

City of Woodbury
City Council Meeting Agenda
Virtual Meeting

Link: <https://bit.ly/CWCM5-13>

May 13, 2020

Virtual Waiting Room Opens 6:00 p.m.

Meeting starts 6:30 p.m.

Pledge of Allegiance

Moment of Silent Reflection

Reading of the Open Public Meeting Statement

Roll Call

Approval of Minutes

- April 22, 2020

Open to the Public for Agenda Items

Resolutions, Ordinances

Finance & Public Safety

**Second
Reading**

ORDINANCE NO. 2326-20 ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WOODBURY AMENDING CHAPTER 42, POLICE DEPARTMENT, ARTICLE V, GUIDELINES AND FEES FOR POLICE OUTSIDE EMPLOYMENT, SECTION 35, PURPOSE, OF THE CODEBOOK OF THE CITY OF WOODBURY

CONSENT AGENDA

**First
Reading**

ORDINANCE NO. 2327-20 ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WOODBURY AMENDING EXHIBIT A TO ORDINANCE NO. 2287-18, AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF WOODBURY AUTHORIZING THE PURCHASE OF REAL PROPERTY LOCATED AT 32 WEST BARBER AVENUE, 38 WEST BARBER AVENUE AND 40 WEST BARBER AVENUE IN THE CITY OF WOODBURY, ADOPTED JULY 28, 2018

RESOLUTION NO. 20-91 RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WOODBURY, COUNTY OF GLOUCESTER, NEW JERSEY, AUTHORIZING THE PREPARATION AND DISTRIBUTION OF OFFERING DOCUMENTS IN CONNECTION WITH THE SALE OF THE CITY'S GENERAL OBLIGATION REFUNDING BONDS, SERIES 2020; AUTHORIZING THE ISSUANCE, SALE AND AWARD OF SAID BONDS; MAKING CERTAIN DETERMINATIONS AND COVENANTS IN CONNECTION THEREWITH; AND AUTHORIZING CERTAIN ACTIONS RELATED THERETO

RESOLUTION NO. 20-92 RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WOODBURY AUTHORIZING THE CITY OF WOODBURY TAX COLLECTOR TO PREPARE AND MAIL ESTIMATED TAX BILLS IN ACCORDANCE WITH P.L. 1994, C.72

RESOLUTION NO. 20-93 RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WOODBURY APPROVING PARTICIPATION WITH THE STATE OF NEW JERSEY SAFE AND SECURE COMMUNITIES PROGRAM ADMINISTERED BY THE DIVISION OF CRIMINAL JUSTICE, DEPARTMENT OF LAW AND PUBLIC SAFETY (P-20-0822)

RESOLUTION NO. 20-94 RESOLUTION AUTHORIZING THE CITY OF WOODBURY TO ENTER INTO A COOPERATIVE PRICING AGREEMENT WITH THE EDUCATIONAL SERVICES COMMISSION OF NEW JERSEY (ESCNJ)

RESOLUTION NO. 20-95 RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WOODBURY AUTHORIZING RELEASE OF THE PERFORMANCE GUARANTEE AND ACCEPTING THE MAINTENANCE BOND OF RICKY SLADE CONSTRUCTION, INC. FOR THE EDITH AVENUE STORM SEWER PROJECT

RESOLUTION NO. 20-96 RESOLUTION OF THE CITY OF WOODBURY CERTIFICATION OF THE ANNUAL AUDIT

RESOLUTION NO. 20-97 RESOLUTION OF THE CITY OF WOODBURY APPROVING SUBMISSION OF CORRECTIVE ACTION PLAN FOR 2018 AUDIT

RESOLUTION 20-98 RESOLUTION OF THE CITY OF WOODBURY AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR NJDEP REGULATORY COMPLIANCE EFFORT AND DESIGN ASSISTANCE FOR CITY LAKES AND PARKS IMPROVEMENT PROJECT TO PRINCETON HYDRO, LLC.

END CONSENT AGENDA

Motion for Approval to Pay the Listed Vouchers

Unfinished Business

New Business

Open to the Public

Adjournment

NOTICE PURSUANT TO N.J.S.A 10:4-8(d)

The items listed on this tentative agenda of the Mayor and Council President of the City of Woodbury constitutes the agenda to the extent known at the time of posting. Since this agenda is tentative, items may be added and/or deleted prior to the commencement of the meeting. Formal action may or may not be taken regarding each item listed on the final agenda.

ORDINANCE NO. 2326-20

AN ORDINANCE AMENDING CHAPTER 42, POLICE DEPARTMENT, ARTICLE V, GUIDELINES AND FEES FOR POLICE OUTSIDE EMPLOYMENT, SECTION 35, PURPOSE, OF THE CODEBOOK OF THE CITY OF WOODBURY

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Woodbury, County of Gloucester and State of New Jersey as follows:

Section 1. Chapter 42, Police Department, Article V, Guidelines for Police Outside Employment, Section 35(C) of the Code of the City of Woodbury is hereby amended as follows:

C.

1. **RATES AND FEES TO BE CHARGED.** The initial flat hourly rate shall be \$85.00, consisting of a seventy-dollar compensation for services and a fifteen-dollar administrative charge to compensate the City for the costs associated with maintaining and administering this program. In addition to the flat hourly rate set forth above, there shall be a flat hourly fee of \$15.00 charged for each police vehicle used in the performance of the outside employment. The funds collected from the flat fee for police vehicle use shall be placed in the fleet maintenance budget of the Woodbury Police Department. The Chief of Police, with the approval of Council by Resolution, may waive or reduce hourly rate, administrative fees, and/or fees for police vehicle use, for events sponsored by the City of Woodbury.

2. **THIRD PARTY ADMINISTRATIVE FEES.** Where, as authorized by Resolution of the Mayor and Council of the City of Woodbury, a third party has been contracted by the governing body for administration and fee collection associated with Police Outside Employment, a fee may be charged in addition to those set forth above as set by the Resolution authorizing such third party contract.

3. **MINIMUM HOURS SCHEDULED.** There shall be a minimum charge of four hours per job.

4. **CANCELLATION POLICY.** Any person who has entered into a contract with the City of Woodbury for Police Outside Employment may give notice of his or her desire to cancel the requested services not less than two hours prior to the scheduled event without charge. If a Vendor who has entered into a contract with the City of Woodbury gives notice of his or her desire to cancel the requested services within two hours of the scheduled event, then the Vendor shall be responsible to pay the minimum four hours of service for the officer(s) hourly rate, administrative fee, and vehicle fee for the minimum four hours of service.

Section 3. Repealer: All Ordinances or parts of Ordinances inconsistent with this Ordinance are hereby repealed to the extent of such inconsistencies.

Section 4. Severability: Each section of this Ordinance is an independent section, and the holding of any section or part thereof to be unconstitutional, void or ineffective, shall not be deemed to affect the validity or constitutionality of any other sections or parts hereof.

BE IT FURTHER ORDAINED that this Ordinance shall take effect immediately upon final passage and publication as required by law

CITY OF WOODBURY, NEW JERSEY

[SEAL]

ATTEST:

By: _____
TRACEY L. PARKER, Council President

DANEEN FUSS, City Clerk

APPROVED:

By: _____
JESSICA M. FLOYD, Mayor

Council Member	Ayes	Nays	Abstain	Absent
Councilwoman Carter				
Councilman Fleming				
Councilman Hagerty				
Councilman Johnson				
Councilman McIlvaine				
Councilman Merinuk				
Councilwoman Miller				
Councilwoman O'Connor				
Council President Parker				
Mayor Floyd				

CERTIFICATION OF INTRODUCTION

I, Daneen D. Fuss hereby certify that the foregoing Ordinance 2326-20 was introduced to the City Council, of the City of Woodbury, in the County of Gloucester and State of New Jersey at a regular business meeting held on **April 22, 2020** at City Hall 33 Delaware Street, Woodbury, New Jersey 08096.

Daneen D. Fuss
City Clerk

Council Member	Ayes	Nays	Abstain	Absent
Councilwoman Carter				
Councilman Fleming				
Councilman Hagerty				
Councilman Johnson				
Councilman McIlvaine				
Councilman Merinuk				
Councilwoman Miller				
Councilwoman O'Connor				
Council President Parker				
Mayor Floyd				

CERTIFICATION OF ADOPTION

I, Daneen D. Fuss hereby certify that the foregoing Ordinance 2326-20 was adopted after public hearing by the City Council, of the City of Woodbury, in the County of Gloucester and State of New Jersey at a regular business meeting held on **May 13, 2020** at City Hall 33 Delaware Street, Woodbury, New Jersey 08096.

Daneen D. Fuss
City Clerk

CITY OF WOODBURY, NEW JERSEY

ORDINANCE NO. 2327-20

ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WOODBURY AMENDING EXHIBIT A TO ORDINANCE NO. 2287-18, AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF WOODBURY AUTHORIZING THE PURCHASE OF REAL PROPERTY LOCATED AT 32 WEST BARBER AVENUE, 38 WEST BARBER AVENUE AND 40 WEST BARBER AVENUE IN THE CITY OF WOODBURY, ADOPTED JULY 28, 2018

WHEREAS, Ordinance 2287-18, Ordinance of the Mayor and Council of the City of Woodbury Authorizing the Purchase of Real Property Located at 32 West Barber Avenue, 38 West Barber Avenue and 40 West Barber Avenue in the City of Woodbury was adopted on July 24, 2018 by the Council of the City of Woodbury, County of Gloucester, State of New Jersey; and

WHEREAS, Ordinance 2287-18 included an Exhibit A setting forth the prices of the properties to be purchased by the City; and

WHEREAS, the City has a need to amend the purchase prices of the properties located at 32 West Barber Avenue and 38 West Barber Avenue.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Woodbury, County of Gloucester and State of New Jersey as follows:

Section 1.

Exhibit A of Ordinance 2287-18 is amended as follows:

Property	Purchase Price
38 West Barber Avenue	\$33,000.00
32 West Barber Avenue	\$145,000.00

Section 3. Repealer: All Ordinances or parts of Ordinances inconsistent with this Ordinance are hereby repealed to the extent of such inconsistencies.

Section 4. Severability: Each section of this Ordinance is an independent section, and the holding of any section or part thereof to be unconstitutional, void or ineffective, shall not be deemed to affect the validity or constitutionality of any other sections or parts hereof.

BE IT FURTHER ORDAINED that this Ordinance shall take effect immediately upon final passage and publication as required by law

CITY OF WOODBURY, NEW JERSEY

[SEAL]

By: _____
TRACEY L. PARKER, Council President

ATTEST:

DANEEN FUSS, City Clerk

APPROVED:

By: _____
JESSICA M. FLOYD, Mayor

Council Member	Ayes	Nays	Abstain	Absent
Councilwoman Carter				
Councilman Fleming				
Councilman Hagerty				
Councilman Johnson				
Councilman McIlvaine				
Councilman Merinuk				
Councilwoman Miller				
Councilwoman O'Connor				
Council President Parker				
Mayor Floyd				

CERTIFICATION OF INTRODUCTION

I, Daneen D. Fuss hereby certify that the foregoing Ordinance 2327-20 was introduced to the City Council, of the City of Woodbury, in the County of Gloucester and State of New Jersey at a regular business meeting held on **May 13, 2020** at City Hall 33 Delaware Street, Woodbury, New Jersey 08096.

Daneen D. Fuss
City Clerk

Council Member	Ayes	Nays	Abstain	Absent
Councilwoman Carter				
Councilman Fleming				
Councilman Hagerty				
Councilman Johnson				
Councilman McIlvaine				
Councilman Merinuk				
Councilwoman Miller				
Councilwoman O'Connor				
Council President Parker				
Mayor Floyd				

CERTIFICATION OF ADOPTION

I, Daneen D. Fuss hereby certify that the foregoing Ordinance 2327-20 was adopted after public hearing by the City Council, of the City of Woodbury, in the County of Gloucester and State of New Jersey at a regular business meeting held on **May 27, 2020** at City Hall 33 Delaware Street, Woodbury, New Jersey 08096.

Daneen D. Fuss
City Clerk

CITY OF WOODBURY, NEW JERSEY

RESOLUTION NO. 20-91

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WOODBURY, COUNTY OF GLOUCESTER, NEW JERSEY, AUTHORIZING THE PREPARATION AND DISTRIBUTION OF OFFERING DOCUMENTS IN CONNECTION WITH THE SALE OF THE CITY'S GENERAL OBLIGATION REFUNDING BONDS, SERIES 2020; AUTHORIZING THE ISSUANCE, SALE AND AWARD OF SAID BONDS; MAKING CERTAIN DETERMINATIONS AND COVENANTS IN CONNECTION THEREWITH; AND AUTHORIZING CERTAIN ACTIONS RELATED THERETO

BACKGROUND

WHEREAS, on November 18, 2009, the City of Woodbury, County of Gloucester, New Jersey ("City") issued its \$6,550,000 General Obligation Bonds, Series 2009, consisting of (i) \$2,665,000 General Improvement Bonds and (ii) \$3,885,000 Water and Sewer Utility Bonds, dated November 18, 2009, bearing interest at rates ranging from 3.000% to 4.250% per annum ("Prior Bonds"); and

WHEREAS, a portion of the Prior Bonds in the aggregate principal amount of \$3,550,000 maturing on November 1 in the years 2020 through 2029, both inclusive (collectively, the "Callable Bonds"), are, at the option of the City, subject to redemption prior to maturity in whole or in part on any date on or after November 1, 2019 at a redemption price equal to 100% of the Callable Bonds to be redeemed, plus accrued interest thereon; and

WHEREAS, as a result of the low interest rates prevailing in the municipal bond market, the City has the opportunity to economically refinance up to all of the Callable Bonds; and

WHEREAS, on March 25, 2020, the City Council, pursuant to *N.J.S.A. 40A:2-52*, introduced an ordinance entitled, "REFUNDING BOND ORDINANCE PROVIDING FOR THE REFUNDING OF THE CITY'S OUTSTANDING CALLABLE GENERAL OBLIGATION BONDS, SERIES 2009, DATED NOVEMBER 18, 2009; AUTHORIZING THE ISSUANCE OF UP TO \$3,750,000 OF GENERAL OBLIGATION REFUNDING BONDS OF THE CITY OF WOODBURY, COUNTY OF GLOUCESTER, NEW JERSEY, TO FINANCE THE COSTS THEREOF; MAKING CERTAIN DETERMINATIONS AND COVENANTS IN CONNECTION THEREWITH; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING" ("Refunding Bond Ordinance"); and

WHEREAS, on April 8, 2020, the City Council, after a public hearing, finally adopted the Refunding Bond Ordinance; and

WHEREAS, pursuant to the Refunding Bond Ordinance, the City is authorized to issue its general obligation refunding bonds, in one or more series, in the aggregate principal amount of up to \$3,750,000 to: (i) current refund and redeem up to all of the Callable Bonds; and (ii) pay the costs and expenses incidental to the issuance and sale of such bonds (collectively, the "Project"); and

WHEREAS, it is the intent of the City Council hereby to: (i) authorize and approve the preparation and distribution of offering documents in connection with the issuance and sale of general obligation refunding bonds; (ii) authorize and approve the issuance, sale and award of the general obligation refunding bonds; (iii) to ratify and confirm certain actions heretofore taken by or on behalf of the City; and (iv) authorize the Mayor, Chief Financial Officer and City Clerk to make certain related determinations and covenants and take certain actions in connection therewith.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF WOODBURY, COUNTY OF GLOUCESTER, NEW JERSEY (NOT LESS THAN TWO-THIRDS OF ALL THE MEMBERS THEREOF AFFIRMATIVELY CONCURRING), PURSUANT TO THE PROVISIONS OF THE LOCAL BOND LAW, CONSTITUTING CHAPTER 169 OF THE LAWS OF 1960 OF THE STATE OF NEW JERSEY, AS AMENDED AND SUPPLEMENTED ("LOCAL BOND LAW"), AS FOLLOWS:

Section 1. Pursuant to the Local Bond Law and the Refunding Bond Ordinance, the issuance of negotiable refunding bonds of the City in the aggregate principal amount of up to \$3,750,000, to be designated, substantially, "City of Woodbury, County of Gloucester, New Jersey, General Obligation Refunding Bonds, Series 2020" ("Refunding Bonds"), for the purposes described in the Refunding Bond Ordinance and in this Resolution, is hereby authorized, approved, ratified and confirmed.

Section 2. The preparation of a preliminary official statement ("Preliminary Official Statement") relating to the Refunding Bonds, and the distribution of said Preliminary Official Statement (in physical or electronic form) by Stifel, Nicolaus & Company, Incorporated, Philadelphia, Pennsylvania, as underwriter ("Underwriter"), to prospective purchasers of the Refunding Bonds and others having an interest therein, is hereby authorized, approved, ratified, confirmed and directed. The Mayor, Chief Financial Officer and City Clerk are each hereby authorized to deem the Preliminary Official Statement "final", as contemplated by paragraph (b)(1) of Rule 15c2-12 promulgated by the Securities and Exchange Commission pursuant to the Securities Exchange Act of 1934, as amended.

Section 3. The Chief Financial Officer is hereby authorized to determine in accordance with the Local Bond Law, specifically, N.J.S.A. 40A:2-52 et seq., and pursuant to the terms and conditions established by the Underwriter under the Bond Purchase Contract to be entered into by the City and the Underwriter in connection with the sale of the Refunding Bonds ("Purchase Contract") and the terms and conditions hereof, the following items with respect to the Refunding Bonds:

- (a) the total principal amount of the Refunding Bonds which, in the aggregate, shall not exceed \$3,750,000;
- (b) the annual principal installments of the Refunding Bonds; provided, however, the final maturity shall be no later than November 1, 2029;
- (c) the dated date of the Refunding Bonds and the principal and interest payment dates for the Refunding Bonds;
- (d) the rates of interest the Refunding Bonds are to bear; provided, however, that an overall net present value savings of at least three percent (3%) is achieved with respect to the Callable Bonds;

- (e) the purchase price for the Refunding Bonds; provided, however, that the Underwriters' discount for the Refunding Bonds shall not exceed \$6.00 per \$1,000 principal amount of such Refunding Bonds; and
- (f) the redemption provisions of the Refunding Bonds.

Any determination made by the Chief Financial Officer pursuant to the terms hereof shall be conclusively evidenced by the execution and delivery of the Purchase Contract by the Chief Financial Officer as provided for in Section 5 hereof.

Section 4. The Chief Financial Officer shall report in writing to the City Council at the meeting next succeeding the date when any sale or delivery of the Refunding Bonds pursuant to this resolution is made. Such report must include the aggregate principal amount, the interest rate or rates and the maturity schedule of the Refunding Bonds sold, the price obtained, and the redemption provisions thereof, if any. The Chief Financial Officer shall also, within ten (10) days of the issuance of the Refunding Bonds, file with the Local Finance Board, Division of Local Government Services, New Jersey Department of Community Affairs a report including: (i) a comparison of the debt service schedules for both the Callable Bonds and the Refunding Bonds showing annual present value savings; (ii) a summary of the terms of the Refunding Bonds; (iii) an itemized accounting of all costs of issuance of the Refunding Bonds; (iv) a certification that the issuance of the Refunding Bonds has complied with all conditions required pursuant to *N.J.A.C. 5:30-2.5*; and (v) a certified copy of this Resolution.

Section 5. The Refunding Bonds shall be sold at a negotiated sale to the Underwriter in accordance with the terms and conditions set forth in the Purchase Contract. The Purchase Contract is hereby authorized to be executed and delivered on behalf of the City by the Chief

Financial Officer, in substantially the form on file in the offices of the City, with such changes as the Chief Financial Officer in his/her respective sole discretion, after consultation with, among others, Bond Counsel and the Municipal Advisor (as hereinafter defined) to the City, shall determine, such determination to be conclusively evidenced by the execution of the Purchase Contract by an authorized officer as determined hereunder.

Section 6. The Refunding Bonds will be issued in fully registered form. One certificate shall be issued for the aggregate principal amount of Refunding Bonds maturing in each year. Both the principal of and interest on the Refunding Bonds will be payable in lawful money of the United States of America. Each certificate will be registered in the name of Cede & Co., as nominee of The Depository Trust Company, New York, New York, which will act as securities depository ("Securities Depository"). The certificates will be on deposit with The Depository Trust Company. The Depository Trust Company will be responsible for maintaining a book-entry system for recording the interests of its participants or the transfers of the interests among its participants. The participants will be responsible for maintaining records recording the beneficial ownership interests in the Refunding Bonds on behalf of individual purchasers. Individual purchases may be made in the principal amount of \$5,000 through book-entries made on the books and the records of The Depository Trust Company and its participants. The principal of and interest on the Refunding Bonds will be paid to The Depository Trust Company by the City on the respective maturity dates and due dates and will be credited on the respective maturity dates and due dates to the participants of The Depository Trust Company as listed on the records of The Depository Trust Company as of either : (i) the 1st day of the calendar month containing an interest payment date; or (ii) the 15th day of a calendar month next preceding an interest payment date, as applicable (the

record dates for the Refunding Bonds). The Refunding Bonds will be executed on behalf of the City by the manual or facsimile signatures of the Mayor and Chief Financial Officer, attested by the City Clerk or Deputy City Clerk (such execution shall constitute conclusive approval by the City of the form of the Refunding Bonds), and shall bear the affixed, imprinted or reproduced seal of the City thereon.

Section 7. The City is hereby authorized to make representations and warranties, to enter into agreements and to make all arrangements with The Depository Trust Company, New York, New York, as may be necessary in order to provide that the Refunding Bonds will be eligible for deposit with The Depository Trust Company and to satisfy any obligation undertaken in connection therewith.

Section 8. In the event that The Depository Trust Company may determine to discontinue providing its service with respect to the Refunding Bonds or is removed by the City and if no successor Securities Depository is appointed, the Refunding Bonds which were previously issued in book-entry form shall be converted to registered bonds in denominations of \$5,000, or any integral multiple thereof ("Registered Bonds"). The beneficial owner under the book-entry system, upon registration of the Registered Bonds held in the beneficial owner's name, will become the registered owner of the Registered Bonds. The City shall be obligated to provide for the execution and delivery of the Registered Bonds in certified form.

Section 9. The Refunding Bonds shall be general obligations of the City. The full faith and credit of the City are irrevocably pledged to the punctual payment of the principal of and

interest on the Refunding Bonds and, to the extent payment is not otherwise provided, the City shall levy ad valorem taxes on all taxable real property without limitation as to rate or amount for the payment thereof.

Section 10. The preparation of a final official statement ("Official Statement") with respect to the Refunding Bonds is hereby authorized and directed. Within seven (7) business days of the sale of the Refunding Bonds and in sufficient time to accompany any confirmation that requests payment from a customer, the City will deliver sufficient copies of the Official Statement to the Underwriter to comply with Paragraph (b)(4) of Rule 15c2-12 promulgated by the Securities and Exchange Commission pursuant to the Securities and Exchange Act of 1934, as amended ("Rule 15c2-12"). The Mayor, Chief Financial Officer and City Clerk are each hereby authorized to execute the Official Statement, and the distribution thereof to the Underwriter and others is hereby authorized and directed. The execution of the final Official Statement by the Mayor, Chief Financial Officer or City Clerk shall constitute conclusive evidence of approval by the City of the changes therein from the Preliminary Official Statement. The Mayor, Chief Financial Officer and City Clerk are each hereby authorized to approve any amendments of or supplements to the Official Statement.

Section 11. The appointment of Bowman & Company, LLP, Voorhees, New Jersey ("Printer"), to provide printing, electronic and physical dissemination services for the City with respect to the Preliminary Official Statement and Official Statement (hereinafter defined) is hereby authorized, approved, ratified and confirmed. The Chief Financial Officer is authorized and directed to enter into an agreement with Printer for the services to be provided.

Section 12. The City hereby designates the Refunding Bonds as "qualified tax-exempt obligations" as defined in and for the purposes of Section 265(b)(3) of the Code. For purposes of this designation, the City hereby represents that it reasonably anticipates that the amount of tax-exempt obligations to be issued by the City during the period from January 1, 2020 to December 31, 2020, and the amount of obligations designated as "qualified tax-exempt obligations" by it, will not exceed \$10,000,000 when added to the aggregate principal amount of the Refunding Bonds.

For purposes of this Section 12, the following obligations are not taken into account in determining the aggregate principal amount of tax-exempt obligations issued by the City: (i) a private activity bond as defined in Section 141 of the Code (other than a qualified 501(c)(3) bond, as defined in Section 145 of the Code); and (ii) any obligation issued to currently refund any other tax-exempt obligation (other than to advance refund within the meaning of Section 149(d)(5) of the Code) as provided in Section 265(b)(3)(c) of the Code.

Section 13. The City hereby covenants that it will not make any use of the proceeds of the Refunding Bonds or do or suffer any other action that would cause: (i) the Refunding Bonds to be "arbitrage bonds" as such term is defined in Section 148(a) of the Internal Revenue Code of 1986, as amended ("Code"), and the Regulations promulgated thereunder; (ii) the interest on the Refunding Bonds to be included in the gross income of the owners thereof for federal income taxation purposes; or (iii) the interest on the Refunding Bonds to be treated as an item of tax preference under Section 57(a)(5) of the Code.

Section 14. The City hereby covenants as follows: (i) it has not abandoned, sold or otherwise disposed of any facility, equipment or improvement (except through normal retirement) financed directly or indirectly with the proceeds of the Callable Bonds; (ii) it does not intend to, during the term that the Refunding Bonds are outstanding, abandon, sell or otherwise dispose of any facility, equipment or improvement (except through normal retirement) financed directly or indirectly with the proceeds of the Callable Bonds; (iii) it shall timely file with the Ogden, Utah Service Center of the Internal Revenue Service, such information report or reports as may be required by Section 148(f) and 149(e) of the Code; (iv) it shall take no action that would cause the Refunding Bonds to be "federally guaranteed" within the meaning of Section 149(b) of the Code; (v) it will not employ a device in connection with the issuance by it of the Refunding Bonds which will enable it to obtain a material financial advantage (based on arbitrage) apart from the savings that may be realized as a result of the lower interest rates on the Refunding Bonds than on the Callable Bonds; (vi) the amount of "excess gross proceeds", as such term is defined in Income Tax Regulation §1.148-10(c)(2), of the Refunding Bonds will not exceed one percent (1%) of the proceeds received from the sale thereof; and (vii) it shall make, or cause to be made, the rebate required by Section 148(f) of the Code in the manner described in Regulation §1.148-0 through 1.148-11, 1.149(b)-1 and 1.149(i)-1, 1.149(g)-1, 1.150-1 and 1.150-2 as such regulations and statutory provisions may be modified insofar as they apply to the Refunding Bonds.

Section 15. The Chief Financial Officer is authorized and directed to engage the services of a qualified financial institution to serve as escrow agent ("Escrow Agent") for the Refunded Bonds (hereinafter defined). The Chief Financial Officer is authorized to execute and deliver an agreement with the Escrow Agent for the services to be provided.

Section 16. The Escrow Agent is hereby authorized, if so directed by the City, to redeem the Callable Bonds on their respective first call dates, at a redemption price equal to 100% of the Callable Bonds to be redeemed, plus interest accrued to the redemption date ("Refunded Bonds"). The Escrow Agent shall mail any required notice of redemption as set forth in the Refunded Bonds and in the Escrow Deposit Agreement (hereinafter mentioned) by and between the City and the Escrow Agent.

Section 17. To provide for the redemption of the Refunded Bonds as set forth in Section 16 above, Chief Financial Officer is authorized to execute and deliver an escrow deposit agreement ("Escrow Deposit Agreement") on behalf of the City and to make the deposit of moneys and investments specified therein ("Escrow Investments").

Section 18. The appointment of Acacia Financial Group, Inc., Mount Laurel, New Jersey ("Municipal Advisor"), to provide municipal advisory services for the City in connection with the authorization, issuance, sale and delivery of the Refunding Bonds is hereby authorized, approved, ratified and confirmed. The Chief Financial Officer is authorized and directed to enter into an agreement with the Municipal Advisor for the services to be provided.

Section 19. In order to assist the Underwriter in complying with the secondary market disclosure requirements of Rule 15c2-12, the Chief Financial Officer is authorized to execute on behalf of the City before the issuance of the Refunding Bonds an agreement with a qualified dissemination agent, providing for the preparation and filing of the necessary reports in accordance with Rule 15c2-12.

Section 20. The appointment of Bowman & Company, LLP, Voorhees, New Jersey, to serve as verification agent ("Verification Agent") to the City, to verify the mathematical accuracy of certain computations made by the Underwriter regarding: (i) the adequacy of the maturing principal of and interest on the Escrow Investments to pay each series of the Refunded Bonds as set forth in the Escrow Deposit Agreement; and (ii) the yields on the Refunding Bonds and the Escrow Investments, is hereby authorized, approved, ratified and confirmed. The Chief Financial Officer is authorized and directed to enter into an agreement with the Verification Agent for the services to be provided.

Section 21. The Chief Financial Officer is authorized to pay the costs associated with the issuance of the Refunding Bonds and refunding of the Refunded Bonds.

Section 22. If necessary or advisable, the appropriate City officials and the City's professional advisors are hereby authorized to (i) obtain one or more ratings on the Refunding Bonds; and (ii) furnish certain information to the various municipal bond insurance companies concerning the City and the Refunding Bonds for the purpose of qualifying the Refunding Bonds for municipal bond insurance. The Chief Financial Officer is authorized to execute such documents as may be necessary or appropriate to effectuate the obtainment of ratings for the Refunding Bonds and the obtainment of municipal bond insurance with respect to the Refunding Bonds if determined to be cost effective.

Section 23. All actions heretofore taken and documents prepared or executed by or on behalf of the City by the Mayor, Chief Financial Officer, City Clerk, other City officials or by the

City's professional advisors, in connection with the authorization and issuance of the Refunding Bonds and the refunding of the Refunded Bonds, as described in the Refunding Bond Ordinance, are hereby ratified, confirmed, approved and adopted in all respects.

Section 24. The Mayor, Chief Financial Officer and City Clerk are each hereby severally authorized to determine all matters and execute all documents and instruments in connection with the issuance of the Refunding Bonds and refunding of the Refunded Bonds, as described in the Refunding Bond Ordinance, not determined or otherwise directed to be executed by applicable law, or by this or any subsequent resolution, and the signatures of the Mayor, Chief Financial Officer or City Clerk on such documents or instruments shall be conclusive as to such determinations.

Section 25. All resolutions, or parts thereof, inconsistent herewith are hereby rescinded and repealed to the extent of any such inconsistency.

Section 26. This Resolution shall take effect immediately upon adoption this 13th day of May13, 2020.

ADOPTED at the regular meeting of the Mayor and City Council of the City of Woodbury held on May 13, 2020.

CITY OF WOODBURY

By: _____
PHIL HAGERTY,
Council President Pro-Tempore

ATTEST:

DANEEN FUSS, City Clerk

Council Member	Ayes	Nays	Abstain	Absent
Councilwoman Carter				
Councilman Fleming				
Councilman Hagerty				
Councilman Johnson				
Councilman McIlvaine				
Councilman Merinuk				
Councilwoman Miller				
Councilwoman O'Connor				
Council President Parker				
Mayor Floyd				

CERTIFICATION

I, Daneen D. Fuss hereby certify that the foregoing Resolution was adopted by the City Council, of the City of Woodbury, in the County of Gloucester and State of New Jersey at the meeting held on **May 13, 2020** at City Hall 33 Delaware Street, Woodbury, New Jersey 08096.

Daneen D. Fuss
City Clerk

RESOLUTION 20-92

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WOODBURY
AUTHORIZING THE CITY OF WOODBURY TAX COLLECTOR TO PREPARE AND
MAIL ESTIMATED TAX BILLS IN ACCORDANCE WITH P.L. 1994, C.72**

WHEREAS, due to the anticipated late adoption of the City of Woodbury's budget, the Gloucester County Board of Taxation is unable to certify tax rates throughout Gloucester County and the City of Woodbury Tax Collector will be unable to mail the 2020 tax bills on a timely basis; and

WHEREAS, the City of Woodbury Tax Collector, in consultation with the City of Woodbury Chief Financial Officer, has computed an estimated tax levy in accordance with N.J.S.A. 54:4-66.3, and they both signed a certification showing the tax levies for the previous year, the tax rates and the range of permitted estimated tax levies;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Woodbury, in the County of Gloucester and State of New Jersey, on this 13th day of May, 2020, as follows:

1. The City of Woodbury Tax Collector is hereby authorized and directed to prepare and issue estimated tax bills for the City for the third installment of 2020 taxes. The Tax Collector shall proceed and take such actions as permitted and required by L. 1994, c.72 (N.J.S.A. 54: 4-66.2 and 54.4-66.3).
2. The entire estimated tax levy for 2020 is hereby set at \$27,786,805.52
3. In accordance with law the third installment of 2020 taxes shall not be subject to interest until the later of August 11 or the twenty-fifth calendar day after the date the estimated tax bills were mailed. The estimated tax bills shall contain a notice specifying the date on which interest may begin to accrue.

ADOPTED at a regular meeting of the Mayor and City Council of the City of Woodbury held **MAY 13, 2020**.

CITY OF WOODBURY

By: _____
PHIL HAGERTY,
Council President Pro-Tempore

ATTEST _____
Daneen Fuss, City Clerk

Council Member	Ayes	Nays	Abstain	Absent
Councilwoman Carter				
Councilman Fleming				
Councilman Hagerty				
Councilman Johnson				
Councilman McIlvaine				
Councilwoman Miller				
Councilwoman O'Connor				
Councilman Merinuk				
Council President Parker				
Mayor Floyd				

CERTIFICATION

I, Daneen D. Fuss hereby certify that the foregoing Resolution was adopted by the City Council, of the City of Woodbury, in the County of Gloucester and State of New Jersey at a meeting held on **MAY 13, 2020** at the Municipal Building, 33 Delaware Street, Woodbury, New Jersey 08096.

Daneen D. Fuss, City Clerk

RESOLUTION NO. 20-93

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WOODBURY
APPROVING PARTICIPATION WITH THE STATE OF NEW JERSEY SAFE AND
SECURE COMMUNITIES PROGRAM ADMINISTERED BY THE DIVISION OF
CRIMINAL JUSTICE, DEPARTMENT OF LAW AND PUBLIC SAFETY (P-20-0822)**

WHEREAS, the City of Woodbury wishes to apply for funding of approximately \$60,000.00, with a match of \$163,761.00, for an approximate project total cost of \$223,761.00, for a project under the State of New Jersey Safe and Secure Communities Program 2020 (Grant #P-20-0822) for the grant period January 8, 2020 to January 7, 2021; and

WHEREAS, the Mayor and City Council has reviewed the accompanying application and has approved said request; and

WHEREAS, the project is a joint effort between the Department of Law and Public Safety and the City of Woodbury for the purpose described in the application;

THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Woodbury that:

- 1) As a matter of public policy the City of Woodbury wishes to participate to the fullest extent possible with the Department of Law and Public Safety, and does accept the Subaward amount of \$60,000.00.
- 2) The Attorney General will receive funds on behalf of the applicant.
- 3) The Division of Criminal Justice shall be responsible for the receipt and review of the applications for said funds.
- 4) The Division of Criminal Justice shall initiate allocations to each applicant as authorized.

ADOPTED at a regular meeting of the Mayor and City Council of the City of Woodbury held on May 13, 2020.

CITY OF WOODBURY

By: _____
PHIL HAGERTY,
Council President Pro-Tempore

ATTEST:

DANEEN D. FUSS, City Clerk

Council Member	Ayes	Nays	Abstain	Absent
Councilwoman Carter				
Councilman Fleming				
Councilman Hagerty				
Councilman Johnson				
Councilman McIlvaine				
Councilman Merinuk				
Councilwoman Miller				
Councilwoman O'Connor				
Council President Parker				
Mayor Floyd				

CERTIFICATION

I, Daneen D. Fuss hereby certify that the foregoing Resolution was adopted by the City Council, of the City of Woodbury, in the County of Gloucester and State of New Jersey at the meeting held on **May 13, 2020** at City Hall 33 Delaware Street, Woodbury, New Jersey 08096.

Daneen D. Fuss
City Clerk

RESOLUTION NO. 20-94

**RESOLUTION AUTHORIZING THE CITY OF WOODBURY TO ENTER INTO A
COOPERATIVE PRICING AGREEMENT WITH THE EDUCATIONAL SERVICES
COMMISSION OF NEW JERSEY (ESCNJ)**

WHEREAS, N.J.S.A. 40A:11-11(5) authorizes contracting units to establish a Cooperative Pricing System and to enter into Cooperative Pricing Agreements for its administration; and

WHEREAS, the Educational Services Commission of New Jersey, hereinafter referred to as the "Lead Agency " has offered voluntary participation in a Cooperative Pricing System for the purchase of goods and services;

WHEREAS, on May 13, 2020, the governing body of the City of Woodbury, County of Gloucester, State of New Jersey duly considered participation in a Cooperative Pricing System for the provision and performance of goods and services;

WHEREAS, the Lead Agency has been in existence since 1977, and has grown to become the largest cooperative pricing system in New Jersey, with over 1,300 members, including school districts, colleges, universities, municipalities, county governments, housing authorities, libraries, fire districts and more; and

WHEREAS, it is the desire of the City to join the Lead Agency, under the State of NJ approved Co-op number 65MCESSCCPS, to purchase goods and services available thereunder, in order to make the City's procurement process for certain goods and services more efficient and cost effective.

NOW, THEREFORE, BE IT RESOLVED by the governing body of the City of Woodbury, that the pursuant to the provisions of N.J.S.A. 40A:11-11(5), the Administrator and/or Qualified Purchasing Agent are hereby authorized to enter into a Cooperative Pricing Agreement with the Lead Agency.

BE IT FURTHER RESOLVED that the Lead Agency shall be responsible for complying with the provisions of the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) and all other provisions of the revised statutes of the State of New Jersey.

ADOPTED at the regular meeting of the Mayor and City Council of the City of Woodbury held on May 13, 2020.

CITY OF WOODBURY

By: _____
PHIL HAGERTY,
Council President Pro-Tempore

ATTEST:

DANEEN FUSS, City Clerk

Council Member	Ayes	Nays	Abstain	Absent
Councilwoman Carter				
Councilman Fleming				
Councilman Hagerty				
Councilman Johnson				
Councilman McIlvaine				
Councilman Merinuk				
Councilwoman Miller				
Councilwoman O’Connor				
Council President Parker				
Mayor Floyd				

CERTIFICATION

I, Daneen D. Fuss hereby certify that the foregoing Resolution was adopted by the City Council, of the City of Woodbury, in the County of Gloucester and State of New Jersey at the meeting held on **May 13, 2020** at City Hall 33 Delaware Street, Woodbury, New Jersey 08096.

Daneen D. Fuss
City Clerk

RESOLUTION NO. 20-95

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WOODBURY
AUTHORIZING RELEASE OF THE PERFORMANCE GUARANTEE AND
ACCEPTING THE MAINTENANCE BOND OF RICKY SLADE CONSTRUCTION,
INC. FOR THE EDITH AVENUE STORM SEWER PROJECT**

WHEREAS, Ricky Slade Construction, Inc. posted a Performance Guaranty, being Western Surety Company Bond No. 30072507 dated October 23, 2019, for the project known as the Edith Avenue Storm Sewer Project; and

WHEREAS, Federici & Akin, City Engineer on the Project, by correspondence dated April 29, 2020, recommends release of the Performance Guaranty contingent upon the posting of a Maintenance Guaranty in a form acceptable to the City Solicitor to be held for a period of two (2) years; and

WHEREAS, Ricky Slade Construction, Inc. has posted Western Surety Company Bond No. 30072507 in the amount of \$274,039.00 for a period of two (2) years commencing March 17, 2020; and

WHEREAS, Federici & Akin, City Engineer on the Project, and Timothy Scaffidi, City Solicitor, recommend acceptance of the Maintenance Bond for the project; and

WHEREAS, Federici & Akin, City Engineer on the Project, recommends release of the retainer held by the City of Woodbury in the amount of \$5,480.78 to Ricky Slade Construction, Inc.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Woodbury, County of Gloucester and State of New Jersey on this 13th day of May, 2020, that:

1. The Performance Guaranty being Western Surety Company Bond No. 30072507 posted by Ricky Slade Construction, Inc. for the project known as the Edith Avenue Storm Sewer Project is hereby released; and
2. The Maintenance Bond being Western Surety Company Bond No. 30072507 posted by Ricky Slade Construction, Inc. for the project known as the Edith Avenue Storm Sewer Project in the amount of \$274,039.00 is hereby accepted; and
3. The Retainer held by the City of Woodbury in the amount of \$5,480.78, is hereby released to Ricky Slade Construction, Inc.

ADOPTED at a regular meeting of the Mayor and City Council of the City of Woodbury on May 13, 2020.

CITY OF WOODBURY

By: _____
PHIL HAGERTY,
Council President Pro-Tempore

ATTEST:

DANEEN D. FUSS, City Clerk

Council Member	Ayes	Nays	Abstain	Absent
Councilwoman Carter				
Councilman Fleming				
Councilman Johnson				
Councilman McIlvaine				
Councilman Merinuk				
Councilwoman O'Connor				
Councilwoman Miller				
Councilman Hagerty				
Council President Parker				
Mayor Floyd				

CERTIFICATION

I, Daneen D. Fuss hereby certify that the foregoing Resolution was adopted by the City Council, of the City of Woodbury, in the County of Gloucester and State of New Jersey at a meeting held on **May 13, 2020** at the Municipal Building, 33 Delaware Street, Woodbury, New Jersey 08096.

Daneen D. Fuss
City Clerk

RESOLUTION NO. 20-96

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WOODBURY,
CERTIFICATION OF THE ANNUAL AUDIT**

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 2018 has been filed by a Registered Municipal Accountant with the Clerk of the City Council 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 "Schedule of Findings 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 "Schedule of Findings 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 Mayor and City Council of the City of Woodbury, 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.

ADOPTED at the regular meeting of the Mayor and City Council of the City of Woodbury held on May 13, 2020.

CITY OF WOODBURY

By: _____
PHIL HAGERTY,
Council President Pro-Tempore

ATTEST:

DANEEN FUSS, City Clerk

Council Member	Ayes	Nays	Abstain	Absent
Councilwoman Carter				
Councilman Fleming				
Councilman Hagerty				
Councilman Johnson				
Councilman McIlvaine				
Councilman Merinuk				
Councilwoman Miller				
Councilwoman O'Connor				
Council President Parker				
Mayor Floyd				

CERTIFICATION

I, Daneen D. Fuss hereby certify that the foregoing Resolution was adopted by the City Council, of the City of Woodbury, in the County of Gloucester and State of New Jersey at the meeting held on **May 13, 2020** at City Hall 33 Delaware Street, Woodbury, New Jersey 08096.

Daneen D. Fuss
City Clerk

RESOLUTION NO. 20-97

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WOODBURY
APPROVING SUBMISSION OF CORRECTIVE ACTION PLAN FOR 2018 AUDIT**

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 2016 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, 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 in Resolution No. 20-96 adopted May 13, 2020 and have subscribed to the affidavit, as provided by the Local Finance Board, and

WHEREAS, the Chief Financial Officer has prepared the attached Corrective Action Plan for the 2018 Annual Audit, responding to the Schedule of Findings and Recommendations.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the City of Woodbury, that the attached Corrective Action Plan for the 2018 Audit is hereby approved for submission to the Division of Local Government Services, New Jersey Department of Community Affairs.

ADOPTED at the regular meeting of the Mayor and City Council of the City of Woodbury held on May 13, 2020.

CITY OF WOODBURY

By: _____
PHIL HAGERTY,
Council President Pro-Tempore

ATTEST:

DANEEN FUSS, City Clerk

Council Member	Ayes	Nays	Abstain	Absent
Councilwoman Carter				
Councilman Fleming				
Councilman Hagerty				
Councilman Johnson				
Councilman McIlvaine				
Councilman Merinuk				
Councilwoman Miller				
Councilwoman O'Connor				
Council President Parker				
Mayor Floyd				

CERTIFICATION

I, Daneen D. Fuss hereby certify that the foregoing Resolution was adopted by the City Council, of the City of Woodbury, in the County of Gloucester and State of New Jersey at the meeting held on **May 13, 2020** at City Hall 33 Delaware Street, Woodbury, New Jersey 08096.

Daneen D. Fuss
City Clerk

RESOLUTION 20-97

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WOODBURY
APPROVING SUBMISSION OF CORRECTIVE ACTION PLAN FOR 2018 AUDIT**

**CITY OF WOODBURY
2018 AUDIT REPORT**

CORRECTIVE ACTION PLAN

General Requirements:

In general, a Corrective Action Plan (CAP) includes the following items or actions, as required by the NJ Department of Community Affairs, Division of Local Government Services:

- Resolution by the governing body, acknowledging review of audit findings
- The CAP must address each audit finding
- Provide the name(s) of contact person(s) for corrective action
- State the anticipated completion time
- If the auditee does not agree with the finding, or believes no corrective action is required, the plan shall include an explanation and specific reasons for disagreement
- For Prior Year Audit Findings Schedule:
 - State if the condition is partially corrected. What was the planned action? Has partial action been taken?
- Review the CAP with the independent auditor

Prepared by: _____
Robert Law, CFO

Dated: May 13, 2020

Audit filed on April 30, 2020

Audit Resolution at May 13, 2020 Council Meeting

Corrective Action Plan at May 13, 2020 Council Meeting

RESOLUTION 20-98

**A RESOLUTION OF THE CITY OF WOODBURY AUTHORIZING THE AWARD OF
A NON-FAIR AND OPEN CONTRACT FOR NJDEP REGULATORY COMPLIANCE
EFFORT AND DESIGN ASSISTANCE FOR CITY LAKES AND PARKS
IMPROVEMENT PROJECT TO PRINCETON HYDRO, LLC.**

WHEREAS, the City of Woodbury (hereinafter referred to as the “City”) has a need to acquire goods or services to be provided hereunder as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.4 or 20.5, as applicable; and

WHEREAS, the City Clerk has determined and certified in writing that the value of the services could exceed \$17,500.00; and

WHEREAS, Princeton Hydro, LLC. has submitted a proposal or request indicating the firm will provide the services related to NJDEP Regulatory Compliance Effort and Design Assistance via site visit, pre-application meetings with the NJDEP Office of Permit Coordination, Stewart Lake improvement project, bank stabilization at Meadow Lane, dredging of a portion of Hester’s Branch, and public notification at an amount not-to-exceed \$88,450.00; and

WHEREAS, Princeton Hydro, LLC. has completed and submitted a Business Entity Disclosure Certificate which certifies that they have not made any reportable contributions to a political or candidate committee in the City of Woodbury in the previous one year, and that this contract will prohibit them from making any reportable contributions through the term of the contract; and

WHEREAS, the CFO has certified that there are sufficient funds available, as required under the law, specifically N.J.A.C. 5:30-5.4.

NOW, THEREFORE, BE IT RESOLVED that the City Administrator, Mayor, or Council President be and are hereby authorized to execute said Contract with Princeton Hydro, LLC. on behalf of the City of Woodbury; and

BE IT FURTHER RESOLVED that the Contract, the Business Disclosure Entity Certification, and the Determination of Value be placed on file with this resolution; and

BE IT FURTHER RESOLVED that the Clerk shall publish notice of this contract award as required under the law. This appointment is made without competitive bidding as professional services under the provisions of the Local Contracts Law, as provided in N.J.S.A. 40A:11-5 because said appointment or engagement requires services performed by person or persons qualified to practice recognized professions, and it is not possible to obtain competitive bids, and according to other applicable statutes.

ADOPTED at the regular meeting of the Mayor and City Council of the City of Woodbury held on May 13, 2020.

CITY OF WOODBURY

By: _____
PHIL HAGERTY,
Council President Pro-Tempore

ATTEST:

DANEEN FUSS, City Clerk

Council Member	Ayes	Nays	Abstain	Absent
Councilwoman Carter				
Councilman Fleming				
Councilman Hagerty				
Councilman Johnson				
Councilman McIlvaine				
Councilman Merinuk				
Councilwoman Miller				
Councilwoman O'Connor				
Council President Parker				
Mayor Floyd				

CERTIFICATION

I, Daneen D. Fuss hereby certify that the foregoing Resolution was adopted by the City Council, of the City of Woodbury, in the County of Gloucester and State of New Jersey at the meeting held on **May 13, 2020** at City Hall 33 Delaware Street, Woodbury, New Jersey 08096.

Daneen D. Fuss
City Clerk