

	Motion	Second	Yes	No	Abstain
Mayor Christopher J. Fox			X		
Commissioner Scott W. Golden	X		X		
Commissioner Cornelius J. Maxwell		X	X		

I, **Richard L. Carter, RMC**, Municipal Clerk for the Borough of West Wildwood in the County of Cape May and State of New Jersey, do hereby certify that the foregoing is a correct and true copy of the Resolution adopted by the Board of Commissioners of the Borough of West Wildwood, New Jersey at a Regular Meeting held on August 03, 2012.

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Richard L. Carter, RMC  
Municipal Clerk

**BOROUGH OF WEST WILDWOOD  
COUNTY OF CAPE MAY**

**RESOLUTION NO. 2012-059**

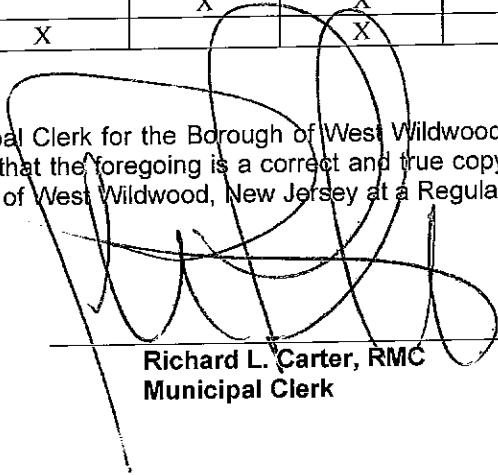
**DESIGNATING ORDER OF BUSINESS AT MEETINGS**

**BE IT RESOLVED**, by the Board of Commissioners of the Borough of West Wildwood, Cape May County, New Jersey, that the following shall be the order of business at all meetings of said Borough:

1. Call to Order
2. Pledge of Allegiance to the Flag.
3. Roll Call.
4. Open Public Meeting Act Statement
5. Adoption of Minutes of Prior Meeting.
6. Reading and Adopting of Ordinances.
7. Reading and Adopting of Resolutions
8. Motion to Pay Bills
9. Reports of Mayor and Commissioners
10. Public Comments.
11. Adjournment.

	Motion	Second	Yes	No	Abstain
Mayor Christopher J. Fox			X		
Commissioner Scott A. Golden		X	X		
Commissioner Cornelius J. Maxwell	X		X		

I, **Richard L. Carter, RMC**, Municipal Clerk for the Borough of West Wildwood in the County of Cape May and State of New Jersey, do hereby certify that the foregoing is a correct and true copy of a Resolution adopted by the Board of Commissioners of the Borough of West Wildwood, New Jersey at a Regular Meeting held on August 03, 2012.

  
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**Richard L. Carter, RMC**  
**Municipal Clerk**

**BOROUGH OF WEST WILDWOOD  
COUNTY OF CAPE MAY**

**RESOLUTION 2012-060  
ADOPTION OF A CORRECTIVE ACTION PLAN**

**WHEREAS**, N.J.S.A. 40A:5-4 requires the Governing Body of every Local Unit to have made an annual audit of its books, accounts, and financial transactions; and

**WHEREAS**, the Annual Report of Audit for the Year 2011 has been filed by a Registered Municipal Accountant with the Municipal Clerk pursuant to N.J.S.A. 40A:5-6 and a copy has been received by each Member of the Governing Body; and

**WHEREAS**, the Acting Municipal Finance Officer has reviewed the findings of said Audit and has set forth a description of the accounting records to be established and identified in the manner of a Corrective Action Plan, attached hereto.

**NOW, THEREFORE BE IT RESOLVED**, that the Commissioners of the Borough of West Wildwood, County of Cape May County hereby approves the recommendation of the Acting Chief Financial Officer and the attached Corrective Action Plan; and

**BE IT FURTHER RESOLVED** that a certified copy of this Resolution along with the Corrective Action Plan be forwarded to the N.J. Department of Community Affairs.

	Motion	Second	Yes	No	Abstain
Mayor Christopher J. Fox			X		
Commissioner Scott A. Golden	X		X		
Commissioner Cornelius J. Maxwell		X	X		

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\_\_\_\_\_  
**Richard L. Carter, RMC  
Municipal Clerk**



**BOROUGH OF WEST WILDWOOD  
COUNTY OF CAPE MAY**

**RESOLUTION NO. 2012-061**

**APPOINTMENT OF MUNICIPAL REGISTRAR**

**WHEREAS**, the Governing Body of the Borough of West Wildwood currently has an Interlocal Agreement with the City of Wildwood for the providing of the services of a Certified Municipal Registrar; and

**WHEREAS**, Elaine Crowley has attended the required courses and received Certificate Number 3590 as having met the requirements of a **Certified Municipal Registrar**; and

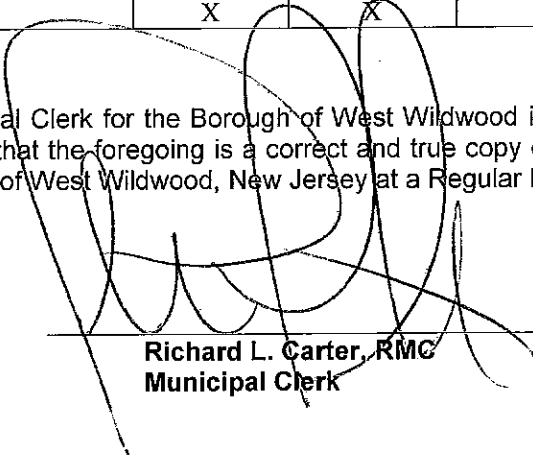
**WHEREAS**, Elaine Crowley has agreed to serve as the Certified Municipal Registrar for the Borough of West Wildwood.

**NOW, THEREFORE BE IT RESOLVED** by the Governing Body of the Borough of West Wildwood that Elaine Crowley is hereby appointed to **Municipal Registrar** for the Borough of West Wildwood for a term not to exceed three (3) years; beginning effective August 01, 2012; and

~~**BE IT FURTHER RESOLVED**, that the Borough hereby terminates the interlocal agreement, effective August 01, 2012 and further extends its appreciation and thanks to both Karen Gose, CMR and the City of Wildwood for their interlocal assistance during this time.~~

	Motion	Second	Yes	No	Abstain
Mayor Christopher J. Fox			X		
Commissioner Scott A. Golden	X		X		
Commissioner Cornelius J. Maxwell		X	X		

I, **Richard L. Carter, RMC**, Municipal Clerk for the Borough of West Wildwood in the County of Cape May and State of New Jersey, do hereby certify that the foregoing is a correct and true copy of a Resolution adopted by the Board of Commissioners of the Borough of West Wildwood, New Jersey at a Regular Meeting held on August 03, 2012.

  
\_\_\_\_\_  
**Richard L. Carter, RMC**  
Municipal Clerk

CMR# 3590

# MA Department of Health and Senior Services

Office of Vital Statistics and Registry

*This Certification is awarded to*

*Elaine Crowley*

*For successfully completing the mandatory requirements for*

*Certified Municipal Registrar*

Initial CMR Date: June 11, 2012

Issuance Date: June 11, 2012

Expiration Date: June 10, 2015

*Vincent T. Arrisi* State Registrar of Vital Statistics

*Vincent Arrisi*  
State Registrar

**BOROUGH OF WEST WILDWOOD  
COUNTY OF CAPE MAY**

**RESOLUTION NO. 2012-062**

**APPOINTMENT OF DEPUTY MUNICIPAL CLERK**

**WHEREAS**, the Governing Body of the Borough of West Wildwood deems it in the best interest of the Borough that a Deputy Municipal Clerk be appointed; and

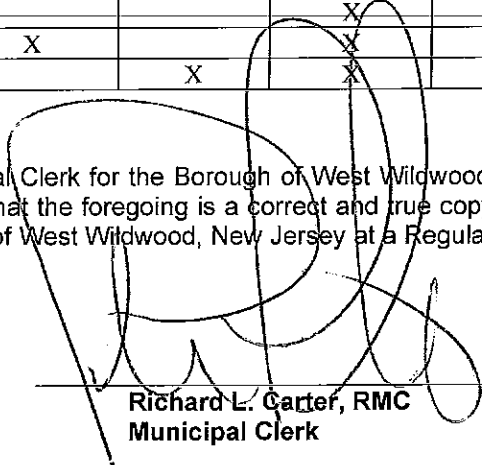
**WHEREAS**, Carl J. O'Hala has been recommended by the Municipal Clerk to be appointed as such; and

**WHEREAS**, Carl J. O'Hala has agreed to serve as the Municipal Clerk for the Borough of West Wildwood.

**NOW, THEREFORE BE IT RESOLVED** by the Governing Body of the Borough of West Wildwood that Carl J. O'Hala is hereby appointed to Deputy Municipal Clerk for the Borough of West Wildwood effective August 01, 2012.

	Motion	Second	Yes	No	Abstain
Mayor Christopher J. Fox			X		
Commissioner Scott A. Golden	X		X		
Commissioner Cornelius J. Maxwell		X	X		

I, **Richard L. Carter, RMC**, Municipal Clerk for the Borough of West Wildwood in the County of Cape May and State of New Jersey, do hereby certify that the foregoing is a correct and true copy of a Resolution adopted by the Board of Commissioners of the Borough of West Wildwood, New Jersey at a Regular Meeting held on August 03, 2012.

  
\_\_\_\_\_  
**Richard L. Carter, RMC  
Municipal Clerk**

**BOROUGH OF WEST WILDWOOD  
COUNTY OF CAPE MAY**

**RESOLUTION NO. 2012-063**

**EXTENSION OF A CONTRACT FOR THE SERVICES OF MUNICIPAL CLERK**

**WHEREAS**, the Governing Body of the Borough of West Wildwood in accordance with Resolution 2011-47 authorized the execution of a Contract with Richard L. Carter, RLC, for professional services relating to the providing of services as Municipal Clerk; and

**WHEREAS**, said Contract expired on June 01, 2012; and

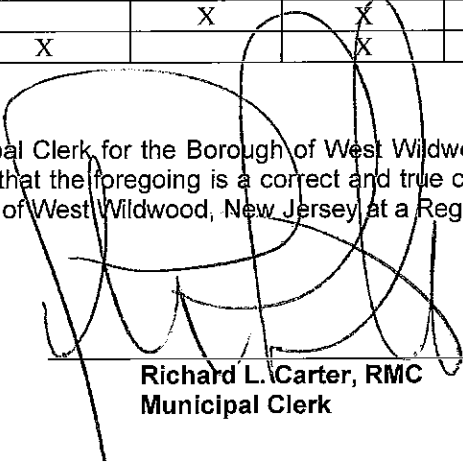
**WHEREAS**, Richard L. Carter, RMC has agreed to extend said Contract, without modifications, until December 31, 2012

**NOW, THEREFORE BE IT RESOLVED** by the Governing Body of the Borough of West Wildwood that the Professional Contract for the providing of Municipal Clerk Services by Richard L. Carter, RMC, dated June 03, 2011 is hereby extended to December 31, 2012; and

**BE IT FURTHER RESOLVED** that a Certificate of Availability of Funds is attached hereto.

	Motion	Second	Yes	No	Abstain
Mayor Christopher J. Fox			X		
Commissioner Scott A. Golden		X	X		
Commissioner Cornelius J. Maxwell	X		X		

I, **Richard L. Carter, RMC**, Municipal Clerk for the Borough of West Wildwood in the County of Cape May and State of New Jersey, do hereby certify that the foregoing is a correct and true copy of a Resolution adopted by the Board of Commissioners of the Borough of West Wildwood, New Jersey at a Regular Meeting held on August 03, 2012.

  
\_\_\_\_\_  
**Richard L. Carter, RMC  
Municipal Clerk**

**CERTIFICATION OF AVAILABILITY OF FUNDS**

As required by NJSA 40A:4-57, NJAC 5:30-14.5 and any other applicable requirement, I Elaine Crowley, Acting Chief Financial Officer of the Borough of West Wildwood, NJ have ascertained that there are available sufficient uncommitted appropriations to award a contract to:

**TO: RICHARD CARTER**

**FOR: CERTIFIED MUNICIPAL CLERK SERVICES**

**IN THE AMOUNT OF: \$7,500.00**

Funds for Certification are therefore being made available and certified against the appropriation and/or Ordinance entitled:

AMOUNT: \$7,500.00

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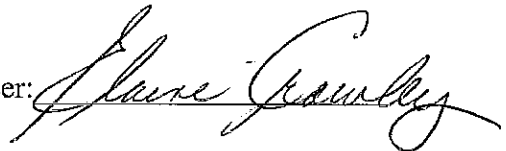
ACCOUNT(S) 2-01-20-120-012

Total Amount of Contract: \$7,500.00

Amount Certified by this Certification \$7,500.00

Date: July 27, 2012

Acting Chief Financial Officer:



Resolution # 2012-63

**BOROUGH OF WEST WILDWOOD  
COUNTY OF CAPE MAY**

**RESOLUTION NO. 2012-064**

**AUTHORIZING THE TAX COLLECTOR TO  
EXTEND 2012 THIRD QUARTER TAX GRACE PAYMENT PERIOD**

**WHEREAS**, N.J.S.A. 54:4-66.03 requires the Tax Collector to allow twenty-five (25) days between the mailing of the tax bills and the first day interest can be charged; and

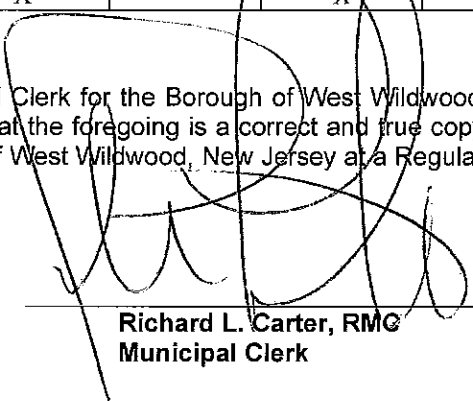
**WHEREAS**, the Tax Collector received official notice of the 2012 Tax Rate for CY2012 Property Tax Bills late, causing the date the Tax Collector can charge interest to exceed the normal ten (10) day grace period; and

**WHEREAS**, in order to comply with N.J.S.A. 54:4-66.03 the Tax Collector has determined that no interest should be charged on the 2012 Third Quarter Tax Bills until August 18, 2012, with interest accruing back to August 01, 2012.

**NOW, THEREFORE BE IT RESOLVED** by the Governing Body of the Borough of West Wildwood, County of Cape May, State of New Jersey, that the grace period for the 2012 Third Quarter Tax Bills be extended until Friday, August 17, 2012

	Motion	Second	Yes	No	Abstain
Mayor Christopher J. Fox			X		
Commissioner Scott A. Golden		X	X		
Commissioner Cornelius J. Maxwell	X		X		

I, **Richard L. Carter, RMC**, Municipal Clerk for the Borough of West Wildwood in the County of Cape May and State of New Jersey, do hereby certify that the foregoing is a correct and true copy of a Resolution adopted by the Board of Commissioners of the Borough of West Wildwood, New Jersey at a Regular Meeting held on August 03, 2012.

  
\_\_\_\_\_  
**Richard L. Carter, RMC**  
Municipal Clerk

**BOROUGH OF WEST WILDWOOD  
COUNTY OF CAPE MAY**

**RESOLUTION NO. 2012-065**

**APPROVING THE APPOINTMENT OF FULL TIME  
POLICE OFFICERS TO THE WEST WILDWOOD  
POLICE DEPARTMENT**

**WHEREAS**, the Board of Commissioners of the Borough of West Wildwood seek to fill three positions within the Borough of West Wildwood Police Department; and

**WHEREAS**, Cesar M. Luna, James R. Dodd, and John Charles Baukus III are qualified and fully trained Police Officers and competent to fill the position of full time Police Officers within the West Wildwood Police Department; and

**WHEREAS**, the filling of these positions will further the Police Department's ability to serve and protect the General Public within the Borough.

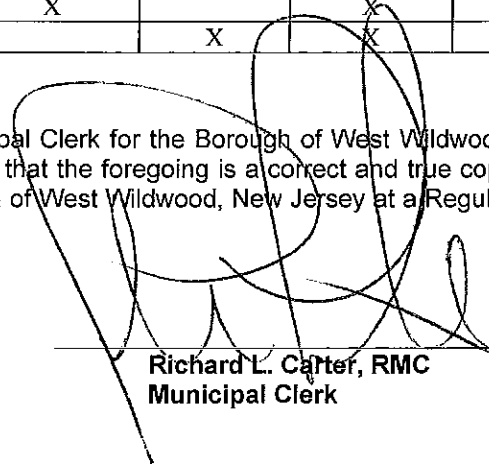
**NOW, THEREFORE BE IT RESOLVED** by the Governing Body of the Borough of West Wildwood, County of Cape May, State of New Jersey, that the following persons are appointed to full time positions within the West Wildwood Police Department:

Cesar M. Luna  
James R. Dodd  
John Charles Baukus III ;and

**BE IT FURTHER RESOLVED** that said persons shall take their positions within the West Wildwood Police Department effective August 03, 2012.

	Motion	Second	Yes	No	Abstain
Mayor Christopher J. Fox			X		
Commissioner Scott A. Golden	X		X		
Commissioner Cornelius J. Maxwell		X	X		

I, **Richard L. Carter, RMC**, Municipal Clerk for the Borough of West Wildwood in the County of Cape May and State of New Jersey, do hereby certify that the foregoing is a correct and true copy of a Resolution adopted by the Board of Commissioners of the Borough of West Wildwood, New Jersey at a Regular Meeting held on August 03, 2012.

  
Richard L. Carter, RMC  
Municipal Clerk

BOROUGH OF WEST WILDWOOD  
 COUNTY OF CAPE MAY  
 STATE OF NEW JERSEY

RESOLUTION 2012-066

**OBJECTION TO CONTRIBUTION TO DEFENSE COSTS  
 AND DIRECTING INVESTIGATION INTO PAYMENTS MADE**

WHEREAS, Scibal Associates sent an invoice to the Borough assessing the Borough \$21,035.37 for payment toward defense costs in litigation known as *Fredericks v. Borough of West Wildwood and Dorothy Tomlin*, Municipal Clerk of the Borough of West Wildwood (OAL Docket No: CLG10259-2009S), and

WHEREAS, said invoice indicates defense costs include a \$30,000.00 payment sent to plaintiff's counsel; and

WHEREAS, Scibal Associates indicated the payment of \$30,000.00 issued to Mr. Frederick's counsel was pursuant to a settlement agreement between Mr. Frederick and the Borough of West Wildwood; and

WHEREAS, the Borough is not in possession of any records to indicate such a settlement was considered and/or approved by the Governing Body of the Borough; and

WHEREAS, Mr. Frederick was the Mayor of the Borough at the time the payment was forwarded to his counsel.

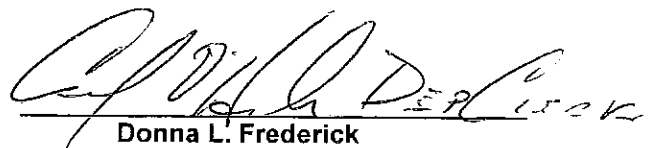
NOW THEREFORE, BE IT RESOLVED payment toward defense costs in *Fredericks v. Borough of West Wildwood and Dorothy Tomlin*, Municipal Clerk of the Borough of West Wildwood (OAL Docket No: CLG10259-2009S) shall not be made in light of what appears, based upon present information, to have been an improper payment made to the benefit of the then- Mayor Frederick without public notice and without approval of the governing body of the Borough; and

BE IT FURTHER RESOLVED that the Municipal Solicitor is hereby directed to investigate the circumstances of the payment made to Mr. Frederick's counsel; and

BE IT FURTHER RESOLVED the Solicitor shall report back to the Board of Commissioners any information found pursuant to her investigation.

	Motion	Second	Yes	No	Abstain	Absent
Mayor Christopher J. Fox			X			
Commissioner Scott W. Golden		X	X			
Commissioner Cornelius J. Maxwell	X		X			

I, **Donna L. Frederick, Acting Municipal Clerk** for the Borough of West Wildwood in the County of Cape May and State of New Jersey, do hereby certify that the foregoing is a correct and true copy of a Resolution voted on by title only by the Board of Commissioners of the Borough of West Wildwood, New Jersey at their **Regular Meeting** held on **August 03, 2012** and reaffirmed in written form at their **Regular Meeting** held on **September 07, 2012**.

  
**Donna L. Frederick**  
**Acting Municipal Clerk**



BOROUGH OF WEST WILDWOOD  
COUNTY OF CAPE MAY  
STATE OF NEW JERSEY

RESOLUTION 2012-067

REJECTING PROPOSALS FOR ENGINEERING SERVICES  
AND AUTHORIZING RE-ADVERTISEMENT

**WHEREAS**, the Borough anticipates the need for engineering services in the forthcoming twelve months for which the Borough anticipates the cost to exceed \$17,500.00; and

**WHEREAS** the Borough desires to solicit requests for qualifications and proposals for Municipal Engineering services under the competitive contracting process outlined in N.J.S.A. 40A:11-4.1 through 40A:11-4.5; and

**WHEREAS** the previous advertisement was not published with sufficient time to meet the Statutory obligations under the required competitive contracting process; and

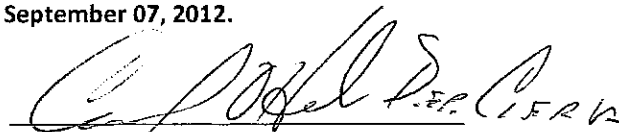
**WHEREAS** proposals received in response to the prior advertisement should be rejected to allow assurance for meeting the requirements the competitive contracting process;

**NOW THEREFORE, BE IT RESOLVED** that the proposals and qualifications received in response to the previously placed advertisement for Municipal Engineering Services are hereby rejected; and,

**BE IT FURTHER RESOLVED** that the Municipal Solicitor is authorized and directed to advertise a request for Qualifications and Proposals for Municipal Engineering Services pursuant to the Statutory process for competitive contracting.

	Motion	Second	Yes	No	Abstain	Absent
Mayor Christopher J. Fox			X			
Commissioner Scott W. Golden		X	X			
Commissioner Cornelius J. Maxwell	X		X			

I, **Donna L. Frederick, Acting Municipal Clerk** for the Borough of West Wildwood in the County of Cape May and State of New Jersey, do hereby certify that the foregoing is a correct and true copy of a Resolution voted on by title only by the Board of Commissioners of the Borough of West Wildwood, New Jersey at their **Regular Meeting** held on **August 03, 2012** and reaffirmed in written form at their **Regular Meeting** held on **September 07, 2012**.

  
Donna L. Frederick  
Acting Municipal Clerk

BOROUGH OF WEST WILDWOOD  
COUNTY OF CAPE MAY  
STATE OF NEW JERSEY

RESOLUTION 2012-068

**DECLARING MINUTES PERTAINING TO *KILGORE V. BOROUGH OF WEST WILDWOOD*  
BE MADE AVAILABLE TO THE PUBLIC**

**WHEREAS**, litigation known as *Robert L. Kilgore, Sr. v. Borough of West Wildwood and Joseph Lamplough*, CPM-C-37-11, has been resolved by way of final Order of the Court; and

**WHEREAS** no appeal has been filed in the herein referenced litigation within the time limit established by law; and

**WHEREAS** discussions between and among members of the Board of Commissioners regarding the herein referenced litigation were deemed confidential because they pertained to pending litigation; and

**WHEREAS** said litigation is no longer pending.

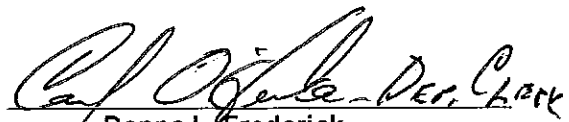
**NOW THEREFORE, BE IT RESOLVED** that the portions of the minutes from meetings which were closed to the public in that they involved discussions pertaining to pending litigation shall be made available to the public to the extent those minutes reference litigation known as *Robert L. Kilgore, Sr. v. Borough of West Wildwood and Joseph Lamplough*, CPM-C-37-11; and

**BE IT FURTHER RESOLVED** any minutes from such meeting(s) pertaining to matters other than *Robert L. Kilgore, Sr. v. Borough of West Wildwood and Joseph Lamplough*, CPM-C-37-11, shall continue to remain confidential, until further Resolution of this Governing Body or by Order of the Court, declaring them public and such that they be redacted in any publication of minutes pertaining to matter(s) now declared public; and

**BE IT FURTHER RESOLVED** that the Acting Municipal Clerk is hereby is authorized and directed to take such action(s) consistent with the Resolution in making proceedings of the Board of Commissioners open to the public, to the extent allowed by law.

	Motion	Second	Yes	No	Abstain	Absent
Mayor Christopher J. Fox			X			
Commissioner Scott W. Golden		X	X			
Commissioner Cornelius J. Maxwell	X		X			

I, **Donna L. Frederick, Acting Municipal Clerk** for the Borough of West Wildwood in the County of Cape May and State of New Jersey, do hereby certify that the foregoing is a correct and true copy of a Resolution voted on by title only by the Board of Commissioners of the Borough of West Wildwood, New Jersey at their **Regular Meeting** held on **August 03, 2012** and reaffirmed in written form at their **Regular Meeting** held on **September 07, 2012**.

  
Donna L. Frederick  
Acting Municipal Clerk

**BOROUGH OF WEST WILDWOOD  
COUNTY OF CAPE MAY**

**RESOLUTION NO. 2012-069**

**AUTHORIZING A CLOSED (EXECUTIVE) SESSION OF  
THE BOARD OF COMMISSIONERS**

**WHEREAS**, in accordance with the provisions of the Open Public Meetings Act, N.J.S.A. 10:4-12(b), it is permissible by resolution for the Governing Body to enter into a Closed (Executive) Session in order to discuss matters falling within one or more of the permitted nine exemptions; and

**WHEREAS**, the Borough anticipates discussion of terms and conditions of employment for a public officer or employee, which constitute one of the permitted exemptions; and

**WHEREAS**, the minutes of this meeting shall remain confidential until after such time as Legal Counsel determines that the need of confidentiality no longer exists and provided that the matter(s) discussed can be legally disclosed.

**NOW, THEREFORE BE IT RESOLVED** by the Governing Body of the Borough of West Wildwood, Cape May County, New Jersey that a Closed (Executive) Session of the Governing Body shall be convened to discuss the aforementioned matters.

	Motion	Second	Yes	No	Abstain
Mayor Christopher J. Fox			X		
Commissioner Scott W. Golden	X		X		
Commissioner Cornelius J. Maxwell		X	X		

I, **Richard L. Carter, RMC**, Municipal Clerk for the Borough of West Wildwood in the County of Cape May and State of New Jersey, do hereby certify that the foregoing is a correct and true copy of a Resolution adopted by the Board of Commissioners of the Borough of West Wildwood, New Jersey at a **Regularly Scheduled Meeting** held on **August 03, 2012**.

  
Richard L. Carter  
Municipal Clerk

**BOROUGH OF WEST WILDWOOD  
COUNTY OF CAPE MAY**

**RESOLUTION 2012-070  
ACCEPTING RESIGNATION OF MUNICIPAL CLERK  
AND APPOINTING ACTING MUNICIPAL CLERK**

**WHEREAS**, the current Municipal Clerk, **Richard L. Carter, RMC**, has submitted his resignation effective August 31, 2012; and

**WHEREAS**, in accordance with N.J.S.A. 40A:9-133c., the Governing Body may appoint a person who does not hold a Registered Municipal Clerk Certificate for a period not to exceed one (1) year commencing on the date of the vacancy; and

**WHEREAS**, **Donna L. Frederick, CPWM** has agreed to serve as the Acting Municipal Clerk for the Borough

**NOW, THEREFORE BE IT RESOLVED**, that the Governing Body of the Borough of West Wildwood hereby accepts the resignation of **Richard L. Carter, RMC** and thanks him for his service to the Borough; and

**BE IT FURTHER RESOLVED**, that **Donna L. Frederick, CPWM** is hereby appointed as the Acting Municipal Clerk for the period of one year, effective September 01, 2012.

	Motion	Second	Yes	No	Abstain
<b>Mayor Christopher J. Fox</b>			X		
<b>Commissioner Scott W. Golden</b>	X		X		
<b>Commissioner Cornelius J. Maxwell</b>		X	X		

I, **Donna L. Frederick**, Acting Municipal Clerk for the Borough of West Wildwood in the County of Cape May and State of New Jersey, do hereby certify that the foregoing is a correct and true copy of the Resolution adopted by the Board of Commissioners of the Borough of West Wildwood, New Jersey at a Regular Meeting held on September 07, 2012.

  
**Donna L. Frederick**  
**Acting Municipal Clerk**

**BOROUGH OF WEST WILDWOOD  
COUNTY OF CAPE MAY**

**RESOLUTION NO. 2012-071  
SUPPORTING FULL REINSTATEMENT AND PERMANENT OPEN SPACE PILOT  
FUNDING INDEXED TO THE LEVEL OF INFLATION**

**WHEREAS**, the preservation of Open Space benefits all New Jersey citizens; and

**WHEREAS**, the preservation of Open Space does, however, impose costs on the citizens of the Host Municipality, denying them the economic, budgetary, and property tax rate benefits of a developed ratable; and

**WHEREAS**, in recognition of these facts, the State of New Jersey has pledged to provide Host Municipalities with Payments In Lieu Of Taxes (PILOTs); and

**WHEREAS**, these PILOTs serve two crucial public policy purposes in the providing of property tax relief and in the promotion of environmental protection; and

**WHEREAS**, previous Governors, Legislatures, and Environmental Protection Commissioners have seen the fairness of consistently making promised PILOTs in order to preserve these public policies; and

**WHEREAS**, these public policies have been continually ratified by the Citizens of New Jersey through Statewide ballot questions to provide funding to meet PILOTs needs; and

~~**WHEREAS**, the Host Municipalities that preserve open space are generally less populated than comparatively sized other Municipalities but are equally constrained by the 2% budget levy caps; and~~

**WHEREAS**, in recent years the State has made budgetary cuts in the PILOTs programs, which cuts have had serious and devastating effects on those Host Municipalities; and

**WHEREAS**, these cuts result in the raising of property tax rates in those Host Municipalities exceeding the established inflation rates; and

**WHEREAS**, a provision has not yet been included in the PILOTs Program to corresponding meet these increases.

**NOW, THEREFORE, BE IT RESOLVED**, by the Board of Commissioners of the Borough of West Wildwood, Cape May County, New Jersey, that commitments be reaffirmed by the Governor and State Legislature to continue to reduce property taxes and preserve open space through reversing their decision to cut PILOTs funding and supporting the full permanent reinstatement of PILOTs Open Space funding with said funding being indexed to the rate if inflation; and

**BE IT FURTHER RESOLVED** that the Acting Municipal Clerk shall forward a copy of this Resolution to Governor Christie, Lieutenant Governor Guadagno, Environmental Protection Commissioner Martin, Community Affairs Commissioner Constable, State Senator VanDrew, Assemblymen Albano and Milam, and to the N.J. League of Municipalities.

	<b>Motion</b>	<b>Second</b>	<b>Yes</b>	<b>No</b>	<b>Abstain</b>
<b>Mayor Christopher J. Fox</b>			X		
<b>Commissioner Scott W. Golden</b>	X		X		
<b>Commissioner Cornelius J. Maxwell</b>		X	X		

I, **Donna L. Frederick**, Acting Municipal Clerk for the Borough of West Wildwood in the County of Cape May and State of New Jersey, do hereby certify that the foregoing is a correct and true copy of a Resolution adopted by the Board of Commissioners of the Borough of West Wildwood, New Jersey at a Regular Meeting held on **September 07, 2012**.

  
**Donna L. Frederick**  
Acting Municipal Clerk

BOROUGH OF WEST WILDWOOD  
COUNTY OF CAPE MAY  
STATE OF NEW JERSEY

**RESOLUTION 2012-072**  
**EXTENSION OF A LIQUOR LICENSE TO EXECUTOR/EXECUTRIX**  
**FOR THE WEST WILDWOOD LIQUOR STORE**

**WHEREAS**, an application has been filed for the extension of Plenary Distribution License #0513-44-003-002 to the Executor of the Estate of Francis G. Lord, sole owner of said license heretofore granted by this issuing Authority; and

**WHEREAS**, the submitted application form is complete in all respects, including proof of appointment as Executor.


**NOW, THEREFORE, BE IT RESOLVED**, by the Board of Commissioners of the Borough of West Wildwood, Cape May County, New Jersey, that it does hereby approve, effective July 01, 2012, the extension of the aforesaid Plenary Distribution License to Linda J. Dunn to conduct business under the privileges, terms, and conditions of the license as Executrix of the Estate of Francis G. Lord for the benefit of the Estate until such time as the will is probated and the license may be transferred in compliance therewith and directs the Acting Municipal Clerk/A.B.C. Board Secretary to endorse the License Certificate as follows:

“This license is hereby extended, subject to all its terms and conditions to Linda J. Dunn, Executrix, until June 30, 2013; and

**BE IT FURTHER RESOLVED**, that the Acting Municipal Clerk shall forthwith forward a certified copy of this Resolution to the Director of the Division of Alcoholic Beverage Control, CN 087, Trenton, New Jersey 08625, pursuant to ~~the Statutes and the rules and regulations of the Division in such cases made and provided and in accordance with the~~ aforesaid directives issued by said Director.

	Motion	Second	Yes	No	Abstain	Absent
Mayor Christopher J. Fox			X			
Commissioner Scott W. Golden	X		X			
Commissioner Cornelius J. Maxwell		X	X			

I, **Donna L. Frederick**, Acting Municipal Clerk for the Borough of West Wildwood in the County of Cape May and State of New Jersey, do hereby certify that the foregoing is a correct and true copy of a Resolution adopted by the Board of Commissioners of the Borough of West Wildwood, New Jersey at a **Regularly Scheduled Meeting** held on **September 07, 2012**.

  
\_\_\_\_\_  
**Donna L. Frederick**  
Acting Municipal Clerk

**BOROUGH OF WEST WILDWOOD  
COUNTY OF CAPE MAY**

**RESOLUTION 2012-073  
ACCEPTING RESIGNATION OF TAX COLLECTOR AND  
APPOINTING TAX COLLECTOR**

**WHEREAS**, the former Tax Collector, **Maureen P. Mitchell, CTC**, submitted her resignation effective July 31, 2012 or earlier; and

**WHEREAS**, in accordance with Resolution 2011-20, Ms. Mitchell was appointed Tax Collector on March 04, 2011 to an unexpired term which, according to N.J. Statute is for a four (4) year term; and

**WHEREAS**, **Terence Graff, CTC** is a Certified Municipal Tax Collector in the State of New Jersey and capable of providing the necessary services to the Borough in this regard.

**NOW, THEREFORE BE IT RESOLVED**, that the Governing Body of the Borough of West Wildwood hereby accepts the resignation of **Maureen Mitchell, CTC** and thanks her for her service to the Borough; and

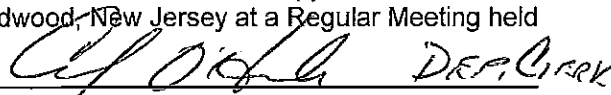
**BE IT FURTHER RESOLVED**, that **Terence Graff, CTC** is hereby appointed as the Municipal Tax Collector for the Borough of West Wildwood for the unexpired term until March 04, 2015; and

**BE IT FURTHER RESOLVED** that the compensation shall be \$13,000.00 per annum prorated effective July 19, 2012; and

**BE IT FURTHER RESOLVED** that a Certificate of Available Funds from the Acting Chief Financial Officer shall be attached to this Resolution.

	Motion	Second	Yes	No	Abstain
<b>Mayor Christopher J. Fox</b>			X		
<b>Commissioner Scott W. Golden</b>	X		X		
<b>Commissioner Cornelius J. Maxwell</b>		X	X		

I, **Donna L. Frederick**, Acting Municipal Clerk for the Borough of West Wildwood in the County of Cape May and State of New Jersey, do hereby certify that the foregoing is a correct and true copy of the Resolution adopted by the Board of Commissioners of the Borough of West Wildwood, New Jersey at a Regular Meeting held on September 07, 2012.

  
\_\_\_\_\_  
**Donna L. Frederick**  
Acting Municipal Clerk

**BOROUGH OF WEST WILDWOOD  
COUNTY OF CAPE MAY  
STATE OF NEW JERSEY**

**RESOLUTION 2012-074  
ENDORISING THE CMCMUA PROPOSED SWITCH  
TO SINGLE STREAM RECYCLING**

**WHEREAS**, the New Jersey Mandatory Source Separation and Recycling Act requires that at least 50% of the Municipal Solid Waste Stream and at least 60% of the Total Solid Waste Stream be recycled; and

**WHEREAS**, the Cape May County Recycling Plan, as adopted by the County Board of Chosen Freeholders and approved by the N.J. Department of Environmental Protection, sets forth an aggressive source separation and recycling program designed to achieve this State mandate; and

**WHEREAS**, the Cape May County Municipal Utilities Authority (CMCMUA) and all sixteen Cape May county Municipalities have joined together in a regional cooperative source separation program to increase types and quantity of recyclable materials recovered, maximize market revenues, and minimize costs; and

**WHEREAS** the Cape May County Intermediate Processing Facility (IPF), which is the cornerstone of this regional program, facilitates the recycling of paper, bottles, and cans (IPF Recyclables) by residents, visitors, businesses, and institutions through the convenience of mixing twenty different items into two streams for municipal collection; and

**WHEREAS**, the CMCMUA currently operates the IPF to receive, sort, upgrade, and market IPF Recyclables collected by all municipalities in Cape May County; and

**WHEREAS**, municipal collection of the IPF has used two separate containers (known as dual stream) to accommodate the operation of the IPF since 1990; and

**WHEREAS**, the CMCMUA has solicited the opinion and commitment of Cape May county's Municipalities to change their municipal source separation and recycling program and the County IPF to single stream, whereby all IPF recyclables would be placed in a single container for municipal collection; and

**WHEREAS**, the switch from dual stream to single stream recycling in other municipalities in New Jersey has been shown to increase the quantity of materials that are recycled; and

**WHEREAS**, increased recycling conserves additional natural resources, conserves energy; reduces pollution; and extends the life of Cape May County's only operating landfill; and

**WHEREAS**, implementation of single stream recycling will reduce municipal expenditures by collection of recyclables from a single recycling container instead of the current dual stream system; and

**WHEREAS**, the Shared Services Agreement for solid Waste and Recycling executed between the Borough of West Wildwood and the CMCMUA requires that all net revenue from the operation of the IPF be rebated to the County's Municipalities in proportion to the total tons recycled by each Municipality; and

**WHEREAS**, single stream recycling presents the potential for each of the County's Municipalities to receive additional revenue in rebates from the CMCMUA and from the State of New Jersey under the Recycling Tonnage Grant Program, as a result of any increased recycling tonnage; and

**WHEREAS**, any increased recycling tonnage realized by the switch to single stream recycling will save the municipality landfill disposal cost through avoidance of the tipping for every additional ton, or portion thereof, recycled; and

**WHEREAS**, single stream collection and processing makes recycling easier for the residents, visitors, and businesses of the Borough of West Wildwood.



**NOW, THEREFORE, BE IT RESOLVED**, by the Board of Commissioners of the Borough of West Wildwood, Cape May County, New Jersey, that the Borough of West Wildwood hereby endorses the concept of switching from dual stream to single stream recycling for both the Municipal Recycling Program and the County-wide Recycling Program, including the IPF; and

**BE IT FURTHER RESOLVED** that the CMCMUA is urged to expeditiously proceed with the renovations of the IPF to enable the facility to handle and process single stream recyclables.; and

**BE IT FURTHER RESOLVED** that the Acting Municipal Clerk provide a certified copy of this Resolution to the CMCMUA.

	Motion	Second	Yes	No	Abstain	Absent
Mayor Christopher J. Fox			X			
Commissioner Scott W. Golden	X		X			
Commissioner Cornelius J. Maxwell		X	X			

I, **Donna L. Frederick, Acting Municipal Clerk** for the Borough of West Wildwood in the County of Cape May and State of New Jersey, do hereby certify that the foregoing is a correct and true copy of a Resolution adopted by the Board of Commissioners of the Borough of West Wildwood, New Jersey at a **Regularly Scheduled Meeting** held on **September 07, 2012**.



**Donna L. Frederick**  
Acting Municipal Clerk

BOROUGH OF WEST WILDWOOD  
COUNTY OF CAPE MAY  
STATE OF NEW JERSEY

RESOLUTION 2012-075

**AMENDING A PREVIOUS RESOLUTION  
AUTHORIZING THE REFUND OF OVERPAYMENT  
OF PROPERTY TAX AND UTILITY PAYMENTS**

**WHEREAS**, Resolution 2012-038 authorized the refunded of excess utility and real estate taxes for various properties based on the recommendation of the Municipal Tax Collector; and

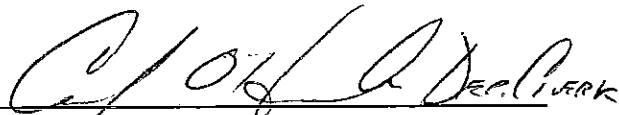
**WHEREAS**, the new Municipal Tax Collector has reviewed those properties and determined that two of those properties were listed in error and will not require refunds.

**NOW, THEREFORE BE IT RESOLVED** by the Board of Commissioners of the Borough of West Wildwood, Cape May County, New Jersey that refunds for the following properties is hereby canceled based on the recommendation of the Municipal Tax Collector:

<b>OWNER</b>	<b>BLOCK</b>	<b>LOT</b>	<b>AMOUNT</b>	<b>TAX</b>
Spray Dock, Inc	148	16	\$ 89.25	Utility
Spray Dock, Inc	148	15	\$ 89.25	Utility

	<b>Motion</b>	<b>Second</b>	<b>Yes</b>	<b>No</b>	<b>Abstain</b>	<b>Absent</b>
<b>Mayor Christopher J. Fox</b>			X			
<b>Commissioner Scott W. Golden</b>	X		X			
<b>Commissioner Cornelius J. Maxwell</b>		X	X			

I, **Donna L. Frederick**, Acting Municipal Clerk for the Borough of West Wildwood in the County of Cape May and State of New Jersey, do hereby certify that the foregoing is a correct and true copy of the Resolution adopted by the Board of Commissioners of the Borough of West Wildwood, New Jersey at a Regular Meeting held on September 07, 2012.

  
\_\_\_\_\_  
**Donna L. Frederick**  
Acting Municipal Clerk

BOROUGH OF WEST WILDWOOD  
COUNTY OF CAPE MAY  
STATE OF NEW JERSEY

RESOLUTION 2012-076

**APPOINTMENT OF MUNICIPAL ENGINEER under COMPETITIVE CONTRACT PROCESS**

**WHEREAS**, the Borough advertised for proposals for Municipal Engineering services under a competitive contract process, pursuant to N.J.S.A. 40A:11-4.5; and

**WHEREAS**, proposals were received and reviewed by the Proposal review committee; and

**WHEREAS**, the Proposal Review Committee issued a report and recommendation, as per N.J.S.A. 40A:11-4.5(d), annexed hereto; and

**WHEREAS**, State Law requires an appointment be made consistent with the recommendation of the Proposal Review Committee;

**NOW, THEREFORE, BE IT RESOLVED** that in furtherance of the recommendation from the Proposal Review Committee, Marc DeBlasio, PE, PP, CME of Remington and Vernick Engineers, is hereby appointed Municipal Engineer for the Borough;

**BE IT FURTHER RESOLVED**, the Mayor and Clerk are authorized and directed to contract with Mr. DeBlasio and Remington, Vernick & Walberg Engineers for services consistent with the proposal submitted and reviewed, to the extent that services for the remainder of the calendar year are in furtherance of capital projects such that engineering costs are not paid from the general fund;

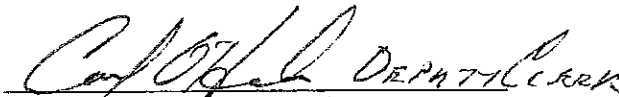
**BE IT FURTHER RESOLVED**, the Borough is authorized and directed to contract with Mr. DeBlasio and Remington Vernick & Walberg Engineers for services consistent with the proposal submitted and reviewed to be rendered past this calendar year, to the extent a Certification of Available Funds may be obtained for same;

**BE IT FURTHER RESOLVED**, the Borough is authorized and directed to contract with Mr. DeBlasio and Remington, Vernick & Walberg Engineers for aforementioned services for a term of three (3) years

**BE IT FURTHER RESOLVED**, this action be published as required by law.

	Motion	Second	Yes	No	Abstain	Absent
Mayor Christopher J. Fox			X			
Commissioner Scott W. Golden	X		X			
Commissioner Cornelius J. Maxwell		X	X			

I, Donna L. Frederick, Acting Municipal Clerk for the Borough of West Wildwood in the County of Cape May and State of New Jersey, do hereby certify that the foregoing is a correct and true copy of a Resolution adopted by the Board of Commissioners of the Borough of West Wildwood, New Jersey at a Regular Meeting held on September 7, 2012.

  
Donna L. Frederick  
Acting Municipal Clerk

## MEMORANDUM

To: Governing Body  
From: Proposal Review Committee  
Date: September 4, 2012  
Re: Engineering Services

As advertised, Proposals for Engineering Services to the Borough were opened August 30, 2012 at 11:00 A.M. at Borough hall. Proposals were viewed and considered by Proposal Review committee, comprised of Commissioner Golden, Deputy Clerk Ohala and Solicitor Bittner. An evaluation was done in public, with a recommendation made by the Committee; memorialized in this Report, as per N.J.S.A. 40A:11-4.5(d).

### Vendor name and summary of proposal.

**Fralinger Engineering, PA** (Fralinger) submitted a proposal which complies with the request for proposals and qualifications delineated in the Scope of Work. Fralinger identifies Carl R. Gaskill, PE, PLS, PP, CME as the engineer who will be responsive to the Borough with all engineers having an hourly rate of \$135.00. Fralinger will also charge for office typist services at \$45.00 per hour, as well as for copies and all postage. Fralinger is willing to negotiate lump a sum fee for capital improvement projects. With regard to current municipal work in Cape May County, Fralinger identifies itself as the City Surveyor for Ocean City and the Special Project Engineer for Dennis Township. Fralinger's office is in Bridgeton.

**Mott Associates, LLC** (Mott) submitted a proposal which complies with the request for proposals and qualifications delineated in the Scope of Work. Mott does not identify which engineer would be the primary engineer for the municipality. An engineer from Mott will charge an hourly rate of \$95.00 and Mott will not charge to attend Borough Commission meetings. Mott is willing to negotiate a lump sum fee for capital improvement projects. Mott's offer is for a term of one year. Mott identified Ocean City and Cape May as Municipalities in the County for which is has done work. Mott's office is in Egg Harbor Township.

**Remington & Vernick Engineers (R&V)** submitted a proposal which complies with the request for proposals and qualifications delineated in the Scope of Work. R&V identifies Mark DeBlasio, PE, PP, CME as the engineer who will be responsive to the Borough and whose hourly rate is \$135.00. Remington and Vernick will not charge for calls to them from the Borough, nor for on-site meetings. R&V will not charge for attending Borough meetings. R&V is willing to negotiate lump sum fees for capital improvement projects. R&V identified a number of municipalities in Cape May County where they have served as municipal engineers and have provided engineering expertise, including Wildwood, North Wildwood, Wildwood Crest, West Wildwood, North Wildwood and Cape May. R&V's office is in Wildwood.

**Van note – Harvey Associates PC** (Van note) submitted a proposal which complies with the request for proposals and qualifications delineated in the Scope of Work. Van note did not specify which engineer would principally serve the Borough. However, in the past it was Mr. Petrella who was the principal contact and attended Borough Meetings. Mr. Petralla's fee is listed as \$155.00 per hour. Van note is willing to negotiate a "not to exceed fee" for particular capital projects. Van note identified a number of municipalities in Cape May County where they have served as municipal or special project engineers,

including Wildwood, North Wildwood, Wildwood Crest and Cape May. Van note's office is in Cape May Court House.

Rank vendors according to evaluation criteria.

All proposals appeared to be from qualified engineering firms with appropriate licenses and expertise to offer municipal engineering services. All proposals appeared to be responsive to the advertised Scope of Work. The differences in the proposals were in fee for services, experience in Cape May County and the communication practices of the firm and/or ease of access to professionals. The committee ranked vendors, in order of least preferred, as follows for the reasons given:

Mott is the least preferred vendor. The hourly rate of \$95.00 was out of line with what is understood as usual and customary in the industry, which causes concern that time may be inflated for the vendor to receive fair compensation. In line with that concern, it appears Mott will charge for service other vendors will not, such as calls to and meetings with the engineer. Mott's proposal was for only one Year. Therefore, what may or may not be an advantageous fee structure, was only offered for one year, giving cause for concern it would increase for future years of service. Therefore, the identified fee, although apparently low, was not considered an attractive part of this proposal. In looking at Mott's experience in Cape May County, it appeared low compared to other proposals. Borough engineering needs usually intersect with County engineering issues; given a county road runs through the Borough, as well as other factors. Therefore, the relative inexperience in the County was considered a draw-back to this proposal.

Van note was considered the next least preferred. Van note's rate was higher than the other proposals, at \$155.00 per hour; also charging for attendance at Borough meetings. A member of the Proposal Review committee expressed concern at the communication practices of Van note in the past in that there was inadequate communication with members of the governing body; and none since this administration has been in office.

Fralinger's proposal was preferred to that of Mott and Van note. Fralinger's fee was comparable to R&V's, at \$135.00 per hour. However, Fralinger will also charge for other items not listed as additional charges in R&V's proposal, such as time for office typists and all postage. It was the comparison of Fralinger's experience in Cape May County with that of R&V which puts Fralinger's proposal clearly behind R&V's in terms of preference. Fralinger does not appear to have significant experience in Cape May County.

R&V's proposal was the most preferred. The fee seemed fair; especially given no additional charges will be assessed for clerical services, attending Borough meetings, calls from Borough personnel or on-site meetings. Moreover, R&V has significant experience in working with the County and with neighboring municipalities which share similar coastal engineering issues. Open access to and communication with R&V engineers, which is encouraged by the fee structure and has been evidenced by Mr. DeBlasio, the engineer identified as serving the Borough, gives the Review Committee confidence R&V will be available and responsive to all Borough engineering needs. The fact R&V has a local office in Wildwood and will not charge for on-site visits bolsters the reasons for ranking their proposal first.

Vendor recommendation:

For the foregoing reasons, the Proposal Review Committee recommends R&V as the municipal engineer, for a three year term. The recommendation is unanimous.

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**BOROUGH OF WEST WILDWOOD  
COUNTY OF CAPE MAY**

**RESOLUTION NO. 2012-077**

**AUTHORIZING THE EXECUTION OF  
APPLICATION FOR FUNDING MUNICIPAL ALLIANCE FOR 2013**

**WHEREAS**, the Governor's Council on Alcoholism and Drug Abuse was established to coordinate all State Department efforts with regard to planning, prevention, education, treatment, research, and education services for public awareness of alcoholism and drug abuse; and

**WHEREAS**, legislation created an Alliance to Prevent Alcoholism and Drug Abuse, which is dedicated to a comprehensive and coordinated effort against alcoholism and drug abuse by providing funding to member Municipal Alliance Committees to support appropriate County and Municipal based alcohol and drug abuse education and public awareness activities; and


**WHEREAS**, the Borough of West Wildwood is a member of the Greater Wildwood Municipal Alliance along with North Wildwood, Wildwood, and Wildwood Crest; and

**WHEREAS**, an Application for Funding for the Year 2013 has been prepared by the Greater Wildwood Municipal Alliance in the amount of \$43,074.00, which Application is attached hereto.

**NOW, THEREFORE, BE IT RESOLVED**, by the Board of Commissioners of the Borough of West Wildwood, Cape May County, New Jersey, that the Mayor be authorized to execute said Application.

	<b>Motion</b>	<b>Second</b>	<b>Yes</b>	<b>No</b>	<b>Abstain</b>
<b>Mayor Christopher J. Fox</b>				TABLED	
<b>Commissioner Scott W. Golden</b>				TABLED	
<b>Commissioner Cornelius J. Maxwell</b>				TABLED	

I, **Donna L. Frederick**, Acting Municipal Clerk for the Borough of West Wildwood in the County of Cape May and State of New Jersey, do hereby certify that the foregoing is a correct and true copy of a Resolution adopted by the Board of Commissioners of the Borough of West Wildwood, New Jersey at a Regular Meeting held on **September 07, 2012**.

  
\_\_\_\_\_  
**Donna L. Frederick**  
Acting Municipal Clerk

**BOROUGH OF WEST WILDWOOD  
COUNTY OF CAPE MAY**

**RESOLUTION NO. 2012-077**

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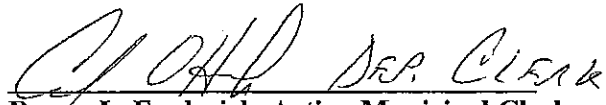
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**NOW, THEREFORE, BE IT RESOLVED**, by the Board of Commissioners of the Borough of West Wildwood, Cape May County, New Jersey, that the Mayor be authorized to execute said Application.

	<b>Motion</b>	<b>Second</b>	<b>Yes</b>	<b>No</b>	<b>Abstain</b>
<b>Mayor Christopher J. Fox</b>				TABLED	
<b>Commissioner Scott W. Golden</b>				TABLED	
<b>Commissioner Cornelius J. Maxwell</b>				TABLED	

I, **Donna L. Frederick**, Acting Municipal Clerk for the Borough of West Wildwood in the County of Cape May and State of New Jersey, do hereby certify that the foregoing is a correct and true copy of a Resolution adopted by the Board of Commissioners of the Borough of West Wildwood, New Jersey at a Regular Meeting held on **September 07, 2012**.

  
\_\_\_\_\_  
**Donna L. Frederick, Acting Municipal Clerk**

**WHEREAS**, Resolution 2012-077 was tabled at the regular meeting held on September 7, 2012 and is now being reintroduced at the special meeting held on September 14, 2012,


**NOW, THEREFORE, BE IT RESOLVED**, by the Board of Commissioners of the Borough of West Wildwood, Cape May County, New Jersey, that the Mayor and be authorized to execute said Application.

	<b>Motion</b>	<b>Second</b>	<b>Yes</b>	<b>No</b>	<b>Abstain</b>
<b>Mayor Christopher J. Fox</b>			X		
<b>Commissioner Scott W. Golden</b>	X		X		
<b>Commissioner Cornelius J. Maxwell</b>		X	X		

I, **Donna L. Frederick**, Acting Municipal Clerk for the Borough of West Wildwood, in the County



of Cape May and The State of New Jersey, do hereby certify that the foregoing is a correct and true copy of a Resolution adopted by the Board of Commissioners of the Borough of West Wildwood, New Jersey at a Special Meeting held on September 14, 2012



**Donna L. Frederick,  
Acting Municipal Clerk**

Approved by the County:

\_\_\_\_\_ YES \_\_\_\_\_ NO

Date: \_\_\_\_\_

### FORM 1

## APPLICATION FOR FUNDING MUNICIPAL ALLIANCES

Term Year: 2013

APPLICANT MUNICIPALITY/IES: North Wildwood, West Wildwood, Wildwood and Wildwood Crest	COUNTY: Cape May
ALLIANCE NAME: Greater Wildwood	ALLIANCE WEBSITE: n/a
STREET ADDRESS: c/o 121 W. 21 <sup>st</sup> Ave. TOWN: North Wildwood    STATE: NJ    ZIP: 08260	
TELEPHONE: ( 609 ) 522 Ext. 7862	FAX: ( 609 ) 729-3089
ALLIANCE CHAIRPERSON: Dr. Kathleen McGary	ALLIANCE COORDINATOR: Mary Ott
ALLIANCE CONTACT EMAIL: mott@mmace.com	DATE OF RESOLUTION AUTHORIZING THE APPLICATION (MM/DD/YYYY): 08 /03 /2012

A) Alliance DEDR Allocation            \$ 21,537.00

B) Cash Match                            \$ 5,384.00

C) In-Kind Match                        \$ 16,153.00

TOTAL ALLIANCE BUDGET  
(add A+ B+C)                            \$ 43,074.00

West Wildwood

\_\_\_\_\_  
\*MUNICIPALITY                            NAME/ MAYOR                            SIGNATURE

\_\_\_\_\_  
\*MUNICIPALITY                            NAME/TITLE OF GOVERNING  
BODY REPRESENTATIVE                            SIGNATURE

\_\_\_\_\_  
\*MUNICIPALITY                            NAME/TITLE OF GOVERNING  
BODY REPRESENTATIVE                            SIGNATURE

\_\_\_\_\_  
ALLIANCE CHAIRPERSON                            SIGNATURE                            DATE

\* If a municipality is part of a consortium, a signature is required from all participating municipalities entering into the agreement.

FORM 10

GRANT FUND MATCH SUMMARY PLAN

Alliance Name: Greater Wildwood County: Cape May

Term Year: 2013

Please provide a summary of your plan to meet the requirements of the following:

Cash Match Amount: \$5,384.00

Municipal government donates cash match

Municipal Alliance fundraises cash match

Provide plan to raise cash match:  
municipalities will match as follows:

North Wildwood	\$1,565	
Wildwood	\$1,565	
Wildwood Crest	\$1,565	
West Wildwood	\$ 689	
subtotal		\$5,384

In-kind Match Amount: \$16,153.00

Provide plan for in-kind:

MAC Coordination

municipal treasure's staff - 2.5 hrs per month for 12 months x \$24/hr \$ 720.00

Community Education:

volunteer hrs - National Night Out, health fairs, peer leadership conference  
@3 members x 10 hours at \$15/hr \$ 450.00

DARE  
municipal and school employees - 40 hours at \$25/hr \$1,000.00

5<sup>th</sup> Grade ATOD;  
school employees to supervise during Cape Assist program \$ 225.00  
@3 teachers x \$25 x 3hrs each

After Prom:  
rec center/venue custodial staff - 11 hours at \$20/hr \$ 220.00  
committee volunteers - 75 volunteers @6hours @\$15/hr \$6,743.00

Peer Leadership:  
volunteer teaching staff - 50 hours at \$25.00/hr \$1,250.00

All Star Peer Program:  
volunteer teaching staff - 30 hours at \$25/hr \$ 750.00  
Pizza Hut lunch donation - >350 individual lunches @ \$6./lunch \$1,750.00

Mentor/Buddy Program:

Volunteer school staff - @15 staff members at \$25/hr for 10 hrs	\$1,300.00
activity expenses funded by ELKs \$ McDonalds, family spaghetti dinner	\$ 250.00
local police chaperones - adopt a streets and cookie delivery	\$ 150.00

PALS/POP:

group leader - 3 hours @\$15/hr for 8 sessions	\$ 360.00
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Sea Life/Forest Friends:

school classroom staff - 1 teacher at \$25/hr x 25 sessions	\$ 625.00
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Senior Seminars:

4 volunteers at \$15/hr x 6 hrs	\$ 360.00
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total:	\$16,153.00
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Additional Alliance Funds: \$700

Program Income

Fundraised/Donations exceeding the required cash match

Please estimate the anticipated revenue and planned uses:

\$700 to be used for scholarships

BOROUGH OF WEST WILDWOOD  
COUNTY OF CAPE MAY  
STATE OF NEW JERSEY

RESOLUTION 2012-078

APPROVAL TO SUBMIT GRANT APPLICATION AND EXECUTION OF A CONTRACT WITH NEW  
JERSEY DEPARTMENT OF TRANSPORTATION FOR POPLAR AVE. ROADWAY  
RECONSTRUCTION PROJECT


**WHEREAS**, it is in the interest of the Borough to pursue the Poplar Avenue Roadway Reconstruction project.

**NOW, THEREFORE BE IT RESOLVED** that the Commissioner of Public Works and Clerk are hereby authorized to submit an electronic grant application identified as MA-2013-West Wildwood-00159 to the New Jersey Department of Transportation on behalf of the Borough of West Wildwood;

**BE IT FURTHER RESOLVED** that the Commissioner of Public Works and Clerk are hereby authorized to sign the grant agreement on behalf of the Borough of West Wildwood and that either of their signature(s) constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement

	Motion	Second	Yes	No	Abstain	Absent
Mayor Christopher J. Fox			X			
Commissioner Scott W. Golden	X		X			
Commissioner Cornelius J. Maxwell		X	X			

I, **Donna L. Frederick, Acting Municipal Clerk** for the Borough of West Wildwood in the County of Cape May and State of New Jersey, do hereby certify that the foregoing is a correct and true copy of a Resolution adopted by the Board of Commissioners of the Borough of West Wildwood, New Jersey at a **Regular Meeting** held on **September 7, 2012**.

  
\_\_\_\_\_  
Donna L. Frederick  
Acting Municipal Clerk

BOROUGH OF WEST WILDWOOD  
COUNTY OF CAPE MAY  
STATE OF NEW JERSEY

RESOLUTION 2012-079

**ACKNOWLEDGEMENT OF JUDSON MOORE AS  
CERTIFIED PRINCIPAL PUBLIC WORKS MANAGER**

**WHEREAS**, Donna L. Frederick, CPWM, formerly of the Borough's Department of Public Works, has been appointed Acting Municipal Clerk for the Borough, moving her out of the Department of Public Works;

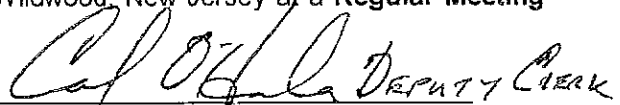
**WHEREAS** it is necessary, pursuant to N.J.S.A. 40A:9-154.6g, to identify an employee of the Department of Public Works who holds a *public works manager certificate* as the *principal public works manager*.

**WHEREAS** Judson Moore, an employee of the Borough within the Department of Public Works, holds a public works manager certificate;

**BE IT FURTHER RESOLVED** that Judson Moore shall be recognized as the properly certified principal public works manager.

	Motion	Second	Yes	No	Abstain	Absent
Mayor Christopher J. Fox			X			
Commissioner Scott W. Golden	X		X			
Commissioner Cornelius J. Maxwell		X	X			

I, **Donna L. Frederick, Acting Municipal Clerk** for the Borough of West Wildwood in the County of Cape May and State of New Jersey, do hereby certify that the foregoing is a correct and true copy of a Resolution adopted by the Board of Commissioners of the Borough of West Wildwood, New Jersey at a **Regular Meeting** held on **September 7, 2012**.

  
Donna L. Frederick  
Acting Municipal Clerk

BOROUGH OF WEST WILDWOOD  
COUNTY OF CAPE MAY  
STATE OF NEW JERSEY

RESOLUTION 2012 - 080

**AUTHORIZING A CLOSED (EXECUTIVE) SEESION OF  
THE BOARD OF COMMISSIONERS**

**WHEREAS, In accordance with the provisions of the Open Public Meetings Act, N.J.S.A. 10:4-12(b) it is permissible by resolution for the Governing Body to enter into a Closed (Executive) Session in order to discuss matters falling within one or more of the permitted nine exemptions, and**

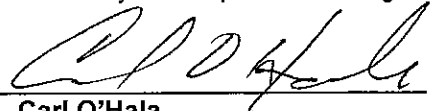
**WHEREAS, the Borough anticipates discussion of pending and anticipated litigation which Constitutes one of the permitted exemptions, and**

**WHEREAS, The minutes of this meeting shall remain confidential until such time as Legal Council determines that the need for confidentiality no longer exists and provide the matter discussed can be legally disclosed.**

**NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Borough of West Wildwood, Cape May County, New Jersey, that a Closed (Executive) Session of the Governing Body shall be convened to discuss the aforementioned matter.**

	Motion	Second	Yes	No	Abstain	Absent
Mayor Christopher J. Fox			X			
Commissioner Scott A. Golden	X		X			
Commissioner Cornelius J. Maxwell		X	X			

I, **Carl O'Hala, Deputy Municipal Clerk** for the Borough of West Wildwood in the County of Cape May and State of New Jersey, do hereby certify that the foregoing is a correct and true copy of a Resolution adopted by the Board of Commissioners of the Borough of West Wildwood, New Jersey at a Special Meeting held on September 14<sup>th</sup>, 2012



**Carl O'Hala**  
**Deputy Municipal Clerk**