

CALL TO ORDER AT 8:04 PM

PRESENT AT ROLL CALL:

Mayor	James Barsa
Councilman	Thomas Brizzolara
Councilman	Anthony Guercio
Councilwoman	Dolores Senatore
Council President	Barry Scott

ALSO PRESENT:

Borough Attorney	Andrew Fede
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ABSENT:

Councilman	Edward Condoleo
Councilman	Michael Knigin

STATEMENT OF COMPLIANCE:

Adequate notice of this meeting has been provided in accordance with the Open Public Meeting Law, P.L. 1975, Ch. 231, setting forth the time, date, place and purpose of this Public Meeting through a legal notice published in the Press Journal on January 11, 2007.

At this time, Mayor Barsa recognized Alex Rittenberg who explained his proposed Eagle Scout project to restore the Fox Hill woods back to its natural state to include the removal of all excess materials. He also explained that ATV's will be prevented from entering the area. Mr. Rittenberg advised that it was his intent to get donations for the purchase of materials needed, i.e. metal posts and that there would be no involvement with the cinder block structure.

The Mayor and Council thanked Mr. Rittenberg for his hard work and suggested he contact Councilman Guercio in obtaining help from the DPW for signage and wood chips. A motion approving Alex Rittenberg to undertake his proposed Fox Hill woods project was made by Ms. Senatore, seconded by Mr. Brizzolara and declared carried upon the affirmative vote of all Council Members present.

PUBLIC COMMENT:

A motion to open the meeting to the public was made by Mr. Scott and seconded by Ms. Senatore. All Council Members present voted in favor of the motion.

An unidentified female commended Mr. Rittenberg's efforts in designing such a worthwhile project.

George Hertzberg, 24 Carter Street, commended Mr. Rittenberg and voiced his opinion about the importance of the Eagle Scout Award concept. Mr. Hertzberg explained that a very dangerous icy condition exists at the intersection of Fourth and Birch Streets due to sump pumps from residents on Carter Street being ejected into the street. Mayor Barsa advised that he would bring this matter to the attention of the Borough Engineer.

Suzanne DeBiasa, 500 Summit Street, reminded the Mayor and Council that she previously addressed them regarding the speeding on Summit Street. She thanked the Chief of Police for placing an unmanned police car on the street, but advised that once motorists realized it was empty, the speeding continued.

Raymond DeBiasa, 500 Summit Street, voiced his opinion that a police presence is the only way to deter speeding on Summit Street. He questioned the installation of speed humps on other streets in the Borough that are not as traveled as Summit Street, i.e. Briarwood and Fourteenth Street, and why High Street, that has a speed hump, does not fall under the same DOT restrictions as Summit since it runs into another town.

Mayor Barsa asked that Ms. Senatore address the continued speeding on Summit Street with Chief Krapels and that the Safety Committee schedule a meeting to discuss this matter with the Borough Engineer and Chief of Police.

No one else wishing to be heard, a motion to close the meeting to the public was made by Mr. Guercio, seconded by Ms. Senatore and declared carried upon the affirmative vote of all Council Members present.

CONSENT AGENDA:

A motion to approve the Consent Agenda consisting of the following items was made by Mr. Scott and seconded by Ms. Senatore with all Council Members present voting aye.

- 07:37 Approving transfers in the amount of \$41,877.00 made between 2006 Budget Appropriations
- 07:38 Authorizing the sale of Municipal Personal Property: Fire Truck
- 07:39 Approving Raffles Applications 07:01 and 07:02 for Immaculate Conception Interparochial School

ITEMS FOR DISCUSSION:

Ordinances for discussion:

1. Massage Establishments – establishing a requirement that a photo identification card issued by the Police Department be worn by all operators at all times. Mr. Fede explained that this proposed ordinance has a \$2,000.00 maximum fine that is consistent with State regulations. All Council Members present were in favor of this ordinance being introduced this evening.

Therefore, motion introducing Ordinance 07:01

AN ORDINANCE AMENDING CHAPTER 157 OF THE CODE OF THE BOROUGH OF NORWOOD TITLED “MASSAGE ESTABLISHMENTS”

was made by Mr. Scott and seconded by Mr. Brizzolara. On the roll call vote:

Ayes: Brizzolara, Scott, Guercio and Senatore

Nays: None

Absent: Knigin and Condoleo

There being four (4) ayes and no nays, Ordinance 07:01 was introduced with the Public Hearing scheduled for Tuesday, February 6, 2007.

2. Increase in the maximum fines and penalties that may be imposed for violations of Borough Ordinances. Mr. Fede explained that this ordinance amends Chapter 174 by increasing the fines and penalties that may be imposed upon those who violate Borough Ordinances, as authorized by N.J.S.A. 40:49-5 to not exceed more than \$2,000.00. All Council Members present were in favor of this ordinance being introduced this evening.

Therefore, motion introducing Ordinance 07:02

AN ORDINANCE AMENDING CHAPTER 174 OF THE CODE OF THE BOROUGH OF NORWOOD TO INCREASE THE MAXIMUM FINES AND PENALTIES THAT MAY BE IMPOSED FOR VIOLATIONS OF BOROUGH ORDINANCES

was made by Mr. Guercio and seconded by Ms. Senatore. On the roll call vote:

Ayes: Brizzolara, Scott, Guercio and Senatore

Nays: None

Absent: Knigin and Condoleo

There being four (4) ayes and no nays, Ordinance 07:02 was introduced with the Public Hearing scheduled for Tuesday, February 6, 2007.

3. Police Organizational Chart – allowing for additional sergeants. Mayor Barsa explained that it is Chief Krapels’ intent to have a sergeant on every shift; therefore, two additional sergeants are needed. At the present time, the highest ranking Patrolman on a shift acts as sergeant. A test and testing procedure would have to be established as approved by the Mayor and Council. It was the consensus of the Council to postpone further discussion on this proposed ordinance until the Chief could be present to answer questions.

4. Increase in the maximum fines and penalties that may be imposed for violations of Borough Zoning and Land Use Ordinances. Mr. Fede explained that this ordinance amends Chapter 233 by increasing the fines and penalties that may be imposed upon those who violate Borough Ordinances, as authorized by N.J.S.A. 40:49-5 to not more than \$2,000.00. Additionally, should the fine amount be greater than \$1,250.00, the violator shall be afforded the opportunity to rectify the condition within 30 days. All Council Members present were in favor of this ordinance being introduced this evening.

Therefore, motion introducing Ordinance 07:03

AN ORDINANCE AMENDING CHAPTER 233 OF THE CODE OF THE
BOROUGH OF NORWOOD TO INCREASE THE MAXIMUM FINES AND
PENALTIES THAT MAY BE IMPOSED FOR VIOLATIONS OF BOROUGH
ZONING AND LAND USE ORDINANCES

was made by Mr. Scott and seconded by Mr. Brizzolara. On the roll call vote:

Ayes: Brizzolara, Scott, Guercio and Senatore

Nays: None

Absent: Knigin and Condoleo

There being four (4) ayes and no nays, Ordinance 07:03 was introduced with the Public Hearing scheduled for Tuesday, February 6, 2007.

At this time, Tax Assessor John Guercio advised that he needs direction in ascertaining the pricing for the affordable housing units located in the Sutton Place apartments. In speaking with the managing agent, Kent Realty, it is their determination that it is 30% of the gross household income. It was the consensus of the Council that the Borough Attorney be authorized to review the contract and render an opinion.

Mr. Guercio announced the recent death of Joseph Politi of Market Value Appraisal Services, Inc. the firm presently contracted to undergo the borough's revaluation. After a brief discussion concerning the effect this occurrence would have on the firm, the Borough Attorney explained that this is a highly regulated contract that had to be approved by the State and that this vendor is also contracted with other towns. Therefore, he recommended the governing body take a "wait and see" position.

Borough Attorney Report:

Mr. Fede requested and received authorization to prepare a draft ordinance regarding parking restrictions at the intersection of D'Ercole Court and McClellan Street per Chief Krapels' recommendation.

Borough Administrator Report:

Mrs. McMackin referred to the request for release of the performance bond for Westy Storage, and the Borough Attorney advised this should be discussed in Closed Session.

Mrs. McMackin asked any interested Council Members to let her know of their interest in attending the seminar for newly elected and re-elected officials sponsored by the N.J.S. League of Municipalities to be held on Saturday, January 27, 2007 beginning at 8:30 AM.

At this time, Mayor Barsa reminded the Council of the Fire Department inspection on Saturday, January 20, 2007 at 5:30 PM to be followed by the Annual Dinner at the Colonial Inn beginning at 7:00 PM.

A motion to open the meeting to the public was made by Ms. Senatore and seconded by Mr. Guercio with all Council Members present voting aye.

Phyllis Key, 401 D'Ercole Court, questioned whether the State of New Jersey has an income monitoring system in place for those living in the Norwood Gardens low/moderate units. Mr. Fede advised that there is none and Ms. Key voiced her opinion that the lack of one undermines the Mt. Laurel issue.

No one else wishing to be heard, a motion to close the meeting to the public was made by Mr. Brizzolara and seconded by Ms. Senatore. All Council Members present voted in favor of the motion.

Ms. Senatore advised that the Finance Committee would be meeting regarding the 2007 Budget. She reported that the Chief Financial Officer has made the determination that in order to pay bills in a timelier manner, two bill lists per month would be required. When the Administrator/Clerk questioned when this would be done as Department Heads need to know when vouchers are to be signed, Ms. Neville was summoned to the meeting. Ms. Neville referred to a Finance Notice stating that municipalities must pay bills in a timely fashion and would not be relieved from paying late fees. She also explained that two bill lists may not be required every month and that the Department Heads would receive sufficient notice from her office when to sign vouchers.

Mr. Brizzolara asked Ms. Senatore to speak with Chief Krapels about generating a summons productivity report for each year over the last ten years. He stressed that it need not be by officer but only the department total.

Mr. Brizzolara questioned how the Council wished to proceed with the installation of wayside horns, realizing that "quiet zones" would not be an option. It was the consensus of the Council that the installation of wayside horns should be pursued.

Mr. Brizzolara reported that the Historic Preservation Committee has been made aware that a decorative pond has been constructed on Haring Cemetery property. Mr. Scott advised that the Construction Official is presently investigating this violation.

Mr. Scott reported that that Environmental Commission has adopted its own resolution expanding its membership with Associate Members and asked the Borough Attorney to investigate the legality of this action. Mr. Fede advised that the membership of the Environmental Commission is governed by state statute and to his recollection is five (5) to seven (7) members. Mrs. McMackin reminded that the appointments are made by the Mayor. Mr. Fede agreed to review both state statute and the Borough's code.

At 9:27 PM, Mayor Barsa asked for a motion to proceed in Closed Session to discuss a pending tax appeal and a matter falling under attorney/client privilege. The motion was made by Mr. Scott, seconded by Mr. Guercio and declared carried upon the affirmative vote of all Council Members present.

Mayor Barsa declared a five-minute recess before proceeding in Closed Session.

Mayor Barsa reconvened the Public Meeting at 9:55 PM.

A motion to adopt Resolution 07:41, authorizing release of a performance bond in the amount of \$476,406.00 to the Developer, Norwood Project, L.L.C. (Westy Storage) was made by Ms. Senatore, seconded by Mr. Scott and declared carried upon the affirmative vote of all Council Members present.

ADJOURNMENT:

Motion to adjourn at 9:59 PM was made by Mr. Brizzolara and seconded by Ms. Senatore with all Council Members present voting aye.

Respectfully submitted,



Lorraine L. McMackin, RMC, CMC
Administrator/Borough Clerk