REGULAR

SETT. 4. 2019

"Small town Charm on the Back Bay"

AGENDA

NOTICE OF TENATIVE AGENDA - REGULAR MEETING – SEPTEMBER 4, 2019 3:00pm – ACTION MEETING

This is a proposed agenda which is subject to change by Commissioners without further notice.

CALL TO ORDER

PLEDGE OF ALLEGIANCE

OPEN PUBLIC MEETINGS ACT ANNOUNCEMENT

THIS REGULAR MEETING WAS CALLED PURSUANT TO THE PROVISIONS OF THE OPEN PUBLIC MEETING LAW. NOTICE OF THIS MEETING HAS BEEN ESTABLISHED IN AN ANNUAL MEETING NOTICE RESOLUTION NO. 2018-081 ADOPTED ON DECEMBER 31, 2018. NOTICE OF THIS MEETING WAS SENT TO THE ATLANTIC CITY PRESS AND THE CAPE MAY COUNTY HERALD ELECTRONICALLY AND POSTED CONTINUOUSLY ON THE OFFICIAL CLERKS BULLETIN BOARD.

ROLL CALL:

ADDITIONS/DELETIONS OF LATE AGENDA ITEMS:

OLD BUSINESS

APPROVAL OF MINUTES:

August 7, 2019 - Regular Meeting

RESOLUTIONS:

<u>2019-068 – AUTHORIZING THE REFUND OF OVERPAYMENT OF PROPERTY TAX AND UTILITY PAYMENTS</u>

<u>2019-069 – AUTHORIZING THE REFUND OF OVERPAYMENT OF PROPERTY TAX AND UTILITY PAYMENTS</u>

2019-070 – ADOPTION OF CY2018 AUDIT

<u>2019-071 – AWARDING CONTRACT FOR SOLID WASTE AND RECYCLABLE MATERIAL</u> <u>COLLECTION SERVICE TO GOLD MEDAL ENVIRONMENTAL</u>

APPROVAL TO PAY BILLS

REPORTS FROM COMMISSIONERS

OPEN TO THE FLOOR FOR PUBLIC COMMENT

Borough of West Wildwood

"Small town Charm on the Back Bay"

ADJOURNMENT

BOROUGH OF WEST WILDWOOD BOARD OF COMMISSIONERS

REGULAR MEETING

September 4, 2019 3:00pm – ACTION MEETING

MINUTES:

Mayor Fox called the meeting to order, led the Pledge of Allegiance and read the OPMA statement

ROLL CALL: Present

Comm. Golden Mayor Fox Solicitor Blaney Deputy Clerk Carl O'Hala Municipal Clerk Donna L. Frederick

APPROVAL OF MINUTES:

Clerk informed the Commissioners the August 7, 2019 which were on the agenda, are not completed at this time and will be on the October 2, 2019 agenda.

RESOLUTIONS: CLERK READ BY NUMBER & TITLE

<u>2019-068 – AUTHORIZING THE REFUND OF OVERPAYMENT OF PROPERTY TAX AND UTILITY PAYMENTS</u>

Clerk asked for a motion to adopt resolution

Motion by Comm. Golden; Second by Mayor Fox.

Roll Call Vote: Comm. Golden, yes; Mayor Fox, yes.

Resolution Adopted.

<u>2019-069 – AUTHORIZING THE REFUND OF OVERPAYMENT OF PROPERTY TAX AND UTILITY PAYMENTS</u>

Clerk asked for a motion to adopt resolution

Motion by Comm. Golden; Second by Mayor Fox.

Roll Call Vote: Comm. Golden, yes; Mayor Fox, yes.

Resolution Adopted.

<u> 2019-070 – ADOPTION OF CY2018 AUDIT</u>

Clerk explained the audit had no findings & recommendations, no corrective action is needed and asked for a motion to adopt resolution

Motion by Comm. Golden; Second by Mayor Fox.

Roll Call Vote: Comm. Golden, yes; Mayor Fox, yes.

Resolution Adopted.

<u>2019-071 – AWARDING CONTRACT FOR SOLID WASTE AND RECYCLABLE MATERIAL</u> <u>COLLECTION SERVICE TO GOLD MEDAL ENVIRONMENTAL</u>

Clerk explained the award was for five years with a monthly increase of \$1,263.08 and asked for a motion to adopt resolution

Motion by Comm. Golden; Second by Mayor Fox.

Roll Call Vote: Comm. Golden, yes; Mayor Fox, yes.

Resolution Adopted.

Clerk asked for a motion for the APPROVAL TO PAY BILLS WHEN PROPERLY SIGNED AND ENDORSED: (list attached)

Motion by Comm. Golden, yes; Second Mayor Fox

Roll Call Vote: Comm. Golden, yes; Mayor Fox, yes.

Motion Carried

Reports from Commissioners

Comm. Golden gave the police activity report for the month of August 2019 (copy attached) No DPW report was available at this time.

Prior to opening up the meeting to the public, the Mayor informed the public to keep an eye on the weather for Friday.

Mayor opened the meeting to floor for public comment.

DAN GIFFEAR, 641 W. Glenwood Avenue, stated that he has a problem with a named employee who confronted him prior to the meeting. Mr. Giffear explained he had an issue with taxes and was upset with how the matter was handled and did not want to put in a formal complaint. Mayor stated that he cannot discuss a specific employee.

MARYANN WELSH, 741 W. Poplar Avenue, inquired about the list of submitted questions. Mayor stated they can be asked at the meeting. Ms. Welsh asked who the candidates were for the upcoming election. Clerk provided the names of three candidates; Anna M. Doherty, John J. Banning and Amy Korobellis. Ms. Welsh asked for an update on the Mawhinney case. Solicitor stated discovery end date to be October 7, 2019, no depositions at this time.

TRISH SINNOTT, 739 W. Poplar Avenue, questioned who cancelled the depositions. Solicitor explained they were not cancelled just postponed; date extended.

SUSAN CZWALINA, 547 W. Maple Avenue, asked for update on Mayor's ethics violations, hearing date. Mayor stated no update.

HELEN RAO, 741 W. Poplar Avenue, asked what the protocol is regarding delinquent taxes.

DAN GIFFEAR, 641 W. Glenwood Avenue, stated he felt he was a target, that unsolicited information was provide to his mortgage company regarding his sewer taxes and he has a problem with it and that Carl and Donna (deputy clerk and clerk) had to do unnecessary paperwork on his OPRA consisting of eighteen pages. Mr. Giffear stated he is making a formal complaint regarding an employee.

NANCY DOHERTY, 215 R Avenue, complained about the trash company and suggested they pick up the trash first not the recyclables. Mayor stated the company has a supervisor following the trash trucks around.

SUSAN CZWALINA, 547 W. Maple Avenue, complained about trash falling out of containers.

JIM ASMAN, 600 North Drive, unit 213, stated he attended the CTWWW meeting and questioned about people having illegal sub-pumps; asked what to do so other lawsuits don't happen in the future, monitoring officers, instructing officers. Mayor stated that the JIF provides video training and updates. Solicitor also stated updates are provided.

SUSAN CZWALINA, 547 W. Maple Avenue, asked the date for clean community day. Clerk informed her October 26, 2019 from 10am to 12pm, sign up at the borough hall.

HELEN RAO, 741 W. Poplar Avenue, questioned how the flushing of the water system is determined. Mayor stated that is the City of Wildwood handle the water. Comm. Golden stated if Wildwood gets a complaint about rusty water they will come out and flush the hydrants. Ms. Rao questioned JIF training; policy in place and policies regarding personnel relationships. Solicitor explained that JIF puts out policies which the borough adopts as part of the policy manual.

PAT MITROS, 700 W. Poplar Avenue, commented on trash blowing around with the wind; her taxes are taken out with the mortgage; police salaries; security of the community; same pay, same benefits, same job; commended the young officer who was with the kids and showed them how to fix their bikes, a good positive impression. Comm. Golden will meet with her after the meeting.

DEB FOX, 636 W. Poplar Avenue, commented each meeting is videotaped and can be view at the CTWWW.

KATE SAMSON, 205 O Avenue, commented her trash did not get collected, but stated she had some yard waste on top which may have been the issue. Ms. Samson stated she was trying to understand the strategy regarding the attorney's defense of the borough in the Ferentz case, and no witnesses were called. Solicitor explained that is the decision of the attorney, if he feels that the witness will make the case worse or not.

JOE KLINE, 750 W. Poplar Avenue, asked for an update on the living shoreline. Deputy Clerk Carl O'Hala stated that matters are waiting on the acquisition of land, need to get the land first.

MARYANN WELSH, 741 W. Poplar Avenue, inquired about easements for the land. Deputy Clerk explained the land in question is the very beginning of the project and the owner will not let the borough cross over it. Ms. Welsh questioned Comm. Golden regarding options presented to the commissioners in the Ferentz matter, stating in the court documents Mary Bittner gave them options and they initialed the options and she told the commissioners you may lose coverage. Comm. Golden does not recall any document.

DAN GIFFEAR, 641 W. Poplar Avenue, asked the name of the attorney who handled the case. Comm. Golden stated Lew Barbone. Solicitor stated the attorney who did the trial, did the appeal.

HELEN RAO, 741 W. Poplar Avenue, asked if the borough could go after the attorney and commented the attorney presented options to protect the borough and commissioners went against the recommendations, and questioned to produce the document from the attorney regarding the options. Solicitor state it could be looked at to determine if there was any malpractice and if so, did it impact the borough, and stated the jury determines who is telling the truth at trial. Mayor state what Comm. Golden recalls after six years, about a document that does or does not exist.

DEB FOX, 636 W. Poplar Avenue, asked the attorney (regarding the looking into the matter of the initialed document) will you charge hours. Solicitor confirmed, stating he would first have to locate the document, look at it and compare.

MARYELLEN ZAJAK, 753 W. Poplar Avenue, commented that she would like Mr. Blaney to continue to come to the meetings, and applauded him for answering questions. Solicitor stated he is filling in today.

TRISH SINNOTT, 739 W. Poplar Avenue, stated it was an interesting interpretation of the paperwork discussing what could have been said. Mayor stated reading the document in its entirety, nothing states after the letter things may have been discussed, Comm. Golden does not recall. Ms. Sinnott, she finds it hard to believe he can't recall, given it was such a big event.

JOHN BANNING, 711 W. Poplar Avenue, commented at the last meeting Comm. Golden said she lied (Solicitor Bittner). Comm. Golden stated he never said she lied, and he did not sign off on any document. Deputy Clerk O'Hala stated we are still looking through records.

HELEN RAO, 741 W. Poplar Avenue, questioned the Solicitor regarding the handling of the case, and why was Mayor Frederick dropped; she listened to the trial and the representative from the borough did nothing to represent the borough.

DAN GIFFEAR, 641 W. Poplar Avenue, commented that if it is a signed legal filed document. Solicitor stated if options were presented, it may be in the attorney's possession, would not be a public record.

NANCY MARINO, 215 R Avenue, stated she read Judge Pickering's decision; Mayor Fox had nothing to do with it, and stated Comm. Golden didn't listen to JIF or the attorney at the time.

JOE KLINE, 750 W. Poplar Avenue, commented the attorney worked for the borough, so documents should be there. Solicitor stated they may be subject to OPRA if she has it. Mr. Kline stated to put in an OPRA.

DEB FOX, 636 W. Poplar Avenue, asked the solicitor if all of this talking over and over will change the decision, and stated you are beating a dead horse. Solicitor stated no.

CHARLES CHEPAK, 507 W. Poplar Avenue, stated that we learn from history, questioned employee training, employee evaluations, commented that Administrator Ridings did an oral evaluation of the Chief, why not in writing, where is the history, Mr. Ridings is not here. Mr. Chepak commented that the commissioners chose not to have a nepotism ordinance. Solicitor stated there is no statutory requirement for a nepotism ordinance, the Commissioners decide. Mr. Chepak read out loud a statute he feels governs nepotism. Solicitor disagree with his interpretation, stating what was read is a separate code, not nepotism, but he would be happy to look at it. Mr. Chepak continued stating why not have a code, family, friends in the alleged fines violating the ethics code. Mayor stated from 2012 until now, two other issues, Palombaro case which was thrown out, only Mawhinney and stated the former mayor and commissioner mistreated the employees, Comm. Golden was here and lived it. Mr. Chepak questioned why he didn't stop the poor employee treatment. Comm. Golden stated he contacted the DCA, State Police, Attorney General's Office and received no response, MEL/JIF put the borough on double probations, and the actions of the former mayor and commissioner didn't stop for those four years. Mr. Chepak again stated there should be a written policy how to treat certain things, recommendations on procedures on how to act, and read out a NJSA statute referring to local government officer having independent judgement regarding family members. Mr. Chepak commented the mayor's paramour got a \$40,000.00 raise and a

brand-new SUV, and questioned if the mayor gave the chief advise, it is a conflict of interest because the case involves their relationship.

JOE KLINE, 750 W. Poplar Avenue, referred back to a previous statement regarding the treatment of employees, JIF coverage, and stated the whole room is frustrated that there was no defense on that lawsuit, if she was treated badly, should have defended it, and why pass a resolution to not bring in evidence. Mayor agreed stating he didn't agree with how the case was handled but the attorney made the best decision at the time, the door was open by the other side and Mr. Barbone chose not to use it

KATE SAMSON, 205 O Avenue, commented it is over for you (mayor) but not for us; that the chief is your (mayor) girlfriend and you have lived together for seventeen years, and if she was treated so egregiously why didn't Comm. Golden bring it up at the trial. Mayor stated it had nothing to do with family members. Ms. Samson stated that is why we are paying. Mayor stated we will have to agree to disagree, since then there are no issues.

DAN GIFFEAR, 641 W. Glenwood Avenue, asked if Mr. Barbone was aware of disciplinary actions in question, and asked about the letters Comm. Golden sent that had no response. Comm. Golden stated he is not sure if he has those letters, but they maybe OPRAable from the DCA. Mr. Giffear questioned why the borough does not use the recording device.

JIM ASMAN, 600 North Drive, unit 213 stated the elected officials have to step up if there is an issue and reference the Philadelphia police commissioner recent case, stepping down. Mayor stated because he ignored the situation and didn't handle it.

HELEN RAO, 741 W. Poplar Avenue, commented if the Ferentz lawsuit was a strong case since, she was poorly treated, why did Comm. Golden and Maxwell need to do the resolution when reinstating her, it pushed things along in her direction.

SUSAN CZWALINA, 547 W. Maple Avenue, asked any additional officers were hired and if a decision was made regarding the training academy. Comm. Golden did not have any information at this time. Ms. Czwalina questioned why Comm. Golden didn't resign (during the previous administration). Comm. Golden stated there was no reason to resign, he was elected, and his supporters trusted him. Ms. Czwalina questioned the conflict attorney, and the brady letters; new litigation and asked if the other candidate is in attendance. Solicitor stated there is no litigation.

HANK BAUMGARTEL, 507 W. Magnolia Avenue, questioned the police chief's salary, and asked the commissioners to change the meeting back to Friday, and asked if any other employee in the borough makes \$100,000.00; commented how can you substantiate a \$40,000.00 raise and making \$100,000.00 a year.

TRISH SINNOTT, 739 W. Poplar Avenue, requested the Chief come to the next meeting and participate if she wants. Comm. Golden will meet with the Chief and check her schedule, he can't order her to attend.

MARYANN WELSH, 741 W. Poplar Avenue, stated she called other towns, North Wildwood, Wildwood Crest and Wildwood, and the Police Chiefs attend meetings and answer concerns of taxpayers.

DAN GIFFEAR, 641 W. Glenwood Avenue, commented that Comm. Golden is her boss. Solicitor informed the public there is a Police Chief Bill of Rights, the commissioner role is budget, general policies not the operation of the police department.

MARYANN WELSH, 741 W. Poplar Avenue asked if the ADA ramp was complete and if cleaning equipment can now get on the beach. Comm. Golden stated a small machine can go down the ramp. Mayor stated an additional ramp for access will be put to the east side of the ramp to get large equipment on the beach.

TRISH SINNOTT, 739 W. Poplar Avenue, stated why would you build a ramp that a machine can't get over. Mayor stated the machine can go over the ramp, but a big piece of equipment can't.

Ms. Sinnott questioned if the beach would be cleaned every day. Mayor stated the borough does not own the equipment, it rents it when necessary and it will go down the ramp. Comm. Golden stated the ramp was designed to accommodate a Dingo type machine, and it is cheaper to rent it when it is needed. Mayor stated that an additional employee was hired to maintain the beach.

DAN GIFFEAR, 641 W. Glenwood Avenue questioned the handicap ramp, serving multi-purpose, and commented he knows someone personally who is in a wheelchair and could not get up the ramp. Deputy Clerk Carl O'Hala informed Mr. Giffear that the ramp was built to ADA specifications, there is a flat area periodically on the ramp and it had to be ADA compliant to qualify for the grant monies.

SUSAN CZWALINA, 547 W. Maple Avenue, stated the dingo would cost around \$275.00 a day to rent; questioned the cost on the bill list of \$1,800.00 for uniforms for Nicole Fox asking why the cost was so high, and asked if the police pay toward the cost. Comm. Golden stated there is a uniform allowance. Mayor interjected by contract.

PAT MITROS, 700 W. Poplar Avenue, questioned Comm. Golden regarding a robbery that happened at her residents two years ago, questioning the officers handling of the case. Comm. Golden stated it is an internal investigation and he can't comment on it and he will talk to her after the meeting. Solicitor stated there are two employees, the Chief and Sergeant, whose attorneys have sent letters putting the borough on notice that if they continue to be discussed, without proper Rice notices they will take legal action against the borough.

TRISH SINNOTT, 739 W. Poplar Avenue, questioned the Solicitor regarding his statement about employees' attorneys and putting the borough on notice. Solicitor explained the borough officials can not discuss employees without the employees being properly Rice noticed or they will take legal action.

CHARLES CHEPAK, 507 W. Poplar Avenue, commented there should be yellow lines painted for parking at the beach area to designate parking. Mayor stated there will be one for handicap parking, one for loading, unloading, he understands that parking is tough in that area. Mr. Chepak questioned if it is fake news, he heard the borough is paying from the budget to remove the brady letter, is if fact or fiction or just a rumor. Mayor posed the question to the solicitor, is it the borough's obligation when a resident makes a complaint about a brady letter that was possible wrongly issued to them, because of something did on the job, is it not the obligation of the borough to defend that employee or is it not. Solicitor stated there is a statute that states if there is litigation there is indemnification regarding it, we are not litigation now, but we may be. Mayor said we are very careful about what is said about different things, the second the brady letters are brought up to our attention we can't sit here and do nothing about we now have to say what is your guidance solicitor, that is what occurs when certain things come out of the audience. Solicitor state he can't be involved with that because he represents the Prosecutor's Office, the County. Mr. Chepak needs an answer, past offence Solicitor will not discuss an individual, and will not talk about it.

JOHN BANNING, 711 W. Poplar Avenue, asked why we pay for anyone if they had it (brady letter) prior to hiring. Mayor we hired conflict attorney to handle this, if they litigate it you have the means. What is the best option of the borough, if the person defends it and wins, then sues the borough to get the attorney fees. Solicitor stated no decisions made on that, filing with the prosecutor's office, no court action has

been filed. Mr. Banning stated that even writing a letter will cost, if you didn't do the background its your fault. Mayor stated there is more to this and when the day comes if you are up here one day, you will understand. If they litigate it and they win, then they sue us for not protecting their rights, it could theoretically go in that direction. Mr. Banning asked did we do background investigation, re-hire for anybody, do we have a policy for anyone hired. Mayor stated yes, the Chief does the backgrounds, and if it is the Chief the prosecutor's office does the background.

HELEN RAO, 741 W. Poplar Avenue, questioned hiring an officer who has a brady letter from another community they worked in, that had nothing to do with West Wildwood, and the brady letter came with them we are going to pay. Solicitor stated no, generally it would be from their employment here. Mayor stated there is no one who came here with a brady letter, that he is aware of and believes you are being misinformed.

NANCY DOHERY, 215 R Avenue, asked if someone was a police officer and fired by boss, and they got there job back would that town still be responsible to get rid of the brady letter. Solicitor explained usually brady letter is issued because you have been found guilty of dishonesty and if you were successful in your appeal and found not to be dishonest it would be removed. But what we have found in Cape May County under the prior Prosecutor's Office was the issuance of brady letters before final adjudication, and not removing those letters.

SUSAN CZWALINA, 547 W. Maple Avenue, conflict attorney was handling a disciplinary action, is brady a disciplinary action. Solicitor stated it is not a disciplinary action, but you may take action against them because of the brady letter.

Hearing no more public comment, the Mayor closed the public portion. Clerk asked for a motion to adjourn.

Motion to Adjourn:

Motion by Comm. Golden, yes, Mayor Fox, yes.

Roll Call Vote: Comm. Golden, yes; Mayor Fox, yes.

Motion carried.

Respectfully submitted

Donna L. Frederick, RMC Municipal Clerk

This is a generalization of the Regular meeting on September 4, 2019 and not a verbatim transcript.

THESE MINUTES WERE APPROVED AT THE OCTOBER 2, 2019 REGULAR COMMISSION

MEETING

MAYOR CHRISTOPHER J. FOX

COMMISSIONER SCOTT W. GOLDEN

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

RESOLUTION 2019-068

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 Chief Financial Officer is hereby authorized to make the following payments in the amount indicated; as follows:

OWNER	BLOCK	LOT	AMOUNT	TAX/SEWER
WEST BAY VIEW, LLC	101	16	\$1,654.48	TAX

Refund to:

West Bay View, LLC 107 Crossroads Dr Warwick, PA 18974

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

I, Donna Frederick, Municipal Clerk for the Borough of West Wildwood in the County of Cape May and State of New Jersey, do hereby certify that the foregoing is a correct and true copy of a Resolution adopted by the Board of Commissioners of the Borough of West Wildwood, New Jersey at a Regularly Scheduled Meeting held on September 4, 2019.

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

RESOLUTION 2019-069

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

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OWNER	BLOCK	LOT	AMOUNT	TAX/SEWER
WEST BAY VIEW, LLC	101	17	\$1,654.48	TAX

Refund to: LMFG Corp. 107 Crossroads Dr Warwick, PA 18974

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

I, Donna Frederick, Municipal Clerk for the Borough of West Wildwood in the County of Cape May and State of New Jersey, do hereby certify that the foregoing is a correct and true copy of a Resolution adopted by the Board of Commissioners of the Borough of West Wildwood, New Jersey at a Regularly Scheduled Meeting held on September 4, 2019.

BOROUGH OF WEST WILDWOOD COUNTY OF CAPE MAY NEW JERSEY

RESOLUTION 2019-070

ADOPTION OF CY2018 AUDIT

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions; and

WHEREAS, the Annual Report of Audit for the year 2018 has been filed by a Registered Municipal Accountant with the Municipal Clerk pursuant to N.J.S.A. 40A:5-6, and a copy has been received by each member of the governing body; and

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

WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall by resolution, certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled "Findings and Questioned Costs" or "Findings and Recommendations; and

WHEREAS, the members of the governing body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled "Findings and Questioned Costs" or "Findings and Recommendations", as evidenced by the group affidavit form of the governing body attached hereto; and

WHEREAS, such resolution of certification shall be adopted by the governing body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

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

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

(\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his/her office."

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

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

I, Donna L. Frederick, RMC, Municipal Clerk for the Borough of West Wildwood in the County of Cape May and State of New Jersey, do hereby certify that the foregoing is a correct and true copy of a Resolution adopted by the Board of Commissioners of the Borough of West Wildwood, New Jersey at a Regular Meeting held on September 3, 2019.

BOROUGH OF WEST WILDWOOD COUNTY OF CAPE MAY NEW JERSEY

RESOLUTION 2019-071

AWARDING CONTRACT FOR SOLID WASTE AND RECYCLABLE MATERIALS COLLECTION SERVICE TO GOLD MEDAL ENVIRONMENTAL

WHEREAS, bids were received by the Borough Clerk at the West Wildwood Borough Hall on July 25, 2019 regarding a contract for residential, commercial, municipal, and institutional solid waste and recyclable materials collection service; and

WHEREAS, Gold Medal Environmental having offfices located at 309 Salina Road, Sewell, New Jersey, 08080 was the lowest bidder; and

WHEREAS, the Borough Solicitor has reviewed the bid of Gold Medal Environmental and is satisfied that the bidder complied with the Instructions to Bidders and the conditions of the award; and

WHEREAS, the Borough Commissioners are satisfied that Gold Medal Environmental, Inc. is a qualified bidder and contractor; and

WHEREAS, the Borough Solicitor and Borough Commissioners have recommended award of the subject contract to Gold Medal Environmental, of Sewell, New Jersey

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners of the Borough of West Wildwood, County of Cape May, State of New Jersey as follows:

- 1) All of the statements of the preamble are incorporated herein by this reference thereto as though the same were set forth at length.
- 2) A contract for residential, commercial, municipal, and institutional solid waste and recyclable materials collection service hereby is awarded to Gold Medal Environmental of Sewell, New Jersey for a cost of \$372,785.00 for a period commencing January 1, 2020 and terminating December 31, 2025 both dates inclusive (all in accordance with the bid documents on file in the office of the Borough Clerk).
- 3) On behalf of the Borough of West Wildwood, the Mayor and Borough Clerk be and they hereby are authorized to sign the contract that was included with the contract bidding materials and to deliver same to Gold Medal Environmental, 309 Salina Road, Sewell, New Jersey, 08080 for execution and return.

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

I, Donna L. Frederick, RMC, Municipal Clerk for the Borough of West Wildwood in the County of Cape May and State of New Jersey, do hereby certify that the foregoing is a correct and true copy of a Resolution adopted by the Board of Commissioners of the Borough of West Wildwood, New Jersey at a Regular Meeting held on September 4, 2019.

Range of Checking Repor	g Accts: CURRENT ot Type: All Checks	to CURRENT Ra Report Format:	nge of Check Ids: 13979 to Detail Check Type:	14015 Computer: Y Manual: Y Di	ir Deposit:	: Y
PO # Item	ce Vendor Description	Amount Paid	Charge Account	Reconciled/Vo Account Type Contract		
13979 09/04/19 19-00573 1	00207 ACA COMPUTER IT SERVICES FOR AUG 20		9-01-20-140-026 Data Processing Maintenance	Budget	1309 55	
13980 09/04/19 19-00576 1	00308 ADP, INC. CHARGES FOR AUG 2019	102.36	9-01-20-130-028 Payroll Services	Budget	1309 58	1
19-00576 2	CHARGES FOR AUG 2019		9-01-20-130-028 Payroll Services	Budget	59	1
		214.79				
13981 09/04/19 19-00591 1	00312 DAVE GREENLA REPAIRS TO BACKHOE		9-01-26-290-034 Fleet Maintenance	Budget	1309 71	1
19-00592 1	REPAIRS TO FORD F-250	PICK UP 759.54	9-01-26-290-034 Fleet Maintenance	Budget	72	1
		1,689.35				
13982 09/04/19 19-00562 1	019011 ATLANTIC CIT CHARGES FOR AUG 2019		9-01-31-430-000 Electricity	Budget	1309 40	1
19-00562 2	CHARGES FOR AUG 2019	826.96	9-01-31-430-000 Electricity	Budget	41	1
19-00562 3	CHARGES FOR AUG 2019	813.74	9-01-31-430-000 Electricity	Budget	42	1
19-00562 4	CHARGES FOR AUG 2019	10.57	9-01-31-430-000 Electricity	Budget	43	1
19-00562 5	CHARGES FOR AUG 2019	458.23	9-01-31-430-000 Electricity	Budget	44	1
19-00562 6	CHARGES FOR AUG 2019	1,964.76	9-01-31-435-000 Street Lighting	Budget	45	1
		4,103.00				
13983 09/04/19 19-00579 1	01905 AT & T MOBIL CHARGS FOR AUG 2019		9-01-31-440-000 Telephone	Budget	1309 62	
- THE STREET, THE STREET, STRE	04004 PETTY CASH REPLINISH PETTY CASH	97.78	9-01-20-100-030 GEN. ADMIN. MATERIALS & SUPP	Budget PLIES	1309 65	
13985 09/04/19 19-00548 1	05203 C.M.C.M.U.A. DISPOSAL OF OLD FIRE F	WASTER WATER DIV. ROM P/W 112.00	9-09-55-502-034	Budget	1309 21	1
19-00571 1	DISPOSAL FEE FOR JULY	2019 4,053.30	Fleet Maintenance 9-01-32-465-000 SOLID WASTE DISPOSAL	Budget	53	1
		4,165.30				

neck # Chec PO #		e vendor Description	Amount Paid	Charge Account		led/Void Ref Num act Ref Seq Ac
19-00593		05235 THE CARLSEN GROUP INC CHARGES FOR AUG 2019	95.00	9-01-20-120-030 Materials and Supplies	Budget	1309 73
13987 09/0		06615 COMCAST	22.02	0.01.21.446.000	- 1 -	1309
19-00561	1	CHARGAS FOR AUG 2019	33.02	9-01-31-446-000 Natural Gas	Budget	33
19-00561	2	CHARGAS FOR AUG 2019	78.95	9-01-31-440-000	Budget	34
19-00561	3	CHARGAS FOR AUG 2019	14.00	Telephone 9-01-31-440-000 Telephone	Budget	35
19-00561	4	CHARGAS FOR AUG 2019	267.25	9-01-31-440-000 Telephone	Budget	36
19-00561	5	CHARGAS FOR AUG 2019	96.90	9-01-31-440-000	Budget	37
19-00561	6	CHARGAS FOR AUG 2019	106.85	Telephone 9-01-31-440-000 Telephone	Budget	38
19-00561	7	CHARGAS FOR AUG 2019	111.85	9-01-31-446-000 Natural Gas	Budget	39
		_	708.82	macarar sas		
13988 09/0 19-00565	4/19 1	08201 DELTA DENTAL PLAN OF N CHARGES FOR AUG 2019		9-01-23-220-000 EMPLOYEE GROUP INSURANCE	Budget	1309 49
13989 09/0 19-00550	4/19 1	10702 EDDIE'S ALIGNMENT FRONT END ALIGNMENT P/W	89.95	9-01-26-290-034 Fleet Maintenance	Budget	1309 23
13990 09/0 19-00558	4/19 1	10811 STEFANKIEWICZ & BELASCO PROFESSIONAL SERVICES RENDERED		9-01-21-180-028 Professional Services	Budget	1309 28
19-00559	1	PROFESSIONAL SERVICES RENDERED	750.00	9-01-21-180-028 Professional Services	Budget	29
		_	1,500.00			
13991 09/0 19-00570		11509 GENUINE PARTS COMPANY OIL FOR BACKHOW	147.96	9-01-26-290-034 Fleet Maintenance	Budget	1309 52
.3992 09/0 19-00572		11802 DE LAGE LANDEN LEASE PAYMENT FOR COPIER	302.00	9-01-20-100-053 GEN. ADMIN. NEW EQUIPMENT	Budget	1309 54
.3993 09/0- 19-00555		13409 JACQUELYN FERENTZ JUDGMENT DOCKET #CPM-L-797-08	5,040.60	9-01-37-480-001 JUDGMENTS	Budget	1309 25
3994 09/0- 19-00563		13416 CONSTELLATION NEWENERGY CHARGES FOR AUG 2019		9-01-31-430-000 Electricity	Budget	1309 46

heck # Check Dat PO # Item		Amount Paid	Charge Account	Account Type	Reconciled/V Contract		
	TON NEWENERGY INC Continued CHARGES FOR AUG 2019 ——	2.26	9-01-31-430-000 Electricity	Budget		47]
13995 09/04/19 19-00564 1	16007 GFOA OF NEW JERSEY GFOA ANNUAL CONFERENCE	350.00	9-01-20-100-042 GEN. ADMIN. EDUCATIONAL TRA	Budget INING		130 48	
13996 09/04/19 19-00569 1	16903 BLANEY & KARAVAN, P.C. PROFESSIONAL SERVICES RENDERED	2,916.66	9-01-20-155-027 Legal Services	Budget		130 51	
19-00585 1	ADDITIONAL PROFESSIONAL	228.00	9-01-20-155-027 Legal Services	Budget		67	1
3997 09/04/19 19-00575 1	18611 JOYCE MEDIA WEB HOSTING FOR AUG 2019	69.95	9-01-20-120-028 Other professional service	Budget		130 57	
3998 09/04/19 19-00515 1	26801 KINDLE FORD TIE ROD FOR F-250	600.51	9-01-26-290-034	Budget		130 7	
19-00529 1	WINDSHIELD WIPERS FOR	72.68	Fleet Maintenance 9-01-26-290-034 Fleet Maintenance	Budget		12	1
3999 09/04/19 19-00590 1	34204 N.J.STATE LEAGUE OF REGISTRATION FOR 2019 ANNUAL	440.00	9-01-20-100-041 GEN. ADMIN. CONFERENCES & M	Budget EETINGS		130 70	
4000 09/04/19 19-00578 1	34220 NEXTEL COMMUNICATIONS/SP CHARGES FOR SEPT 2019		9-01-31-440-000 Telephone	Budget		130 61	
4001 09/04/19 19-00581 1	39801 PITNEY BOWES GLOBAL FINA SUPPLIES FOR POSTAGE MACHINE		9-01-20-100-036 GEN. ADMIN. OFFICE SUPPLIES	-		130 64	
4002 09/04/19 19-00584 1	44606 REMINGTON, VERNICK & WALB TAX MAP MAINTENANCE/REVISIONS		9-01-20-165-028 Professional Services	Budget		130 66	
.4003 09/04/19 19-00566 1	48201 SOUTH JERSEY GAS COMPANY CHARGES FOR AUG 2019		9-01-31-446-000 Natural Gas	Budget		130 50	
4004 09/04/19 19-00588 1	50102 THE PRESS VARIOUS LEGAL ADVERTISEMENTS	63.00	9-01-20-120-021 Legal Advertising	Budget		130 68	

neck # Chec PO #			Amount Paid	Charge Account	Account Type	Reconciled/		
1001								
.4004 THE F 19-00589		Continued LEGAL ADVERTISEMENT	277.00	9-01-20-120-021 Legal Advertising	Budget		69	
			340.00	Legal Auvertisting				
.4005 09/0 19-00580		54602 VALDELLE, INC. T/A VALDO'S REPAIR TO A/C SYSTEM IN P/D		9-01-26-290-038 Gen. Hardware-maint. supp	Budget lies		130 63)9 :
4006 09/0	04/19	57602 WEST WILDWOOD BD. OF EDU	ICATION				130)9
19-00554	1	1ST QTR SCHOOL TAX LEVY	223,475.00	9-01-55-000-006 SCHOOL TAXES	Budget			1
4007 09/0		654459 QBE SPECIALTY INSURANCE	CO				130)9
19-00545	1	REIMBURSEMENT PAYMENT FOR	1,616.00	9-01-20-155-027 Legal Services	Budget		18	1
19-00546	1	REIMBURSEMENT PAYMENT FOR	176.00		Budget		19	1
		-	1,792.00	·				
4008 09/0	04/19	66666 VERIZON					130	19
19-00560	1	CHARGES FOR AUG 2019	203.30	9-01-31-440-000	Budget		30	1
19-00560	2	CHARGES FOR AUG 2019	133.06	Telephone 9-01-31-440-000 Telephone	Budget		31	1
19-00560	3	CHARGES FOR AUG 2019	362.17	9-01-31-440-000 Telephone	Budget		32	1
		. —	698.53	rerephone				
4009 09/0 19-00556		694447 MY RIGHTS LAWYERS, LLC JUDGMENT DOCKET #CPM-L-979-08	7,589.96	9-01-37-480-001 JUDGMENTS	Budget		130 26)9 1
4010 09/0 19-00577		964644 JEFFERY R. SURENIAN AND PROFESSIONAL SERVICES RENDERED	128.00	9-01-20-155-027 Legal Services	Budget		130 60	
		964646 GOLD MEDAL ENVIRONMENTAL CHARGES FOR AUG 2019		9-01-26-305-029 Contractual-collection	Budget		130 56	
4012 09/0 19-00557		964647 EQUITY TRUST COMPANY JUDGMENT PARTIAL ASSIGNMENT	10,000.00	9-01-37-480-001 JUDGMENTS	Budget		130 27	
		964651 TREASURER - OCEAN COUNTY ACADEMY WAIVER FEE		9-01-25-240-042 Educational Training	Budget		130 10	
+014 09/0 19-00528		964651 TREASURER - OCEAN COUNTY ACADEMY WAIVER FEE		9-01-25-240-042 Educational Training	Budget		130 11	

neck # Che PO #		e Vendor Description	Amount Paid	Charge Account	Account Type	Reconciled/ Contract		
4015 09/	/04/19	03102 BANK OF AMERICA					13	
19-00501		20 VOLT BATTERY KIT	119.00	9-01-26-290-038	Budget			1
				Gen. Hardware-maint.				
19-00501	. 2	IRWIN TAP KIT	85.98	9-01-26-290-038	Budget		2	1
19-00501	2	DEWALT 10PC TOOL KIT	740 00	Gen. Hardware-maint. 9-01-26-290-038			3	1
13-00301	.)	DEWALT TOPC TOOL KIT	349.00	Gen. Hardware-maint.	Budget		3	e d
19-00502	1	2PC 42" LAWN MOWER BLADES	39.98	9-01-26-290-038	Budget		4	1
	-	are the family belongs	33130	Gen. Hardware-maint.				_
19-00503	1	BT TAP 5/16	13.59	9-01-26-290-038	Budget		5	1
				Gen. Hardware-maint.				
19-00503	2	DRILL BIT TAP	10.59	9-01-26-290-038	Budget		6	1
10 00522			24.47	Gen. Hardware-maint.				
19-00523	1	WATER/FRUIT FOR WELLNESS PROG	24.47	9-01-20-100-030	Budget		8	1
19-00524	1	CAS FOR RAY	C2 00	GEN. ADMIN. MATERIALS 9-01-31-460-000			0	1
19-00324	1	GAS FOR P/W	62.80	Gasoline and Diesel	Budget		9	1
19-00537	1	CEILING TILES	35.19	9-01-26-290-038	Budget		13	1
15 00551	•	CLILING FILLS	33.13	Gen. Hardware-maint.			13	
19-00537	2	EDGER BLADE	19.92	9-01-26-290-038	Budget		14	1
				Gen. Hardware-maint.				
19-00542	1	GAS DUMP TRUCK	75.00	9-01-31-460-000	Budget		15	1
			2 2	Gasoline and Diesel	200			
19-00544	. 1	FAUCET REPAIR KIT	3.59	9-01-26-310-052	Budget		16	1
10 00544	2	NTA FLACE	24.04	Janitorial Equipment	D. Jane		17	1
19-00544	. 2	MIA FLAGS	24.94	9-01-26-310-052 Janitorial Equipment	Budget		17	1
19-00547	1	GAS CANS FOR P/W	20 19	9-01-31-460-000	Budget		20	1
15 00517	_	das caris for 17 w	20.13	Gasoline and Diesel	budget		20	1
19-00549	1	PAINT	28.69	9-01-26-310-030	Budget		22	1
		_		Materials and Supplie				
			1,112.93					
port Tota	ls	<u>Paid</u> <u>Void</u>	Amount P	aid Amount Voic	1			
r 3. c 10 ca		Checks: 37 0	278,709					
	Di	rect Deposit: $0 0$ Total: 37	0	.00				
		Total: 37 0	278,709	.49 0.00	Ō			

Totals by Year-Fund nd Description	d Fund	Budget Total	Revenue Total	G/L Total	Total
CURRENT FUND	9-01	278,597.49	0.00	0.00	278,597.49
UTILITY FUND	9-09	112.00	0.00	0.00	112.00
	Total Of All Funds:	278,709.49	0.00	0.00	278,709.49

State of All Health Care 11,533,38 +290,342.87

Range of Checking Repo	Accts: CAPITAL Tt Type: All Checks		ange of Check Ids: 1398 t Detail Check Typ	o 1400 e: Computer: Y	Manual: Y Di	r Deposit: Y
PO # Item	ce Vendor Description	Amount Paid	Charge Account	Account Type	Reconciled/Vo Contract	id Ref Num Ref Seq Acct
1398 09/04/19 19-00567 1	44606 REMINGTON, VE PERFORM ENGINEERING SE	RNICK & WALBERG RVICES 2,177.50	C-04-55-916-200 ORDINANCE 549 - BULKHEADS	Budget /STREET/PLAYGRN		1310 1 1
1399 09/04/19 19-00583 1	44606 REMINGTON, VE PERFORM ENGINEERING AND	RNICK & WALBERG D 1,808.85	C-04-55-916-200 ORDINANCE 549 - BULKHEADS	Budget /STREET/PLAYGRN		1310 3 1
1400 09/04/19 19-00568 1	654191 R. A. WALTER: GLENWOOD AVE BEACH ACC		C-04-55-916-200 ORDINANCE 549 - BULKHEADS	Budget /STREET/PLAYGRN		1310 2 1
Report Totals	Checks: 3 rect Deposit: 0 Total: 3	Void Amount P 0 160,668 0 0 160,668	0.00 0.00 0.00			

Page No: 2

Totals by Year-Fund nd Description	Fund	Budget Total	Revenue Total	G/L Total	Total
CAPITAL FUND	C-04	160,668.75	0.00	0.00	160,668.75
Т	otal Of All Funds:	160,668.75	0.00	0.00	160,668.75

Page No: 1

Range of Checking Accts: TRUST OTHER to TRUST OTHER Report Type: All Checks Report I		nge of Check Ids: 1161 to Detail Check Type:	1162 Computer: Y	Manual: Y Dir Deposit: Y
eck # Check Date Vendor PO # Item Description Amoun	nt Paid	Charge Account	Account Type	Reconciled/Void Ref Num Contract Ref Seq Acct
1161 09/04/19 44606 REMINGTON, VERNICK & WALBERG 19-00586 1 10 BAY AVE - REVIEW, PROCESS	32.50	T-12-00-000-013 RESERVE FOR STREET OPENINGS	Budget	1311 1 1
1162 09/04/19 44606 REMINGTON, VERNICK & WALBERG 19-00587 1 602 W. MAGNOLIA - REVIEW	187.50	T-12-00-000-013 RESERVE FOR STREET OPENINGS	Budget	1311 2 1
Report Totals Checks: 2 0 Direct Deposit: 0 0 Total: 2 0	Amount Pa 220 0 220	.00 0.00 .00 0.00		

Totals by Year-Fund nd Description	Fund	Budget Total	Revenue Total	G/L Total	Total
	T-12	220.00	0.00	0.00	220.00
Total of All F	unds:	220.00	0.00	0.00	220.00

Range of Checkin Repo	g Accts: CURRENT rt Type: All Che			ange of Check Ids Detail			Manual: Y	Dir Deposit: Y
PO # Item	te Vendor Description		Amount Paid	Charge Account		Account Type		/Void Ref Num Ref Seq Acct
13978 08/12/19 19-00543 1	05202 CAPE ANIMAL SHELTER	E MAY CNTY TREASU R AND ADOPTION		9-01-27-340-029 Contractual Serv	vices	Budget		1308 1 1
Report Totals	Checks: irect Deposit: Total:	Paid Void 1 0 0 0 1 0	922	<u>Amount</u> 2.00 0.00 0.00	0.00 0.00 0.00		5000110110110100	

Page No: 2

Totals by Year-Fund nd Description	Fund	Budget Total	Revenue Total	G/L Total	Total
CURRENT FUND	9-01	922.00	0.00	0.00	922.00
Tot	al Of All Funds:	922.00	0.00	0.00	922.00



Activity for the Month of August 2019

"s for Service: 552 MVA's Sta	ite Roads:	MVA's County Roads:	MVA's Munic	oal Roads: 2
ılts Arrested: 3 Juv. Arrested:	CDS Arrests:	DWI Arrests: Summ	monses:	911 Calls: 28
Property Check	239	Relay Person/Paper		1
Parking Complaint/ Violation	64	Prisoner Transport		1
Directed Patrol	56	Open Door	1	
Back-up Officer	34	Motor Vehicle Accide	ent	1
Directed Walking Beat	27	Mental Case		1
Property Check	16	Lockout		1
Animal Complaint	13	Local Ordinance		1
Other Public Service	11	Intoxicated Person		1
MV Stop	11	Hit and Run Collision	1	1
Community Policing	7	Gas Leak (odor)		1
medical Emergency / Assistance	6	Fraud Credit/ATM Ca	ards	1
Parking Violation	5	Fraud		1
Genereal Compliants	5	Found Property		1
l partment Services	5	Follow-Up Investigat	ion	1
General Compliants	4	Fight		1
Wires / Pole / Tree Down	3	Disorderly Conduct-	Disputes	1
Noise Complaint	3	Disabled Vehicle		1
Juvenile Complaint	3	Department Informat	ion	1
Administrative	3	Attempt to Serve Wa	rrant/Summons	1
Sleepers	2	9-1-1 Calls		1
Missing Person – Lost / Found	2			0
Lost/Found Property	2			
Assist Other Agency	2			
Welfare Check	1			
Warrant Arrest	1			
Victim Notification	1			
Trespassing 2C:18-3	1			
→ft 2C:20-3	1			
spicious Vehicle	1			
Suspicious Person(s)	1			
Suspicious Activity/ Auto/ Person	1			