

**BOROUGH OF WOODBINE
REGULAR MEETING**

**JANUARY 21, 2016
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 8, 2016 and posting a copy of said notice on the Clerk's bulletin board."

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

Mayor Pikolycky called for approval of the minutes of December 17, 2015. On motion of Councilman Benson, seconded by Councilman Cruz to approve the minutes of December 17, 2015 as presented, motion carried with one (1) abstention by Councilman Johnson. Mayor Pikolycky next called for approval of the minutes of January 3, 2016. On motion of Councilman Cruz, seconded by Councilman Ortiz to approve the minutes as presented, unanimously carried.

Mayor Pikolycky called for the following resolutions under a consent agenda and on motion of Councilwoman Perez, seconded by Councilman Cruz to approve and adopt the following resolutions, unanimously carried.

RESOLUTION NO. 1-2-2016

SETTING MEETING DATES

WHEREAS, N.J.S.A. 40A:60-3 requires the Mayor and Council to set the meeting dates within the first seven days of January each year and to take certain action as required by law.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Woodbine, in the County of Cape May and the State of New Jersey that the Borough Council meeting days will be the first Thursday at 7:30 P.M. for the Workshop meeting and at 8:00 P.M. for the regular meetings and the third Thursday at 8:00 P.M. for a regular meeting with the following exceptions where only one meeting will be held. June, July and August there will be one meeting held on the third Thursday at 7:30 P.M. for a workshop meeting with the regular meeting immediately following at 8:00 P.M.; and the November meeting will be held on the first Thursday at 7:30 P.M. for a workshop meeting with the regular meeting immediately following at 8:00 P.M.

RESOLUTION NO. 1-3-2016

DESIGNATION OF LEGAL NEWSPAPERS

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Woodbine, in the County of Cape May and the State of New Jersey, as follows:

That the following newspapers of general circulation within the Borough of Woodbine be designated as the legal newspapers:

The Press of Atlantic City
The Herald Times

RESOLUTION NO 1-4-2016

RE: DESIGNATING OFFICIAL DEPOSITORIES FOR 2016

WHEREAS, it is necessary to designate official depositories for all funds of the Borough of Woodbine for the current calendar year.

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. The official depositories of the Borough of Woodbine shall be;

(A) Sun National Bank

2201 Route 50
Tuckahoe, NJ 08250
Hse, NJ

(B) Bank of America

1 North Main St
Cape May Ct
08210

(C) Franklin Savings
Mulligan Dr & Shore Rd
Ocean View, NJ 08230

(D) First Bank of Sea Isle
4301 Landis Ave
Sea Isle City, NJ 08243

(E) Cape Savings Bank
225 N. Main St
Cape May Ct Hse, NJ 08210

(F) TD Bank
409 Route 9 North
Cape May Ct Hse, NJ 08210

(G) Ocean City Home Bank

(H) Sturdy Savings Bank

105 Roosevelt Blvd
Marmora, NJ 08223

1224 Route 47
Dennisville, NJ 08270

(I) Newfield National Bank
Seaville Office
2087 Shore Road
Seaville, NJ 08230

(J) State of New Jersey
Cash Management
Fund
Sun National Bank
Division of Investment
Dept of Treasury
State of New Jersey

(K) MBIA (Municipal Investors Service Corp)
120 Wood Avenue South, Suite 300, Iselin, NJ 08330

(L) NJ/ARM (Assessed & Rebate Management Program)
156 West State Street
Trenton, NJ 08608

(M) Minotola National Bank
2106 New Road
Linwood, NJ 08221

(N) Boardwalk Bank
Route 9 South & Shellbay Ave
Cape May Court House, NJ 08210

(O) Susquehanna Patriot Bank
PO Box 2000
Lititz, PA 17543-7030

(P) Crest Savings
4415 Landis Avenue
Sea Isle City, NJ 08243

3. All appropriate officers and employees of the Borough of Woodbine are empowered to take any action necessary to give effect to this Resolution.

RESOLUTION NO. 1-5-2016

CASH MANAGEMENT PLAN

BE IT RESOLVED by the Borough Council of the Borough of Woodbine, County of Cape May, that for the year 2016, the following shall serve as the cash management plan of the Borough of Woodbine.

The Chief Financial Officer is directed to use this cash management plan as the guide in

depositing and investing the Borough of Woodbine's funds.

The following are suitable and authorized investments:

Interest-bearing bank accounts and certificates of deposit in authorized Banks, listed on Resolution #1-4-2016 Designating Depository for Municipal Funds, for deposit of local unit funds.

Government money market mutual funds as comply with N.J.S.A. 40A-5-15.1(e)

Local government investment pools which comply with N.J.S.A. 40A:5-15.1(c) and conditions set by the Division of Local Government Service

New Jersey Cash Management Fund

Repurchase agreements (repos) of fully collateralized securities which Comply with N.J.S.A. 40A5-15.1(a).

Each month, the Chief Financial Officer shall prepare a schedule of investments purchased and redeemed, investment earnings, fees incurred and market value of all investments.

The Government Unit Depository Protection act approved banks located in the State of New Jersey and possessing a current Government Unit Deposit Protection Act Eligibility Certificate issued by the New Jersey Department of Bank and Insurance are authorized depositories for the deposit of funds.

The CFO shall report to the governing body any account that does not earn interest.

RESOLUTION NO. 1-6-2016

AUTHORIZING TAX APPEALS TO THE CAPE MAY COUNTY BOARD OF TAXATION

WHEREAS, by directive of the Cape May County Board of Taxation under N.J.A.C. 18:13A-1.6(C) that any and all tax appeals for the increase or decrease of assessments submitted to this Board by the Tax Collector and/or Tax Assessor on behalf of the Borough of Woodbine for the year of 2016 are hereby authorized by this Governing Body of dispositions by the Cape May County Board of Taxation.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Woodbine, situate in the County of Cape May and State of New Jersey, that this resolution as heretofore stated shall be approved by this Governing Body.

BE IT FURTHER RESOLVED that the Borough Clerk be instructed to submit a certified copy of this resolution to the Borough Tax Assessor and Tax Collector and the Cape

May County Bd. of Taxation.

RESOLUTION NO. 1-7-2016

**AUTHORIZING THE CANCELLATION OF TAX OVERPAYMENTS OR
DELINQUENT AMOUNTS LESS THAN \$10.00**

WHEREAS, N.J.S.A. 40A:5-17 allows or the cancellation of property tax overpayments or delinquent amounts in the amounts of less than \$10.00; and

WHEREAS, the governing body may authorize the Tax Collector to process, without further action on their part, any cancellation of property tax overpayments or delinquencies of less than \$10.00.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Woodbine, County of Cape May, State of New Jersey, hereby authorize the Tax Collector to cancel said tax amounts as deemed necessary.

BE IT FURTHER RESOLVED, that a certified copy of the Resolution be forwarded to the Tax Collector, the Chief Financial Officer and the Municipal Auditor.

RESOLUTION NO. 1-8-2016

SETTING INTEREST AND PENALTY ON PROPERTY TAXES

WHEREAS, under the provisions of N.J.S.A. 54:4-67 the governing body is authorized to fix the rate of discount for prepayment of property taxes or assessments and to fix the rate of interest for non-payment of property taxes or assessments on or before the date when they would become delinquent; and

WHEREAS, the aforesaid statute was amended to provide for the assessing of a penalty to be charged to a taxpayer with a delinquency in excess of TEN THOUSAND (\$10,000.00) DOLLARS; and

WHEREAS, pursuant to N.J.S.A. 54:4-66, it is provided that property taxes shall be payable in quarterly annual installments with the first installment due on February 1st, the second installment on May 1st, the third installment on August 1st and the fourth installment due on November 1st, after which dates, if unpaid, they shall become delinquent, which statute also provides for the manner in which quarterly installments or property taxes shall be determined and received;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Woodbine:

- A. That no discount be allowed for prepayment of property taxes or assessments.
- B. That the rate of interest to be charged for the non-payment of property taxes or

assessments on or before the date they would become delinquent, as fixed by statute, shall be Eight (8%) Percent per annum on the first ONE THOUSAND FIVE HUNDRED (\$1,500.00) of the delinquency, and Eighteen (18%) Percent per annum on any amount in excess of ONE THOUSAND FIVE HUNDRED (\$1,500.00) DOLLARS to be calculated from the date the tax was payable to the date of actual payment, provided no interest shall be charged if payment of any installments is made on the due date; provided, however, that no interest shall be charged if payment of any installment is made within the tenth calendar day following the date upon which the same become payable; and

C. In the event there is a delinquency in excess of TEN THOUSAND (\$10,000.00) DOLLARS at the end of the calendar year, then the Tax Collector is authorized to charge a penalty of Six (6%) Percent of the amount of the delinquency. The delinquency shall mean the sum of all taxes and municipal charges due on a given parcel of property covering any number of quarters of years.

D. That the provision of this resolution shall remain in full force and effect until further action of the Borough Council.

E. That a certified copy of this Resolution be filed with the Collector of Taxes.

RESOLUTION NO. 1-9-2016

A RESOLUTION TO SUPPORT AND PARTICIPATE IN THE VOLUNTEER TUITION CREDIT PROGRAM (P.L. 1998, c. 145)

WHEREAS, the Mayor and Council of the Borough of Woodbine in the County of Cape May, deems it appropriate to enhance the recruitment and retention of volunteer firefighters and emergency medical volunteers in the Borough of Woodbine; and

WHEREAS, the State of New Jersey has enacted P.L. 1998, c. 145 which permits municipal governments to allow their firefighting and emergency volunteers to take advantage of the Volunteer Tuition Credit Program at no cost to the municipal government.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Woodbine in the County of Cape May that the Volunteer Tuition Credit Program as set forth in P.L. 1998, c.145 is herewith adopted for the volunteer firefighters and emergency medical volunteers in the municipality; and

BE IT FURTHER RESOLVED, that the Borough clerk is herewith delegated the responsibility to administer the program and is authorized to enter into all agreements and to maintain files of all documents as may be required under the P.L. 1998, c. 145, a copy of which is herewith made part of this resolution.

RESOLUTION NO. 1-10-2016

RESOLUTION REAPPOINTING THE 2015 SUSTAINABLE BOROUGH OF WOODBINE TEAM TO LEAD COMMUNITY PARTICIPATION IN THE SUSTAINABLE JERSEY MUNICIPAL CERTIFICATION PROGRAM

WHEREAS, the Mayor and Council of the Borough of Woodbine strives to save tax dollars, assure clean air and water, improving working and living environments to build a community that is sustainable economically, environmentally and socially; a community which would thrive well into the new century; and

WHEREAS, the Mayor and Council of the Borough of Woodbine wishes to continue building a model of government which benefits our residents now and far into the future with green community initiatives that are easy to replicate and affordable to implement; and

WHEREAS, in an attempt to focus attention on issues and actions to support a healthy, sustainable future, the Mayor and Council wishes to reappoint a 2016 Sustainable Woodbine Team Advisory Committee to work toward recertification in the Sustainable Jersey Certification Program of the NJ State League of Municipalities and other statewide partners; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Woodbine that the mission, goals and objectives for the Sustainable Woodbine Team through December 31, 2016 are established as follows:

Mission: The Sustainable Woodbine Team Advisory Committee will work to identify, research and select “Actions” outlined by the Sustainable Jersey program and work with municipal and community members to organize logical steps to achieve actions which are economically and environmentally sound for the Borough.

Goals: The goal of Sustainable Greenwich Team Advisory Committee will be to accomplish actions leading to recertification.

Municipal and Community Objectives

1. To collaborative with elected and appointed township officials, residents, services providers and other governmental agencies to share resource information and ideas consistent with the Sustainable Woodbine mission;
2. To encourage participation of all residents to solicit ideas on green initiatives.
3. To research and analyze green initiatives that make practical environmental and financial sense and bring to the attention of other appropriate Borough entities.
4. To develop strategies for ongoing sustainable planning and initiatives in municipal operations and the community; and
5. To prepare a summary of Sustainable Woodbine activities for 2016, that will be submitted to the Mayor and Council no later than December 31, 2016.

BE IT FURTHER RESOLVED by the Mayor and Council of the Borough of Woodbine that the following persons are hereby appointed to the volunteer Sustainable Woodbine Team Advisory Committee for 2016.

NAME	POSITION REPRESENTATIVE
Mayor William Pikolycky	Governing Body Representative
Councilman David Bennett	Governing Body Representative
Lisa Fisher	Planning/Zoning Representative
William Fitzgerald	Planning/Zoning Board Representative/Shade Tree Committee Representative
Carol Saduk	Chamber of Commerce Representative
JoBeth Sherby	Citizen Representative
Diana Marra	Citizen Representative
Lisa Garrison	Borough Employee Representative
Melissa Rodriguez	School Board Representative

RESOLUTION NO. 1-11-2016

**RISK MANAGEMENT CONSULTANT
ATLANTIC COUNTY MUNICIPAL JOINT INSURANCE FUND**

WHEREAS, the Governing Body of the Borough of Woodbine has resolved to join Atlantic County Municipal Joint Insurance Fund, a self insurance pooling fund following a detailed analysis and;

WHEREAS, the Bylaws of said fund require that each municipality appoint a **RISK MANAGEMENT CONSULTANT** to perform various professional services as detailed in the Bylaw and;

WHEREAS, the Bylaws indicate a fee not to exceed six percent (6%) of the municipal assessment which expenditure represents reasonable compensation for the services required and was included in the cost considered by the Governing body and;

WHEREAS, the judgmental nature of the Risk Management Consultant's duties renders comparative bidding impractical;

NOW, THEREFORE, be it resolved that the governing body of the Borough of Woodbine does hereby appoint Marsh & McLennan Agency, LLC as its Risk Management Consultant for a three-year term in accordance with 40A:11-5 and;

BE IT FURTHER RESOLVED that the governing body is hereby authorized and directed to execute the Consultant's Agreement annexed hereto and to cause a notice of this decision to be published according to NJSA 40A:11-5 (1), (a),(i)

RESOLUTION NO. 1-12-2016

**APPOINTMENT OF SPECIAL LEGAL COUNSEL FOR COUNTY AND STATE
TAX APPEALS**

WHEREAS, the Borough deems it necessary and appropriate to utilize the service of special legal counsel to represent its interests in connection with any County Tax Board and State Tax Court appeals; and

WHEREAS, the following nomination has been made by the Mayor for appointment of Special Legal Counsel subject to the advice and consent of Borough Council, **THOMAS G. SMITH** to serve as Special Legal Counsel; and

WHEREAS, the Chief Financial Officer has determined and certified in writing that the value of the contract will not exceed \$17,500.00; and

WHEREAS, funds are available for the purposes set forth above; and

WHEREAS, the 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 statements of the preamble are incorporated herein by this reference.
2. That THOMAS G. SMITH is confirmed to the position of Special Legal Counsel for the term of one (1) year.
3. The aforesaid appointment shall be effective immediately and the individual shall hold said until his or her successor is duly appointed and qualified.
4. The Mayor and Borough Clerk are hereby authorized to execute, on behalf of the Borough of Woodbine, a Professional Services Contract in accordance with the requirements of Local Public Contracts Law since the individual appointed practices in a recognized profession, whose members are licensed and regulated by the State of New Jersey and who possess a high degree of specialized training and the performance of the service required judgment and will likely create a fiduciary relationship between the appointing authority and the individual so appointed.
5. The Clerk of the Borough of Woodbine is hereby authorized and directed to publish a notice of the award of this contract in the official newspaper of the Borough of Woodbine, within the time prescribed by law and in accordance with the requirements of the Local Public Contracts Law of the State of New Jersey.

RESOLUTION NO 1-13-2016

APPOINTMENT OF MUNICIPAL ENGINEER

WHEREAS, every municipality is required by N.J.S.A. 40A:9-140 to appoint a Municipal Engineer; and

WHEREAS, pursuant to N.J.S.A. 40A:9-140 the following nomination has been made by the Mayor for appointment to the Municipal Engineer subject to the advice and consent of Borough Council **Bruce Graham, PE of Van Note-Harvey Associates** to serve as Municipal Engineer; and

WHEREAS, said appointment is being awarded through a Fair and Open process pursuant to the New Jersey Pay to Play, New Jersey Campaign Contributions and Expenditures Reporting Act; and

WHEREAS, fund are available for the purposes set forth above; and

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:

The allegations of the preamble are incorporated herein by this reference.

That Bruce Graham is confirmed to the position of Municipal Engineer for a term of one year.

The aforesaid appointment shall be effective immediately and the individual so appointed shall hold said position until his successor is duly appointed and qualified.

The Mayor and Borough Clerk are authorized to execute on behalf of the Borough of Woodbine, a professional services contract with the requirements of Local Public Contracts Law since the individual appointed practices in a recognized profession, whose members are licensed and regulated by the State of New Jersey and who possess a high degree of specialized training and the performance of the service required judgment and will likely create a fiduciary relationship between the appointing authority and the individual so appointed.

The Clerk of the Borough of Woodbine is hereby authorized and directed to publish a notice of the award of this contract in the official newspaper of the Borough of Woodbine, within the time prescribed by law and in accordance with the requirements of the Local Public Contracts Law of the State of New Jersey.

RESOLUTION NO. 1-14-2016

APPOINTMENT OF MUNICIPAL ATTORNEY

WHEREAS, every municipality is required by N.J.S.A. 40A:9-139 to appoint a Municipal Attorney,

WHEREAS, pursuant to N.J.S.A. 40A:60-5 the following nomination has been made by the Mayor for appointment to the Municipal attorney subject to the advice and consent of Borough Council, Richard P. Tonetta, Esq. to serve as Municipal Attorney/Borough Council; and

WHEREAS, said appointment is being awarded through a Fair and Open process pursuant to the New Jersey Pay to Play, New Jersey Campaign Contributions and Expenditures Reporting Act; and

WHEREAS, fund are available for the purposes set forth above; and

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 Council of Cape May and State of New Jersey, as follows:

The allegation of the preamble are incorporated herein by this reference.

That Richard P. Tonetta, Esq. is confirmed to the position of Municipal Attorney/Borough Solicitor for a term of one (1) year.

The aforesaid appointment shall be effective immediately and the individual shall hold said until his or her successor is duly appointed and qualified.

The Mayor and Borough Clerk are authorized to execute, on behalf of the Borough of Woodbine, a Professional Services Contract in accordance with the requirements of Local Public Contracts Law since each of the individuals appointed practices in a recognized profession, whose members are licensed and regulated by the State of New Jersey and who possess a high degree of specialized training and the performance of the service required judgment and will likely create a fiduciary relationship between the appointing authority and the individual so appointed.

The Clerk of the Borough of Woodbine is hereby authorized and directed to publish a notice of the award of this contract in the official newspaper of the Borough of Woodbine, within the time prescribed by law and in accordance with the requirements of the Local Public Contracts Law of the State of New Jersey.

RESOLUTION NO. 1-15-2016

APPOINTMENT OF REGISTERED MUNICIPAL ACCOUNTANT

WHEREAS, every municipality is required by N.J.S.A. 40A:5-4 to appoint a Registered Municipal Accountant, who must be registered.

WHEREAS, pursuant to N.J.S.A. 40A:5-4 the following nomination has been made by the Mayor for appointment of the Municipal Auditor subject to the advice and consent of Borough Council, Nancy Sbrolla of Ford-Scott Associates, LLC to serve as Municipal Accountant.; and

WHEREAS, said appointment is being awarded through a Fair and Open process pursuant to the New Jersey Pay to Play, New Jersey Campaign Contributions and Expenditures Reporting Act; and

WHEREAS, funds are available for the purpose set forth above; and

WHEREAS, the 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:

The allegation of the preamble are incorporated herein by this reference.

That Nancy Sbrolla is confirmed to the position as Registered Municipal Accountant for a term of one (1) year.

The aforesaid appointment shall be effective immediately and the individual so appointed shall hold said position until his or her successor is duly appointed and qualified.

The Mayor and Borough Clerk are authorized to execute on behalf of the Borough of Woodbine, a Professional Services Contract with the aforesaid individual. Said contract is to be awarded without competitive bidding as a professional services contract in accordance with the requirements of the Local Public Contracts Law and since each of the individuals appointed practices in a recognized profession which members are licensed and regulated by the State of New Jersey and which possess a high degree of specialized training and the performance of the services requires judgment and will likely create a fiduciary relationship between the appointing authority and the individual so appointed.

The Clerk of the Borough of Woodbine is hereby authorized and directed to publish a notice of the award of this contract in the official newspaper of the Borough of Woodbine, within the time prescribed by law and in accordance with the requirements of the Local Public Contracts Law of the State of New Jersey.

RESOLUTION NO. 1-16-2016

**AUTHORIZING PROFESSIONAL SERVICES AGREEMENT
(GRANT SERVICES)**

WHEREAS, the Borough of Woodbine desires to engage Triad Associates to provide general grant services for the year 2016 to assist in carrying out the planning and execution activities; and

WHEREAS, said appointment is being awarded through a “Fair and Open” process pursuant to the New Jersey Pay to Play, New Jersey Campaign Contributions and Expenditures Reporting Act; and

WHEREAS, funds are available for the purposes set forth above; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the resolution authorizing the award of contracts for professional services without competitive bids , and the contract itself, must be available for public inspection.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and council of the borough of Woodbine as follows:

1. The Mayor and Borough Clerk are hereby authorized and directed to execute an agreement with Triad Associates.
2. This contract is awarded through a “Fair and Open” process pursuant to the New Jersey Pay to Play, New Jersey Campaign Contributions and Expenditures Reporting Act.
3. A notice of this action shall be printed in The Herald.

RESOLUTION NO. 1-17-2016

APPOINTMENTS TO THE MUNICIPAL ALLIANCE COMMITTEE

WHEREAS, there are vacancies by reason of the expiration of the term of three years on the Municipal Alliance Committee.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Members of Council of the Borough of Woodbine, in the County of Cape May, State of New Jersey, that the following appointments be made to fill the unexpired terms on the Municipal Alliance Committee as follows:

<u>Name</u>	<u>Term Expiration</u>
William Pikolycky	12/31/18
Louis Murray	12/31/18
Hector Cruz	12/31/18
Lt. Douglas Pearson	12/31/18
Evelyn Coleman	12/31/18
Maryjaye Frankel-Sypniewski	12/31/18
Anthony DeVico	12/31/18

RESOLUTION NO. 1-18-2016

AUTHORIZING THE HIRING OF TRIAD ADVISORY SERVICES, INC. t/a TRIAD ASSOCIATES TO PROVIDE GRANT SERVICES FOR THE PREPARATION AND SUBMISSION OF A REGIONAL FEMA ASSISTANCE TO FIREFIGHTERS GRANT APPLICATION

WHEREAS, the Governing Body of the Borough of Woodbine entered into a Professional Services Agreement - General Services Contract on January 21, 2016 with Triad Advisory Services, Inc. (trading as Triad Associates) for ongoing professional services for obtaining grant money for the Borough; and

WHEREAS, the Borough of Woodbine as lead agency through a Memorandum of Understanding, between the Woodbine Volunteer Fire Department, Ocean View Volunteer Fire Department, Belleplaine Volunteer Fire Department and the Dennisville Volunteer Fire Department desires to apply for funding from FEMA; and

WHEREAS, under the Memorandum of Understanding the cost for the preparation and submission of a regional FEMA Assistance to Firefighters grant is to be divided equally amongst the regional applicants; and

WHEREAS, the Borough is desirous of hiring Triad Associates to prepare and submit a Regional FEMA Assistance to Firefighters Grant Application; and

WHEREAS, the Governing Body of the Borough of Woodbine finds the scope of services to be provided by Triad Associates to be acceptable; and

WHEREAS, the Chief Financial Officer certifies that funds are available to pay Triad Associates in connection with the applications under the existing Professional Services Agreement in accordance with N.J.A.C. 5:30-5.4; and

WHEREAS, the Governing Body of the Borough of Woodbine finds it in the interest of the citizens of the Borough of Woodbine to accept the proposals of Triad Associates as submitted; and

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Woodbine that the attached proposal for administrative agent services are hereby accepted as part of the general services contract aforementioned;

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized and directed to execute the proposals for same.

At this time Mayor Pikolycky called for an additional resolution as follows:

RESOLUTION NO. 1-19-2016

**RESOLUTION AUTHORIZING THE EXECUTION OF A SUBORDINATION OF
MORTGAGE FOR PROPERTY KNOWN AS BLOCK 29 LOT 10
IN THE BOROUGH OF WOODBINE**

WHEREAS, the Borough of Woodbine is a party to a certain Grant/Loan Agreement (Agreement) with the State of New Jersey Department of Community Affairs (DCA), grant number 2009 – 0 2293 – 1737 – 00, in accordance with the Neighborhood Stabilization Program (NSP), dated February 2, 2009; and

WHEREAS, the intended purpose of the Agreement is to provide funding for the acquisition, renovation and rehabilitation of single family homes that have been abandoned and in disrepair; and

WHEREAS, Housing Program Development Corporation (HPDC) has undertaken the obligations to acquire, renovate and transfer of the targeted abandon homes in the Borough in accordance with the Agreement and Deed Restrictions required by DCA, including the transfer of the rehabilitated properties to qualified purchasers; and

WHEREAS, and in accordance with the Agreement, HPDC acquired certain properties including such property known as Block 29 Lot 10, 322 Washington Ave., Woodbine, NJ (Property), and rehabilitated the improvements and thereafter transferred the Property to a subsequent purchaser in accordance with the Agreement; and

WHEREAS, and in accordance with the Agreement, the sum of \$32,377.00 was provided to the purchaser to complete the transaction utilizing NSP grant funds secured by a Forgivable Second Priority Mortgage in that amount recorded in the Office of the Clerk of Cape May County, Book M5385, Page 553; and

WHEREAS, subsequent to the transfer, it was learned that the Property had contamination requiring remediation, and in accordance with a Court Order in the matter of Rebecca Sams vs Housing Program Development Corporation, et al., docket number CPM –L – 376 – 13,HPDC is to reacquire the Property and remediate the same which will require HPDC to

borrow funds to satisfy the existing First Mortgage with Lincoln Financial and Capitol Bank has agreed to finance the acquisition provided they have a mortgage in a First Priority Position, as was Lincoln Financial; and

WHEREAS, HPDC and Capital Bank have requested the Borough subordinate its NSP Second Priority Mortgage to a new mortgage in the amount of not more than \$99,000.00 which will not materially change the position of the NSP Second Priority Mortgage; and

WHEREAS, the Council of the Borough of Woodbine finds it to be in accordance with the NSP Grant and Restrictive Covenants and is in the best interest of the Borough.

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

1. The Mayor and Clerk are authorized to execute a Subordination of New Jersey Neighborhood Stabilization Program Forgivable Second Mortgage to a new first mortgage to Capital Bank in an amount not to exceed \$99,000.00 for property known as 322 Washington Ave., Woodbine, NJ, Block 29 Lot 10.

2. The execution of any subordination of mortgage is subject to an contingent upon the reimbursement to the Borough of any and all expenses incurred for the review and preparation of any documents necessary to consummate the subordination request.

3. The execution of any subordination of mortgage is subject and contingent upon the execution of an agreement by and between the Borough and HPDC for the reimbursement of costs incurred by the Borough of the application of the Neighborhood Stabilization Program Grant in the amount of \$4,900.00 to be paid on or before the closing of the title to the Property from HPDC to a prospective purchaser.

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

Mayor Pikolycky announced the following appointments and Standing Committees:

PLANNING BOARD

Planning Board Class I – Mayor’s Designee – David Bennett

Planning Board Class II – Jeff Doran

Planning Board Class IV – George Sherby

Planning Board Alternate I – Greg Hudgins

Planning Board Alternate II – Diana Marra (unexpired term)

DEPUTY EMERGENCY MANAGEMENT COORDINATORS

Jeff Doran

Enrique Rodriguez

Standing Committees for 2016

Public Works/Buildings & Grounds:	David Bennett, Chairman Mary Helen Perez Hector Cruz
Health, Education & Human Services:	Michael Benson, Chairman Hector Cruz Joseph E. Johnson, III
Public Safety & Courts:	Hector Cruz, Chairman Eduardo Ortiz Joseph E. Johnson, III
Community Affairs & Grants:	Eduardo Ortiz, Chairman Michael Benson David Bennett
Property & Small Business:	Joseph E. Johnson, III, Chairman Mary Helen Perez Eduardo Ortiz
Revenue & Finance:	Mary Helen Perez, Chairwoman Michael Benson David Bennett

Mayor Pikolycky called for the Nomination of Council President. Councilwoman Perez nominated Councilman Ortiz as Council President. On motion of Councilman Cruz, seconded by Councilwoman Perez nominations were closed. The nomination for Council President was seconded by Councilman Benson and unanimously carried to approve Councilman Ortiz as Council President.

Mayor Pikolycky called for the Nomination for Appointment of Council Representative on the Woodbine Planning/Zoning Board. Councilman Bennett nominated Councilman Benson. On motion of Councilman Cruz, seconded by Councilwoman Perez nominations were closed. The nomination was seconded by Councilman Ortiz and unanimously carried to approve Councilman Benson as Council Representative on the Woodbine Planning/Zoning Board.

Unfinished Business: None

New Business: None

Engineer's Report: Mr. Graham had nothing further to report at this time.

Solicitor's Report: Mr. Tonetta had nothing further to report at this time.

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

Public Comment: Deputy Emergency Management Coordinator Doran updated Mayor and Council on the upcoming storm.

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

Respectfully submitted,

Lisa Garrison
Borough Clerk