

**BOROUGH OF WOODBINE
REGULAR MEETING**

**MAY 7, 2015
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 Herald on January 20, 2015 and posting a copy of said notice on the Clerk’s bulletin board.”

Those present were: Mayor Pikolycky; Councilpersons Ortiz, Murray, Bennett, Perez, Benson, and Cruz. Also present were: Richard Tonetta, Borough Solicitor; Lew Conley, Borough Engineer; and Lisa Garrison, Borough Clerk.

Mayor Pikolycky called for approval of the minutes of April 16, 2015. On motion of Councilwoman Perez, seconded by Councilman Cruz to approve the minutes of April 16, 2015 as presented, unanimously carried.

At this time Mayor Pikolycky presented a proclamation to the Borough Clerk in honor of Municipal Clerk’s week.

Mayor Pikolycky called for the Public Hearing for Ordinance No. 553-2015, “An Ordinance Directing the Suspension of Any Person Appointed to a Borough Board or Commission Failing to File a Financial Disclosure Form as Required by N.J.S.A. 40A:9-22.6 and Directives of the Local Finance Board”. Mayor Pikolycky opened the public hearing. The public hearing was then closed with no comment forthcoming. On motion of Councilman Benson, seconded by Councilman Ortiz to approve the adoption of the following ordinance, unanimously carried upon roll call vote. Ayes: Ortiz, Murray, Bennett, Perez, Benson, Cruz Nays: None Abstain: None Absent: None

ORDINANCE NO. 553-2015

**AN ORDINANCE DIRECTING THE SUSPENSION OF ANY PERSON
APPOINTED TO A BOROUGH BOARD OR COMMISSION FAILING TO FILE
A FINANCIAL DISCLOSURE STATEMENT AS REQUIRED BY N.J.S.A 40A:9-
22.6 AND DIRECTIVES OF THE LOCAL FINANCE BOARD.**

WHEREAS, the requirement to file a Financial Disclosure Statement (FDS) is a statutory obligation that is integral to our system of local government and public access to this information promotes transparency and is an important aspect of citizen participation in government; and

WHEREAS, failure to comply with NJSA 40A:9-22.6 requiring an FDS be filed interferes with the fundamental system of checks and balance and is further a violation of the law; and

WHEREAS, individuals required to file a FDS and fail to do so may further be in violation of the Local Government Ethic Laws which are administered by the Local Finance Board of the State of New Jersey; and

WHEREAS, the Borough Council of the Borough of Woodbine finds that individuals who fail to comply with the law after notices and reminders to do so severely impacts the trust of the residents upon their public officials.

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

1. Any appointed member to a Board or Commission of the Borough of Woodbine shall, upon notice by the Borough Clerk, immediately complete and file the required Financial Disclosure Statement when due or within any grace periods provided.

2. In the event any appointed member of a Board or Commission who fails to file a Financial Disclosure Statement and has received a Notice of Violation from the State of New Jersey, Local Finance Board, shall be immediately suspended from their appointed position without further notice until they have provided proof of compliance with all of the requirements of NJSA 40A:9-22.6 and any directive contained in any Notice of Violation including the payment of any fines levied against said member.

3. In the event the appointed official shall be suspended and remains suspended as provided herein, for a period in excess of forty-five (45) days, that appointed official shall be immediately terminated from that position after the expiration of forty-five (45) days which shall create a vacancy subject to appointment in accordance with the laws of the State of New Jersey and Borough of Woodbine.

4. During the period of any suspension as provided herein or in accordance with any Notice of Violation or directive from the Local Finance Board, any remuneration, salary or stipend payable to said member shall be forfeited and no payment shall be made to said member.

Mayor Pikolycky called for the following resolutions:

RESOLUTION NO. 5-55-2015
APPROVAL OF CHANGE ORDER NO. 4
EMS BUILDING UPGRADES

WHEREAS, Turtle Associates of Swedesboro, New Jersey was previously awarded a contract in the amount of \$16,619.09 for the project known as EMS Building Upgrades which was subsequently amended by Change Orders No. 1 through 3 making the total contract amount \$18,350.33; and

WHEREAS, during the course of the work it has been determined that additional time is necessary to complete the project due to weather related conditions; and

WHEREAS, it is necessary to increase the project completion date until May 9, 2015 as shown on the attached Change Order No. 4 at no cost.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Woodbine that Change Order No. 4 has been approved.

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

On motion of Councilman Benson to approve and adopt the following resolution, unanimously carried.

RESOLUTION NO. 5-56-2015

**AUTHORIZATION TO SUBMIT
HDSRF GRANT APPLICATION FOR SUPPLEMENTAL FUNDS
FORMER WOODBINE HAT FACTORY SITE**

WHEREAS, the Borough of Woodbine has previously performed Remedial Investigation (RI) work at the property known as the former Woodbine Hat Factory site (Block 65, Lot 1) under a grant from the New Jersey Economic Development Authority (NJEDA) under the Hazardous Discharge Site Remediation Funding (HDSRF) grant program; and

WHEREAS, the Remedial Investigation (RI) / Remedial Investigation Work Plan (RIWP) as prepared by Taylor Wiseman & Taylor (TWT) dated January 28, 2015 identified additional investigation work that needs to be completed under a fourth phase of investigation; and

WHEREAS, TWT (under the direction of Joe Russo, PG, LSRP of Geo Environmental Management, LLC) and Bruce S. Graham, PE, Borough Engineer of Van Note-Harvey Associates, have prepared a Scope of Work to be included in a HDSRF Supplemental Grant Application outlining various additional work to be completed;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Woodbine, that the Mayor and Clerk are hereby authorized to sign all necessary documentation for said HDSRF Supplemental Grant Application and to submit the application to the New Jersey Department of Environmental Protection Site Remediation Program.

RESOLUTION NO. 5-57-2015

**APPROVAL TO AMEND AN APPLICATION AND EXECUTE A GRANT CONTRACT WITH
NJDOT FOR PEDESTRIAN SAFETY IMPROVEMENTS**

WHEREAS, the Transportation Trust Fund provides funding to municipalities for roadway improvements in order to assist them in properly maintaining their transportation infrastructure; and

WHEREAS, the Borough of Woodbine previously authorized submission by Resolution 3-31-2015 of a discretionary aid application to the Commissioner of Transportation for aid under the Local Aid Infrastructure Fund (LAIF) for the Town Center Streetscape and Pedestrian Safety Improvements as outlined in the Borough's original 2014 Transportation Alternative Program; and

WHEREAS, in order to be eligible for LAIF funding it has been determined that the scope of work that was included in the original application should be modified to request funding limited to Pedestrian Safety Improvements including a bikeway interconnect from Heilprin Avenue to the Community School; installation of bicycle racks at the School; and the installation of electronic pedestrian traffic signalization for Webster and DeHirsch Avenues;

NOW, THEREFORE, BE IT RESOLVED that Borough Council formally amends the scope of work for the previous grant application for the above-noted project and;

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit this amendment to the New Jersey Department of Transportation on behalf of the Borough and;

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

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

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

RESOLUTION NO. 5-58-2015

**AUTHORIZATION TO ADVERTISE FOR BIDS
HEILPRIN AVENUE RECONSTRUCTION**

WHEREAS, the Borough of Woodbine submitted a Grant Application for State Aid for the Reconstruction of Heilprin Avenue between Clay Street and Sumner Avenue as part of FY 2014 Discretionary Aid Funding from the New Jersey Department of Transportation; and

WHEREAS, the Borough has been successful in obtaining funding from the New Jersey Department of Transportation in the amount of \$230,000.00 for the construction of said project; and

WHEREAS, the design and original bid documents are being prepared for this Project to be competitively bid;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Woodbine, that 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.

RESOLUTION NO. 5-59-2015

**APPOINTMENT OF MARYJAYE FRANKEL-SYPNIEWSKI AS
ALTERNATE DEPUTY REGISTRAR OF VITAL STATISTICS**

WHEREAS, the Borough of Woodbine is in need of the services of an Alternate Deputy Registrar of Vital Statistics.

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 that Maryjaye Frankel-Sypniewski is hereby appointed as Alternate Deputy Registrar of Vital Statistics for the Borough of Woodbine for a three (3) year term commencing May 7, 2015 and expiring May 7, 2018.

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

Unfinished Business: None

New Business: None

At this time Mayor Pikolycky recapped the workshop items.

Engineer's Report: None

Solicitor's Report: None

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

Public Comment: None

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

Respectfully submitted,

Lisa Garrison
Borough Clerk