

**BOROUGH OF WOODBINE  
REGULAR MEETING**

**MARCH 18, 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 , Johnson, Bennett, Perez (via telephone), Benson and Cruz . Also present were: Richard Tonetta, Borough Solicitor (via telephone); Bruce Graham, Borough Engineer (via telephone); Kan Liu, Airport Engineer (via telephone); James Gurdziel, PW Supervisor; and Lisa Garrison, Borough Clerk.

The Pledge of Allegiance was led by Mayor Pikolycky.

Mayor Pikolycky called for approval of the minutes of February 18, 2021 and March 4, 2021. On motion of Councilman Cruz, seconded by Councilman Bennett to approve the minutes of February 18, 2021 and March 4, 2021, unanimously carried.

Mayor Pikolycky next called for the introduction of Proposed Ordinance No. 594-2021, “Calendar Year 2021 Model Ordinance to Exceed the Municipal Budget Appropriation Limits and to Establish a CAP Bank (N.J.S.A. 40A:4-45.14). On motion of Councilman Benson, seconded by Councilman Johnson to approve the introduction of the following proposed ordinance with the public hearing to be held on April 1, 2021, unanimously carried upon roll call. Ayes: Ortiz, Johnson, Bennett, Perez, Benson, Cruz Nays: None Abstain: None Absent: None

**PROPOSED ORDINANCE NO. 594-2021**

**CALENDAR YEAR 2021**

**ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS  
AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)**

**WHEREAS**, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 1.0% unless authorized by ordinance to increase it to 3.5% over the previous year’s final appropriations, subject to certain exceptions; and,

**WHEREAS**, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

**WHEREAS**, the Council of the Borough of Woodbine, in the County of Cape May, finds it advisable and necessary to increase its CY 2021 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

**WHEREAS**, the Council hereby determines that a 2.5 % increase in the budget for said year, amounting to \$ 36,061.35 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

**WHEREAS** the Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

**NOW THEREFORE BE IT ORDAINED**, by the Council of the Borough of Woodbine, in the County of Cape May, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2021 budget year, the final appropriations of the Borough of Woodbine shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5 %, amounting to \$50,485.89, and that the CY 2021 municipal budget for the Borough of Woodbine be approved and adopted in accordance with this ordinance; and,

**BE IT FURTHER ORDAINED**, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

**BE IT FURTHER ORDAINED**, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

**BE IT FURTHER ORDAINED**, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

At this time Mayor Pikolycky called for the Introduction of the 2021 Municipal Budget. On motion of Councilman Johnson, seconded by Councilman Ortiz to approve the Introduction of the 2021 Municipal Budget, unanimously carried upon roll call vote. Ayes: Ortiz, Johnson, Bennett, Perez, Benson, Cruz Nays: None Abstain: None Absent: None

Mayor Pikolycky called for the following resolutions:

#### **RESOLUTION NO. 3-37-2021**

#### **RESOLUTION AUTHORIZING MEMBERSHIP INA MUTUAL AID AND ASSITANCE AGREEMENT WITH OTHER COUNTY PARTICIPATING UNITS**

**WHEREAS**, mutual aid and assistance agreements between municipalities, counties, law enforcement agencies, police departments, Emergency Medical Service agencies, fire departments, volunteer fire departments or EMS organizations and fire departments situated in fire districts operated by a Board of Fire Commissioners, are permitted pursuant to N.J.S.A. 40A:14-26 and 40A:14-156.1; and

**WHEREAS**, the President of the United States, in Homeland Security Presidential Directive 5 (“HSPD-5” OR THE “Presidential Directive”), directed the Secretary of the Department of Homeland Security (“DHS”) to develop and administer a National Incident Management System (“NIMS”), which would provide a consistent nationwide approach to Federal, State, local governments (as that term is defined at 6 U.S.C. 101 (10) as the same may from time to time be amended) and tribal governments to work together more effectively and efficiently to prevent, prepare for, respond to and recover from domestic incidents, regardless of cause, size or complexity; and

**WHEREAS**, “The New Jersey Civilian Defense and Disaster Control Act”, N.J.S.A. App. A:9-30 et seq. (the “Disaster Control Act”), provides for the health, safety and welfare of the people of the State of New Jersey during any emergency by centralizing control of all civilian activities having to do with such emergency in the Governor, who shall have authority over the resources of each and every political subdivision of the State to cope with any condition that shall arise out of such emergency; and

**WHEREAS**, in addition to the Disaster Control Act, the “Fire Service Resource Emergency Deployment Act,” N.J.S.A. 52:14E-11 et seq. (the “Fire Service Act”) establishing a mechanism for the coordination of fire service resources throughout the State to facilitate a quick and efficient response to any emergency incident or situation that requires the immediate deployment of those resources in order to protect life and property from the danger or destruction of fire, explosion or other disaster; and

**WHEREAS**, it is deemed to be in the best interests of the residents of this municipality and/or fire district to enter into a mutual aid and assistance agreement with the County of Cape May and other municipalities and entities including (but not limited to) municipal police, Emergency Medical Service or fire departments, volunteer fire companies or EMS organizations and/or fire districts to provide additional protection against loss, damage or destruction by fire, catastrophe, civil unrest, major emergency or other extraordinary devastation damage or destruction to person and property, in those situations when outside aid and assistance is needed.

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

1. That the Mayor and Borough Clerk of the Borough of Woodbine are hereby authorized and directed to enter into the Cape May County Mutual Aid and Assistance Agreement Between Participating Units (the “Mutual Aid Agreement”), a copy of which is attached hereto and made part hereof, on the terms and conditions contained herein.

2. That the Mayor and Borough Clerk are hereby authorized and directed to execute said Mutual Aid Agreement on behalf of the Borough of Woodbine
3. A copy of this Resolution and an executed copy of the Mutual Aid Agreement shall forthwith be provided to the Cape May County Office of Emergency Management for review and filing as appropriate.

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

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

#### **RESOLUTION NO. 3-38-2021**

#### **AUTHORIZING CANCELLATION OF WOODBINE MUNICIPAL COURT – BAIL ACCOUNT AND THE WOODBINE MUNICIPAL COURT – GENERAL ACCOUNTS**

**WHEREAS**, there exists on the records of the Borough of Woodbine certain accounts with Sturdy Savings Bank

Woodbine Municipal Court – Bail Account - #980 0700479  
Woodbine Municipal Court – General Account - #980 0700396

; and

**WHEREAS**, these accounts are no longer desired to be used by the Borough of Woodbine;

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Council of the Borough of Woodbine hereby authorize the cancellation of the above listed account with Sturdy Savings Bank and this is the authorization for the Chief Financial Officer to adjust his records accordingly.

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

#### **RESOLUTION NO. 3-39-2021**

#### **OPENING SPECIFIC BANK ACCOUNTS**

**WHEREAS**, it has been determined that it is in the best interest of the Borough of Woodbine to obtain the banking services of Ocean First Bank located at 907 Route 9 S, Cape May Court House, New Jersey 08210 effective April 1, 2021; and

**WHEREAS**, it has now become necessary to open the following bank accounts with Ocean First Bank:

Title of Account

Woodbine Municipal Court – Bail Account  
Woodbine Municipal Court – General Account

and;

**WHEREAS**, the official signatories on the above referenced bank accounts shall be any two (2) of the following:

Deborah Becker  
Stacy McPherson

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Woodbine, County of Cape May and State of New Jersey that all appropriate officers and employees of the Borough of Woodbine are empowered to take any action necessary to give effect to this Resolution.

Unfinished Business

Water Quality Management Plan (County) Status – no change.

County Road Project - Route 550 – No change.

Open Space Eco-Park Replacement/Upgraded Items – working with the Landscape Architect to prepare specifications. Looking to County for additional funding. Updating the Creative Placemaking to comply. Will respond to County by Tuesday.

Mobile Carrier Projects at Water Tower (Status) – Mr. Villeco is working on the generator project. Another carrier has expressed an interest in updating.

USDA Projects – Status –

Food Pantry III – no change

Water/Asset Management Plan Drawdown (Status) – USDA has signed off on both projects. Waiting on DEP for review of the water main extension project. A drawdown has been submitted. There are additional monies waiting to be drawn down

which include legal/bond counsel/Triad Associates. Asset Management Plan has been completed and will need to be uploaded.

Sewer/I-Bank Drawdown (Status) - The approved DHS agreement will require a minor amendment. Final comments were sent to the CMCMUA for their agreement.

Hat Factory Property (ECWAG) – plans and specifications have been submitted for review and currently waiting on a response.

Radios - no change.

Command Vehicle – no change.

DOT DeHirsch Avenue (Status) – to coordinate with County to match our bidding with their project. Summer construction.

DOT Clay/Madison (Status) – field work has been completed. In order to obtain an economy of scale looking to bid after the DeHirsch Avenue project. Discretionary Aid application can be filed for additional monies.

DOT Streetscape Project (Status) – waiting on DCA

DCA Local Bicycle/Pedestrian Planning Program Study (Status) - no change

Landfill Redevelopment Zone – Solar Project Status - waiting on revised report certifying wetlands delineations.

Freidriechstadt Road Vacation Status – no change

Master Plan (Status) –

Airport Lease Agreements –

Holland to American Aerospace Technologies - no change.

Delinquent Hangar Accounts – Hartley & Thompson - Mr. Tonetta reviewed the status of the summonses.

COVID19 (Status)

Cases – Ms. Garrison indicated there are currently four (4) residential cases; 0 State School and one (1) death at the State School.

County Community Development CV1 & CV2 Funding Program (Status) – no change

Property Maintenance (Status) -

322 Madison Ave - was heard in court today. The Judge granted a postponement of 45 days.

520-526 Adams - demolition permit has been issued. No activity to date. Summons has been issued

Rutkowski Property - summons issued.

CMC OEM Hazard Mitigation Plan (Status) – waiting on FEMA review. Once received a resolution will be prepared to approve the plan.

FEMA DR 4574 Tropical Storm Isaias Funds - meeting was held with FEMA representative. Regular time and equipment is now permitted to be submitted.

New Business –

Emergency Generator Ordinance - the benefits of such an ordinance for commercial and Borough properties was discussed. Mr. Tonetta will work with Mr. Conley to move through the Planning Board.

Committee Reports:

Public Works/Buildings & Grounds: Mr. Gurdgiel indicated brush collection rules seem to be embraced by the residents. For anyone in violation at this time notices are being hand delivered. Residents will be able to place brush out the last 2 weeks of March and will be collected the first two weeks of April. Atlantic City Electric has notified the Borough that the 73 Streetscape Lights on Washington can be replaced at a cost of approximately \$9,000.00 if the Borough chooses to change their plan. This will result in a cost savings. Mr. Gurdgiel and Ms. Garrison will follow up.

Health, Education & Human Services: Chairman Benson reported the Woodbine Elementary School is anticipating a 5 day in person learning with an early dismissal option to occur after Spring Break.

Public Safety & Courts: Chairman Cruz had nothing to report.

Community Affairs & Grants: Chairman Ortiz had nothing to report

Property & Small Business: Chairman Johnson had nothing to report.

Revenue & Finance: Chairwoman Perez had nothing to report.

Engineer's Report - Mr. Graham had nothing further to report..

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

Helicopter Parking Apron Design and Construction - awaiting closeout from FAA in order to submit final invoices.

Taxiway B Rehabilitation Design - continuing work on the design for 2021 construction to be submitted by the May 15<sup>th</sup> deadline.

Taxiway B Rehabilitation Construction Phase II – project on hold until spring to complete the semi-final inspection punch list items.

NJDOT 2021 grant Application - there is indication that the Transient Apron – Design project has been justified and has moved to the next state of DOT approval.

FAA Covid Funding - Mr. Liu presented some ideas which other airport have utilized the funds towards.

Drone Biography - Mr. Liu indicated DY Consultants have prepared a drone biography of the airport and will be presenting it to the Borough for their use.

Solicitor's Report – Mr. Tonetta had nothing further to report.

Mayor Pikolycky updated Council on a recent funding available through the American Rescue Plan. Mayor Pikolycky requested an explanation for the recent lack of fuel at the airport which resulted in complaints.

Payment of Bills: On motion of Councilman Ortiz, seconded by Councilman Bennett to approve the bills for payment, unanimously carried.

Public Comment - None

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

Respectfully submitted,

Lisa Garrison  
Borough Clerk





