

**REGULAR COUNCIL MEETING
BOROUGH OF WOODBURY HEIGHTS
500 ELM AVENUE, WOODBURY HEIGHTS, NJ 08097
MARCH 20, 2013 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 2013 which was faxed and mailed to the Gloucester County Times and Courier Post on January 9, 2013 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.

CALL OF ROLL: The call of roll showed the following to be present: Councilman William Packer, Councilwoman Cara Witasick, Councilman Duane Pheasant and Councilman Eshia "Jake" Jacob. Absent were Councilman Harold "Hap" Pye and Councilwoman Debra Truhan. Also in attendance were Borough Solicitor Barry Lozuke, Borough Engineer Mark Brunermer, Vikki Holmstrom, CMFO and Janet Pizzi, Clerk/Administrator.

CLERK'S REPORT: For the month of February, 2013 the Clerk reported total receipts in the amount of \$1,115.18. Of this amount, \$540.38 was turned over to the Treasurer and \$534.00 was deposited into the Dog Fund.

PUBLIC PORTION: Mayor Elton opened public portion of the meeting and upon hearing no questions or comments, closed same.

ENGINEER'S REPORT: Borough Engineer Mark Brunermer reported that a request was received from Wenonah Borough regarding Mantua Avenue truck detour to Elm Avenue in Woodbury Heights during an upcoming DOT project. Mayor Elton expressed concern about the turn radius on Elm Avenue at the traffic light. Mr. Brunermer will suggest Evergreen as an alternative.

SOLICITOR'S REPORT

ORDINANCES

FINAL READING/PUBLIC HEARING

ORDINANCE 4-2013

ORDINANCE AMENDING CHAPTER 70 OF THE WOODBURY HEIGHTS CODE TO ESTABLISH FEES FOR ZONING PERMIT APPLICATIONS

Solicitor Lozuke read Ordinance 4-2013 by title only. Mayor Elton opened the public hearing for Ordinance 4-2013. Upon hearing no questions or comments, Mayor Elton closed the public hearing. A motion to approve Ordinance 4-2013 was made by Councilman Pheasant and seconded by Councilman Jacob. A roll call vote in favor was unanimous. Ordinance 4-2013 was approved.

ORDINANCE 5-2013

AN ORDINANCE GRANTING RENEWAL OF MUNICIPAL CONSENT TO COMCAST OF GLOUCESTER COUNTY, LLC TO CONSTRUCT, CONNECT, OPERATE AND MAINTAIN A CABLE TELEVISION AND COMMUNICATIONS SYSTEM IN WOODBURY HEIGHTS, NEW JERSEY

Solicitor Lozuke read Ordinance 5-2013 by title only. Mayor Elton opened the public hearing for Ordinance 5-2013. Upon hearing no questions or comments, Mayor Elton closed the public hearing. A motion to approve Ordinance 5-2013 was made by Councilman Pheasant and seconded by Councilman Jacob. A roll call vote in favor was unanimous. Ordinance 5-2013 was approved.

FIRST READING/INTRODUCTION

ORDINANCE 6 -2013

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

Solicitor Lozuke read Ordinance 6-2013 by title only. A motion to approve Ordinance 6-2013 on introduction was made by Councilman Packer and seconded by Councilman Pheasant. A roll call vote in favor was unanimous. Ordinance 6-2013 was approved on first reading. (Public hearing scheduled April 17, 2013)

(ORDINANCES CONTINUED)

ORDINANCE 7-2013

BOND ORDINANCE AUTHORIZING THE FUNDING OF SITE REMEDIATION FOR THE BOROUGH OF WOODBURY HEIGHTS, COUNTY OF GLOUCESTER, NEW JERSEY; APPROPRIATING THE SUM OF \$30,000 THEREFOR; AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OR BOND ANTICIPATION NOTES OF THE BOROUGH OF WOODBURY HEIGHTS, COUNTY OF GLOUCESTER, NEW JERSEY, IN THE AGGREGATE PRINCIPAL AMOUNT OF UP TO \$28,500; MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING

Solicitor Lozuke read Ordinance 7-2013 by title only. A motion to approve Ordinance 7-2013 on introduction was made by Councilman Packer and seconded by Councilwoman Witasick. A roll call vote in favor was unanimous. Ordinance 7-2013 was approved on first reading. (Public hearing scheduled April 17, 2013)

RESOLUTIONS

RESOLUTION 53-2013

RESOLUTION AUTHORIZING REFUND OF OVERPAID TAXES

Solicitor Lozuke read Resolution 53-2013 by title only. A motion to approve this resolution was made by Councilman Pheasant and seconded by Councilman Jacob. A roll call vote in favor was unanimous. Resolution 53-2013 was approved.

RESOLUTION 54-2013

RESOLUTION AUTHORIZING SALE OF ABANDONED MOTOR VEHICLES

Solicitor Lozuke read Resolution 54-2013 by title only. A motion to approve this resolution was made by Councilman Pheasant and seconded by Councilman Jacob. A roll call vote in favor was unanimous. Resolution 54-2013 was approved.

RESOLUTION 55-2013

RESOLUTION EXTENDING TIME FOR COMPLETION OF THE RECONSTRUCTION OF LAKE AVENUE PROJECT

Solicitor Lozuke read Resolution 55-2013 by title only. A motion to approve this resolution was made by Councilman Pheasant and seconded by Councilman Jacob. A roll call vote in favor was unanimous. Resolution 55-2013 was approved.

RESOLUTION 56-2013

RESOLUTION AUTHORIZING REFUND OF TAX OVERPAYMENT

Solicitor Lozuke read Resolution 56-2013 by title only. A motion to approve this resolution was made by Councilman Pheasant and seconded by Councilwoman Witasick. A roll call vote in favor was unanimous. Resolution 56-2013 was approved.

RESOLUTION 57-2013

RESOLUTION OPPOSING S2364/A3553 (EARLY VOTING)

Solicitor Lozuke read Resolution 57-2013 by title only. A motion to approve this resolution was made by Councilman Pheasant and seconded by Councilwoman Witasick. A roll call vote in favor was unanimous. Resolution 57-2013 was approved.

RESOLUTION 58-2013

RESOLUTION AMENDING THE TEMPORARY BUDGETS FOR THE YEAR 2013

Solicitor Lozuke read Resolution 58-2013 by title only. A motion to approve this resolution was made by Councilman Packer and seconded by Councilman Pheasant. A roll call vote in favor was unanimous. Resolution 58-2013 was approved.

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(RESOLUTIONS CONTINUED)

RESOLUTION 59-2013

RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH OF WOODBURY HEIGHTS, COUNTY OF GLOUCESTER, NEW JERSEY AUTHORIZING THE ISSUANCE AND SALE OF UP TO \$82,000 OF SPECIAL EMERGENCY NOTES OF THE BOROUGH OF WOODBURY HEIGHTS; MAKING CERTAIN COVENANTS TO MAINTAIN THE EXEMPTION OF THE INTEREST ON SAID NOTES FROM FEDERAL INCOME TAXATION; AND AUTHORIZING SUCH FURTHER ACTIONS AND MAKING SUCH DETERMINATIONS AS MAY BE NECESSARY OR APPROPRIATE TO EFFECTUATE THE ISSUANCE AND SALE OF THE NOTES

Solicitor Lozuke read Resolution 59-2013 by title only. A motion to approve this resolution was made by Councilman Jacob and seconded by Councilman Pheasant. A roll call vote in favor was unanimous. Resolution 59-2013 was approved.

RESOLUTION 60-2013

RESOLUTION AUTHORIZING PURCHASE OF WATER TREATMENT SUPPLIES AND SERVICES

Solicitor Lozuke read Resolution 60-2013 by title only. A motion to approve this resolution was made by Councilman Jacob and seconded by Councilwoman Witasick. A roll call vote went as follows:

PACKER	NO
WITASICK	YES
PHEASANT	YES
JACOB	YES

Resolution 60-2013 was approved.

RESOLUTION 61-2013

NEW JERSEY SAFE AND SECURE COMMUNITIES PROGRAM RESOLUTION OF PARTICIPATION

Solicitor Lozuke read Resolution 61-2013 by title only. A motion to approve this resolution was made by Councilman Pheasant and seconded by Councilwoman Witasick. A roll call vote in favor was unanimous. Resolution 61-2013 was approved.

RESOLUTION 62-2013

URGING THE GOVERNOR AND THE LEGISLATURE TO RETAIN FUNDING IN THE STATE RECYCLING FUND IN THE FY 2014 STATE BUDGET

Solicitor Lozuke read Resolution 62-2013 by title only. A motion to approve this resolution was made by Councilman Packer and seconded by Councilman Pheasant. A roll call vote in favor was unanimous. Resolution 62-2013 was approved.

2013 MUNICIPAL BUDGET INTRODUCTION

Vikki Holmstrom, CMFO, advised that the proposed budget represents an increase in the local taxes of \$88.37 per year for the owner of an average home assessed at \$177,890.00. This increase is due to decreased surplus and also because property valuations are down due to appeals and settlements.

RESOLUTION 63-2013

RESOLUTION TO READ BUDGET BY TITLE ONLY

Solicitor Lozuke read Resolution 63-2013 by title only. A motion to approve this resolution was made by Councilman Packer and seconded by Councilwoman Witasick. A roll call vote in favor was unanimous. Resolution 63-2013 was approved.

RESOLUTION 64-2013

RESOLUTION TO AVERAGE TAX COLLECTION RATE FOR USE IN THE 2013 MUNICIPAL BUDGET

Solicitor Lozuke read Resolution 64-2013 by title only. A motion to approve this resolution was made by Councilman Packer and seconded by Councilman Jacob. A roll call vote in favor was unanimous. Resolution 64-2013 was approved.

RESOLUTION 65-2013

INTRODUCTION OF THE 2013 MUNICIPAL BUDGET

Solicitor Lozuke read Resolution 65-2013 by title only. A motion to approve this resolution was made by Councilman Packer and seconded by Councilman Pheasant. Resolution 65-2013 was approved.

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GATEWAY REGIONAL HIGH SCHOOL SCHOLARSHIP: A motion to approve a scholarship donation in the amount of \$200.00 with the criteria that \$100 each is to go to a Woodbury Heights male and female student involved in Civic or Student Government and to authorize the donation to be added to the bill list was made by Councilwoman Witasick and seconded by Councilman Packer. A roll call vote in favor was unanimous. Motion carried.

COMMITTEE REPORTS

FINANCE & ADMINISTRATION: Councilman Packer stated that his report will be on file with the Clerk.

PROPERTY & INSURANCE: Councilwoman Witasick reported that JIF awarded the Borough \$2,925.00 for the 2012 Safety Incentive Program.

STREETS & ROADS: In Councilman Pye's absence, no report was presented.

PUBLIC SAFETY: Councilman Pheasant noted that there was no training in February. The Police report will be on file in the Clerk's office.

WATER & SEWER: In Councilwoman Truhan's absence, no report was presented.

RECREATION & CIVIC: Councilman Jacob reported that April 4 is Opening Day.

BILL LIST: A motion to approve the bill list was made by Councilman Packer and seconded by Councilman Pheasant. A roll call vote in favor was unanimous. The bill list was approved.

PUBLIC PORTION: Mayor Elton opened the meeting to the public for questions or comments: Chuck Zeisloft, Walnut Avenue, thanked Mayor and Council for approving Resolution 60-2013 for the purchase of the water treatment supplies.

RESOLUTION 66 – 2013

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

Solicitor Lozuke read Resolution 66-2013 by title only. A motion to approve this resolution was made by Councilman Pheasant and seconded by Councilman Packer. A roll call vote in favor was unanimous. Resolution 66-2013 was approved.

Pursuant to Resolution 66-2013, at 8:18 p.m., Mayor and Council went into closed session to discuss matters dealing with litigation until 9:00 p.m. at which time they returned to open session.

ADJOURNMENT: A motion to adjourn was made by Councilman Pheasant and seconded by Councilman Jacob. All of Council agreed. The meeting adjourned at 9:00 p.m.

Respectfully submitted,

Janet Pizzi, Clerk/Administrator