

**REGULAR COUNCIL MEETING
BOROUGH OF WOODBURY HEIGHTS
500 ELM AVENUE, WOODBURY HEIGHTS, NJ 08097
JUNE 16, 2010 7:30 P.M.**

Mayor Harry W. Elton, Jr. called the meeting to order with the following note: Adequate notice of this meeting has been provided by adopting a schedule of meetings for 2010 which was faxed and mailed to the Gloucester County Times and Courier Post on January 4, 2010 and posted on the bulletin board in the Municipal Building conforming to the directives of the "Open Public Meetings Act".

Mayor Elton led everyone in the Pledge of Allegiance.

The call of roll showed the following to be present: Councilwoman Susan S. Degnen, Councilman Brett D. Scull, Councilman Harold "Hap" Pye, Councilman, Duane Pheasant, Councilwoman Debra Truhan and Councilman Eshia "Jake" Jacob. Also in attendance were Borough Solicitor Barry Lozuke, Borough Engineer Don Edwards, Sandra Kraus, CMFO and Janet Pizzi, Clerk/Administrator.

A motion to approve the minutes of the Green Acres Public Hearing held on May 19, 2010 was made by Councilman Pheasant and seconded by Councilwoman Truhan. A roll call vote in favor was unanimous. The minutes were approved.

CLERK'S REPORT: For May, 2010, the Borough Clerk reported total receipts in the amount of \$5,066.39. Of this amount, \$5,013.79 was turned over to the Treasurer and \$21.00 was deposited into the Dog Fund.

Mayor Elton opened the public portion of the meeting and upon hearing no question or comment, closed same.

ENGINEER'S REPORT: The Borough Engineer reported on the following items:

1. West Jersey Avenue Reconstruction: Received bids yesterday. Bid prices were excellent. We recommend that the Borough accept both the base bid and alternate, pending the Solicitor's review and recommendation, which would allow the repaving from Holly Avenue to Poplar Avenue.
2. Community Building and Public Works Garage: We opened bids on June 3. Received 11 bids and bids were competitive. Low bid exceeded the budget for this project and our recommendation is to reject all bids and authorize rebidding of the project. The original specifications include certain items that were requested by the Parks and Recreation Commission with the hope that the current economy would keep the prices low and within budget. Our recommendation is that the Borough rebid the Community Building at this time. Subject to receiving bids for your July meeting, we will then address the Public Works Garage with the available bond money.
3. Community Development Block Grant (CDBG) Application: Responded to the County's offer of reduced funding for the Helen Avenue ball fields. Awaiting formal response from the County on the ball field's application and the milling and paving of Lake Avenue from Glassboro Road to Grandview Avenue.
4. College Square (including Penn Medical): Pavement was completed. Work continues on the building and miscellaneous site improvements.
5. Y-Buy Site: Work is almost complete. Need to complete the handicap ramp improvements.
6. Giant Fitness: Curb and sidewalk completed. The parking lot improvements are complete.
7. Capital Bank: Curb installed. The stone sub base for the parking lot also installed. Actively working on the bank building.

SOLICITOR'S REPORT

**ORDINANCES
FIRST READING/INTRODUCTION**

ORDINANCE 16-2010

ORDINANCE AMENDING ORDINANCE 12-2009 OF THE BOROUGH OF WOODBURY HEIGHTS, IN THE COUNTY OF GLOUCESTER, NEW JERSEY

Solicitor Lozuke read Ordinance 16-2010 by title only. A motion to approve this ordinance on first reading was made by Councilman Scull and seconded by Councilman Pheasant. A roll call vote in favor was unanimous. Ordinance 16-2010 was approved on introduction.

RESOLUTIONS

RESOLUTION 57-2010

RESOLUTION AUTHORIZING RECYCLING TONNAGE GRANT APPLICATION TO THE NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION

RESOLUTION 61-2010

RESOLUTION AUTHORIZING AGREEMENT WITH NETCARRIER TELECOM, INC.

RESOLUTION 62-2010

RESOLUTION APPROVING RENEWAL OF PLENARY RETAIL CONSUMPTION LICENSE OF HOLLYWOOD CAFÉ DINER, INC.

RESOLUTION 63-2010

RESOLUTION APPROVING RENEWAL OF PLENARY RETAIL DISTRIBUTION LICENSE OF SAI VINITH, LLC

RESOLUTION 64-2010

RESOLUTION APPROVING RENEWAL OF CLUB LICENSE OF WOODBURY HEIGHTS IMPROVEMENT PROTECTIVE AND FIRE ASSOCIATION

RESOLUTION 65-2010

RESOLUTION AUTHORIZING EMPLOYEE ASSISTANCE SERVICES AGREEMENT FOR THE POLICE DEPARTMENT

RESOLUTION 68-2010

RESOLUTION APPROVING THE EXTENSION OF AN INTERLOCAL SERVICES AGREEMENT AS AMENDED AND NOW KNOWN AS A SHARED SERVICE AGREEMENT BETWEEN BOROUGH OF WOODBURY HEIGHTS AND THE COUNTY OF GLOUCESTER FOR THE PARTICIPATION IN THE CDBG GRANT PROGRAM AND HOME INVESTMENT PARTNERSHIP PROGRAMS FOR FISCAL YEARS 2011-2013, INCLUSIVE

RESOLUTION 69-2010

RESOLUTION AUTHORIZING REDUCTION IN PERFORMANCE SURETY FOR THE GIANT FITNESS CENTER AT BLOCK 41, LOT 5.01

RESOLUTION 71-2010

RESOLUTION AUTHORIZING REFUND OF TAX PAYMENT

RESOLUTION 72-2010

RESOLUTION AUTHORIZING PROFESSIONAL APPRAISAL SERVICES

UPON REQUEST OF COUNCIL, SOLICITOR LOZUKE READ RESOLUTION 57-2010 TO RESOLUTION 72-2010 BY TITLE ONLY. A MOTION TO APPROVE RESOLUTIONS 57-2010 UP TO AND INCLUDING RESOLUTION 72-2010 WAS MADE BY COUNCILMAN PHEASANT AND SECONDED BY COUNCILMAN SCULL. A ROLL CALL VOTE IN FAVOR WAS UNANIMOUS. RESOLUTIONS 57-2010 UP TO AND INCLUDING RESOLUTION 72-2010 WERE APPROVED.

PUBLIC HEARING

2010 AMENDED BUDGET

(RESOLUTION 70-2010 ADOPTED 06-03-2010)

Mayor Elton opened the public hearing for the 2010 Amended Budget. The amended budget included the addition of the Clean Communities and the Click It or Ticket Grant monies. Upon hearing no questions or comments, Mayor Elton closed the public hearing for the 2010 Amended Budget.

**RESOLUTION 73-2010
ADOPTION OF THE 2010 MUNICIPAL BUDGET**

Mayor Elton read Resolution 73-2010 by title only. A motion to approve the adoption of the 2010 Municipal Budget was made by Councilman Scull and seconded by Councilwoman Degnen. A roll call vote in favor was unanimous. Resolution 73-2010 was approved. The 2010 Municipal Budget was adopted.

**RESOLUTION 74-2010
RESOLUTION EXCLUDING PUBLIC PARTICIPATION WITHIN A PORTION OF A MEETING OF MAYOR AND COUNCIL PURSUANT TO NJSA 10:4-12**

Mayor Elton stated the Resolution 74-2010 pertains to a closed session to discuss a personnel matter and pending litigation. Upon request of Mayor Elton, Resolution 74-2010 will be held until the end of the agenda.

**RESOLUTION 75-2010
RESOLUTION AUTHORIZING MAINTENANCE CONTRACT**

Solicitor Lozuke read Resolution 75-2010 by title only. A motion to approve this resolution was made by Councilman Pye and seconded by Councilwoman Truhan. A roll call vote in favor was unanimous. Resolution 75-2010 was approved.

**RESOLUTION 76-2010
RESOLUTION REJECTING BIDS FOR THE COMMUNITY BUILDING AND PUBLIC WORKS GARAGE PROJECT**

Solicitor Lozuke read Resolution 76-2010 by title only. A motion to approve this resolution was made by Councilman Scull and seconded by Councilwoman Degnen. A roll call vote in favor was unanimous. Resolution 76-2010 was approved.

**RESOLUTION 77-2010
RESOLUTION AWARDED CONTRACT FOR THE RECONSTRUCTION OF WEST JERSEY AVENUE PROJECT**

Solicitor Lozuke read Resolution 77-2010 by title only. A motion to approve this resolution was made by Councilman Pheasant and seconded by Councilman Scull. A roll call vote in favor was unanimous. Resolution 77-2010 was approved.

COMMITTEE REPORTS: Upon request of Mayor Elton, all committee reports will be on file in the Clerk's office. Councilman Jacob noted that the Memorial Day Ceremony was very nice with Congressman Andrews and Senator Sweeney in attendance.

BILL LIST: A motion to approve the bill list as presented was made by Councilman Scull and seconded by Councilwoman Truhan. A roll call vote in favor was unanimous. The bill list was approved.

PUBLIC PORTION: Mayor Elton opened the public portion of the meeting for questions or comments and upon hearing none, closed same.

**RESOLUTION 74-2010
RESOLUTION EXCLUDING PUBLIC PARTICIPATION WITHIN A PORTION OF A MEETING OF MAYOR AND COUNCIL PURSUANT TO NJSA 10:4-12**

Solicitor Lozuke read Resolution 74-2010 by title only. A motion to approve this resolution was made by Councilman Scull and seconded by Councilman Pye. A roll call vote in favor was unanimous. Resolution 74-2010 was approved. Pursuant to Resolution 74-2010, at 7:45 p.m., Mayor and Council went into closed session to discuss a personnel matter and pending litigation. At 8:50 p.m., Mayor and Council returned to open session.

A motion to adjourn was made by Councilman Pye and seconded by Councilman Scull. All of Council agreed. The meeting adjourned at 8:50 p.m.

Respectfully submitted,

Janet Pizzi, Clerk/Administrator

