

**MINUTES OF A REGULAR MEETING OF THE TOWNSHIP COMMITTEE  
OF THE TOWNSHIP OF LOWER ALLOWAYS CREEK HELD FEBRUARY 16, 2016**

A Regular Meeting of the Lower Alloways Creek Township Committee was held on February 16, 2015 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 South Jersey Times, posted on the Township's Website and 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. Venable, and Mayor Pompper    **Absent:** Mr. Bradway and Mr. Palombo

**OTHERS IN ATTENDANCE:**

Also in attendance were -5- (five) members of the Public including, Lewis Fogg Public Works Foreman; David Sowers, Director of Public Safety; Jean S. Chetney, Solicitor and the Township Clerk Ronald L Campbell Sr.

**APPROVAL OF AUDITED VOUCHERS**

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

The motion to pay properly audited vouchers passed a vote of the Township Committee as follows: 3-0

Ayes: Breslin, Venable, and Pompper

Nays: none    Abstain: none    Absent: Bradway and Palombo

**MONTHLY REPORTS TO THE COMMITTEE**

The Mayor requested that the minutes reflect that the January 2015 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, Construction Office, Engineer, Animal Control and Finance.

**APPROVAL OF THE MINUTES**

Motion (Venable, Breslin) to approve the Regular and Closed Session Minutes of the Meeting held Wednesday January 20, 2016.

The motion to approve the Regular and Closed Session Minutes of the Meeting held Wednesday January 20, 2016 passed a vote of the Township Committee as follows: 3-0

Ayes: Venable, Breslin and Pompper

Nays: none    Abstain: none    Absent: Bradway and Palombo

**RESOLUTIONS**

Motion (Breslin, Venable) for Resolution 2016-41 A Resolution approving additional language be added to the Insurance Policies of the Township

**RESOLUTION 2016-41**

A RESOLUTION TO APPROVE ADDITIONAL LANGUAGE TO BE ADDED TO THE INSURANCE POLIES

OF THE TOWNSHIP OF LOWER ALLOWAYS CREEK

WHEREAS, the Township's Health Insurance Administrator is recommending that clarifying language be added to the health insurance policies of the Township of Lower Alloways Creek, and;

NOW THEREFORE BE IT RESOLVED by the Township Committee of the Township of Lower Alloways Creek that it does hereby authorize and approve the following to be added to the Health Insurance Policies of the Township of Lower Alloways Creek:

Medical Maximum Out-of-pocket (MOOP)

Single - \$100 Deductible plus \$400 Coinsurance Maximum (80%/20% of \$2000) = \$500 per Covered Person

Family - \$200 Deductible plus \$800 Coinsurance Maximum (80%/20% of \$2000) = \$1000 per Covered Family (No one person will exceed the individual MOOP per Calendar Year)

Prescription Drug maximum Out-of-pocket established as of 01.01.2016 is as follows:

ACA MOOP

Single - \$ 6,850

Family - \$13,700

ACA- Medical MOOP = RX MOOP

Single - \$6,850 - \$500 = \$6350 for the RX MOOP

Family - \$13,700 - \$1,000 = \$12,700 for the RX MOOP

BE IT FURTHER RESOLVED that this resolution be forwarded to the Insurance Administrator and Insurance Broker of Record.

The motion for Resolution 2016-41 approving additional language be added to the Insurance Policies of the Township passed a vote of the Township Committee as follows: 3-0

Ayes: Breslin, Venable, and Pompper

Nays: none      Abstain: none      Absent: Bradway and Palombo

Motion (Breslin, Venable) for Resolution 2016-42 A Resolution to authorize the submittal of the 2015 Recycling Grant Application.

**RESOLUTION 2016 - 42**

**A RECYCLING TONNAGE GRANT APPLICATION RESOLUTION FOR 2015**

**WHEREAS**, The Mandatory Source Separation and Recycling Act, P.L.1987, c.102, has established a recycling fund from which tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and,

**WHEREAS**, It is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and,

**WHEREAS**, The New Jersey Department of Environmental Protection has promulgated recycling regulations to Implement the Mandatory Source Separation and Recycling Act; and,

**WHEREAS**, The recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and,

**WHEREAS**, A resolution authorizing this municipality to apply for the **2015 Recycling Tonnage Grant** will memorialize the commitment of this municipality to recycling and to indicate the assent of Lower Alloways Creek

Township Committee to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and,

**WHEREAS**, such a resolution should designate the individual authorized to ensure the application is properly completed and timely filed.

**NOW THEREFORE BE IT RESOLVED** by the Township Committee of the Township of Lower Alloways Creek that it hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and designates **Lance Kaufmann** to ensure that the application is properly filed; and,

**BE IT FURTHER RESOLVED** that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.

The motion for Resolution 2016-42 to authorize the submittal of the 2015 Recycling Grant Application passed a vote of the Township Committee as follows: 3-0

Ayes: Breslin, Venable, and Pompper

Nays: none      Abstain: none      Absent: Bradway and Palombo

Motion (Breslin, Venable) for Resolution 2016-43 A Resolution authorizing the receipt of applications for the MAPSA Summer Camp Program.

**RESOLUTION 2016 - 43**

**A RESOLUTION TO AUTHORIZE THE RECEIPT OF APPLICATIONS FOR SUMMER CAMP SUPERVISOR AND COUNSELORS FOR THE SUMMER 2016 MAPSA CAMP PROGRAM**

WHEREAS, the MAPSA Committee of the Township of Lower Alloways Creek Township have requested that applications be received for Summer Camp Supervisor and Counselors be hired to assist with the MAPSA summer camp program, and;

NOW THEREFORE BE IT RESOLVED by the Township Committee of the Township of Lower Alloways Creek that it does hereby authorize the receipt of applications for Summer Camp Supervisor and Counselors to work with the MAPSA Committee during the 2016 MAPSA Summer Camp Program

BE IT FURTHER RESOLVED that this resolution be forwarded to the MAPSA Committee.

The motion for Resolution 2016-43 authorizing the receipt of applications for the MAPSA Summer Camp Program passed a vote of the Township Committee as follows: 3-0

Ayes: Breslin, Venable, and Pompper

Nays: none      Abstain: none      Absent: Bradway and Palombo

**ORDINANCE (INTRODUCTION)**

Motion (Breslin, Venable) to introduce Ordinance 2015-01 an Ordinance to exceed the Municipal Budget Appropriation Limit and to establish a CAP Bank in accordance with N.J.S.A. 40A-45.14.

**ORDINANCE 2016-01**

**AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK IN ACCORDANCE WITH N.J.S.A. 40A:4-45.14**

WHEREAS, the Local Government Cap Law, N.J.S.A. 40A:4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and

WHEREAS, N.J.S.A. 40A:4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and

WHEREAS, the Lower Alloways Creek Township Committee of the Township of Lower Alloways Creek in the County of Salem finds it advisable and necessary to increase its CY 2016 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and

WHEREAS, the Lower Alloways Creek Township Committee hereby determines that a 3.5% increase in the budget for said year, amounting to \$ **212,678.00** in excess of the increase in final appropriation otherwise permitted by the Local Government Cap Law, is advisable and necessary; and

WHEREAS, the Lower Alloways Creek Township Committee hereby determines that any amount authorized herein above that is not appropriated, as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW, THEREFORE BE IT ORDAINED, by the Lower Alloways Creek Township Committee of the Township of Lower Alloways Creek, in the County of Salem, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2016 budget year, the final appropriations of the Township of Lower Alloways Creek shall, in accordance with this ordinance and N.J.S.A. 40A:4-45.14, be increased by 3.5%, amounting to \$ **212,678.00**, and that the CY 2016 municipal budget for the Township of Lower Alloways Creek be approved and adopted in accordance with this ordinance; and

BE IT FURTHER ORDAINED, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriations in either of the next two succeeding years; and

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within five (5) days introduction; and

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director with five (5) days after such adoption.

**Public Hearing on this Ordinance shall be on Tuesday, March 15, 2016 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 February 16, 2016 shall be published by Title in the South Jersey Times and placed on the Township's Bulletin Board giving notice of said Public Hearing as required by Law.

The motion to introduce for first reading Ordinance 2015-01 an Ordinance to exceed the Municipal Budget Appropriation Limit and to establish a CAP Bank in accordance with N.J.S.A. 40A-45.14 passed a vote of the Township Committee as follows: 3-0

Ayes: Breslin, Venable and Pompper

Nays: none      Abstain: none      Absent: Bradway, Palombo

Mayor Pompper asked the Committee members present if they had looked over the ordinance that FEMA had sent via the County, FEMA is stating that specific language must be added to current ordinances or their recommended ordinance needs to be adopted in order for residents to continue participation in the Flood Insurance Program. Mayor Pompper asked Mr. Chetney for her thoughts, Mrs. Chetney stated that FEMA is requiring changes to municipal ordinances regarding "Flood Damage Prevention". They have sent out a model ordinance and highlighted language changes that need to be made if a municipality chooses to amend an existing ordinance. One of those model ordinances the clerk has prepared and highlighted areas that need to be decided by the Committee as to what language is to be used, FEMA has provided in some areas where a higher standard can be used. The New Jersey DEP wants municipalities to

return to them by February 24 the ordinances that they proposed to adopt so they can review them prior to any introduction or adoption. Mayor Pompper asked the Committee members what they thought and after some discussion it was decided to use “model D” and plugin Construction Code Official as Plan Administrator, Superior Court of New Jersey as the jurisdiction for appeals and use the least restrictive options where applicable. The proposed ordinance with these changes and options will be sent to the NJDEP for their review.

**OLD BUSINESS:** Mayor Pompper read the statistics for the recent Rabies Clinic, 44 Dogs and 35 Cats were vaccinated, Thanks to Mayor Pompper, Donna Rhubart and Mr. Bradway for filling out rabies forms, Kevin Clour for licensing, Steven Fisher for animal control and Dr. Rider.

#### **NEW BUSINESS:**

Motion (Breslin, Venable) to approve the attendance of Ronald L Campbell Sr at the Municipal Clerk’s Association of NJ Education Conference, April 25 - 26, 2016.

The motion to approve the attendance of Ronald L Campbell Sr at the Municipal Clerk’s Association of NJ Education Conference, April 25 - 26, 2016 passed a vote of the Township Committee as follows: 3-0

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

After some discussion with the Committee it was decided by Mayor Pompper to discuss the repair of Truck # 9 at a budget meeting.

Motion (Breslin, Venable) to hold a 2016 Budget Meeting on March 1, 2016 starting at 6:00 pm.

The motion to hold a 2016 Budget Meeting on March 1, 2016 starting at 6:00 pm passed a vote of the Township Committee as follows: 3-0

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

Mayor Pompper read a letter that was signed by many residents thanking the Public Works Department for their efforts at snow removal on the roadways, at the Leisure Arms Kitchen and Leisure Arms residences.

#### **CORRESPONDENCE**

#### **REPORTS TO THE COMMITTEE & COMMITTEE REPORTS**

**Public Safety:** Mr. Sowers stated that he found several on-line courses regarding terrorism and is requiring the Officers to take these courses.

Mr. Sowers stated that there has been an increase in phone scams recently and he has prepared a notice to be placed in the next newsletter.

**Public Works:** Mr. Fogg stated that the PW Monthly report was handed out this evening and that the hot water had been hooked up to the sink in the dining room of the Hancocks Bridge Fire House and the County Board of Health had been notified. A re-inspection will need to be scheduled, but this should conclude all outstanding issues.

**ANIMAL CONTROL:** Mr. Fisher stated that there are still some issues at times with the Pennsville Animal Shelter and they need to be addressed when the contract is renewed with them. Mr. Fisher stated that he sent another animal recently to the state for rabies testing and the information being circulated is that this

coming year could see a significant increase in rabies cases, as the number of confirmed cases has continually gone up over the past several years.

Mr. Venable asked that a reminder be placed in the newsletter regarding trash containers being removed from the road/curbside as the ordinance requires. Some residents are leaving their containers at the curbside all the time, which should not be happening.

Mr. Breslin and Mayor Pompper had no further comments.

**PUBLIC COMMENT:** A resident commented that there is a breach in a bank behind the properties on the western side of Salem Hancocks Bridge Road that the NJDEP owns and they have not done anything about it or really answered any questions about what they will do to repair it. Mayor Pompper stated she had received a copy of a letter from Elsinboro Mayor Sean Elwell that referenced the breach and was addressed to the NJDEP, Mayor Pompper then read the letter.

Another resident stated that it seems the DEP has no desire or plans to fix this breach and may just want to buy the effected properties, his property has had trees killed by the salt water incursion and his septic system may become effected as well by the rising tide levels. Mayor Pompper stated that she should see Mayor Elwell next week at a local government event and she will talk to him about this issue.

#### ADJOURNMENT

Motion (Venable, Breslin) to adjourn the meeting at 8:05 p.m.  
The motion to adjourn the meeting passed unanimously.

Minutes of the February 16, 2016 Meeting were approved at a meeting held, 2016

ATTEST:

LOWER ALLOWAYS CREEK TOWNSHIP

\_\_\_\_\_  
Ronald L Campbell Sr. Clerk

By: \_\_\_\_\_  
Mayor, Ellen B. Pompper