

**BOROUGH OF WOODBINE  
REGULAR MEETING**

**JANUARY 17, 2019  
8:00 P.M.**

Mayor Pikolycky called the Regular Meeting to order and read the following statement, "Adequate notice of this meeting was provided in compliance with the Open Public Meetings Act by notifying the Press and The Herald on January 9, 2019 and posting a copy of said notice on the Clerk's bulletin board."

Those present were: Mayor Pikolycky; Councilpersons Ortiz, Johnson, Bennett, Perez, Benson, and Cruz. Also present were: Richard Tonetta, Borough Solicitor; Bruce Graham, Borough Engineer; Kan Liu, Airport Engineer; Michael Zumpino, Triad Associates; and Lisa Garrison, Borough Clerk.

Mayor Pikolycky indicated the minutes will be tabled at this time.

Mayor Pikolycky called for the following resolutions to be approved under a consent agenda:

**RESOLUTION NO. 1-4-2019**

**SETTING MEETING DATES**

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Woodbine, in the County of Cape May and the State of New Jersey that the Borough Council meeting days will be the first Thursday at 7:30 P.M. for the Workshop meeting and at 8:00 P.M. for the regular meetings and the third Thursday at 7:30 P.M. for a regular meeting with the following exceptions where only one meeting will be held. June, July and August there will be one meeting held on the third Thursday at 7:30 P.M. for a workshop meeting with the regular meeting immediately following at 8:00 P.M.; and the November meeting will be held on the first Thursday at 7:30 P.M. for a workshop meeting with the regular meeting immediately following at 8:00 P.M.

**RESOLUTION NO. 1-5-2019**

**DESIGNATION OF LEGAL NEWSPAPERS**

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Woodbine, in the County of Cape May and the State of New Jersey, as follows:

That the following newspapers of general circulation within the Borough of Woodbine be designated as the legal newspapers:

The Press of Atlantic City  
The Herald Times

**RESOLUTION NO 1-6-2019**

**RE: DESIGNATING OFFICIAL DEPOSITORIES FOR 2019**

**WHEREAS**, it is necessary to designate official depositories for all funds of the Borough of Woodbine for the current calendar year.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Woodbine, in the County of Cape May and State of New Jersey, as follows:

1. The allegations of the preamble are incorporated herein by this reference.

2. The official depositories of the Borough of Woodbine shall be;

(A) Sun National Bank	(B) Bank of America
2201 Route 50	1 North
Main St	Tuckahoe, NJ 08250
08210	Cape May Ct Hse, NJ

(C) Franklin Savings	(D) First Bank of Sea Isle
Mulligan Dr & Shore Rd	4301 Landis Ave
Ocean View, NJ 08230	Sea Isle City, NJ 08243

(E) Cape Savings Bank	(F) TD Bank
225 N. Main St	409 Route 9 North
Cape May Ct Hse, NJ 08210	Cape May Ct Hse, NJ
	08210

(G) Ocean City Home Bank	(H) Sturdy Savings Bank
105 Roosevelt Blvd	1224 Route 47
Marmora, NJ 08223	Dennisville, NJ 08270

(I) Newfield National Bank	(J) State of New Jersey
Seaville Office	Cash Management Fund
2087 Shore Road	Sun National Bank
Seaville, NJ 08230	Division of Investment
	Dept of Treasury
	State of New Jersey

(K) MBIA (Municipal Investors Service Corp)  
120 Wood Avenue South, Suite 300, Iselin, NJ 08330

(L) NJ/ARM (Assessed & Rebate Management Program)

156 West State Street  
Trenton, NJ 08608

(M) Minotola National Bank  
2106 New Road  
Linwood, NJ 08221

(N) Boardwalk Bank  
Route 9 South & Shellbay Ave  
Cape May Court House, NJ 08210

(O) Susquehanna Patriot Bank  
PO Box 2000  
Lititz, PA 17543-7030

(P) Crest Savings  
4415 Landis Avenue  
Sea Isle City, NJ 08243

3. All appropriate officers and employees of the Borough of Woodbine are empowered to take any action necessary to give effect to this Resolution.

#### **RESOLUTION NO. 1-7-2019**

#### **CASH MANAGEMENT PLAN**

**BE IT RESOLVED** by the Borough Council of the Borough of Woodbine, County of Cape May, that for the year 2019, the following shall serve as the cash management plan of the Borough of Woodbine.

The Chief Financial Officer is directed to use this cash management plan as the guide in depositing and investing the Borough of Woodbine's funds.

The following are suitable and authorized investments:

Interest-bearing bank accounts and certificates of deposit in authorized Banks, listed on Resolution #1-6-2019 Designating Depository for Municipal Funds, for deposit of local unit funds.

Government money market mutual funds as comply with N.J.S.A. 40A:5-15.1(e)

Local government investment pools which comply with N.J.S.A. 40A:5-15.1(c) and conditions set by the Division of Local Government Service

New Jersey Cash Management Fund

Repurchase agreements (repos) of fully collateralized securities which  
Comply with N.J.S.A. 40A5-15.1(a).

Each month, the Chief Financial Officer shall prepare a schedule of investments  
purchased and redeemed, investment earnings, fees incurred and market value of all  
investments.

The Government Unit Depository Protection act approved banks located in the  
State of New Jersey and possessing a current Government Unit Deposit Protection Act  
Eligibility Certificate issued by the New Jersey Department of Bank and Insurance are  
authorized depositories for the deposit of funds.

The CFO shall report to the governing body any account that does not earn  
interest.

#### **RESOLUTION NO. 1-8-2019**

#### **AUTHORIZING TAX APPEALS TO THE CAPE MAY COUNTY BOARD OF TAXATION**

**WHEREAS**, by directive of the Cape May County Board of Taxation under  
N.J.A.C. 18:13A-1.6(C) that any and all tax appeals for the increase or decrease of  
assessments submitted to this Board by the Tax Collector and/or Tax Assessor on behalf  
of the Borough of Woodbine for the year of 2019 are hereby authorized by this  
Governing Body of dispositions by the Cape May County Board of Taxation.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the  
Borough of Woodbine, situate in the County of Cape May and State of New Jersey, that  
this resolution as heretofore stated shall be approved by this Governing Body.

**BE IT FURTHER RESOLVED** that the Borough Clerk be instructed to submit  
a certified copy of this resolution to the Borough Tax Assessor and Tax Collector and the  
Cape May County Bd. of Taxation.

#### **RESOLUTION NO. 1-9-2019**

#### **AUTHORIZING THE CANCELLATION OF TAX OVERPAYMENTS OR DELINQUENT AMOUNTS LESS THAN \$10.00**

**WHEREAS**, N.J.S.A. 40A:5-17 allows or the cancellation of property tax  
overpayments or delinquent amounts in the amounts of less than \$10.00; and

**WHEREAS**, the governing body may authorize the Tax Collector to process,  
without further action on their part, any cancellation of property tax overpayments or  
delinquencies of less than \$10.00.

**NOW, THEREFORE, BE IT RESOLVED** that the Governing Body of the Borough of Woodbine, County of Cape May, State of New Jersey, hereby authorize the Tax Collector to cancel said tax amounts as deemed necessary.

**BE IT FURTHER RESOLVED**, that a certified copy of the Resolution be forwarded to the Tax Collector, the Chief Financial Officer and the Municipal Auditor.

**RESOLUTION NO. 1-10-2019**

**SETTING INTEREST AND PENALTY ON PROPERTY TAXES**

**WHEREAS**, under the provisions of N.J.S.A. 54:4-67 the governing body is authorized to fix the rate of discount for prepayment of property taxes or assessments and to fix the rate of interest for non-payment of property taxes or assessments on or before the date when they would become delinquent; and

**WHEREAS**, the aforesaid statute was amended to provide for the assessing of a penalty to be charged to a taxpayer with a delinquency in excess of TEN THOUSAND (\$10,000.00) DOLLARS; and

**WHEREAS**, pursuant to N.J.S.A. 54:4-66, it is provided that property taxes shall be payable in quarterly annual installments with the first installment due on February 1<sup>st</sup>, the second installment on May 1<sup>st</sup>, the third installment on August 1<sup>st</sup> and the fourth installment due on November 1<sup>st</sup>, after which dates, if unpaid, they shall become delinquent, which statute also provides for the manner in which quarterly installments or property taxes shall be determined and received;

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Woodbine:

A. That no discount be allowed for prepayment of property taxes or assessments.

B. That the rate of interest to be charged for the non-payment of property taxes or assessments on or before the date they would become delinquent, as fixed by statute, shall be Eight (8%) Percent per annum on the first ONE THOUSAND FIVE HUNDRED (\$1,500.00) of the delinquency, and Eighteen (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 tax was payable to the date of actual payment, provided no interest shall be charged if payment of any installments is made on the due date; provided, however, that no interest shall be charged if payment of any installment is made within the tenth calendar day following the date upon which the same become payable; and

C. In the event there is a delinquency in excess of TEN THOUSAND

(\$10,000.00) DOLLARS at the end of the calendar year, then the Tax Collector is authorized to charge a penalty of Six (6%) Percent of the amount of the delinquency. The delinquency shall mean the sum of all taxes and municipal charges due on a given parcel of property covering any number of quarters of years.

D. That the provision of this resolution shall remain in full force and effect until further action of the Borough Council.

E. That a certified copy of this Resolution be filed with the Collector of Taxes.

#### **RESOLUTION NO. 1-11-2019**

#### **A RESOLUTION TO SUPPORT AND PARTICIPATE IN THE VOLUNTEER TUITION CREDIT PROGRAM (P.L. 1998, c. 145)**

**WHEREAS**, the Mayor and Council of the Borough of Woodbine in the County of Cape May, deems it appropriate to enhance the recruitment and retention of volunteer firefighters and emergency medical volunteers in the Borough of Woodbine; and

**WHEREAS**, the State of New Jersey has enacted P.L. 1998, c. 145 which permits municipal governments to allow their firefighting and emergency volunteers to take advantage of the Volunteer Tuition Credit Program at no cost to the municipal government.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Woodbine in the County of Cape May that the Volunteer Tuition Credit Program as set forth in P.L. 1998, c.145 is herewith adopted for the volunteer firefighters and emergency medical volunteers in the municipality; and

**BE IT FURTHER RESOLVED**, that the Borough clerk is herewith delegated the responsibility to administer the program and is authorized to enter into all agreements and to maintain files of all documents as may be required under the P.L. 1998, c. 145, a copy of which is herewith made part of this resolution.

#### **RESOLUTION NO. 1-12-2019**

#### **RESOLUTION REAPPOINTING THE 2018 SUSTAINABLE BOROUGH OF WOODBINE TEAM TO LEAD COMMUNITY PARTICIPATION IN THE SUSTAINABLE JERSEY MUNICIPAL CERTIFICATION PROGRAM**

**WHEREAS**, the Mayor and Council of the Borough of Woodbine strives to save tax dollars, assure clean air and water, improving working and living environments to build a community that is sustainable economically, environmentally and socially; a community which would thrive well into the new century; and

**WHEREAS,** the Mayor and Council of the Borough of Woodbine wishes to continue building a model of government which benefits our residents now and far into the future with green community initiatives that are easy to replicate and affordable to implement; and

**WHEREAS,** in an attempt to focus attention on issues and actions to support a healthy, sustainable future, the Mayor and Council wishes to reappoint a 2019 Sustainable Woodbine Team Advisory Committee to work toward recertification in the Sustainable Jersey Certification Program of the NJ State League of Municipalities and other statewide partners; and

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Woodbine that the mission, goals and objectives for the Sustainable Woodbine Team through December 31, 2019 are established as follows:

**Mission:** The Sustainable Woodbine Team Advisory Committee will work to identify, research and select “Actions” outlined by the Sustainable Jersey program and work with municipal and community members to organize logical steps to achieve actions which are economically and environmentally sound for the Borough.

**Goals:** The goal of Sustainable Greenwich Team Advisory Committee will be to accomplish actions leading to recertification.

#### **Municipal and Community Objectives**

1. To collaborative with elected and appointed township officials, residents, services providers and other governmental agencies to share resource information and ideas consistent with the Sustainable Woodbine mission;
2. To encourage participation of all residents to solicit ideas on green initiatives.
3. To research and analyze green initiatives that make practical environmental and financial sense and bring to the attention of other appropriate Borough entities.
4. To develop strategies for ongoing sustainable planning and initiatives in municipal operations and the community; and
5. To prepare a summary of Sustainable Woodbine activities for 2019, that will be submitted to the Mayor and Council no later than December 31, 2019.

**BE IT FURTHER RESOLVED** by the Mayor and Council of the Borough of Woodbine that the following persons are hereby appointed to the volunteer Sustainable Woodbine Team Advisory Committee for 2019.

#### **NAME**

Mayor William Pikolycky  
Councilman David Bennett  
Lisa Fisher  
Carol Saduk

#### **POSITION REPRESENTATIVE**

Governing Body Representative  
Governing Body Representative  
Planning/Zoning Representative  
Chamber of Commerce Representative

## **RESOLUTION NO. 1-13-2019**

### **APPOINTMENT OF SPECIAL LEGAL COUNSEL FOR COUNTY AND STATE TAX APPEALS**

**WHEREAS**, the Borough deems it necessary and appropriate to utilize the service of special legal counsel to represent its interests in connection with any County Tax Board and State Tax Court appeals; and

**WHEREAS**, the following nomination has been made by the Mayor for appointment of Special Legal Counsel subject to the advice and consent of Borough Council, **THOMAS G. SMITH** to serve as Special Legal Counsel; and

**WHEREAS**, the Chief Financial Officer has determined and certified in writing that the value of the contract will not exceed \$17,500.00; and

**WHEREAS**, funds are available for the purposes set forth above; and

**WHEREAS**, the Borough Council has duly considered the matter and wishes to express its advice and consent.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Woodbine in the County of Cape May and State of New Jersey as follows:

1. The statements of the preamble are incorporated herein by this reference.
2. That THOMAS G. SMITH is confirmed to the position of Special Legal Counsel for the term of one (1) year.
3. The aforesaid appointment shall be effective immediately and the individual shall hold said until his or her successor is duly appointed and qualified.
4. The Mayor and Borough Clerk are hereby authorized to execute, on behalf of the Borough of Woodbine, a Professional Services Contract in accordance with the requirements of Local Public Contracts Law since the individual appointed practices in a recognized profession, whose members are licensed and regulated by the State of New Jersey and who possess a high degree of specialized training and the performance of the service required judgment and will likely create a fiduciary relationship between the appointing authority and the individual so appointed.
5. The Clerk of the Borough of Woodbine is hereby authorized and directed to publish a notice of the award of this contract in the official newspaper of the Borough of Woodbine, within the time prescribed by law and in accordance with the requirements of the Local Public Contracts Law of the State of New Jersey.



## **RESOLUTION NO. 1-14-2019**

### **APPOINTMENT OF MUNICIPAL ATTORNEY**

**WHEREAS**, every municipality is required by N.J.S.A. 40A:9-139 to appoint a Municipal Attorney,

**WHEREAS**, pursuant to N.J.S.A. 40A:60-5 the following nomination has been made by the Mayor for appointment to the Municipal attorney subject to the advice and consent of Borough Council, Richard P. Tonetta, Esq. to serve as Municipal Attorney/Borough Council; and

**WHEREAS**, said appointment is being awarded through a Fair and Open process pursuant to the New Jersey Pay to Play, New Jersey Campaign Contributions and Expenditures Reporting Act; and

**WHEREAS**, fund are available for the purposes set forth above; and

**WHEREAS**, Borough Council has duly considered the matter and wishes to express its advice and consent.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Woodbine, in the Council of Cape May and State of New Jersey, as follows:

The allegation of the preamble are incorporated herein by this reference.

That Richard P. Tonetta, Esq. is confirmed to the position of Municipal Attorney/Borough Solicitor for a term of one (1) year.

The aforesaid appointment shall be effective immediately and the individual shall hold said until his or her successor is duly appointed and qualified.

The Mayor and Borough Clerk are authorized to execute, on behalf of the Borough of Woodbine, a Professional Services Contract in accordance with the requirements of Local Public Contracts Law since each of the individuals appointed practices in a recognized profession, whose members are licensed and regulated by the State of New Jersey and who possess a high degree of specialized training and the performance of the service required judgment and will likely create a fiduciary relationship between the appointing authority and the individual so appointed.

The Clerk of the Borough of Woodbine is hereby authorized and directed to publish a notice of the award of this contract in the official newspaper of the Borough of Woodbine, within the time prescribed by law and in accordance with the requirements of the Local Public Contracts Law of the State of New Jersey.

**RESOLUTION NO 1-15-2019**  
**APPOINTMENT OF MUNICIPAL ENGINEER**

**WHEREAS**, every municipality is required by N.J.S.A. 40A:9-140 to appoint a Municipal Engineer; and

**WHEREAS**, pursuant to N.J.S.A. 40A:9-140 the following nomination has been made by the Mayor for appointment to the Municipal Engineer subject to the advice and consent of Borough Council **Bruce Graham, PE of Van Note-Harvey Associates** to serve as Municipal Engineer; and

**WHEREAS**, said appointment is being awarded through a Fair and Open process pursuant to the New Jersey Pay to Play, New Jersey Campaign Contributions and Expenditures Reporting Act; and

**WHEREAS**, fund are available for the purposes set forth above; and

**WHEREAS**, Borough Council has duly considered the matter and wishes to express its advice and consent.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Woodbine, in the County of Cape May and State of New Jersey as follows:

The allegations of the preamble are incorporated herein by this reference.

That Bruce Graham is confirmed to the position of Municipal Engineer for a term of one year.

The aforesaid appointment shall be effective immediately and the individual so appointed shall hold said position until his successor is duly appointed and qualified.

The Mayor and Borough Clerk are authorized to execute on behalf of the Borough of Woodbine, a professional services contract with the requirements of Local Public Contracts Law since the individual appointed practices in a recognized profession, whose members are licensed and regulated by the State of New Jersey and who possess a high degree of specialized training and the performance of the service required judgment and will likely create a fiduciary relationship between the appointing authority and the individual so appointed.

The Clerk of the Borough of Woodbine is hereby authorized and directed to publish a notice of the award of this contract in the official newspaper of the Borough of Woodbine, within the time prescribed by law and in accordance with the requirements of the Local Public Contracts Law of the State of New Jersey.

## **RESOLUTION NO 1-16-2019**

### **APPOINTMENT OF AIRPORT UTILITY ENGINEER**

**WHEREAS**, the Borough is in need of an engineer for the Airport Utility Department; and

**WHEREAS**, the following nomination has been made by the Mayor for appointment to the Airport Utility Engineer subject to the advice and consent of Borough Council **Dennis Yapp, PE of DY Consultants** to serve as Airport Utility Engineer; and

**WHEREAS**, said appointment is being awarded through a Fair and Open process pursuant to the New Jersey Pay to Play, New Jersey Campaign Contributions and Expenditures Reporting Act; and

**WHEREAS**, fund are available for the purposes set forth above; and

**WHEREAS**, Borough Council has duly considered the matter and wishes to express its advice and consent.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Woodbine, in the County of Cape May and State of New Jersey as follows:

The allegations of the preamble are incorporated herein by this reference.

That Dennis Yapp is confirmed to the position of Airport Utility Engineer for a term of one year.

The aforesaid appointment shall be effective immediately and the individual so appointed shall hold said position until his successor is duly appointed and qualified.

The Mayor and Borough Clerk are authorized to execute on behalf of the Borough of Woodbine, a professional services contract with the requirements of Local Public Contracts Law since the individual appointed practices in a recognized profession, whose members are licensed and regulated by the State of New Jersey and who possess a high degree of specialized training and the performance of the service required judgment and will likely create a fiduciary relationship between the appointing authority and the individual so appointed.

The Clerk of the Borough of Woodbine is hereby authorized and directed to publish a notice of the award of this contract in the official newspaper of the Borough of Woodbine, within the time prescribed by law and in accordance with the requirements of the Local Public Contracts Law of the State of New Jersey.

## **RESOLUTION NO. 1-17-2019**

### **APPOINTMENT OF REGISTERED MUNICIPAL ACCOUNTANT**

**WHEREAS**, every municipality is required by N.J.S.A. 40A:5-4 to appoint a Registered Municipal Accountant, who must be registered.

**WHEREAS**, pursuant to N.J.S.A. 40A:5-4 the following nomination has been made by the Mayor for appointment of the Municipal Auditor subject to the advice and consent of Borough Council, Nancy Sbrolla of Ford-Scott Associates, LLC to serve as Municipal Accountant.; and

**WHEREAS**, said appointment is being awarded through a Fair and Open process pursuant to the New Jersey Pay to Play, New Jersey Campaign Contributions and Expenditures Reporting Act; and

**WHEREAS**, funds are available for the purpose set forth above; and

**WHEREAS**, the Borough Council has duly considered the matter and wishes to express its advice and consent.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Woodbine, in the County of Cape May and State of New Jersey as follows:

The allegation of the preamble are incorporated herein by this reference.

That Nancy Sbrolla is confirmed to the position as Registered Municipal Accountant for a term of one (1) year.

The aforesaid appointment shall be effective immediately and the individual so appointed shall hold said position until his or her successor is duly appointed and qualified.

The Mayor and Borough Clerk are authorized to execute on behalf of the Borough of Woodbine, a Professional Services Contract with the aforesaid individual. Said contract is to be awarded without competitive bidding as a professional services contract in accordance with the requirements of the Local Public Contracts Law and since each of the individuals appointed practices in a recognized profession which members are licensed and regulated by the State of New Jersey and which possess a high degree of specialized training and the performance of the services requires judgment and will likely create a fiduciary relationship between the appointing authority and the individual so appointed.

The Clerk of the Borough of Woodbine is hereby authorized and directed to publish a notice of the award of this contract in the official newspaper of the Borough of Woodbine, within the time prescribed by law and in accordance with the requirements of

the Local Public Contracts Law of the State of New Jersey.

**RESOLUTION NO. 1-18-2019**

**AUTHORIZING PROFESSIONAL SERVICES AGREEMENT  
(GRANT SERVICES)**

**WHEREAS**, the Borough of Woodbine desires to engage Triad Associates to provide general grant services for the year 2018 to assist in carrying out the planning and execution activities; and

**WHEREAS**, said appointment is being awarded through a “Fair and Open” process pursuant to the New Jersey Pay to Play, New Jersey Campaign Contributions and Expenditures Reporting Act; and

**WHEREAS**, funds are available for the purposes set forth above; and

**WHEREAS**, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the resolution authorizing the award of contracts for professional services without competitive bids, and the contract itself, must be available for public inspection.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and council of the borough of Woodbine as follows:

1. The Mayor and Borough Clerk are hereby authorized and directed to execute an agreement with Triad Associates.
2. This contract is awarded through a “Fair and Open” process pursuant to the New Jersey Pay to Play, New Jersey Campaign Contributions and Expenditures Reporting Act.
3. A notice of this action shall be printed in The Herald.

**RESOLUTION NO. 1-19-2019**

**RISK MANAGEMENT CONSULTANT  
ATLANTIC COUNTY MUNICIPAL JOINT INSURANCE FUND**

**WHEREAS**, the Governing Body of the Borough of Woodbine has resolved to join Atlantic County Municipal Joint Insurance Fund, a self insurance pooling fund following a detailed analysis and;

**WHEREAS**, the Bylaws of said fund require that each municipality appoint a **RISK MANAGEMENT CONSULTANT** to perform various professional services as detailed in the

Bylaw and;

**WHEREAS**, the Bylaws indicate a fee not to exceed six percent (6%) of the municipal assessment which expenditure represents reasonable compensation for the services required and was included in the cost considered by the Governing body and;

**WHEREAS**, the judgmental nature of the Risk Management Consultant's duties renders comparative bidding impractical;

**NOW, THEREFORE**, be it resolved that the governing body of the Borough of Woodbine does hereby appoint Marsh & McLennan Agency, LLC as its Risk Management Consultant for a three-year term in accordance with 40A:11-5 and;

**BE IT FURTHER RESOLVED** that the governing body is hereby authorized and directed to execute the Consultant's Agreement annexed hereto and to cause a notice of this decision to be published according to NJSA 40A:11-5 (1), (a),(i)

#### **RESOLUTION NO. 1-20-2019**

#### **APPOINTMENT OF SPECIAL ENVIRONMENTAL COUNSEL**

**WHEREAS**, there are several substantial environmental issues presently facing the Borough of Woodbine, including the closure of the F & S Landfill and potential redevelopment of the Landfill Redevelopment Area ; and

**WHEREAS**, the Borough of Woodbine has a need to acquire such professional legal services to assist the Borough in developing the F & S Landfill as a Redevelopment Area and protecting the citizens from such environmental issues as a Non-Fair and Open Contract pursuant to NJSA 19:44A-20.5; and

**WHEREAS**, Mitchell Kizner, Esq. Cherry Hill, New Jersey is an attorney that specializes in environmental law and litigation, with year of experience, including prior representation of the Borough of Woodbine and has submitted a proposal indicating he will provide the professional services at a rate of \$330.00 per hour plus 1% to cover costs of all overhead, including copying, travel and administrative; and

**WHEREAS**, Mitchell Kizner, Esq. has completed and submitted a Business Entity Disclosure Certification for Non-Fair And Open Contract which certifies that the firm with whom he is employed has not made any reportable contributions to a political or candidate committee in the Borough of Woodbine in the previous one year and that the contract will prohibit Mitchell Kizner and his firm Flaster Greenberg from making any reportable contributions through the term of the contract or its extension to a political or candidate committee in the Borough of Woodbine; and

**WHEREAS**, the availability of funds for said Professional Services Contract to be awarded have been certified by the CFO; and

**WHEREAS**, the Local Public Contract Law (N.J.S.A. 40 A: 11 – 1, et seq.) requires that the Resolution authorizing the award of contract for Professional Services without competitive bidding and the contract itself must be available for public inspection.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the Borough of Woodbine as follows:

1. That the Mayor and Clerk are hereby authorized and directed to execute a Non-Fair and Open Agreement pursuant to N.J.S.A. 19:44A – 20.5 with Mitchell Kizner, Esq., Cherry Hill, New Jersey for Professional Services for Environmental Legal Services for the Borough of Woodbine for specified services for a contract not to exceed one year beginning January 18, 2019 or until the completion of the Professional Legal Services for this Project as specified in the attached Professional Services Agreement.
2. That this Professional Services Agreement is awarded without competitive bidding in accordance with NJSA 40 A: 11 – 5 (1)(a) of the Local Public Contracts Law because said services to be rendered or performed require knowledge of an advanced type in a field of learning acquired by a prolonged formal course of specialized instruction distinguished from general academic instruction or apprenticeship and training.
3. That the Business Disclosure Entity Certification, the Political Contribution Disclosure Form and the Determination of Value be placed on file with the Resolution.

#### **RESOLUTION NO. 1-21-2019**

#### **RESOLUTION AUTHORIZING THE TAX COLLECTOR TO CREDIT OVERPAYMENTS TO THE 2018 TAX YEAR**

**WHEREAS**, during the 2018 tax year, odd payments, deductions granted, and assessment corrections result in the overpayment of taxes on some properties; and

**WHEREAS**, the Mayor and Council desires to authorize the Tax Collector to credit the aforementioned overpayments to the 2019 Tax Year.

**NOW THEREFORE BE IT RESOLVED**, by the Mayor and Council of the Borough of Woodbine, County of Cape May, State of New Jersey, that the Tax Collector is hereby authorized and directed to credit the aforementioned overpayments to the 2019 Tax Year.

#### **RESOLUTION NO. 1-22-2019**

#### **APPOINTMENT OF RACHEL YOUNG TO THE RECREATION COMMISSION**

**WHEREAS**, there are vacancies existing on the Recreation Commission; and

**WHEREAS**, the following nomination has been made by the Mayor for appointment to the Recreation Commission subject to the advice and consent of Borough Council, **RACHEL YOUNG** to serve as an Alternate II member to the Recreation Commission for an unexpired

term to expire on August 31, 2020; and

**WHEREAS**, Borough Council has duly considered the matter and wishes to express its advice and consent.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Woodbine, in the County of Cape May and State of New Jersey as follows

1. The allegations of the preamble are incorporated herein by this reference.
2. Rachel Young is hereby appointed to serve as an Alternate II member to the Recreation Commission for an unexpired term to expire on August 31, 2020.

**RESOLUTION NO. 1-23-2019**

**APPOINTMENT OF CHRISTEN SORENSON TO THE  
RECREATION COMMISSION**

**WHEREAS**, there are vacancies existing on the Recreation Commission; and

**WHEREAS**, the following nomination has been made by the Mayor for appointment to the Recreation Commission subject to the advice and consent of Borough Council, **CHRISTEN SORENSON** to serve as a member to the Recreation Commission for an unexpired term to expire on August 31, 2021; and

**WHEREAS**, Borough Council has duly considered the matter and wishes to express its advice and consent.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Woodbine, in the County of Cape May and State of New Jersey as follows

1. The allegations of the preamble are incorporated herein by this reference.
2. Christen Sorenson is hereby appointed to serve as a member to the Recreation Commission for an unexpired term to expire on August 31, 2021.

**RESOLUTION NO. 1-24-2019**

**AUTHORIZATION TO SUBMIT AN APPLICATION TO THE CAPE MAY COUNTY  
FREEHOLDER'S ARTS, CULTURE & HISTORY SPONSORSHIP PROGRAM**

**NOW, THEREFORE, BE IT RESOLVED** that Mayor and Council of the Borough of Woodbine formally approves the application for the above stated.



**BE IT FURTHER RESOLVED** that the Mayor and Clerk are hereby authorized to submit an application to the Cape May County Department of Tourism, Public Information and Culture & Heritage on behalf of the Borough of Woodbine.

**BE IT FURTHER RESOLVED** that the Mayor and Clerk are hereby authorized to sign the agreement on behalf of the Borough of Woodbine and that their signature constitutes acceptance of the terms and conditions of the agreement and approves the execution of the agreement.

**RESOLUTION NO. 1-25-2019**

**APPOINTMENTS TO THE MUNICIPAL ALLIANCE COMMITTEE**

**WHEREAS**, there are vacancies by reason of the expiration of the term of three years on the Municipal Alliance Committee.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Members of Council of the Borough of Woodbine, in the County of Cape May, State of New Jersey, that the following appointments be made to fill the unexpired terms on the Municipal Alliance Committee as follows:

<u><b>Name</b></u>	<u><b>Term Expiration</b></u>
William Pikolycky	12/31/21
Miriam Rivera	12/31/21
Ruby Hutchinson	12/31/21
Collata Goolsby	12/31/21
Evelyn Coleman	12/31/21
Monserate Gallardo	12/31/21
Anthony DeVico	12/31/21
Dave Bennett	12/31/21
Mildred Ciabaton	12/31/21

On motion of Councilman Cruz, seconded by Councilman Johnson to approve the foregoing resolutions under a consent agenda, unanimously carried.

On motion of Councilman Benson, seconded by Councilman Cruz to approve the following resolution, unanimously carried.

**RESOLUTION NO. 1-26-2019**

**A RESOLUTION DESIGNATING RESTRICTED PARKING SPACES ON CERTAIN PROPERTY OWNED BY THE BOROUGH OF WOODBINE LOCATED AT 406 MONROE AVENUE IN ACCORDANCE WITH N.J.S.A. 39:4-197.5**

**WHEREAS**, the Borough of Woodbine finds it necessary to regulate and govern the parking that services certain property owned by the Borough located at 406 Monroe Avenue, which has thereon improvements utilized for community service and day care for the residents of

the Borough and;

**WHEREAS**, the Borough Engineer has determined that there is a need to provide for restricted parking for use by handicapped persons pursuant to the provisions of N.J.S.A. 39:4-197.5.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the Borough of Woodbine that parking for handicapped persons shall be designated at 406 Monroe Avenue and the Borough Engineer shall prepare a survey consistent with accepted engineering standards which shall designate the location and number of handicapped parking stalls to service 406 Monroe Avenue in accordance with the Manual on Uniform Traffic Control Devices.

Mayoral Appointments

DEPUTY EMERGENCY MANAGEMENT COORDINATORS

Louis Ciabatoni – Sr. Deputy Coordinator

Jeff Doran

Enrique Rodriguez

**Standing Committees for 2019**

Public Works/Buildings & Grounds:

David Bennett, Chairman  
Mary Helen Perez  
Hector Cruz

Health, Education & Human Services:

Michael Benson, Chairman  
Hector Cruz  
Joseph E Johnson, III

Public Safety & Courts:

Hector Cruz, Chairman  
Eduardo Ortiz  
Joseph E Johnson, III

Community Affairs & Grants:

Eduardo Ortiz, Chairman  
Michael Benson  
David Bennett

Property & Small Business:

Joseph E Johnson, III, Chairman  
Mary Helen Perez  
Eduardo Ortiz

Revenue & Finance:

Mary Helen Perez, Chairwoman  
Michael Benson  
David Bennett

Unfinished Business: None

New Business: None

Engineer's Report – Mr. Graham indicated the DOT Municipal Aid applications are pending. De Hirsch Avenue and the Bikeway projects are currently in the process of closing out.

Airport Utility Engineer's Report – Mr. Liu reported on the following:

Taxiway A Mill and Overlay – Stage 2, Design - awaiting closeout from FAA to submit final invoice.

Taxiway A Rehabilitation – Stage 2, Construction - Awaiting closeout from NJDOT and final closeout payment.

20:1 TERP Surface Obstruction Removal - Awaiting return of signed contract from RPM Landscaping Contractor

Helicopter Parking Apron Design and Construction - working with contractor to acquire all required documents during the winter months before the start of construction in the spring.

2019 Grant Applications - NJDOT awards will be announced in February.

ACIP 2019 -2024 meeting is scheduled for February 4, 2019 at 10:30 a.m.

Solicitor's Report: None

Public Comment: None

Payment of Bills: On motion of Councilwoman Perez, seconded by Councilman Cruz approve the bills for payment, unanimously carried.

Adjournment: On motion of Councilman Ortiz, seconded by Councilman Benson to adjourn, unanimously carried.

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Respectfully submitted,

Lisa Garrison  
Borough Clerk

