MINUTES OF A SPECIAL MEETING OF THE WILDWOOD COMMISSIONERS IN THE COUNTY OF CAPE MAY, NEW JERSEY

Friday, March 4, 2016
Commissioners Meeting Room
Time: 3:00 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
Robert Regalbuto, Police Chief
Christopher D'Amico, Fire Chief
John Davis, Code Enforcement
Cynthia Garland, QPA
Lisa Brown, Aide to City Clerk
Christopher H. Wood, 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:
None.

RESOLUTIONS:
A. Accepting proposal and awarding contract for music concert on the Beach, July 8 and 9, 2016
B. Accepting proposal and awarding contract for festival on the Beach July 1, 2016 and concert on the Beach July 4, 2016

Mayor Troiano requested to move Resolution "B" to Executive Session for discussion. He then opened the floor for Public Comment in reference to Resolution "A"

Jack Morey, 3501 Boardwalk: Mr. Morey said there has been a lot of tension during the last couple of years. He said he is very much against this. However, his commitment with the City remains intact. The City and the Morey's both want the same and are working together with the Rio Grande Avenue project. Whether the City and the Morey's agree or disagree with EDM, what troubling and disappointing to Mr. Morey is that he believed this wasn't going to be an issue again. He feels the Mayor made a commitment to the business community and broke it. Mayor Troiano said he and the Commissioners were elected not only to represent the business community, but all the citizens of the City. Mayor Troiano said there have been a lot of concessions made with respect to this. He said this concert will not be 100% EDM, and Mr. Kunkel is present to explain this year's festivities. Mayor Troiano admits that he's not a fan of EDM. However, that doesn't mean the same for everyone else. Mayor Troiano pointed out a couple of changes that have been made per the request of the public and business community such as the date, location of the event and concerns regarding vulgarity, and how it will be regulated. Mayor Troiano believes the Kunkel's are a quality group, and will run a good event. He said this event has changed considerably since the last event, enough for him to vote to approve it. Mr. Morey asked if this is being done for the business community. Mayor Troiano said this is being done for everyone. Mr. Morey told the Mayor that the business community does not support this event. Mayor Troiano said he had spoken with a lot of people and they don't have the same opinion now as they did then. Mr. Morey said he doesn't want EDM at all in this town and the only reason the business community suggested holding this event during the shoulder season was to be cooperative. Mayor Troiano again said this event has been changed considerably and feels Mr. Morey wouldn't have a problem if this was more of a country music concert, but explained that bad things happen at every event, no matter what the venue may be. Mr. Morey agreed but said EDM concerts are prone to have excessive drug use. Mayor Troiano said the City's had five EDM concerts and there were no deaths. He knows there were problems with underage drinking and drugs, but he can walk around town during senior week in the summer and see the same thing. He said no one wants to talk about that. Mr. Morey asked where the venue will be this year. Mayor Troiano said it will be at the corner of the Convention Center facing the ocean. Mr. Morey said the City has earned, and unearned difficulties in this town. He recently saw Wildwood was rated #7 as the most dangerous cities and towns, and said we need to be really careful with all we do. Mr. Morey said the City can either say no to this event, or have it at another time. Mr. Morey preferred if

the City said no. Mayor Troiano said he spoke with numerous people, including Gary McGee from the Hotel/Motel Association, and no one has a problem with it. Mr. Morey asked who would be accountable if something happened. Mayor Troiano said he'd be the first one to stand up. He also said if something happens, he may not approve the event in the future. Mr. Morey asked what more the Mayor needed to see from the past two concerts to make him change his mind. Mr. Morey referred to a police report relative to an overdose that occurred during the last event. Mayor Troiano said these things happen everywhere. Mr. Morey agreed but said this can be avoided by just saying no. Mr. Morey said keeping your fingers crossed in hopes that nothing like this will happen again is just not a very good plan to have. Mayor Troiano said every event has a drawback, and the first event wasn't a very good one. The promoter didn't hire enough security for the venue. Mr. Troiano said the Kunkel's, who are running this event, are a family organization who are not looking to make a profit, and are going to donate proceeds to the local schools music programs. Mr. Morey said he doesn't have a problem with the Kunkel's or EDM, but he does have a problem with the Mayor breaking his commitment. Mayor Troiano said he understands, but the Kunkel's have made every effort to make changes. Mr. Morey said it's not the Kunkel's, it's not the EDM, and it's not the charity. It's the fact that the Mayor made a commitment to the business community. Mr. Morey referred to a letter dated April 7, 2015, written by the City Solicitor to Judge Nelson saying there will be no EDM in 2015, 2016 and 2017, so he doesn't know what to think anymore. Ms. Bittner said that letter is not a fair representation, and explained the basis of the letter. At this time, Mayor Troiano called Dane Kunkel up to go over this year's event. Mr. Kunkel said this year the event will move into different music genres including dance and pop. The location of the venue has been moved and vulgarity will not be tolerated. If there is any vulgar language, the microphones will be removed. He said his event is not as bad as what it's being portrayed to be. These events are for charity and they do not get paid. He doesn't feel that it's right to be attacked due to other events. Mayor Troiano said his doors are always open and when he believes something's good for all people in this community, he will look favorably on it.

Barry Gehring, 200 W. Denver Ave, Wildwood Crest: Mr. Gehring is concerned about kids being able to enter the venue and asked if there's an age cut-off. Mr. Kunkel said this event will be for adults 18 years of age and older only.

There being no further comments, the Early Public Comment portion was closed.

80-3-16 Accepting proposal and awarding contract for music concert on the Beach July 8 and 9, 2016

MOTION: Troiano SECOND: Byron
ROLL CALL: Byron – Yes, Leonetti – No, Troiano – Yes

EXECUTIVE SESSION:
The Special Meeting was recessed at 3:33 p.m. by motion of Leonetti seconded by Byron. The City Clerk read the subject(s) to be discussed and Executive Resolution No. 4-3-16 convening this meeting.

- Litigation – The Morey Organization v. City of Wildwood, Docket No. CPM-L-57-16
- Litigation – 2701 Associates/The Morey Organization v. City of Wildwood, Docket No's. CPM-L-28-15 and CPM-L-77-15
- Contracts – Proposed Music Events on the Beach.

RECONVENED: This meeting was reconvened at 5:26 pm.

81-3-16 Accepting proposal for festival on the Beach July 1, 2016 and concert on the Beach July 4, 2016

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

ADJOURNED: There being no further business to be discussed, this meeting was adjourned at 5:27 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: C H Wood
CHRISTOPHER H. WOOD, CITY CLERK

DATE MINUTES APPROVED: March 23 2016
CHRISTOPHER H. WOOD, CITY CLERK