

**REGULAR COUNCIL MEETING
BOROUGH OF WOODBURY HEIGHTS
500 ELM AVENUE, WOODBURY HEIGHTS, NJ 08097
NOVEMBER 22, 2011 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 2011 which was faxed and mailed to the Gloucester County Times and Courier Post on January 4, 2011 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: Councilman William Packer, Councilman Brett 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 William Mesogianes of Sickels and Associates, and Clerk/Administrator Janet Pizzi.

The Borough Clerk reported total receipts in the amount of \$387.88 for the month of October 2011. Of this amount, \$354.68 was turned over to the treasurer and \$7.00 was deposited in the dog fund.

Mayor Elton opened the public portion of the meeting for question or comment.

Beth Lukas, Glassboro Road: Mrs. Lukas asked about the Community Center cost. Mayor Elton replied that the Borough refinanced debt for a longer period at a lower rate. By doing so, the Borough's debt payment, including the cost of the new building, is now lower than prior to the refinance. Mrs. Lukas asked if taxes were going to increase due to the construction of this building. Mayor Elton replied that they would not. Mrs. Lukas asked if we are hiring a new police officer. Councilman Pheasant replied that we are replacing an officer who retired. Mrs. Lukas complained of the speeding on Glassboro Road and asked if the Borough could put an officer on Clearview Avenue.

Ann Smith, Glassboro Road: asked if the Borough is hiring a resource officer for Gateway High School. Councilman Scull responded no, and added that Gateway is putting together a proposal for a resource officer but the officer to be hired by the Borough will not be a Gateway Resource officer. Mayor Elton added that the problem is that we cannot get the other sending districts to contribute toward this position. Mrs. Smith thanked Councilwoman Truhan for her assistance in having the website updated.

Shelly Bronum, Glassboro Road: Mrs. Bronum asked why the trees in front of the lake were cut down. David Baresich, Public Works Superintendent responded that the trees contained large dead branches that were falling. They were a safety hazard. Discussion ensued regarding additional work at the lake. Mayor Elton asked Mrs. Bronum to work with Councilman Jacob's committee. Mayor Elton asked about the status of the aerator installation and asked for follow up. Councilman Packer stated for the record that he did not think that the Lake looked good in July and would vote no to continue with the Lake chemical treatment program.

Upon hearing no additional questions or comments, Mayor Elton closed the public portion of the meeting.

The Borough Engineer reported that his office has recommended a maintenance surety release. The resolution authorizing this release is on the agenda for consideration this evening.

SOLICITOR'S REPORT

**ORDINANCES
FINAL READING/PUBLIC HEARING**

ORDINANCE 18-2011

ORDINANCE ESTABLISHING A COMMUNITY RECREATION CENTER COMMITTEE

The Borough Council of the Borough of Woodbury Heights, with the Mayor concurring, establish a Community Recreation Building Committee to consist of seven (7) members residing within the Borough of Woodbury Heights, such members appointed annually on or after January 1 of each calendar year by the Mayor. The terms of such members shall be for the term of one (1) year.

Solicitor Lozuke read Ordinance 18-2011 by title only. Mayor Elton opened Ordinance 18-2011 to the public for question or comment. Ann Smith, Glassboro Road asked if the members of this committee were members of established Woodbury Heights committees. Mayor Elton responded that he appointed the original members to this committee and they are from various Woodbury Heights committees that would utilize the community center. Upon hearing no additional questions or comments, Mayor Elton closed Ordinance 18-2011 to the public. A motion to approve this ordinance was made by Councilman Scull and seconded by Councilman Pye. A roll call vote in favor was unanimous. Ordinance 18-2011 was approved.

RESOLUTIONS

RESOLUTION 112-2011

RESOLUTION AUTHORIZING RENEWAL OF SUBSCRIPTION FOR SERVICES BY MITCHELL 1

Solicitor Lozuke read Resolution 112-2011 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 112-2011 was approved.

RESOLUTION 113-2011

RESOLUTION AUTHORIZING REFUND OF TAX OVERPAYMENTS FOR BLOCK 50, LOT 10, BLOCK 40.01, LOT 2 AND BLOCK 71, LOT 12

Solicitor Lozuke read Resolution 113-2011 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 113-2011 was approved.

RESOLUTION 114-2011

A RESOLUTION PROVIDING FOR TRANSFERS OF 2011 BUDGET APPROPRIATIONS

Solicitor Lozuke read Resolution 114-2011 by title only. A motion to approve this resolution was made by Councilman Scull and seconded by Councilwoman Truhan. A roll call vote in favor was unanimous. Resolution 114-2011 was approved.

RESOLUTION 115 - 2011

RESOLUTION DIRECTING ESTABLISHMENT OF EMPLOYEE TRUST ACCOUNT(S) FOR ADMINISTRATION OF THE BOROUGH'S FLEXIBLE SPENDING PLAN ADMINISTERED BY AFLAC

Solicitor Lozuke read Resolution 115-2011 by title only. A motion to approve this resolution was made by Councilman Scull and seconded by Councilwoman Truhan. A roll call vote in favor was unanimous. Resolution 115-2011 was approved.

RESOLUTION 116 - 2011

RESOLUTION AUTHORIZING RELEASE OF MAINTENANCE SURETY

Solicitor Lozuke read Resolution 116-2011 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 116-2011 was approved.

COMMITTEE REPORTS

Property and Environmental: Councilman Packer reported that Sickels & Associates checked the municipal building roof and have prepared a scope of work for proposals. Councilman Packer said sound improvements, concrete work and interior paint projects are planned for the community building. Councilman Packer requested that the Borough prepare and adopt the JIF recommended EPL policy to lower the Borough's deductible. The insurance claim for the well incident was approved.

Finance and Administration: Councilman Scull reported that tax sale for unpaid 2010 taxes, water and sewer will be held on November 29 at 9 a.m. Transfers authorized tonight are being taken from the tax collector salary and wage which has an excess of funds due to the retirement of the previous tax collector and the replacement of the position with a part time person. The fire department is receiving part of these funds due to a shortfall in operating expenses. Budget worksheets have been distributed and are due back December 13.

Streets & Roads: Councilman Pye reported that trash will be picked up this week, however, recycling will not be picked up due to the Thanksgiving holiday. Leaf pick up is in progress. A copy of this report will be on file in the Clerk's office.

Public Safety: Councilman Pheasant presented the Police Department report. A copy of this report will be on file in the Clerk's office.

Mayor Elton stated that he has been notified by the Police Department of housing issues in town and asked Councilman Packer, Councilman Scull and Councilman Pheasant to meet with the Police Department and afterwards with each of their committees to handle the issues. Also, Mayor Elton asked Councilman Pheasant and Councilman Pye to meet regarding the speeding issues on both Glassboro Road and Elm Avenue. Councilwoman Truhan requested that all members of Council be notified of any major issues happening in town.

Water & Sewer: Councilwoman Truhan reported that all hydrants have been flushed. A copy of her report will be on file in the Clerk's office.

COMMITTEE REPORTS CONTINUED:

Recreation & Civic: Councilman Jacob reported that a plaque was presented to resident Charles Avitello at the Veterans' Day Ceremony honoring him for being the oldest living veteran with over 25 years of service to the Army, Coast Guard and Merchant Marines. The tree lighting ceremony will be held on December 3. Councilman Packer asked about the Borough's new sign. Councilman Jacob responded that he contacted Capital Bank and it will be up and running soon. Councilman Packer noted that the men's softball team utilizing the Borough fields would not vacate the area in time for the soccer team to prep the field. A fight broke out. Councilman Jacob noted that the police should be contacted immediately if something like this occurs. Mayor Elton asked Councilman Packer to bring this issue to the Athletic Association. Councilman Scull stated that it was an honor to attend the Veterans' Day ceremony this year and hear the letters from the children.

BILL LIST: A motion to approve the bill list including the vouchers on hold which were authorized to be paid by Resolution 114-2011 was made by Councilman Scull and seconded by Councilman Pye. A roll call vote in favor was unanimous. The bill list was approved.

Mayor Elton opened the meeting to the public for questions or comments:

Shelly Bronum, Glassboro Road: Mrs. Bronum asked if Deptford Township police are aware of the speeding on Glassboro Road. Mayor Elton replied that our Police Department will advise them. Mrs. Bronum also noted that Clearview Ave has cars parked on both sides and she cannot get her truck up and down that road. Councilman Pye will look into this.

Beth Lukas, Glassboro Road: Mrs. Lukas asked about use of the community center. Mayor Elton responded that outside organizations using the facility will be charged a fee. A certificate of insurance liability is also required. Mrs. Lukas asked about the town clock. Mayor Elton replied that the Borough has been unable to get replacement parts to repair the clock. Mrs. Lukas asked if the Borough is getting quotes for repair or replacement of the roof. Councilman Packer replied that the Borough has received quotes for both. The Borough Engineer recommends repair of the roof.

Mrs. Lukas asked about the housing problems. Mayor Elton replied that the Borough has rental property problems which need to be addressed. There is an ordinance in place which needs to be enforced and this is what he is requesting the committee work on. Mrs. Lukas asked about the Borough reval. Mayor Elton replied that he does not yet have any information.

Upon hearing no additional questions or comments, Mayor Elton closed the public portion of the meeting.

RESOLUTION 117 - 2011

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

Solicitor Lozuke read Resolution 117-2011 by title only. This non-public portion of the meeting pertains to litigation entitled "Woodbury Heights Development, LLC, -v-borough of Woodbury Heights, et al." A motion to approve this resolution was made by Councilman Scull and seconded by Councilman Jacob. A roll call vote in favor was unanimous. Resolution 117-2011 was approved.

At 8:40 p.m. Mayor Elton announced that the Governing Body will recess for five (5) minutes and then go into closed session. When the closed session ends, they will return to the open meeting. The closed session began at 8:45 p.m. Mayor and Council returned to open session at 9:25 p.m.

ADJOURNMENT: A motion to adjourn was made by Councilman Scull and seconded by Councilman Pye. All of Council agreed. The meeting adjourned at 9:27 p.m.

Respectfully submitted,

Janet Pizzi, Clerk/Administrator