

City of Woodbury
City Council Meeting Agenda
33 Delaware Street, Woodbury, NJ 08096
July 14, 2021
6:30 p.m.

Pledge of Allegiance

Moment of Silent Reflection

Reading of the Open Public Meeting Statement

Roll Call

Special Presentations

- **Promotion of SLEO 2 Kenneth Young to Full-Time Patrol Officer**

Open to the Public for Agenda Items

Ordinances

ORDINANCE 2340-21 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WOODBURY AMENDING CHAPTER 30, HUMAN RIGHTS COMMISSION AND ANTI-DISCRIMINATION POLICY OF THE CODE BOOK OF THE CITY OF WOODBURY

ORDINANCE 2341-21 AN ORDINANCE BY THE CITY COUNCIL OF THE CITY OF WOODBURY IN GLOUCESTER COUNTY, NEW JERSEY PROHIBITING THE OPERATION OF ANY CLASS OF CANNABIS BUSINESSES WITHIN ITS GEOGRAPHICAL BOUNDARIES AND AMENDING CHAPTER 202, ZONING, ARTICLE II, CLASSIFICATION OF DISTRICTS, SECTION 8.1, GENERAL REGULATIONS, AND ARTICLE XIV, GENERAL REGULATIONS, SECTION 73, PROHIBITED USES, OF THE CODE OF THE CITY OF WOODBURY

The purpose of this Ordinance is to adopt initial regulation of the operation of any class of cannabis businesses in the City of Woodbury due to the State of New Jersey's imposed deadline for municipalities to take action before August 22, 2021. Failure to take such action results in an automatic approval of all non-retail uses in all industrial zones and all retail selling uses in all commercial and retail zones for a period of five(5) years. The City, however, even after adoption of this Ordinance to prohibit, at any time thereafter, still has the ability to continue to discuss cannabis and decide on whether or where it might chose to allow such uses in the City and to then adopt the appropriate Ordinance to permit same.

Resolutions

CONSENT AGENDA

RESOLUTION NO. 21-104 RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WOODBURY ENDORSING AND APPROVING \$50,000 COMMUNITY DEVELOPMENT BLOCK GRANT APPLICATION OF THE CITY OF WOODBURY FOR STORM SEWER IMPROVEMENTS TO SOUTH BARBER AVENUE, CARPENTER STREET, RAILROAD AVENUE, AND NELSON AVENUE

RESOLUTION NO. 21-105 RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WOODBURY TO ADOPT EMERGENCY TEMPORARY APPROPRIATIONS FOR THE YEAR 2021

RESOLUTION NO. 21-106 RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WOODBURY AUTHORIZING THE EXECUTION OF A CONTRACT RENEWING MEMBERSHIP IN THE GLOUCESTER, SALEM, CUMBERLAND COUNTIES MUNICIPAL JOINT INSURANCE FUND

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.

CITY OF WOODBURY, NEW JERSEY

ORDINANCE NO. 2340-21

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WOODBURY
AMENDING CHAPTER 30, HUMAN RIGHTS COMMISSION AND ANTI-
DISCRIMINATION POLICY OF THE CODE BOOK 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 30, Article I, Title, shall be changed to read as follows: Human Rights Commission

Section 2. Chapter 30, Section 1. Organization, is hereby amended to read as follows:

- A. There is hereby organized in the City of Woodbury a Human Rights Commission to consist of seven members, being the Mayor and six members who shall receive their appointment from and be subject to removal by the Mayor with the advice and consent of City Council.
- B. There shall be appointed six persons, residents of the City, to be members of the Human Rights Commission. Up to three members of such Commission may be either the Mayor or members of City Council, two of whom shall be appointed for one year, two for two years, and two for three years, annually and thereafter there shall be appointed two members for the term of three years, such term to commence on the date of the annual reorganization meeting of Council.
- C. In case of the death, resignation, disqualification or removal of, or the neglect or refusal to perform the duties incumbent upon them by any or all of the members of the Human Rights Commission, the Mayor with the advice and consent of Council, may remove such person and fill such place or places by new appointments for the unexpired term or terms.

Section 3. Chapter 30, Section 2. Meetings; quorums, is hereby amended to read as follows:

The regular meeting of the Human Rights Commission shall be held in the Council Chambers in City Hall or at such place and times as determined by a vote of the majority of the Commission but in no event less than four times annually. Special meetings may be called at any time by the

President or by any three members requesting the secretary, in writing, to schedule a meeting. A majority of the Commission shall constitute a quorum for the transaction of business.

Section 4. Chapter 30, Section 3. Officers, is hereby amended to read as follows:

- A. Generally. The officers of the Human Rights Commission shall consist of a President and Secretary and such other officers at the discretion of the Commission, to be elected annually at the 1st meeting of each year of the Commission and shall hold office for one year or until their successors are chosen. In the event the Commission is unable to elect a President and Secretary by a majority vote of the quorum in attendance, at such meeting, the Mayor shall designate a President and Secretary of the Commission.
- B. President. The President shall preside at the meeting of the Commission and appoint all commissions.
- C. Secretary. The Secretary shall keep a record of all proceedings of the Board, preserve its books and papers, conduct its correspondence and perform all duties as directed by the Commission.
- D. All members of the Human Rights Commission shall serve without compensation.
- E. The Human Rights Commission may utilize the services of the City Solicitor with the consent of the City Administrator.

Section 5. Chapter 30, Section 4. Purpose of Commission, is hereby amended to read as follows:

The purpose of the Commission shall be to make recommendations to the Mayor and City Council for the formulation of policies in an attempt to foster, through community effort or otherwise, goodwill, cooperation and conciliation among the groups and residents of the City with the intent of eradicating bias incidents in our community due to race, color, creed, ethnicity, religious or sexual orientation. Additionally, the Commission is to assist or make recommendations to the Mayor and City Council for the development of policies and procedures in general and for programs of formal or informal education that will aid in eliminating all kinds of discrimination, mentioned above and shall have such further powers and duties as may be provided by the law against discrimination of the State of New Jersey. (N.J.S.A. 10:5-1 et seq.)

Section 6. Chapter 30, Section 5. Duties and responsibilities of Commission, is hereby amended to read as follows:

1. To inform and educate our residents about the vast array of community services provided by the City.
2. To provide a forum for discussions regarding community issues and concerns.
3. To promote goodwill, cooperation and trust among the diverse groups of residents in our community.
4. To eradicate bias in our community due to race, color, creed, gender, ethnicity, physical, mental, or cognitive disability, religious affiliation, political affiliation, or sexual orientation.

Section 7. Chapter 30, Article 2, Antidiscrimination Policy, Sections 6, 7, 8, 9 and 10 are hereby deleted.

Section 8. Repealer: All Ordinances or parts of Ordinances inconsistent with this Ordinance are hereby repealed to the extent of such inconsistencies.

Section 9. 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: _____
PHILIP HAGERTY, Council President

ATTEST:

Kay L. Crawford, Deputy City Clerk

APPROVED:

By: _____
PEG SICKEL, Mayor

Council Member	Ayes	Nays	Abstain	Absent
Councilwoman Carter				
Councilman Fleming				
Councilman Parker				
Councilman Merinuk				
Councilman Miller				
Councilwoman Miller				
Councilwoman Moore				
Councilwoman O'Connor				
Council President Hagerty				
Mayor Sickel				

CERTIFICATION OF INTRODUCTION

I, Kay L. Crawford hereby certify that the foregoing Ordinance 2340-21 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 **July 14, 2021** at City Hall 33 Delaware Street, Woodbury, New Jersey 08096.

Kay L. Crawford, Deputy City Clerk

Council Member	Ayes	Nays	Abstain	Absent
Councilwoman Carter				
Councilman Fleming				
Councilman Parker				
Councilman Merinuk				
Councilman Miller				
Councilwoman Miller				
Councilwoman Moore				
Councilwoman O'Connor				
Council President Hagerty				
Mayor Sickel				

CERTIFICATION OF ADOPTION

I, Kay L. Crawford hereby certify that the foregoing Ordinance 2340-21 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 **July 28, 2021** at City Hall 33 Delaware Street, Woodbury, New Jersey 08096.

Kay L. Crawford, Deputy City Clerk

ORDINANCE NO. 2341-21

AN ORDINANCE BY THE CITY COUNCIL OF THE CITY OF WOODBURY IN GLOUCESTER COUNTY, NEW JERSEY PROHIBITING THE OPERATION OF ANY CLASS OF CANNABIS BUSINESSES WITHIN ITS GEOGRAPHICAL BOUNDARIES AND AMENDING CHAPTER 202, ZONING, ARTICLE II, CLASSIFICATION OF DISTRICTS, SECTION 8.1, GENERAL REGULATIONS, AND ARTICLE XIV, GENERAL REGULATIONS, SECTION 73, PROHIBITED USES, OF THE CODE OF THE CITY OF WOODBURY

WHEREAS, in 2020 New Jersey voters approved Public Question No. 1, which amended the New Jersey Constitution to allow for the legalization of a controlled form of marijuana called “cannabis” for adults at least 21 years of age; and

WHEREAS, on February 22, 2021, Governor Murphy signed into law P.L. 2021, c. 16, known as the “New Jersey Cannabis Regulatory, Enforcement Assistance, and Marketplace Modernization Act” (the “Act”), which legalizes the recreational use of marijuana by adults 21 years of age or older, and establishes a comprehensive regulatory and licensing scheme for commercial recreational (adult use) cannabis operations, use and possession; and

WHEREAS, the Act establishes six marketplace classes of licensed businesses, including:

- Class 1 Cannabis Cultivator license, for facilities involved in growing and cultivating cannabis;
- Class 2 Cannabis Manufacturer license, for facilities involved in the manufacturing, preparation, and packaging of cannabis items;
- Class 3 Cannabis Wholesaler license, for facilities involved in obtaining and selling cannabis items for later resale by other licensees;
- Class 4 Cannabis Distributer license, for businesses involved in transporting cannabis plants in bulk from on licensed cultivator to another licensed cultivator, or cannabis items in bulk from any type of licensed cannabis business to another;
- Class 5 Cannabis Retailer license for locations at which cannabis items and related supplies are sold to consumers; and
- Class 6 Cannabis Delivery license, for businesses providing courier services for consumer purchases that are fulfilled by a licensed cannabis retailer in order to make deliveries of the purchases items to a consumer, and which service would include the ability of a consumer to make a purchase directly through the cannabis delivery service which would be presented by the delivery service for fulfillment by a retailer and then delivered to a consumer; and

WHEREAS, section 31a of the Act authorizes municipalities by ordinance to adopt regulations governing the number of cannabis establishments (defined in section 3 of the Act as “a cannabis cultivator, a cannabis manufacturer, a cannabis wholesaler, or a cannabis retailer”), cannabis distributors or cannabis delivery services allowed to operate within their boundaries, as well as the location manner and times operation of such establishments, distributors or delivery services, and establishing civil penalties for the violation of any such regulations; and

WHEREAS, section 31b of the Act authorizes municipalities by ordinance to prohibit the operation of any one or more classes of cannabis establishments, distributors, or delivery services anywhere in the municipality; and

WHEREAS, section 31b of the Act also stipulates, however, that any municipal regulation or prohibition must be adopted within 180 days of the effective date of the Act (*i.e.*, by August 22, 2021); and

WHEREAS, pursuant to section 31b of the Act, the failure to do so shall mean that for a period of five years thereafter, the growing, cultivating, manufacturing, selling and reselling of cannabis and cannabis items shall be permitted uses in all industrial zones, and the retail selling of cannabis items to consumers shall be a conditional use in all commercial and retail zones; and

WHEREAS, at the conclusion of the initial and any subsequent five-year period following a failure to enact local regulations or prohibitions, the municipality shall again have 180 days to adopt an ordinance regulating or prohibiting cannabis businesses, but any such ordinance would be prospective only and would not apply to any cannabis business already operating within the municipality; and

WHEREAS, the Council of the City of Woodbury has determined that, due to present uncertainties regarding the potential future impacts that allowing one or more classes of cannabis business might have on New Jersey municipalities in general, and on Woodbury in particular, it is at this time necessary and appropriate, and in the best interest of the health, safety and welfare of Woodbury’s residents and members of the public who visit, travel, or conduct business in Woodbury, to amend Woodbury’s zoning regulations to prohibit all manner of marijuana-related land use and development within the geographic boundaries of Woodbury; and

WHEREAS, due to the complexity and novelty of the Act; the many areas of municipal law that are or may be implicated in decisions as to whether or to what extent cannabis or medical cannabis should be permitted for land use purposes or otherwise regulated in any particular municipality; and the relatively short duration in which the Act would allow such decisions to be made before imposing an automatic authorization of such uses in specified zoning districts subject to unspecified conditions, the most prudent course of action for all municipalities, whether or not generally in favor of cannabis or medical cannabis land development and uses, would be to prohibit all such uses within the Act’s 180-day period in order to ensure sufficient time to carefully review all aspects of the Act and its impacts;

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

1. Pursuant to section 31b of the New Jersey Cannabis Regulatory, Enforcement Assistance, and Marketplace Modernization Act (P.L. 2021, c. 16), all cannabis establishments, cannabis distributors or cannabis delivery services are hereby prohibited from operating anywhere in the City of Woodbury, except for the delivery of cannabis items and related supplies by a delivery service.

2. Chapter 202, Zoning, Article II, Classification of Districts, Section 8.1, General Regulations, of the Code of the City of Woodbury is hereby amended by adding to the list of General Regulations, the following: “All classes of cannabis establishments or cannabis distributors or cannabis delivery services as said terms are defined in section 3 of P.L. 2021, c. 16 are prohibited, but not the delivery of cannabis items and related supplies by a delivery service.”

3. Chapter 202, Zoning, Article XIV, General Regulations, Section 7.3, Prohibited Uses, of the Code of the City of Woodbury is hereby amended by adding to the section of Prohibited Uses, the following: “All classes of cannabis establishments or cannabis distributors or cannabis delivery services as said terms are defined in section 3 of P.L. 2021, c. 16, but not the delivery of cannabis items and related supplies by a delivery service.

4. Any article, section, paragraph, subsection, clause, or other provision of the Code of the City of Woodbury inconsistent with the provisions of this ordinance is hereby repealed to the extent of such inconsistency.

5. If any section, paragraph, subsection, clause, or provision of this ordinance shall be adjudged by a court of competent jurisdiction to be invalid, such adjudication shall apply only to the section, paragraph, subsection, clause, or provision so adjudged, and the remainder of this ordinance shall be deemed valid and effective.

6. This ordinance shall take effect upon its passage and publication and filing with the County of Gloucester Planning Board, and as otherwise provided for by law.

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: _____
PHILIP D. HAGERTY, Council President

ATTEST:

Kay L. Crawford, Deputy City Clerk

APPROVED:

By: _____
PEG SICKEL, Mayor

Council Member	Ayes	Nays	Abstain	Absent
Councilwoman Carter				
Councilman Fleming				
Councilman Parker				
Councilman Merinuk				
Councilman Miller				
Councilwoman Miller				
Councilwoman Moore				
Councilwoman O'Connor				
Council President Hagerty				
Mayor Sickel				

CERTIFICATION OF INTRODUCTION

I, Kay L. Crawford hereby certify that the foregoing Ordinance 2341-21 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 **July 14, 2021** at City Hall 33 Delaware Street, Woodbury, New Jersey 08096.

Kay L. Crawford, Deputy City Clerk

Council Member	Ayes	Nays	Abstain	Absent
Councilwoman Carter				
Councilman Fleming				
Councilman Parker				
Councilman Merinuk				
Councilman Miller				
Councilwoman Miller				
Councilwoman Moore				
Councilwoman O'Connor				
Council President Hagerty				
Mayor Sickel				

CERTIFICATION OF ADOPTION

I, Cassidy L. Swanson hereby certify that the foregoing Ordinance 2341-21 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 **August 11, 2021** at City Hall 33 Delaware Street, Woodbury, New Jersey 08096.

Cassidy L. Swanson, Acting City Clerk

RESOLUTION NO. 21-104

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WOODBURY
ENDORING AND APPROVING \$50,000 COMMUNITY DEVELOPMENT BLOCK
GRANT APPLICATION OF THE CITY OF WOODBURY FOR STORM SEWER
IMPROVEMENTS TO SOUTH BARBER AVENUE, CARPENTER STREET,
RAILROAD AVENUE, AND NELSON AVENUE**

WHEREAS, for the reasons set forth in the attached Gloucester County Community Development Block Grant (“CDBG”) Application, the City of Woodbury is desirous of making storm sewer improvements to South Barber Avenue, Carpenter Street, Railroad Avenue, and Nelson Avenue; and

WHEREAS, the estimated cost of construction of the improvements is \$50,042.25; and

WHEREAS, the City of Woodbury is desirous of making application for Gloucester County CDBG funds in the amount of \$50,042.25 to fulfill the cost of the storm sewer improvements to South Barber Avenue, Carpenter Street, Railroad Avenue, and Nelson Avenue; and

WHEREAS, the City of Woodbury understands that if any CDBG funds are awarded that it may be up to \$50,000 and that the City would be responsible for the balance of the cost of storm sewer improvements to South Barber Avenue, Carpenter Street, Railroad Avenue, and Nelson Avenue; and

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

1. The City of Woodbury hereby endorses and approves the attached Gloucester County Community Development Block Grant Application for storm sewer improvements to South Barber Avenue, Carpenter Street, Railroad Avenue, and Nelson Avenue; and
2. The City of Woodbury hereby agrees that upon acceptance of any awarded CDBG funds that the City of Woodbury will be responsible for the balance of the cost of the project; and
3. By adoption of this resolution, the governing body hereby gives authorization for the processing of this application; and
4. By adoption of this resolution, authorization is given to the Mayor, CFO/Co-Acting Administrator and/or City Engineer for the submission of the CDBG application and execution of the award.

ADOPTED, at a meeting of the Mayor and City Council of the City of Woodbury on July 14, 2021.

PHILIP D. HAGERTY
President of Council

ATTEST: _____
KAY L. CRAWFORD
Deputy City Clerk

Council Member	Ayes	Nays	Abstain	Absent
Councilwoman Carter				
Councilman Fleming				
Councilman Merinuk				
Councilwoman Miller				
Councilman Miller				
Councilwoman Moore				
Councilwoman O'Connor				
Councilwoman Parker				
Council President Hagerty				
Mayor Sickel				

CERTIFICATION

I, Kay L. Crawford 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 14, 2021** at the Municipal Building, 33 Delaware Street, Woodbury, New Jersey 08096.

Kay L. Crawford, Deputy City Clerk

RESOLUTION NO. 21-105

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WOODBURY TO ADOPT
EMERGENCY TEMPORARY APPROPRIATIONS FOR THE YEAR 2021**

WHEREAS, the governing body of the City of Woodbury, has previously adopted temporary budget resolution #21-04 and #21-67 in order to make certain contracts and commitments and to authorize the payment of certain obligations and expenditures to properly conduct the affairs of the City from that time until the final adoption of the 2021 budget and;

WHEREAS, additional temporary appropriations are necessary for the period prior to the adoption of the budget and;

WHEREAS, the emergency temporary appropriations hereinafter made and established are entirely within all limitations imposed by law and;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Woodbury, the Mayor concurring, as follows:

1. That the sum of Five Million Three Hundred Fifty-Four Thousand Two Hundred Twenty-Nine and 04/100 dollars (\$5,354,229.04) is hereby appropriated to meet and pay the contracts, obligations, commitments and operating expenditures hereinafter enumerated.

2. The appropriations made hereunder shall be allotted for the following governmental operations in the following sums:

	<u>Salaries & Wages</u>		<u>Other Expenses</u>
Administration	\$ 76,900.00		\$ 15,000.00
Governing Body	\$ 13,900.00		\$ -
Economic Development	\$ -		\$ 20,000.00
Municipal Clerk's Office	\$ 25,000.00		\$ 13,000.00
Registrar of Vital Statistics	\$ 20,800.00		\$ 1,500.00
Financial Administration	\$ 55,000.00		\$ 30,000.00
Annual Audit	\$ -		\$ 28,000.00
Collection of Taxes	\$ 36,000.00		\$ 9,000.00
Liquidation of Tax Title Liens	\$ -		\$ 5,000.00
Legal Services and Costs	\$ -		\$ 60,000.00
Engineering Services and Costs	\$ -		\$ 50,000.00
Joint Municipal Court - Inside Cap	\$ -		\$ 148,000.00
Municipal Land Use - Planning Board	\$ 8,000.00		\$ 15,000.00

Housing Inspection	\$ 55,500.00		\$ 2,500.00
Insurance:			
General Liability	\$ -		\$ 51,000.00
Workers Compensation	\$ -		\$ 146,000.00
Group Insurance for Employees	\$ -		\$ 620,000.00
Health Benefits Waiver	\$ -		\$ 25,000.00
Unemployment Compensation	\$ -		\$ 10,000.00
	<u>Salaries & Wages</u>		<u>Other Expenses</u>
Police	\$ 1,410,000.00		\$ 110,000.00
Police - Vehicle Purchase	\$ -		\$ 50,000.00
Emergency Management Services	\$ 8,750.00		\$ -
Fire	\$ 130,000.00		\$ 35,000.00
Uniform Fire Safety Act	\$ 65,000.00		\$ 3,500.00
JIF Safety Budget	\$ 4,000.00		\$ 3,500.00
Streets and Roads Maintenance	\$ 662,500.00		\$ 37,500.00
Community Forestry	\$ -		\$ 40,000.00
Solid Waste Collection	\$ -		\$ 185,000.00
Recycling	\$ -		\$ 25,000.00
Public Buildings and Grounds	\$ -		\$ 45,000.00
Fleet Maintenance	\$ -		\$ 107,500.00
Recreation	\$ -		\$ 10,000.00
Parks	\$ -		\$ 27,000.00
Celebration of Public Events	\$ -		\$ 6,000.00
Senior Citizen Transportation	\$ 15,000.00		\$ -
Unclassified:			
Electricity	\$ -		\$ 87,500.00
Street Lighting	\$ -		\$ 95,000.00
Telephone	\$ -		\$ 27,500.00
Gasoline	\$ -		\$ 15,000.00
Statutory Expenditures			
Social Security System	\$ -		\$ 137,500.00
Defined Contribution Retirement Plan	\$ -		\$ 2,000.00

<u>Appropriations Outside CAPS</u>			
Maintenance of Free Public Library	\$ -		\$ 122,500.00
LOSAP Appropriation	\$ -		\$ 3,000.00
Recycling Tax	\$ -		\$ 5,000.00
Interlocal: SRO Woodbury Schools	\$ -		\$ 50,000.00
Interlocal: Joint Municipal Court	\$ -		\$ 7,000.00
Interloal: Fire Official to Wenonah	\$ 1,406.00		\$ -
Interlocal: Joint Construction Code	\$ -		\$ 50,000.00
Recycling Tonnage Grant	\$ -		\$ 20,723.28
Neighborhood Preservation Grant	\$ -		\$ 125,000.00
Municipal Alliance Grant	\$ -		\$ 3,500.00
Matching Funds for Grants	\$ -		\$ 1,000.00
Interest on Bonds	\$ -		\$ (620.00)
Interest on Notes	\$ -		\$ 80,869.77
Green Trust Loan-Principal & Interest	\$ -		\$ (0.01)
Totals for Current Fund	\$ 2,587,756.00		\$ 2,766,473.04

3. There is hereby appropriated pursuant to the condition of said local budget law relating to temporary budgets, the sum of Two Million Ninety-Nine Thousand Four Hundred and no/100 Dollars (\$2,099,400.00) to meet and pay the operating expenditures of the Water and Sewer Consolidated Utility of the City of Woodbury as follows:

Utility Operating: Salaries and Wages			\$ 340,000.00
Utility Operating: Other Expenses			\$ 706,110.07
Payments to Gloucester County Utilities Authority			\$ 895,000.00
Capital Outlay			\$ 25,000.00
Interest on Bonds			\$ 45,400.00
Interest on Notes			\$ 46,286.56
NJEIT Infrastructure Loan Principal			\$ (396.63)
NJEIT Infrastructure Loan Interest			\$ 7,000.00
Social Security System			\$ 29,000.00
Unemployment Compensation			\$ 5,000.00

Defined Contribution Retirement Plan			\$ 1,000.00
Total for Water and Sewer Consolidated Utility			\$ 2,099,400.00

4. The amount of emergency temporary appropriations made here shall be included under the correct account finally adopted for the fiscal year 2021, pursuant to Section 40A: 4-20 of the Revised Statutes, unless directed otherwise by the governing body.

This resolution shall take effect immediately.

ADOPTED, at a meeting of the Mayor and City Council of the City of Woodbury on July 14, 2021.

PHILIP D. HAGERTY
President of Council

ATTEST: _____
KAY L. CRAWFORD
Deputy City Clerk

Council Member	Ayes	Nays	Abstain	Absent
Councilwoman Carter				
Councilman Fleming				
Councilman Merinuk				
Councilwoman Miller				
Councilman Miller				
Councilwoman Moore				
Councilwoman O'Connor				
Councilwoman Parker				
Council President Hagerty				
Mayor Sickel				

CERTIFICATION

I, Kay L. Crawford 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 14, 2021** at the Municipal Building, 33 Delaware Street, Woodbury, New Jersey 08096.

Kay L. Crawford, Deputy City Clerk

RESOLUTION NO. 21-106

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WOODBURY
AUTHORIZING THE EXECUTION OF A CONTRACT RENEWING MEMBERSHIP IN
THE GLOUCESTER, SALEM, CUMBERLAND COUNTIES MUNICIPAL JOINT
INSURANCE FUND**

WHEREAS, the City of Woodbury (hereinafter the "MUNICIPALITY") is a member of the Gloucester, Salem, Cumberland Counties Municipal Joint Insurance Fund (hereinafter the "FUND"); and

WHEREAS, the MUNICIPALITY'S membership terminates as of January 1, 2022 unless earlier renewed by a Contract between the MUNICIPALITY and the FUND; and

WHEREAS, N.J.S.A. 40A:11-5 (1) (m) provides that a Contract which exceeds the bid threshold may be negotiated and awarded by the governing body without public advertising for bids and bidding therefor, if the subject matter is for the purchase of insurance coverage and consultant services, provided that the award is in accordance with the requirements for extraordinary unspecifiable services; and

WHEREAS, N.J.S.A. 40A:11-6.1(b) provides that the MUNICIPALITY shall make a documented effort to secure competitive quotations; however, a Contract may be awarded upon a determination, in writing, that the solicitation of competitive quotations is impracticable; and

WHEREAS, in accordance with N.J.A.C. 5:34-2.3, a designated official of the MUNICIPALITY, has filed a certificate with the governing body describing in detail, as set forth below in this Resolution, why this Contract meets the provisions of the statutes and the regulations and why the solicitation of competitive quotations is impracticable; and

WHEREAS, it has been determined that the purchase of insurance coverage and insurance consultant services by the MUNICIPALITY requires a unique knowledge and understanding of the municipal exposures and risks associated with the operation of a municipal entity, and many insurance professionals are not qualified to assess these risks and exposures based upon their inherent complexity; and

WHEREAS, insurance coverage for municipal entities can vary greatly in the type, limits, and exceptions to coverage, and therefore particularized expertise in determining and obtaining the appropriate coverage is required to protect the MUNICIPALITY; and

WHEREAS, it is the goal of the MUNICIPALITY to obtain a single integrated program to provide all types of insurance coverage with a plan to limit the MUNICIPALITIES exposure; and

WHEREAS, the FUND has provided comprehensive insurance coverage to member municipalities since 1991; and

WHEREAS, since 1991, the Fund has continually refined all of the types of coverage that it provides to its members so that it offers comprehensive insurance coverage and limits to all members that is unique and cannot be purchased from a single entity in the commercial insurance market; and

WHEREAS, the FUND has also developed and made available to its members Safety, Risk Management and Litigation Management programs that address the specific exposures and risks associated with municipal entities; and

WHEREAS, the FUND provides the MUNICIPALITY with Fund Administration, Claims Review, Claims Processing, Claims Administration, Actuarial and Legal services; and

WHEREAS, the FUND is one of the most financially sound Municipal Joint Insurance Funds in New Jersey, and the FUND operates with strong fiscal controls, member oversight, and meets all of the requirements promulgated by the New Jersey Department of Community Affairs and the Department of Banking and Insurance; and

WHEREAS, as an existing member of the FUND, the MUNICIPALITY would be renewing its membership in an organization with experienced and dedicated FUND Professionals who provide specialized services to the members; and

WHEREAS, the membership of the FUND includes many neighboring municipalities that have uniquely similar exposures to the MUNICIPALITY, and with whom the MUNICIPALITY has existing inter-local arrangements; and

WHEREAS, all of the aforementioned factors categorize the award of this Contract as an “extraordinary, unspecifiable service” that cannot be duplicated, accounted for, accurately detailed, or described in a manner that truly depicts the value of the MUNICIPALITY’S membership in the FUND; and

WHEREAS, for all of the aforementioned reasons, it is impracticable for the MUNICIPALITY to seek competitive quotations for a Contract to provide the procurement of insurance coverage and consultant services; and

WHEREAS, the FUND has been organized pursuant to N.J.S.A. 40A:10-36 et seq., and as such is an agency of the municipalities that created it; and

WHEREAS, N.J.S.A. 40A:11-5(2) also provides that a Contract which exceeds the bid threshold may be negotiated and awarded by the governing body without public advertising for bids and bidding therefor, if the Contract is entered into with a municipality or any board, body, officer, agency or authority thereof; and

WHEREAS, the FUND meets the definition of an agency as set forth in N.J.S.A. 40A:11-5(2); and

WHEREAS, for all of the aforementioned reasons, the MUNICIPALITY desires to enter into a Contract to renew its membership with the FUND for a period of three (3) years, for insurance coverage and consultant services, as an exception to the public bidding requirements of the Local Public Contracts Law.

NOW, THEREFORE, BE IT RESOLVED be it resolved by the governing body of the MUNICIPALITY as follows:

1. The MUNICIPALITY agrees to renew its membership in the FUND and to be subject to the Bylaws, Rules and Regulations, coverages, and operating procedures thereof as presently existing or as modified from time to time by lawful act of the FUND.

2. The Mayor and Clerk of the MUNICIPALITY shall be and hereby are authorized to execute the "Contract to Renew Membership" annexed hereto and made a part hereof and to deliver same to the FUND evidencing the MUNICIPALITY'S renewal of its membership.
3. In accordance with N.J.A.C. 5:34-2.3, the certificate of a designated official of the MUNICIPALITY, which details why the solicitation of competitive quotations is impracticable, is attached hereto and made a part of this Resolution.
4. The Clerk of the MUNICIPALITY is authorized and directed to place a notice of the adoption of this Resolution and the award of this Contract in the official newspaper of the MUNICIPALITY.

ADOPTED, at a meeting of the Mayor and City Council of the City of Woodbury on July 14, 2021.

PHILIP D. HAGERTY
President of Council

ATTEST: _____
KAY L. CRAWFORD
Deputy City Clerk

Council Member	Ayes	Nays	Abstain	Absent
Councilwoman Carter				
Councilman Fleming				
Councilman Merinuk				
Councilwoman Miller				
Councilman Miller				
Councilwoman Moore				
Councilwoman O'Connor				
Councilwoman Parker				
Council President Hagerty				
Mayor Sickel				

CERTIFICATION

I, Kay L. Crawford 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 14, 2021** at the Municipal Building, 33 Delaware Street, Woodbury, New Jersey 08096.

Kay L. Crawford, Deputy City Clerk