

City of Woodbury
City Council Meeting Agenda
March 9, 2022
33 Delaware Street, Woodbury, NJ 08096
6:30 p.m.

Pledge of Allegiance

Moment of Silent Reflection

Reading of the Open Public Meeting Statement

Roll Call

Presentations and Discussions

Woodbury City Police Department 4th NJSACOP Re-Accreditation Certification, *New Jersey State Association of Chiefs of Police - Accreditation Commission Program Director – Harry Delgado*

RESOLUTION NO. 22-63 RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WOODBURY AUTHORIZING PROMOTION OF BRIAN BOUCHER FROM SERGEANT TO PATROL LIEUTENANT IN THE WOODBURY CITY POLICE DEPARTMENT

RESOLUTION NO. 22-64 RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WOODBURY AUTHORIZING PROMOTION OF NICHOLAS CACCIOLA FROM DETECTIVE TO CORPORAL OF POLICE IN THE WOODBURY CITY POLICE DEPARTMENT

Approval of the Minutes

- November 23, 2021

Open to the Public for Agenda Items

Ordinances

ORDINANCE NO. 2355-22 AN ORDINANCE AMENDING CHAPTER 30, HUMAN RIGHTS COMMISSION AND ANTI-DISCRIMINATION POLICY OF THE CODE BOOK OF THE CITY
Second Reading

ORDINANCE NO. 2356-22 AN ORDINANCE OF THE CITY OF WOODBURY ESTABLISHING THE DEFENSE AND INDEMNIFICATION OF PUBLIC OFFICIALS, OFFICERS AND EMPLOYEES OF THE CITY OF WOODBURY
Second Reading

ORDINANCE NO. 2357-22 AN ORDINANCE AUTHORIZING THE PURCHASE OF PROPERTY KNOWN AS BLOCK 00075, LOT 00032 A/K/A 35-37 W. CENTRE STREET ON THE OFFICIAL TAX MAP OF THE CITY OF WOODBURY, COUNTY OF GLOUCESTER, STATE OF NEW JERSEY

Second Reading

ORDINANCE NO. 2358-22 AN ORDINANCE AMENDING CHAPTER 136, PARKS AND RECREATION AREAS, OF THE CODE BOOK OF THE CITY OF WOODBURY

First Reading

ORDINANCE NO. 2359-22 CALENDAR YEAR 2022 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)

First Reading

Resolutions

CONSENT AGENDA

RESOLUTION NO. 22-65 RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WOODBURY AUTHORIZING THE MAYOR AND ADMINISTRATOR TO EXECUTE A FIVE-YEAR LEASE AGREEMENT WITH WOODBURY COMMUNITY GARDENS ASSOCIATION OF NJ, A NEW JERSEY NON-PROFIT CORPORATION FOR THE PURPOSE OF CONDUCTING THE WOODBURY COMMUNITY GARDEN

RESOLUTION NO. 22-66 RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WOODBURY AUTHORIZING THE REIMBURSEMENT OF A TAX OVERPAYMENT BLOCK 130 LOT 2 114 EDITH AVE GANDHI, PRANAV

RESOLUTION NO. 22-67 RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WOODBURY IN SUPPORT OF THE CAMDEN-GLASSBORO LINE (GCL

RESOLUTION NO. 22-68 RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WOODBURY ESTABLISHING A WOODBURY CANNABIS LICENSE APPLICATION EVALUATION COMMITTEE

END CONSENT AGENDA

Reports:

- **Woodbury City Police Department 2022 Proposed Budget, Chief Tom Ryan**
- **Committee Reports**
- **Report of the Mayor**
- **Report of the City Clerk**
- **Department Announcements**

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.

RESOLUTION NO. 22-63

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WOODBURY
AUTHORIZING PROMOTION OF BRIAN BOUCHER FROM SERGEANT TO
PATROL LIEUTENANT IN THE WOODBURY CITY POLICE DEPARTMENT**

WHEREAS, there is currently an opening for the position of Patrol Lieutenant in the City of Woodbury Police Department; and

WHEREAS, the Chief of Police of the City of Woodbury has recommended the promotion of Sergeant Brian Boucher, who is qualified and has demonstrated the requisite character and aptitude for the position; and

WHEREAS, the Mayor and Council of the City of Woodbury concur with the Police Chief's recommendation.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Woodbury, that Brian Boucher is hereby promoted from the position of Sergeant to the position of Police Lieutenant.

ADOPTED at the regular meeting of the Mayor and City Council of the City of Woodbury held on March 9, 2022.

CITY OF WOODBURY

By: _____

**REED A. MERINUK,
President of Council**

ATTEST:

CASSIDY L. SWANSON,
Acting City Clerk

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

CERTIFICATION

I, Cassidy L. Swanson 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 **March 9, 2022** at City Hall 33 Delaware Street, Woodbury, New Jersey 08096.

Cassidy L. Swanson,
Acting City Clerk

RESOLUTION NO. 22-64

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WOODBURY
AUTHORIZING PROMOTION OF NICHOLAS CACCIOLA FROM DETECTIVE TO
CORPORAL OF POLICE IN THE WOODBURY CITY POLICE DEPARTMENT**

WHEREAS, there is currently an opening for the position of Corporal of Police in the City of Woodbury Police Department; and

WHEREAS, the Chief of Police of the City of Woodbury has recommended the promotion of Detective Nicholas Cacciola, who is qualified and has demonstrated the requisite character and aptitude for the position; and

WHEREAS, the Mayor and Council of the City of Woodbury concur with the Police Chief's recommendation.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Woodbury, that Nicholas Cacciola is hereby promoted from the position of Detective to the position of Corporal of Police.

ADOPTED at the regular meeting of the Mayor and City Council of the City of Woodbury held on March 9, 2022.

CITY OF WOODBURY

By: _____

**REED A. MERINUK,
President of Council**

ATTEST:

CASSIDY L. SWANSON,
Acting City Clerk

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

CERTIFICATION

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Cassidy L. Swanson,
Acting City Clerk

CITY OF WOODBURY, NEW JERSEY

ORDINANCE NO. 2355-22

**AN ORDINANCE 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: _____
REED A. MERINUK,
President of Council

ATTEST:

Cassidy L. Swanson,
Acting City Clerk

APPROVED:

By: _____
PEG SICKEL,
Mayor

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

CERTIFICATION OF INTRODUCTION

I, Cassidy L. Swanson hereby certify that the foregoing Ordinance 2355-22 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 **February 23, 2022** at City Hall 33 Delaware Street, Woodbury, New Jersey 08096.

Cassidy L. Swanson,
Acting City Clerk

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

CERTIFICATION OF ADOPTION

I, Cassidy L. Swanson hereby certify that the foregoing Ordinance 2355-22 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 **March 9, 2022** at City Hall 33 Delaware Street, Woodbury, New Jersey 08096.

Cassidy L. Swanson,
Acting City Clerk

ORDINANCE NO. 2356-22

AN ORDINANCE OF THE CITY OF WOODBURY ESTABLISHING THE DEFENSE AND INDEMNIFICATION OF PUBLIC OFFICIALS, OFFICERS AND EMPLOYEES OF THE CITY OF WOODBURY

WHEREAS, the City Council of the City of Woodbury proposes to establish legislation to provide for the defense of actions against and the indemnification of public officials, officers and employees for civil actions as permitted by N.J.S.A. 59:10-1 et seq., and as further permitted by this Ordinance.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WOODBURY, COUNTY OF GLOUCESTER, STATE OF NEW JERSEY AS FOLLOWS:

SECTION 1. Statutory Authority.

Pursuant to N.J.S.A. 59:10-1 et seq., indemnification is provided for defense costs and payment of a judgment rendered against a municipal/state employee for actions or failures to act while in the scope of his/her employment. Pursuant to N.J.S.A. 5:10-4, local public entities are empowered to indemnify local public employees and officials consistent with the provisions of the New Jersey Tort Claims Act. The City Council deems it in the best interest of the city to indemnify city officials, officers and employees consistent with the New Jersey Tort Claims Act.

SECTION 2. Definitions.

For the purpose of this chapter, unless the context clearly indicates a different meaning, the following words and phrases shall have the meanings set forth:

INSURANCE

Coverage afforded by insurance policies of any and every kind, whether the premium be paid by the City, the municipal official or someone on his behalf, including, without limitation, coverage provided by and through the Joint Insurance Fund (JIF) and/or the Municipal Excess Liability (MEL) Policies.

OFFICIAL, OFFICER OR EMPLOYEE

Any person, presently or in the future, elected or appointed to any public office, board or commission of the City of Woodbury, whether full- or part-time, whether or not compensated for the appointed or elected position. It shall include all other boards, commissions and authorities which are subdivisions of municipal government. It shall also mean any person employed or retained by the City for any office, commission or board thereof, whether or not said person serves in a paid or unpaid capacity; provided, however, that the terms do not include independent contractors employed by the City.

SECTION 3. Intent and Purpose.

It is the intent and purpose of this chapter to provide for the defense of actions against and the indemnification of public officials, officers and employees for civil actions as permitted by N.J.S.A. 59:10-1 et seq., as permitted by this chapter. This chapter shall be liberally construed to provide the fullest defense and indemnification allowed by law.

SECTION 4. Indemnification for Civil Claims.

Whenever an official, officer or employee of the City of Woodbury is a named defendant in any civil action or civil legal proceeding arising out of or incidental to the performance of his or her duties as an official, officer or employee of the City, the City shall provide the official, officer or employee with the necessary and reasonable defense and shall hold such official, officer or employee harmless and indemnify him or her from the payment of any settlement or judgment resulting from the proceedings, except as otherwise set forth in this chapter. The City shall indemnify officials, officers and employees from all civil claims, including defense costs, if any only if the person establishes that the act or omission upon which the claim or judgment was based occurred within the scope of his or her employment as an official, officer or employee of the City and the person establishes that he or she did not act or failed to act because of actual fraud, actual malice or willful conduct. The following sets forth situations in which the city shall not have a duty to defend or indemnify.

- A. Where the action has been brought by the municipality, itself or any board, commission or authority established as a subdivision of municipal government against said official, officer or employee.
- B. Where the official, officer or employee has been specifically found by a court or other competent tribunal in the proceedings to have acted with actual fraud, actual malice or willful misconduct or to have acted or failed to act within the scope of employment.
- C. Where the official, officer or employee is found to have violated any code of ethics existing by and pursuant to the Laws of the State of New Jersey.

SECTION 5. Criminal Actions.

Wherever an official, officer or employee of the City of Woodbury is a defendant in any criminal action or legal proceeding arising out of or incidental to the performance of his or her duties and in the event that said action or legal proceeding is dismissed or finally determined in favor of the official, officer or employee, he or she shall be entitled to be reimbursed for the reasonable defense costs. This shall only include any criminal action instituted against an official, officer or employee based upon an act or omission of that official, officer or employee arising out of and directly related to the lawful exercise of his or her official duty or under color of his authority and that action is dismissed or results in a final disposition in favor of that official, officer or employee.

SECTION 6. Limitations.

The provisions of a defense and indemnification, as set forth in the above sections of this Ordinance, shall justifiably be refused by the municipality if it is the determination of the governing body that:

- A. The act or omission alleged was not within the scope of the person's employment or official duties;
- B. The act of failure to act alleged was because of actual fraud, willful misconduct or actual malice or intentional wrongdoing;
- C. There exists policies of insurance, either obtained by the City or by any other, by virtue of which the official, officer or employee is entitled to a defense of the action in question from any insurer, including coverage pursuant to the JIF or MEL;
- D. It is not deemed appropriate by the City Council pursuant to N.J.S.A. 59:10-1 et seq.;
- E. The public official, officer or employee has failed to cooperate fully with the defense provided by the municipality;
- F. Where the legal proceeding involves questions concerning election laws;
- G. The official, officer or employee fails to notify the City in a prompt manner and as soon as possible as to any action threatened against him or her; or
- H. The suit or claims assert a right for punitive damages.

SECTION 7. Procedure for Claims; Method of Providing Defense.

- A. The City may provide any defense required of it pursuant to the within Ordinance through an attorney from its own staff or by employing other counsel selected by the City. It shall be the City's sole option to select counsel and wherever permissible by law and/or canons of professional ethics controlling attorney's practice of law, the City may assume exclusive control of the representation of said official, officer or employee.
- B. A municipal official, officer or employee shall not be entitled to indemnification or reimbursement pursuant to this chapter unless within 15 calendar days of the time he is served with a summons, complaint, process

notice, demand or other pleading he delivered the original or a copy thereof to the City Clerk with a request to defend and indemnify. The municipal official, officer or employee shall be obligated to cooperate to the fullest extent possible with the City in the conduct of the defense. Wherever competent and disinterested legal counsel is available to the City through any insurance coverage, the municipal official, officer or employee shall be obligated to be represented by such counsel. If the City wishes to use the City Municipal Attorney or the attorney for any board or committee of the City to defend the claim, the municipal official, officer or employee shall be obligated to be represented by that attorney unless there is a conflict of interest. The refusal of the municipal official, officer or employee to cooperate with the City shall terminate the City's obligation to provide a defense and/or indemnify or to otherwise reimburse any municipal official, officer or employee.

SECTION 8. Approval of Settlements.

If the legal proceeding is terminated by an agreement among the parties, then the City shall not be obligated to reimburse the municipal official, officer or employee unless the City, by and through the governing body and/or by court order, approves the settlement agreement.

SECTION 9. Counsel Fees and Costs of Litigation.

Counsel fees to be paid to outside counsel, other than the Municipal Solicitor or the solicitor for any board or commission, for services rendered in connection with a claim subject to this chapter, shall be reasonable and shall be established by the City council through resolution prior to the retention of such counsel. The City may reimburse a municipal official, officer or employee for a portion of any expense incurred prior to the final decision in the legal proceeding at the City's sole discretion. The City shall be entitled to wait for a final determination before making a determination to reimburse defense costs and/or honor indemnity.

SECTION 10. Precedence of Other Statutes.

To the extent that N.J.S.A. 40A:14-155 provided broader indemnification to members of the municipality's Police Department, that statute shall supersede the provisions of this chapter.

SECTION 11. Counterclaims or Affirmative Causes of Action.

If the municipal official, officer or employee files a counteraction, counterclaim or asserts any affirmative claims in the legal proceeding, the municipality shall not be

obligated to reimburse him for any attorney's fees or costs attributed to said counteraction, counterclaim or affirmative cause of action.

SECTION 12. Commission of Crimes.

Nothing in this Ordinance shall authorize or require the City to pay for punitive or exemplary damages or damages resulting from the commission of a crime.

SECTION 13. When Effective; Effect on Prior Actions.

This Ordinance shall take effect upon final passage and publication according to law, and it shall apply to any and all claims and suits filed or brought after the effective date of this chapter whether or not said claim or suit relates to conduct or omissions occurring before the effective date of this chapter.

SECTION 14. Incorporation by Reference.

The "whereas" clauses are incorporated herein by reference.

SECTION 15. Any and all ordinances or parts thereof in conflict or inconsistent with this Ordinance are hereby repealed, but only to the extent of such conflict or inconsistency, it being the legislative intent that all such ordinances or part of ordinances now existing or in effect unless the same are in conflict or inconsistent with any provision of this Ordinance shall remain in effect.

SECTION 16. The provisions of this Ordinance are declared to be severable and if any section, subsection, sentence, clause or phrase thereof for any reason be held to be invalid or unconstitutional by a court of competent jurisdiction, such decision shall not affect the validity of the remaining sections, subsections, sentences, clauses and phrases of this Ordinance, but shall remain in effect; it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

SECTION 17. This Ordinance shall take effect upon passage and publication as provided by law.

CITY OF WOODBURY

By: _____
REED A. MERINUK,
President of Council

ATTEST:

CASSIDY L. SWANSON,
Acting City Clerk

APPROVED:

By: _____
PEG SICKEL,
Mayor

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

CERTIFICATION OF INTRODUCTION

I, Cassidy Swanson hereby certify that the foregoing Ordinance 2356-22 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 **February 23, 2022** at City Hall 33 Delaware Street, Woodbury, New Jersey 08096.

Cassidy L. Swanson,
Acting City Clerk

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

CERTIFICATION OF ADOPTION

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Cassidy L. Swanson,
Acting City Clerk

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CITY OF WOODBURY, NEW JERSEY

ORDINANCE NO. 2357-22

**AN ORDINANCE AUTHORIZING THE PURCHASE OF
PROPERTY KNOWN AS BLOCK 00075, LOT 00032 A/K/A 35-37 W. CENTRE
STREET ON THE OFFICIAL TAX MAP OF THE CITY OF WOODBURY,
COUNTY OF GLOUCESTER, STATE OF NEW JERSEY**

WHEREAS, there is a need to obtain certain property within the City of Woodbury, more particularly described as Block 00075, Lot 00032 a/k/a 35-37 W. Centre Street on the Official Tax Map of the City of Woodbury; and

WHEREAS, this property is intended as a part of the City's redevelopment plan; and

WHEREAS, this property is presently owned by Gantz Holdings LLC (hereinafter referred to as "Owners"); and

WHEREAS, the Owners have agreed to sell the property to the City of Woodbury for \$78,000.00 under a Contract for the Sale of Real Estate attached hereto and incorporated herein as Exhibit "A", said Contract being on file and is available for inspection by the public in the Office of the City Clerk;

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

1. The Mayor and/or Council President and Acting City Clerk are hereby authorized to execute the Contract for the Sale of Real Estate attached hereto as Exhibit "A" and to pay the sum of Seventy Eight Thousand (\$78,000.00) Dollars plus costs for the purchase of Block 00075, Lot 00032 a/k/a 35-37 W. Centre Street, Woodbury, New Jersey.

2. The Mayor and/or Council President and Acting City Clerk are further authorized to execute such documents as are approved by the City Solicitor in order to complete acquisition of the above parcel and to obtain title insurance for said property.

3. Exhibit "A" shall remain on file in the City Clerk's Office and may be viewed during regular business hours.

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: _____
REED A. MERINUK,
President of Council

ATTEST:

CASSIDY L. SWANSON,
Acting City Clerk

APPROVED:

By: _____
PEG SICKEL,
Mayor

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

CERTIFICATION OF INTRODUCTION

I, Cassidy L. Swanson hereby certify that the foregoing Ordinance 2357-22 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 **February 23, 2022** at City Hall 33 Delaware Street, Woodbury, New Jersey 08096.

Cassidy L. Swanson,
Acting City Clerk

Council Member	Ayes	Nays	Abstain	Absent
Councilwoman Carter				
Councilman Fleming				
Councilman Hagerty				
Councilwoman Harwell				
Councilwoman Miller				
Councilman Miller				
Councilwoman O'Connor				
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Mayor Sickel				

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Cassidy L. Swanson,
Acting City Clerk

CITY OF WOODBURY, NEW JERSEY

ORDINANCE NO. 2358-22

**AN ORDINANCE AMENDING CHAPTER 136, PARKS AND RECREATION AREAS, 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 that Chapter 136, Parks and Recreation, of the Code Book of the City of Woodbury is hereby amended as follows:

Section 1. Chapter 136, Parks and Recreation Areas, Section 136-4, Permits for special events, is hereby amended by adding a new subsection (E) to read as follows:

E. The attached Special Events Application is hereby adopted by the City of Woodbury and incorporated herein.

Section 2. Chapter 136, Parks and Recreation Areas, Section 136-4, Permits of special Events, is hereby amended to add a new Subsection (F) to be entitled, Fees, and to read as follows:

F. Fees. An Applicant seeking a Special Events Permit will be required, if applicable, to pay the City of Woodbury the following fees:

1. Trash Removal. A trash Removal plan, including any required trash receptacles needed for the event, must be submitted to the City Clerk at the time of application. Where the City determines that a dumpster is necessary to accommodate trash removal, Applicant shall be responsible to pay a fee of \$350.00 per dumpster which fee must be paid before this Special Event Permit is to be issued.
2. Public Works Deposit. Applicant is to provide a Public Works Deposit in an amount determined by the City Administrator at the time of application. If City of Woodbury Public Works Department employees are required to prepare the site of the event and/or restore the public property to its pre-event state, the labor cost shall be deducted from the deposit. When the public property is restored to its pre-event condition the remainder of the Deposit, if any, shall be refunded to the Applicant. If Public Works costs exceed the deposit amount, Applicant shall be billed for the additional labor and/or materials expended by the City and payment to be made within fourteen (14) days.
3. Police Services. Where the City deems Police Officer(s) presence is necessary as a condition of issuing a Special Event Permit, Applicant

shall be assessed costs payable to the City for police services per the fee schedule attached hereto.

4. Fee Schedule. The attached form and fee schedule for use of public property and City facilities is hereby adopted by the City Council of the City of Woodbury.

Section 3. Chapter 136, Parks and Recreation Areas, is hereby amended by adding a new Subsection (G) to be entitled, Revocation, and to read as follows:

G. Revocation. The City reserved the right to immediately revoke or rescind any Special Event Permit upon the Applicant's failure to meet the requirements of this Chapter or any instructions provided by the City as a condition of approval.

Section 4. Repealer: All Ordinances or parts of Ordinances inconsistent with this Ordinance are hereby repealed to the extent of such inconsistencies.

Section 5. 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: _____
REED A. MERINUK,
President of Council

ATTEST:

CASSIDY L. SWANSON,
Acting City Clerk

APPROVED:

By: _____
PEG SICKEL,
Mayor

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

CERTIFICATION OF INTRODUCTION

I, Cassidy L. Swanson hereby certify that the foregoing Ordinance 2358-22 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 **March 9, 2022** at City Hall 33 Delaware Street, Woodbury, New Jersey 08096.

Cassidy L. Swanson,
Acting City Clerk

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

CERTIFICATION OF ADOPTION

I, Cassidy L. Swanson hereby certify that the foregoing Ordinance 2358-22 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 **March 23, 2022** at City Hall 33 Delaware Street, Woodbury, New Jersey 08096.

Cassidy L. Swanson,
Acting City Clerk

ORDINANCE 2359-22

CALENDAR YEAR 2022

**ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS
AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A: 4-45.14)**

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Mayor and members of City Council of the City of Woodbury in the County of Gloucester finds it advisable and necessary to increase its CY 2022 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Mayor and members of City Council hereby determines that a 1.0% increase in the budget for said year, amounting to \$114,703.96 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS, the Mayor and members of City Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the Mayor and members of City Council of the City of Woodbury, in the County of Gloucester, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2022 budget year, the final appropriations of the City of Woodbury shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5%, amounting to \$401,463.86, and that the CY 2022 municipal budget for the City of Woodbury be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

CITY OF WOODBURY

By: _____

REED A. MERINUK,
President of Council

ATTEST:

CASSIDY L. SWANSON,
Acting City Clerk

Approved:

PEG SICKEL,
Mayor

Date introduced: _____

Date advertised: _____

Date adopted: _____

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

CERTIFICATION OF INTRODUCTION

I, Cassidy L. Swanson, hereby certify that the foregoing Ordinance 2359-22 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 **March 9, 2022** at City Hall 33 Delaware Street, Woodbury, New Jersey 08096.

Cassidy L. Swanson,
Acting City Clerk

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

CERTIFICATION OF ADOPTION

I, Cassidy L. Swanson, hereby certify that the foregoing Ordinance 2359-22 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 **March 23, 2022** at City Hall 33 Delaware Street, Woodbury, New Jersey 08096.

Cassidy L. Swanson,
Acting City Clerk

RESOLUTION NO. 22-65

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WOODBURY
AUTHORIZING THE MAYOR AND ADMINISTRATOR TO EXECUTE A FIVE-
YEAR LEASE AGREEMENT WITH WOODBURY COMMUNITY GARDENS
ASSOCIATION OF NJ, A NEW JERSEY NON-PROFIT CORPORATION FOR
THE PURPOSE OF CONDUCTING THE WOODBURY COMMUNITY GARDEN**

WHEREAS, the City of Woodbury has made available for a number of years, land located at Stewart Lake Park, at or near the City of Woodbury's Water Treatment Plant, for use as a community garden for citizens in the area; and

WHEREAS, this Woodbury Community Garden has proven to be a substantial benefit to the citizens of the City of Woodbury in providing education, in the form of public lectures and programs, with respect to gardening, particularly in the area of organic and sustainable gardening techniques; and

WHEREAS, the City of Woodbury wishes to continue the success of the Woodbury Community Garden, while formally setting forth the obligations and responsibilities of the various parties involved with respect to the use of City property; and

WHEREAS, N.J.S.A. 40A:12-150 permits a municipality to enter into a lease agreement for the cultivation or use of vacant lots for gardening or recreational purposes; and

WHEREAS, in order to achieve the above goals the parties have agreed to enter into a lease with respect to the use of the City property in question.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Woodbury, that the Mayor and Administrator are hereby authorized to execute a Five-Year Lease Agreement with Woodbury Community Gardens Association of NJ, a New Jersey Non-Profit Corporation, for the purpose of conducting the Woodbury Community Garden.

ADOPTED at a regular meeting of the Mayor and City Council of the City of Woodbury on February 23, 2022.

CITY OF WOODBURY

REED A. MERINUK,
President of Council

ATTEST:_____
CASSIDY L. SWANSON,
Acting City Clerk

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

CERTIFICATION

I, Cassidy L. Swanson 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 **March 9, 2022** at the Municipal Building, 33 Delaware Street, Woodbury, New Jersey 08096.

Cassidy L. Swanson
Acting City Clerk

RESOLUTION NO. 22-66

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WOODBURY
AUTHORIZING THE REIMBURSEMENT OF A TAX OVERPAYMENT
BLOCK 130 LOT 2 114 EDITH AVE GANDHI, PRANAV**

WHEREAS; the property owner made an overpayment of \$1337.03 on January 31, 2022 for a payment on the 1st qt 2022 tax; AND

WHEREAS, the owner asked to have such overpayment refunded.

**GANDHI, PRANAV
272 DUNNS MILL RD
SUITE 277
BORDENTOWN, NJ 08505
For: overpayment of tax**

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Woodbury, that the Tax & Utility Collector is hereby authorized to reimburse the overpayment as stated.

ADOPTED, at a meeting of the Mayor and City Council of the City of Woodbury on March 9, 2022

CITY OF WOODBURY

**REED A. MERINUK,
President of Council**

ATTEST: _____
**CASSIDY L. SWANSON,
Acting City Clerk**

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

CERTIFICATION

I, Cassidy L. Swanson 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 **March 9, 2022** at the Municipal Building, 33 Delaware Street, Woodbury, New Jersey 08096.

Cassidy L. Swanson
Acting City Clerk

RESOLUTION NO. 22-67

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WOODBURY IN
SUPPORT OF THE CAMDEN-GLASSBORO LINE (GCL)**

WHEREAS, the Glassboro-Camden Line (GCL) is a proposed passenger rail line that would span from Camden to Glassboro with stops throughout the Southern New Jersey area; and

WHEREAS, there are two (2) proposed rail stops to be located in the City of Woodbury; and

WHEREAS, the GCL project is currently in the preliminary engineering phase; and

WHEREAS, upon completion of the engineering phase, the GCL timeline is for construction to be completed and the line ready for operation some time toward the end of 2027-2028; and

WHEREAS, the GCL project will provide an opportunity for people to connect throughout the Philadelphia Metropolitan area as well as throughout the corridor along the Camden-Glassboro line; and

WHEREAS, based upon the two (2) proposed rail stops in the City of Woodbury along the GCL line, these rail stops will provide ample opportunities for use by its residents and employees working in the City and surrounding communities; and

WHEREAS, the GCL will have a major impact on the proposed redevelopment projects and existing redevelopment areas adjacent to the GCL line within the City; and

WHEREAS, the GCL is anticipated to have a major impact on the former Inspira Hospital proposed development project by providing improved passenger rail access to the City including the potential for the development of a Transit Village Hub within the immediate area; and

WHEREAS, the GCL would extend job opportunities to businesses located within Woodbury and within the surrounding communities and extend job opportunities by providing available access to the City; and

WHEREAS, the GCL would offer an alternative automobile dependency by restoring past passenger rail service to the City and to the surrounding communities who now have limited public transit options and the GCL would create affordable transit options and reduce the level of congestion on increasingly overburdened roadways such as Evergreen Avenue, Cooper Street and Broad Street; and

WHEREAS, the GCL will help reduce the City's carbon footprint, increase property value for homeowners and increase economic opportunity for businesses and provide a convenient means of transportation for residents, employees and visitors who want easy access to the City including the proposed new state of the art Inspira Hospital Emergency Room facility.

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

1. That the City Council does hereby acknowledge its continued commitment to and their continued support of the completion of the Camden-Glassboro Line, which upon completion, will be an invaluable future asset for the overall planning, development and redevelopment of not only the City of Woodbury but all of the communities along and surrounding the GCL rail line.
2. That a copy of this Resolution be forwarded to the Gloucester County Board of Commissioners, and all members of the adjoining New Jersey Legislative Districts to the GCL and to the Governor's Office.

ADOPTED at a regular meeting of the Mayor and City Council of the City of Woodbury
on March 9, 2022.

CITY OF WOODBURY

REED A. MERINUK,
President of Council

ATTEST: _____
CASSIDY L. SWANSON,
Acting City Clerk

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

CERTIFICATION

I, Cassidy L. Swanson 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 **March 9, 2022** at the Municipal Building, 33 Delaware Street, Woodbury, New Jersey 08096.

Cassidy L. Swanson,
Acting City Clerk

RESOLUTION NO. 22-68

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WOODBURY
ESTABLISHING A WOODBURY CANNABIS LICENSE APPLICATION EVALUATION
COMMITTEE**

WHEREAS, the City of Woodbury adopted Ordinance 2354-22 Establishing a New Chapter for the Licensing, Registration, and Regulation of Cannabis Establishments on February 23, 2022 in order to set forth criteria to evaluate applications for Woodbury Cannabis Licenses; and

WHEREAS, to assist in the evaluation of Woodbury Cannabis License Applications, the City has a need to appoint a Cannabis License Application Evaluation Committee; and

WHEREAS, it shall be the responsibility of this Committee to evaluate complete Cannabis License Applications using the criteria set forth in Ordinance 2354-22.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Woodbury that the Cannabis License Application Evaluation Committee be and is hereby created and that its members shall include the City of Woodbury Administrator, the City of Woodbury Zoning Officer, and the City of Woodbury Chief of Police or his designee.

BE IT FURTHER RESOLVED that the Cannabis License Application Evaluation Committee shall henceforth review all complete Woodbury Cannabis License Applications under the criteria set forth in Ordinance 2354-22 and make recommendations to Council regarding the acceptance or rejection of such applications based on those criteria.

ADOPTED at the regular meeting of the Mayor and City Council of the City of Woodbury held on March 9, 2022.

CITY OF WOODBURY

By: _____

**REED A. MERINUK,
President of Council**

ATTEST:

**CASSIDY L. SWANSON,
Acting City Clerk**

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

CERTIFICATION

I, Cassidy L. Swanson 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 **March 9, 2022** at City Hall 33 Delaware Street, Woodbury, New Jersey 08096.

Cassidy L. Swanson,
Acting City Clerk