

**ELK TOWNSHIP COMMITTEE  
MINUTES  
APRIL 1, 2010**

The meeting of the Elk Township Committee was held on the above date in the Municipal Building. The meeting was called to order by Mayor Barbaro at 7:30 PM.

The Open Public Meeting Notice was read. The Salute to the Flag and the Lord's Prayer were recited in unison.

**ROLL CALL:** Mr. Creta, Mr. Pantaleo, Mr. Rainey, Mr. Swanson, Mayor Barbaro, Mr. Moustakas, Solicitor, Mr. Gaskill, Engineer, Mr. Considine, CFO, Mrs. Pine, Township Clerk, Mr. Alexander, Public Works. Mr. Duffield, Mr. Fralinger and Chief DeFalco were absent.

**COMMITTEE REPORTS:**

Mr. Pantaleo reported Recreation Committee held an Easter Egg Hunt and it was well attended and everyone had a good time. The committee is continuing work on Elk Day. Economic Development has been talking about a potential solar farm on the old dump. They hope to have an update for the next meeting.

Mr. Rainey reported the MUA will not be meeting again until May 10<sup>th</sup>.

Crime Watch will be meeting on April 15<sup>th</sup>, they will be reviewing a video on the rights and duties of a volunteer.

The senior lunch will be held on Monday, April 19<sup>th</sup>. The seniors will also be taking a bus trip to Pennsylvania on April 6<sup>th</sup>. The trip is a sell out. There is also a luncheon for the seniors at Aura School on April 8<sup>th</sup> at 1:00pm.

The Aura School Board meeting was held on the March 31<sup>st</sup> and was well attended. The budget was presented and they are looking at a 2.8 cent tax increase. The budget is also available on line at the schools website.

Mr. Creta will be working with Mr. Alexander to schedule a date to show a video to the employees on the rights and duties of employees. There is also a video for the volunteers that will need to be viewed by all the appointed committee, commission and board members.

Mayor Barbaro reported the Arbor Day celebration will be held on April 24<sup>th</sup>, from 10am to 12 noon at Aura School.

Elk Township Clean Up Day will be held on Saturday, May 8<sup>th</sup>.

The Environmental Commission has been working with the NJ Audubon Society and Elephant Swamp Park will be part of the Audubon Society's new brochure, NJ Birding and Wildlife Trails Guide, Pine Barrens and Beyond. Additional information is available on [NJAudubon.org](http://NJAudubon.org)

**POLICE CHIEF REPORT:**

Mr. Rainey read the police report for the month of March. The department responded to 767 calls for service, made 18 arrests, responded to 17 motor vehicle crashes with 1 injury, and issued 292 motor vehicle summons. Ptl. Tilden attended an FBI Basic Hostage Negotiation Training, Chief DeFalco, Lt. Hughes, Lt. Garrison, Det./Cpl. Gonnelli, Cpl. Hitzelberger, Cpl. Molinari and Cpl. Wojciechowski attended the JIF Risk Management seminar, Ptl. Franklin attended a Crash Data Retrieval Training and Cpl. Molinari attended Street Survival Training. The entire department had mandatory firearms qualification.

An article in the Gloucester Times praised Det./Cpl. Gonnelli, Ofc. Pierson and Ofc. Mitten for their work in helping the Gloucester County Prosecutor's office find a missing person.

**TOWNSHIP ENGINEER REPORT:**

Mr. Gaskill stated the engineer’s office is monitoring the draining situation on Carl Ave., with the heavy, excessive rain some drainage issues that may need to be readdressed.

The developer and neighboring land owner of Valle del Sol have reached an agreement concerning the drainage of the basin. Mr. Gaskill did not know the details of the agreement.

Hampton Hills has received DEP approval on the basins and is now in the process of applying to the Gloucester County Soil Conservation for their approval.

CVS design engineer is re-evaluating the basin. They may need to go to a mechanical pump to make it work.

Country Woods developer will be meeting with the engineer’s office soon to go over the outstanding punch list items.

Mr. Gaskill stated the ground water level in Elk Township is very high and there is really no place for the water to drain.

**FIRE DEPARTMENT REPORT:**

Mr. Rainey read the fire department reports: Ferrell Fire Department responded to 19 calls and 6 de-watering calls, Lawn’s Fire Department responded to 15 alarms and 10 de-watering calls. No reports were received from Aura Fire Department or Ferrell Ambulance.

**PUBLIC WORKS REPORT:**

Mr. Alexander stated the public works department was involved in several training classes offered by JIF, hazardous materials awareness, shop and tool safety, personal protective equipment, heavy equipment safety, fire extinguisher safety, fire safety and respiratory protection were the courses taken. Solid waste for the month of February, there were 96 tons of trash picked up and 36 tons of recycles.

Mr. Alexander has been going out to Arch Street every day to check on the flooding. There is really no place for the water to go, he had the fire department out to pump the basins and within an hour they were full again.

Committee received the quote list for the cleaning companies. We may want to consider getting an outside company to clean carpets and strip and wax the floors. Committee will discuss at the work session.

Mr. Alexander recognized Don Ash, Sr., Russell Miller, Jr. and Cliff Owens on their outstanding work during the snow storms of 2010.

**ORDINANCES O – 5 – 2010 THROUGH O – 11 – 2010 ARE ALL PUBLIC HEARING AND WERE VOTED IN ONE MOTION – All ordinances reflect changes being made in accordance with the adoption of the 2009 Master Plan Re-Examination.**

**ORDINANCE O – 5 – 2010  
ORDINANCE OF THE TOWNSHIP COMMITTEE  
OF THE TOWNSHIP OF ELK  
RE: AMENDING CHAPTER 96 ENTITLED “UNIFIED DEVELOPMENT  
AND CREATING A NEW CHAPTER 50 OF THE CODE OF THE TOWNSHIP OF ELK ENTITLED  
“CAMPGROUNDS”  
PUBLIC HEARING**

**ORDINANCE O – 6 – 2010  
ORDINANCE OF THE TOWNSHIP COMMITTEE  
OF THE TOWNSHIP OF ELK  
RE: CREATING A NEW CHAPTER OF THE CODE OF THE TOWNSHIP OF ELK ENTITLED “BODY  
ART STUDIOS”  
PUBLIC HEARING**

**O – 7 – 2010  
ORDINANCE OF THE TOWNSHIP COMMITTEE**

**OF THE TOWNSHIP OF ELK  
RE: AMENDING CHAPTER 96 ENTITLED "UNIFIED DEVELOPMENT"  
ADULT BOOKSTORES PERMITTED CONDITIONAL USE  
PUBLIC HEARING**

**O – 8 – 2010  
ORDINANCE OF THE TOWNSHIP COMMITTEE  
OF THE TOWNSHIP OF ELK  
RE: AMENDING CHAPTER 96 ENTITLED "UNIFIED DEVELOPMENT"  
MORE THAN ONE USE ON A LOT  
PUBLIC HEARING**

**O – 9 – 2010  
ORDINANCE OF THE TOWNSHIP COMMITTEE  
OF THE TOWNSHIP OF ELK  
RE: AMENDING CHAPTER 96 ENTITLED "UNIFIED DEVELOPMENT"  
RENEWABLE SMALL WIND ENERGY SYSTEMS  
PUBLIC HEARING**

**O – 10 – 2010  
ORDINANCE OF THE TOWNSHIP COMMITTEE  
OF THE TOWNSHIP OF ELK  
RE: AMENDING CHAPTER 96 ENTITLED "UNIFIED DEVELOPMENT"  
RENEWABLE ENERGY AS PERMITTED ACCESSORY USE  
PUBLIC HEARING**

**O – 11 – 2010  
ORDINANCE OF THE TOWNSHIP COMMITTEE  
OF THE TOWNSHIP OF ELK  
RE: AMENDING CHAPTER 96 ENTITLED "UNIFIED DEVELOPMENT"  
INSTALLATION OF DRY FIRE HYDRANTS  
PUBLIC HEARING**

Motion by Mr. Swanson, seconded by Mr. Rainey to open to the public concerning Ordinances O-5-2010 through Ordinance O-11-2010 all were in favor, motion carried.

Mayor Barbaro invited the public to come forward if they have any questions concerning the Ordinances and to state which ordinance they are referring to.

No one came forward.

Motion by Mr. Pantaleo, seconded by Mr. Swanson to close the public portion, all were in favor, motion carried.

Motion by Mr. Pantaleo, seconded by Mr. Rainey to adopt Ordinances O-5-2010 to O-11-2010, upon roll call motion carried.

Roll Call:	Mr. Creta	Yes
	Mr. Pantaleo	Yes
	Mr. Rainey	Yes
	Mr. Swanson	Yes
	Mayor Barbaro	Yes

ORDINANCES O – 12 – 2010 THROUGH O – 23 – 2010 ARE ALL PUBLIC HEARING AND WERE VOTED IN ONE MOTION – All ordinances reflect changes that were recommended in the March 2008 Editorial Analysis conducted by General Code Publishers to update The Code of the Township of Elk.

O – 12 – 2010  
ORDINANCE OF THE TOWNSHIP COMMITTEE  
OF THE TOWNSHIP OF ELK  
RE: AMENDING CHAPTER 2 ENTITLED “ADMINISTRATOR”  
PUBLIC HEARING

O – 13 – 2010  
ORDINANCE OF THE TOWNSHIP COMMITTEE  
OF THE TOWNSHIP OF ELK  
RE: AMENDING CHAPTER 3 ENTITLED “AFFORDABLE HOUSING BOARD”  
DELETE IN ITS ENTIRETY  
PUBLIC HEARING

O – 14 – 2010  
ORDINANCE OF THE TOWNSHIP COMMITTEE  
OF THE TOWNSHIP OF ELK  
RE: AMENDING CHAPTER 10 ENTITLED “COURT”  
PUBLIC HEARING

O – 15 – 2010  
ORDINANCE OF THE TOWNSHIP COMMITTEE  
OF THE TOWNSHIP OF ELK  
RE: AMENDING CHAPTER 18 ENTITLED “FARMLAND PRESERVATION AND OPEN SPACE  
TRUST FUND”  
PUBLIC HEARING

O – 16 – 2010  
ORDINANCE OF THE TOWNSHIP COMMITTEE  
OF THE TOWNSHIP OF ELK  
RE: AMENDING CHAPTER 22 ENTITLED “HOUSING AUTHORITY”  
PUBLIC HEARING

O – 17 – 2010  
ORDINANCE OF THE TOWNSHIP COMMITTEE  
OF THE TOWNSHIP OF ELK  
RE: AMENDING CHAPTER 28 ENTITLED “POLICE DEPARTMENT”  
PUBLIC HEARING

O – 18 – 2010  
ORDINANCE OF THE TOWNSHIP COMMITTEE  
OF THE TOWNSHIP OF ELK  
RE: AMENDING CHAPTER 41 ENTITLED “ALCOHOLIC BEVERAGES”  
PUBLIC HEARING

O – 19 – 2010  
ORDINANCE OF THE TOWNSHIP COMMITTEE  
OF THE TOWNSHIP OF ELK

**RE: AMENDING CHAPTER 42 ENTITLED "AMUSEMENT DEVICES"  
PUBLIC HEARING**

**O – 20 – 2010  
ORDINANCE OF THE TOWNSHIP COMMITTEE  
OF THE TOWNSHIP OF ELK  
RE: AMENDING CHAPTER 45 ENTITLED "BRUSH, GRASS AND WEEDS"  
PUBLIC HEARING**

**O – 21 – 2010  
ORDINANCE OF THE TOWNSHIP COMMITTEE  
OF THE TOWNSHIP OF ELK  
RE: AMENDING CHAPTER 47 ENTITLED "BUILDINGS, UNFIT AND DANGEROUS"  
PUBLIC HEARING**

**O – 22 – 2010  
ORDINANCE OF THE TOWNSHIP COMMITTEE  
OF THE TOWNSHIP OF ELK  
RE: AMENDING CHAPTER 54 ENTITLED "CONSTRUCTION CODES, UNIFORM"  
PUBLIC HEARING**

**O – 23 – 2010  
ORDINANCE OF THE TOWNSHIP COMMITTEE  
OF THE TOWNSHIP OF ELK  
RE: AMENDING CHAPTER 56 ENTITLED "CURFEW"  
PUBLIC HEARING**

Motion by Mr. Swanson, seconded by Mr. Rainey to open to the public concerning Ordinances O-12-2010 through Ordinance O-23-2010 all were in favor, motion carried.

Mayor Barbaro invited the public to come forward if they have any questions concerning the Ordinances and to state which ordinance they are referring to.

No one came forward.

Motion by Mr. Swanson, seconded by Mr. Rainey to close the public portion, all were in favor, motion carried.

Motion by Mr. Rainey, seconded by Mr. Swanson to adopt Ordinances O-12-2010 to O-23-2010, upon roll call motion carried.

Roll Call:	Mr. Creta	Yes
	Mr. Pantaleo	Yes
	Mr. Rainey	Yes
	Mr. Swanson	Yes
	Mayor Barbaro	Yes

**ORDINANCES O – 24 – 2010 THROUGH O – 33 – 2010 ARE ALL TITLE ONLY AND WERE VOTED IN ONE MOTION – All ordinances reflect changes that were recommended in the March 2008 Editorial Analysis conducted by General Code Publishers to update The Code of the Township of Elk.**

**O – 24 – 2010  
ORDINANCE OF THE TOWNSHIP COMMITTEE  
OF THE TOWNSHIP OF ELK  
RE: AMENDING CHAPTER 72 ENTITLED "LITTERING; PROJECTILES"  
TITLE ONLY**

O – 25 – 2010  
ORDINANCE OF THE TOWNSHIP COMMITTEE  
OF THE TOWNSHIP OF ELK  
RE: AMENDING CHAPTER 73 ENTITLED “LOITERING”  
TITLE ONLY

ORDINANCE O – 26 – 2010  
ORDINANCE OF THE TOWNSHIP COMMITTEE  
OF THE TOWNSHIP OF ELK  
RE: AMENDING CHAPTER 74 ENTITLED “MOTOR-PROPELLED VEHICLES, UNREGISTERED”  
TITLE ONLY

ORDINANCE O – 27 – 2010  
ORDINANCE OF THE TOWNSHIP COMMITTEE  
OF THE TOWNSHIP OF ELK  
RE: AMENDING CHAPTER 74A ENTITLED “NOISE”  
TITLE ONLY

O – 28 – 2010  
ORDINANCE OF THE TOWNSHIP COMMITTEE  
OF THE TOWNSHIP OF ELK  
RE: AMENDING CHAPTER 75 ENTITLED “PARENTAL RESPONSIBILITY” –  
DELETE IN ITS ENTIRETY  
TITLE ONLY

O – 29 – 2010  
ORDINANCE OF THE TOWNSHIP COMMITTEE  
OF THE TOWNSHIP OF ELK  
RE: AMENDING CHAPTER 77 ENTITLED “PEDDLING AND SOLICITING”  
TITLE ONLY

O – 30 – 2010  
ORDINANCE OF THE TOWNSHIP COMMITTEE  
OF THE TOWNSHIP OF ELK  
AMENDING CHAPTER 79 ENTITLED “PROPERTY MAINTENANCE”  
TITLE ONLY

O – 31 – 2010  
ORDINANCE OF THE TOWNSHIP COMMITTEE  
OF THE TOWNSHIP OF ELK  
ORDINANCE AMENDING CHAPTER 81 ENTITLED “SEWERS”  
TITLE ONLY

O – 32 – 2010  
ORDINANCE OF THE TOWNSHIP COMMITTEE  
OF THE TOWNSHIP OF ELK  
ORDINANCE AMENDING CHAPTER 82 ENTITLED “SMOKE DETECTORS”  
TITLE ONLY

O – 33 – 2010  
ORDINANCE OF THE TOWNSHIP COMMITTEE  
OF THE TOWNSHIP OF ELK  
ORDINANCE AMENDING CHAPTER 83 ENTITLED “SMOKING”  
TITLE ONLY

Motion by Mr. Rainey, seconded by Mr. Pantaleo to adopt Ordinances O-24-2010 through O-33-2010, upon roll call motion carried.

Roll Call:	Mr. Creta	Yes
	Mr. Pantaleo	Yes
	Mr. Rainey	Yes
	Mr. Swanson	Yes
	Mayor Barbaro	Yes

**RESOLUTION R-52-2010  
RESOLUTION OF THE TOWNSHIP COMMITTEE  
OF THE TOWNSHIP OF ELK**

**RE: RESOLUTION AMENDING RESOLUTION R-23-2010 – APPOINTING ALTERNATE #2  
ROBERT CLARK TO THE COMBINED PLANNING/ZONING BOARD**

Motion by Mr. Swanson, seconded by Mr. Pantaleo, to adopt and approve said resolution, upon roll call motion carried.

Roll Call:	Mr. Creta	Yes
	Mr. Pantaleo	Yes
	Mr. Rainey	Yes
	Mr. Swanson	Yes
	Mayor Barbaro	Yes

**RESOLUTION R-53-2010  
RESOLUTION OF THE TOWNSHIP COMMITTEE  
OF THE TOWNSHIP OF ELK**

**RE: RESOLUTION ACCEPTING THE RESIGNATION OF MICHAEL A. BIELSKI  
CLASS II SPECIAL POLICE OFFICER FOR THE TOWNSHIP OF ELK**

Motion by Mr. Rainey, with regrets, seconded by Mr. Pantaleo, to adopt and approve said resolution, upon roll call motion carried.

Roll Call:	Mr. Creta	Yes
	Mr. Pantaleo	Yes
	Mr. Rainey	Yes
	Mr. Swanson	Yes
	Mayor Barbaro	Yes

**RESOLUTION R-54-2010  
RESOLUTION OF THE TOWNSHIP COMMITTEE  
OF THE TOWNSHIP OF ELK**

**RE: RESOLUTION AWARDING AND CONFIRMING SALE OF TOWNSHIP LAND  
DESIGNATED AS FORMER BLOCK 167, LOT 6, AND  
CURRENTLY IDENTIFIED AS BLOCK 153, P/O LOT 3**

Motion by Mr. Pantaleo, seconded by Mr. Swanson, to adopt and approve said resolution, upon roll call motion carried.

Roll Call:	Mr. Creta	Yes
	Mr. Pantaleo	Yes
	Mr. Rainey	Yes
	Mr. Swanson	Yes
	Mayor Barbaro	Yes

**RAFFLE LICENSE APPROVAL FOR SOUTH HARRISON ALLIANCE FOR EDUCATIONAL EXCELLENCE – MAY 7, 2010 – FERRELL FIRE HOUSE**

**APPROVAL OF APPLICATION FOR SOCIAL AFFAIR  
SOUTH HARRISON ALLIANCE FOR EDUCATIONAL EXCELLENCE – MAY 7, 2010**

**APPROVAL OF APPLICATION FOR SOCIAL AFFAIR  
ELK TOWNSHIP LITTLE LEAGUE - MAY 22, 2010**

Mr. Rainey would like to make sure minors are not served at these events.

Motion by Mr. Pantaleo, seconded by Mayor Barbaro, to approve the Raffle License and Social Affairs, all were in favor motion carried.

**PUBLIC PORTION:**

Motion by Mr. Rainey to open the meeting to the public, seconded by Mr. Pantaleo, all were in favor, motion carried.

Mayor Barbaro asked if anyone had any issues they would like to bring to the township committee attention to come forward at this time.

Mr. Fred Boeckle, Ferrell Fire Department, asked Mr. Rainey why the questioning of the social affair permits at this time. The department has been holding affairs of this sort for over 50 years and South Harrison for 10 years. Mr. Rainey stated he has heard minors were present and may have been served in the past.

Darlene El Bey, Arch Street, asked if there has been any word about FEMA help with the recent rain. The township has not received any information as of today. As soon as something is received it will be posted on the website.

Motion by Mr. Rainey to close the public portion, seconded by Mr. Swanson, all were in favor, motion carried.

**PAY BILLS:**

Motion by Mr. Rainey to Pay the Bills, seconded by Mr. Pantaleo, upon roll call motion was carried.

Roll Call:	Mr. Creta	Yes
	Mr. Pantaleo	Yes
	Mr. Rainey	Yes
	Mr. Swanson	Yes
	Mayor Barbaro	Yes

Mr. William Bain, was present for the County Freeholders. Mayor Barbaro asked if there is a possibility that the areas of the township where there is standing water if the county can spray for mosquitoes. Mr. Swanson stated the county will spray residences, however the homeowner will need to call the county to schedule the spraying.

Motion by Mr. Swanson to adjourn, seconded by Mr. Rainey, all were in favor, the meeting was adjourned at 8:25 PM.

Respectfully Submitted,

Debora R. Pine, RMC, CMC  
Township Clerk