

BOROUGH OF WEST WILDWOOD
 COUNTY OF CAPE MAY
 NEW JERSEY

RESOLUTION 2012-001

ADOPTION OF A TEMPORARY BUDGET FOR FISCAL YEAR 2012

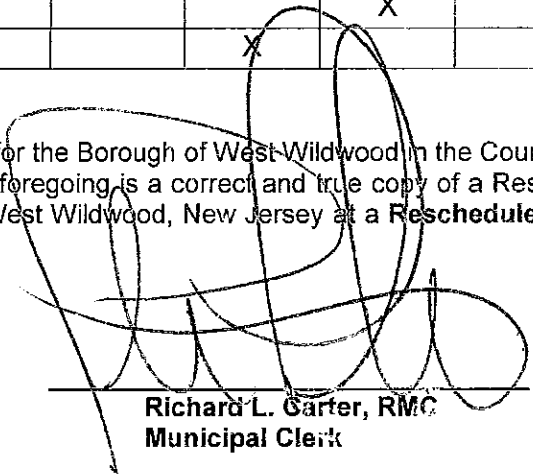
WHEREAS, the Borough of West Wildwood is authorized under N.J.S.A. 40A:4-19 to adopt a Temporary Budget prior to January 31 of the Fiscal Year in order to provide for any contracts, commitments, or payments which are required to be made during the period between the beginning of the Fiscal Year and the formal adoption of the Fiscal Year Budget; and

WHEREAS the Borough of West Wildwood is authorized to appropriate a sum in said Temporary Budget which shall not exceed 26.25% of the Total Appropriations made for all purposes in the Budget for the preceding Fiscal Year, excluding however, appropriations made for interest and debt redemption charges, capital improvement fund, and public assistance.

NOW THEREFORE BE IT RESOLVED by the Board of Commissioners of the Borough of West Wildwood, County of Cape May, State of New Jersey that the attachment statement to this Resolution entitled **Temporary Appropriations – 2012** shall be and is hereby approved in order to meet obligations of any contract, commitment, or payment required to be made between January 01, 2012 and the formal adoption and approval of the Fiscal Year 2012 Budget in accordance with, and as permitted by, the New Jersey Statutes.

| | Motion | Second | Yes | No | Abstain | Absent |
|-----------------------------------|--------|--------|-----|----|---------|--------|
| Mayor Herbert C. Frederick, Ed.D. | | X | X | | | |
| Commissioner Scott A. Golden | | | | X | | |
| Commissioner Gerard P. McNamara | X | | X | | | |

I, **Richard L. Carter, 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 **Rescheduled Meeting** held on **January 13, 2012**.



Richard L. Carter, RMC
 Municipal Clerk

BOROUGH OF WEST WILDWOOD
 COUNTY OF CAPE MAY
 NEW JERSEY

RESOLUTION 2012-002

**A RESOLUTION APPROVING A BUDGET TRANSFERS
 FOR THE BUDGET YEAR 2011**

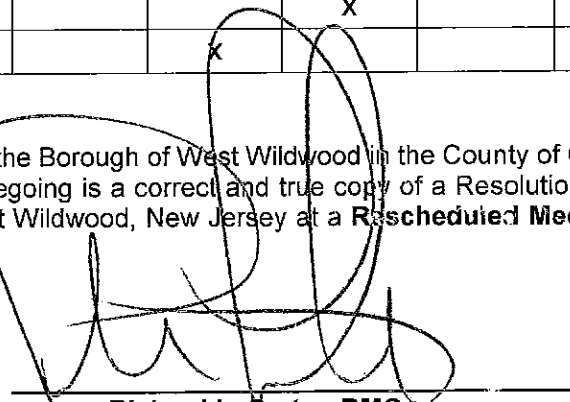
WHEREAS, the following transfers are necessary to make certain year end transfers to the FY 2011 Budget.

NOW THEREFORE BE IT RESOLVED that the following FY2011 Budget transfers be made:

| <u>CURRENT</u> | <u>From</u> | <u>To</u> |
|---------------------------------------|-----------------|-----------------|
| Tax Assessment OE (1-01-20-150-029) | 1,075.62 | |
| TOTAL | 1,075.62 | |
| Finance OE (1-01-20-130-029) | | 221.50 |
| Collection of Taxes(1-01-20-145-026) | | 854.12 |
| TOTAL | | 1,075.62 |

| | Motion | Second | Yes | No | Abstain | Absent |
|-----------------------------------|--------|--------|-----|----|---------|--------|
| Mayor Herbert C. Frederick, Ed.D. | | X | X | | | |
| Commissioner Scott A. Golden | | | | X | | |
| Commissioner Gerard P. McNamara | X | | X | | | |

I, **Richard L. Carter, 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 ~~Rescheduled Meeting~~ held on **January 13, 2012**.



Richard L. Carter, RMC
 Municipal Clerk

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

**RESOLUTION NO. 2012-003
AUTHORIZING APPOINTMENT OF A MUNICIPAL AUDITOR**

WHEREAS, the Board of Commissioners of the Borough of West Wildwood has a need to acquire Professional Services of a Municipal Auditor; and

WHEREAS, John Bowman of the firm of Bowman and Company has served as, and is qualified to serve as, Municipal Auditor for the Borough of West Wildwood and has prepared a Proposal for said services as attached hereto; and

WHEREAS, Bowman and Company has completed and submitted a Business Entity Disclosure which certifies that they have not made any reportable contributions to a political or candidate committee in the name of West Wildwood Borough Commissioner within the previous year and that this Contract will prohibit Bowman and Company from making any reportable contributions for the term of this Contract.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Borough of West Wildwood, Cape May County, New Jersey, hereby appoints John Bowman of **Bowman and Company** as Municipal Auditor for the Borough of West Wildwood for one (1) year commencing January 01, 2012; and

~~**BE IT FURTHER RESOLVED** that the Mayor and Clerk are hereby authorized to execute a Contract with **Bowman and Company** for the providing of said services, which Contract Amount shall be in accordance with the Standard Hourly Rates and Minimum Fees established in said Engagement Contract presented on December 19, 2011; and~~

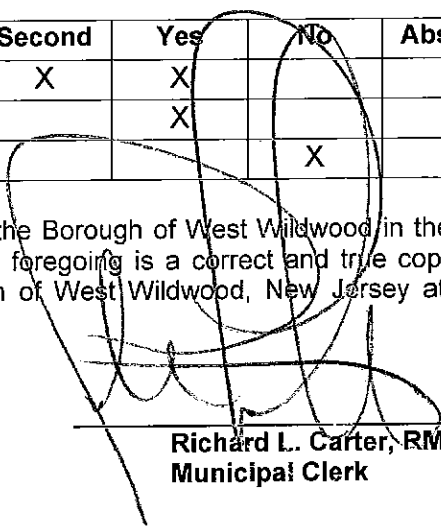
BE IT FURTHER RESOLVED that the aforesaid Contract is awarded without competitive bidding as a "Professional Service" under the provisions of the Local Public Contracts Law because N.J.S.A. 40A:11-5, which provides inter alia, that no local unit shall be required to advertise for bids for services rendered or performed by a person authorized by law to practice a recognized professional and whose practice is regulated by law, or to advertise for bids for services which are of such a qualitative nature as will not reasonably permit the drawing of specifications or the receipt of competitive bids all of which classification the aforesaid contract falls within; and

BE IT FURTHER RESOLVED that a copy of this Resolution shall be published in the officially designated newspaper as required by law; and

BE IT FURTHER RESOLVED, that a Certificate of Available Funds from the Municipal Finance Officer is attached herewith.

| | Motion | Second | Yes | No | Abstain | Absent |
|-----------------------------------|--------|--------|-----|----|---------|--------|
| Mayor Herbert C. Frederick, Ed.D. | | X | X | | | |
| Commissioner Gerard P. McNamara | X | | X | | | |
| Commissioner Scott A. Golden | | | | X | | |

I, **Richard L. Carter, 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 **Rescheduled Meeting** held on **January 13, 2012**



**Richard L. Carter, RMC
Municipal Clerk**

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

**RESOLUTION NO. 2012-004
APPROVAL OF CHANGE ORDER NUMBER 1
FOR O AND PINE AVENUE PROJECT**

WHEREAS, the Board of Commissioners of the Borough of West Wildwood awarded a Contract to Bud Concrete per Resolution 2011-111 in the amount of \$269,252.25; and

WHEREAS, the Municipal Engineer has prepared Change Order Number 1, attached hereto, which will eliminate certain underground drainage work not necessary for the completion of the Project; and

WHEREAS, said Change Order will result in a reduction of the Contract by \$32,800.00.

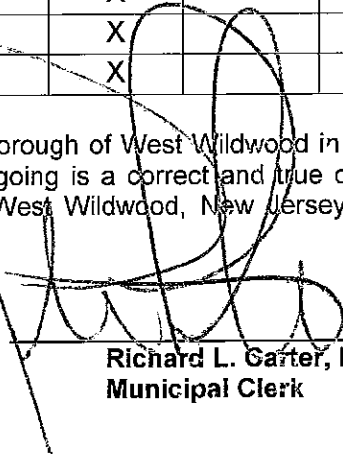
NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Borough of West Wildwood, Cape May County, New Jersey, that it hereby accepts the recommendation of the Municipal Engineer and agrees to the approval of Change Order Number 1 for the O Avenue and Pine Avenue Project, which approval will result in a reduction in the Original Contract Amount and establish a new Adjusted Contract Amount of \$236,452.25; and

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to execute Contact Order Number 1 for the O Avenue and Pine Avenue Project, all in accordance with the form of Change Order prepared by the Municipal Engineer and dated December 16, 2011; and

BE IT FURTHER RESOLVED that two (2) certified copies of this Resolution shall be presented to the Municipal Engineer for forwarding to the New Jersey Department of Transportation to accompany the State's form of Change Order as above approved.

| | Motion | Second | Yes | No | Abstain | Absent |
|-----------------------------------|--------|--------|-----|----|---------|--------|
| Mayor Herbert C. Frederick, Ed.D. | | X | X | | | |
| Commissioner Gerard P. McNamara | X | | X | | | |
| Commissioner Scott A. Golden | | | X | | | |

I, **Richard L. Carter, 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 **Rescheduled Meeting** held on **January 13, 2012**



Richard L. Carter, RMC
Municipal Clerk

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

RESOLUTION 2012-005

APPOINTMENT OF A DEPUTY MUNICIPAL REGISTRAR

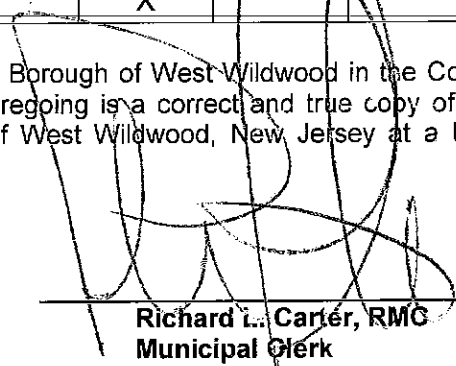
WHEREAS, it is necessary and essential for the Municipality to formally appoint a Deputy Municipal Registrar; and

WHEREAS, Louise Pelligrino of the Borough of West Wildwood has agreed to serve as same.

NOW, THEREFORE, BE IT FURTHER RESOLVED, by the Board of Commissioners of the Borough of West Wildwood, Cape May County, New Jersey that Louise Pelligrino shall herewith be appointed as Deputy Municipal Registrar for the term January 01, 2012 and ending December 31, 2012.

| | Motion | Second | Yes | No | Abstain | Absent |
|-----------------------------------|--------|--------|-----|----|---------|--------|
| Mayor Herbert C. Frederick, Ed.D. | | X | X | | | |
| Commissioner Scott A. Golden | | | | X | | |
| Commissioner Gerard P. McNamara | X | | X | | | |

I, **Richard L. Carter, 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 **Rescheduled Meeting** held on **January 13, 2012**



Richard L. Carter, RMC
Municipal Clerk

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

RESOLUTION 2012-006

APPOINTMENT OF A MUNICIPAL ALLIANCE REPRESENTATIVE

WHEREAS, the Borough of West Wildwood is a member of the Greater Wildwood Alliance consisting of West Wildwood, North Wildwoods, Wildwood, and Wildwood Crest; and

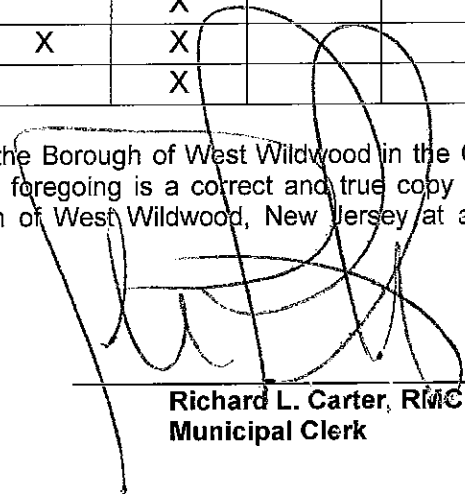
WHEREAS to improve the communications between the Alliance and the Borough, it is the desire of the Borough to appoint a formal Borough Representative to said Alliance; and

WHEREAS, Cheryl Conti of the Borough of West Wildwood has agreed to serve as same.

NOW, THEREFORE, BE IT FURTHER RESOLVED, by the Board of Commissioners of the Borough of West Wildwood, Cape May County, New Jersey that Cheryl Conti shall herewith be appointed as the Municipal Representative to the Greater Wildwood Municipal Alliance for the term January 01, 2012 and ending December 31, 2012.

| | Motion | Second | Yes | No | Abstain | Absent |
|-----------------------------------|--------|--------|-----|----|---------|--------|
| Mayor Herbert C. Frederick, Ed.D. | | | X | | | |
| Commissioner Scott A. Golden | | X | X | | | |
| Commissioner Gerard P. McNamara | X | | X | | | |

I, **Richard L. Carter, 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 **Rescheduled Meeting** held on **January 13, 2012**



Richard L. Carter, RMC
Municipal Clerk

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

RESOLUTION 2012-007

ADOPTION OF A POLICIES AND PROCEDURES MANUAL

WHEREAS, in accordance with Resolution 06-22, the Borough of West Wildwood adopted a **Policies and Procedures Manual (Manual)** dated March 03, 2006; and

WHEREAS to improve the existing policy of the Borough of West Wildwood in treating the employees and prospective employees in a manner consistent with all applicable employment laws and regulations including, but not limited to Title VII of the Civil Rights Act of 1964, as amended by the Equal Opportunity Act of 1972, the Age Discrimination in Employment Act, the Equal Pay for Equal Work Act, the Fair Labor Standards Act, the New Jersey Law Against Discrimination, the Americans with Disabilities Act, the Family and Medical Leave Act, the Conscientious Employee Protection Act, the Public Employee Occupational Safety and Health Act, the New Jersey Attorney General's Guidelines with respect to Police Department personnel matters, the New Jersey Workers Compensation Act, the Federal Consolidated Omnibus Budget Reconciliation Act (COBRA), and the Open Public Meeting Act; all as currently amended and updated, it is necessary to make improvements and modifications to the existing **Manual**; and

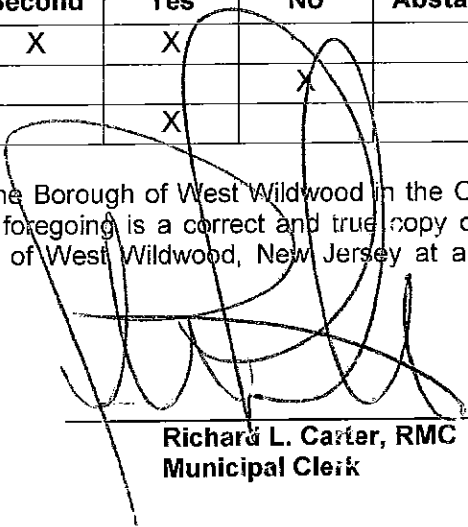
WHEREAS, an updated **Manual**, effective January 01, 2012 has been prepared to meet these updated and current regulatory amendments.

NOW, THEREFORE, BE IT FURTHER RESOLVED, by the Board of Commissioners of the Borough of West Wildwood, Cape May County, New Jersey that it hereby approved and adopts the **Policies and Procedures Manual** effective January 01, 2012, a copy of which is on file with the Municipal Clerk; and

BE IT FURTHER RESOLVED that the conditions and applicability of this revised and updated **Manual** as adopted shall extend to the same resolved conditions and applicability as established in Resolution 06-22 as if set forth in their entirety herein.

| | Motion | Second | Yes | No | Abstain | Absent |
|-----------------------------------|--------|--------|-----|----|---------|--------|
| Mayor Herbert C. Frederick, Ed.D. | | X | X | | | |
| Commissioner Scott A. Golden | | | | X | | |
| Commissioner Gerard P. McNamara | X | | X | | | |

I, **Richard L. Carter, 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 **Rescheduled Meeting** held on **January 13, 2012**



**Richard L. Carter, RMC
Municipal Clerk**

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

RESOLUTION 2012-008

**APPROVAL AND AUTHORIZATION TO ADVERTISE THE PLANS AND SPECIFICATIONS
FOR THE MUNICIPAL HALL ROOF REPLACEMENT**

WHEREAS, the Borough of West Wildwood is desirous of advertising and receiving bids for the **WEST WILDWOOD BOROUGH HALL ROOF REPLACEMENT, 701 West Glenwood Avenue** in the Borough of West Wildwood; and

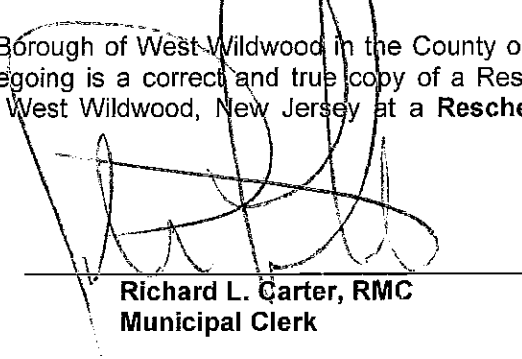
WHEREAS plans and specifications are being prepared by the Municipal Engineer and will be available for distribution on February 01, 2012;

NOW THEREFORE BE IT RESOLVED by the Board of Commissioners of the Borough of West Wildwood that it hereinafter authorizes the Municipal Clerk to advertise for said public bids in accordance with said Plans and Specifications in the February 01, 2012 Edition of the Atlantic City Press with bids to be received at 11:00 A.M. on Friday, February 17, 2012 in Municipal Hall, 701 West Glenwood Avenue, West Wildwood, N.J.; and

BE IT FURTHER RESOLVED that the Borough of West Wildwood reserves the right to reject any and all bids.

| | Motion | Second | Yes | No | Abstain | Absent |
|-----------------------------------|--------|--------|-----|----|---------|--------|
| Mayor Herbert C. Frederick, Ed.D. | | | X | | | |
| Commissioner Scott A. Golden | X | | X | | | |
| Commissioner Gerard P. McNamara | | X | X | | | |

I, **Richard L. Carter, 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 **Rescheduled Meeting** held on **January 13, 2012**



Richard L. Carter, RMC
Municipal Clerk

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

RESOLUTION 2012-009

**CANCELLATION OF PROPERTY TAX AND SEWER BALANCES,
IN THE DISCRETION OF THE TAX COLLECTOR, THAT ARE
UNDER TEN DOLLARS FOR THE 2011 TAX YEAR**

WHEREAS, the Municipal Tax Collector has brought to the attention of the Governing Body that there are several very small outstanding balances for property tax and sewer rate charges of interest and/or penalties for the Tax Year 2011; and

WHEREAS the Municipal Tax Collector has requested authority to cancel said balances under appropriate circumstances, where small balances occurred as a result of full payment of taxes but received a day or so late by the Tax Collector, thereby incurring penalties and/or interest; and

WHEREAS, the cancellation of said balances under ten dollars (\$10.00) is authorized by New Jersey Statutes and is an appropriate exercise of governmental discretion.

NOW THEREFORE BE IT RESOLVED by the Board of Commissioners of the Borough of West Wildwood, County of Cape May, State of New Jersey that the Municipal Tax Collector is hereby authorized to cancel interest and/or penalty balances under ten dollars (\$10.00) for the 2011 Tax Year for property tax and sewer rate balances, under appropriate circumstances.

| | Motion | Second | Yes | No | Abstain | Absent |
|-----------------------------------|--------|--------|-----|----|---------|--------|
| Mayor Herbert C. Frederick, Ed.D. | | | X | | | |
| Commissioner Scott A. Golden | X | | X | | | |
| Commissioner Gerard P. McNamara | | X | X | | | |

I, **Richard L. Carter, 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 **February 03, 2012**.



**Richard L. Carter, RMC
Municipal Clerk**

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

RESOLUTION NO. 2012-010

APPOINTMENT OF A RISK MANAGEMENT CONSULTANT

WHEREAS, the Board of Commissioners of the Borough of West Wildwood is required by the By Laws of the Atlantic County Municipal Joint Insurance Fund to acquire Professional Services of a Risk Management Consultant; and

WHEREAS, **J. Byrne Agency** of 5200 New Jersey Avenue, Wildwood, New Jersey has served as, and is qualified to serve as, Risk Management Consultant for the Borough of West Wildwood in accordance with the Agreement attached hereto; and

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Borough of West Wildwood, Cape May County, New Jersey, hereby appoints **J. Byrne Agency** of 5200 New Jersey Avenue, Wildwood, New Jersey as Risk Management Consultant to the Atlantic County Joint Insurance Fund for the period of one (1) year commencing January 01, 2012; and

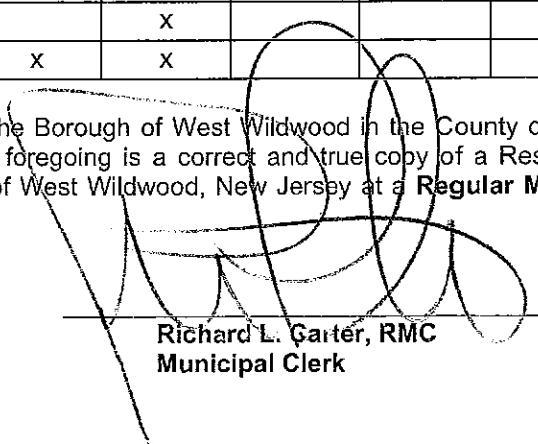
BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to execute an Agreement with J. Byrne Agency for the providing of said services, which Agreement Amount shall be six percent (6%) of the Municipality's annual assessment as promulgated by the Atlantic County Joint Insurance Fund to be paid for through the Fund Assessment; and

BE IT FURTHER RESOLVED that the aforesaid Agreement is awarded without competitive bidding as a "Professional Service" under the provisions of the Local Public Contracts Law because N.J.S.A. 40A:11-5, which provides inter alia, that no local unit shall be required to advertise for bids for services rendered or performed by a person authorized by law to practice a recognized professional and whose practice is regulated by law, or to advertise for bids for services which are of such a qualitative nature as will not reasonably permit the drawing of specifications or the receipt of competitive bids all of which classification the aforesaid contract falls within; and

BE IT FURTHER RESOLVED that a copy of this Resolution shall be published in the officially designated newspaper as required by law; and

| | Motion | Second | Yes | No | Abstain | Absent |
|-----------------------------------|--------|--------|-----|----|---------|--------|
| Mayor Herbert C. Frederick, Ed.D. | | | X | | | |
| Commissioner Scott A. Golden | X | | X | | | |
| Commissioner Gerard P. McNamara | | X | X | | | |

I, **Richard L. Carter, 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 **February 03, 2012**



**Richard L. Carter, RMC
Municipal Clerk**

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

RESOLUTION 2012-011

**ESTABLISHING THE ELECTION OF THE MEMBERS OF THE
WEST WILDWOOD BOARD OF EDUCATION AS THE
FIRST TUESDAY AFTER THE FIRST MONDAY IN NOVEMBER**

WHEREAS, P.L.2011,c.202 authorizes changing the election date of the school board members from the third Tuesday in April to the first Tuesday after the first Monday in November (the General Election); and

WHEREAS, such action requires the adoption of a resolution by a school district or the municipality, or municipalities constituting such district, as set forth in P.L.2011,c.202; and

WHEREAS, P.L.2011,c.202 requires that the change to a November election remain in effect for four (4) years; and

WHEREAS, P.L.2011, c.202 eliminated the annual voter referendum on the proposed general fund tax levy (i.e. the base budget which is at, or below, the statutory tax levy cap) in school districts where board of education members are elected at the General Election; and

WHEREAS, P.L.2011,c.202 requires that an additional general fund tax levy proposal (i.e. for an expenditure in excess of the tax levy cap) be presented to voters as a separate question at the General Election; and

WHEREAS, the Governing Body of the Borough of West Wildwood believes that the financial interest of its constituents is safeguarded by the State's tax levy cap and the thorough review of the proposed school budget by the Executive County Superintendent and the Executive County School Business Administrator; and

WHEREAS, the Governing Body of the Borough of West Wildwood believes that more citizens will participate in the selection of school board members than on the third Tuesday in April and that the higher level of participation will foster positive interest in our public schools; and

WHEREAS, the Governing Body of the Borough of West Wildwood is committed to the non-partisan status of school board membership and the non-partisan conduct of school elections, and believes this principle will not be compromised by conducting board member elections in November; and

WHEREAS, the Governing Body of the Borough of West Wildwood was informed by the County Clerk that West Wildwood and North Wildwood were the only remaining districts out of seventeen (17) school districts to not as yet formally move the school board elections to November resulting in a potential estimated increase in the April school board election costs from \$1,972.36 to \$2,988.26.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Borough of West Wildwood, Cape May County, New Jersey that, pursuant to P.L.2011,c.202, the annual election date for school board members is hereby changed from the third Tuesday in April to the November General Election, beginning in 2012; and

BE IT FURTHER RESOLVED that, pursuant to P.L.2011,c.202, the annual organizational meeting of the West Wildwood Board of Election will take place in the first week of January following the November General Election and that the board of education's next organization meeting will take place in the first week of January, 2013; and

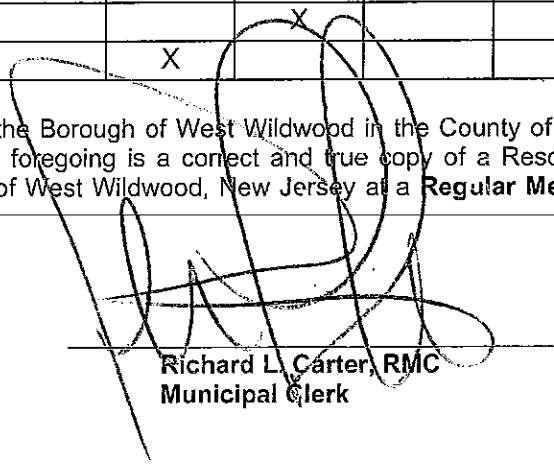
BE IT FURTHER RESOLVED that, pursuant to P.L. 2011,c.202, members of the West Wildwood Board of Education whose terms would have expired by May, 2012 will continue to serve in office until the January, 2013 organization meeting; and

BE IT FURTHER RESOLVED that a certified copy of this resolution shall be transmitted to the Cape May County Clerk, the Cape May County Board of Elections and/or Superintendent of Elections, the Borough of West Wildwood School Board Secretary, the Department of State, Division of Elections, the Department of Education's Executive County Superintendent, and the Department of Community Affairs Division of Local Government Services; and

BE IT FURTHER RESOLVED that a certified copy of this resolution also be provided to the New Jersey School Boards Association and the New Jersey League of Municipalities.

| | Motion | Second | Yes | No | Abstain | Absent |
|-----------------------------------|--------|--------|-----|----|---------|--------|
| Mayor Herbert C. Frederick, Ed.D. | | X | X | | | |
| Commissioner Scott A. Golden | | | | X | | |
| Commissioner Gerard P. McNamara | X | | X | | | |

I, **Richard L. Carter, 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 **February 03, 2012**



**Richard L. Carter, RMC
Municipal Clerk**

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

RESOLUTION NO. 2012-012

**EMERGENCY APPROPRIATION
TO THE 2012 TEMPORARY MUNICIPAL BUDGET**

WHEREAS, it is necessary to provide for the appropriation of an unanticipated line item in the 2012 Temporary Budget for the expenditure of a Shared Services Agreement for a Municipal Registrar; and

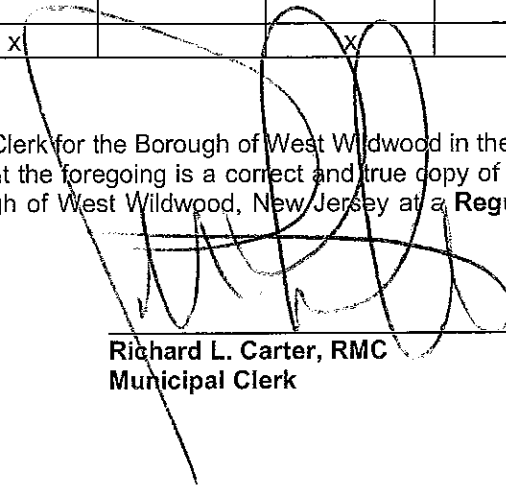
WHEREAS, N.J.S.A. 40:4-1, et seq provides for the creation of an emergency appropriation into the Temporary Budget for the purposes mentioned above.

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of West Wildwood, Cape May County, New Jersey, that the following line item and amount is inserted into the 2012 Temporary Budget:

Interlocal Agreement for Registrar, etc **\$1,500.00**

| | Motion | Second | Yes | No | Abstain |
|--|---------------|---------------|------------|-----------|----------------|
| Mayor Herbert C. Frederick, Ed.D. | | X | X | | |
| Commissioner Scott A. Golden | | | | X | |
| Commissioner Gerard P. McNamara | X | | X | | |

I, **Richard L. Carter, 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 **February 03, 2012**.



Richard L. Carter, RMC
Municipal Clerk

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

RESOLUTION NO. 2012-013

**APPROVAL OF THE APPOINTMENT OF
ROBERT J. KING AS DEPUTY CHIEF
FOR THE WEST WILDWOOD POLICE DEPARTMENT**

WHEREAS, the Board of Commissioner seek to fulfill a position within the West Wildwood Police Department; and

WHEREAS, Robert J. King is a qualified and fully trained Law Enforcement Officer with the qualifications to serve in the position as Deputy Chief of Police; and

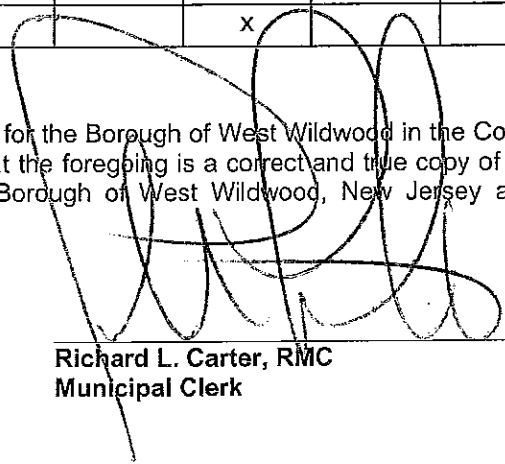
WHEREAS, the Borough recognizes that this position is currently vacant and the filling of this position will further the ability of the Department to provide for the health, safety, and welfare of the Borough.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of West Wildwood, County of Cape May, State of New Jersey that it accepts the recommendation of the Mayor and agrees to the employment of Robert J. King as Deputy Chief of Police; and

BE IT FURTHER RESOLVED that the Mayor be and he is hereby authorized to execute an Employment Contract with Robert J. King to serve as Deputy Chief of Police for the West Wildwood Police Department.

| | Motion | Second | Yes | No | Abstain | Absent |
|-----------------------------------|--------|--------|-----|----|---------|--------|
| Mayor Herbert C. Frederick, Ed.D. | | X | X | | | |
| Commissioner Scott A. Golden | | | | X | | |
| Commissioner Gerard P. McNamara | X | | X | | | |

I, **Richard L. Carter, 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 **February 03, 2012**.



Richard L. Carter, RMC
Municipal Clerk

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

RESOLUTION NO. 2012-014

APPOINTMENT OF LPS INFORMATION COORDINATORS

WHEREAS, Governor Christie has reorganized the former Council on Affordable Housing (COAH) and transferred all of its functions to the Department of Community Affairs Local Planning Services (LPS); and

WHEREAS, it is necessary to provide the LPS with primary and secondary contacts on behalf of the Municipality in this regard

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Borough of West Wildwood, Cape May County, New Jersey, that the Municipal Clerk shall be the designated Primary Contact with the LPS with regard to the receipt and distribution of information with the LPS; and

BE IT FURTHER RESOLVED that the Administrative Assistant shall be designated as the Secondary Contact with regard to receipt and information with the LPS; and

BE IT FURTHER RESOLVED that the Mayor and Municipal Clerk are hereby directed to execute any and all forms and documents effectuating this contact information and transmit same to the Local Planning Services of the N.J. Division of Community Affairs.

| | Motion | Second | Yes | No | Abstain | Absent |
|-----------------------------------|--------|--------|-----|----|---------|--------|
| Mayor Herbert C. Frederick, Ed.D. | | | X | | | |
| Commissioner Gerard P. McNamara | | X | X | | | |
| Commissioner Scott A. Golden | X | | X | | | |

I, **Richard L. Carter, 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 **Regularly Scheduled Meeting** held on **February 03, 2012**



**Richard L. Carter, RMC
Municipal Clerk**

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

RESOLUTION 2012-015

**A RESOLUTION AUTHORIZING THE BOROUGH OF WEST WILDWOOD
TO ENTER INTO AN INTERLOCAL SERVICES AGREEMENT WITH THE
CITY OF WILDWOOD FOR SERVICES RELATING TO
REGISTRAR**

WHEREAS, in accordance with the provisions of N.J.S.A. 40:8A-1, et seq., also known as the Interlocal Services Act, local units of government may enter into a contract whereby one unit may provide, on behalf of another unit, a service or services which it is legally able to provide for itself; and

WHEREAS, the Borough of West Wildwood is in need of the services of a qualified Registrar; and

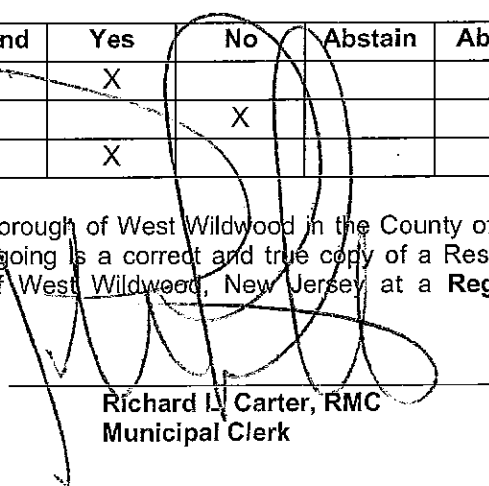
WHEREAS, the City of Wildwood has indicated a willingness to provide certain services to the Borough of West Wildwood as a cost savings service for both municipalities.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of West Wildwood that the Mayor be and he is hereby authorized to execute a Shared Services Agreement with the City of Wildwood for the providing of a Registrar for the period from February 01, 2012 to June 30, 2012; and

BE IT FURTHER RESOLVED that a Certificate of Availability of Funds for said purpose is hereby attached.

| | Motion | Second | Yes | No | Abstain | Absent |
|-----------------------------------|--------|--------|-----|----|---------|--------|
| Mayor Herbert C. Frederick, Ed.D. | | X | X | | | |
| Commissioner Scott A. Golden | | | | X | | |
| Commissioner Gerard P. McNamara | X | | X | | | |

I, **Richard L. Carter, 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 **Regularly Scheduled Meeting** held on **February 03, 2012**.



**Richard L. Carter, RMC
Municipal Clerk**

BOROUGH OF WEST WILDWOOD
COUNTY OF CAPE MAY
NEW JERSEY

RESOLUTION 2012-016

**A RESOLUTION APPROVING BUDGET TRANSFERS
FOR THE MUNICIPAL BUDGET CY2011**

WHEREAS, the Acting Chief Financial Official has recommended the following transfers as necessary to CY2011 Budget.

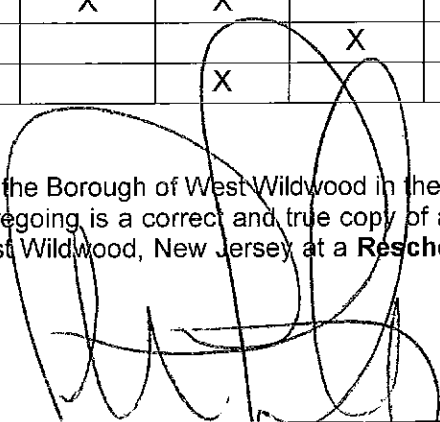
NOW THEREFORE BE IT RESOLVED by the Governing Body of the Borough of West Wildwood, Cape May County, New Jersey that the following CY2011 Budget transfers as recommended be made:

| <u>CURRENT</u> | <u>From</u> | <u>To</u> |
|--|------------------|-----------|
| Engineering OE (1-01-20-165-028) | 555.78 | |
| Street Lighting (1-01-31-435-000) | 1,166.39 | |
| Buildings & Grounds OE (1-01-26-310-082) | 4,264.80 | |
| Worker Compensation (1-01-23-215-000) | 16,000.00 | |
| Clerk SW (1-01-20-120-011) | 10,000.00 | |
| TOTAL | 31,986.97 | |

| | |
|---------------------------------------|------------------|
| Tax Assessment OE (1-01-20-150-029) | 555.78 |
| Finance OE (1-01-20-130-020) | 971.38 |
| Collection of Taxes (1-01-20-145-020) | 195.01 |
| Solid Waste OE (1-01-26-305-029) | 4,264.80 |
| Legal OE (1-01-20-155-027) | 26,000.00 |
| TOTAL | 31,986.97 |

| | Motion | Second | Yes | No | Abstain | Absent |
|-----------------------------------|--------|--------|-----|----|---------|--------|
| Mayor Herbert C. Frederick, Ed.D. | | X | X | | | |
| Commissioner Scott W. Golden | | | | X | | |
| Commissioner Gerard P. McNamara | X | | X | | | |

I, **Richard L. Carter, 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 **Rescheduled Meeting** held on **March 08, 2012**.



Richard L. Carter, RMC
Municipal Clerk

BOROUGH OF WEST WILDWOOD
 COUNTY OF CAPE MAY
 NEW JERSEY

RESOLUTION 2012-017

ADOPTION OF A SECOND TEMPORARY BUDGET FOR CY2012

WHEREAS, the Borough of West Wildwood adopted a Temporary Budget as authorized under N.J.S.A. 40A:4-19 in accordance with Resolution 2012-001 in order to provide for any contracts, commitments, or payments which are required to be made during the period between the beginning of the Fiscal Year and the formal adoption of the Fiscal Year Budget; and

WHEREAS the adoption of the CY2012 Municipal Budget will not occur prior to March 31, 2012 which will necessitate the adoption of a Second Temporary Budget Allocation of 26.25% of the Total Appropriations made for all purposes in the Budget for the preceding Fiscal Year, excluding however, appropriations made for interest and debt redemption charges, capital improvement fund, and public assistance; and

WHEREAS the Acting Chief Financial Officer has prepared the Second Emergency Temporary Budget for 2012 for both the Municipality and Utility as attached hereto.

NOW THEREFORE BE IT RESOLVED by the Board of Commissioners of the Borough of West Wildwood, County of Cape May, State of New Jersey that the attachment statements to this Resolution entitled **Second Emergency Temporary Budget for 2012** shall be and is hereby approved in order to meet obligations of any contract, commitment, or payment required to be made between January 01, 2012 and the formal adoption and approval of the **CY2012 Budget** in accordance with, and as permitted by, the New Jersey Statutes.

| | Motion | Second | Yes | No | Abstain | Absent |
|-----------------------------------|--------|--------|-----|----|---------|--------|
| Mayor Herbert C. Frederick, Ed.D. | | X | X | | | |
| Commissioner Scott W. Golden | | | | X | | |
| Commissioner Gerard P. McNamara | X | | X | | | |

I, **Richard L. Carter, 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 **Rescheduled Meeting** held on **March 08, 2012**.


 Richard L. Carter, RMC
 Municipal Clerk

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

**RESOLUTION 2012-018
ESTABLISHING INTEREST RATE AND GRACE PERIOD
FOR TAX AND SEWER COLLECTION FOR CY2012**

WHEREAS, N.J.S.A 54:4-67 et seq. permits the Governing Body of a Municipality to fix the rate of interest to be charged for the nonpayment of taxes, assessments, and sewer bills.

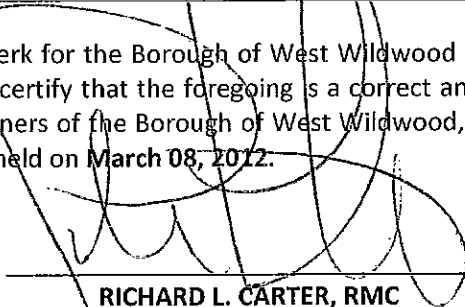
NOW THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of West Wildwood, that for CY2012 the rate of interest on unpaid taxes and assessments shall be eight percent per annum on the first One Thousand Five Hundred (\$1,500.00) Dollars of delinquency and 18 percent per annum on any amount in excess of One Thousand Five Hundred (\$1,500.00) to be calculated from the date the tax was payable until the date of actual payment, provided that no interest shall be charged if payment of any installment is made on or before the tenth calendar day following the date upon which the same became payable; and allows an additional penalty of 6% be collected against a delinquency in excess of \$10,000 on properties that fail to pay the delinquency prior to the end of the calendar year; and

BE IT FURTHER RESOLVED that the rate of interest for CY2012 on unpaid sewer bills shall be eight percent per annum up to One Thousand Five Hundred (\$1,500.00) Dollars of delinquency and 18 percent per annum on any amount in excess of One Thousand Five Hundred (\$1,500.00) Dollars to be calculated from the date the bill was payable until the date of actual payment, provided that no interest shall be charged if payment of any installment is made on or before the tenth calendar day following the date upon which the same became payable. and allows an additional penalty of 6% be collected against a delinquency in excess of \$10,000 on properties that fail to pay the delinquency prior to the end of the calendar year; and

BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be forwarded to the Municipal Tax Collector upon adoption.

| | Motion | Second | Yes | No | Abstain |
|----------------------------------|--------|--------|-----|----|---------|
| Mayor Herbert C. Frederick, Ed.D | | | X | | |
| Commissioner Scott W. Golden | X | | X | | |
| Commissioner Gerard P. McNamara | | X | X | | |

I, **Richard L. Carter, 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 **Rescheduled Meeting** properly advertised and held on **March 08, 2012**.



RICHARD L. CARTER, RMC
MUNICIPAL CLERK

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

RESOLUTION 2012-019

**AUTHORIZING A CHANGE ORDER TO
PROFESSIONAL LEGAL SERVICES CONTRACT WITH
BARKER, SCOTT, GELFAND AND JAMES**

WHEREAS, Resolution 2012-009 awarded a Professional Services Contract TO Barker, Scott, Gelfand, and James for Legal Representation for the Borough involving a lawsuit between Christopher J. Fox vs. Richard L. Carter, Clerk, Paul J. Baldini, Solicitor, and the Borough of West Wildwood; and

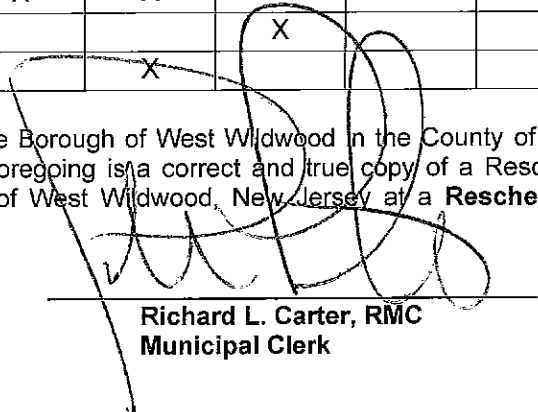
WHEREAS, it is necessary to amend the original contract due to ongoing litigation involving remands and appeals relative to the litigation.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of West Wildwood that the original Professional Services Contract awarded to Barker, Scott, Gelfand, LLC is hereby increased by \$25,000.00; and

BE IT FURTHER RESOLVED that a Certificate of Availability of Funds for said purpose is hereby attached.

| | Motion | Second | Yes | No | Abstain | Absent |
|-----------------------------------|--------|--------|-----|----|---------|--------|
| Mayor Herbert C. Frederick, Ed.D. | | X | X | | | |
| Commissioner Scott W. Golden | | | | X | | |
| Commissioner Gerard P. McNamara | X | | X | | | |

I, **Richard L. Carter, 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 **Rescheduled Meeting** held on **March 08, 2012**.



Richard L. Carter, RMC
Municipal Clerk

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

**RESOLUTION 2012-020
REJECTION OF BIDS FOR
BOROUGH HALL ROOF REPLACEMENT**

WHEREAS, the Municipal Clerk received and opened five (5) bids on the Publicly Advertised Date of Friday, February 24, 2012 at 11:00 A.M.; and

WHEREAS, the Municipal Engineer has reviewed said bids and prepared a letter dated February 28, 2012 recommending award if there is sufficient available funds; and

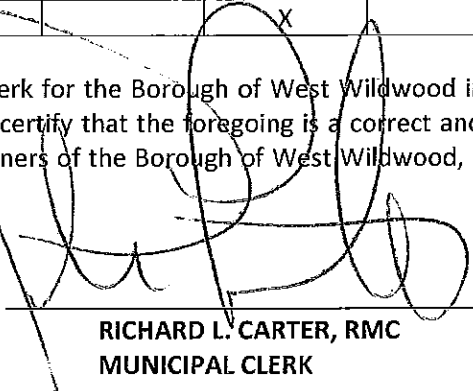
WHEREAS, the apparent lowest responsible bid amount exceeds the amount appropriated and available for said work.

NOW THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of West Wildwood, Cape May County, New Jersey that all bids received on February 24, 2012 are hereby rejected as the lowest responsible amount bid exceeds the amount appropriated and available for such work; and

BE IT FURTHER RESOLVED that the Municipal Clerk is hereby directed to return all Bid Sureties to the respective bidders within the time allocated by law.

| | Motion | Second | Yes | No | Abstain |
|----------------------------------|--------|--------|-----|----|---------|
| Mayor Herbert C. Frederick, Ed.D | | | X | | |
| Commissioner Scott W. Golden | | X | X | | |
| Commissioner Gerard P. McNamara | X | | X | | |

I, **Richard L. Carter, 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 **Rescheduled Meeting** held on **March 08, 2012**



**RICHARD L. CARTER, RMC
MUNICIPAL CLERK**

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

RESOLUTION 2012-021

**AUTHORIZING THE INTRODUCTION AND PUBLIC HEARING
OF THE CY2012 BOROUGH OF WEST WILDWOOD
MUNICIPAL BUDGET**

WHEREAS, the Borough of West Wildwood CY2012 Budget has been prepared and is now filed with the Municipal Clerk for Public Inspection in preparation of the required Public Hearing.

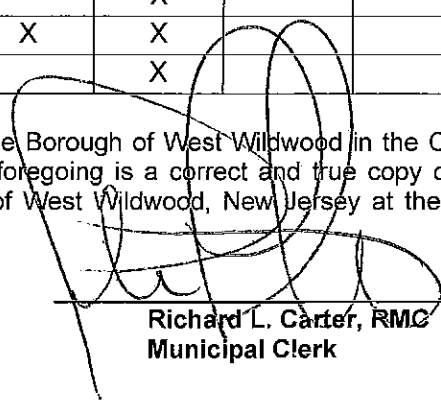
NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of West Wildwood that the CY2012 Municipal Budget for the Borough of West Wildwood, Cape May County is hereby approved for introduction; and

BE IT FURTHER RESOLVED that said Budget shall be published by the Municipal Clerk in the March 26, 2012 Edition of the Atlantic City Press; and

BE IT FURTHER RESOLVED that a Public Hearing on said Budget will be held in the West Wildwood Borough Hall, 701 W. Glenwood Avenue, West Wildwood on Friday, April 06, 2012 at 5:00 P.M., prevailing time at which time and place any comments on or objections to said CY2012 Municipal Budget may be presented by taxpayers or other interested persons.

| | Motion | Second | Yes | No | Abstain | Absent |
|-----------------------------------|--------|--------|-----|----|---------|--------|
| Mayor Herbert C. Frederick, Ed.D. | | | X | | | |
| Commissioner Scott W. Golden | | X | X | | | |
| Commissioner Gerard P. McNamara | X | | X | | | |

I, **Richard L. Carter, 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 the **Rescheduled Meeting** held on **March 08, 2012**.



Richard L. Carter, RMC
Municipal Clerk