

**BOROUGH OF WOODBINE
REGULAR MEETING**

**MARCH 21, 2019
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 18, 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; Dennis Yapp, Airport Engineer; and Lisa Garrison, Borough Clerk.

The Pledge of Allegiance was led by Mayor Pikolycky.

Mayor Pikolycky called for approval of the minutes. On motion of Councilman Johnson, seconded by Councilman Cruz to approve the minutes of March 7, 2019, unanimously carried.

Mayor Pikolycky called for the Introduction of Proposed Ordinance No. 579-2019, “Calendar Year 2019 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 Councilwoman Perez to approve the introduction of the following ordinance, unanimously carried upon roll call vote. Ayes: Ortiz, Johnson, Bennett, Perez, Benson, Cruz. Nays: None Abstain: None Absent: None

PROPOSED ORDINANCE NO. 579-2019

**CALENDAR YEAR 2019
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 2.5% 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 2019 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 1% increase in the budget for said year, amounting to \$14,415 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 2019 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 \$50,452, and that the CY 2019 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 following resolutions:

RESOLUTION NO. 3-38-2019

APPOINTMENT OF CROSSING GUARD

WHEREAS, the Mayor and Council desires to provides safe crossings for school age children on designated public thoroughfares of the Borough of Woodbine; and

WHEREAS, there exists a need due to the resignation of George Scott for a crossing guard; and

WHEREAS, **HORACE YOUMANS** has successfully completed crossing guard training.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Woodbine that Horace Youmans is hereby appointed as Substitute School Crossing Guard to be paid in accordance with the 2019 Salary Ordinance.

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

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

RESOLUTION NO. 3-39-2019
AWARD OF CONTRACT FOR
RECONSTRUCTION OF SUMNER AVENUE

WHEREAS, sealed bids were received on March 6, 2019 by the Borough for the construction of the project known as the “Reconstruction of Sumner Avenue”; and

WHEREAS, Jerry & Son Excavating, Inc. submitted the lowest overall total bid of six (6) bids received for the Base Bid and Add Alternate No. 1 through Add Alternate No. 5 which are summarized as follows:

Bidder	Base Bid	Add Alt. 1	Add Alt 2	Add Alt. 3	Add Alt. 4	Add Alt. 5
Jerry & Son Exc.	\$137,020.00	\$37,685.00	\$32,805.00	\$29,130.00	\$35,120.00	\$62,664.00
Lindemon Contr.	\$152,152.50	\$46,780.00	\$34,252.50	\$30,255.00	\$35,600.00	\$57,466.00
South State, Inc.	\$172,876.75	\$43,469.00	\$37,756.50	\$33,494.00	\$71,495.00	\$68,680.00
Asphalt Paving	\$222,305.00	\$99,175.00	\$38,380.00	\$35,500.00	\$97,825.00	\$69,125.00
Landberg Constr.	\$228,233.75	\$90,735.00	\$38,746.65	\$34,451.40	\$79,460.00	\$68,132.00
Charles Marandino	\$236,795.00	\$84,825.00	\$43,725.00	\$39,145.00	\$106,440.00	\$74,820.00

WHEREAS, the bid of Jerry & Son Excavating, Inc. has been submitted in proper form and the Contractor appears qualified to perform the work anticipated under this contract;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Woodbine, that the award of said contract is hereby made to Jerry & Son Excavating, Inc. in the amount of \$334,424.00 comprising the Base Bid and Add Alternates #1 through #5, subject to concurrence with this award by the NJDOT, the agency funding this project; and

BE IT FURTHER RESOLVED that the Municipal Clerk is hereby authorized and directed to return the certified checks or bid bonds for the following unsuccessful bidders:

Asphalt Paving Systems, Inc.
Landberg Construction, LLC
Charles Marandino, LLC

and that the certified checks or bid bonds of the successful bidder (Jerry & Son Excavating, Inc.) and the next 2 lowest bidders (Lindemon Contracting, LLC & South State, Inc.) are to be returned upon receipt of a fully executed Contract and other required documents.

BE IT FURTHER RESOLVED that upon NJDOT concurrence with this award, the Mayor and Clerk are hereby authorized to execute all documents necessary to effectuate a contract with Jerry & Son Excavating, Inc. for this project.

RESOLUTION NO. 3-40-2019
AWARD OF CONTRACT FOR
RECONSTRUCTION OF HEILPRIN AVENUE PHASE 2

WHEREAS, sealed bids were received on March 6, 2019 by the Borough for the construction of the project known as the “Reconstruction of Heilprin Avenue Phase 2”; and

WHEREAS, Jerry & Son Excavating, Inc. submitted the lowest overall total bid of seven (7) bids received for the Base Bid and Add Alternate No. 1 through Add Alternate No. 2 which are summarized as follows:

Bidder	Base Bid	Add Alt. 1	Add Alt 2
Jerry & Son Excavating, Inc.	\$133,552.50	\$20,145.00	\$20,150.00
Jonathan Hand Excavating	\$157,652.25	\$28,486.00	\$16,660.00
South State, Inc.	\$157,187.50	\$25,340.00	\$20,750.00
Landberg Construction, L.L.C.	\$179,458.50	\$42,380.00	\$40,650.00
Asphalt Paving Systems, Inc.	\$183,420.00	\$36,450.00	\$38,400.00
Charles Marandino, L.L.C.	\$203,145.00	\$37,450.00	\$39,950.00
Mathis Construction, Co.	\$223,650.00	\$35,140.00	\$29,000.00

WHEREAS, the bid of Jerry & Son Excavating, Inc. has been submitted in proper form and the Contractor appears qualified to perform the work anticipated under this contract;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Woodbine, that the award of said contract is hereby made to Jerry & Son Excavating, Inc. in the amount of \$173,847.50, comprising the Base Bid and Add Alternates #1 through #2, subject to concurrence with this award by the NJDOT, the agency funding this project; and

BE IT FURTHER RESOLVED that the Municipal Clerk is hereby authorized and directed to return the certified checks or bid bonds for the following unsuccessful bidders:

Landberg Construction, LLC
Asphalt Paving Systems, Inc.
Charles Marandino, LLC
Mathis Construction Co.

and that the certified checks or bid bonds of the successful bidder (Jerry & Son Excavating, Inc.) and the next 2 lowest bidders (Jonathon Hand Excavating, Inc. & South State, Inc.) are to be returned upon receipt of a fully executed Contract and other required documents.

BE IT FURTHER RESOLVED that upon NJDOT concurrence with this award, the Mayor and Clerk are hereby authorized to execute all documents necessary to effectuate a contract with Jerry & Son Excavating, Inc. for this project.

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

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

RESOLUTION NO. 3-41-2019

**AUTHORIZATION TO ADVERTISE FOR BIDS
OPEN SPACE ECO-PARK PHASES 2 & 3 CLEARING**

WHEREAS, the Borough of Woodbine submitted an application for Open Space funding from the County of Cape May for the project known as the Open Space Eco-Park Phases 2 & 3 to be located adjacent to the Woodbine Elementary School; and

WHEREAS, the Borough has been successful in obtaining the open space funding from the County in the amount of \$1,173,000.00 for the construction of said project; and

WHEREAS, the Borough would like to proceed with the clearing work needed to undertake these remaining improvements; and

WHEREAS, the bid documents are being prepared for the clearing work to be competitively bid;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Woodbine, that upon receipt of the bid documents, the Borough Clerk is hereby authorized to place the appropriate advertisement for bids for said work in the Official Newspaper of the Borough and to receive said bids in accordance with the New Jersey Public Bidding Laws.

Unfinished Business:

Water Quality Management Plan (County) Status - the resolution has been forwarded to the County.

County Road Projects – 550/638 Update - No change in status. Mayor Pikolycky indicated the roundabout project is scheduled for the fall.

Open Space Eco-Park update – Mr. Graham indicated he is working on contracting out phase 2 and 3 clearing work as per tonight's adopted Resolution No. 3-41-2019. Anticipating to award contract the second meeting in April.

DEP Issues – Asset Management Plan Status- The Borough was encouraged to reach out to USDA to submit a pre-application for funding.

USDA Projects – Status – Food Pantry – punch list items are being reviewed. Phase III work has been forwarded to the engineer for a cost estimate. A conference call had been held with Gateway who has indicated they have funding to replace the septic system. Head Start Roof Renovations – Triad Associates is working with the architect for the revisions of the specifications for USDA review. The change order has been approved to install the handicapped parking space with DCA funds. Currently working to coordinate the septic and handicap parking space projects.

Sumner/Heilprin Avenues Reconstruction Projects Status – Contracts were awarded subject to DCA concurrence. The additional funding was received in the amount of \$200,000 to enable the award of the complete project.

DCA Planning Board Master Plan Status – the project is ongoing in another 2 to 3 more months a report will be submitted for review. Mr. Graham indicated approval will be required from the Land Use Board with a recommendation forwarded to the governing body. The next step would be a new zoning ordinance. Councilman Bennett indicated Mr. Conley presented an overview to the Board and their role in the project. The next meeting will be held April 17, 2019.

Small Cities Sidewalks Project Status - the Environmental Findings Release has been completed. Triad Associates is currently working on the RFP for the engineering services.

Landfill Redevelopment Zone – Solar Project Status - A draft has been received. Councilman Benson indicated he had received the marked-up LOI from Mr. Kizner's review. Most of the changes have been accepted. It has been anticipated to enter into an agreement shortly.

Tree Giveaway – March 23, 2019

New Business –

Rumble Strips - rumble strips will be installed on Route 550 between Fidler Hill Road to the roundabout.

DOT Municipal Aid Funding \$125,000 Request

CMC League of Municipalities meeting – March 28, 2019 – Wildwood – 6:00 p.m.

Committee Reports:

Public Works/Buildings & Grounds: Chairman Bennett reported the backhoe is currently being repaired; the department is preparing for grass cutting season and there is free wood for the public in the park after the tree cutting had been completed.

Health, Education & Human Services: Chairman Benson reported on the Woodbine Elementary School activities as follows:

1. March 4 – MOA meeting had been held with the Prosecutor’s office. Mr. Tonetta reviewed with the Council the purpose of the meeting and advised the Borough should have been notified by the school. He will follow-up.
2. Mr. DeVico held a round table meeting with the teachers.
3. 8th grade students were involved with a dialogue with another school.
4. March 15 – Shero Awards were held at the Azeez Museum. Councilwoman Perez was a recipient of the Lifetime Achievement Award. Abbe Harris was awarded the Shero Award.
5. Green Moustache Contest was held.

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

Community Affairs & Grants: Chairman Ortiz had nothing to report at this time.

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

Revenue & Finance: Chairwoman Perez had nothing to report at this time.

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

Airport Engineer’s Report - Mr. Yapp reported on the following:

1. Taxiway A Mill and Overlay State 2, Design - Revised documentation for the closeout was prepared. There was an overage of \$167.44 for the project.
2. Taxiway A Rehabilitation Stage II Construction - DOT is working on the closeout.
3. 20:1 TERP Surface Obstruction Removal - Working with contractor on start date
4. Helicopter Parking Apron Design and Construction - working on reimbursement of the design. A preconstruction meeting was held on March 12. Contractor suggested a change to the phasing plan to shorten the fuel farm

shut down time. If agreed the approval process through FAA can take up to 45 days.

5. 2019 Projects - Transient Apron Design, Taxiway B Rehabilitation Design and Construction and Runway 1-19 Taxiway B Connection Design & Construction
6. Campground - Mr. Yapp reported on the potential of a campground at the airport.

Solicitor's Report – Mr. Tonetta had no report at this time.

Mayor Pikolycky at this time indicated John Miller, CFO/Assessor will be retiring effective May 1, 2019. The Borough will be in the process of a replacement(s).

Public Comment: None.

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

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

Respectfully submitted,

Lisa Garrison
Borough Clerk

