

**BOROUGH OF WOODBINE
REGULAR MEETING**

**NOVEMBER 2, 2017
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 18, 2017 and posting a copy of said notice on the Clerk's bulletin board."

Those present were: Mayor Pikolycky; Councilpersons Ortiz, Johnson, Bennett, Benson and Councilman Cruz. Also present were: Richard Tonetta, Esq.; Bruce Graham, Engineer; and Lisa Garrison, Borough Clerk. Absent: Councilwoman Perez

Mayor Pikolycky called for the approval of the October 19, 2017 minutes. On motion of Councilman Cruz, seconded by Councilman Benson to accept the minutes as received, unanimously carried.

Mayor Pikolycky called for the Introduction of Proposed Ordinance No. 569-2017, "An Ordinance Approving the Woodbine Borough Clerk as Issuing Authority for Bingo and Raffle Licenses".

PROPOSED ORDINANCE NO. 569-2017

**AN ORDINANCE APPOINTING THE WOODBINE BOROUGH
CLERK AS ISSUING AUTHORITY FOR BINGO AND RAFFLE
LICENSES**

WHEREAS, in accordance with N.J.A.C. 13:47-1.1, the Borough Council is the issuing authority for licenses to perform certain games of chance entitled raffle and bingo licenses; and

WHEREAS, in as much as Borough Council regularly meets bi-weekly and in summer months only once per month, formal action of the Borough Council is limited to those meetings and therefore requests for raffle and bingo licenses which are typically time-sensitive may not be considered and granted prior to the date set for the event; and

WHEREAS, N.J.A.C. 13: 47-1.1 authorizes the Borough Council to designate another individual as the issuing authority to approve and grant raffle and bingo licenses; and

WHEREAS, the Council of the Borough of Woodbine finds it to be in the best interest of the Borough to allow an individual to issue said licenses, thereby avoiding the necessity of special sessions of Borough Council to accommodate applicants and to consider the issuance of licenses in a timely manner.

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

1. Games of chance may be conducted in the Borough of Woodbine on the first day of the week commonly known and designated as "Sunday," in accordance with the provisions of N.J.S.A. 5:8-31 and N.J.S.A. 5:8-58, as may be permitted by N.J.S.A. 5:8-24 et seq. and N.J.S.A. 5:8-50 et seq., provided that the applicant for the license to conduct such game otherwise qualifies under the provisions of the aforementioned statutes of the State of New Jersey and

the rules and regulations of the Legalized Games of Chance Control Commission and, specifically, provided that the organization conducting the games is a charitable, religious or other organization specifically qualifying under the provisions of the aforementioned statutes.

2. The Clerk of the Borough of Woodbine is hereby designated as the issuing authority to approve and grant raffle and bingo licenses subject to compliance with N.J.A.C. 13:47-1 et seq.

All Ordinances or parts of Ordinances inconsistent with this Ordinance, to the extent of such inconsistencies only, are and the same are hereby repealed.

This Ordinance shall take effect immediately upon final passage and publication as provided by law.

On motion of Councilman Benson, seconded by Councilman Johnson to approve the introduction of the foregoing proposed ordinance, unanimously carried upon roll call vote. Ayes: Ortiz, Johnson, Bennett, Benson, Cruz Nays: None Abstain: None Absent: Perez

Mayor Pikolycky called for the following resolutions:

RESOLUTION NO. 11-123-2017

A RESOLUTION ADOPTING THE ANNUAL AUDIT REPORT FOR WOODBINE MUNICIPAL UTILITIES AUTHORITY FOR THE YEAR 2017

WHEREAS, N.J.S.A. 40A: 5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions; and

WHEREAS, the Annual Report of Audit for the year 2017 has been filed by a Registered Municipal Accountant with the Municipal Clerk pursuant to N.J.S.A. 40A: 5-6, and a copy has been received by each member of the governing body; and

WHEREAS, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and

WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall, by resolution, certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled "Comments and Recommendations"; and

WHEREAS, the members of the governing body have personally reviewed, as a minimum, the Annual Report of Audit, and specifically the sections of the Annual Audit entitled "Comments and Recommendations, as evidenced by the group affidavit form of the governing body attached hereto; and

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

WHEREAS, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52, to wit:

R.S. 52:27BB-52: A local officer or member of a local governing body who after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.

NOW, THEREFORE, BE IT RESOLVED, that the Borough Council of the Borough of Woodbine, hereby states that it has complied with N.J.A.C. 5-30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

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

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

RESOLUTION NO. 11-124-2017

A RESOLUTION ADOPTING THE ANNUAL AUDIT REPORT FOR WOODBINE PORT AUTHORITY FOR THE YEAR 2017

WHEREAS, N.J.S.A. 40A: 5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions; and

WHEREAS, the Annual Report of Audit for the year 2017 has been filed by a Registered Municipal Accountant with the Municipal Clerk pursuant to N.J.S.A. 40A: 5-6, and a copy has been received by each member of the governing body; and

WHEREAS, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and

WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall, by resolution, certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled "Comments and Recommendations"; and

WHEREAS, the members of the governing body have personally reviewed, as a minimum, the Annual Report of Audit, and specifically the sections of the Annual Audit entitled "Comments and Recommendations, as evidenced by the group affidavit form of the governing body attached hereto; and

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

WHEREAS, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52, to wit:

R.S. 52:27BB-52: A local officer or member of a local governing body who after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.

NOW, THEREFORE, BE IT RESOLVED, that the Borough Council of the Borough of Woodbine, hereby states that it has complied with N.J.A.C. 5-30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

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

RESOLUTION NO. 11-125-2017

APPROVAL TO SUBMIT THE GRANT APPLICATION AND EXECUTION OF THE SUBCONTRACT WITH THE COUNTY OF CAPE MAY FOR THE MUNICIPAL ALLIANCE PROGRAM FOR THE FISCAL GRANT CYCLE JULY 1, 2018-JUNE 30, 2019

WHEREAS, the Governor's Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey.

WHEREAS, The Borough Council of the Borough of Woodbine, County of Cape May, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore has an established Municipal Alliance Committee; and,

WHEREAS, the Borough Council further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and,

WHEREAS, the Borough Council has applied for funding to the Governor's Council on Alcoholism and Drug Abuse through the County of Cape May;

NOW, THEREFORE, BE IT RESOLVED by the Borough of Woodbine, County of Cape May, State of New Jersey hereby recognizes the following:

1. The Borough Council does hereby authorize submission of a strategic plan for the Woodbine Municipal Alliance grant for fiscal year 2019 (July 1, 2018 to June 30, 2019) in the amount of:

DEDR	\$5,500
Cash Match	\$1,375
In-Kind	\$4,125

2. The Borough Council acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

Unfinished Business: Mayor Pikolycky announced the Woodbine Christmas Parade will be held on December 8, 2017 at 6:00 p.m.. He also announced there were many events taking place at the library between now and Christmas.

New Business: None

Engineer's Report: None

Solicitor's Report: None

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

Public Comment: None

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

Respectfully submitted,

Lisa Garrison
Borough Clerk

