

**BOROUGH OF WOODBINE  
REGULAR MEETING**

**SEPTEMBER 17, 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; Councilmen Ortiz, Murray, Perez, Benson and Cruz. Also present were: Richard Tonetta, Borough Solicitor; Bruce Graham, Borough Engineer; and Lisa Garrison, Borough Clerk. Absent: Councilman Bennett.

Mayor Pikolycky called for the Pledge of Allegiance.

Mayor Pikolycky called for approval of the minutes of September 3, 2015 (workshop & regular). On motion of Councilman Ortiz, seconded by Councilwoman Perez to approve the minutes of September 3, 2015 as presented, carried with one (1) abstention by Councilman Cruz.

Mayor Pikolycky called for the following resolutions:

**RESOLUTION NO. 9-89-2015  
AWARD OF CONTRACT  
FOR RECONSTRUCTION OF HEILPRIN AVENUE**

**WHEREAS**, sealed bids were received on September 10, 2015 by the Borough for the construction of the project known as the "Reconstruction of Heilprin Avenue"; and

**WHEREAS**, RTW Construction, Inc. submitted the lowest of three (3) bids received for the Base Bid, Add Alternate No. 1, Add Alternate No. 2 and Add Alternate No. 3 which are summarized as follows:

<b>Bidder No. 3</b>	<b>Base Bid</b>	<b>Add Alt. No. 1</b>	<b>Add Alt No. 2</b>	<b>Add Alt.</b>
RTW Construction, Inc.	\$182,415.00	\$22,280.00	\$55,105.00	\$65,030.00
Charles Marandino, L.L.C	\$186,000.00	\$21,556.00	\$55,999.00	\$54,680.00
Perna Finnigan, Inc.	\$212,203.40	\$22,504.75	\$53,397.75	\$59,572.25

**WHEREAS**, the Chief Financial Officer certifies that funds are available for this Contract in accordance with N.J.A.C. 5:30-5.4; and

**WHEREAS**, the bid of RTW Construction, 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 RTW Construction, Inc. in the amount of \$182,415.00 comprising the Base Bid, subject to concurrence with said award by the New Jersey Department of Transportation, 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:

Perna Finnigan, Inc.

and that the certified checks or bid bonds of the successful bidder (RTW Construction, Inc.) and the next lowest bidder (Charles Marandino, L.L.C.) are to be returned upon receipt of a fully executed Contract and other required documents.

**BE IT FURTHER RESOLVED** that upon approval by the above noted funding agency the Mayor and Clerk are hereby authorized to execute all documents necessary to effectuate a contract with RTW Construction, Inc. for this project.

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

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

#### **RESOLUTION NO. 9-90-2015**

#### **REFUND OVERPAYMENT ON PROPERTY TAXES**

**WHEREAS**, the Tax Collector of the Borough of Woodbine has collected from the below listed excess on their 2015 property taxes; and

**WHEREAS**, an overpayment has been created on the below listed due listed reason; and

**WHEREAS**, the Tax Collector of the Borough of Woodbine has determined that said overpayment should be refunded accordingly to the below listed:

<b><u>BLOCK</u></b>	<b><u>LOT</u></b>	<b><u>NAME</u></b>	<b><u>AMOUNT</u></b>
112	3 C-018	Corelogic (Kimberly & Stephen Innis) PO Box 961230 Fort Worth, TX 76161-0230 (re: bank error)	\$363.15

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Woodbine, County of Cape May, State of New Jersey that the Chief Financial Officer is

hereby authorized to execute said refund and that the Tax Collector should mark her records accordingly.

### **RESOLUTION NO. 9-91-2015**

#### **APPOINTMENTS TO THE RECREATION COMMISSION**

**WHEREAS**, there exists expired terms on the Borough of Woodbine Recreation Commission; and

**WHEREAS**, the following nominations have been made by the Mayor for appointment to the Recreation Commission to fill the expired terms subject to the advice and consent of Borough Council:

<u><b>NAME</b></u>	<u><b>TERM EXPIRATION (5 YEARS)</b></u>
Philip Mitchell	8/31/19
Sonia Rivera	8/31/18

**WHEREAS**, Borough Council has duly considered the matter and wishes to express its advice and consent.

**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 as follows

1. The allegations of the preamble are incorporated herein by this reference.
2. Philip Mitchell is hereby appointed to serve as a member to the Recreation Commission for a five year term to expire on August 31, 2019.
3. Sonia Rivera is hereby appointed to serve as a member to the Recreation Commission for a five year term to expire on August 31, 2018.

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

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

### **RESOLUTION NO. 9-92-2015**

#### **RE-APPOINTMENTS TO THE RECREATION COMMISSION**

**WHEREAS**, there exists expired terms on the Borough of Woodbine Recreation Commission; and

**WHEREAS**, the following nominations have been made by the Mayor for reappointment

to the expired terms on the Recreation Commission subject to the advice and consent of Borough Council:

<u>NAME</u>	<u>TERM EXPIRATION (5 YEARS)</u>
Jennifer Cruz	8/31/20
Melissa Rodriguez	8/31/20

**WHEREAS**, Borough Council has duly considered the matter and wishes to express its advice and consent.

**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 as follows

1. The allegations of the preamble are incorporated herein by this reference.
2. Jennifer Cruz is hereby reappointed to serve as a member to the Recreation Commission for a five year term to expire on August 31, 2020.
3. Melissa Rodriguez is hereby reappointed to serve as a member of the Recreation Commission for a five year term to expire on August 31, 2020.

At this time Mayor Pikolycky requested any additional resolutions. Mr. Graham indicated he had two (2) additional resolutions for the submittal of the NJDOT grant applications.

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

#### **RESOLUTION NO. 9-93-2015**

#### **APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT CONTRACT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE RECONSTRUCTION OF HEILPRIN & SUMNER AVENUE**

**NOW, THEREFORE, BE IT RESOLVED** that Mayor and Council of the Borough of Woodbine formally approves the grant application for the above stated project.

**BE IT FURTHER RESOLVED** that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as MA-2016-Woodbine Borough-00212 to the New Jersey Department of Transportation on behalf of the Borough of Woodbine.

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

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

**RESOLUTION NO. 9-94-2015**

**APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT CONTRACT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR CONSTRUCTION OF A NEW BIKEWAY**

**NOW, THEREFORE, BE IT RESOLVED** that Mayor and Council of the Borough of Woodbine formally approves the grant application for the above stated project.

**BE IT FURTHER RESOLVED** that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as BIKEWAYS-2016-Woodbine Borough-00017 to the New Jersey Department of Transportation on behalf of the Borough of Woodbine.

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

Unfinished Business:

SOAR Golf Campaign – September 25, 201 5- Rio Grande

Greater Woodbine Chamber of Commerce Car Show - October 10, 2015

County Engineer/Hatch, Mott, MacDonald Meeting – Road Projects – late September – Mr. Graham will send a reminder to the County Engineer for the date.

DHS Sewer Study – Meeting September 17, 2015 – 2:00 p.m. – Mr. Graham indicated a conference call meeting had been set up with the DHS representatives and the CMCMUA. The DHS is onboard to participate. It looks positive.

State Police Barracks Ballistics Upgrades (Status) - There are two (2) options with the one being the State would take over the project with the Borough retaining the professional architectural services and the other option being the Borough would handle the entire project.

County Interactive Map Book Review (additional comments) - The Borough's comments have been submitted. If anyone has additional comments they need to submit them to the County.

New Business:

CMC Regional Bicycle Path Planning Workshop – September 24, 2015 – 1:00 p.m. – County Administration Building

SCPF Public Hearing Fire House Project – September 24, 2015 – 3:30 p.m. - Mayor Pikolycky indicated this is a grant requirement.

NJ Complete Streets Summit – October 26, 2015 - New Brunswick

Shade Tree Federation Conference – October 23-24, 2015 – Atlantic City

League of Municipalities - November 17-19, 2015

ACMJIF Elected Officials Liability Seminar – December 2, 2015 – Merighi's Savoy Inn, Vineland – 5:30 p.m.. Ms. Garrison indicated there will be a seminar at the League of Municipalities. Once the date, time and location is known she will advise.

Mayor Pikolycky reported that Dr. Drake's office is being acquired Cape Regional Physicians Association. There will be two (2) locations in Marmora and Lower Township. The Mayor conveyed his concerns to the Association regarding the loss of a doctor's office in Woodbine as transportation is an issue for the residents of Woodbine. He indicated they were receptive to maintaining a presence in Woodbine.

#### Committee Reports:

Public Works/Buildings & Grounds: Chairman Bennett was absent due to the death of his father.

Health, Education & Human Services: Chairman Benson reported Back to School night is being held. He indicated he has spoken with the new principal and a meeting will be held in October.

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

Community Affairs: Chairman Ortiz had nothing to report.

Property & Small Business: Chairman Murray reported the small businesses are doing well. He questioned the vacant properties. Ms. Garrison indicated her office is working on the registration and will be conferring with the Borough Solicitor in regards to failure to register.

Revenue & Finance: Chairwoman Perez had nothing to report.

#### Engineer's Report:

Mr. Graham indicated the FEMA drainage project is essentially complete with a few outstanding punchlist items remaining. He anticipates closeout by October or November.

Solicitor's Report:

Mr. Tonetta reviewed the COAH litigation status. He advised Council Judge Johnson would be retaining the services of a master and expert planner of which the cost would be passed to the municipalities. An escrow account will be set up in which the municipalities must deposit \$2,000. The funds are to be replenished based on municipality size and cooperation in the process. Immunity will be granted and a decision will be made tomorrow and the orders will be signed.

Mr. Tonetta reported on the Verizon ordinance request. He indicated the ordinance is to continue the right of way for use of polls, lines, etc. He will review with Bruce to assist. Verizon provides compensation. Mayor Pikolycky indicated an escrow account should be created for the reimbursement of the Borough's expenses.

Mayor Pikolycky the \$400,000 DCA grant application has been filed for the improvement and updated to the Head Start building.

Councilman Murray questioned the use of the County streetsweeper. Ms. Garrison advised it has been used and was used for the Coast Guard Appreciation Day.

Payment of Bills - On motion of Councilman Murray, seconded by Councilman Benson to approve bills for payment, unanimously carried.

Public Comment: None

Adjournment: On motion of Councilman Cruz, seconded by Councilman Murray to adjourn, unanimously carried.

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Respectfully submitted,

Lisa Garrison  
Borough Clerk

