

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

RESOLUTION 2013-077

RESCINDING RESOLUTION 2013-074
APPROVING THE RENEWAL OF A LIQUOR LICENSE FOR
WEST WILDWOOD LIQUOR STORE

WHEREAS, Resolution 2013-074 approving the renewal of a liquor license for the West Wildwood Liquor Store was passed at a Special Meeting held on June 17, 2013; and

WHEREAS, there was an issue with the receipt of the Tax Clearance Certificate; and

WHEREAS, the renewal of the liquor license requires the Clerk to have the Tax Clearance Certificate prior to the issuance of said license.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Borough of West Wildwood, Cape May County, New Jersey, that Resolution 2013-074 be rescinded and a new Resolution be prepared upon the receipt of the Tax Clearance Certificate for the (Inactive) Plenary Retail Distribution License as Follows:

Name of Licensee and State assigned License No.	Premises Location	Type
Linda J. Dunn, Executrix of the Estate of Francis G. Lord t/a West Wildwood Liquor Store #0513-44-003-003	654 W. Glenwood Avenue West Wildwood, NJ	PDL

	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 July 5, 2013.


Donna L. Frederick
Acting Municipal Clerk

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

**RESOLUTION 2013-078
APPROVING THE RENEWAL OF A LIQUOR LICENSE FOR
WEST WILDWOOD LIQUOR STORE**

WHEREAS, an application has been made by the person(s) and/or corporation(s) hereinafter set forth, for the renewal of (Inactive) Plenary Distribution License heretofore granted by this issuing Authority; and

WHEREAS, all things required to be done by said Applicant have been done or are being done, including the payment of any and all required fees; and

WHEREAS, the Borough of West Wildwood, as the Issuing Authority, having found that:

- (a) The submitted Application for renewal is complete in all respects;
- (b) The Applicant is qualified to be licensed according to all statutory, regulatory and local governmental ABC laws and regulations; and
- (c) The Applicant has disclosed, and the Issuing Authority has reviewed, any additional financing obtained in the previous license term for use in the licensed businesses.

WHEREAS, no objections to the issuance thereof have been filed with the Municipal Clerk and this Governing Body is of the opinion that said Application should be granted.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Borough of West Wildwood, Cape May County, New Jersey, that the Plenary Retail Distribution License as hereinafter set forth be, and the same is, hereby granted for the period of one (1) year from July 1, 2013 through June 30, 2014 unto each of the person and corporation and limited liability company recited, for the premises in West Wildwood, New Jersey, as listed below:

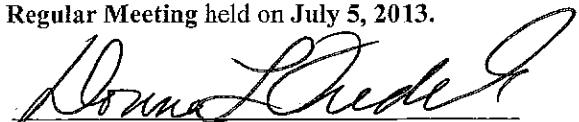
Name of Licensee and State assigned License No.	Premises Location	Type
Linda J. Dunn, Executrix of the Estate of Francis G. Lord t/a West Wildwood Liquor Store #0513-44-003-003	654 W. Glenwood Avenue West Wildwood, NJ	PDL

BE IT FURTHER RESOLVED, that the Municipal Clerk be, and hereby is authorized to retain this inactive license in her office on behalf of said Borough of West Wildwood, New Jersey until which time the license goes active in accordance with directives received from the Division of Alcoholic Beverage Control of the State of New Jersey; and

BE IT FURTHER RESOLVED, that the 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 **Regular Meeting** held on **July 5, 2013**.


Donna L. Frederick
Acting Municipal Clerk

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

RESOLUTION 2013-079

**ENCOURAGING THE COUNTY OF CAPE MAY TO PROVIDE
ANIMAL CONTROL SERVICES ON A COUNTY-WIDE BASIS
TO THE MUNICIPALITIES OF CAPE MAY COUNTY**

WHEREAS, the State of New Jersey requires that the Borough maintain an Animal Control Officer; and

WHEREAS, the Borough of West Wildwood currently has a Shared Services Agreement with the Township of Middle to provide Animal Control Services; and

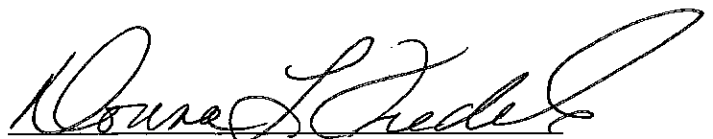
WHEREAS, the Township of Middle has provided certain equipment and professional personnel to service the specific needs of West Wildwood relating to Animal Control Services; and

WHEREAS, the Board of Commissioners of the Borough of West Wildwood deem it in the best interest of the Residents to have a local agency provide such services and encourage the Cape May County Board of Chosen Freeholders to consider implementing a County-Wide Animal Control Program to service all of the Municipalities of Cape May County.

NOW THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Borough of West Wildwood, County of Cape May, New Jersey, that the Municipal Clerk be and is hereby authorized to forward a certified copy of this Resolution to Freeholder Director Gerald M. Thornton, Vice Director Leonard C. Desiderio, Freeholder Kristine Gabor, Freeholder Will Morey and Freeholder E. Marie Hayes respectfully requesting that they consider providing this much needed service to the residents of Cape May County.

	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 **July 5, 2013**.



Donna L. Frederick
Acting Municipal Clerk

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

RESOLUTION 2013-080

**APPOINTING GREGORY DeCECCO FROM CLASS II OFFICER
TO FULL TIME PATROLMAN ON THE
WEST WILDWOOD POLICE DEPARTMENT**

WHEREAS, it has been determined by the Director of Public Safety, in consultation with the Chief of Police, that there is a need to hire a full time patrolman; and

WHEREAS, the Ordinances of the Borough of West Wildwood establish the full time position of patrolman; and

WHEREAS, Gregory DeCecco is currently employed by the West Wildwood Police Department as a Class II Officer and has demonstrated his skills and abilities while employed with the Department; and

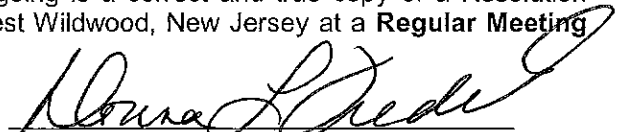
WHEREAS, it is deemed in the best interest of the Borough to appoint Gregory DeCecco to full time patrolman.

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners, of the Borough of West Wildwood, County of Cape May, New Jersey, that Gregory DeCecco be and is hereby appointed as a full time patrolman for the West Wildwood Police Department.

BE IT FURTHER RESOLVED that a Patrolman Gregory DeCecco be and is hereby authorized to carryout all of the duties, functions and responsibilities of patrolman as allowed by New Jersey Statutes, Titles and Ordinances and Resolutions of the Borough of West Wildwood, New Jersey.

	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 **July 5, 2013**.


Donna L. Frederick
Acting Municipal Clerk

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

RESOLUTION 2013-081

**AUTHORIZING AN MEMORANDUM OF UNDERSTANDING (AGREEMENT) BETWEEN THE
NEW JERSEY OFFICE OF EMERGENCY MANAGEMENT (NJOEM)
AND THE BOROUGH OF WEST WILDWOOD**

WHEREAS, this Memorandum of Understanding (Agreement), made and entered into between the New Jersey Office of Emergency Management, hereinafter referred to as the "NJOEM", and the Borough of West Wildwood, officially domiciled at 701 W. Glenwood Avenue, West Wildwood, New Jersey, 08260, hereinafter referred to as the Subgrantee relating to application for grants under the Federal Emergency Management Agency (FEMA) Public Assistance and/or Hazard Mitigation programs for presidentially declared major disasters; and

WHEREAS, the NJOEM, on behalf of the State of New Jersey, is the Grantee receiving funding under the FEMA Public Assistance and/or Hazard Mitigation programs as authorized under the Stafford Act and has the fiduciary responsibility to ensure those funds are spent on eligible Subgrantee facilities and activities, and are properly reimbursed to the Subgrantee; and

WHEREAS, under current information provided, FEMA has determined that the Subgrantee is eligible to apply for an/or receive FEMA funding under the Public Assistance and/or Hazard Mitigation programs, subject to approval of a Project Worksheet for Public Assistance or application for a Hazard Mitigation grant;

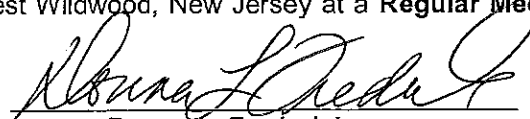
WHEREAS, this agreement is part of the application for Disaster Assistance and will become effective and binding upon approval of a Project Worksheet or Hazard Mitigation Grant and signature on behalf of NJOEM;

NOW, THEREFORE, BE IT RESOLVED that in consideration thereof, the Board of Commissioners of the Borough of West Wildwood, County of Cape May, New Jersey, do hereby authorize the Mayor to enter into the Memorandum of Understanding (Agreement) on behalf of the Borough with the NJOEM; and

BE IT FURTHER RESOLVED that an executed original copy of said agreement by both parties be attached to this resolution.

	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 **August 2, 2013**.



Donna L. Frederick
Acting Municipal Clerk

Memorandum Of Understanding (MOU)

MEMORANDUM OF UNDERSTANDING BY and BETWEEN THE STATE OF NEW JERSEY AND THE BOROUGH OF WEST WILDWOOD

Responsibilities of the Subgrantee

The Subgrantee is primarily responsible for compliance with and agrees to obtain a working knowledge of the Stafford Act and all applicable FEMA regulations as provided in 44 CFR and FEMA policies that govern the Public Assistance and/or Hazard Mitigation programs and shall adhere to the application of the Stafford Act and those applicable regulations and policies and OMB Circulars A-87, A-102, A-110 and A-133 as a condition for the acceptance of and expenditure of said FEMA funding.

As a further condition for the acceptance of and expenditure of FEMA funding, the Subgrantee hereby agrees to follow all NJOEM guidelines, regulations and directives, to include but not be limited to the following:

*Use NJEMGrants.org, as applicable, to access forms and submit Requests For Reimbursement (RFR) and supporting documentation.

* Subgrantee agrees to promptly notify NJOEM and FEMA of any project that involves the following:

- Work taking place in floodplains or wetlands
- Work taking place in floodplains or wetlands
- Improved projects that increase the size or footprint of a facility (PA Program)
- Alternate projects (PA Program)

Memorandum Of Understanding (MOU)

- Relocated projects
- Hazard mitigation projects affecting floodplains or wetlands, such as culvert enlargements
- Any project that changes the function of a facility
- Work affecting facilities with historic significance

Such projects have the potential to be subject to additional FEMA review as they may trigger additional Federal compliance requirements in accordance with by the National Historic Preservation Act (NHPA), the National Environmental Policy Act (NEPA), Executive Order 11988 (Floodplain Management), Endangered Species Act (ESA) and other applicable Federal Laws.

- The Subgrantee shall assure that all project documents are made available to NJOEM, FEMA, Department of Homeland Security, Office of Inspector General (OIG) or to any other state or federal agency as determined by NJOEM, to include but not limited to: insurance policies, insurance proceeds received as a result of the disaster, and all other documentation substantiating eligible costs.
- All records, reports, documents and other material delivered or transmitted to NJOEM by the Subgrantee shall become the property of NJOEM.
- The Subgrantee shall obtain and maintain such types and extent of insurance as are reasonably available, adequate, and necessary to protect against future loss from similar hazards to the extent required under 44 CFR 206.250-206.253. This insurance must, at a minimum, be in the amount of the Federal grant award plus any non-Federal share.
- The Subgrantee is responsible for compliance with all federal and state laws, regulations and policies. The Subgrantee should pay particular attention to those regulations and policies whose non-compliance may make Subgrantee eligible for corrective action under the NJOEM. Those policies are listed in Exhibit B, attached to and made part of this MOU.
- The Subgrantee may be required to execute a separate subgrant agreement for Hazard Mitigation Grant Program projects in addition to this MOU.
- The Subgrantee agrees to monitor NJEMGrants.org for any changes in law, regulations, policy or procedure which affects the Subgrantee's grant requirements.
- The undersigned, as the appointed agent of the Subgrantee hereby declares that the individual(s) named herein as the Subgrantee's agent(s) are knowledgeable of the requirements outlined herein.

The Subgrantee hereby acknowledges that failure to adhere to all applicable state and federal law, regulations, policies and directives may result in suspension and/or termination of funding / reimbursements and/or all or part of the de-obligation of previously received funding.

Responsibilities of the NJOEM

- NJOEM agrees to maintain NJEMGrants.org subject to the availability of funding.
- NJOEM shall, through the Subgrantee's assigned Disaster Recovery Specialists, review Subgrantee's Request For Reimbursements, assist Subgrantee in correcting any deficiencies, and disburse reimbursement requests to the Subgrantee as timely as possible.
- NJOEM shall communicate to the Subgrantee, in a timely manner, any changes in law, regulations, policy or procedure which affects the Subgrantee's grant requirements through NJEMGrants.org, or appropriate alternate methods of communication.
- NJOEM shall provide technical assistance, advice on best practices and other education outreach programs to assist the Subgrantee in the formulation and management of its FEMA grants (see Disclaimer paragraph herein below).

Memorandum Of Understanding (MOU)

~~Term-of-Agreement~~

This MOU shall remain in full force and effect as long as the Subgrantee has outstanding FEMA grants that have not been closed out and/or the Subgrantee receives future FEMA funding, including the record retention period . Any changes in regulations, policies or procedures applicable to disaster funding shall constitute an amendment to this Agreement .

Results of De-Obligation

The Subgrantee acknowledges that all final actions by FEMA to de-obligate funding are the financial responsibility of the Subgrantee and said amounts de-obligated shall be remitted to NJOEM by the Subgrantee immediately upon demand or in accordance with NJOEM policy.

Limitation of Liability

The Subgrantee acknowledges that this MOU is intended for the benefit of the Grantee and the Subgrantee and does not confer any rights upon any third parties. Furthermore, the Subgrantee hereby agrees to hold harmless and indemnify Grantee from any actions or claims brought on behalf of any third parties to whom services or materials are provided or who provides services or materials under any project funded by the FEMA Public Assistance and/or Hazard Mitigation programs.

Disclaimer

In its capacity as the Grantee and state fiduciary of Federal Emergency Management Agency (FEMA), and other federal grant funds, the NJOEM provides technical assistance and education outreach programs to current and potential Subgrantees (collectively referred to as "Subgrantees") of the FEMA Public Assistance and/or Hazard Mitigation programs.

Technical assistance includes the application of specific knowledge to a specific situation in order to address a specific need and as such is not a legal opinion or an endorsement of the Subgrantee's grants management practice, Education outreach programs include general programmatic grants management guidance for a Subgrantee to use in administering its own grants management program. NJOEM does not render legal opinions to Subgrantees, but rather provides information intended to assist a Subgrantee prudently manage its own grants management program by employing effective methods and sound practices to manage FEMA grants.

Technical assistance and other grants management information provided by NJOEM and adopted by the Subgrantee, does not serve as NJOEM's endorsement of the Subgrantee's grants management practice and does not relieve the Subgrantee of the responsibility of assuring that its grants management practice is in compliance with applicable laws, regulations and policies as required by the FEMA Public Assistance and/or Hazard Mitigation programs.

The Subgrantee, by its decision to participate in the FEMA Public Assistance and/or Hazard Mitigation programs, bears the ultimate responsibility for ensuring compliance with all applicable state and federal

Memorandum Of Understanding (MOU)

laws, regulations and policies, and bears the ultimate consequences of any adverse decisions rendered by NJOEM, FEMA, or any other state and federal agencies with audit, regulatory, or enforcement authority. Throughout the grants management process, NJOEM, as the state fiduciary of this federal funding, reserves the right to demand that the Subgrantee comply with all applicable state and federal laws, regulations and policies, terminate reimbursements and take any and all other actions it deems appropriate to protect those funds for which it is responsible.

Discrimination Clause

The Subgrantee agrees to abide by the requirements of the following as applicable: Title VI and VII of the Civil Rights Act of 1964, as amended by the Equal Opportunity Act of 1972, Federal Executive Order 11246, the Federal Rehabilitation Act of 1973, as amended, the Vietnam Era Veteran's Readjustment Assistance Act of 1974, Title IX of the Education Amendments of 1972, the Age Act of 1975, and the Americans with Disabilities Act of 1990.

The Subgrantee agrees not to discriminate in its employment practices, and will render services under this Agreement without regard to race, color, religion, sex, national origin, veteran status, political affiliation, or disabilities.

Any act of discrimination committed by the Subgrantee or failure to comply with these statutory obligations when applicable shall be grounds for termination of this Agreement.

Memorandum Of Understanding (MOU)

Notices

All notices and other communications pertaining to this Agreement shall be in electronic format and/or writing and shall be transmitted either by e-mail, personal hand-delivery (and receipted for) or deposited in the United States Mail, as certified mail, return receipt requested and postage prepaid, to the other party, addressed as follows:

New Jersey State Police
Recovery Bureau
PO Box 7068
West Trenton, NJ 08628
ATTN: Captain Patrick Callahan

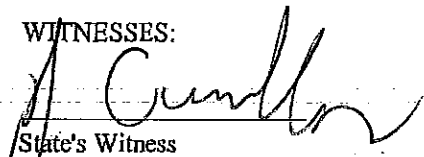
Or NJEMGrantsHelp@gw.njsp.org

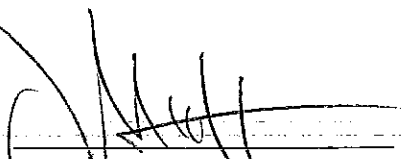
BOROUGH OF WEST WILDWOOD

701 W. Glenwood Ave West Wildwood New jersey 08260

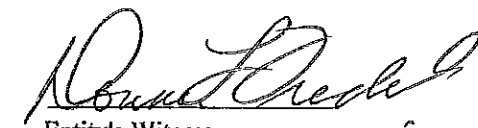
IN WITNESS WHEREOF, the parties have executed this Agreement on the day, month and year first written above.

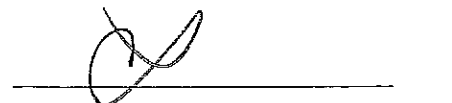
WITNESSES:


State's Witness
Name:


State Coordinating Officer
Name:
Title:
Telephone Number:

8/8/13
Date


Entity's Witness
Name: *DONNA L. FREDERICK*
ACTING MUNICIPAL CLERK


Chief Elected/Appointed Official
or Chief Executive Officer
Name: *CHRISTOPHER J. FOX*
Title: *MAYOR*
Telephone Number: *609-522-4845*

8/2/13
Date

Exhibit A

Designation of Applicant's Agent

Provide the information below for 1 primary and 2 alternate individuals that will be designated as agents.

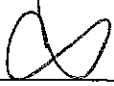
Primary Agent's Name: Christopher Ridings
Title: Borough Administrator
Telephone number: 609-522-4845
Email Address: cridings@westwildwood.org

Alternate Agent's Name: Francis Pellegrino
Title: OEM
Telephone number: 609-522-4845
Email Address: fpellegrino@westwildwood.org

Alternate Agent's Name: Donna Frederick
Title: Clerk
Telephone number: 609-522-4845
Email Address: dfrederick@westwildwood.org

I, Christopher Fox

as Chief Elected or Appointed Official of the Subgrantee am authorized to execute and file an Application for Public Assistance on behalf of the Subgrantee for the purpose of obtaining certain State and Federal financial assistance under the Robert T. Stafford Disaster Relief and Emergency Assistance Act (Public Law 93-288 as amended). The above named agents(s) is/are authorized to represent and act on behalf of the Subgrantee in all dealings with the State of New Jersey on all matters pertaining to the management of grants and disaster assistance received from FEMA as required by this MOU.



Chief Elected/Appointed Official or

Chief Executive Officer

Name: CHRISTOPHER J. FOX

Title: MAYOR

Telephone Number: 609-522-4845

8/2/13
Date

Exhibit B

POLICIES ELIGIBLE FOR CORRECTIVE ACTION

The policies below are examples of the policies eligible for corrective action by NJOEM. They are ~~NOT~~ inclusive of all actions which may be subject to corrective action.

Policy	Summary of Policy
Advances	Expenses related to Project Worksheets (PW) must be within the scope of the PW
Requests For Reimbursement (RFR)	RFRs must exceed \$2,500 per submission
Compliance	Subgrantees who receive grant funds greater than \$500,000 are required to comply with OMB Circular A-133 and proactively work with NJOEM to correct any deficiencies.
Federal Funding Accountability and Transparency Act (FFATA)	It is the responsibility of the Subgrantee to provide information as requested by NJOEM to comply with the Federal Funding Accountability and Transparency Act.
Document Retention	Subgrantee must maintain original documentation throughout the life of the PW and retain the documentation for a minimum period of three years after closeout (44 CFR 13.42)
Unused Funds	Subgrantee is responsible for identifying, in a timely manner, all funds not used after the completion of a project and upon identification to immediately return those funds to NJOEM (44 CFR 206.205 and NJOEM policy)
Return of De-Obligated Funds and Interest	Subgrantee is required to return all de-obligated funds to NJOEM within 60 calendar days of notice as well as remit any interest accrued on grant funds (44 CFR 13.21)
Fraud, Waste or Abuse	Initial findings by NJOEM indicating fraud, waste or abuse may have immediate impact on funding and be reported.
Quarterly Reporting	All completed and accurate quarterly reports are due within 15 days after the end of the quarter (44 CFR 206.204)
Procurement	All procurement must be in compliance with state and federal law and regulations to include taking affirmative steps to assure that minority firms, women's business enterprises and labor surplus area firms are used when possible (44 CFR 13.36)
Project Timelines	All projects are required to be completed within the milestones stated in the regulations. It is the responsibility of the Subgrantee to file a timely request for extension if so required (44 CFR 206.204)
Special Provisions	Subgrantees are required to comply with NEPA and NHPA
Insurance	Subgrantees shall comply with the obtain and maintain insurance requirements or obtain a waiver from the New Jersey Department of Banking and Insurance Commissioner (44 CFR 206.250-206.253)
Debarred and Suspended Contractors	Subgrantees shall not make any awards to debarred, suspended or otherwise ineligible contractors (44 CFR 13.36 (b) (8) and www.epls.gov)

Exhibit C

STATE OF NEW JERSEY W-9/QUESTIONNAIRE

THE STATE OF NEW JERSEY REQUIRES COMPLETION OF THE W-9/VENDOR QUESTIONNAIRE TO VERIFY/ESTABLISH YOUR NAME, ADDRESS, AND TAXPAYER ID ON STATE RECORDS. PLEASE REVIEW THE INFORMATION BELOW, CORRECT ERRORS, AND ANSWER THE QUESTIONS PER SPECIFIC INSTRUCTIONS. RETURN THE COMPLETED FORM TO THE STATE IN THE ENVELOPE PROVIDED AS SOON AS POSSIBLE.

IMPORTANT: YOU WILL NOT BE PAID BY THE STATE OF NEW JERSEY UNTIL THIS FORM IS COMPLETED, SIGNED, AND RETURNED TO THE STATE OF N.J. FOR ADDITIONAL INFORMATION CALL (609) 292-8124.

PART I.	REQUEST FOR TAXPAYER IDENTIFICATION NUMBER AND CERTIFICATION	Return completed form to: OMB VENDOR CONTROL PO BOX 221 TRENTON, N.J. 08625
D NAME/ADDRESS (REMIT TO:)	Enter your taxpayer identification number and indicate whether it is a social security or employer identification number by marking the appropriate box.	

**Borough of West Wildwood
701 W. Glenwood Ave
West Wildwood New Jersey 08260**

Make any corrections to the pre-printed data in the space provided below. Please type or print clearly.

4. Taxpayer Identification Number (Enter your correct TIN below ONLY if it differs from the # printed in the box.) <div style="display: flex; justify-content: space-between;"> <div style="border: 1px solid black; padding: 2px;">21-6001353</div> <div style="border: 1px solid black; width: 100px; height: 20px;"></div> </div>	MARK THE APPROPRIATE BOX: <input type="checkbox"/> SOCIAL SECURITY NUMBER <input checked="" type="checkbox"/> EMPLOYER IDENTIFICATION NUMBER
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5. For Payees Exempt From Backup Withholding (Contact the IRS for instructions)	Requester's name and address (optional)
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6. Certification: Under penalties of perjury, I certify that:

(1) The number shown on this form is my correct taxpayer identification number (or I am waiting for a number to be issued to me) AND

(2) I am not subject to backup withholding because: (a) I am exempt from backup withholding, or (b) I have not been notified by the Internal Revenue Service (IRS) that I am subject to backup withholding as a result of failure to report all interest or dividends, or (c) the IRS has notified me that I am no longer subject to backup withholding.

Certification Instructions: You must cross out item (2) above if you have been notified by the IRS that you are currently subject to backup withholding because of interest payments other than interest and dividends, you are not required to sign the Certification, but you must provide your correct TIN.

Please Sign Here	Signature >	Date > 8/2/13
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PART II. VENDOR DATA STATE OF NEW JERSEY VENDOR INFORMATION QUESTIONNAIRE

1. Enter the code from the list below that best describes your business function:

VENDORS	GOVERNMENTAL ENTITIES	
<input checked="" type="checkbox"/> HC = HEALTH CARE SERVICE (NON-STATE AGENCIES) <input type="checkbox"/> VG = VENDORS WHO SELL OR MANUFACTURE GOODS <input type="checkbox"/> VS = VENDORS WHO RENDER A SERVICE OR VENDORS WHO RECEIVE RENT PAYMENTS <input type="checkbox"/> OT = OTHER MISCELLANEOUS VENDORS (Please Specify)	<input type="checkbox"/> AC = AUTHORITY/COMMISSION <input type="checkbox"/> CF = CONFIDENTIAL FUND <input type="checkbox"/> CM = COUNTY/MUNICIPAL GOVT. <input type="checkbox"/> CU = STATE COLLEGE/UNIVERSITY NJ <input type="checkbox"/> EP = STATE EMPLOYEE FEDERAL <input type="checkbox"/> FA = AGENCY	<input type="checkbox"/> PD = FIRE DISTRICT <input type="checkbox"/> PC = PETTY CASH <input type="checkbox"/> SA = STATE AGENCY <input type="checkbox"/> SD = SCHOOL DISTRICT <input type="checkbox"/> WB = WELFARE BOARD

2. Enter Primary Contact Information Below.

PHONE (609) 522-4845 NAME: Elaine Crowley TITLE: CFO

IF YOU ARE A NJ STATE EMPLOYEE, NJ MANAGER OF A CONFIDENTIAL FUND OR A PETTY CASH FUND, DO NOT ANSWER THE BALANCE OF THE QUESTIONNAIRE.

3. What is the principal activity of your organization?

M = MANUFACTURING H = HEALTH RELATED SERVICE
 S = SERVICE G = GOVERNMENT O = OTHER (Please Specify)

4. Enter the code from the list below that best describes your organization:

C = CORPORATION I = INDIVIDUAL P = PARTNERSHIP
 A = ASSOCIATION J = JOINT O = OTHER (Please Specify) Municipal Govt

5. Enter your 4 digit County/Municipality Code for NJ Addresses ONLY (See reverse side for appropriate code.)

0513

IMPORTANT: ANSWER ALL QUESTIONS (Please Print or Type Clearly)

Exhibit C

• The U.S. grantor or other owner of a grantor trust and not the trust, and

• ~~The U.S. trust (other than a grantor trust) and not the beneficiaries of the trust.~~

Foreign person. If you are a foreign person, do not use Form W-9. Instead, use the appropriate Form W-8 (see Publication 515, Withholding of Tax on Nonresident Aliens and Foreign Entities).

Nonresident alien who becomes a resident alien. Generally, only a nonresident alien individual may use the terms of a tax treaty to reduce or eliminate U.S. tax on certain types of income. However, most tax treaties contain a provision known as a "saving clause." Exceptions specified in the saving clause may permit an exemption from tax to continue for certain types of income even after the payee has otherwise become a U.S. resident alien for tax purposes.

If you are a U.S. resident alien who is relying on an exception contained in the saving clause of a tax treaty to claim an exemption from U.S. tax on certain types of income, you must attach a statement to Form W-9 that specifies the following five items:

1. The treaty country. Generally, this must be the same treaty under which you claimed exemption from tax as a nonresident alien.
2. The treaty article addressing the income.
3. The article number (or location) in the tax treaty that contains the saving clause and its exceptions.
4. The type and amount of income that qualifies for the exemption from tax.
5. Sufficient facts to justify the exemption from tax under the terms of the treaty article.

Example. Article 20 of the U.S.-China income tax treaty allows an exemption from tax for scholarship income received by a Chinese student temporarily present in the United States. Under U.S. law, this student will become a resident alien for tax purposes if his or her stay in the United States exceeds 5 calendar years. However, paragraph 2 of the first Protocol to the U.S.-China treaty (dated April 30, 1984) allows the provisions of Article 20 to continue to apply even after the Chinese student becomes a resident alien of the United States. A Chinese student who qualifies for this exception (under paragraph 2 of the first protocol) and is relying on this exception to claim an exemption from tax on his or her scholarship or fellowship income would attach to Form W-9 a statement that includes the information described above to support that exemption.

If you are a nonresident alien or a foreign entity not subject to backup withholding, give the requester the appropriate completed Form W-8.

What is backup withholding? Persons making certain payments to you must under certain conditions withhold and pay to the IRS 28% of such payments. This is called "backup withholding." Payments that may be subject to backup withholding include interest, tax-exempt interest, dividends, broker and barter exchange transactions, rents, royalties, nonemployee pay, and certain payments from fishing boat operators. Real estate transactions are not subject to backup withholding.

You will not be subject to backup withholding on payments you receive if you give the requester your correct TIN, make the proper certifications, and report all your taxable interest and dividends on your tax return.

Payments you receive will be subject to backup withholding if:

1. You do not furnish your TIN to the requester,
2. You do not certify your TIN when required (see the Part II instructions on page 3 for details),
3. The IRS tells the requester that you furnished an incorrect TIN.

4. The IRS tells you that you are subject to backup withholding because you did not report all your interest and dividends on your tax return (for reportable interest and dividends only), or

5. You do not certify to the requester that you are not subject to backup withholding under 4 above (for reportable interest and dividend accounts opened after 1983 only).

Certain payees and payments are exempt from backup withholding. See the instructions below and the separate instructions for the Requester of Form W-9.

Also see *Special rules for partnerships* on page 1.

Penalties

Failure to furnish TIN. If you fail to furnish your correct TIN to a requester, you are subject to a penalty of \$50 for each such failure unless your failure is due to reasonable cause and not to willful neglect.

Civil penalty for false information with respect to withholding. If you make a false statement with no reasonable basis that results in no backup withholding, you are subject to a \$500 penalty.

Criminal penalty for falsifying information. Willfully falsifying certifications or affirmations may subject you to criminal penalties including fines and/or imprisonment.

Misuse of TINs. If the requester discloses or uses TINs in violation of federal law, the requester may be subject to civil and criminal penalties.

Specific Instructions

Name

If you are an individual, you must generally enter the name shown on your income tax return. However, if you have changed your last name, for instance, due to marriage without informing the Social Security Administration of the name change, enter your first name, the last name shown on your social security card, and your new last name.

If the account is in joint names, list first, and then circle, the name of the person or entity whose number you entered in Part I of the form.

Sole proprietor. Enter your individual name as shown on your income tax return on the "Name" line. You may enter your business, trade, or "doing business as (DBA)" name on the "Business name" line.

Limited liability company (LLC). Check the "Limited liability company" box only and enter the appropriate code for the tax classification ("D" for disregarded entity, "C" for corporation, "P" for partnership) in the space provided.

For a single-member LLC (including a foreign LLC with a domestic owner) that is disregarded as an entity separate from its owner under Regulations section 301.7701-3, enter the owner's name on the "Name" line. Enter the LLC's name on the "Business name" line.

For an LLC classified as a partnership or a corporation, enter the LLC's name on the "Name" line and any business, trade, or DBA name on the "Business name" line.

Other entities. Enter your business name as shown on required federal tax documents on the "Name" line. This name should match the name shown on the charter or other legal document creating the entity. You may enter any business, trade, or DBA name on the "Business name" line.

Note. You are requested to check the appropriate box for your status (individual/sole proprietor, corporation, etc.).

Exempt Payee

If you are exempt from backup withholding, enter your name as described above and check the appropriate box for your status, then check the "Exempt payee" box in the line following the business name, sign and date the form.

Generally, individuals (including sole proprietors) are not exempt from backup withholding. Corporations are exempt from backup withholding for certain payments, such as interest and dividends.

Note. If you are exempt from backup withholding, you should still complete this form to avoid possible erroneous backup withholding.

The following payees are exempt from backup withholding:

1. An organization exempt from tax under section 501(a), any IRA, or a custodial account under section 403(b)(7) if the account satisfies the requirements of section 401(f)(2),
 2. The United States or any of its agencies or instrumentalities,
 3. A state, the District of Columbia, a possession of the United States, or any of their political subdivisions or instrumentalities,
 4. A foreign government or any of its political subdivisions, agencies, or instrumentalities, or
 5. An international organization or any of its agencies or instrumentalities,
- Other payees that may be exempt from backup withholding include:
6. A corporation,
 7. A foreign central bank of issue,
 8. A dealer in securities or commodities required to register in the United States, the District of Columbia, or a possession of the United States,
 9. A futures commission merchant registered with the Commodity Futures Trading Commission,
 10. A real estate investment trust,
 11. An entity registered at all times during the tax year under the Investment Company Act of 1940,
 12. A common trust fund operated by a bank under section 584(a),
 13. A financial institution,
 14. A middleman known in the investment community as a nominee or custodian, or
 15. A trust exempt from tax under section 664 or described in section 4947.

The chart below shows types of payments that may be exempt from backup withholding. The chart applies to the exempt payees listed above, 1 through 15.

IF the payment is for . . .	THEN the payment is exempt for . . .
Interest and dividend payments	All exempt payees except for 9
Broker transactions	Exempt payees 1 through 13. Also, a person registered under the Investment Advisers Act of 1940 who regularly acts as a broker
Barter exchange transactions and patronage dividends	Exempt payees 1 through 5
Payments over \$600 required to be reported and direct sales over \$5,000 ¹	Generally, exempt payees 1 through 7 ²

¹See Form 1099-MISC, Miscellaneous Income, and its instructions.

²However, the following payments made to a corporation (including gross proceeds paid to an attorney under section 6045(f), even if the attorney is a corporation) and reportable on Form 1099-MISC are not exempt from backup withholding: medical and health care payments, attorneys' fees, and payments for services paid by a federal executive agency.

Part I. Taxpayer Identification Number (TIN)

Enter your TIN in the appropriate box. If you are a resident alien and you do not have and are not eligible to get an SSN, your TIN is your IRS individual taxpayer identification number (ITIN). Enter it in the social security number box. If you do not have an ITIN, see *How to get a TIN* below.

If you are a sole proprietor and you have an EIN, you may enter either your SSN or EIN. However, the IRS prefers that you use your SSN.

If you are a single-member LLC that is disregarded as an entity separate from its owner (see *Limited liability company (LLC)* on page 2), enter the owner's SSN (or EIN, if the owner has one). Do not enter the disregarded entity's EIN. If the LLC is classified as a corporation or partnership, enter the entity's EIN.

Note. See the chart on page 4 for further clarification of name and TIN combinations.

How to get a TIN. If you do not have a TIN, apply for one immediately. To apply for an SSN, get Form SS-5, Application for a Social Security Card, from your local Social Security Administration office or get this form online at www.ssa.gov. You may also get this form by calling 1-800-772-1213. Use Form W-7, Application for IRS Individual Taxpayer Identification Number, to apply for an ITIN, or Form SS-4, Application for Employer Identification Number, to apply for an EIN. You can apply for an EIN online by accessing the IRS website at www.irs.gov/businesses and clicking on Employer Identification Number (EIN) under Starting a Business. You can get Forms W-7 and SS-4 from the IRS by visiting www.irs.gov or by calling 1-800-TAX-FORM (1-800-829-3676).

If you are asked to complete Form W-9 but do not have a TIN, write "Applied For" in the space for the TIN, sign and date the form, and give it to the requester. For interest and dividend payments, and certain payments made with respect to readily tradable instruments, generally you will have 60 days to get a TIN and give it to the requester before you are subject to backup withholding on payments. The 60-day rule does not apply to other types of payments. You will be subject to backup withholding on all such payments until you provide your TIN to the requester.

Note. Entering "Applied For" means that you have already applied for a TIN or that you intend to apply for one soon.

Caution: A disregarded domestic entity that has a foreign owner must use the appropriate Form W-8.

Part II. Certification

To establish to the withholding agent that you are a U.S. person, or resident alien, sign Form W-9. You may be requested to sign by the withholding agent even if items 1, 4, and 5 below indicate otherwise.

For a joint account, only the person whose TIN is shown in Part I should sign (when required). Exempt payees, see *Exempt Payee* on page 2.

Signature requirements. Complete the certification as indicated in 1 through 5 below.

1. Interest, dividend, and barter exchange accounts opened before 1984 and broker accounts considered active during 1983. You must give your correct TIN, but you do not have to sign the certification.

2. Interest, dividend, broker, and barter exchange accounts opened after 1983 and broker accounts considered inactive during 1983. You must sign the certification or backup withholding will apply. If you are subject to backup withholding and you are merely providing your correct TIN to the requester, you must cross out item 2 in the certification before signing the form.

Exhibit C

3. Real estate transactions. You must sign the certification. You may cross out Item 2 of the certification.

4. Other payments. You must give your correct TIN, but you do not have to sign the certification unless you have been notified that you have previously given an incorrect TIN. "Other payments" include payments made in the course of the requester's trade or business for rents, royalties, goods (other than bills for merchandise), medical and health care services (including payments to corporations), payments to a nonemployee for services, payments to certain fishing boat crew members and fishermen, and gross proceeds paid to attorneys (including payments to corporations).

5. Mortgage interest paid by you, acquisition or abandonment of secured property, cancellation of debt, qualified tuition program payments (under section 529), IRA, Coverdell ESA, Archer MSA or HSA contributions or distributions, and pension distributions. You must give your correct TIN, but you do not have to sign the certification.

Secure Your Tax Records from Identity Theft

~~Identity theft occurs when someone uses your personal information such as your name, social security number (SSN), or other identifying information, without your permission, to commit fraud or other crimes. An identity thief may use your SSN to get a job or may file a tax return using your SSN to receive a refund.~~

To reduce your risk:

- Protect your SSN,
- Ensure your employer is protecting your SSN; and
- Be careful when choosing a tax preparer.

Call the IRS at 1-800-829-1040 if you think your identity has been used inappropriately for tax purposes.

Victims of identity theft who are experiencing economic harm or a system problem, or are seeking help in resolving tax problems that have not been resolved through normal channels, may be eligible for Taxpayer Advocate Service (TAS) assistance. You can reach TAS by calling the TAS toll-free case intake line at 1-877-777-4778 or TTY/TDD 1-800-829-4059.

Protect yourself from suspicious emails or phishing schemes. Phishing is the creation and use of email and websites designed to mimic legitimate business emails and websites. The most common act is sending an email to a user falsely claiming to be an established legitimate enterprise in an attempt to scam the user into surrendering private information that will be used for identity theft.

The IRS does not initiate contacts with taxpayers via emails. Also, the IRS does not request personal detailed information through email or ask taxpayers for the PIN numbers, passwords, or similar secret access information for their credit card, bank, or other financial accounts.

If you receive an unsolicited email claiming to be from the IRS, forward this message to phishing@irs.gov. You may also report misuse of the IRS name, logo, or other IRS personal property to the Treasury Inspector General for Tax Administration at 1-800-366-4484. You can forward suspicious emails to the Federal Trade Commission at spam@uce.gov or contact them at www.consumer.gov/idtheft or 1-877-IDTHEFT(438-4338).

Visit the IRS website at www.irs.gov to learn more about identity theft and how to reduce your risk.

What Name and Number To Give the Requester

For this type of account:	Give name and SSN of:
1. Individual	The individual
2. Two or more individuals (joint account)	The actual owner of the account or, if combined funds, the first individual on the account ¹
3. Custodian account of a minor (Uniform Gift to Minors Act)	The minor ²
4. a. The usual revocable savings trust (grantor is also trustee)	The grantor-trustee ³
b. So-called trust account that is not a legal or valid trust under state law	The actual owner ³
5. Sole proprietorship or disregarded entity owned by an individual	The owner ³
For this type of account:	Give name and EIN of:
6. Disregarded entity not owned by an individual	The owner
7. A valid trust, estate, or pension trust	Legal entity ³
8. Corporate or LLC electing corporate status on Form 8832	The corporation
9. Association, club, religious, charitable, educational, or other tax-exempt organization	The organization
10. Partnership or multi-member LLC	The partnership
11. A broker or registered nominee	The broker or nominee
12. Account with the Department of Agriculture in the name of a public entity (such as a state or local government, school district, or prison) that receives agricultural program payments	The public entity

¹ List first and circle the name of the person whose number you furnish. If only one person on a joint account has an SSN, that person's number must be furnished.

² Circle the minor's name and furnish the minor's SSN.

³ You must show your individual name and you may also enter your business or "DBA" name on the second name line. You may use either your SSN or EIN (if you have one), but the IRS encourages you to use your SSN.

⁴ List first and circle the name of the trust, estate, or pension trust. (Do not furnish the TIN of the personal representative or trustee unless the legal entity itself is not designated in the account info.) Also see *Special rules for partnerships* on page 1.

Note. If no name is circled when more than one name is listed, the number will be considered to be that of the first name listed.

Exhibit D

OMB Approval No. 0343-0042

ASSURANCES — CONSTRUCTION PROGRAMS

Note: Certain of these assurances may not be applicable to your project or program. If you have questions, please contact the Awarding Agency. Further, certain federal assistance awarding agencies may require applicants to certify to additional assurances. If such is the case, you will be notified.

As the duly authorized representative of the applicant I certify that the applicant:

1. Has the legal authority to apply for Federal assistance, and the institutional, managerial and financial capability (including funds sufficient to pay the non-Federal share of project costs) to ensure proper planning, management and completion of the project described in this application.
2. Will give the awarding agency, the Comptroller General of the United States, and if appropriate, the State, through any authorized representative, access to and the right to examine all records, books, papers, or documents related to the assistance; and will establish a proper accounting system in accordance with generally accepted accounting standards or agency directives.
3. Will not dispose of, modify the use of, or change the terms of the real property title, or other interest in the site and facilities without permission and instructions from the awarding agency. Will record the Federal interest in the title of real property in accordance with awarding agency directives and will include a covenant in the title of real property acquired in whole or in part with Federal assistance funds to assure nondiscrimination during the useful life of the project.
4. Will comply with the requirements of the assistance awarding agency with regard to the drafting, review and approval of construction plans and specifications.
5. Will provide and maintain competent and adequate engineering supervision at the construction site to ensure that the complete work conforms with the approved plans and specifications and will furnish progress reports and such other information as may be required by the assistance awarding agency or State.
6. Will initiate and complete the work within the applicable time frame after receipt of approval of the awarding agency.
7. Will establish safeguards to prohibit employees from using their positions for a purpose that constitutes or presents the appearance of personal or organizational conflict of interest, or personal gain.
8. Will comply with the Intergovernmental Personnel Act of 1970 (42 U.S.C. §§ 4728-4763) relating to prescribed standards for merit systems for programs funded under one of the nineteen statutes or regulations specified in Appendix A of OPM's Standards for a Merit System of Personnel Administration (5 C.F.R. 900, Subpart F).
9. Will comply with the Lead-Based Paint Poisoning Prevention Act (42 U.S.C. §§ 4801 et seq.) which prohibits the use of lead based paint in construction or rehabilitation of residence structures.
10. Will comply with all Federal statutes relating to nondiscrimination. These include but are not limited to: (a) Title VI of the Civil Rights Act of 1964 (P.L. 88-352) which prohibits discrimination on the basis of race, color or national origin; (b) Title IX of the Education Amendments of 1972, as amended (20 U.S.C. §§ 1681-1683, and 1685-1686), which prohibits discrimination on the basis of sex; (c) Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. § 794), which prohibit discrimination on the basis of handicaps; (d) the Age Discrimination Act of 1975, as amended (42 U.S.C. §§ 6101-6107), which prohibits discrimination on the basis of age; (e) the Drug Abuse Office and Treatment Act of 1972 (P.L. 92-255), as amended, relating to nondiscrimination on the basis of drug abuse; (f) the Comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment and Rehabilitation Act of 1970 (P.L. 91-616), as amended, relating to nondiscrimination on the basis of alcohol abuse or alcoholism; (g) §§ 523 and 527 of the Public Health Service Act of 1912 (42 U.S.C. 290 dd-3 and 290 ee-3), as amended, relating to confidentiality of alcohol and drug abuse patient records; (h) Title VIII of the Civil Rights Act of 1968 (42 U.S.C. § 3601 et seq.), as amended, relating to non-discrimination in the sale, rental or financing of housing; (i) any other nondiscrimination provisions in the specific statute(s) under which application for Federal assistance is being made; and (j) the requirements of any other nondiscrimination statute(s) which may apply to the application.

Exhibit D

11. Will comply, or has already complied, with the requirements of Titles II and III of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (P.L. 91-646) which provide for fair and equitable treatment of persons displaced or whose property is acquired as a result of Federal or federally assisted programs. These requirements apply to all interests in real property acquired for project purposes regardless of Federal participation in purchases.
12. Will comply with the provisions of the Hatch Act (5 U.S.C. §§ 1501-1508 and 7324-7328) which limit the political activities of employees whose principal employment activities are funded in whole or in part with Federal funds.
13. Will comply, as applicable, with the provisions of the Davis-Bacon Act (40 U.S.C. §§ 276a to 276a 7), the Copeland Act (40 U.S.C. § 276c and 18 U.S.C. §§ 874), and the Contract Work Hours and Safety Standards Act (40 U.S.C. §§ 327-333) regarding labor standards for federally assisted construction subagreements.
14. Will comply with flood insurance purchase requirements of Section 102(a) of the Flood Disaster Protection Act of 1973 (P.L. 93234) which requires recipients in a special flood hazard area to participate in the program and to purchase flood insurance if the total cost of insurable construction and acquisition is \$10,000 or more.
15. Will comply with environmental standards which may be prescribed pursuant to the following: (a) institution of environmental quality control measures under the National Environmental Policy Act of 1969 (P.L. 91-190) and Executive Order (EO) 11514; (b) notification of violating facilities pursuant to EO 11738; (c) protection of wetlands pursuant to EO 11990; (d) evaluation of flood hazards in floodplains in accordance with EO 11988; (e) assurance of project consistency with the approved State management program developed under the Coastal Zone Management Act of 1972 (16 U.S.C. §§ 1451 et seq.); (f) conformity of Federal actions to State (Clear Air) Implementation Plans under Section 176(c) of the Clear Air Act of 1955, as amended (42 U.S.C. § 7401 et seq.); (g) protection of underground sources of drinking water under the Safe Drinking Water Act of 1974, as amended, (P.L. 93-523); and (h) protection of endangered species under the Endangered Species Act of 1973, as amended, (P.L. 93-205).
16. Will comply with the Wild and Scenic Rivers Act of 1968 (16 U.S.C. §§ 1271 et seq.) related to protecting components or potential components of the national wild and scenic rivers system.
17. Will assist the awarding agency in assuring compliance with Section 106 of the National Historic Preservation Act of 1966, as amended (16 U.S.C. 470), EO 11593 (identification and preservation of historic properties), and the Archaeological and Historic Preservation Act of 1974 (16 U.S.C. 469a-1 et seq.).
18. Will cause to be performed the required financial and compliance audits in accordance with the Single Audit Act of 1984.
19. Will comply with all applicable requirements of all other Federal laws, Executive Orders, regulations and policies governing this program.



U.S. DEPARTMENT OF JUSTICE
OFFICE OF JUSTICE PROGRAMS
OFFICE OF THE COMPTROLLER

Applicants should refer to the regulations cited below to determine the certification to which they are required to attest. Applicants should also review the instructions for certification included in the regulations before completing this form. Signature of this form provides for compliance with certification requirements under 28 CFR Part 69, "New Restrictions on Lobbying" and 28 CFR Part 67, "Government-wide Debarment and Suspension (Nonprocurement) and Government-wide Requirements for Drug-Free Workplace (Grants)." The certifications shall be treated as a material representation of fact upon which reliance will be placed when the Department of Justice determines to award the covered transaction, grant, or cooperative agreement.

1. LOBBYING

As required by Section 1352, Title 31 of the U.S. Code, and implemented at 28 CFR Part 69, for persons entering into a grant or cooperative agreement over \$100,000, as defined at 28 CFR Part 69, the applicant certifies that:

(a) No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the making of any Federal grant, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal grant or cooperative agreement;

(b) If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal grant or cooperative agreement, the undersigned shall complete and submit Standard Form - LLL, "Disclosure of Lobbying Activities," in accordance with its instructions;

(c) The undersigned shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subgrants, contracts under grants and cooperative agreements, and subcontracts) and that all subrecipients shall certify and disclose accordingly.

2. DEBARMENT, SUSPENSION, AND OTHER RESPONSIBILITY MATTERS (DIRECT RECIPIENT)

As required by Executive Order 12549, Debarment and Suspension, and implemented at 28 CFR Part 67, for prospective participants in primary covered transactions, as defined at 28 CFR Part 67, Section 67.510—

A. The applicant certifies that it and its principals:

(a) Are not presently debarred, suspended, proposed for debarment, declared ineligible, sentenced to a denial of Federal benefits by a State or Federal court, or voluntarily excluded from covered transactions by any Federal department or agency;

(b) Have not within a three-year period preceding this application been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a

public (Federal, State, or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property;

(c) Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (Federal, State, or local) with commission of any of the offenses enumerated in paragraph (1)(b) of this certification; and

(d) Have not within a three-year period preceding this application had one or more public transactions (Federal, State, or local) terminated for cause or default; and

B. Where the applicant is unable to certify to any of the statements in this certification, he or she shall attach an explanation to this application.

3. DRUG-FREE WORKPLACE (GRANTEES OTHER THAN INDIVIDUALS)

As required by the Drug-Free Workplace Act of 1988, and implemented at 28 CFR Part 67, Subpart F, for grantees, as defined at 28 CFR Part 67 Sections 67.615 and 67.620—

A. The applicant certifies that it will or will continue to provide a drug-free workplace by:

(a) Publishing a statement notifying employees that the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance is prohibited in the grantee's workplace and specifying the actions that will be taken against employees for violation of such prohibition;

(b) Establishing an on-going drug-free awareness program to inform employees about—

(1) The dangers of drug abuse in the workplace;

(2) The grantee's policy of maintaining a drug-free workplace;

(3) Any available drug counseling, rehabilitation, and employee assistance programs; and

(4) The penalties that may be imposed upon employees for drug abuse violations occurring in the workplace;

(c) Making it a requirement that each employee to be engaged in the performance of the grant be given a copy of the statement required by paragraph (a);

(d) Notifying the employee in the statement required by paragraph (a) that, as a condition of employment under the grant, the employee will—

(1) Abide by the terms of the statement; and

(2) Notify the employer in writing of his or her conviction for a violation of a criminal drug statute occurring in the workplace no later than five calendar days after such conviction;

(e) Notifying the agency, in writing, within 10 calendar days after receiving notice under subparagraph (d)(2) from an employee or otherwise receiving actual notice of such conviction. Employers of convicted employees must provide notice, including position title, to: Department of Justice, Office of Justice Programs, ATTN: Control Desk, 633 Indiana Avenue, N.W., Washington, D.C. 20531. Notice shall include the identification number(s) of each affected grant;

(f) Taking one of the following actions, within 30 calendar days of receiving notice under subparagraph (d)(2), with respect to any employee who is so convicted—

(1) Taking appropriate personnel action against such an employee, up to and including termination, consistent with the requirements of the Rehabilitation Act of 1973, as amended; or

(2) Requiring such employee to participate satisfactorily in a drug abuse assistance or rehabilitation program approved for such purposes by a Federal, State, or local health, law enforcement, or other appropriate agency;

(g) Making a good faith effort to continue to maintain a drug-free workplace through implementation of paragraphs (a), (b), (c), (d), (e), and (f).

B. The grantee may insert in the space provided below the site(s) for the performance of work done in connection with the specific grant:

Place of Performance (Street address, city, county, state, zip code)

Check if there are workplaces on file that are not identified here.

Section 67, 630 of the regulations provides that a grantee that is a State may elect to make one certification in each Federal fiscal year. A copy of which should be included with each application for Department of Justice funding. States and State agencies may elect to use OJP Form 4061/7.

Check if the State has elected to complete OJP Form 4061/7.

**DRUG-FREE WORKPLACE
(GRANTEES WHO ARE INDIVIDUALS)**

As required by the Drug-Free Workplace Act of 1988, and implemented at 28 CFR Part 67, Subpart F, for grantees, as defined at 28 CFR Part 67; Sections 67.615 and 67.620—

A. As a condition of the grant, I certify that I will not engage in the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance in conducting any activity with the grant; and

B. If convicted of a criminal drug offense resulting from a violation occurring during the conduct of any grant activity, I will report the conviction, in writing, within 10 calendar days of the conviction, to: Department of Justice, Office of Justice Programs, ATTN: Control Desk, 633 Indiana Avenue, N.W., Washington, D.C. 20531.

As the duly authorized representative of the applicant, I hereby certify that the applicant will comply with the above certifications.

1. Grantee Name and Address: Borough of West Wildwood
701 W. Glenwood Ave
West Wildwood NJ 08260

Borough of West Wildwood Hazard Mitigation Grant

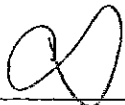
21-6001353

2. Application Number and/or Project Name

3. Grantee IRS/Vendor Number

Christopher Fox Mayor

4. Typed Name and Title of Authorized Representative



5. Signature

8/2/13

6. Date

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

RESOLUTION 2013-082

**AUTHORIZING THE REFUND OF OVERPAYMENT OF PROPERTY TAX
AND UTILITY PAYMENTS**

WHEREAS, the property owners listed below tendered excess utility and real estate tax payments to the Borough of West Wildwood Utility and Tax Collector as indicated below; and

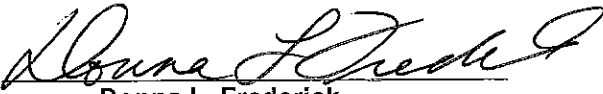
WHEREAS, the excess utility and tax payments need to be refunded.

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners of the Borough of West Wildwood, Cape May County, New Jersey that the Acting Chief Financial Officer is hereby authorized to make the following payments in the amount indicated; as follows:

OWNER	BLOCK	LOT	AMOUNT	TAX/SEWER
Kimmel, Michael J & Brank, Jennifer Refund to: Title Company of Jersey 1501 Tilton Rd Northfield, NJ 08225 Attn: Patricia Harris	117	5	\$77.21	Sewer

	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 **August 2, 2013**.


Donna L. Frederick
Acting Municipal Clerk

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

RESOLUTION 2013-083

**AUTHORIZING THE APPOINTMENT OF FIRE-POLICE FOR THE BOROUGH
OF WEST WILDWOOD**

WHEREAS, pursuant to N.J.S.A. 15:8-4, any duly organized volunteer fire company may provide for the appointment of certain members to perform certain police duties at fire and fire drills, special events, or when requested by the Borough of West Wildwood, West Wildwood Vol. Fire Company, or the West Wildwood Police Department.

WHEREAS, the Borough of West Wildwood with the recommendation of the West Wildwood Vol. Fire Company have appointed the following individuals as Fire-Police.

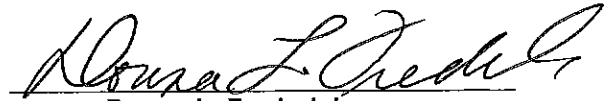
West Wildwood Vol. Fire Company
Robert Feltwell
Carl O' Hala
Ronald Mc Gowan Jr.

WHEREAS, the aforementioned persons have successfully completed the required training course and copies of the completion certificates are attached to this resolution.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of West Wildwood, County of Cape May, New Jersey that Robert Feltwell, Carl O'Hala and Ronald McGowan, Jr. are hereby appointed as Fire Police for the Borough of West Wildwood.

	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 **August 2, 2013**.


Donna L. Frederick
Acting Municipal Clerk

*The County of Cape May, NJ
Fire Academy*

This certificate certifies that

Ronald G. McGowan

has successfully completed a specialized course of instruction in

NJ Fire/Police Training R1FP2 - 0307



Conrad Johnson

Conrad Johnson, Fire Marshal

3/23/13

Date

*The County of Cape May, NJ
Fire Academy*


This certificate certifies that

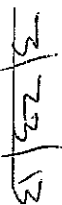
Robert W. Feltwell

has successfully completed a specialized course of instruction in

NJ Fire/Police Training R1FP2 ~ 0307




Conrad Johnson, Fire Marshal


Date

The County of Cape May, NJ Fire Academy

This certificate certifies that

Carl O'Hara

has successfully completed a specialized course of instruction in

NJ Fire/Police Training R1FP2 - 0307



Conrad Johnson

Conrad Johnson, Fire Marshal

Date

3/23/13

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

RESOLUTION 2013-084

**AUTHORIZING PURCHASES WITH VENDORS WHO ARE
UNDER CURRENT N.J. STATE CONTRACTS**

WHEREAS, the Borough of West Wildwood routinely purchase certain supplies and equipment; and

WHEREAS, certain vendors have been awarded State Contracts, through an open and competitive bidding process through the State of New Jersey and hold a valid State Contract which allows the Borough of West Wildwood to purchase from those vendors without going to bid, saving the taxpayers money.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Borough of West Wildwood, County of Cape May, New Jersey, that the Borough hereby authorizes purchases with vendors holding current State Contracts pursuant to the Laws of the State of New Jersey:

	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 **August 2, 2013**.



Donna L. Frederick
Acting Municipal Clerk

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

RESOLUTION 2013-085

AUTHORIZING THE APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT CONTRACT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE POPLAR AVENUE ROADWAY RECONSTRUCTION PROJECT HEREBY IDENTIFIED AS MA-2014-WEST WILDWOOD BOROUGH-00036

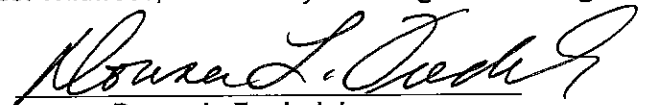
WHEREAS, the Board of Commissioners of the Borough of West Wildwood, formally approve the grant application for the New Jersey Department of Transportation Poplar Avenue Roadway Reconstruction Project.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as MA-2014-West Wildwood Borough-00036 to the New Jersey Department of Transportation on behalf of the Borough of West Wildwood.

BE IT FURTHER RESOLVED, that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the Borough of West Wildwood and that their signature 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 **August 2, 2013**.



Donna L. Frederick
Acting Municipal Clerk

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

RESOLUTION 2013-086

**APPOINTING DAVID J. DANIELS FROM CLASS II OFFICER
TO FULL TIME PATROLMAN ON THE
WEST WILDWOOD POLICE DEPARTMENT**

WHEREAS, it has been determined by the Director of Public Safety, in consultation with the Chief of Police, that there is a need to hire a full time patrolman; and

WHEREAS, the Ordinances of the Borough of West Wildwood establish the full time position of patrolman; and

WHEREAS, David J. Daniels is currently employed by the West Wildwood Police Department as a Class II Officer and has demonstrated his skills and abilities while employed with the Department; and

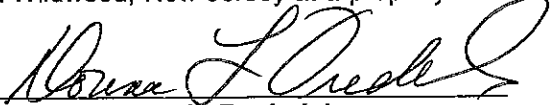
WHEREAS, it is deemed in the best interest of the Borough to appoint David J. Daniels to full time patrolman.

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners, of the Borough of West Wildwood, County of Cape May, New Jersey, that David J. Daniels be and is hereby appointed as a full time patrolman for the West Wildwood Police Department.

BE IT FURTHER RESOLVED that a Patrolman David J. Daniels be and is hereby authorized to carryout all of the duties, functions and responsibilities of patrolman as allowed by New Jersey Statutes, Titles and Ordinances and Resolutions of the Borough of West Wildwood, New Jersey.

	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 properly advertised **Re-Scheduled Workshop Meeting** held on **August 28, 2013**.


Donna L. Frederick
Acting Municipal Clerk

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

RESOLUTION 2013-087

**A RESOLUTION AUTHORIZING A SHARED SERVICES AGREEMENT BETWEEN THE
BOROUGH OF WEST WILDWOOD AND THE CITY OF WILDWOOD
FOR THE PURPOSE OF UTILIZING THEIR FUELING STATION**

WHEREAS, N.J.S.A. 40:8A:1 et seq. the Inter-local Services Act, authorized municipalities to enter into Agreements with other municipalities for the joint provisions within their jurisdictions of services which any of the parties on whose behalf such services are to be performed may legally perform for itself; and

WHEREAS, it is the desire of the Board of Commissioners of the Borough of West Wildwood to enter into a Shared Services Agreement with the City of Wildwood for the utilization of their fueling station, noting that during an emergency it will be more beneficial to have 24 hour access to fuel; and

WHEREAS, the Commissioners have agreed to pay the City of Wildwood the sum of \$6,500.00 to enter into this agreement, for the term of one (1) year commencing on the day when the fueling station is fully operational.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of West Wildwood, County of Cape May, New Jersey, that they hereby authorize and direct the Deputy Mayor and the Borough Clerk to execute a Shared Services Agreement with the City of Wildwood for said services; and

BE IT FURTHER RESOLVED the Acting CFO has prepared a certification of availability of funds, herein attached; and

BE IT FURTHER RESOLUTED, that the fully executed copy of the shared services agreement be attached to this resolution.

	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 properly advertised rescheduled **Workshop Meeting** held on **August 28, 2013**.


Donna L. Frederick
Acting 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: CITY OF WILDWOOD

FOR: SHARED SERVICES AGREEMENT FOR THE PURPOSE OF UTILIZING THEIR FUELING STATION

IN THE AMOUNT OF: \$6,500.00

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

AMOUNT: \$6,500.00

ACCOUNT(S) 3-09-55-513-000

TOTAL AMOUNT OF CONTACT: \$6,500.00

Amount Certified by this Certification: \$6,500.00

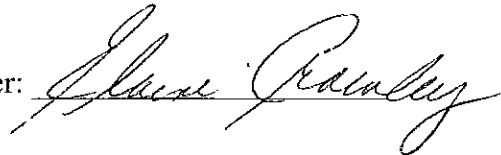
_____ TEMPORARY BUDGET CERTIFICATION @ 25%

 X PERMANENT BUDGET CERTIFICATION @ 100%

_____ CONTINGENCY CERTIFICATION: UPON ADOPTION OF FINAL BUDGET.

Date: August 28, 2013

Acting Chief Financial Officer:



Resolution # 2013-087

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

RESOLUTION 2013-088

**AMEND SHARED SERVICES AGREEMENT WITH TOWNSHIP
OF MIDDLE FOR ANIMAL CONTROL SERVICES**

WHEREAS, a shared services agreement between the Borough of West Wildwood and the Township of Middle for Animal Control Services effective January 1, 2013 through March 31, 2013; and

WHEREAS, on April 5, 2013 the shared services agreement was extended for an additional 90 days, with an expiration date of June 29, 2013, or until such time as amended by resolution; and


WHEREAS, it is the desire of both parties to extend this agreement through December 31, 2013.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Borough of West Wildwood, County of Cape May, New Jersey, that the Township of Middle be and is hereby designated as the provider of Animal Control Services for the Borough of West Wildwood, and that the shared services agreement shall remain in effect until December 31, 2013.

BE IT FURTHER RESOLVED, that a certified copy of this resolution shall be provided to the Township of Middle Municipal Clerk.

	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 6, 2013**.


Donna L. Frederick
Acting Municipal Clerk

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

RESOLUTION 2013-089

**A RESOLUTION AUTHORIZING THE BOROUGH OF WEST WILDWOOD TO ENTER
INTO A BUSINESS ASSOCIATE AGREEMENT REGARDING
HEALTH INSURANCE PORTABILITY AND ACCOUNTABILITY ACT (HIPPA)**

WHEREAS, the Department of Health and Human Services ("HHS") has promulgated regulation at 45 C.F.R. Parts 160-164, implementing the privacy and electronic security requirements set forth in the Administrative Simplification provisions of the Health Insurance and Portability and Accountability Act of 1996, Public Law 104-191, as amended by American Recovery and Reinvestment Act of 2009 (P.L. 111-5, ARRA) ("HIPPA");

WHEREAS, this Business Associate Agreement between The Borough of West Wildwood on behalf of Delta Dental of New Jersey, Inc., Dental PPO (hereinafter "Covered Entity") and March & McLennan Agency LLC (hereinafter "Business Associate"); and

WHEREAS, Business Associate acknowledges that certain provisions of HIPPA have been amended in ways directly regulate Business Associate's obligations and activities with respect to PHI; and

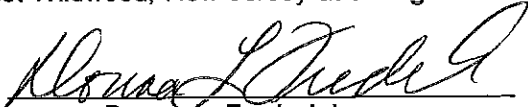
WHEREAS, Business Associate will create, receive, maintain or transmit certain Protected Health Information in conjunction with the services being provided by Business Associate to Covered Entity, thus necessitating a written agreement that meets the applicable requirements of HIPPA. Both parties have mutually agreed to satisfy the foregoing regulatory requirements through this agreement.

NOW, THEREFORE BE IT RESOLVED, that the Board of Commissioners of the Borough of West Wildwood, County of Cape May, New Jersey hereby authorize the Mayor to enter into the Business Associate Agreement on behalf of the Borough of West Wildwood.

BE IT FURTHER RESOLVED, that an executed copy of the Business Associate Agreement be attached to this resolution.

	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 6, 2013**.


Donna L. Frederick
Acting Municipal Clerk

Health Insurance Portability and Accountability Act (HIPAA)
BUSINESS ASSOCIATE AGREEMENT

Business Associate Agreement (the "Agreement") is made and entered into as of the 24 day of Feb, 2013 (hereinafter the "Date") by and between West Wildwood Borough, on behalf of Delta Dental New Jersey, Inc. Dental PPO (hereinafter "Covered Entity"), and **Marsh & McLennan Agency LLC** (hereinafter "Business Associate").

Recitals

WHEREAS, the Department of Health and Human Services ("HHS") has promulgated regulations at 45 C.F.R. Parts 160-164, implementing the privacy and electronic security requirements set forth in the Administrative Simplification provisions of the Health Insurance Portability and Accountability Act of 1996, Public Law 104-191, as amended by American Recovery and Reinvestment Act of 2009 (P.L. 111-5, ARRA) ("HIPAA");

WHEREAS, Business Associate acknowledges that certain provisions of HIPAA have been amended in ways that directly regulate Business Associate's obligations and activities with respect to PHI;

WHEREAS, HIPAA provides, among other things, that Covered Entity is permitted to disclose Protected Health Information (as defined below) to Business Associate and allow Business Associate to obtain and receive Protected Health Information, if Covered Entity obtains satisfactory assurances in the form of a written contract that Business Associate will appropriately safeguard the Protected Health Information; and

WHEREAS, Business Associate will create, receive, maintain or transmit certain Protected Health Information in conjunction with the services being provided by Business Associate to Covered Entity, thus necessitating a written agreement that meets the applicable requirements of HIPAA. Both parties have mutually agreed to satisfy the foregoing regulatory requirements through this Agreement.

NOW THEREFORE, Covered Entity and Business Associate agree as follows:

1. Definitions: Applicability.

(a) All terms not defined herein shall have the meaning ascribed to them in HIPAA.

(b) This Agreement shall apply only with respect to and to the extent that Business Associate creates, receives, maintains or transmits PHI for or on behalf of Covered Entity.

2. Obligations and Activities of Business Associate

(a) Business Associate agrees to not use or further disclose Protected Health Information other than as permitted or required by this Agreement or as Required by Law.

(b) Business Associate agrees to use commercially reasonable and appropriate safeguards to prevent use or disclosure of the Protected Health Information other than as provided for by this Agreement.

(c) Business Associate agrees to report to Covered Entity any use or disclosure of the Protected Health Information not provided for by this Agreement of which it becomes aware. In event of a Breach of Unsecured PHI by Business Associate or any of its officers, directors, employees, or subcontractors, Business Associate shall promptly notify Covered Entity in accordance with 45 C.F.R. 164.410.

(d) Business Associate and Covered Entity agree to mitigate, to the extent practicable, any harmful effect that is known to it arising out of a use or disclosure of Protected Health Information in violation of the requirements of this Agreement.

(e) Business Associate agrees to ensure that any subcontractors that create, receive, maintain, or transmit Protected Health Information on behalf of Business Associate agrees to substantially similar restrictions and conditions that apply through this Agreement to Business Associate with respect to such information.

(f) Business Associate agrees to provide access to Protected Health Information in a Designated Record Set, in the time and manner Required by Law, to Covered Entity or, as directed by Covered Entity, to an Individual, in order to meet the requirements under 45 C.F.R. 164.524. Business Associate may impose a reasonable cost-based fee for the provision of copies of PHI in a Designated Record Set in accordance with 45 C.F.R. 164.524(c)(4).

(g) Business Associate agrees to make any amendment(s) to Protected Health Information in a Designated Record Set pursuant to 45 C.F.R. 164.526 at the request of Covered Entity or an Individual, and in the time and manner Required by Law.

(h) Business Associate agrees to make internal practices, books, and records relating to the use and disclosure of Protected Health Information received from, or created or received by Business Associate, on behalf of Covered Entity, available to the Secretary, for purposes of the Secretary determining Covered Entity's or Business Associate's compliance with HIPAA.

(i) Business Associate agrees to document such disclosures of Protected Health Information and information related to such disclosures as would be required for Covered Entity to respond to a request by an Individual for an accounting of disclosures of Protected Health Information in accordance with 45 C.F.R. 164.528.

(j) Business Associate agrees to provide to Covered Entity, upon request and in the time and manner Required by Law, an accounting of disclosures of an Individual's Protected Health Information, collected in accordance with Section 2(i) of this Agreement, to permit Covered Entity to respond to a request by an Individual for an accounting of disclosures of Protected Health Information in accordance with 45 C.F.R. 164.528. If Covered Entity requests an accounting of an Individual's Protected Health Information more than once in any twelve (12) month period, Business Associate will impose a reasonable fee for such accounting in accordance with 45 C.F.R. 164.528(c).

(k) Business Associate agrees to comply, where applicable, with Subpart C of 45 CFR Part 164 to maintain the security of the Electronic Protected Health Information and to prevent unauthorized uses or disclosures of such Electronic Protected Health Information. Business Associate shall report to the Covered Entity any Security Incident that results in the unauthorized use or disclosure of Protected Health Information of which it becomes aware.

3. Permitted Uses and Disclosures by Business Associate

(a) Business Associate may use or disclose Protected Health Information to perform its obligations and services to Covered Entity, provided that such use or disclosure would not violate HIPAA if done by Covered Entity.

(b) Business Associate may use Protected Health Information for the proper management and administration of the Business Associate or to carry out the legal responsibilities of the Business Associate or as otherwise permitted by HIPAA.

(c) Business Associate may disclose Protected Health Information for the proper management and administration of the Business Associate, provided that disclosures are Required by Law, or Business Associate obtains reasonable assurances from the person to whom the information is disclosed that it will be held confidential and used or further disclosed only as Required by Law or for the purpose for which it was disclosed

to the person, and the person notifies the Business Associate of any instances of which it is aware in which the confidentiality of the information has been breached.

(d) Business Associate may use Protected Health Information to provide data aggregation services to Covered Entity.

4. Obligations of Covered Entity.

4.1 Provisions for Covered Entity to Inform Business Associate of Privacy Practices and Restrictions

(a) Covered Entity shall provide Business Associate with the notice of privacy practices that Covered Entity produces in accordance with 45 C.F.R. § 164.520, as well as any changes to that notice.

(b) Covered Entity shall provide Business Associate with any changes in, or revocation of, permission by Individual to use or disclose Protected Health Information, if such changes affect Business Associate's permitted or required uses and disclosures.

(c) Covered Entity shall notify Business Associate, in writing, of any restriction to the use or disclosure of Protected Health Information that Covered Entity has agreed to in accordance with 45 C.F.R. § 164.522.

(d) Covered Entity warrants and represents that it shall provide to, or request from, the Business Associate only the minimum Protected Health Information necessary for Business Associate to perform or fulfill a specific function required or permitted hereunder.

(e) If Protected Health Information is transmitted by electronic transfer or sent in physical media by or on behalf of Covered Entity, Covered Entity shall transmit all such Protected Health Information to Business Associate in an encrypted format, to be mutually agreed by the parties.

4.2 Permissible Requests by Covered Entity. Covered Entity represents and warrants that it has the right and authority to disclose Protected Health Information to Business Associate for Business Associate to perform its obligations and provide services to Covered Entity, and Covered Entity shall not request Business Associate to use or disclose Protected Health Information in any manner that would violate HIPAA, other applicable laws or Covered Entity's privacy notice, if done by Covered Entity.

5. Term and Termination

(a) Term. The provisions of this Agreement shall take effect as of the earlier of (i) the Date, or (ii) September 23, 2013 (such date, the "Effective Date"), and shall continue for the term of the Services Agreement.

(b) Termination for Cause. Upon the parties mutual agreement that there has been a material breach by Business Associate which does not arise from any breach by Covered Entity, Covered Entity shall provide an opportunity for Business Associate to cure the breach or end the violation and terminate this Agreement if Business Associate does not cure the breach or end the violation within a mutually agreeable time, or immediately terminate this Agreement if cure of such breach is not possible.

(c) Effect of Termination.

(1) Except as provided in paragraph (2) of this section, upon termination of this Agreement, for any reason, Business Associate shall return or destroy all Protected Health Information received from Covered Entity, or created or received by Business Associate on behalf of Covered Entity. Business Associate shall request, in writing, Protected Health Information that is in the possession of subcontractors of Business Associate.

(2) In the event the Business Associate determines that returning or destroying the Protected Health Information is infeasible, Business Associate shall extend the protection of this Agreement to such Protected Health Information and limit further uses or disclosures to those purposes that make the return or destruction infeasible, for so long as Business Associate maintains such Protected Health Information.

6. Miscellaneous

(a) Regulatory References. A reference in this Agreement to a section in HIPAA means the section as in effect or as amended, and for which compliance is required.

(b) Amendment. Upon the enactment of any law or regulation affecting the use or disclosure of Protected Health Information, or the publication of any decision of a court of the United States or any state relating to any such law or the publication of any interpretive policy or opinion of any governmental agency charged with the enforcement of any such law or regulation, the parties agree to negotiate in good faith to amend the Agreement as necessary to comply with such law or regulation.

(c) Survival. The obligations of Business Associate under section 5(c)(2) of this Agreement shall survive the termination of this Agreement.

(d) Interpretation; Entire Agreement. Any ambiguity in this Agreement shall be resolved in favor of a meaning that permits both parties to comply with HIPAA. This Agreement shall be subject to the terms and conditions of the Services Agreement; provided, however, that in the event of any inconsistency or conflict between this Agreement and any the Services Agreement, the terms, provisions and conditions of this Agreement shall govern and control. This Agreement and the Services Agreement constitute the complete agreement between the parties relating to the matters specified in this Agreement, and supersede all prior representations or agreements, whether oral or written, with respect to such matters.

(e) No third party beneficiary. Nothing express or implied in this Agreement is intended to confer, nor shall anything herein confer, upon any person other than the parties and the respective successors or assigns of the parties, any rights, remedies, obligations, or liabilities whatsoever.

(f) Governing Law. This Agreement shall be governed by and construed in accordance with the laws of the State of New York.

[Signature Page Follows]

IN WITNESS WHEREOF, the parties hereto have executed this Agreement.

West Wildwood Borough,

On behalf of: Delta Dental of New Jersey, Inc. Dental PPO

By: _____



Name: _____

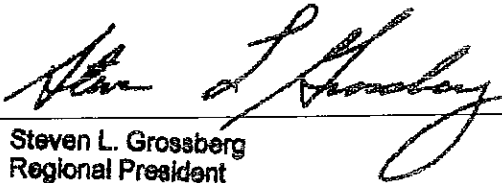
CHRISTOPHER J. FOX

Title: _____

MAYOR

Marsh & McLennan Agency LLC

By: _____



Name: _____

Steven L. Grossberg

Steven L. Grossberg
Regional President
Marsh & McLennan Agency LLC

Title: _____

Regional President & CEO

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

RESOLUTION 2013-090

APPOINTING ACTING MUNICIPAL CLERK

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, and with written permission from the Director of the Division of Local Government Services, in the Department of Community Affairs, the Governing Body may appoint an Acting Clerk for two (2) subsequent one (1) year terms; and

WHEREAS, Donna L. Frederick, CPWM has serve as the Acting Municipal Clerk for the Borough commencing September 1, 2012, and is eligible for re-appointment to another one (1) year term, and the Borough has received written permission from the Director of the Division of Local Government Services for her appointment.

NOW, THEREFORE BE IT RESOLVED, that the Governing Body of the Borough of West Wildwood, County of Cape May, New Jersey, hereby appoint Donna L. Frederick, as Acting Municipal Clerk for a period of one year, effective September 1, 2013.

	Motion	Second	Yes	No	Abstain
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 the Resolution adopted by the Board of Commissioners of the Borough of West Wildwood, New Jersey at a **Regular Meeting** held on **September 6, 2013**.



Donna L. Frederick
Acting Municipal Clerk



State of New Jersey

DEPARTMENT OF COMMUNITY AFFAIRS

101 SOUTH BROAD STREET

PO Box 803

TRENTON, NJ 08625-0803

CHRIS CHRISTIE
Governor

KIM GUADAGNO
Lt. Governor

RICHARD E. CONSTABLE, III
Commissioner

August 27, 2013

The Honorable Christopher J. Fox, Mayor
and Members of the Governing Body
Borough of West Wildwood
P.O. Box 644
701 West Glenwood Avenue
West Wildwood, New Jersey 08260

Dear Mayor Fox and Governing Body Members:

The Division of Local Government Services is in receipt of a request from Mayor Fox, submitted on behalf of the Borough of West Wildwood, that permission be granted to the Borough for a second-year term of an Acting Municipal Clerk. The Borough previously appointed Ms. Donna L. Frederick to this position as of September 1, 2012.

Permission is hereby granted to the Borough of West Wildwood to reappoint Ms. Frederick to a second-year term as Acting Clerk, as of September 1, 2013. Pursuant to N.J.S.A. 40A:9-133c, if the Borough wishes to reappoint Ms. Frederick for a third year as Acting Clerk as of September 1, 2014, it must again request permission from the Division to do so.

Thank you for your attention to this matter. If you have any questions, please contact Daniel Kaminski of my staff at (609) 292-9757.

Sincerely,

Thomas H. Neff, Director
Division of Local Government Services

THN:djk

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

RESOLUTION 2013-091

CHAPTER 159 - INSERTION OF A USDA GRANT IN THE SUM OF \$ 31,500

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by any public or private funding source and the amount thereof shall not have been determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amount; and

WHEREAS, the Borough of West Wildwood is in receipt of \$31,500 from the United States Department of Agriculture Rural Development and wishes to amend its 2013 Municipal Budget to include this amount of revenue.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Borough of West Wildwood, County of Cape May, New Jersey, does hereby request the Director of the Division of Local Government services to approve the insertion of an item of revenue in the municipal budget of the Borough of West Wildwood for the year 2013 in the sum of.....\$31,500.00 which is now available as a revenue from:

Miscellaneous Revenues
Special Items of General Revenue Anticipated with
Prior Written Consent of the Director of the Division
of Local Government Services - Public and Private
Revenues Offset with Appropriations:
United States Department of Agriculture Rural Development
2013 Police Vehicle\$31,500.00

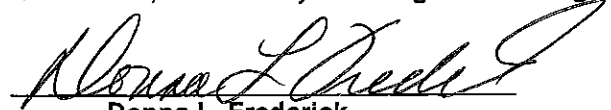
BE IT FURTHER RESOLVED that a like sum of \$31,500.00 be and the same is hereby appropriated under the caption of:

GENERAL APPROPRIATIONS
(a) Operations Excluded from 5% Caps
Public and Private Programs Offset by Revenues:
2013 Police Vehicle

BE IT FURTHER RESOLVED that the Borough Clerk be and is hereby authorized and directed to forward two (2) copies of this Resolution to the Director of the Division of Local Government Services.

	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 6, 2013**.

A handwritten signature in black ink, appearing to read "Donna L. Frederick", written over a horizontal line.

Donna L. Frederick
Acting Municipal Clerk

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

RESOLUTION 2013-092

A RESOLUTION AMENDING RESOLUTION 2013-087 AUTHORIZING A SHARED SERVICES AGREEMENT BETWEEN THE BOROUGH OF WEST WILDWOOD AND THE CITY OF WILDWOOD FOR THE PURPOSE OF UTILIZING THEIR FUELING STATION

WHEREAS, N.J.S.A. 40:8A:1 et seq. the Inter-local Services Act, authorized municipalities to enter into Agreements with other municipalities for the joint provisions within their jurisdictions of services which any of the parties on whose behalf such services are to be performed may legally perform for itself; and

WHEREAS, it is the desire of the Board of Commissioners of the Borough of West Wildwood to enter into a Shared Services Agreement with the City of Wildwood for the utilization of their fueling station, noting that during an emergency it will be more beneficial to have 24 hour access to fuel; and

WHEREAS, the Commissioners have agreed to enter into this agreement, for the term of one (1) year commencing on the day when the fueling station is fully operational.

WHEREAS, the Borough of West Wildwood agrees to pay the sum of \$6,500.00 to EM Grant, Fleet Automation Specialists, 863 Red Wing Lane, Huntingdon Valley, Pa. 19006, for partial costs incurred with the installation of a card/tag reader system.

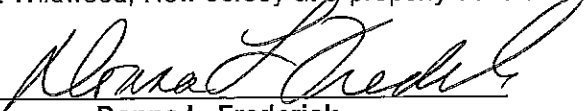
NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of West Wildwood, County of Cape May, New Jersey, that they hereby authorize and direct the Deputy Mayor to execute a Shared Services Agreement with the City of Wildwood for said services; and

BE IT FURTHER RESOLVED the Acting CFO has prepared a certification of availability of funds, herein attached; and

BE IT FURTHER RESOLUTED, that the fully executed copy of the shared services agreement be attached to this resolution.

	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 properly advertised, rescheduled **Regular Meeting** held on **September 6, 2013**.


Donna L. Frederick
Acting Municipal Clerk

**INTER-LOCAL SERVICES AGREEMENT
BETWEEN THE BOROUGH OF WEST WILDWOOD
AND THE CITY OF WILDWOOD PURSUANT TO THE PROVISIONS OF
N.J.S.A. 40:8A-1 ET. SEQ. KNOWN AS THE INTERLOCAL SERVICES ACT**

THIS AGREEMENT dated this 28th day of August, 2013 by and between the Borough of West Wildwood, a Municipal Corporation of the State Of New Jersey, hereinafter referred to as "Borough" and the City of Wildwood, a Municipal Corporation of the State of New Jersey, hereinafter referred to as "City".

WITNESSETH:

WHEREAS, N.J.S.A. 40:8A-3 authorized municipalities to enter into an agreement for the exchange of inter-local services pursuant to the provisions of the statute known as the "Inter-local Services Act"; and

WHEREAS, the governing body has determined that it would be beneficial for the Borough to enter into a shared services agreement with the City to have access to their fueling station, especially during an emergency event, which will allow 24 hour access to fuel; and

WHEREAS, each respective municipality agree as follows:

- A.) The City of Wildwood shall provide 24 hour access to their fueling station for Borough vehicles, including Police, Public Works, and Fire Emergency Vehicles.
- B.) The City of Wildwood will set in place an identification card system for the purpose of properly distinguishing municipal vehicles.
- C.) The City of Wildwood shall maintain an accurate log of fuel consumption and bill the Borough of West Wildwood for same.

WHEREAS, said services will commence for a term of one (1) year, on the day when the fueling station is fully operational; and

WHEREAS, the Borough of West Wildwood agrees to pay the sum of \$6,500.00 to EM Grant, Fleet Automation Specialists, 863 Red Wing Lane, Huntingdon Valley, Pa. 19006, for partial costs incurred with the installation of a card/tag reader system.

THEREFORE, BE IT RESOLVED, that the Mayor and/or Deputy Mayor of both municipalities be, and hereby, are authorized to sign this contract; and

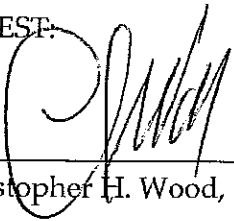
BE IT FURTHER RESOLVED that this Inter-local Services Agreement may be cancelled by either party upon written notification or a 90 day time notification.

BE IT FURTHER RESOLVED, that it is recognized by both parties that the Borough of West Wildwood and the City of Wildwood are self-insured and, as such, both are participants in the Atlantic County Municipal Joint Insurance Fund (JIF) and that final approval of this Contract is subject to acknowledgement by the JIF that the services are provided for in this Contract are insurable by the JIF as to both municipalities with any dispute involving this Agreement which cannot be amicably resolved between the parties shall be adjudicated through binding arbitration; and

IN WITNESS WHEREOF, the parties have hereunto caused their proper officers to sign their respective municipal seals to be affixed hereto on the dates indicated below.

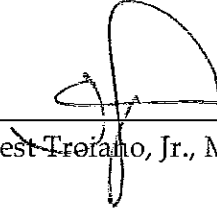
IN WITNESS WEREOF, the parties have set their hands and seals the day and year first above written.

ATTEST:



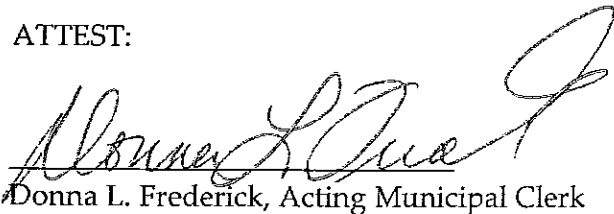
Christopher H. Wood, City Clerk

CITY OF WILDWOOD



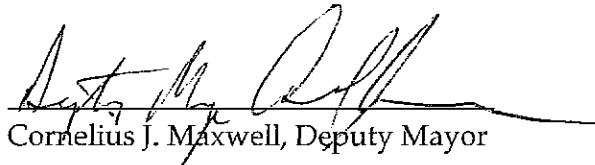
Ernest Troiano, Jr., Mayor

ATTEST:



Donna L. Frederick, Acting Municipal Clerk

BOROUGH OF WEST WILDWOOD



Cornelius J. Maxwell, Deputy Mayor

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

RESOLUTION 2013-093

**A RESOLUTION ACKNOWLEDGING ADDITIONAL MEMBERS IN THE
WEST WILDWOOD VOLUNTEER FIRE COMPANY**

WHEREAS, it has been established in Resolution 2013-021, dated February 1, 2013, that JIF, determined the borough must keep a current roster of all active firefighters, ladies auxiliary members and junior firefighters of the West Wildwood Vol. Fire Company; and

WHEREAS, the Chief of the West Wildwood Vol. Fire Company has provided copies of additional applicants for the Borough to add to the roster; and

WHEREAS, the following two new members are:

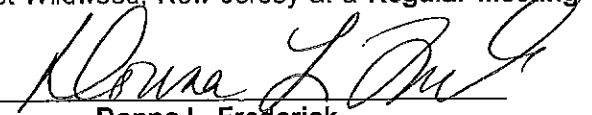
Andrew McNeill, Firefighter, 216 E. Juniper Ave. Wildwood, NJ
Gregory DeCecco, Firefighter, 619 W. Maple Ave., West Wildwood, NJ
Justin Morgan, Junior Firefighter, 337 N.W. 18th Ave., North Wildwood, NJ

NOW, THEREFORE BE IT RESOLVED that the Board of Commissioners of the Borough of West Wildwood, County of Cape May, New Jersey that the Borough acknowledges these members and thank them for their selfless volunteer service on behalf of all of the residents; and

BE IT FURTHER RESOLVED that the clerk will add these additional members to the original roster submitted on February 1, 2013.

	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 6, 2013**


Donna L. Frederick
Acting Municipal Clerk

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

RESOLUTION 2013-094

AMENDING RESOLUTION 2013-034 AUTHORIZING THE AWARDING OF A NON-FAIR AND OPEN CONTRACT FOR PROFESSIONAL SERVICES OF SPECIAL COUNSEL

WHEREAS, the Borough of West Wildwood awarded a non-fair and open contract for Professional Services on March 28, 2013 to Mr. Louis M. Barbone, of the Law Firm of Jacobs & Barbone, P.A., a Professional Corporation, Attorneys at Law; and

WHEREAS, a General Retainer Agreement for Legal Services along with the terms of the representation was submitted with an estimate of \$7,500.00 to review, research and provide a legal opinion; and

WHEREAS, a Certificate of Availability of Funds from the Acting Chief Financial Officer was executed and attached hereto in the amount of \$10,000.00 providing for the event that there may be subsequent litigation costs.


WHEREAS, it has been determined that it is necessary for the Borough to increase the contract amount by \$5,000.00.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Borough of West Wildwood, County of Cape May, New Jersey, that the Acting Chief Financial Officer is hereby authorized to execute the necessary documentation; and

BE IT FURTHER RESOLVED, that a Certificate of Availability of Funds from the Acting Chief Financial Officer is attached hereto in the amount of \$5,000.00.

	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 6, 2013**.


Donna L. Frederick
Acting Municipal Clerk

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

RESOLUTION 2013-095

PROCLAIMING SEPTEMBER 17th THROUGH 23rd AS
CONSTITUTION WEEK

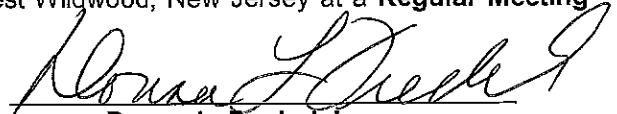
WHEREAS, it is the privilege and duty of the American people to commemorate the two hundred twenty-third anniversary of the drafting of the Constitution of the United States of America with appropriate ceremonies and activities; and

WHEREAS, Public Law 915 guarantees the issuing of a proclamation each year by the President of the United States of America designating September 17th through 23rd as Constitution Week.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Borough of West Wildwood, County of Cape May, New Jersey, do hereby proclaim the week of September 17th through the 23rd as Constitution Week, and urge all citizens to study the Constitution, and reflect on the privilege of being an American with all the rights and responsibilities which that privilege involves.

	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 6, 2013**.



Donna L. Frederick
Acting Municipal Clerk

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

RESOLUTION 2013-096

AUTHORIZING THE RETURN OF \$30,000 IN ESCROW PENDING THE CONSTRUCTION AND INSPECTION OF A NEW BULKHEAD AT 605 W. POPLAR AVENUE

WHEREAS, as per Resolution 2012-113 authorizing the sale of real property owned by the Borough no longer needed for public purpose, known as 605 W. Poplar Avenue, advertised for public sale pursuant to all requirements and procedures set forth in the Local Lands and Buildings Law, N.J.S.A. 40A:12-1 et seq. As part of this Resolution it was noted that a credit be given to the successful bidder in the sum of five hundred dollars (\$500.00) per linear foot for the construction of a new bulkhead; and

WHEREAS, as per Resolution 2012-116 said property was sold at public auction and the high bid was accepted by the Board of Commissioners with the successful bidders being John J. and Beth A. Chesney, and John & Jean Overpeck; and

WHEREAS, the successful bidder having to agree to indemnify and hold the Borough harmless with respect to all potential litigation to any environmental matters arising from the sale and or ownership of the property; and

WHEREAS, the successful bid purchase price was \$40,000 of which \$30,000 was put in an escrow account, pending the construction of a new bulkhead; and

WHEREAS, the Zoning Code Official for the Borough has confirmed to the Clerk the existence of a new bulkhead at said location and provided photos confirming same; and

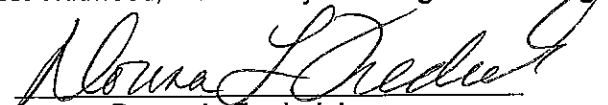
WHEREAS, a Deed has been drawn up by the successful bidders attorney for the conveyance of the property sold and all costs related to the Deed, including, but not limited to the preparation and filing of same are the responsibility of the successful bidder.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Borough of West Wildwood, County of Cape May, New Jersey, do hereby authorize the Mayor to sign the Deed as the Grantor of said property, sign the Affidavit of Title and the Affidavit of Consideration; and

BE IT FURTHER RESOLVED, that the CFO/Treasurer is authorized to execute payment of said escrow to the parties aforementioned.

	Motion	Second	Yes	No	Abstain	Absent
Mayor Christopher J. Fox		X	X			
Commissioner Scott W. Golden					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 6, 2013**.


Donna L. Frederick
Acting Municipal Clerk

Borough of West Wildwood

"Small town Charm on the Back Bay"

September 4, 2013

MEMO TO: Acting Municipal Clerk Donna L. Fredrick
FROM: Zoning Code Official Lewis Ostrander
RE: 605 W. Poplar Avenue

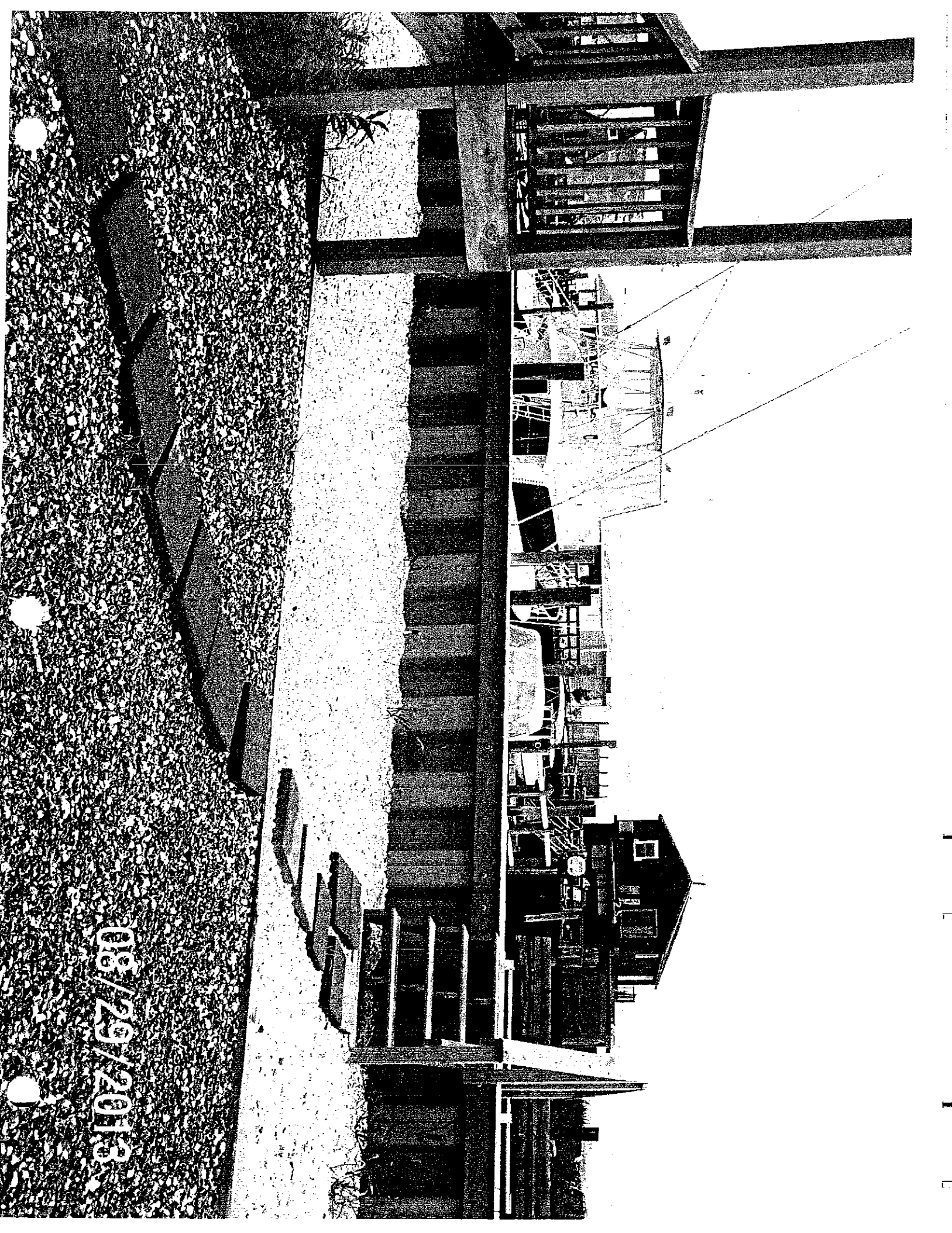
Dear Clerk Frederick,

This is a letter confirming the existence of a newly installed/constructed bulkhead at the above mentioned location. I make no claims for the actual construction methods utilized for the replacement of this bulkhead. I have also attached photographs of the bulkhead for your records.

Respectfully submitted,



Lewis Ostrander
Zoning Code Official
Borough of West Wildwood



018/29/2013

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

RESOLUTION 2013-097

**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

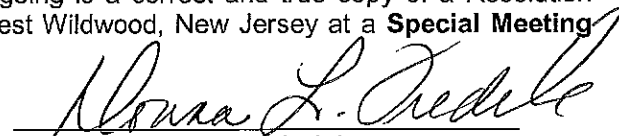
WHEREAS, the Borough anticipates discussion of litigation matters, which constitutes one of the permitted exemptions; and

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	Absent
Mayor Christopher J. Fox		X	X			
Commissioner Scott W. Golden	X		X			
Commissioner Cornelius J. Maxwell						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 **Special Meeting** held on **September 9, 2013**.


Donna L. Frederick
Acting Municipal Clerk

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

RESOLUTION 2013-098

AUTHORIZING THE CANCELLATION OF CHECKS ONE YEAR OR OLDER

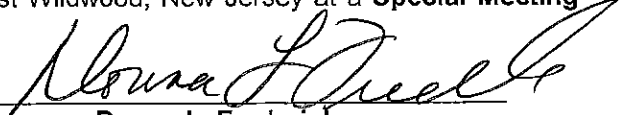
WHEREAS, the Board of Commissioners of the Borough of West Wildwood deem it in the best interest of the Borough to void all outstanding checks from the Borough of West Wildwood Municipal Court Bail Account formerly with PNC Bank.

NOW THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of West Wildwood, County of Cape May, New Jersey, that the Acting Chief Financial Officer be and is hereby authorized to void the following checks:

<u>Check #</u>	<u>Account Number</u>	<u>Check Date</u>	<u>Payable To</u>	<u>Amount</u>
1247	8000005000	12/9/2004	Jennifer Aloisi	\$ 1.00
1514	8000005000	02/14/2011	Afer Azrielant	\$ 368.00
1533	8000005000	06/21/2011	Kristy Heym	\$ 30.00
				<u>\$ 399.00</u>

	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 **Special Meeting** held on **September 13, 2013**.


Donna L. Frederick
Acting Municipal Clerk

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

RESOLUTION 2013-099

**AUTHORIZING THE FILING OF AN APPLICATION TO THE
USDA FOR A REGENERATIVE AIR SWEEPER**

WHEREAS, the USDA Rural Development has certain grants/loans available to government agencies; and

WHEREAS, the Borough of West Wildwood Public Works Department desires to make an application to the USDA for the purchase of a regenerative air sweeper; and

WHEREAS, the Board of Commissioners deem it in the best interest of the Borough to submit said application on behalf of the Public Works Department; and

WHEREAS, the Borough of West Wildwood acknowledges a loan sum not to exceed \$145,000; and a grant sum not to exceed \$50,000.

WHEREAS, the Governing Body shall take all actions necessary and appropriate for the execution of such application as may be required; and

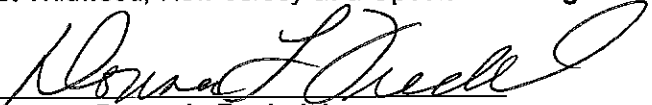
WHEREAS, USDA Form RD 1942-8 (Rev. 2-98), Resolution of Members or Stockholders shall be executed and attached hereto.

NOW, THEREFORE BE IT RESOLVED, by the Board of Commissioners, of the Borough of West Wildwood, County of Cape May, New Jersey that the Mayor and Clerk are hereby authorized to file the necessary application forms to the USDA.

BE IT FURTHER RESOLVED, that a copy of this Resolution be attached to said application.

	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 **Special Meeting** held on **September 13, 2013**.


Donna L. Frederick
Acting Municipal Clerk

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

RESOLUTION 2013-100

**AUTHORIZING A CLOSED (EXECUTIVE) SESSION OF
THE BOARD OF COMMISSIONERS FOR POSSIBLE/POTENTIAL LITIGATION**

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

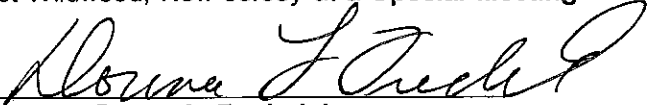
WHEREAS, the Borough anticipates discussion of possible / potential litigation matters, which constitutes one of the permitted exemptions; and

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	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 **Special Meeting** held on **September 13, 2013**.


Donna L. Frederick
Acting Municipal Clerk

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

RESOLUTION 2013-101

**AUTHORIZING SPECIAL COUNSEL LOUIS M. BARBONE TO PURSUE
THE FILING OF A LEGAL CAUSE OF ACTION WITH THE APPROPRIATE
COURT OF LAW AS A RESULT OF AN INVESTIGATION PERFORMED**

WHEREAS, the Board of Commissioners appointed Louis M. Barbone as Special Counsel in a Non-Fair and Open Contract for Professional Services on March 28, 2013, for possible litigation; and

WHEREAS, the Board of Commissioners authorized Mr. Barbone to take appropriate action he may deem necessary during the course of his investigation; and

WHEREAS, Mr. Barbone has concluded his investigation and has briefed the Board of Commissioners of his findings.

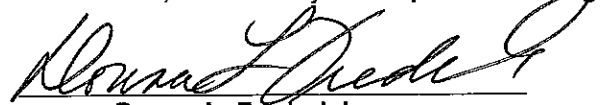
NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of West Wildwood, Cape May County, New Jersey, that Mr. Louis M. Barbone is hereby authorized and empowered to pursue the filing of any and all Legal Causes of Action with the appropriate Court of Law, as a result of said investigation.

BE IT FURTHER RESOLVED that Mr. Louis Barbone shall continue to represent the Borough of West Wildwood until such time as these proceeding have concluded.

BE IT FURTHER RESOLVED additional compensation is pursuant to the terms set forth in Resolution No. 2013-094.

	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 **Special Meeting** held on **September 13, 2013**.



Donna L. Frederick
Acting Municipal Clerk