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

Wednesday, February 11, 2015
Commissioners Meeting Room
Time: 5:30 p.m.

MEETING CALLED:
Meeting called to order by the Mayor

PLEDGE OF ALLEGIANCE
City Clerk leads in the Pledge of Allegiance to the Flag.

ROLL CALL
City Clerk called the roll and the following Commissioners answered to their names:
Byron – here, Leonetti – here, Troiano – here

OTHERS ATTENDING
Mary D'Arcy Bittner, Solicitor
Chris Eaton, Remington, Vernick & Walberg Engineers
Chris Fox, Administrator
Christopher D'Amico, Fire Chief
Marc D'Amico, Asst. Superintendent of Public Works
Ron Grookett, Water Utility
Jason Hesley, Tax Assessor
Hope Pinto, HR
Christopher Wood, City Clerk
Lisa Brown, Aide to the City Clerk

OPEN PUBLIC MEETING ANNOUNCEMENT
As per N.J.S.A. 10:4-12, City Clerk read the Open Public Meetings Act Announcement.

APPROVAL OF MINUTES
January 28, 2015, Work Session
January 28, 2015, Regular Meeting
January 28, 2015 Executive Session

Pending questions from the Board these Minutes will be approved during the Regular meeting. There were none.

RESOLUTION
City Clerk read the resolutions listed on the agenda.

A. Authorizing Emergency Temporary Appropriations
B. Authorizing Transfers between Budget Appropriations
C. Authorizing Refund for 2010, 2011, 2012 & 2013 Taxes due to Appeal re: Bl. 147, L. 10, 237 E. Spencer Avenue ($3,060.11)
D. Authorizing Refund for 2010, 2011, 2012 & 2013 Taxes due to Appeal re: Bl. 147, L.14, 244 E. Spicer Avenue ($46,204.73)
E. Authorizing Refund for 2010, 2011, 2012 & 2013 Taxes due to Appeal re: 147, L. 25, 236 E. Spicer Avenue ($15,942.26)
F. Authorizing cancellation of Sewer Billing and refund for the 2014 Billing due to account should never have been charged re: Acct#2120005-0, 504 W. Rio Grande Avenue
G. Approving Amusement Game License(s)
H. Supporting, Recognizing and Honoring the Service of Law Enforcement officers
I. Waiving Special Event Permit Fees – Various Events
J. Authorizing Professional Services Contract with William J. Kaufmann, Esquire from the Law Firm of Cafiero & Kaufmann re: Services in connection with 2015 Solicitor for the City of Wildwood Planning and Zoning Board of Adjustment ($12,000.00)
K. Authorizing Professional Services Contract with Alain Leibman, Attorney at Law from the law firm of Fox Rothschild, LLP re: Services pertaining to Point Break Group Management, LLC
L. Authorizing contract with Continental Fire & Safety, Inc. pursuant to N.J.S.A. 40A:11-12a and N.J.A.C.5:34-7.29 (c) re: Purchase of Fire Hose ($31,966.00)
M. Authorizing contract amendment with Remington, Vernick & Walberg re: General Engineering Services, Tax Map Maintenance (increase of $45,000.00 for a total of $124,000.00)
N. Authorizing the Sale of Surplus Property on an Online Auction Site (GovDeals)

O. Authorizing contract amendment with Anthony Deutsch Computer Service re: Professional Advertisement (decrease of $2,100.00 for a total of $1,500.00)
P. Authorizing cancellation of Tax Title Lien 14-00012 due to Request of Commissioners re: Bl. 10.01, L. 11, Early Out Investment ($1,129.11)
Q. Accepting proposal submitted for Beach Bar as submitted by Groundswell Design Group, Vibrant Development Group, Imian Partners and Gianni Atterbury
R. Authorizing Amendments to contract re: Daniel Speigel, Deputy Fire Chief
S. Authorizing the Tax Assessor of the City of Wildwood to file regular appeals on behalf of the City of Wildwood to the Cape May County Board of Taxation for the year 2015
T. Approving Interlocal Services Agreement with the County of Cape May re: use of Various Vehicles, Equipment, Materials and Control Devices pursuant to N.J.S.A. 40:8A:1 et seq
U. Authorizing date, time and location of Regularly Scheduled Commissioners Meetings for 2015
V. Authorizing payment of bills in the amount of $2,150,486.85 dated February 11, 2015
W. Authorizing filing of all reports and other data contained in this agenda

The City Clerk said he had the following Resolutions to add to the agenda, should to Board agree:
I. Authorizing Advertisement of RFQP for Food Cart
II. Authorizing declining of the July 4, 2015 BeachGlow Concert
III. Authorizing a contract with General Services Administration, GSA FAS Property Management Division re: Used 2002 Ford F150 ($1,800.00)
IV. Authorizing contract with Chas S. Winner, Inc. re: purchase of 2015 Ford F350 4WD Pick Up Truck ($29,844.49)

Mayor Troiano requested to Table Resolution "K" until after this item is discussed in Executive Session.

ORDINANCE:

1023-15 Ordinance Amending Ordinance No. 868-06, Sewer Use Ordinance (Fees) **(SECOND READING/PUBLIC HEARING/ADOPTION)**

1024-15 Ordinance Amending Chapter 7, Section 19 entitled "Boardwalk Amusement Zone"; (Hours permitted to display merchandise outside the building line) **(FIRST READING/INTRODUCTION)**

1025-15 Ordinance Establishing Flood Damage Prevention Measures in the City of Wildwood **(FIRST READING/INTRODUCTION)**

UNFINISHED BUSINESS

- None.

COMMUNICIATIONS:

- None.

APPLICANTS:

- Raffle Application, NJ State Council Knights of Columbus, May 16, 2015

This item was moved to Regular Session for approval.

NEW BUSINESS:

- None.

REPORTS:

- Engineer's Report – On file in the City Clerk's Office.

EXECUTIVE SESSION:

- Matter of Litigation – Point Break vs. City of Wildwood

ADJOURNED: There being no further business to be discussed, this meeting was adjourned at 5:35 p.m. Remarks as typed highlighted not verbatim as to subject matter.

MOTION: Leonetti SECONDED: Byron
ROLL CALL: Byron – Yes, Leonetti – Yes, Troiano – Yes.

_____
PETER BYRON, COMMISSIONER

_____
ANTHONY LEONETTI, COMMISSIONER

_____
ERNEST TROIANO, JR., MAYOR

ATTEST:_____
CHRISTOPHER WOOD, CITY CLERK

DATE MINUTES APPROVED:_____
CHRISTOPHER WOOD, CITY CLERK

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

Wednesday, February 11, 2015
Commissioner's Meeting Room
Time: 5:35 p.m.

MEETING CALLED
Meeting called to order by the Mayor

PLEDGE OF ALLEGIANCE
Deputy City Clerk leads in the Pledge of Allegiance to the Flag.

ROLL CALL
Deputy City Clerk called the roll and the following Commissioners answered to their names:
Byron – here, Leonetti – here, Troiano - here

OTHERS ATTENDING
Mary D'Arcy Bittner, Solicitor
Chris Eaton, Remington, Vernick & Walberg Engineers
Chris Fox, Administrator
Christopher D'Amico, Fire Chief
Marc D'Amico, Asst. Superintendent of Public Works
Ron Grookett, Water Utility
Jason Hesley, Tax Assessor
Hope Pinto, HR
Christopher Wood, City Clerk
Lisa Brown, Aide to the City Clerk

OPEN PUBLIC MEETING ANNOUNCEMENT
As per N.J.S.A. 10:4-12, City Clerk read the Open Public Meetings Act Announcement.

APPROVAL OF MINUTES
January 28, 2015 Work Session
January 28, 2015 Regular Meeting
January 28, 2015 Executive Session

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

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

59-2-15	Authorizing Emergency Temporary Appropriations
60-2-15	Authorizing Transfers between Budget Appropriations
61-2-15	Authorizing Refund for 2010, 20122, 2012 & 2013 Taxes due to Appeal re: Bl. 147, L. 10, 237 E. Spencer Avenue ($3,060.11)
62-2-15	Authorizing Refund for 2010, 2011, 2012 & 2013 Taxes due to Appeal re: Bl. 147, L. 14, 244 E. Spicer Avenue ($46,204.73)
63-2-15	Authorizing Refund for 2010, 2011, 2012 & 2013 Taxes due to Appeal re: Bl. 147, L. 25, 236 E. Spicer Avenue ($15,942.26)
64-2-15	Authorizing cancellation of Sewer Billing and refund for the 2014 Billing due to account should never have been billed re: Acct#2120005-0, 504 W. Rio Grande Avenue
65-2-15	Approving Amusement Game License(s)
66-2-15	Supporting, Recognizing and Honoring the Service of Law Enforcement Officers
67-2-15	Waiving Special Event Permit Fees – Various Events
68-2-15	Authorizing Professional Services Contract with William J. Kaufmann, Esquire from the Law Firm of Cafiero & Kaufmann re: Services in connection with 2015 Solicitor for the City of Wildwood Planning and Zoning Board of Adjustment ($12,000.00)
69-2-15	Authorizing Contract with Continental Fire & Safety, Inc. pursuant to N.J.S.A.40A:11-12a and N.J.A.C.5:34-7.29(c) re: Purchase of Fire Hose ($31,966.00)
70-2-15	Authorizing contract amendment with Remington, Vernick & Walberg re: General Engineering Services, Tax Map Maintenance (increase of $45,000.00 for a total of $124,000.00)
71-2-15	Authorizing the Sale of Surplus Property on an Online Auction Site (GovDeals)
72-2-15	Authorizing contract amendment with Anthony Deutsch Computer Service re: Professional Advertisement (decrease of $2,100.00 for a total of $1,500.00)

73-2-15 Authorizing cancellation of Tax Title Lien 14-00012 due to Request of Commissioners re: Bl. 10.01, L. 11, Early Out Investment ($1,129.11)

74-2-15 Accepting Proposal submitted for Beach Bar as submitted by Groundswell Design Group, Vibrant Development Group, Imian Partners and Gianni Atterbury

75-2-15 Authorizing Amendments to contract re: Daniel Speigel, Deputy Fire Chief

76-2-15 Authorizing the Tax Assessor of the City of Wildwood to file regular appeals on behalf of the City of Wildwood to the Cape May County Board of Taxation for the year 2015

77-2-15 Approving Interlocal Services Agreement with the County of Cape May re: use of Various Vehicles, Equipment, Materials and Control Devices pursuant to N.J.S.A. 40:8A:1 et seq

78-2-15 Authorizing date, time and location of Regularly Scheduled Commissioners Meetings for 2015

79-2-15 Authorizing payment of bills in the amount of $2,150,486.85 dated February 11, 2015

80-2-15 Authorizing filing of all reports and other data contained in this agenda

81-2-15 Authorizing Advertisement of RFQP for Food Cart

82-2-15 Authorizing declining of the July 4, 2015 BeachGlow Concert

83-2-15 Authorizing a contract with General Services Administration, GSA FAS Property Management Division re: Used 2002 Ford F150 ($1,800.00)

84-2-15 Authorizing a contract with Chas S. Winner, Inc. re: 2015 Ford F350 4WD Pick Up Truck ($29,844.49)

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

ORDINANCES:

1023-15 Ordinance Amending Ordinance No. 868-06, Sewer Use Ordinance (Fees) **(SECOND READING/PUBLIC HEARING/ADOPTION)**

MOTION TO OPEN PUBLIC HEARING
MOTION: Troiano SECOND: Byron
ROLL CALL: Byron – Yes, Leonetti – Yes, Troiano – Yes

None.

MOTION TO CLOSE PUBLIC HEARING
MOTION: Troiano SECOND: Leonetti
ROLL CALL: Byron – Yes, Leonetti – Yes, Troiano – Yes

MOTION TO ADOPT
MOTION: Troiano SECOND: Byron
ROLL CALL: Byron – Yes, Leonetti – Yes, Troiano – Yes
The Mayor announced Ordinance 1023-15 has been adopted.

1024-15 Ordinance Amending Chapter 7, Section 19 entitled "Boardwalk Amusement Zone"; (Hours permitted to display merchandise outside the building line) **(FIRST READING/INTRODUCTION)**

MOTION: Troiano SECOND: Leonetti
ROLL CALL: Byron – Yes, Leonetti – Yes, Troiano – Yes
The Mayor announced Ordinance 1024-15 has passed First Reading.

1025-15 Ordinance Establishing Flood Damage Prevention Measures in the City of Wildwood **(FIRST READING/INTRODUCTION)**

MOTION: Troiano SECOND: Byron
ROLL CALL: Byron – Yes, Leonetti – Yes, Troiano – Yes
The Mayor announced Ordinance 1025-15 has passed First Reading.

APPLICANTS:

- Raffle Application, NJ State Council Knights of Columbus, May 16, 2015

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

PUBLIC COMMENT: During regularly scheduled Board of Commissioners Meeting. Remarks will limit to five (5) minutes per person. City Clerk will be keeper of time and advise speaker when time has expired. Each member of the public will be permitted to speak only once per meeting. Criticism of public employees will be directed to the Personnel Department during work hours only.

None.

EXECUTIVE SESSION:
The Regular Business Meeting was recessed at 5:39 p.m. by motion of Byron seconded by Leonetti. The City Clerk read the subject(s) to be discussed and Executive Resolution No. 3-2-15 convening this meeting.

- Matter of Litigation – Point Break vs. City of Wildwood

RECONVENED: This Meeting was reconvened at 5:48. The following action was taken:

RESOLUTIONS:
85-2-15 Authorizing Professional Services Contract with Alain Leibman, Attorney at Law from the law firm of Fox Rothschild, LLP re: Services pertaining to Point Break Group Management, LLC

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

ADJOURNED: There being no further business, this meeting was adjourned at 5:49 p.m. Remarks as typed highlighted not verbatim as to subject matter.

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

_____
Peter Byron, COMMISSIONER

_____
Anthony Leonetti, COMMISSIONER

_____
Ernest Troiano, Jr., MAYOR

ATTEST:_____
Christopher Wood, City Clerk

DATE MINUTES APPROVED:_____