

**BOROUGH OF WOODBINE
REGULAR MEETING**

**APRIL 1, 2021
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 3, 2020 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: Bruce Graham, Borough Engineer (via telephone); Michael Zumpino, (via telephone); James Gurdgiel, Public Works Supervisor; and Lisa Garrison, Borough Clerk.

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

Mayor Pikolycky called for a Public Hearing for 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). Mayor Pikolycky opened the public hearing. There being no comment forthcoming the public hearing was then closed. On motion of Councilman Ortiz, seconded by Councilman Benson to adopt the following ordinance on roll call vote, unanimously carried. Ayes: Ortiz, Johnson, Bennett, Perez, Benson, Cruz Nays: None Abstain: None Absent: None

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.

Mayor Pikolycky called for the following resolutions:

. RESOLUTION NO. 4-40-2021

**APPROVING SPECIFICATIONS AND AUTHORIZATION TO ADVERTISE FOR BIDS
TAXIWAY B WEST END REHABILITATION**

WHEREAS, the Borough of Woodbine is desirous of rehabilitating the west end of Taxiway B at the Woodbine Municipal Airport; and

WHEREAS, the design and bid documents have been prepared by DY Consultants for this Project to be competitively bid;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Woodbine, that the design specifications and bid documents are hereby approved and 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 contingent upon approval of the Federal Aviation Administration.

On motion of Councilman Johnson, seconded by Councilman Bennett 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. 4-41-2021

AUTHORIZING AMENDMENT TO USER AGREEMENT BY AND BETWEEN THE BOROUGH OF WOODBINE AND THE NEW JERSEY DEPARTMENT OF HUMAN SERVICES.

WHEREAS, on March 4, 2021 the Borough of Mayor and Council by Resolution No. 3-33-2021 authorized the execution of a user agreement for the Woodbine Development Center connection to the Borough's Sanitary Sewer Collection System that will connect to Cape May County Municipal Utilities Authority's Shared Wastewater Conveyance System as an institutional use customer of the Borough of Woodbine; and

WHEREAS, there exists a need to amend the User Agreement to include an additional clause for the posting of escrow; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council to approve the amendment of the user agreement by and between the Borough of Woodbine and the New Jersey Department of Human Services to include an additional clause for the posting of escrow.

RESOLUTION NO. 4-42-2021

A RESOLUTION OF THE BOROUGH OF WOODBINE ACCEPTING THE PROPOSAL OF TAYLOR WISEMAN & TAYLOR, LOCATED AT 124 GAITHER DRIVE, SUITE 150, MT. LAUREL, NEW JERSEY, FOR A NARRATIVE TO SUPPORT THE LANDFILL CLOSURE FOR THE SOLAR PROJECT ON THE WOODBINE LANDFILL

WHEREAS, the Borough of Woodbine has an existing Letter of Intent with NEXAMP for the solar project on the Woodbine landfill; and

WHEREAS, the Borough's consultant Taylor, Wiseman & Taylor (TWT) has the expertise pertaining to the Pineland's application that needs to be submitted; and

WHEREAS, NEXAMP has agreed to post an escrow account in the amount of \$10,000 to cover the services of TWT.

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

1. Mayor and Clerk are authorized to execute the proposal of Taylor, Wiseman & Taylor to prepare a narrative document to discuss the potential wetlands impacts and how the closure plan will protect wetlands in the future for an amount no to exceed \$10,000.00.

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

Unfinished Business

Mr. Zumpino indicated that due to being short staffed the DCA review of the Small Cities applications has been delayed.

New Business

None

Engineer's Report – None

Solicitor's Report – None

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

Public Comment - Mr. Sherby questioned the COVID19 relief fund grant and also the status of the outstanding code enforcement issues at 1309 De Hirsch Ave.

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

Respectfully submitted,

Lisa Garrison
Borough Clerk

