

**MINUTES OF A REGULAR MEETING OF THE TOWNSHIP COMMITTEE
OF THE TOWNSHIP OF LOWER ALLOWAYS CREEK HELD NOVEMBER 14, 2011**

A Regular Meeting of the Lower Alloways Creek Township Committee was held on November 14, 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 -3- (three) members of the Public, Lewis Fogg, Public Works Foreman; George Rosenberger, Solicitor and the Township Clerk Ronald L Campbell Sr.

APPROVAL OF AUDITED VOUCHERS

Motion (Wood, Venable) that all properly audited vouchers be paid.

The motion to pay properly audited vouchers passed a vote of the Township Committee as follows: 5-0

Ayes: Wood, Venable, Breslin, Palombo and Pompper

Nays: none Abstain: Breslin check #14236 Absent: none

MONTHLY REPORTS TO THE COMMITTEE

The Mayor requested that the minutes reflect that the October Monthly Reports to the Township Committee have been 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, Engineer and Finance.

**APPROVAL OF THE MINUTES OF THE REGULAR TOWNSHIP COMMITTEE
MEETING HELD October 18, 2011 AND THE CLOSED SESSION MINUTES OF
October 18, 2011**

Motion (Palombo, Breslin) to approve the October 18, 2011 Regular Township Committee Meeting Minutes and the October 18, 2011 Closed Session Minutes.

The motion to approve the minutes of the October 18, 2011 Regular Township Committee Meeting and October 18, 2011 Closed Session minutes passed a vote of the Township Committee as follows: 5-0

Ayes: Palombo, Breslin, Venable, Wood and Pompper

Nays: none Abstain: none Absent: none

RESOLUTIONS

Motion (Palombo, Venable) for Resolution 2011-112, a Resolution authorizing an agreement between the Township of Lower Alloways Creek and Salem County for Senior & Disabled Residents Transportation Services

RESOLUTION 2011-112

A RESOLUTION AUTHORIZING AN AGREEMENT BETWEEN THE TOWNSHIP OF LOWER ALLOWAYS CREEK AND THE COUNTY OF SALEM FOR SENIOR AND DISABLED RESIDENTS TRANSPORTATION SERVICES

WHEREAS, The Township Committee of the Township of Lower Alloways Creek, recognizes the need for transportation services for senior and disabled residents in Salem County; and,

WHEREAS, the Township Committee of the Township of Lower Alloways Creek desires to enter into an agreement with the County of Salem to provide for the transportation of senior and disabled residents; and,

WHEREAS, the Interlocal Services Act, N.J.S.A. 40:8a-1 et seq. authorizes and empowers local government entities to enter into such agreements; and,

WHEREAS, the Township of Lower Alloways Creek as part of the transportation service may lease through the County of Salem, motor vehicles to be used to transport senior and disabled residents and provides drivers .

NOW, THEREFORE BE IT RESOLVED by the Township Committee of Lower Alloways Creek that it authorize an agreement for Senior and Disabled Transportation Services by and between the Township of Lower Alloways Creek and the County of Salem for the year 2012.

BE IT FURTHER RESOLOVED, by the Township Committee of Lower Alloways Creek that it authorizes, an agreement for the leasing of motor vehicles from the County of Salem to be used for the transportation of senior and disabled residents.

BE IT FURTHER RESOLOVED, that the Mayor and Clerk are hereby authorized to execute agreements with the County of Salem for the transportation of Senior and Disabled residents and the leasing of motor vehicles for the transportation of the same after approval of the documents by the Township Solicitor.

The motion for Resolution 2011-112, a Resolution authorizing an agreement between the Township of Lower Alloways Creek and Salem County for Senior & Disabled Residents Transportation Services passed a vote of the Township Committee as follows: 5-0

Ayes: Palombo, Venable, Breslin, Wood and Pompper

Nays: none

Abstain: none

Absent: none

Motion (Palombo, Venable) for Resolution 2011-113, a Resolution authorizing the Township of Lower Alloways Creek to enter into a Cooperative Pricing Agreement with the Middlesex Regional Educational Services Commission (Gasoline & Diesel)

RESOLUTION 2011- 113

A RESOLUTION AUTHORIZING THE TOWNSHIP OF LOWER ALLOWAYS CREEK TO ENTER INTO A COOPERATIVE PRICING AGREEMENT WITH THE MIDDLESEX REGIONAL EDUCATIONAL SERVICES COMMISSION

WHEREAS, N.J.S.A. 40A:11 - 11(5) authorizes contracting units to establish a Cooperative Pricing System and to enter into Cooperative Pricing Agreements for its administration; and

WHEREAS, the Middlesex Regional Educational Services Commission, hereinafter referred to as the “Lead Agency” has offered voluntary participation in a Cooperative Pricing System for the purchase of goods and services;

WHEREAS, on November 14, 2011 the governing body of the Township of Lower Alloways Creek, County of Salem, State of New Jersey duly considered participation in a Cooperative Pricing System for the provision and performance of goods and services;

NOW, THEREFORE BE IT RESOLVED as follows:

TITLE

This RESOLUTION shall be known and may be cited as the Cooperative Pricing Resolution 2011-114 of the Township of Lower Alloways Creek

AUTHORITY

Pursuant to the provisions of N.J.S.A. 40A:11-11(5), the Mayor and Clerk are hereby authorized to enter into a Cooperative Pricing Agreement with the Lead Agency.

CONTRACTING UNIT

The Lead Agency, Middlesex Regional Education Services Commission shall be responsible for complying with the provisions of the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) and all other provisions of the revised statutes of the State of New Jersey.

EFFECTIVE DATE

This resolution shall take effect immediately upon passage.

GOODS AND SERVICES

The Goods and Services that compromise this Cooperative Pricing Agreement shall be for Gasoline & Diesel fuels and such other items as found to be cost affective and advantageous through the Middlesex Regional Educational Services Commission, Cooperative Pricing System.

The motion for Resolution 2011-113, a Resolution authorizing the Township of Lower Alloways Creek to enter into a Cooperative Pricing Agreement with the Middlesex Regional Educational Services Commission passed a vote of the Township Committee as follows: 5-0

Ayes: Palombo, Venable, Breslin, Wood and Pompper

Nays: none

Abstain: none

Absent: none

ORDINANCE (PUBLIC HEARING)

Ordinance 2011-10 An Ordinance amending Section 18 of Chapter 138 known as “Sewers” of the Code of the Township of Lower Alloways Creek.

Mayor Pompper opened the meeting to a Public Hearing on Ordinance 2011-10

No one from the Public had any comments.

Mayor Pompper closed the Public Hearing on Ord 2011-10

Motion (Wood, Breslin) for final adoption of Ordinance 2011-10 an ordinance amending Section 18 of Chapter 138 known as "Sewers" of the Code of the Township of Lower Alloways Creek.

ORDINANCE 2011-10

AN ORDINANCE AMENDING SECTION 18 OF CHAPTER 135 ENTITLED "SEWERS" OF THE TOWNSHIP CODE OF THE TOWNSHIP OF LOWER ALLOWAYS CREEK

WHEREAS, the Mayor and Township Committee for the Township of Lower Alloways Creek have determined it is necessary to amend Chapter 135 of Township Code, entitled SEWERS.

SECTION 1. NOW THEREFORE, BE IT ORDAINED, by the Mayor and Township Committee for the Township of Lower Alloways Creek that Chapter 135 known as "SEWERS" of the Code of the Township of Lower Alloways Creek be amended as follows:

§ 135-18. Disconnection

- A. Requests to the Superintendent of Public Works or his/her designee for discontinuance of sewer service will be permitted only in cases of demolition, fire, flooding or by order of the State, County or local Board of Health for vacating a building serviced for health reasons. The owner shall be responsible for the payment of the sewer charge, at the rate as established by the Township ordinance during the time the property or structure is vacant. All requests for permanent disconnection of sewer service to a structure or property must be approved by a resolution of the Township Committee, which shall state the reason(s) and condition(s) of the discontinuance.
- B. The following procedures are to be followed for disconnecting the sanitary sewer lateral from an existing structure in all cases:
 1. Notify the Superintendent of Public Works or his/her designee for an inspection at least 24 hours prior to exposing the sanitary sewer lateral being disconnected.
 2. The Superintendent of Public Works or his/her designee will locate the lateral to be Disconnected
 3. At the site's property line, the contractor is to excavate to and expose the existing lateral pipe. The lateral pipe is to be cut with a saw (not broken with a hammer or excavation equipment).
 4. Once the lateral pipe has been cut, the contractor shall have the option of either plugging the main side portion of the lateral with an 18 (eighteen) inch long cement plug or capping the cut lateral with a Fernco type cap. The Cap or Plug shall be inspected by the Superintendent of Public Works or his/her designee before any backfill of the excavation is begun.
 5. The end of the lateral's location is to be marked with a post (1-inch plastic pipe or similar non-decaying material) from the end of the lateral to ground grade. The post is to be marked "Sanitary Sewer Lateral".
 6. Backfill for either permanent or temporary abandonment shall be NJDOT DGA or select fill in compacted lifts.
 7. No person other than a licensed plumber, licensed by the State of New Jersey, shall be permitted to disconnect and cap, cut off and cap, or sever and cap any water or sewer service from any property or structure in the Township of Lower Alloways Creek unless so authorized in writing by the Superintendent of Public Works or his/her duly authorized designee.

1. Demolition

- a. Before demolition of any building that is connected to the sewage system, a permit must be obtained for disconnection to the sewer system. Said permit shall be issued by the Superintendent of Public Works or his/her designee upon the applicant obtaining all the required permits, permissions and payment of a twenty-five dollar (\$25.00) fee to the Utility Collector. Said disconnection must occur prior to the demolition of the building. Any excavation within ten (10) feet of a riser and the actual disconnection shall be made in the presence of the Superintendent of Public Works or his/her duly authorized representative.

2. Discontinuance of sewer services

- a. In the event that the Owner of a property desires to discontinue sewer service from the Township's sewer system, for reasons other than found in Section A, above, the Owner shall file an Application for Disconnection (Exhibit D) with the Superintendent of Public Works or his/her designee accompanied by a fee of Fifty Dollars (\$50.00) to the Utility Collector. The discontinuance must be for a period of not less than one (1) year. Once the disconnection has been approved by the Township's Superintendent of Public Works, the Application for Discontinuance shall be considered for approval by a resolution of the Township Committee. Following approval of the Application for Discontinuance by the Township Committee, the Owner shall not be subject to the annual service charge beginning the following year. If and when the Owner elects to re-connect to the Township's sewer system, the connection shall be considered a new connection and shall be subject to all the fees and requirements so enumerated in this Chapter. This provision does not apply to temporary disconnections for the maintenance of the property owner's lateral
- b. All water closets, urinals, sinks, bathtubs, washbasins, washtubs and other fixtures for receiving wastewaters located in or connected with any structure or part thereof for which sewer service is discontinued and for which a connection with the sewer system is mandatory, shall be removed. All laterals to which sewer service is discontinued under this section and pass through the walls (basement or crawl space) of said structure must be removed and the wall cemented in, so that no discontinued lateral sewer pipe is left inside any structure. Verification of the removal of such items when required shall be conducted by the Superintendent of Public Works or his/her duly authorized representative.

Section 2. All Ordinances or parts of Ordinances which are inconsistent herewith are hereby repealed to the extent of such inconsistency.

Section 3. If any sentence, clause or phrase to the aforesaid Ordinance is, for any reason, held by any court of competent jurisdiction to be unconstitutional or invalid, such decision shall not effect the remaining portions of this ordinance.

Section 4. This Ordinance shall take effect immediately upon adoption and publication as required by law.

Public Hearing on this Ordinance shall be on November 14, 2011 at 7:30 p.m., at the Municipal Building, 501 Locust Island Road, Hancock's Bridge, New Jersey.

This Ordinance, which was introduced for First Reading on October 18, 2011, shall be published by Title in the Today’s Sunbeam and placed on the Township’s Bulletin Board giving notice of said Public Hearing as required by Law.

Introduction: October 18, 2011

COMMITTEE MEMBER	MOVE	SECOND	YES	NO	ABSTAIN	ABSENT
MR. BRESLIN III	M		Y			
MR. PALOMBO			Y			
MR. VENABLE		S	Y			
MR. WOOD			Y			
MAYOR POMPPER			Y			

Final Adoption: November 14, 2011 Approved 5-0

COMMITTEE MEMBER	MOVE	SECOND	YES	NO	ABSTAIN	ABSENT
MR. BRESLIN III		S	Y			
MR. PALOMBO			Y			
MR. VENABLE			Y			
MR. WOOD	M		Y			
MAYOR POMPPER			Y			

Ordinance 2011-11 An Ordinance Repealing Section 16 “Services Bonus” of Chapter 40 entitled “Personnel Policies” of the Code of the Township of Lower Alloways Creek.

Mayor Pompper opened the meeting to a Public Hearing on Ordinance 2011-11

No one from the Public had any comments.

Mayor Pompper closed the Public Hearing on Ord 2011-11

Motion (Breslin, Wood) for final adoption of Ordinance 2011-11, an ordinance repealing Section 16 “Services Bonus” of Chapter 40 entitled “Personnel Policies” of the Code of the Township of Lower Alloways Creek.

LOWER ALLOWAYS CREEK TOWNSHIP

ORDINANCE 2011-11

AN ORDINANCE AMENDING SECTION 16 OF CHAPTER 40 ENTITLED
PERSONNEL POLICIES OF THE TOWNSHIP CODE OF
LOWER ALLOWAYS CREEK TOWNSHIP

WHEREAS, the Mayor and Township Committee for the Township of Lower Alloways Creek have determined it is necessary to amend Chapter 40 of Township Code, entitled PERSONNEL POLICIES.

SECTION 1. NOW THEREFORE, BE IT ORDAINED, by the Mayor and Township Committee for the Township of Lower Alloways Creek that Chapter 40 of Code of the Township of Lower Alloways Creek be amended as follows:

A. § 40-16. Service bonus. **REPEALED** [Amended 9-15-1980 by Ord. No. 80-23; 2-8-1989 by Ord. No. 89-4; 5-15-1990 by Ord. No. 90-8; 10-18-2011 by Ord. 2011-08]

~~A. Employees and officials, excluding Township Committee persons, having an income of at least two thousand five hundred dollars (\$2,500.) annually as of the date of eligibility and having been employed by the township as full-time employees and/or salaried officials for not less than twenty-five (25) years, upon retirement from such employment, shall be entitled to receive a service bonus calculated at the sum of three hundred dollars (\$300.) for each year of continuous employment. Such one-time payment shall be made within ninety (90) days of retirement.~~

~~B. Employees and officials, excluding Township Committee persons, having an income of at least two thousand five hundred dollars (\$2,500.) annually as of the date of eligibility and having been employed by the township as full-time employees and/or salaried officials for less than twenty-five (25) years but not less than ten (10) years, who have attained the age of fifty-five (55) years on or prior to retirement from such employment, shall be entitled to receive a service bonus calculated at the rate of three hundred dollars (\$300.) for each year of continuous employment. Such one-time payment shall be made within ninety (90) days of retirement.~~

Section 2. All Ordinances or parts of Ordinances, which are inconsistent herewith, are hereby repealed to the extent of such inconsistency.

Section 3. If any sentence, clause or phrase to the aforesaid Ordinance is, for any reason, held by any court of competent jurisdiction to be unconstitutional or invalid, such decision shall not effect the remaining portions of this ordinance.

Section 4. This Ordinance shall take effect immediately upon adoption and publication as required by law.

Public Hearing on this Ordinance shall be on November 14, 2011 at 7:30 p.m., at the Municipal Building, 501 Locust Island Road, Hancock’s Bridge, New Jersey.

This Ordinance which was introduced for First Reading on October 18, 2011 shall be published by Title in the Today’s Sunbeam and placed on the Township’s Bulletin Board giving notice of said Public Hearing as required by Law.

Introduction: October 18, 2011 5-0

COMMITTEE MEMBER	MOVE	SECOND	YES	NO	ABSTAIN	ABSENT
MR. BRESLIN III		S	Y			
MR. PALOMBO			Y			
MR. VENABLE	M		Y			
MR. WOOD			Y			
MAYOR POMPPER			Y			

Final Adoption: November 14, 2011 5-0

COMMITTEE MEMBER	MOVE	SECOND	YES	NO	ABSTAIN	ABSENT
MR. BRESLIN III	M		Y			
MR. PALOMBO			Y			
MR. VENABLE			Y			
MR. WOOD		S	Y			
MAYOR POMPPER			Y			

OLD BUSINESS: None

NEW BUSINESS:

Motion (Venable, Palombo) to approve the replacement of existing HVAC Equipment by Morant Hassler, LLC., at units A-5 and D-26 at the Leisure Arms Complex at a cost of \$ 7,514.91.

The motion to approve the replacement of existing HVAC Equipment by Morant Hassler, LLC., at units A-5 and D-26 at the Leisure Arms Complex at a cost of \$ 7,514.91 passed a vote of the Township Committee as follows: 5-0

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

Motion (Palombo, Venable) to approve the request of Karen Turner, Leisure Arms Unit D-26, to replace/repair the existing enclosed porch (Kitchen side) under the supervision of L. Fogg, at her own expense.

The motion to approve the request of Karen Turner, Leisure Arms Unit D-26, to replace/repair the existing enclosed porch (Kitchen side) under the supervision of L. Fogg, at her own expense passed a vote of the Township Committee as follows: 5-0

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

Motion (Breslin, Venable) to authorize the Purchasing Agent to spend up to \$10,300.00 to purchase equipment and supplies for improvements to the Shooting Range, from Capital Ordinance 2008-05 Improvements to Municipal Building & Grounds.

The motion to authorize the Purchasing Agent to spend up to \$10,300.00 to purchase equipment and supplies for improvements to the Shooting Range, from Capital Ordinance 2008-05 Improvements to Municipal Building & Grounds 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 (Palombo, Wood) requesting that the Labor Attorney create language to be added to the Employees Personnel Manual regarding the new State Residency Requirements for public employment.

The motion requesting that the Labor Attorney create language to be added to the Employees Personnel Manual regarding the new State Residency Requirements for public employment passed a vote of the Township Committee as follows: 5-0

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

CORRESPONDENCE None

REPORTS TO THE COMMITTEE & COMMITTEE REPORTS

Public Works

Lewis Fogg stated that he would be meeting with representatives from FEMA tomorrow to go over the paperwork for the Hurricane expenses.

Mr. Venable: Mr. Venable thanked everyone for their support in the election.

Mr. Palombo: No report

Mr. Breslin: Mr. Breslin asked Lewis Fogg to report on where things were at with the Court Room lighting.

Mr. Fogg indicated that he had received an update of an earlier quote to replace all the lights and install two ceiling fans which was \$10,000 plus. The new quote only included the first two rows of lights to be replaced with fluorescent fixtures, at a cost of about \$5000.00.

Mr. Breslin stated that he is looking to have a Trash meeting before the Trash Coalition Meeting to go over the figures sometime next week and will need everyone who is involved to give the him a date and time good for them meet.

Mr. Wood: No report

Mayor Pompper: Mayor Pompper stated that the Log cabin would be open this Sunday, November 20th.

PUBLIC COMMENT

No one from the Public indicated that they wished to make any comments

CLOSED SESSION

Motion (Venable, Breslin) to convene into a Closed Session of Business 8:15 pm

RESOLUTION 2011- 114 A RESOLUTION FOR A CLOSED SESSION

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.

___ 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. Litigation
- B. Contracts

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 30 (thirty) 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: 5-0
Ayes: Venable, Breslin, Palombo, Wood and Pompper
Nays: none Abstain: none Absent: none

Motion (Breslin, Palombo) to come out of the Closed Session of business. 8:30 pm

The motion to come out of the Closed Session of Business passed a vote of the Township Committee as follows: 5-0
Ayes: Breslin, Palombo, Venable, Wood and Pompper
Nays: none Abstain: none Absent: none

BUSINESS AFTER CLOSED SESSION

Motion (Venable, Wood) for Resolution 2011-115 A Resolution to advertise for Requests for Proposals for the siting of a wireless communications tower and related equipment on Township offered properties through a Land Lease agreement.

RESOLUTION 2011-115

A Resolution authorizing the Purchasing Agent to proceed with RFP Specifications for and authorizing the receipt of the same, for the lease of Municipal land for use to construct a Wireless Communications Tower and related supporting structures

WHEREAS, the Township Committee of the Township of Lower Alloways Creek desires to improve cell phone services within the Township, and;

WHEREAS, the Township Committee of the Township of Lower Alloways Creek in order to improve this deficient service intends to offer portions of Municipal land (approximately 400 +- sq ft at either the; Public Works Garage property, Canton Fire House property or the Municipal Building property) for the placement of a Wireless Communication Site (tower, antennas, cables, and related structures).

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of Lower Alloways Creek that it does authorize the Purchasing Agent to advertise and solicit RFP's for the leasing of Municipal Land for the construction of a Wireless Communications Site (tower, antennas, cables, and related structures).

The motion for Resolution 2011-115 to advertise for Requests for Proposals for the siting of a wireless communications tower and related equipment on Township offered properties through a Land Lease agreement passed a vote of the Township Committee as follows: 5-0

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

Motion (Palombo, Venable) for Resolution 2011-116 A Resolution authoring a Tax Lien redemption in installments on property owned by Melody D. Astor located at 25 Short Road (Block 4, Lot 1.01).

RESOLUTION 2011-116

A RESOLUTION AUTHORIZING TAX LIEN REDEMPTION IN INSTALLMENTS

WHEREAS, the Township of Lower Alloways Creek holds Certificate of Sale #09-00001 and the amount required to redeem currently totals Five thousand thirty-two Dollars and seventy-eight cents (**\$5,032.78**) including taxes & interest to November 14, 2011, on property owned by Melody D. Astor located at 25 Short Road (Block 4, Lot 1.01); and,

WHEREAS, the owner has requested installment payments to redeem said property; and

WHEREAS, N.J.S.A. 54:5-65, et seq. authorizes such installment payments,

NOW, THEREFORE, BE IT RESOLVED, that the Tax Collector, is hereby authorized and directed to accept installment payments in redemption of said arrears and accrued Interest in accordance with the following schedule:

(A) Payments to be made by December 31, 2013, totaling Six Thousand Thirty Dollars and seventeen cents (\$ 6,030.24), which amount includes the fourth (4th) quarterly installment of taxes, 2011;

(B) Twenty-four (24) equal monthly installments sufficient to pay the balance in full within two (2) years of the date of this Agreement, said amount being Two hundred fifty-one Dollars and twenty-six cents (\$251.26) monthly commencing on December 14, 2012, with an adjustment on the last payment, if necessary, for interest due to date of actual receipt of payments;

(C) Default in any Installment payment terminates this Agreement and subjects the property to foreclosure action;

(D) All taxes, not yet due shall be regularly and promptly made in addition to the payments set forth above.

BE IT FURTHER RESOLVED, that the Mayor and Clerk are hereby authorized to sign on behalf of the Township, a Redemption in Installments Agreement as set forth above, the form and terms, which shall be acceptable to and approved by the municipal solicitor.

The motion for Resolution 2011-116 authoring a Tax Lien redemption in installments passed a vote of the Township Committee as follows: 5-0

Ayes: Palombo, Venable, Breslin, Wood and Pompper

Nays: none

Abstain: none

Absent: none

Motion (Palombo, Breslin) for Resolution 2011-117 A Resolution authoring a Tax Lien redemption in installments on property owned by Millard D. Harris, Jr. located at 103 Hell Neck Road (Block 44, Lot 12)

RESOLUTION 2011-117

A RESOLUTION AUTHORIZING TAX LIEN REDEMPTION IN INSTALLMENTS

WHEREAS, the Township of Lower Alloways Creek holds Certificate of Sale #10-00003 and the amount required to redeem totals Three thousand four hundred twenty-one Dollars and

seventeen cents (**\$ 3,421.17**) including interest to August 1, 2011, on property owned by Millard C Harris Jr. located at 103 Hell Neck Road (Block 44, Lot 12); and,

WHEREAS, the owner has requested installment payments to redeem said property; and

WHEREAS, N.J.S.A. 54:5-65, et seq. authorizes such installment payments,

NOW, THEREFORE, BE IT RESOLVED, that the Tax Collector, is hereby authorized and directed to accept installment payments in redemption of said arrears and accrued Interest in accordance with the following schedule:

(A) Payment to be made by December 31, 2014, of Four thousand four hundred fifty-two Dollars and sixty cents (**\$ 4,452.60**), which amount includes the third (4th) quarterly installment of taxes, 2011;

(B) Thirty-six (36) equal monthly installments sufficient to pay the balance in full within three (3) years of the date of this Agreement, said amount being one hundred twenty-three Dollars and sixty-eight cents (\$ 123.68) monthly, commencing on December 14, 2011, with an adjustment on the last payment, if necessary, for interest due to date of actual receipt of payments;

(C) Default in any Installment payment terminates this Agreement and subjects the property to foreclosure action;

(D) All taxes, not yet due shall be regularly and promptly made in addition to the payments set forth above.

BE IT FURTHER RESOLVED, that the Mayor and Clerk are hereby authorized to sign on behalf of the Township, a Redemption in Installments Agreement as set forth above, the form and terms, which shall be acceptable to and approved by the municipal solicitor.

The motion for Resolution 2011-117 authoring a Tax Lien redemption in installments 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 (Venable, Breslin) for Resolution 2011-118 A Resolution appointing special counsel to foreclose Tax Sale Certificates.

RESOLUTION 2011- 118
A RESOLUTION APPOINTING SPECIAL
COUNSEL TO FORECLOSE TAX SALE CERTIFICATES

WHEREAS, the Township of Lower Alloways Creek is the owner of tax sale certificates for various properties throughout the Township for which liens and interest have accumulated in the total amount of \$ 8,528.82 as of November 14, 2011, and;

WHEREAS, the Township holds tax sale certificates that are eligible to be foreclosed on the following properties:

Block	Lot
5	2
10	11.01
29	17.02
51	13.02
53	11.01
57	2

WHEREAS, the Mayor and Township Committee desire to appoint special counsel with expertise in the specialty of tax sale certificate foreclosures;

NOW, THEREFORE, BE IT RESOLVED, that the above listed property tax sale certificates shall be foreclosed, and that special counsel be appointed for this purpose; and

BE IT FURTHER RESOLVED, that Adam I. Telsey, Esquire of the firm Puma, Telsey & Rhea be and is hereby appointed as special counsel to take all necessary legal action to complete foreclosure of the above listed property tax sale certificates in the name of Lower Alloways Creek Township and that he be paid at the rate of \$170 per hour plus all reasonable costs incurred for filing, advertising and search fees; and

BE IT FURTHER RESOLVED, that the said Adam I. Telsey shall enter into a service agreement with Lower Alloways Creek Township in the form provided by the regular Township solicitor and comply with all regulations and statutes for professionals providing services to Lower Alloways Creek Township including compliance with N.J.S.A. 19:44A-20.4, et seq. and N.J.A.C. 17:27-1, et seq.

The motion for Resolution 2011-118, a resolution appointing special counsel to foreclose Tax Sale Certificates passed a vote of the Township Committee as follows: 5-0

Ayes: Venable, Breslin, Palombo, Wood and Pompper

Nays: none

Abstain: none

Absent: none

Motion (Breslin, Venable) for Resolution 2011-119 A Resolution authorizing the advertisement for a request for proposals for Sewage treatment Plant & Water Treatment Plant Operator and CPWM services.

RESOLUTION 2011-119

A RESOLUTION AUTHORIZING THE ADVERTISEMENT FOR A REQUEST FOR PROPOSALS, FOR A SEWAGE TREATMENT PLANT & WATER TREATMENT PLANT OPERATOR AND FOR A CERTIFIED PUBLIC WORKS MANAGER SERVICES

WHEREAS, the current contract for a Sewer Treatment Plant & Water Treatment Plant operator and Certified Public Works Manager services is set to expire December 31, 2011; and,

WHEREAS, the Township of Lower Alloways Creek desires to have a Sewer Treatment Plant & Water Treatment Plant operator as required by the State of New Jersey; and,

WHEREAS, the Township of Lower Alloways Creek desires to have a Certified Public Works Manager as required by the State of New Jersey; and,

