

**BOROUGH OF WOODBINE  
REGULAR MEETING**

**JANUARY 21, 2021  
7:30 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 13, 2021 and posting a copy of said Notice on the Clerk’s bulletin board.”

Those present were: Mayor Pikolycky; Councilpersons Ortiz, Bennett , Perez (via telephone), Benson and Cruz . Also present were: Richard Tonetta, Borough Solicitor; Bruce Graham, Borough Engineer (via telephone); Kan Liu, Airport Engineer (via telephone); Michael Zumpino, Grants Coordinator (via telephone); James Gurdgiel, PW Supervisor; and Lisa Garrison, Borough Clerk (via telephone). Councilman Johnson was absent.

Mayor Pikolycky called for approval of the minutes. On motion of Councilman Cruz, seconded by Councilman Bennett to approve the minutes of December 3, 2020, carried with one (1) abstention by Councilman Ortiz. On motion of Councilman Bennett, seconded by Councilman Cruz to approve the minutes of December 17, 2020, unanimously carried. On motion of Councilman Ortiz, seconded by Councilman Benson to approve the minutes of January 7, 2021, unanimously carried.

Mayor Pikolycky then called for the Introduction of Proposed Ordinance No. 592-2020, “An Ordinance Amending Ordinance No. 21-2010, as Amended Chapter 11 of the Code of the Borough of Woodbine”. On motion of Councilman Benson, seconded by Councilwoman Cruz to introduce the following ordinance with a public hearing scheduled for December 17, 2020 upon roll call vote, unanimously carried. Ayes: Johnson, Bennett, Perez, Benson, Cruz Nays: None Abstain: None Absent: Ortiz Mayor Pikolycky questioned if an a member is not present at the meeting are they able to vote on the minutes. Mr. Tonetta indicated in order to vote on the minutes they would have to listen to the tape. Councilman Benson concurred with Mr. Tonetta’s opinion.

Resolutions:

**RESOLUTION NO. 1-19-2021**

**RESOLUTION OF THE BOROUGH COUNCIL  
BOROUGH OF WOODBINE APPROVING THE FILING OF AN APPLICATION FOR  
USDA RURAL DEVELOPMENT (USDA-RD) FUNDING UNDER THE RURAL  
BUSINESS DEVELOPMENT GRANT PROGRAM FOR AN AIRPORT FACILITIES  
INFRASTRUCTURE ASSESSMENT  
AND FEASIBILITY STUDY**

**WHEREAS**, the Borough of Woodbine is exploring potential better use of its Airport to create the proper facilities infrastructure needed to attract small business and retain those small businesses already at the facility; and,

**WHEREAS**, the Borough seeks to evaluate the economic feasibility of replacing the functionally-obsolete World War II hangars that lack appropriate environmental (HVAC) systems and are in very poor condition requiring more in repairs than the buildings are worth; and,

**WHEREAS**, the Borough of Woodbine desires to apply to the US Department of Agriculture Rural Development for funding not to exceed \$50,000 under the Rural Business Development Program to fund an Airport Facilities Infrastructure Assessment and Feasibility Study; and,

**WHEREAS**, the Borough of Woodbine, without financial assistance from the aforementioned USDA program, would be unable to carry out this critical assessment and study;

**NOW, THEREFORE, BE IT RESOLVED**, that funding for an Airport Facilities Infrastructure Assessment and Feasibility Study is hereby in all respects approved; and,

**BE IT FURTHER RESOLVED**, that the Mayor or his designee and the Borough Clerk are hereby authorized to execute all documents associated with the Application for USDA Rural Development funding through the Rural Business Development Program for the Economic Development Plan.

On motion of Councilman Benson, seconded by Councilman Ortiz to approve the foregoing resolution, unanimously carried.

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

#### **RESOLUTION NO. 1-20-2021**

#### **RESOLUTION AUTHORIZING SHARED SERVICES AGREEMENT FOR MUNICIPAL COURT SERVICES**

**WHEREAS**, the Uniformed Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 et seq., ("Act") provides that any local governmental unit may enter into a contract with any other local governmental unit to provide or receive any service that each local unit is empowered to provide or receive within its own jurisdiction; and

**WHEREAS**, Woodbine Borough has indicated a willingness to enter into a Shared Services Agreement with the Township of Middle to permit the Township to provide all the usual and ordinary services of a Municipal Court for Woodbine Borough; and

**WHEREAS**, Woodbine Borough and Middle Township have agreed to enter into a Shared Services Agreement for a term of five years, commencing on January 1, 2021 and continuing through December 30, 2025; and

**WHEREAS**, the Borough of Woodbine has deemed it would be in the best interest of the residents of the Borough to enter into a Shared Services Agreement with the Township of Middle for the sharing of Municipal Court operations with the Middle Township Court.

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

1. **SHARED SERVICES AGREEMENT.** Pursuant to the provisions of the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 et. Seq., the Borough of Woodbine is hereby authorized and empowered to enter into a Shared Services Agreement with the Township of Middle pertaining to Middle Township providing Municipal Court Services to Woodbine Borough.
2. **SERVICES TO BE PROVIDED BY CONTRACT.** The Shared Services Agreement authorized in paragraph 1 shall cover those services which are enumerated in said Agreement, a copy of which is attached hereto as Exhibit A.
3. **ASSIGNMENT JUDGE APPROVAL.** The authority to enter into this Shared Services Agreement is subject to the approval of the Assignment Judge.
4. **AUTHORIZATION OF MUNICIPAL OFFICIALS.** The appropriate municipal Officers and officials are hereby authorized to take any action necessary or advisable to carry out the intent and purpose of this resolution. Specifically, the Mayor and Municipal Clerk are hereby authorized and directed to execute such Shared Services Agreement on behalf of the municipality pursuant to the authority conferred by this resolution. The Municipal Clerk is further authorized and directed to seal said agreement with the seal of the municipality.
5. **COMPLIANCE WITH STATUTORY REQUIREMENTS.** The Shared Services Agreement between the Township of Middle and the Borough of Woodbine shall meet and satisfy the requirements of N.J.S.A. 40A:65-7, as may be amended and supplemented.
6. **CONTRACT TERM.** This Resolution authorizes a Shared Services Agreement for a duration of five (5) years from January 1, 2021.
7. **SEVERABILITY.** If any action, subsection, paragraph, sentence or other part of this Resolution is adjudged to be unconstitutional or invalid, such judgment shall not affect, impair or invalidate the remainder of this Resolution, but shall be confined in its effect to the section, subsection, paragraph, sentence or other part of this Resolution directly involved in the controversy in which said judgment shall have

been rendered and all other provisions of this Resolution shall remain in full force and effect.

8. **REPEALER.** All Resolutions or parts of Resolutions inconsistent herewith are hereby repealed to the extent of such inconsistency only.
9. **EFFECTIVE DATE.** This Resolution shall take effect immediately upon final adoption and publication in the manner provided by law.

#### **RESOLUTION NO. 1-21-2021**

#### **AUTHORIZING AN INTERLOCAL AGREEMENT CONTRACT WITH THE COUNTY OF CAPE MAY TO PROVIDE ANIMAL SHELTER SERVICES**

**WHEREAS,** the County of Cape May has constructed and staffed an Animal Shelter for abandoned and other animals; and

**WHEREAS,** the Mayor and Council of the Borough of Woodbine feels it is in the best interest of the Borough to enter into such Agreement as an Interlocal Agreement pursuant to State Statutes.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Borough Council of the Borough of Woodbine, in the County of Cape May and State of New Jersey, that the Mayor and Municipal Clerk be and they are hereby authorized and directed to enter into the attached Interlocal Agreement with the County of Cape May for Animal Shelter services.

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

On motion of Councilman Bennett, seconded by Councilman Ortiz to approve the following resolution, unanimously carried.

#### **RESOLUTION NO. 1-22-2021**

#### **A RESOLUTION AUTHORIZING THE CFO TO CANCEL UNEXPENDED BALANCES IN THE 2020 AIRPORT UTILITY FUND BUDGET**

**BE IT RESOLVED,** by the Borough Council of the Borough of Woodbine that the 2020:

0-07-55-502-xxx	Operating - Other Expense	\$68,000.00
0-07-55-503-xxx	Operating – Grant Match	\$25,000.00

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

**RESOLUTION NO. 1-23-2021**

**ACCEPTANCE OF PROJECT AND  
APPROVAL OF FINAL PAYMENT  
BIKEWAY AT ECO-PARK**

**WHEREAS**, Charles Marandino, LLC of Milmay, New Jersey has satisfactorily completed the contract for the project known as Bikeway at Eco Park; and

**WHEREAS**, the Contractor has now submitted the final Payment Request on the project; and

**WHEREAS**, NJDOT has approved the project as complete and the Borough Engineer, Bruce S. Graham of Van Note-Harvey Associates, has also recommended acceptance of the project as complete.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Woodbine, that Estimate Certificate No. 3-Final be and the same is hereby approved.

**BE IT FUTHER RESOLVED** that the contract for the said work be, and the same is hereby accepted, and that all payments to Charles Marandino, LLC be made thereon.

Unfinished Business

None

New Business

Environmental Justice Law - Mr. Zumpino indicated this was an overburdened communities initiative. Triad is tracking and will report.

DEP Notice - Mr. Graham indicated notice has been received to amend the stormwater control ordinance. Mr. Graham is preparing a draft for review and anticipates introduction and adoption in February. Mayor Pikolycky questioned if this would incorporate Pinelands and was advised by Mr. Graham that it would not. The Borough currently has a Pinelands ordinance which is similar but stricter.

Engineer's Report – None

Solicitor's Report – None

Airport Engineer's Report – Mr. Liu reviewed the status of the airport projects.

Payment of Bills: On motion of Councilman Benson, seconded by Councilman Cruz to approve the bills for payment with the two (2) additional payments to Charles Marandino, LLC, unanimously carried.

Public Comment - None

Adjournment: On motion of Councilman Cruz, seconded by Councilman Bennett to adjourn, unanimously carried.

Respectfully submitted,

Lisa Garrison  
Borough Clerk

