

**ELK TOWNSHIP  
COMMITTEE MEETING AGENDA  
NOVEMBER 3, 2011**

MEETING CALLED TO ORDER

OPEN PUBLIC MEETING ACT STATEMENT

SALUTE TO THE FLAG AND INVOCATION

ROLL CALL

**APPROVAL OF MINUTES**

July 19, 2011, August 4 and 16, 2011, September 1 and 20, 2011 and October 6 and 18, 2011 Closed Sessions

October 6, 2011 Regular Meeting and October 18, 2011 Work Session

**COMMITTEE REPORTS**

**POLICE CHIEF REPORT**

**TOWNSHIP ENGINEER REPORT**

**FIRE DEPARTMENT REPORT**

**ORDINANCE O – 14 – 2011**

**ORDINANCE ESTABLISHING A JOINT MUNICIPAL COURT FOR THE TOWNSHIP OF ELK, THE BOROUGH OF NEWFIELD AND THE BOROUGH OF CLAYTON AND APPROVING A JOINT MUNICIPAL COURT AGREEMENT FOR THE OPERATION OF THE ELK JOINT MUNICIPAL COURT  
TITLE ONLY**

**ORDINANCE O – 15 – 2011**

**ORDINANCE REPEALING CHAPTER 30 ENTITLED "PUBLIC DEFENDER" OF THE CODE OF THE TOWNSHIP OF ELK  
TITLE ONLY**

**RESOLUTION R-122-2011**

**RESOLUTION AUTHORIZING RELEASE OF THE PERFORMANCE GUARANTEE, CASH BOND AND ESCROW FUNDS, AND REQUIRING A MAINTENANCE GUARANTEE BY TLT, LLC AFFECTING THE PARCEL KNOWN AS BLOCK 11 LOT 5**

**RESOLUTION R-123-2011**

**RESOLUTION TO GO INTO CLOSED EXECUTIVE SESSION TO DISCUSS ONGOING LITIGATION IN REGARDS TO PAPANONE AT HAMPTON HILLS, SUPERIOR BARREL AND POTTER V. ELK TOWNSHIP COMMITTEE**

**RESOLUTION R-124-2011**

**RESOLUTION AUTHORIZING 2011 BUDGET TRANSFERS**

**RESOLUTION R-125-2011**

**RESOLUTION APPOINTING JOHN MCCLAY AS THE ELECTRIC SUBCODE OFFICIAL OF THE TOWNSHIP OF ELK**

**RESOLUTION R-126-2011  
RESOLUTION AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO SIGN AN INTERIM  
COURT AGREEMENT BETWEEN THE TOWNSHIP OF ELK AND BOROUGH OF CLAYTON**

**GLOUCESTER COUNTY REPRESENTATIVE – David Lubelski or William Bain**

**PUBLIC PORTION**

**PAY BILLS**

**RECESS**

Summary of Closed Session

**ADJOURNMENT**

**NOTICE PURSUANT TO N.J.S.A. 10:4-8(d)**

The items listed on this tentative agenda of the Mayor and Committee of the Township of Elk constitutes the agenda to the extent known at the time of posting. Since this agenda is tentative, items may be added and/or deleted prior to the commencement of the meeting. Formal action may or may not be taken regarding each item listed on the final agenda.

**ELK TOWNSHIP COMMITTEE  
MINUTES  
NOVEMBER 3, 2011**

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 7:33PM.

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

Present were: Mr. Pantaleo, Mr. Rainey, Mrs. Sammons, Mr. Swanson, Mayor Barbaro, Mr. Duffield, Solicitor, Mr. Considine, CFO, and Mrs. Pine, Township Clerk. Police Chief DeFalco was absent.

**APPROVAL OF MINUTES**

July 19, 2011, August 4 and 16, 2011, September 1 and 20, 2011 and October 6 and 18, 2011 Closed Sessions

Motion by Mr. Pantaleo, seconded by Mr. Swanson to approve the minutes listed above, all were in favor, motion carried.

October 6, 2011 Regular Meeting and October 18, 2011 Work Session

Motion by Mr. Swanson, seconded by Mr. Pantaleo to approve the minutes of October 6 and 18, 2011, all were in favor, motion carried.

**COMMITTEE REPORTS**

Mrs. Sammons reported the Recreation Committee along with the 6<sup>th</sup> grade parents, held Derby Day and it was a success with some awesome cars. There was lots of food and everyone had a good time.

Mr. Swanson stated the construction department issued 22 permits and 5 certificates.

The public works department has installed new 4 ton weight limit signs on Stanger Avenue.

A new part-time employee has been chosen.

A motion was made by Mr. Swanson to hire Robert Davis as a part-time public works employee, not to exceed 30 hours a week. The motion was seconded by Mr. Pantaleo, upon roll call, motion carried.

Roll Call:	Mr. Pantaleo	Yes
	Mr. Rainey	Yes
	Mrs. Sammons	Yes
	Mr. Swanson	Yes
	Mayor Barbaro	Yes

A sub committee of the planning board met with the planner to discuss the fair housing obligation of Silvergate. There are some suggestions the sub committee discussed. Leah Bruder, the planner will discuss the changes with Silvergate.

Mr. Pantaleo stated there was an issue with a Waste Management truck having a spill of hydraulic fluid. The area has not been cleaned up adequately. He would like to send a letter to Waste Management expressing the displeasure in the lack of response. He will draft a letter to be sent.

The solar project is moving forward. The contract will be signed tonight. The approvals have been received from Atlantic City Electric. The state approvals are not back. When the approvals are all received the permits can be applied for and the work can begin. We are still on track for the project to be up and operational by years end.

Mr. Pantaleo had the privilege of attending the Gloucester County Presidential Volunteer Award ceremony. Mr. Fred Boeckle was honored and it was a proud moment for Elk Township to have an individual recognized like Fred Boeckle. He was thanked for all his service to Elk Township.

Mr. Rainey was not able to attend the last school board meeting.  
The senior citizens will meet on Monday, November 21<sup>st</sup> at the Ferrell Social Hall at 12:00 noon for lunch.  
Crime Watch met and patrolled on Mischief night and Halloween. There were very few incidents.  
The MUA will meet on Monday, November 7<sup>th</sup> at 7:30PM.

Mayor Barbaro stated the environmental commission is interviewing candidates for the vacancy on the board. They will begin reviewing the master plan in 2012.

Mr. Swanson thinks the township should take an aggressive stance on contractors that come into town and do damage to property or streets, like what happened with Waste Management.

#### **POLICE CHIEF REPORT**

Mr. Rainey gave the police report for the police chief. The department responded to 804 calls for service, 8 crashes with 2 injuries, issued 222 motor vehicle summons and made 24 arrests. Operation Take Back was held on Saturday and 10 pounds of unwanted or unused prescription medications were turned over to the department.

Wednesday, November 9<sup>th</sup> at 2:00PM a nationwide test of the Emergency Alert System will take place.

#### **TOWNSHIP ENGINEER REPORT**

Mr. Gaskill reported Cedar Bridge is complete except for the asphalt testing.  
Silver Lake Road is completed.  
All the work at CVS is complete.  
Hampton Hills has a few minor issues that still need to be addressed.  
Moods Road emergency work will begin on Monday, November 14<sup>th</sup>.  
Elephant Swamp plans are finalized and the request for quotes will be going out beginning of next week. The application has been submitted to the DEP. The location of the repair is challenging, while the work should be relatively easy.

#### **FIRE DEPARTMENT REPORT**

Mr. Rainey read the report for Ferrell Fire Company; they responded to 17 calls in October, 81.5 man hours, 1 meeting and 3 drills. The tractor trailer tanker will be out of service for some repairs.

#### **ORDINANCE O – 14 – 2011**

#### **ORDINANCE ESTABLISHING A JOINT MUNICIPAL COURT FOR THE TOWNSHIP OF ELK, THE BOROUGH OF NEWFIELD AND THE BOROUGH OF CLAYTON AND APPROVING A JOINT MUNICIPAL COURT AGREEMENT FOR THE OPERATION OF THE ELK JOINT MUNICIPAL COURT TITLE ONLY**

Mr. Considine summarized the proposed joint court agreement. This will be a joint court with Elk, Newfield and Clayton. It will be a cost savings to all 3 towns. Operations of the Joint Court will be held here in Elk. A judge will be selected by Elk and approved by the state. The current staff will remain the same. The proposed date for the beginning of the joint court is December 23<sup>rd</sup>. Mayor Barbaro thanked Mr. Considine for all the work he has done to make this happen.  
Motion by Mr. Rainey, seconded by Mr. Pantaleo to adopt Ordinance O-14-2011, upon roll call motion carried.

Roll Call:	Mr. Pantaleo	Yes
	Mr. Rainey	Yes
	Mrs. Sammons	Yes
	Mr. Swanson	Yes
	Mayor Barbaro	Yes

**ORDINANCE O – 15 – 2011**  
**ORDINANCE REPEALING CHAPTER 30 ENTITLED "PUBLIC DEFENDER" OF THE CODE OF THE**  
**TOWNSHIP OF ELK**  
**TITLE ONLY**

Motion by Mr. Rainey, seconded by Mrs. Sammons to adopt Ordinance O-15-2011, upon roll call motion carried.

Roll Call:	Mr. Pantaleo	Yes
	Mr. Rainey	Yes
	Mrs. Sammons	Yes
	Mr. Swanson	Yes
	Mayor Barbaro	Yes

**RESOLUTION R-122-2011**  
**RESOLUTION AUTHORIZING RELEASE OF THE PERFORMANCE GUARANTEE, CASH BOND**  
**AND ESCROW FUNDS, AND REQUIRING A MAINTENANCE GUARANTEE BY TLT, LLC**  
**AFFECTING THE PARCEL KNOWN AS BLOCK 11 LOT 5**

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

Roll Call:	Mr. Pantaleo	Yes
	Mr. Rainey	Yes
	Mrs. Sammons	Yes
	Mr. Swanson	Yes
	Mayor Barbaro	Yes

**RESOLUTION R-123-2011**  
**RESOLUTION TO GO INTO CLOSED EXECUTIVE SESSION TO DISCUSS ONGOING LITIGATION**  
**IN REGARDS TO PAPANONE AT HAMPTON HILLS, SUPERIOR BARREL AND POTTER V. ELK**  
**TOWNSHIP COMMITTEE**

Motion by Mr. Swanson, seconded by Mrs. Sammons to adopt and approve said resolution, all were in favor, motion carried.

**RESOLUTION R-124-2011**  
**RESOLUTION AUTHORIZING 2011 BUDGET TRANSFERS**

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

Roll Call:	Mr. Pantaleo	Yes
	Mr. Rainey	Yes
	Mrs. Sammons	Yes
	Mr. Swanson	Yes
	Mayor Barbaro	Yes

**RESOLUTION R-125-2011**  
**RESOLUTION APPOINTING JOHN MCCLAY AS THE**  
**ELECTRIC SUBCODE OFFICIAL OF THE TOWNSHIP OF ELK**

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

Roll Call:	Mr. Pantaleo	Yes
	Mr. Rainey	Yes
	Mrs. Sammons	Yes
	Mr. Swanson	Yes
	Mayor Barbaro	Yes

**RESOLUTION R-126-2011**

**RESOLUTION AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO SIGN AN INTERIM COURT AGREEMENT BETWEEN THE TOWNSHIP OF ELK AND BOROUGH OF CLAYTON**

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

Roll Call:	Mr. Pantaleo	Yes
	Mr. Rainey	Yes
	Mrs. Sammons	Yes
	Mr. Swanson	Yes
	Mayor Barbaro	Yes

**GLOUCESTER COUNTY REPRESENTATIVE – David Lubelski was present.**

**PUBLIC PORTION**

Motion by Mr. Swanson 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 committees attention to come forward at this time.

Tony Creta, 233 Unionville Road asked if there has been any progress with the drainage problem on Ewan Road.

Mr. Pantaleo spoke with the engineer and resident and the engineer is looking at possibly re-routing water. The builder is in compliance with the planning board approval. The retention pond is working properly. It is not a simple fix and will take time.

Mr. Creta stated this is a problem that needs to be fixed by the township.

Carla and John Hoffman, 732 Buck Road, were present to make committee aware of their neighbor, Mr. Fazzio that burns all year long. He burns household trash, plastic, rubber, insulation among other things. The burning has made it unbearable for the Hoffman's to live in their home. They cannot open their windows and most times cannot be outside. They would like to see an ordinance for air pollution. Mrs. Hoffman distributed information to committee. They have contacted the DEP with no direction.

Mr. Fazzio burns in a large fireplace, almost like an incinerator, and the odor is horrible.

Mr. Duffield stated this complaint may fall under the Federal Air Quality Act. It is tough to enforce. Mr. Duffield stated it could be a zoning issue. Do they have a burn permit? Mr. Duffield will look into the issue and get back to the Hoffman's.

Ed Pearson, 1447 Ferrell Road, stated that the Hoffman's are correct, their neighbor is a junk dealer and he does burn in a huge fire place. He has seen it and the odor was so difficult he had to leave the premise.

Trunk or Treat was very successful. There were over 300 kids and 175 adults.

Mr. Pearson asked if the township will continue to salt the school parking lot during snow events, this winter. Committee stated the public works department will continue to salt the parking lot at the school.

Carl Sadlowski, 108 29<sup>th</sup> Avenue, asked where the discretionary aid application for 29<sup>th</sup> Avenue stands. Mr. Gaskill stated the application has been submitted and it is a sit and wait process. Letters will be sent from 3<sup>rd</sup> District legislative offices in support.

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

**PAY BILLS**

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

Roll Call:	Mr. Pantaleo	Yes
	Mr. Rainey	Yes
	Mrs. Sammons	Yes
	Mr. Swanson	Yes
	Mayor Barbaro	Yes

**RECESS**

Motion by Mr. Pantaleo to recess from the regular meeting, seconded by Mr. Swanson, all were in favor motion carried. The meeting recessed at 8:30pm.

Mr. Duffield announced committee will be going into closed session to discuss 3 different pending litigation matters. Action may be taken after the session

Motion by Mrs. Sammons to return to the meeting, seconded by Mr. Swanson, all were in favor motion carried. The meeting was called back to order at 9:08pm.

Mr. Duffield summarized the committee discussed 3 matters of litigation, Cheryl Potter v. the Elk Township Committee, Elk Township v. Paparone at Hampton Hills and Elk Township v. Thomas Toy, Superior Barrel.

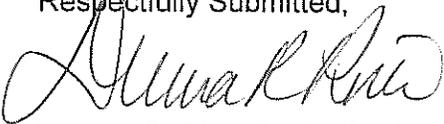
Motion by Mr. Pantaleo, seconded by Mr. Swanson authorizing Mr. Duffield to send a letter of response to the attorney's for Hampton Hills and Superior Barrel, upon roll call motion carried.

Roll Call:	Mr. Pantaleo	Yes
	Mr. Rainey	Yes
	Mrs. Sammons	Yes
	Mr. Swanson	Yes
	Mayor Barbaro	Yes

**ADJOURNMENT**

Motion by Mr. Pantaleo to adjourn, seconded by Mr. Swanson all were in favor, the meeting was adjourned at 9:10 PM.

Respectfully Submitted,



Debora R. Pine, RMC, CMC  
Township Clerk

**RESOLUTION R-122-2011**

**RESOLUTION OF THE MAYOR AND COMMITTEE OF THE TOWNSHIP OF ELK AUTHORIZING  
RELEASE OF THE PERFORMANCE GUARANTEE, CASH BOND  
AND ESCROW FUNDS, AND REQUIRING A MAINTENANCE GUARANTEE BY  
TLT, L.L.C. AFFECTING THE PARCEL KNOWN AS BLOCK 11, LOT 5 ON THE OFFICIAL TAX MAP  
OF ELK TOWNSHIP, COUNTY OF GLOUCESTER, STATE OF NEW JERSEY  
PLANNING BOARD RESOLUTION NO. 2010-24**

**WHEREAS**, the Applicant, TLT, L.L.C., has caused certain work to be performed relating to improvements affecting a parcel known as Block 11, Lot 5 on the official Tax Map of Elk; and

**WHEREAS**, the Applicant had previously received authorization approving the form and amount of a Performance Guarantee and Cash Bond pursuant to Resolution No. R-28-2011 adopted by Mayor and Committee on January 18, 2011.

**WHEREAS**, after adoption of Resolution R-28-2011, the required Performance Guarantee (Performance Surety Bond No. S00636 dated December 15, 2010 issued by First Indemnity of America Insurance Company in the amount of \$128,444.40) and Cash Bond were received by the Township Clerk and remain in effect; and

**WHEREAS**, the Elk Township Engineer has inspected all improvements secured by said Performance Surety Bond and Cash Bond, and has filed a written report with the Township Clerk dated October 25, 2011 (consisting of 1 page), attached hereto as Schedule "A", recommending the release of the Performance Guarantee and Cash Bond originally posted pursuant to Resolution No. R-28-2011; and

**WHEREAS**, the Elk Township Engineer further recommends posting and issuance of a Maintenance Guarantee as follows:

Maintenance Bond Amount	\$21,407.40
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**NOW, THEREFORE, BE IT RESOLVED**, by the Township Committee, Township of Elk, County of Gloucester, and State of New Jersey as follows:

1. The improvements performed by the Applicant for Block 11, Lot 5 are hereby accepted, and the Applicant is hereby released from all liability under the existing Performance Guarantee (Performance Surety Bond No. S00636 dated December 15, 2010 issued by First Indemnity of America Insurance Company in the amount of \$128,444.40) and Cash Bond, however, subject to the conditions set forth below.

2. The Applicant shall post a Maintenance Guarantee in the sum of \$21,407.40 for a period of two (2) years and in the manner set forth in N.J.A.C. 5:36-4.4 and/or N.J.A.C. 5:36-4.2.

3. The Applicant is hereby directed to forward the above-described Maintenance Guarantee to the Township Clerk to satisfy the contingency set forth herein.

4. That no above-mentioned Performance Guarantee shall be released until receipt by the Township of an approved Maintenance Guarantee in a form and manner satisfactory to the Township's

Solicitor (if not previously submitted and approved); and payment by the Applicant of any outstanding fees or costs from inspections, escrows and/or items more particularly set forth in the Application and Resolution of the Township Planning Board approving the project.

5. The Township Clerk is hereby directed to forward a certified copy of this Resolution to the Applicant and the Elk Township Engineer.

**ADOPTED** at a regular meeting of the Elk Township Committee held on November 3, 2011.

TOWNSHIP OF ELK

BY:

  
PHILIP A. BARBARO, JR., Mayor

ATTEST:

  
DEBORA R. PINE, Township Clerk

ROLL CALL VOTE				
COMMITTEE	AYES	NAYS	ABSTAIN	ABSENT
Pantaleo	✓			
Rainey	✓			
Sammons	✓			
Swanson	✓			
Barbaro	✓			

### CERTIFICATION

I hereby certify that the above resolution is a true copy of a resolution adopted by the Township Committee of the Township of Elk, County of Gloucester, State of New Jersey, at a meeting held by the same on November 3, 2011 in the Elk Township Municipal Building, 667 Whig Lane Road, Monroeville, New Jersey.

\_\_\_\_\_  
DEBORA R. PINE  
Township Clerk

**RESOLUTION R-123-2011**

**RESOLUTION OF THE TOWNSHIP OF ELK  
TO GO INTO CLOSED EXECUTIVE SESSION TO DISCUSS  
ONGOING LITIGATION IN REGARDS TO PAPANONE AT HAMPTON HILLS,  
SUPERIOR BARREL AND POTTER V. ELK TOWNSHIP COMMITTEE**

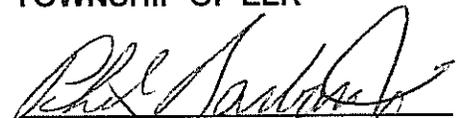
**WHEREAS** N.J.S.A. 10:4-12B. (7) permits the Township Committee to enter into Closed Executive Session and exclude the public from portions of the meeting to discuss personnel, litigation and/or contract negotiations in which the public body is, or may be a party or which involves any matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer; and

**WHEREAS** pursuant to N.J.S.A. 10:4-13, the Township Committee must first adopt a Resolution at a meeting which the public is admitted stating the general nature of the subject to be discussed and as precisely as possible at time when the circumstances under which the discussion conducted in Closed Executive Session can be disclosed to the public; and

**NOW, THEREFORE, BE IT RESOLVED**, that the time when and circumstances under which the discussion conducted in Closed Executive Session of the public body can be disclosed to the public will be at the conclusion of the beforementioned contract negotiation.

**THIS RESOLUTION WAS DULY ADOPTED** at the Regular Meeting of the Township Committee of the Township of Elk held on the 3<sup>rd</sup> day of November 2011 and is duly certified by the Clerk to embody the determination made by the Committee at that hearing date.

**TOWNSHIP OF ELK**

  
Philip A. Barbaro, Jr., Mayor

**ATTEST:**

  
DEBORA R. PINE, TOWNSHIP CLERK

**RESOLUTION R- 124 - 2011  
RESOLUTION AUTHORIZING 2011 BUDGET TRANSFERS**

**WHEREAS**, the need exists for certain budget transfers within the appropriations of the Municipal Budget for the year 2011 and

**NOW, THEREFORE, BE IT RESOLVED BY THE** Township Committee of the Township of Elk that the Chief Financial Officer of the Township of Elk is hereby authorized to transfer the following funds:

**Transfer From:**

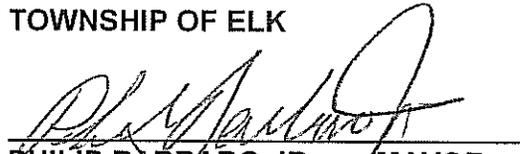
Streets and Roads SW	\$4,000.00
Electric OE	\$5,000.00
Vehicle Maintenance OE	\$5,000.00
Planning Board OE	\$5,000.00

**Transfer To:**

Legal OE	\$6,000.00
Public Buildings and Grounds OE	\$4,000.00
Gas/Diesel OE	\$9,000.00

**THIS RESOLUTION IS DULY ADOPTED** by the Township Committee of the Township of Elk at its regular meeting held on the 3rd day of November 2011 at the Municipal Building, 667 Whig Lane Road, Monroeville, NJ 08343.

**TOWNSHIP OF ELK**

  
\_\_\_\_\_  
**PHILIP BARBARO JR., MAYOR**

**ATTEST:**

  
\_\_\_\_\_  
**DEBORA R. PINE, TOWNSHIP CLERK**

ROLL CALL VOTE				
COMMITTEE	AYES	NAYS	ABSTAIN	ABSENT
Pantaleo	✓			
Rainey	✓			
Sammons	✓			
Swanson	✓			
Barbaro	✓			

**RESOLUTION APPOINTING JOHN MCCLAY AS THE ELECTRIC SUBCODE OFFICIAL OF THE TOWNSHIP OF ELK**

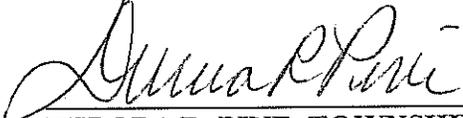
**WHEREAS**, as N.J.S.A. 52:27D-126 provides a four (4) year term for Electric Subcode Official; and **WHEREAS**, John McClay has served as Acting Electric Subcode Official for the Township of Elk and has the necessary qualifications.

**NOW, THEREFORE, BE IT RESOLVED** by The Township Committee of Elk Township that John McClay is appointed Electric Subcode Official for a term pursuant to State Statute effective November 1, 2011.

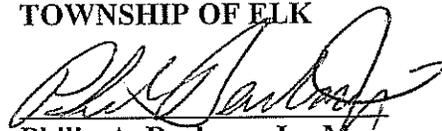
**BE IT FURTHER RESOLVED** that the salary of the Electric Subcode Official shall be determined by the Township Committee annually and as promulgated in the salary ordinance of the Township of Elk.

**ADOPTED** at a regular meeting of the Township Committee of the Township of Elk held on November 3, 2011.

**ATTEST:**

  
**DEBORA R. PINE, TOWNSHIP CLERK**

**TOWNSHIP OF ELK**

  
**Philip A. Barbaro, Jr., Mayor**

ROLL CALL VOTE				
COMMITTEE	AYES	NAYS	ABSTAIN	ABSENT
Pantaleo	✓			
Rainey	✓			
Sammons	✓			
Swanson	✓			
Barbaro	✓			

**CERTIFICATION**

I hereby certify that the above resolution is a true copy of a resolution adopted by the Township Committee of the Township of Elk, County of Gloucester, State of New Jersey, at a meeting held by the same on November 3, 2011 in the Elk Township Municipal Building, 667 Whig Lane Road, Monroeville, New Jersey.

\_\_\_\_\_  
DEBORA R. PINE  
Township Clerk

R-126-2011  
**RESOLUTION OF THE TOWNSHIP COMMITTEE  
OF THE TOWNSHIP OF ELK**

**RE: AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO SIGN AN INTERIM COURT AGREEMENT BETWEEN THE TOWNSHIP OF ELK AND BOROUGH OF CLAYTON**

**WHEREAS**, the Borough of Clayton is in need of assistance with Clayton Municipal Court; and

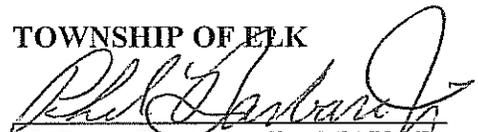
**WHEREAS**, the Township of Elk has agreed to provide Interim Court Assistance to the Borough of Clayton, beginning August 29, 2011,

**WHEREAS**, this Interim Court Agreement shall remain in effect until the Joint Municipal Court Agreement has been approved and operations begin or until this agreement is terminated by either party.

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Township Clerk of the Township of Elk be and are hereby authorized to sign an Interim Court Agreement with the Borough of Clayton, for the purpose aforesaid, a copy of said agreement being attached hereto and make a part here of.

**ADOPTED** at a regular meeting of the Township Committee of the Township of Elk held on November 3, 2011.

**TOWNSHIP OF ELK**

  
Philip A. Barbaro, Jr., MAYOR

**ATTEST:**

  
DEBORA R. PINE, TOWNSHIP CLERK

ROLL CALL VOTE				
COMMITTEE	AYES	NAYS	ABSTAIN	ABSENT
Pantaleo	✓			
Rainey	✓			
Sammons	✓			
Swanson	✓			
Barbaro	✓			

**CERTIFICATION**

The foregoing Resolution was duly adopted by the Committee of the Township of Elk at a meeting held on the 3<sup>rd</sup> day of November, 2011.

DEBORA R. PINE, TOWNSHIP CLERK

**INTERIM COURT AGREEMENT**

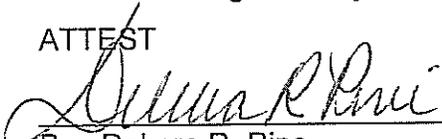
Between the  
Township of Elk  
and  
The Borough of Clayton

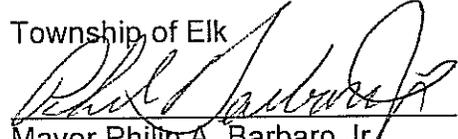
Due to the retirement of qualified Municipal Court personnel in the Borough of Clayton, the Township of Elk agrees to provide Interim Court Assistance to the Borough of Clayton. Elk Township agrees to assist Clayton in handling the Clayton Municipal Court operations beginning August 29<sup>th</sup>, 2011 and until the Joint Municipal Court Agreement has been approved and begins operations; or until this agreement is terminated by either party with sixty (60) days written notice provided to the other municipality.

The Township of Elk will assign appropriate Municipal Court personnel to work out of Clayton's Municipal Court Office, as needed, to handle the operations of the Court. The Borough of Clayton agrees to pay to Elk Township the cost of the personnel required, at the Township of Elk's cost. The estimated cost to the Borough of Clayton for the Deputy Court Administrator would be \$725.00 per week. The estimated cost will increase to \$935.00 per week once the position is eligible for health and dental insurance (November 1<sup>st</sup>, 2011). If additional clerical court assistance is required, it would be billed at the Township of Elk's cost of \$10.80 per hour.

IN WITNESS WHEREOF the parties have signed this agreement by their respective Mayors after having been duly authorized by the governing bodies of the Township of Elk and the Borough of Clayton.

ATTEST

  
By: Debora R. Pine  
Township Clerk

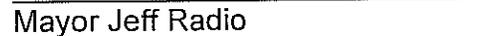
Township of Elk  
  
Mayor Philip A. Barbaro Jr.

DATE: November 3, 2011

ATTEST

By: Christine Newcomb  
Borough Clerk

Borough of Clayton

  
Mayor Jeff Radio

DATE: \_\_\_\_\_, 2011

**BILL APPROVAL**  
**November 3, 2011**  
**Bank Wires and Manual Checks**

**GENERAL ACCOUNT:**

1) Elk Township	11-00962	\$57,612.45
2) State of NJ Pensions and Benefits	11-00976	\$31,053.13
3) Gloucester County Treasurer	11-00916	\$516,329.73
4) Gloucester County Library Commission	11-00917	\$40,089.03

**DOG ACCOUNT:**

1) NJ Department of Health	11-00977	\$1.20
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**RECREATION OPERATING:**

1) Barbara Pearson		\$75.72
2) Bob's Hobby Shop		\$87.78
3) Gloucester County Awards		\$129.30

**GENERAL CAPITAL:**

1) Gerald A. Barrett, LLC	11-00980	\$40,367.81
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TOWNSHIP OF ELK  
Check Payment Batch Verification Listing

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Batch Id: SC Batch Type: C Batch Date: 11/03/11 Checking Account: CURRENT G/L Credit: Budget G/L Credit  
Generate Direct Deposit: N

Check No. PO #	Check Date Enc Date	Vendor # Name Item Description	Payment Amt	Charge Account Description	Account Type	Status	Seq
11-00960	11/03/11 10/22/11	A0055 ADAMS & ADAMS 1 GENERAL LEGAL	150.00	1-01- -023-232 LEGAL COSTS	Budget	Aprv	31
			----- 150.00				
11-00975	11/03/11 10/31/11	A0260 ATLANTIC CITY ELECTRIC 1 OCTOBER STREETLIGHTS	1,014.12	1-01- -037-222 STREET LIGHTING EXPENSE	Budget	Aprv	38
11-00975	11/03/11 10/31/11	2 OCTOBER ELECTRIC	2,533.83	1-01- -037-223 ELECTRICITY	Budget	Aprv	39
			----- 3,547.95				
11-00979	11/03/11 11/02/11	B0065 GERALD A. BARRETT, LLC 1 CEDAR BRIDGE ROAD RECONSTRUCT	158,875.00	G-01- -105-106 2011 STATE AID-CEDAR BRIDGE ROAD	Budget	Aprv	41
			----- 158,875.00				
11-00905	11/03/11 10/09/11	C0033 CAPITOL CLEANERS 1 SEPTEMBER UNIFORM CLEANING	590.75	1-01- -029-234 UNIFORM CLEANING	Budget	Aprv	6
			----- 590.75				
11-00926	11/03/11 10/16/11	C0093 CHEAPER THAN DIRT 1 HYDRATION PACK/CARRIER, ETC	103.32	1-01- -029-236 EQUIPMENT & SUPPLIES	Budget	Aprv	12
			----- 103.32				
11-00958	11/03/11 10/22/11	C0149 STEPHEN CONSIDINE 1 TRAVEL	36.62	1-01- -013-253 MILEAGE & EXPENSES	Budget	Aprv	29
			----- 36.62				
11-00955	11/03/11 10/22/11	C0167 COMCAST 1 INTERNET SERVICES MONTHLY	95.12	1-01- -037-224 TELEPHONE	Budget	Aprv	25
11-00955	11/03/11 10/22/11	2 INTERNET SERVICES MONTHLY	60.07	1-01- -037-224 TELEPHONE	Budget	Aprv	26
			----- 155.19				
11-00566	11/03/11 06/12/11	D0150 DELSEA REGIONAL HIGH SCHOOL 5 11/09/2011	199,307.57	1-01- -905-002 REGIONAL SCHOOL TAXES	Budget	Aprv	3

Check No. PO #	Check Date Enc Date	Vendor # Name Item Description	Payment Amt	Charge Account Description	Account Type	Status	Seq
			----- 199,307.57				
11-00959	11/03/11 10/22/11	D0155 DELTA DENTAL PLAN OF NJ 1 NOVEMBER DENTAL	1,460.85	1-01- -026-222 GROUP INSURANCE PLAN	Budget	Aprv	30
			----- 1,460.85				
11-00978	11/03/11 11/02/11	D0498 BRIAN J. DUFFIELD 1 LEGAL THRU 10/31/2011	5,639.56	1-01- -017-222 LEGAL OPERATING EXPENSES	Budget	Aprv	40
			----- 5,639.56				
11-00934	11/03/11 10/16/11	E0230 EDMUNDS & ASSOCIATES, INC. 1 2011-ADDED AND OMITTED	270.00	1-01- -015-224 PRINTING OF FORMS	Budget	Aprv	17
			----- 270.00				
11-00936	11/03/11 10/16/11	F0277 FIRE ONE 1 AURA FIRE CO LADDER TESTING	1,165.00	1-01- -028-226 AID TO FIRE COMPANY OTHER EXPENSES	Budget	Aprv	18
			----- 1,165.00				
11-00930	11/03/11 10/16/11	F0368 FORD CREDIT 1 LEASE 7523406-2011 CHARGER	9,101.85	1-01- -029-236 EQUIPMENT & SUPPLIES	Budget	Aprv	16
			----- 9,101.85				
11-00961	11/03/11 10/22/11	H0275 HOME DEPOT 1 HOOK, LIGHT TUBES	17.28	1-01- -020-225 MISCELLANEOUS	Budget	Aprv	32
			----- 17.28				
11-00972	11/03/11 10/31/11	I0200 INT'L INSTITUTE OF MUNI. CLERK 1 DEBORA PINE, CMC RENEWAL	135.00	1-01- -043-229 ASSOCIATION DUES & FEES	Budget	Aprv	36
			----- 135.00				
11-00928	11/03/11 10/16/11	J0163 BOB JOHNSON'S COMPUTER STUFF 1 DOCKING STATION/MOUNT FORD CV	669.92	1-01- -029-236 EQUIPMENT & SUPPLIES	Budget	Aprv	14
			----- 669.92				
11-00928	11/03/11	K0225 MARGARET KOTARSKI					

Check No. PO #	Check Date Enc Date	Vendor # Item	Name Description	Payment Amt	Charge Account Description	Account Type	Status	Seq
11-00951	10/22/11	1	COURT OCTOBER	135.00	1-01- -050-225 MISCELLANEOUS	Budget	Aprv	22
				----- 135.00				
11-00974	10/31/11	1	2011 PEOSHA FUNDS	423.96	1-01- -052-222 OSHA FIRE CONTRIBUTIONS	Budget	Aprv	37
				----- 423.96				
11-00953	10/22/11	1	10/14 - UNLEADED	1,567.70	1-01- -037-226 GASOLINE/DIESEL	Budget	Aprv	24
11-00971	10/31/11	1	10/25/11-UNLEADED	1,317.30	1-01- -037-226 GASOLINE/DIESEL	Budget	Aprv	35
				----- 2,885.00				
11-00970	10/31/11	1	944312212-122 MONTHLY SERVICE	326.60	1-01- -037-224 TELEPHONE	Budget	Aprv	34
				----- 326.60				
11-00949	10/22/11	1	PAPER, ENVELOPES, FOLDERS, ETC	148.50	1-01- -029-223 OFFICE SUPPLIES	Budget	Aprv	20
				----- 148.50				
11-00957	10/22/11	1	MEMORY MODULE DELL	80.21	1-01- -043-223 OFFICE SUPPLIES	Budget	Aprv	28
				----- 80.21				
11-00937	10/16/11	1	INK CARTS, PENCILS, ENVELOPES,	194.11	1-01- -043-223 OFFICE SUPPLIES	Budget	Aprv	19
				----- 194.11				
11-00927	10/16/11	1	REPAIR RADAR 097540	48.75	1-01- -029-239 REPAIRS TO EQUIPMENT	Budget	Aprv	13
				----- 48.75				
11-00068	01/08/11	11	2011 TELEPHONE - NOV	15.00	1-01- -037-224 TELEPHONE	Budget	Aprv	1

Check No. PO #	Check Date Enc Date	Vendor # Name Item Description	Payment Amt	Charge Account Description	Account Type	Status	Seq
11-00138	01/22/11	4 REIMBURSE MEDICARE PART B-4TH	289.50	1-01- -026-222 GROUP INSURANCE PLAN	Budget	Aprv	2
			----- 304.50				
11-00924	10/16/11	11/03/11 S0266 SHAMROCK ENTERPRISES 1 ACETYLENE AND OXYGEN RENTALS	100.00	1-01- -034-236 EQUIPMENT & SUPPLIES	Budget	Aprv	11
			----- 100.00				
11-00950	10/22/11	11/03/11 S0455 LUZ S. SMITH 1 COURT OCTOBER	300.00	1-01- -050-225 MISCELLANEOUS	Budget	Aprv	21
			----- 300.00				
11-00956	10/22/11	11/03/11 S0600 SOUTHERN PEST CONTROL 1 OCTOBER MONTHLY SERVICE	48.00	1-01- -020-243 REPAIRS & SUPPLIES FOR BLDG	Budget	Aprv	27
			----- 48.00				
11-00969	10/31/11	11/03/11 T0299 THE BANK OF NEW YORK 1 PAYING AGENT	500.00	1-01- -013-225 MISCELLANEOUS	Budget	Aprv	33
			----- 500.00				
11-00567	06/12/11	11/03/11 T0600 TREASURER OF SCHOOL MONEYS 5 11/02/2011	194,402.50	1-01- -905-001 LOCAL SCHOOL TAXES	Budget	Aprv	4
			----- 194,402.50				
11-00929	10/16/11	11/03/11 W0075 WALTER P. GARRISON II 1 REIMBURSE KEYS	7.11	1-01- -029-225 MISCELLANEOUS	Budget	Aprv	15
			----- 7.11				
11-00874	10/01/11	11/03/11 W0080 WARREN'S HARDWARE 1 9 VOLT, AND N BATTERIES	12.97	1-01- -020-225 MISCELLANEOUS	Budget	Aprv	5
11-00923	10/16/11	1 WHITE MARKING	10.26	1-01- -020-243 REPAIRS & SUPPLIES FOR BLDG	Budget	Aprv	7
11-00923	10/16/11	2 CLEANER	6.78	1-01- -020-243 REPAIRS & SUPPLIES FOR BLDG	Budget	Aprv	8
11-00923	10/16/11	3 CONCRETE MIX	29.04	1-01- -020-243 REPAIRS & SUPPLIES FOR BLDG	Budget	Aprv	9
11-00923	10/16/11	4 DISCOUNT	4.61	1-01- -020-243 REPAIRS & SUPPLIES FOR BLDG	Budget	Aprv	10

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Check No.	Check Date	Vendor #	Name	Payment Amt	Charge Account Description	Account Type	Status	Seq
PO #	Enc Date	Item	Description					
				----- 54.44				
11-00952	11/03/11	w0205	WEST GROUP PAYMENT CENTER					
	10/22/11	1	NJ COURT RULES, ETC.	195.00	1-01- -050-254 BOOKS & PUBLICATIONS	Budget	Aprv	23
				----- 195.00				

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	Count	Line Items	Amount
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Checks:	33	41	581,379.54

There are NO errors or warnings in this listing.

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