

**BOROUGH OF WOODBINE  
REGULAR MEETING**

**MAY 7, 2020  
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 (via telephone). Also present were: Richard Tonetta, Esq.; Bruce Graham, Borough Engineer (via telephone) ; Michael Zumpino, Grant Consultant (via telephone); and Lisa Garrison, Borough Clerk.

Mayor Pikolycky called for the approval of minutes of April 16, 2020. On motion of Councilman Johnson, seconded by Councilman Benson to approve the minutes of April 16, 2020, unanimously carried.

Mayor Pikolycky called for the following resolutions:

**RESOLUTION NO. 5-48–2020**

**ACCEPTANCE OF PROJECT  
HEILPRIN AVENUE RECONSTRUCTION**

**WHEREAS**, Jerry & Son Excavating, Inc. of Mays Landing, New Jersey was previously awarded a contract for the project known as Reconstruction of Heilprin Avenue; and

**WHEREAS**, the Borough Engineer, Bruce S. Graham of Van Note-Harvey Associates, has determined that the work on this project has been substantially completed in accordance with the contract documents; and

**WHEREAS**, NJDOT has been notified of the substantial completion and has been requested to concur with said determination; and

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Woodbine, that the contract for the work be and same is hereby accepted as complete; and

**BE IT FUTHER RESOLVED** that all remaining payments as previously authorized by contract through and including approved Change Order No. 2 Final be made thereon to Jerry & Son Excavating, Inc subject to and upon acceptance of the project by NJDOT.

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

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

**RESOLUTION NO. 5-49-2020**

**ACCEPTANCE OF PROJECT  
SUMNER AVENUE RECONSTRUCTION**

**WHEREAS**, Jerry & Son Excavating, Inc. of Mays Landing, New Jersey was previously awarded a contract for the project known as Reconstruction of Sumner Avenue; and

**WHEREAS**, the Borough Engineer, Bruce S. Graham of Van Note-Harvey Associates, has determined that the work on this project has been substantially completed in accordance with the contract documents; and

**WHEREAS**, NJDOT has been notified of the substantial completion and has been requested to concur with said determination; and

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Woodbine, that the contract for the work be and same is hereby accepted as complete; and

**BE IT FUTHER RESOLVED** that all remaining payments as previously authorized by contract through and including approved Change Order No. 2 Final be made thereon to Jerry & Son Excavating, Inc subject to and upon acceptance of the project by NJDOT.

**RESOLUTION NO. 5-50-2020**

**APPROVING SECOND AMENDMENT TO LETTER OF INTENT  
WITH NEXAMP, INC.**

**WHEREAS**, the Borough of Woodbine has entered into a Letter of Intent (LOI) with Nexamp, Inc., for a long-term lease of a portion of property located at Fidler Hill Road, Woodbine, New Jersey consisting of all or part of Block 117, Lot 1 on the Tax Map of the Borough of Woodbine and as generally depicted in Exhibit B of the LOI ("Property"), for the installation and operation of a ground-mounted, solar-powered electric generation facility, and the LOI included an option period of six (6) months, until October 19, 2019, for Landlord and Tenant to enter into a Lease Agreement; and

**WHEREAS**, Landlord and Tenant entered into an Amendment to the LOI, dated October 17, 2019, extending the LOI and the option period therein until April 19, 2020; and

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of Woodbine that the LOI dated October 17, 2019 between the Borough of Woodbine and Nexamp, Inc.. amended

on October 17, 2019 is hereby further amended to extend the LOI and the option period therein until October 19, 2020.

**BE IT FURTHER RESOLVED** that the Mayor is hereby authorized to execute a second amendment to the agreement extending the term as stipulated above, which shall be retained by the Borough Clerk and included along with this Resolution.

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

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

#### **RESOLUTION NO. 5-51-2020**

#### **APPROVING THE FILING OF AN APPLICATION FOR COMMUNITY FACILITY GRANT PROGRAM FUNDING TO THE US DEPARTMENT OF AGRICULTURE-RURAL DEVELOPMENT (USDA-RD)**

**WHEREAS**, the Borough of Woodbine desires to apply to USDA-RD for Community Facility Grant Program funding in the amount of \$27,000, with a required local match of \$3,000, for a total project cost of \$30,000, for funding to contract with a consultant to prepare a technical study of the landfill solar project, and;

**WHEREAS**, the Borough of Woodbine has determined that this purchase will have a positive and significant impact on the economic growth of the Borough, and;

**WHEREAS**, the Borough of Woodbine, without financial assistance from the aforementioned USDA program, would be unable to study the landfill solar project on its own;

**NOW, THEREFORE, BE IT RESOLVED**, that funding for a technical study of the landfill solar project 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 Community Facility Grant Program.

#### **RESOLUTION NO. 5-52-2020**

#### **PROVIDING FOR THE INSERTION OF A SPECIAL ITEM OF REVENUE IN THE BUDGET PURSUANT TO N.J.S.A. 40A:4-87**

**WHEREAS**, N.J.S.A. 40A:4-87 provides that the Director of Local Government Services may approve the insertion of any special item of revenue in the budget when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

**WHEREAS**, said Director may also approve the insertion of an item of appropriation for

equal amount:

Section 1.

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Council of the Borough of Woodbine, County of Cape May, hereby requests the Director of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2020 in the sum of \$500,000.00, which item is now available as a revenue from New Jersey Department of Transportation.

Section 2.

**BE IT FURTHER RESOLVED** that a like sum of \$500,000.00 is hereby appropriated under the caption of NJ DOT Streetscape Improvements Project.

**BE IT FURTHER RESOLVED** that two copies of the required certification, together with supporting documentation to be filed in the office of the Director of Government Services for his certification.

On motion of Councilman Ortiz, seconded by Councilman Johnson 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. 5-53-2020**

**ACCEPTANCE OF PROJECT  
FIRE TRUCK PUMPER**

**WHEREAS**, Defender Emergency Products Sales and Service, of Brick, New Jersey was previously awarded a contract for the purchase of a Custom Rosenbauer Pumper Fire Apparatus; and

**WHEREAS**, the Borough Clerk, Lisa Garrison, has determined that the Custom Rosenbauer Pumper Fire Apparatus has been received in accordance with the contract documents; and

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Woodbine, that the contract for the Custom Rosenbauer Pumper Fire Apparatus is hereby accepted as received and the project complete; and

**BE IT FURTHER RESOLVED** that all remaining payments as previously authorized by contract through and including approved Change Order No. 2 Final be made thereon to Defender Emergency Products Sales and Service.

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

**RESOLUTION NO. 5-54-2020**

**AUTHORIZING AMENDMENT TO LEASE AGREEMENT BY AND BETWEEN THE BOROUGH OF WOODBINE AND GATEWAY COMMUNITY ACTION PARTNERSHIP**

**WHEREAS**, on October 31, 2013 the Borough of Woodbine (hereinafter Landlord) entered into a lease agreement with Gateway Community Action Partnership (hereinafter Tenant) located at 110 Cohansey Street, Bridgeton, New Jersey; and

**WHEREAS**, on August 30, 2016 the Tenant exercised its option to renew the Lease for an additional period of three years in accordance with Article II to expire October 31, 2019; and

**WHEREAS**, the Tenant by notifying the Landlord in writing has requested to exercise its option to renew the lease for an additional two years commencing October 31, 2019 and expiring October 31, 2021; and

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Borough Council to approve the amendment of the Lease Agreement for an additional two year extension pursuant to Article II Term of Lease.

Unfinished Business: None

New Business:

Mr. Zumpino reported correspondence from Senator Booker is going out shortly or has already been sent regarding the \$1.5 billion CARES Act COVID USDA EDA funding. Also there will be \$4 million CDBG funding but there is no guidelines as of yet.

Mr. Gudrgiel, Public Works Supervisor, reported there have been issues with motorcycles in town driving recklessly. He indicated he had contacted the Police but they are not acting upon the issue. Councilman Johnson indicated he had also in the past had a meeting to discuss the issue with no response forthcoming on the problem.

Engineer's Report – None

Solicitor's Report: None

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

Public Comment: None

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

Respectfully submitted,

Lisa Garrison  
Borough Clerk

