

The Regular Meeting of the Mayor and Council of the City of Woodbury held on the above date was called to order by President Harry R. Riskie at 7:30 p.m.. The meeting was held in Council Chambers located at Woodbury City Hall, 33 Delaware Street, Woodbury, N.J.. The Administrator, Thomas B. Bowe, stated that it was a Regular Meeting of the Mayor and Woodbury City Council and due notice had been given to both the press and the public by reason of a resolution for Regular Meetings adopted January 5, 2005.

The Invocation was delivered by Chaplain Frank Evans.

### **ROLL CALL**

**Present:** Brown, Curtis, Louis, Graziani, Sloane, Schreyer, Grimming, Tierney, President Riskie, Mayor Clark

**Absent:** No One

### **MINUTES**

On motion of Councilman Sloane, seconded by Councilwoman Tierney, the minutes of April 11, 2005 were approved as submitted.

### **CHANGES TO THE AGENDA**

President Riskie advised that Ordinance #1985-05 would remain on the table.

President Riskie referenced a change in Resolution #05-90; the word "lease" should be replaced with the word "purchase" throughout the resolution, and the entire paragraph that makes references to budgetary restraints should be removed. Regarding Resolution #05-89, "litigation" should be removed as one of the reasons for the Executive Session. President Riskie also advised that it would be unlikely that action would be taken as a result of the Executive Session.

### **PUBLIC**

On motion of Councilman Sloane, seconded by Councilman Graziani, the Regular Order of Business was suspended and the floor was opened to the Public for Agenda Items Only.

Dr. Rogers, 130 Rugby Place, came forward to inquire why the budget figures exceeded the budget cap as indicated in the ordinance.

Mr. Robert Law explained that the cap right now must be within a 2.5% cap of the prior year's budget; in the past the cap was at a 5% amount which was lowered; however, we are permitted to go back up to a 3.5% cap by ordinance for the 2005 budget. Mr. Law explained that the City's 2005 budget did not exceed the 2.5% cap, and that this ordinance will enable the City to have a cap bank for the planning of next year's budget.

As no one else desired to address Council, on motion of Councilman Louis, seconded by Councilwoman Tierney, the Public Portion was closed and the Regular Order of Business was resumed.

**PUBLIC HEARING FOR BUDGET**

On motion of Councilman Louis, Seconded by Councilwoman Tierney, the Regular Order of Business was suspended and the floor was opened to the Public to discuss the 2005 Woodbury Municipal Budget.

As no one addressed Council, on motion of Councilman Louis, seconded by Councilman Sloane, the Public Hearing for the 2005 Woodbury Municipal Budget was closed and the Regular Order of Business was resumed.

**ORDINANCE**

**ORDINANCE #1992-05 - ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A:4-45:14)**

Councilman Louis presented the above-entitled ordinance for final adoption.

The City Clerk read the title of the ordinance.

On motion of Councilman Louis, seconded by Councilman Graziani, the ordinance was ordered opened for public hearing.

On motion of Councilman Louis, seconded by Councilwoman Tierney, the ordinance was placed on second and final reading.

On motion of Councilman Louis, seconded by Councilman Sloane, the ordinance was passed on second and final reading by roll call vote.

Ayes	8	Brown, Curtis, Louis, Graziani, Sloane, Grimming, Tierney, Riskie
Nays	1	Schreyer

**RESOLUTIONS**

**FINANCE & ADMINISTRATION**

**RESOLUTION #05-87 - RESOLUTION TO CANCEL TAX SALE CERTIFICATE AND REIMBURSE LIEN HOLDER**

Councilman Louis presented the above-entitled resolution for adoption.

The City Clerk read the title of the resolution.

On motion of Councilman Louis, seconded by Councilwoman Tierney, the resolution was adopted by a voice vote.

**RESOLUTION #05-88 - RESOLUTION REQUESTING APPROVAL OF THE DIRECTOR OF THE DIVISION OF LOCAL GOVERNMENT SERVICES TO ESTABLISH A DEDICATED TRUST BY RIDER FOR REGIONAL CONTRIBUTION AGREEMENT FUNDS**

Councilman Louis presented the above-entitled resolution for adoption.

The City Clerk read the title of the resolution.

On motion of Councilman Louis, seconded by Councilman Sloane, the resolution was adopted by a voice vote.

**RESOLUTION #05-89 - RESOLUTION AUTHORIZING EXECUTION SESSION ( Contract Negotiations)**

Councilman Louis presented the above-entitled resolution for adoption.

The City Clerk read the title of the resolution.

On motion of Councilman Louis, seconded by Councilwoman Tierney, the resolution was adopted by a voice vote.

**RESOLUTION #05-92 - RESOLUTION AUTHORIZING A CHANGE IN CONTRACT PRICE FOR FIRE/BURGLAR ALARM SYSTEM RENOVATIONS AT THE MUNICIPAL COMPLEX AND FRANKLIN ALARM SYSTEM RENOVATIONS AT THE MUNICIPAL COMPLEX AND FRANKLIN ALARM CO., INC.**

Councilman Louis presented the above-entitled resolution for adoption.

The City Clerk read the title of the resolution.

On motion of Councilman Louis, seconded by Councilwoman Tierney, the resolution was adopted by a voice vote.

**VOUCHERS**

On motion of Councilman Louis, seconded by Councilwoman Tierney, the vouchers as listed and certified were authorized paid.

**PUBLIC SAFETY**

**RESOLUTION #05-90 - RESOLUTION AUTHORIZING A PURCHASE AGREEMENT WITH WINTER FORD FOR ONE (1) 2005 CROWN VICTORIA POLICE VEHICLE**

Councilman Sloane presented the above-entitled resolution.

The City Clerk read the title of the resolution.

Mr. Robert Law, Chief Financial Officer, explained that the original title was incorrect and should read for the “purchase agreement with Winner Ford” explaining why the change was necessary.

On motion of Councilman Sloane, seconded by Councilman Curtis, the resolution was adopted by a voice motion providing that the necessary wording be amended to read as discussed.

**PUBLIC WORKS/UTILITIES**

**RESOLUTION #05-91 - RESOLUTION AUTHORIZING THE CITY OF WOODBURY TO APPLY FOR TONNAGE GRANT TO ENCOURAGE LOCAL SOURCE SEPARATION AND RECYCLING PROGRAMS**

Councilwoman Tierney presented the above-entitled resolution.

The City Clerk read the title of the resolution.

On motion of Councilwoman Tierney, seconded by Councilman Louis, the resolution was adopted by a voice vote.

### **ENVIRONMENTAL**

Councilwoman Schreyer advised that plans are in the works to have the "Students in Government" again this year sometime in May and will keep Council informed when that meeting date is confirmed.

### **GREEN ACRES**

Councilman Curtis thanked all who were involved for taking down the old Conrail poles and wires along Green Avenue. Since they have been removed, there is an immense visual improvement to that area.

Councilman Curtis advised that for the year 2006 under Community Development Block Grant, he would like to suggest that the area of Laurel and Hunter Streets be addressed relative to better maintenance. In the years past, Jack Patterson took it upon himself to keep that area mowed; since his death it has not been maintained and would be an enhancement if the light rail line would come through Woodbury.

### **MAYOR CLARK**

Mayor Clark discussed the following:

1. Mayor Clark reflected on the untimely death of Robert Gartside who was not only always a gentleman but someone who cared very deeply for the City of Woodbury;
2. The Mayor thanked everyone who either contributed to or attended the Karate Demonstration held to benefit the family of Bob Grebb;
3. Mayor Clark congratulated four Eagle Scouts honored yesterday from Troop #9, they were: Christopher Collins, William Schonleber, Thomas Trieble III and Zachary Ferguson;
4. The Mayor reported on the results of a meeting she attended in Glassboro regarding the commuter rail lines. The Mayor stated that Mr. Palladino will be giving Council a brief summary of that meeting later this evening during the Public Portion; and
5. Mayor Clark stated that she will be attending a Arbor Day Observance on Friday, April 29, 2005 at Hendrickson Park which all are invited to attend; and from 4:00 to 7:00 p.m. on Thursday, May 5th there will be a National Day of Prayer being sponsored by the Woodbury Ministries. This year's event is a prayer walk for children; call your local church for details.

### **CLERK/ADMINISTRATOR**

Mr. Thomas Bowe, Clerk/Administrator, advised of a Public Hearing to be held before the Zoning Board of various towns which literature was distributed this evening listing the same.

Mr. Bowe also presented the Engineer's Report for this month. The City Engineer, Mr. Joseph Schiavo, was available to answer any questions this evening.

Councilman Louis inquired if any resolution to the water problem down at Red Eagle Produce was at hand.

Mr. Rick Middleton, Supervisor of the Water Department, stated that it is still his belief that ground water is the reason for the problem; further testing is being conducted.

### **TREASURER'S REPORT**

President Riskie presented the Treasurer's Report which was received as filed.

### **PRESIDENT RISKIE**

An invitation was extended to Mayor and Council of the City of Woodbury to participate in the borough of National Park's July 4th Celebration Parade which will be held on June 26th. Please advise Mr. Bowe if interested.

### **PUBLIC**

On motion of Councilman Sloane, seconded by Councilman Graziani, the Regular Order of Business was suspended and the floor was opened to the Public for Non-Agenda Items.

Dr. Rogers, 130 Rugby Place, approached Council regarding Resolution #05-88, and what exactly would be the result of the 22 units being transferred.

Mr. Bowe stated that the simple explanation is that 23 single-family homes that already exist would be rehabilitated.

Marc Palladino, 34 N. Davis Street, addressed Council to explain his position on the "light rail proposal" that would utilize the existing rail bed and the impact it would have on the residents and the entire community. Mr. Palladino gave a brief background on his family lineage and how this history plays a part in his campaign to develop a grass roots committee to promote the "light rail" issue. Mr. Palladino also explained that he intends to develop a web-site and reach out to residents, and other groups for their support. In the meantime, though, he advised residents to fill out a form available on line at [www.nj3.org](http://www.nj3.org) in support of the light rail line coming south on the existing rail bed.

President Riskie stated that not only would Woodbury gain from this decision but other surrounding towns such as Westville, Gloucester City, and Brooklawn would also benefit from this move.

Mayor Clark explained what the codes meant on the NJ forms that Mr. Palladino referred to earlier when giving out the web site, i.e., NJ 1 would be those individuals in support of the line going along Route 42; NJ2 supports the line going down RT #55; and NJ3 travels along the existing rail beds, which is the one Woodbury is supporting.

Ms. Patricia Garcia, 38 N. Columbia Street, explained that her reason for addressing Council was to address "light pollution and light trespass". This issue involves an individual's privacy and quality of life, peace and good order, as well as the effect on wildlife and domestic pets that are affected by the light glare, etc.

Ms. Garcia is currently experiencing incredible light glare from a neighbor's security light which shines onto her property at night.

Ms. Garcia went on to explain and give examples of situations that she has researched. She would like Woodbury to look into this topic.

Councilman Sloane agreed with Ms. Garcia stating that he has a problem with a street light which is extremely annoying.

Ms. Garcia stated that she has been having this problem with her neighbor and that it has been going on for three years.

Councilman Louis advised that he had a similar situation where a spotlight was shining in his living room; after speaking with the neighbor the situation was resolved. Councilman Louis asked Ms. Garcia if she had approached her neighbor. Ms. Garcia responded that she had with no satisfaction. She further stated that the Police have been called to her property to see the illuminated areas in question. The Police even went to talk to the neighbor, but the problem still exists.

President Riskie stated he would have the solicitor look into the problem and see if we can address this situation with an existing ordinance, i.e. "peace & good order", or possibly look into a new ordinance and get back to Ms. Garcia.

As no one else desired to address Council, on motion of Councilman Graziani, seconded by Councilman Sloane, the Public Portion was closed and the Regular Order of Business was resumed.

On motion of Councilman Curtis, seconded by Councilman Graziani, the Regular Order of Business was suspended and Council went into Executive Session at 8:15 p.m..

## **E X E C U T I V E                      S E S S I O N**

On motion of Councilman Curtis, seconded by Councilman Sloane, the Regular Order of Business was resumed after Council came out of Executive Session at 9:18 p.m.

There being no further business, on motion of Councilman Curtis, seconded by councilman Sloane, the meeting was adjourned at 9:20 p.m..

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THOMAS B. BOWE  
Clerk/Administrator

**OTHER OFFICIALS PRESENT**

Assessor: Roy Duffield

Chief Financial Officer: Robert Law

City Engineer: Joseph Schiavo

Deputy City Clerk: Gail R. Scheffler

Emergency Management Coordinator: Sergeant Cope

Police: Chief Reed Merinuk

Solicitor: Michael Aimino, Esquire

Streets: Rick Middleton, Water & Sewer Supervisor