

**City of Woodbury**  
**City Council Meeting Agenda**

Virtual Meeting

Link: <https://rb.gy/smxxp55>

JULY 22, 2020

6:30 p.m.

---

**Pledge of Allegiance**

**Moment of Silent Reflection**

**Reading of the Open Public Meeting Statement**

**Roll Call**

**Approval of Minutes**

- July 08, 2020

**Open to the Public for Agenda Items**

**Resolutions, Ordinances**

***Finance & Public Safety***

**RESOLUTION NO. 20-114** GOVERNING BODY CERTIFICATION OF COMPLIANCE WITH THE UNITED STATES EQUAL EMPLOYMENT OPPORTUNITY COMMISSION'S ENFORCEMENT GUIDANCE ON THE CONSIDERATION OF ARREST AND CONVICTION RECORDS IN EMPLOYMENT DECISIONS UNDER TITLE VII OF THE CIVIL RIGHTS ACT OF 1964

**RESOLUTION NO. 20-115** RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WOODBURY AUTHORIZING THE BUDGET TO BE READ BY TITLE ONLY

- Budget Presentation by Bowman & Co.
- Public Hearing on the introduced municipal budget

**RESOLUTION NO. 20-101** RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WOODBURY ADOPTING THE 2020 ANNUAL BUDGET OF THE CITY OF WOODBURY

---

CONSENT AGENDA

---

**RESOLUTION NO. 20-116** RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WOODBURY AUTHORIZING AN AGREEMENT BETWEEN THE CITY OF WOODBURY AND THE COUNTY OF GLOUCESTER MUNICIPAL ALLIANCE OCTOBER 1, 2020 TO JUNE 30, 2021

**RESOLUTION 20-117** RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WOODBURY AUTHORIZING CANCELLATION OF INTEREST AND STOP PAYMENT FEE BALANCE ON TAX ACCOUNT 823 TATUM ST BLOCK 175 LOT 2

**RESOLUTION NO. 20-118** RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WOODBURY RESCINDING RESOLUTION 20-107 AND APPROVING THE SUBMISSION OF A GRANT APPLICATION AND TO EXECUTE A GRANT AGREEMENT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE FY2021 MUNICIPAL AID PROJECT HEREINAFTER KNOWN AS PROGRESS AVENUE MILLING & OVERLAY

**RESOLUTION NO. 20-119** RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WOODBURY ESTABLISHING A 5-YEAR MORATORIUM ON THE ISSUANCE OF ROAD OPENING PERMITS FOR THE PORTIONS OF THE ROADS RESURFACED AS PART OF THE FY2018 LOCAL ROAD MILLING & OVERLAY PROJECT FROM AUGUST 30, 2019 THROUGH AUGUST 29, 2024

---

END CONSENT AGENDA

---

Motion for Approval to Pay the Listed Vouchers

**Reports:**

- **Committee Reports**
- **Report of the Mayor**
- **Report of the City Clerk**
- **Department Announcements**

**Unfinished Business**

**New Business**

**Open to the Public**

**RESOLUTION NO. 20-120** RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WOODBURY AUTHORIZING A CLOSED SESSION TO DISCUSS MATTERS PERTAINING TO PERSONNEL

**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.

**RESOLUTION NO. 20-114**

**GOVERNING BODY CERTIFICATION OF COMPLIANCE WITH THE  
UNITED STATES EQUAL EMPLOYMENT OPPORTUNITY COMMISSION'S  
"Enforcement Guidance on the Consideration of Arrest and Conviction Records in  
Employment Decisions Under Title VII of the Civil Rights Act of 1964"**

**FORM OF RESOLUTION**

WHEREAS, N.J.S.A. 40A:4-5 as amended by P.L. 2017, c.183 requires the governing body of each municipality and county to certify that their local unit's hiring practices comply with the United States Equal Employment Opportunity Commission's "Enforcement Guidance on the Consideration of Arrest and Conviction Records in Employment Decisions Under Title VII of the Civil Rights Act of 1964," *as amended*, 42 U.S.C. § 2000e *et seq.*, (April 25, 2012) before submitting its approved annual budget to the Division of Local Government Services in the New Jersey Department of Community Affairs; and

WHEREAS, the members of the governing body have familiarized themselves with the contents of the above-referenced enforcement guidance and with their local unit's hiring practices as they pertain to the consideration of an individual's criminal history, as evidenced by the group affidavit form of the governing body attached hereto.

NOW, THEREFORE BE IT RESOLVED, That the City Council of the City of Woodbury, hereby states that it has complied with N.J.S.A. 40A:4-5, as amended by P.L. 2017, c.183, by certifying that the local unit's hiring practices comply with the above-referenced enforcement guidance and hereby directs the Clerk to cause to be maintained and available for inspection a certified copy of this resolution and the required affidavit to show evidence of said compliance.

**ADOPTED**, at a meeting of the Mayor and City Council of the City of Woodbury on  
July 22, 2020.

\_\_\_\_\_  
**TRACEY PARKER**  
**Council President**

ATTEST: \_\_\_\_\_  
**DANEEN D. FUSS**  
**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 a meeting held on **July 22, 2020** at the Municipal Building, 33 Delaware Street, Woodbury, New Jersey 08096.

\_\_\_\_\_  
Daneen D. Fuss, City Clerk

**RESOLUTION NO. 20-115**

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WOODBURY  
AUTHORIZING THE BUDGET TO BE READ BY TITLE ONLY**

**WHEREAS**, N.J.S. 40A:4-8, as amended by L.2015, c. 95, § 14, 2015, provides that the budget may be read by title only at the time of the public hearing if a resolution is passed by not less than a majority of the full governing body, providing that at least one week prior to the date of hearing, a complete copy of the budget has been made available for public inspection, and has been made available to each person upon request; and

**WHEREAS**, these two conditions have been met;

**NOW, THEREFORE, BE IT RESOLVED**, that the budget shall be read by title only.

**ADOPTED** at a regular meeting of the Mayor and City Council of the City of Woodbury on July 22, 2019.

**CITY OF WOODBURY**

\_\_\_\_\_  
**TRACEY PARKER**  
**Council President**

**ATTEST:**

\_\_\_\_\_  
**DANEEN FUSS, 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 a meeting held on **July 22, 2020** at the Municipal Building, 33 Delaware Street, Woodbury, New Jersey 08096.

\_\_\_\_\_  
Daneen D. Fuss, City Clerk

# MUNICIPAL BUDGET NOTICE

## Section 1.

Municipal Budget of the \_\_\_\_\_ CITY \_\_\_\_\_ of \_\_\_\_\_ WOODBURY \_\_\_\_\_, County of \_\_\_\_\_ GLOUCESTER \_\_\_\_\_ for the Fiscal Year 2020

Be it Resolved, that the following statements of revenues and appropriations shall constitute the Municipal Budget for the year 2020;

Be it Further Resolved, that said Budget be published in the \_\_\_\_\_ SOUTH JERSEY TIMES \_\_\_\_\_

in the issue of \_\_\_\_\_ July 8th \_\_\_\_\_, 2020

The Governing Body of the \_\_\_\_\_ CITY \_\_\_\_\_ of \_\_\_\_\_ WOODBURY \_\_\_\_\_ does hereby approve the following as the Budget for the year 2020:

### RECORDED VOTE

(Insert last name)

Ayes

Nays

Abstained

Absent

Notice is hereby given that the Budget and Tax Resolution was approved by the \_\_\_\_\_ COUNCIL MEMBERS \_\_\_\_\_ of the \_\_\_\_\_ CITY \_\_\_\_\_ of \_\_\_\_\_ WOODBURY \_\_\_\_\_, County of \_\_\_\_\_ GLOUCESTER \_\_\_\_\_, on \_\_\_\_\_ June \_\_\_\_\_ 24th \_\_\_\_\_, 2020.

A Hearing on the Budget and Tax Resolution will be held at \_\_\_\_\_ CITY HALL \_\_\_\_\_, on \_\_\_\_\_ July \_\_\_\_\_ 22nd \_\_\_\_\_, 2020 at \_\_\_\_\_ 6:30 \_\_\_\_\_ o'clock \_\_\_\_\_ PM \_\_\_\_\_ at which time and place objections to said Budget and Tax Resolution for the year 2020 may be presented by taxpayers or other interested persons.

**RESOLUTION NO. 20-116**

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WOODBURY  
AUTHORIZING AN AGREEMENT BETWEEN THE CITY OF WOODBURY AND  
THE COUNTY OF GLOUCESTER MUNICIPAL ALLIANCE OCTOBER 1, 2020 TO  
JUNE 30, 2021**

**FORM 1B**

**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 City Council of the City of Woodbury, County of Gloucester, 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 City 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 City Council has applied for funding to the Governor's Council on Alcoholism and Drug Abuse through the County of Gloucester;

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Woodbury, County of Gloucester, State of New Jersey hereby recognizes the following:

1. The City Council does hereby authorize submission of a strategic plan for the Woodbury Municipal Alliance grant for fiscal year 21 in the amount of:

DEDR	\$ <u>\$4,000</u>
Cash Match	\$ <u>\$1,000</u>
In-Kind	\$ <u>\$3,000</u>
2. The City Council acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

**ADOPTED** at the regular meeting of the Mayor and City Council of the City of Woodbury held July 22, 2020.

\_\_\_\_\_  
**TRACEY PARKER**  
**PRESIDENT OF COUNCIL**

**ATTEST:** \_\_\_\_\_  
**DANEEN D. FUSS, Clerk**

<b>Council Member</b>	<b>Ayes</b>	<b>Nays</b>	<b>Abstain</b>	<b>Absent</b>
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 a meeting held on **July 22, 2020** at the Municipal Building, 33 Delaware Street, Woodbury, New Jersey 08096.

\_\_\_\_\_  
Daneen D. Fuss, City Clerk

**RESOLUTION NO. 20-117**

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WOODBURY  
AUTHORIZING CANCELATION OF BALANCE ON 2<sup>ND</sup> QT 2020 TAX ACCOUNT 823  
TATUM ST BLOCK 175 LTO 2**

**WHEREAS;** The Tax & Utility Collector of the City of Woodbury has certified to City Council that the property named in Exhibit A have a balance of sixty – eight dollars and eighty-nine cents (\$68.89) due to a missing check which created a stop payment fee of \$35.00 and an interest balance in the amount of \$33.89 on Block 175 Lot 2 823 Tatum St.;

**WHEREAS;** The Tax & Utility Collector of the City of Woodbury has certified to City Council that the unpaid tax balance for the 2<sup>nd</sup> Quarter 2020 be canceled on the books of said Tax & Utility Collector, and

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the City of Woodbury, the balance of sixty – eight dollars and eighty – nine cents (\$68.89) are canceled from the tax account.

**ADOPTED,** at a regular meeting of the Mayor and City Council held on July 22, 2020.

---

Tracey Parker  
President of Council

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 a meeting held on **July 22, 2020** at the Municipal Building, 33 Delaware Street, Woodbury, New Jersey 08096.

---

Daneen D. Fuss, City Clerk

**RESOLUTION NO. 20-118**

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WOODBURY  
RESCINDING RESOLUTION 20-107 AND APPROVING THE SUBMISSION OF A  
GRANT APPLICATION AND TO EXECUTE A GRANT AGREEMENT WITH THE  
NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE FY2021  
MUNICIPAL AID PROJECT HEREINAFTER KNOWN AS PROGRESS AVENUE  
MILLING & OVERLAY**

**WHEREAS**, The City of Woodbury is in need of resurfacing the roadway, including milling and overlay, removal of curb barriers at intersections, installation of bicycle-safe inlet grates, and replacing damaged or missing concrete curbing along Progress Avenue from North Broad Street (NJ Rt. 45) to Dead end; and

**WHEREAS**, the City Engineer has estimated the construction cost of the necessary improvements at approximately \$282,755 plus \$28,500 for design engineering, \$40,410.00 for construction management & inspection services, and \$2,000 for materials testing for a total amount of \$353,665; and

**WHEREAS**, The City of Woodbury desires to prepare plans and specifications and to issue bid documents for construction in 2021, as funds become available.

**NOW, THEREFORE, BE IT RESOLVED**, that Council of the City of Woodbury understands that the Progress Avenue Milling and Overlay Project will be constructed in 2021, and the City of Woodbury formally approves the grant application for the above stated project; and

**BE IT FURTHER RESOLVED**, that the Mayor, City Administrator, CFO, and City Clerk are hereby authorized to submit an electronic grant application identified as Application No. MA-2021-Progress Avenue-00661 to the New Jersey Department of Transportation on behalf of the City of Woodbury; and

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

**ADOPTED** at the regular meeting of the Mayor and City Council of the City of Woodbury held on July 22, 2020.

**CITY OF WOODBURY**

By: \_\_\_\_\_  
**Tracey Parker, Council President**

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 a meeting held on **July 22, 2020** at the Municipal Building, 33 Delaware Street, Woodbury, New Jersey 08096.

\_\_\_\_\_  
Daneen D. Fuss, City Clerk

**RESOLUTION NO. 20-119**

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WOODBURY  
ESTABLISHING A 5-YEAR MORATORIUM ON THE ISSUANCE OF ROAD  
OPENING PERMITS FOR THE PORTIONS OF THE ROADS RESURFACED  
AS PART OF THE FY2018 LOCAL ROAD MILLING & OVERLAY PROJECT  
FROM AUGUST 30, 2019 THROUGH AUGUST 29, 2024**

**WHEREAS**, there existed a need by the City of Woodbury to mill and overlay portions of certain Local Roads as part of the 5-Year Road Resurfacing Program commencing in 2013; and

**WHEREAS**, the “FY2018 Local Road Resurfacing Project” consisted of Lincoln Street (West Street to Salem Ave.), Leeds Place, Myrtle Avenue (S. Girard St. to east of S. Horace St.), Green Avenue (E. Barber Ave. to Union Ave.), Rugby Place (E. Rugby Pl. to Hunter St.), Mahley Avenue, N. Davis Street (Delaware St. to Briar Hill Lane), High Street (S. Davis St. to S. Jackson St.), and East Red Bank Avenue (Roosevelt Ave. to City Line); and

**WHEREAS**, the City of Woodbury performed this project through a Bond Ordinance and by advertising for bids pursuant to the provisions of the New Jersey Public Contracts Law *N.J.S.A. 40A:11 et seq.*; and

**WHEREAS**, the project was awarded to Gerald A. Barrett, LLC of Berlin, NJ on October 9, 2018; and

**WHEREAS** the City of Woodbury has accepted the final completion of the Contract for the road improvement project known as “FY2018 Local Road Resurfacing Project” on August 30, 2019; and

**WHEREAS**, the City of Woodbury has made final payment to the Contractor, Gerald A. Barrett, LLC, for the aforementioned project on June 10, 2020; and

**WHEREAS**, the City of Woodbury has paid to Gerald A. Barrett, LLC the retainer previously held from the submitted invoices and payments on June 10, 2020, and Gerald A. Barrett, LLC has therefore submitted and the City has accepted a Maintenance Bond for the aforementioned project in the amount of \$501,658.70 for a period of two (2) years from the date of project completion on August 30, 2019; and

**WHEREAS**, the Code of the City of Woodbury, “Chapter 167 – STREETS AND SIDEWALKS” provides for road opening permits under the conditions as stated in “Article III – Openings and Excavations § 167-9 Application for and issuance of permit; filing fee and deposit.”; and

**WHEREAS**, § 167-9 Paragraph B. states that no road opening permits shall be granted by the City for any opening or excavation on a street that has been covered with a hard surface, such as concrete or asphalt with a thickness of 2 inches or more, for a period of five (5) years from the date of completion of construction of such hard surface, except that a permit may be issued upon majority vote of City Council to grant such permit based on the conditions and reasons stated in sub-paragraphs (1), (2) or (3) of §167-9 Paragraph B.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council that the City of Woodbury has placed a moratorium from any road opening, excavations or disturbance otherwise, and from the issuance of permits thereto, on the area of new pavement constructed as part of the project known as “FY2018 Local Road Resurfacing Project” as described above, for a period of 5 years beginning on the date of final completion, August 30, 2019 and terminating on August 29, 2024, subject to the respective conditions as stated in the latest version of “Chapter 167 – STREETS AND SIDEWALKS” of the Code of the City of Woodbury.

**ADOPTED** at the regular meeting of the Mayor and City Council of the City of Woodbury held on July 22, 2020.

**CITY OF WOODBURY**

---

**TRACEY PARKER**  
**President of Council**

**ATTEST:**

---

**DANEEN D. FUSS, City Clerk**

<b>Council Member</b>	<b>Ayes</b>	<b>Nays</b>	<b>Abstain</b>	<b>Absent</b>
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 a meeting held on **July 22, 2020** at the Municipal Building, 33 Delaware Street, Woodbury, New Jersey 08096.

---

Daneen D. Fuss, City Clerk

**RESOLUTION NO. 20-120**

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WOODBURY  
AUTHORIZING A CLOSED SESSION TO DISCUSS MATTERS PERTAINING TO  
PERSONNEL**

**WHEREAS**, the Open Public Meetings Act authorizes the exclusion of the public from that portion of a meeting involving matters related to personnel pursuant to *N.J.S.A. 10:4-13*; and **NOW, THEREFORE, BE IT RESOLVED** that:

1. A closed session is hereby authorized at the July 22, 2020 meeting of Mayor and Council of the City of Woodbury for the purpose of discussing personnel and items related thereto; and
2. Following completion of said discussions and any actions resulting therefrom and approval of minutes, as permissible said minutes shall be available to the public.

**ADOPTED** at the regular meeting of the Mayor and City Council of the City of Woodbury held July 22, 2020.

\_\_\_\_\_  
**TRACEY PARKER**  
**PRESIDENT OF COUNCIL**

**ATTEST:** \_\_\_\_\_  
**DANEEN D. FUSS**  
**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 a meeting held on **July 22, 2020** at the Municipal Building, 33 Delaware Street, Woodbury, New Jersey 08096.

\_\_\_\_\_  
Daneen D. Fuss, City Clerk