

WORKSHOP

MEETING

MINUTES

FEB. 21, 2024

Borough of West Wildwood

"Small town Charm on the Back Bay"

AGENDA

NOTICE OF TENTATIVE AGENDA - WORKSHOP MEETING

FEBRUARY 21, 2024 - 9:00am

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

CALL TO ORDER

OPEN PUBLIC MEETINGS ACT ANNOUNCEMENT

THIS WORKSHOP MEETING WAS CALLED PURSUANT TO THE PROVISIONS OF THE OPEN PUBLIC MEETING LAW. NOTICE OF THIS MEETING WAS RE-ESTABLISHED IN RESOLUTION 2023-133. 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 AND BOROUGH WEBSITE

PLEDGE OF ALLEGIANCE

ROLL CALL:

DISCUSSION:

Possible agenda items for regular meeting

RESOLUTIONS:

2024-025 - AUTHORIZING BOND COUNSEL PROFESSIONAL SERVICES CONTRACT FOR SERVICES NECESSARY TO AUTHORIZE AND ISSUE BONDS AND BOND ANTICIPATION NOTES FOR THE USDA MAPLE AVENUE FROM ARION TO NEPTUNE AVENUES SEWER, ROADWAY AND RELATED IMPROVEMENTS

Open to the Floor for Public Comment

ADJOURNMENT

OFFICAL ACTION MAY BE TAKEN

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

ADDITIONAL AGENDA ITEM(S)

**NOTICE OF TENTATIVE AGENDA - WORKSHOP MEETING – FEBRUARY 21, 2024
9:00AM – ACTION MEETING**

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

RESOLUTIONS:

2024-026 - APPROVING THE PROFESSIONAL SERVICES AGREEMENT – SPECIAL COUNSEL BETWEEN REMINGTON & VERNICK ENGINEERS, INC AND GEBHARDT & KIEFER, PC IN CONNECTION WITH THE USDA RURAL DEVELOPMENT APPLICATION – MAPLE AVENUE FROM ARION AVENUE TO NEPTUNE AVENUE PROJECT

2024-027 – ACKNOWLEDGING THE USDA LOAN RESOLUTION BY THE BOARD OF COMMISSIONERS FOR THE SEWER IMPROVEMENTS ON MAPLE AVENUE FROM ARION AVENUE TO NEPTUNE AVENUE IN THE AMOUNT OF ONE MILLION FIVE HUNDRED NINETY-ONE THOUSAND DOLLARS

2024-028 – ACKNOWLEDGING A WATER AND WASTE SYSTEM GRANT AGREEMENT BETWEEN THE BOROUGH OF WEST WILDWOOD AND THE USDA RURAL UTILITY SERVICE IN THE AMOUNT OF ONE MILLION, TWO HUNDRED AND EIGHT FOUR THOUSAND, ONE HUNDRED DOLLARS

2024-029 - RESOLUTION OF SUPPORT FROM LOCAL GOVERNING BODY AUTHORIZING THE FY2023 LOCAL RECREATION IMPROVEMENT GRANT (LRIG) APPLICATION FUNDED BY THE NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS

2024-030 - AUTHORIZING A CLOSED (EXECUTIVE) SESSION MEETING PURSUANT TO N.J.S.A. 10:4-12(b5) AND 10:4-12(b7) INVOLVING PURCHASE OR ACQUISITION OF PUBLIC PROPERTY AND/OR ANTICIPATED LITIGATION OR CONTRACT NEGOTIATIONS

BOROUGH OF WEST WILDWOOD
BOARD OF COMMISSIONERS
WORKSHOP MEETING
Official Action may be taken
WEDNESDAY – FEBRUARY 21, 2024
9:00 AM

MINUTES:

Mayor Ksiazek called the meeting to order, read the OPMA statement:

THIS WORKSHOP MEETING WAS CALLED PURSUANT TO THE PROVISIONS OF THE OPEN PUBLIC MEETING LAW. NOTICE OF THIS MEETING WAS IN RESOLUTION 2023-133. 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 AND BOROUGH WEBSITE

Mayor led the Pledge of Allegiance

ROLL CALL: Present

Comm. Banning

Comm. Segrest

Mayor Ksiazek

Solicitor Lyons

Deputy Clerk Carl O'Hala

CFO Elaine Crowley

Engineer representatives: Anthony Chadwell, Theresa Gardino, Stefanie Thonson

Administrator/Clerk Donna L. Frederick

Clerk read the following Resolution by number and title:

2024-025 - AUTHORIZING BOND COUNSEL PROFESSIONAL SERVICES CONTRACT FOR SERVICES NECESSARY TO AUTHORIZE AND ISSUE BONDS AND BOND ANTICIPATION NOTES FOR THE USDA MAPLE AVENUE FROM ARION TO NEPTUNE AVENUES SEWER, ROADWAY AND RELATED IMPROVEMENTS

Clerk called for a motion to adopt resolution.

Motion by Comm. Banning; Second by Comm. Segrest

Roll Call Vote: Comm. Banning, yes; Comm. Segrest, yes; Mayor Ksiazek, yes.

Resolution adopted.

2024-026 - APPROVING THE PROFESSIONAL SERVICES AGREEMENT – SPECIAL COUNSEL BETWEEN REMINGTON & VERNICK ENGINEERS, INC AND GEBHARDT & KIEFER, PC IN CONNECTION WITH THE USDA RURAL DEVELOPMENT APPLICATION – MAPLE AVENUE FROM ARION AVENUE TO NEPTUNE AVENUE PROJECT

Clerk called for a motion to adopt resolution.

Motion by Comm. Banning; Second by Comm. Segrest

Roll Call Vote: Comm. Banning, yes; Comm. Segrest, yes; Mayor Ksiazek, yes.

Resolution adopted.

2024-027 – ACKNOWLEDGING THE USDA LOAN RESOLUTION BY THE BOARD OF COMMISSIONERS FOR THE SEWER IMPROVEMENTS ON MAPLE AVENUE FROM ARION AVENUE TO NEPTUNE

AVENUE IN THE AMOUNT OF ONE MILLION FIVE HUNDRED NINETY-ONE THOUSAND DOLLARS

Clerk called for a motion to adopt resolution.

Motion by Comm. Banning; Second by Comm. Segrest

Roll Call Vote: Comm. Banning, yes; Comm. Segrest, yes; Mayor Ksiazek, yes.

Resolution adopted.

2024-028 – ACKNOWLEDGING A WATER AND WASTE SYSTEM GRANT AGREEMENT BETWEEN THE BOROUGH OF WEST WILDWOOD AND THE USDA RURAL UTILITY SERVICE IN THE AMOUNT OF ONE MILLION, TWO HUNDRED AND EIGHTY-FOUR THOUSAND, ONE HUNDRED DOLLARS

Clerk called for a motion to adopt resolution.

Motion by Comm. Banning; Second by Comm. Segrest

Roll Call Vote: Comm. Banning, yes; Comm. Segrest, yes; Mayor Ksiazek, yes.

Resolution adopted.

2024-029 - RESOLUTION OF SUPPORT FROM LOCAL GOVERNING BODY AUTHORIZING THE FY2023 LOCAL RECREATION IMPROVEMENT GRANT (LRIG) APPLICATION FUNDED BY THE NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS

Clerk called for a motion to adopt resolution.

Motion by Comm. Banning; Second by Comm. Segrest

Roll Call Vote: Comm. Banning, yes; Comm. Segrest, yes; Mayor Ksiazek, yes.

Resolution adopted.

Mayor discussed the roof project and the installation of the new HVAC system in the police department. The HVAC contractor will need to coordinate with the roofer in order to make sure the unit is sealed properly.

Cape May County has sent out a request for the commissioners to consider passing a resolution opposing the DEP regulations regarding tidal lands. A discussion ensued, Comm. Banning suggested the need for further review and information. This will be further discussed at the next workshop meeting.

Mayor announced free tree program from Atlantic City Electric are available.

Engineer Chadwell discussed the pre-construction meeting on Maple Avenue, the placement of the USDA signage placement and reviewed the following projects: Perna needs to complete the line striping for Lake Road project; they are working on getting the height for the new bulkhead at Venice Avenue; waiting on the NJDOT inspection for Pine Avenue; playground parking project time-frame; playground equipment is about eight weeks away.

A discussion ensued regarding bulkhead complaints and inspections in response to those complaints.

Comm. Banning asked the solicitor if the borough engineer needs anything to perform inspections.

Solicitor stated the engineers can perform observations, entering a property for inspections would present procedural issues and due process, however if there was eminent harm it would be different. Also, access from an adjacent property owner may be enough to determine that there is an issue.

Engineer Chadwell asked where the inspection would be billed. Administrator/Clerk stated the costs for such inspection would fall under the engineering account, but clearly itemized as bulkhead inspection(s) on the invoice. Engineer Chadwell suggested getting permissions from either the complainant or the neighbor of the bulkhead which the complaint was on.

A discussion on the next NJDOT project ensued. At this time solicitor suggested going into closed session regarding this matter pursuant to NJSA 10:4-12(b-5) and 10:4-12(b7), possible litigation and or contract negotiations.

Clerk prepared and read by title Resolution 2024-030.

RESOLUTION 2024-030 - AUTHORIZING A CLOSED (EXECUTIVE) SESSION MEETING PURSUANT TO N.J.S.A. 10:4-12(b5) AND 10:4-12(b7) INVOLVING PURCHASE OR ACQUISITION OF PUBLIC PROPERTY AND/OR ANTICIPATED LITIGATION OR CONTRACT NEGOTIATIONS

Clerk called for a motion to adopt resolution.

Motion by Comm. Banning; Second by Comm. Segrest

Roll Call Vote: Comm. Banning, yes; Comm. Segrest, yes; Mayor Ksiazek, yes.

Resolution adopted.

After the closed session ended, clerk called for a motion to reconvene the workshop meeting.

Motion by Comm. Banning; Seconded by Comm. Segrest

Roll Call Vote: Comm. Banning, yes; Comm. Segrest, yes; Mayor Ksiazek, yes.

Motion Carried.

Mayor informed commissioners of a conversation with the Deputy County Administrator Ron Simone and the possibility of entering into a shared service for our storm sewer valves replacement and inspections. Administrator/Clerk will meet with the County Engineer Bob Church and Landberg Construction on Friday to discuss the valve work.

Mayor received a proposal for the sheetrock work in the police department and the lady's restroom. The cost is \$2,500.00. Administrator suggested waiting until the roof is completed and having both areas worked on at the same time.

Comm. Segrest suggested after Phase II study is completed, a concept plan should for that area should be discussed, possible passive recreation area, and parking area. Solicitor suggested inquiring about Cape May County Open Space. Comm. Segrest suggested possibility of parking, a walking area and dog park. The first step is to contact County Commissioner Barr for guidelines regarding Open Space.

Solicitor informed the commissioners that there is COAH/FSH legislation pending which may impact communities and will update the borough accordingly. These changes will affect communities' obligations, the borough is good until 2025, there will be additional requirements in round four.

Discussion ensued, and Comm. Segrest will follow-up with TRIAD. Mayor suggested adding information into the County newsletter.

Discussion regarding the use or projects for the UEZ funding that the borough is eligible. Comm. Segrest will investigate ownership of open lots for possible open space project. Mayor reviewed current UEZ projects. Deputy Clerk will work drafting locations that have internet access for the security cameras.

A discussion ensued, Deputy Clerk will solicit quotes for the following access locations, DPW, Bridge, Siren Pole in the 500 block of Glenwood Avenue, 26th St. pump station and Taggart Park.

Mayor stated the project scope can be shortened if needed.

Mayor discussed the county round-table topics, which included dispatch services. Discussion ensued. Comm. Banning has investigated this matter in the past, the cost is greater than our shared services.

Deputy Clerk informed commissioners of a call requesting bench dedication. He informed the requester that the borough no longer does bench dedication, however they can dedicate a brick.

Mayor discussed stormwater and floodgate repairs, the bulkhead at the beach and Taggart Park. Administrator will reach out to Mitchell Welding to look at the beach bulkhead.

Solicitor will review the ordinance provided by General Code to accept the official Codification for the borough ordinance and it will be on the next regular meeting agenda.

Mayor opened the meeting up to the floor for public comment.
Hearing none, Mayor closed the public comment portion and clerk called for a motion to adjourn.

Motion to Adjourn:

Motion by Comm. Banning; Seconded by Comm. Segrest

Roll Call Vote: Comm. Banning, yes; Comm. Segrest, yes; Mayor Ksiazek, yes.

Motion Carried


Respectfully submitted,



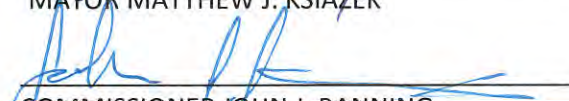
Donna L. Frederick, RMC, Municipal Clerk

This is a generalization of the Workshop meeting on FEBRUARY 21, 2024, and not a verbatim transcript.

THESE MINUTES WERE APPROVED AT THE APRIL 5, 2024, REGULAR COMMISSION MEETING



MAYOR MATTHEW J. KSIAZEK



COMMISSIONER JOHN J. BANNING



COMMISSIONER JOSPEH D. SEGREST

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

RESOLUTION 2024-025

**AUTHORIZING BOND COUNSEL PROFESSIONAL SERVICES CONTRACT FOR SERVICES
NECESSARY TO AUTHORIZE AND ISSUE BONDS AND BOND ANTICIPATION NOTES
FOR THE USDA MAPLE AVENUE FROM ARION TO NEPTUNE AVENUES SEWER,
ROADWAY AND RELATED IMPROVEMENTS**

WHEREAS, as per Resolution 2024-002 of the Board of Commissioners of the Borough of West Wildwood, McManimon, Scotland & Baumann, LLC was appointed bond counsel for the Borough of West Wildwood (“Bond Counsel”) and a contract for such professional services was approved and executed by the parties thereto;

WHEREAS, the Borough desires to undertake various sanitary sewer, stormwater and related improvements to Maple Avenue from Arion to Neptune Avenues within the Borough of West Wildwood, to be financed through the United States Department of Agriculture Rural Utilities Service (the “USDA”) grant and/or loan program (the “USDA Project”);

WHEREAS, the USDA requires the Borough to enter into a professional services agreement with Bond Counsel specifically addressing the services to be provided by Bond Counsel in connection with the USDA Project (the “USDA Fee Agreement”)

WHEREAS, the Chief Financial Officer of the Borough of West Wildwood has certified funds are available through Permanent Budget Certification Account #4-09-55-502-028 upon adoption of final budget in the amount of \$18,500.00.

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners of the Borough of West Wildwood, County of Cape May, New Jersey, that McManimon, Scotland & Baumann, LLC is authorized to proceed with legal services necessary to finance the USDA Project, with the cost for such services not to exceed \$18,500.00.

BE IT FURTHER RESOLVED that the Mayor is authorized to execute the USDA Fee Agreement and any other documents necessary in furtherance of the purpose of this Resolution.

	Motion	Second	Yes	No	Abstain	Absent
Mayor Mathew J. Ksiazek			X			
Commissioner John J. Banning	X		X			
Commissioner Joseph D. Segrest		X	X			

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 **Workshop Meeting** held on **Friday, February 21, 2024**.



Donna L. Frederick, RMC
Municipal Clerk

BOROUGH OF WEST WILDWOOD
Cape May County, New Jersey

RESOLUTION 2024-026

**APPROVING THE PROFESSIONAL SERVICES AGREEMENT – SPECIAL COUNSEL
BETWEEN REMINGTON & VERNICK ENGINEERS, INC AND GEBHARDT & KIEFER, PC
IN CONNECTION WITH THE USDA RURAL DEVELOPMENT APPLICATION – MAPLE
AVENUE FROM ARION AVENUE TO NEPTUNE AVENUE PROJECT**

WHEREAS, the Borough of West Wildwood (the “Borough”) and its engineers, Remington & Vernick Engineers, Inc. are in need of professional legal services and advice in connection with the USDA Rural Development Application – Maple Avenue from Arion Avenue to Neptune Avenue; and

WHEREAS, the Borough of West Wildwood and its engineers Remington & Vernick Engineers, Inc. desires to engage the services of Matthew P. Lyons, Esquire and his firm of Gebhardt & Kiefer , P.C. as special counsel for the professional legal services required for the above referenced project; and

WHEREAS, the Borough and its engineers Remington & Vernick Engineers, Inc. wish to enter a Professional Services Agreement for the term of January 1, 2024 -December 31, 2024, with Matthew Lyons and his firm Gebhardt & Kiefer as special counsel on the above referenced project; and (attached hereto as Exhibit “A”).


WHEREAS, the Chief Financial Officer has certified the funds are available through Permanent Budget Certification Account #4-01-20-155-027 upon adoption of final budget, not to exceed \$5,000.00.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Borough Committee of the Borough of West Wildwood, County of Cape May, State of New Jersey, that the Borough herein approves the Professional Services Agreement-Special Counsel between Remington Vernick Engineers, Inc. and Gebhardt & Kiefer, P.C. in connection with the USDA Rural Development Application- Maple Avenue from Arion Avenue to Neptune Avenue Project for the term of January 1, 2024- December 31, 2024.

BE IT FURTHER RESOLVED, that the Clerk and the Mayor of the Borough of West Wildwood, are hereby authorized to execute the Professional Services Agreement Special Counsel between Remington & Vernick Engineers and Gebhardt & Kiefer, P.C.

	Motion	Second	Yes	No	Abstain	Absent
Mayor Mathew J. Ksiazek			X			
Commissioner John J. Banning	X		X			
Commissioner Joseph D. Segrest		X	X			

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 **Workshop Meeting** held on **February 21, 2024**.



Donna L. Frederick, RMC
Municipal Clerk

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

RESOLUTION 2024-027

ACKNOWLEDGING THE USDA LOAN RESOLUTION BY THE BOARD OF COMMISSIONERS FOR THE SEWER IMPROVEMENTS ON MAPLE AVENUE FROM ARION AVENUE TO NEPTUNE AVENUE IN THE AMOUNT OF ONE MILLION FIVE HUNDRED NINETY-ONE THOUSAND DOLLARS

WHEREAS, a loan resolution of the Board of Commissioners of the Borough of West Wildwood authorizing and providing for the incurrence of indebtedness for the purpose of providing a portion of the costs of acquiring, construction, enlarging, improving and or extending its sewer on Maple Avenue from Arion Avenue to Neptune Avenue must be executed with the USDA; and

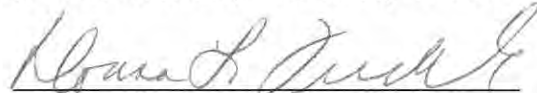
WHEREAS, it is necessary for the Borough of West Wildwood to raise a portion of the cost of such undertaking by issuance of its bonds in the principal amount of One Million, Five Hundred Ninety-One Thousand dollars; and

WHEREAS, the Board of Commissioners has adopted Bond Ordinance No. 607(2023) providing for the replacement of the sanitary sewer system on Maple Avenue, appropriating \$2,875,100.00 therefor and authorizing the issuance of bonds or notes to finance the cost thereof.

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners of the Borough of West Wildwood, County of Cape May, New Jersey, the Mayor and Clerk are hereby authorized to execute any associated documents for the USDA Loan Resolution.

	Motion	Second	Yes	No	Abstain	Absent
Mayor Matthew J. Ksiazek			X			
Commissioner John J. Banning	X		X			
Commissioner Joseph D. Segrest		X	X			

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 their **Workshop Meeting** held on **February 21, 2024**.



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

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

RESOLUTION 2024-028

**ACKNOWLEDGING A WATER AND WASTE SYSTEM GRANT AGREEMENT
BETWEEN THE BOROUGH OF WEST WILDWOOD AND THE USDA RURAL
UTILITY SERVICE IN THE AMOUNT OF ONE MILLION, TWO HUNDRED AND EIGHT
FOUR THOUSAND, ONE HUNDRED DOLLARS**

WHEREAS, the Board of Commissioners of the Borough of West Wildwood authorize a grant agreement for the purpose of acquiring, construction, enlarging, improving and or extending its sewer on Maple Avenue from Arion Avenue to Neptune Avenue from the Water and Waste System USDA Rural Utilities Service; and

WHEREAS, the Board of Commissioners has adopted Bond Ordinance No. 607(2023) providing for the replacement of the sanitary sewer system on Maple Avenue, appropriating \$2,875,100.00 therefor and authorizing the issuance of bonds or notes to finance the cost thereof.

WHEREAS, the USDA Water and Waste System Rural Utility Service has agreed to grant the Borough of West Wildwood a sum not to exceed \$1,284,100.00 or 44.66 percent of said project development costs, whichever is the lesser.

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners of the Borough of West Wildwood, County of Cape May, New Jersey, the Mayor and Clerk are hereby authorized to execute any associated documents for the USDA Water and Waste System Grant.

	Motion	Second	Yes	No	Abstain	Absent
Mayor Matthew J. Ksiazek			X			
Commissioner John J. Banning	X		X			
Commissioner Joseph D. Segrest		X	X			

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 their **Workshop Meeting** held on **February 21, 2024**.



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

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

RESOLUTION 2024-029

**RESOLUTION OF SUPPORT FROM LOCAL GOVERNING BODY AUTHORIZING
THE FY2023 LOCAL RECREATION IMPROVEMENT GRANT (LRIG) APPLICATION
FUNDED BY THE NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS**

WHEREAS, the New Jersey Department of Community Affairs is offering the Local Recreation Improvement Grant (LRIG); and

WHEREAS, The Local Recreation Improvement Grant is a competitive grant that supports improvement and repair of public recreation facilities including local parks, municipal recreation centers, and local stadiums; and

WHEREAS, access to outdoor recreation and community resources is critical for mental and physical health, particularly for those residents with limited or no other access to quality outdoor space or private recreational opportunities. Assisting local units in achieving unmet recreational obligations addresses these equity considerations, meeting the needs of communities that have been placed under substantial stress due to the lack of quality recreational facilities and spaces; and

WHEREAS, Local Recreation Improvement Grant funds will be allocated to each grant recipient to help cover costs associated with updating community centers, playgrounds, pools, fields, walking or bicycle trails, rail trails, multi-sport courts, and recreational facilities; one-time personnel costs directly related to improvements; project development professional services costs; equipment costs including playground and recreation facilities equipment; and environmental remediation costs required to prepare recreation sites for use; and

WHEREAS, the Local Recreation Improvement Grant (LRIG) exists to: Fund improvements to recreational facilities; Provide quality outdoor recreational space to underserved, communities, particularly in this time of heightened need; and assist local units in achieving unmet recreational obligations; and

WHEREAS, the Borough of West Wildwood strives to save tax dollars, assure clean land, air, and water, improve working and living environments; and

WHEREAS, the Borough of West Wildwood wishes to apply for funding through the NJDCA Local Recreation Improvement Grant; and

WHEREAS, the NJDCA Local Recreation Improvement Grant prioritizes unfunded projects and those that include a local match component; this project has a local match component in that the Borough of West Wildwood is committed to funding any cost in excess of the grant; and

WHEREAS, the Borough of West Wildwood desires to apply for and obtain a grant from the NJDCA for approximately \$100,000 for improvements to install new parking places at the Bay Avenue Waterfront Playground/Park and to construct a railing along the Bay Avenue Waterfront Playground/Park bulkhead for safety purposes.

NOW, THEREFORE, BE IT RESOLVED as follows:

- 1) The Governing Body of the Borough of West Wildwood does hereby authorize the application for this NJDCA Local Recreation Improvement Grant application; and
- 2) Recognizes and accepts that the NJDCA may offer a lesser or greater amount and therefore, upon receipt of the fully executed agreement from the NJDCA, does further authorize the expenditure of funds pursuant to the terms of the agreement between the Borough of West Wildwood and the NJDCA; and

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign the grant application, and that they or their successors in said titles are authorized to sign the agreement and any other documents necessary in connection therewith on behalf of the Borough of West Wildwood.

	Motion	Second	Yes	No	Abstain	Absent
Mayor Mathew J. Ksiazek			X			
Commissioner John J. Banning	X		X			
Commissioner Joseph D. Segrest		X	X			

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 **Workshop Meeting** held on **February 21, 2024**.



Donna L. Frederick, RMC
Municipal Clerk

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

RESOLUTION 2024-030

AUTHORIZING A CLOSED (EXECUTIVE) SESSION MEETING PURSUANT TO N.J.S.A. 10:4-12(b5) AND 10:4-12(b7) INVOLVING PURCHASE OR ACQUISITION OF PUBLIC PROPERTY AND/OR ANTICIPATED LITIGATION OR CONTRACT NEGOTIATIONS

WHEREAS, the Borough anticipates discussion of anticipated litigation or contract negotiations falling within which constitutes one of the permitted exemptions; and

WHEREAS, N.J.S.A. 10:4-12(b5) states “Any matter involving the purchase, lease or acquisition of real property with public funds, the setting of bank rates or investment of public funds where it could adversely affect the public interest if discussion of such matters were disclosed”


WHEREAS, N.J.S.A. 10:4-12(b7) states “Any pending or anticipated litigation or contract negotiation which the public body is or may become a party. Any matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer.” The parties to and docket number of each item of litigation and/or the parties to each contract discussed and the nature of the discussion.

WHEREAS, the minutes of this meeting shall remain confidential until after such time as Legal Counsel determines that the need for 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 convene to discuss the aforementioned matters.

	Motion	Second	Yes	No	Abstain	Absent
Mayor Matthew J. Ksiazek			X			
Commissioner John J. Banning	X		X			
Commissioner Joseph D. Segrest		X	X			

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 **Workshop Meeting** held on **February 21, 2024**.


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