

**MINUTES OF THE REGULAR MEETING OF THE TOWNSHIP COMMITTEE
OF THE TOWNSHIP OF LOWER ALLOWAYS CREEK HELD JANUARY 25, 2011**

A Regular Meeting of the Lower Alloways Creek Township Committee was held January 25, 2011 with Mayor Ellen B. Pompper calling the meeting to order at 7:30 p.m.

STATEMENT OF NOTICE GIVEN

The Township Clerk read the following statement.

This is a Regular Meeting of the Township Committee of the Township of Lower Alloways Creek being held in compliance with the "Open Public Meetings Act" N.J.S.A. 10:4-6. To insure the right of citizens to have adequate advance notice of and the right to attend meetings of public bodies at which any business affecting them is discussed or acted upon. Advance written notice of this meeting was given by way of an Annual Notice, which was filed with the Lower Alloways Creek Township Clerk, forwarded to the Today's Sunbeam and Bridgeton News and posted on the Bulletin Board in the lobby of the Lower Alloways Creek Township Municipal Building in compliance with said Act.

FLAG SALUTE Mayor Pompper led in the Flag Salute.

ROLL CALL OF COMMITTEE

Present: Mr. Breslin, Mr. Palombo, Mr. Venable, Mr. Wood and Mayor Pompper

Absent: None

OTHERS IN ATTENDANCE:

Also in attendance were -9- (nine) members of the Public, Lewis Fogg, Public Works Foreman; David Sowers, Director of Public Safety and the Township Clerk Ronald L Campbell Sr.

APPROVAL OF AUDITED VOUCHERS

Mayor Pompper stated that she will ask for a motion regarding approval of the properly audited vouchers, but before she does, she has been asked questions regarding a bill on the list and contacted Mr. Rosenberger, who is unable to attend this meeting about that bill. The voucher for Kevin Young, \$ 340.00 it is for eyeglass reimbursement, it is not his pay, we have a judgment against him, for which he has made no initiative to pay the Township, Mr. Rosenberger recommends that we do not approve this payment which is a contract benefit, Mr. Young can grieve this, but this may be the only way the Township will get its money. Therefore, we would approve the voucher list and vote no on check # 13414 if the Committee so wishes.

Motion (Breslin, Palombo) that all properly audited vouchers be paid.

The motion to pay properly audited vouchers passed a vote of the Township Committee as follows:

Ayes: Breslin, Palombo, Venable and Wood

Pompper, yes to voucher list, no to check #13414

Nays: none Abstain: none Absent: none

Mayor Pompper asked that each Committeeperson clarify their vote as to check # 13414, individual Committee persons responded as follows: Breslin- No, Palombo- No, Pompper-No, Wood-Abstain

MONTHLY REPORTS TO THE COMMITTEE

The Mayor requested that the minutes reflect that the December Monthly Reports to the Township Committee were received from the following Departments and are on file with the Clerk: Police Department, Municipal Court, Tax Collector, Sewer Collector, Animal Control Officer, Construction Office and Finance.

**APPROVAL OF THE MINUTES OF THE REGULAR TOWNSHIP COMMITTEE MEETING
HELD DECEMBER 21, 2010 AND THE CLOSED SESSION MINUTES OF DECEMBER 21, 2010
AND THE MINUTES OF THE 2011 REORGANIZATION MEETING HELD JANUARY 2, 2011**

Motion (Breslin, Wood) to approve the December 21, 2010 Regular Township Committee Meeting Minutes, the December 21, 2010 Closed Session Minutes and the Minutes of the 2011 Reorganization Meeting Held January 2, 2011.

The motion to approve the minutes of the December 21, 2010 Regular Township Committee Meeting, the December 21, 2010 Closed Session Minutes and the Minutes of the 2011 Reorganization Meeting held January 2, 2011 passed a vote of the Township Committee as follows: 5-0

Ayes: Breslin, Wood, Palombo and Venable, and Pompper

Nays: none Abstain: none Absent: none

RESOLUTIONS

Motion (Breslin, Venable) for Resolution 2011-31 A Resolution appointing a contact person for the JIF Employment Practices Liability Helpline.

RESOLUTION 2011-31

A RESOLUTION APPOINTING A CONTACT PERSON FOR THE EMPLOYMENT PRACTICES LIABILITY HELPLINE OF THE GLOUCESTER, SALEM, CUMBERLAND COUNTIES MUNICIPAL JOINT INSURANCE FUND

WHEREAS, the Governing Body of the Township of Lower Alloways Creek hereinafter referred to as "MUNICIPALITY", is a member of the Gloucester, Salem, Cumberland Counties Municipal Joint Insurance Fund, hereinafter referred to as "FUND"; and,

WHEREAS, the FUND has purchased Employment Practices Liability coverage from XL Insurance Company; and

WHEREAS, XL Insurance has arranged for the Fund members to have access to an EPL HELPLINE service and;

WHEREAS, the HELPLINE will provide the following services;

- Attorneys will answer *specific* HR and Employment Law questions

Confidential and timely responses

Attorney client privilege

Via Website/E-mail

By Telephone with written follow up response

- On Line Training

Managers/Supervisors

Slides, Audio, File Downloads

Small Chapters

Certificates of Completion

- Additional On Line Resources

Question of The Month

Case of The Month

HR Alerts via e-mail and posted on website

Federal/State News Updates

HR Posters

Model Policies/Handbook

WHEREAS, the FUND requires the MUNICIPALITY to designate specific managerial or supervisory individuals who will have access to the HELPLINE;

NOW THEREFORE, be it resolved that the governing body of the Township of Lower Alloways Creek does hereby appoint Ronald L Campbell Sr. as its Contact Person.

BE IT FURTHER RESOLVED that the governing body does hereby appoint Kevin Clour as their additional Contact Person.

The motion for Resolution 2011-31 passed a vote of the Township Committee as follows: 5-0

Ayes: Breslin, Venable, Palombo, Wood and Pompper

Nays: none Abstain: none Absent: none

Motion (Breslin, Wood) for Resolution 2011-32 A Resolution to suspend Roberts Rules of Order with regard to discussion after a motion has been made.

RESOLUTION 2011-32

A RESOLUTION TO SUSPEND THE USE OF ROBERT'S RULES OF ORDER WITH RESPECT TO FORMAL DISCUSSION AFTER A MOTION IS MADE

WHEREAS, the Township Committee of the Township of Lower Alloways Creek in order to properly conduct its meetings, did adopt Roberts Rules of Order most current revision at its 2011 Reorganization Meeting, held January 2, 2011, and;

WHEREAS, in order to allow for a more open discussion of all matters before the Township Committee, it desires to suspend the formal rules regarding discussion which apply after a motion is made, and;

WHEREAS, it is the desire of the Township Committee to suspend the formal rules which apply under Roberts Rules of Order regarding discussion after a motion is made and seconded and establish an open dialog in its place, with the discourse and duration to be at the discretion of the Mayor or presiding Committee Person

NOW THEREFORE BE IT RESOLVED, that the Township Committee of the Township of Lower Alloways Creek hereby suspends the formal rules which apply under Roberts Rules of Order regarding discussion after a motion is made and seconded and establishes a procedure of open dialog in its place; with the discourse and duration to be at the discretion of the Mayor or presiding Committee Person.

The motion for Resolution 2011-32 passed a vote of the Township Committee as follows: 5-0

Ayes: Breslin, Wood, Palombo, Venable, and Pompper

Nays: none Abstain: none Absent: none

Motion (Wood, Palombo) for Resolution 2011-33 A Resolution to transfer 2010 Property Tax overpayments, totaling \$ 2432.15 to 2011 open balances

RESOLUTION 2011-33

A RESOLUTION TO TRANSFER 2010 OVERPAYMENTS ON PROPERTY TAX RECORDS TO 2011 OPEN TAX BALANCES

BE IT RESOLVED, by the Township Committee of the Township of Lower Alloways Creek, State of New Jersey, as follows;

WHEREAS, the Tax Collector has certified to the Township Committee that certain 2010 Tax Overpayments have been made and has requested that a resolution be passed to authorize the transfer of

these overpayments to 2011 Open Balances. The Tax Collector has attached a list of these overpayments as part of the end of year process.

NOW THEREFORE BE IT RESOLVED, that the Tax Collector be authorized as part of the year end process to transfer these 2010 tax overpayments to 2011 open tax balances. These amounts are listed individually and shown in the last column on the report as attached totaling \$ 2432.15.

The motion for Resolution 2011-33 passed a vote of the Township Committee as follows: 5-0

Ayes: Wood, Palombo, Breslin, Venable, and Pompper

Nays: none Abstain: none Absent: none

Motion (Wood, Venable) for Resolution 2011-34 a Resolution to cancel 2010 Property tax open balances under \$5.00, totaling \$ 42.14.

RESOLUTION 20011-34

A RESOLUTION CANCELING OPEN BALANCES LESS THAN \$5.00 FOR PROPERTY TAX OWED FOR 2010

WHEREAS, there are a number of taxpayers, with list attached, who for various reasons have open balances less than \$5.00 on 2010 Property Taxes; and

WHEREAS, since the time and expense involved to collect these amounts is greater than the amount open; and,

WHEREAS, the cancellation of these small balances would promote the efficiency of the tax office by eliminating the need to track these small amounts;

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Lower Alloways Creek, that the Tax Collector is hereby authorized to cancel these balances for property tax owed for 2010. These amounts are listed individually and shown in the last column on the report as attached totaling \$ 42.14:

The motion for Resolution 2011-34 passed a vote of the Township Committee as follows: 5-0

Ayes: Wood, Venable, Breslin, Palombo and Pompper

Nays: none Abstain: none Absent: none

OLD BUSINESS:

Leisure Arms Well Test finding for lead: Lewis Fogg informed the Township Committee that latest water test of the Leisure Arms system indicated the system was in complete compliance with all applicable standards including lead levels.

NEW BUSINESS:

Motion (Palombo, Venable) to authorize the purchase of 150 tons of rock salt from Mid-Atlantic Salt at a cost of \$ 8,407.50

The motion to authorize the purchase of 150 tons of rock salt from Mid-Atlantic Salt at a cost of \$ 8,407.50 passed a vote of the Township Committee as follows: 5-0

Ayes: Palombo, Venable, Wood, Breslin, and Pompper

Nays: none Abstain: none Absent: none

Motion (Palombo, Wood) to approve the attendance of Lewis Fogg at a "Managing Turf Grass Insects" class at Rutgers on February 14, 2011 at a cost of \$ 195.00.

The motion to approve the attendance of Lewis Fogg at a “Managing Turf Grass Insects” class at Rutgers on February 14, 2011 at a cost of \$ 195.00 passed a vote of the Township Committee as follows: 5-0
Ayes: Palombo, Wood, Breslin, Venable, and Pompper
Nays: none Abstain: none Absent: none

Motion (Palombo, Breslin) to approve the attendance of John Robinson & David Ecret to a “Roadside and Right-of-way Management” class at Rutgers on March 24, 2011 at a cost of \$ 390.00

The motion to approve the attendance of John Robinson & David Ecret to a “Roadside and Right-of-way Management” class at Rutgers on March 24, 2011 at a cost of \$ 390.00 passed a vote of the Township Committee as follows: 5-0
Ayes: Palombo, Breslin, Venable, Wood and Pompper
Nays: none Abstain: none Absent: none

Motion (Palombo, Breslin) to approve the installation of new floor tile in the Canton Fire House TV Room, by the LAC Fire Company, with any and all costs of the installation being paid by the LAC Fire Company.

The motion approve the installation of new floor tile in the Canton Fire House TV Room by the LAC Fire Company, with any and all costs of the installation being paid by the LAC Fire Company passed a vote of the Township Committee as follows: 5-0
Ayes: Palombo, Breslin, Venable, Wood and Pompper
Nays: none Abstain: none Absent: none

CORRESPONDENCE

Alloways Creek Bank Stabilization Project: Mr. Fogg informed the Committee that the NJDEP would not approve the Permit for the Alloways Creek Bank Stabilization Project without the Township removing the signs at the Boat Ramp, which state that the ramp is for residents only. The Township must allow access to ramp to the general public in order to receive the permit.

REPORTS TO THE COMMITTEE & COMMITTEE REPORTS

Ambulance Tim Bradway gave a report for the Month of December 57 Man-hours, 5 motor vehicles, 1 fire and 2 mutual aid. Mr. Bradway stated that there was a meeting next Monday with regard to revamping the EMS Services in the County and he wondered if anyone from the Committee was going to attend. Mayor Pompper stated she would not be able to attend but, perhaps others from the Committee could, Mr. Venable indicated he would try to attend.

Public Safety Mr. Sowers commented that there will be a neighborhood Home Safety meeting at the Hancocks Bridge Fire House tomorrow night, it has been advertised in the newsletter and newspaper. Mr. Sowers stated from this meeting, it is hoped that several town watches will be formed.

The Shooting Range plans are continuing to be worked on, this project should be finalized this year.

Mr. Sowers stated that he has looked at several candidates for a Part-Time Officer’s position but does not feel comfortable with anyone at this time.

Mr. Venable stated that many seniors commented to him both, from the Lunch program and those who live at Leisure Arms complimenting the Public Works Department and the work they do clearing roads, the Community Building and at the Leisure Arms Complex.

Mr. Palombo no report

Mr. Breslin stated that last year when he had attended meetings he recalled that residents of Leisure Arms had to get approval from the Committee in order to make changes to their unit or place a storage shed. Mr. Breslin would like to work on a guideline that would be used in such cases, so each approval does not have to come back to the Committee. The consensus of the Committee was for him to proceed.

Mr. Wood stated that Lisa Prouse was elected the Chairman of the MAPSA Committee for 2011 and an Internet Safety Workshop will be held tomorrow night, here in the Court Room. Mr. Wood informed Mr. Sowers that the School is a good source to distribute materials home with the schoolchildren when community meetings are to be held.

Mayor Pompper no report

PUBLIC COMMENT

A resident stated that he had been in contact with William Sumiel from the County Engineer's Office and the 35 mile per hour Speed limit on Main St.- Canton has been approved by the County Engineer's Office and is scheduled for approval at the next County Freeholder meeting. Mayor Pompper thanked the resident for the information.

A resident wanted to thank the Public Works Department for the job they have done removing snow, the Police Department, Fire and Ambulance Services for their dedicated service to her and her family and the Township over the years.

CLOSED SESSION

Motion (Breslin, Venable) to convene into a Closed Session of Business 7:55 pm

RESOLUTION 2011-35 A RESOLUTION FOR A CLOSED SESSION OF BUSINESS

BE IT RESOLVED, by the Township Committee of the Township of Lower Alloways Creek that a portion of the meeting of the Township Committee be closed to the public to enable the Township Committee to discuss, and where appropriate, take action concerning the following matter(s) as permitted by N.J.S.A. 10:4-12:

____ 3. Any material the disclosure of which constitutes an unwarranted invasion of individual privacy such as records, data, reports, recommendations, or other personal material of any educational, training, social service, medical, health, custodial, child protection, rehabilitation, legal defense, welfare, housing, relocation, insurance and similar program or institution operated by a public body pertaining to any individual admitted to or served by such institution or program, including but not limited to information relative to the individual's personal and family circumstances, and any material pertaining to admission, discharge, treatment, progress or condition of any individual, unless the individual concerned (or, in the case of a minor or incompetent, his guardian) shall request in writing that the same be disclosed publicly.

____ 4. Any collective bargaining agreement, or the terms and conditions, which are proposed for inclusion in any collective bargaining agreement, including the negotiation of the terms and conditions thereof with employees or representatives of employees of the public body.

____ 7. Any pending or anticipated litigation or contract negotiation other than in (4) above in which the public body is, or may become a party. Any matter 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.

More specifically, the matter to be discussed involves the following:

- A. Negotiations CWA & Police Contracts
- B. Personnel

BE IT FURTHER RESOLVED, that the matters discussed will be available for public inspection

- A. At such time the matter is concluded
- B. At such time the matter is concluded

BE IT FURTHER RESOLVED that this Resolution shall take effect immediately.

BE IT FURTHER RESOLVED that this Closed Session is expected to continue for 15 (fifteen) minutes and that further business by the Committee will take place at its conclusion.

The motion for the Closed Session of Business passed a vote of the Committee as follows:

Ayes: Breslin, Venable, Palombo, Wood and Pompper
Nays: none Abstain: none Absent: none

Motion (Venable, Palombo) to come out of the Closed Session of business. 8:20 pm

The motion to come out of the Closed Session of Business passed a vote of the Township Committee as follows: 4-0

Ayes: Venable, Palombo, Breslin, Wood and Pompper
Nays: none Abstain: none Absent: none

BUSINESS AFTER CLOSED SESSION

Motion (Palombo, Breslin) for Resolution 2011-36 a Resolution to hire Part-Time Recycling Enforcement Officers.

RESOLUTION 2011-36

A RESOLUTION TO HIRE PART TIME RECYCLING ENFORCEMENT OFFICERS

WHEREAS, the Township of Lower Alloways Creek is in need of a persons to be available as Part Time Recycling Enforcement Officer; and,

WHEREAS, the position has been advertised in the January 2011 Township Newsletter; and,

WHEREAS, the Public Works Superintendent, Jack Lynch recommends offering employment to the persons, who have provided the most evidence of experience and qualifications, for the position of a Part Time Recycling Enforcement Officer.

NOW, THEREFORE BE IT RESOLVED that the Township Committee of the Township of Lower Alloways Creek does accept the recommendation of the Public Works Superintendent and does therefore offer employment to the following persons for the position of Part Time Recycling Enforcement Officer at the rate of \$10.00/hr on an as needed basis:

David Donelson and Zeb Stetser

BE IT FURTHER RESLOVED that employment be contingent on passing a pre-employment physical and any other conditions as set forth by the Lower Alloways Creek Personnel Policy Manual.

The motion for Resolution 2011-36 passed a vote of the Township Committee as follows: 5-0

Ayes: Palombo, Breslin, Venable, Wood and Pompper
Nays: none Abstain: none Absent: none

Motion (Palombo, Breslin) for Resolution 2011-37 a Resolution to hire On-Call, As-Needed, Part-Time Snow Plow Operators

RESOLUTION 2011-37

A RESOLUTION TO HIRE ON CALL - AS NEEDED PART TIME SNOW PLOW OPERATORS

WHEREAS, the Township of Lower Alloways Creek is in need of a persons to be available as On Call – As Needed Part Time Snow Plow Operators; and,

WHEREAS, the position as an On Call – as Needed Snow Plow Operator has been offered to all the recently retired Public Works Employees; who have the knowledge and experience to operate such

equipment; and,

WHEREAS, the Public Works Superintendent, Jack Lynch recommends offering employment to the persons who have indicated they would accept the position of an On Call – as Needed Part Time Snow Plow Operator.

NOW, THEREFORE BE IT RESOLVED that the Township Committee of the Township of Lower Alloways Creek does accept the recommendation of the Public Works Superintendent and does therefore offer employment to the following persons for the position of On Call – as Needed Part Time Snow Plow Operator at the rate of \$10.00/hr:

David Donelson and James Bradway

BE IT FURTHER RESLOVED that employment be contingent on terms and conditions as set forth by the Lower Alloways Creek Personnel Policy Manual.

The motion for Resolution 2011-37 passed a vote of the Township Committee as follows: 5-0

Ayes: Palombo, Breslin, Venable, Wood and Pompper

Nays: none Abstain: none Absent: none

ADJOURNMENT

Motion (Breslin, Venable) to adjourn the meeting at 8:25 p.m.

The motion to adjourn the meeting passed unanimously.

Minutes of January 25, 2011 were approved at a meeting held February 15, 2011

ATTEST:

LOWER ALLOWAYS CREEK TOWNSHIP

Ronald L Campbell Sr. Clerk

By: _____
Mayor Ellen B. Pompper