

**MINUTES OF A REGULAR MEETING OF THE TOWNSHIP COMMITTEE
OF THE TOWNSHIP OF LOWER ALLOWAYS CREEK HELD FEBRUARY 18, 2014**

A Regular Meeting of the Lower Alloways Creek Township Committee was held on February 18, 2014 with Mayor Timothy W. Bradway 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 News of South Jersey, 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 Bradway led in the Flag Salute.

ROLL CALL OF COMMITTEE

Present: Mr. Breslin, Mr. Palombo, Mrs. Pompper, Mr. Venable, and Mayor Bradway

Absent: None

OTHERS IN ATTENDANCE:

Also in attendance were -3- (three) members of the Public and Lewis Fogg, Public Works Foreman; Jack Lynch, Superintendent of Public Works; David Sowers, Director of Public Safety; George Rosenberger, Solicitor and the Township Clerk Ronald L Campbell Sr.

APPROVAL OF AUDITED VOUCHERS

Motion (Pompper, 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: Pompper, Venable, Breslin, Palombo, and Bradway

Nays: none Abstain: none Absent: none

MONTHLY REPORTS TO THE COMMITTEE

The Mayor requested that the minutes reflect that the January 2014 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 (Pompper, Venable) to approve the Regular Meeting Minutes of a Meeting held January 29, 2014 and the Closed Session Minutes of the Meeting held January 29, 2014.

The motion to approve the Regular Meeting Minutes of a Meeting held January 29, 2014 and the Closed Session Minutes of the Meeting held January 29, 2014 passed a vote of the Township Committee as follows: 5-0

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

Nays: none Abstain: none Absent: none

RESOLUTIONS

Motion (Palombo, Venable) for Resolution 2014-48, A Resolution authorizing the submittal of a Recycling Tonnage Grant Application for 2013.

RESOLUTION 2014 - 48

A RECYCLING TONNAGE GRANT APPLICATION RESOLUTION FOR 2013

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 2013 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 2014-48 passed a vote of the Township Committee as follows: 5-0

Ayes: Palombo, Venable, Breslin, Pompper and Bradway

Nays: none Abstain: none Absent: none

Motion (Palombo, Venable) for Resolution 2014-50, A Resolution authorizing the receipt of bids for a Trash Truck Automatic Lifting Arm.

RESOLUTION 2014-50

AUTHORIZING THE RECEIPT OF BIDS FOR A TRASH TRUCK AUTOMATIC LIFTING ARM

WHEREAS, the Township Committee of the Township of Lower Alloways Creek does recognize the need to replace the automatic lift arm on the 2007 trash truck, and;

WHEREAS, bid specifications to replace the automatic lift arm have been promulgated by the Purchasing Agent and have or will be made available for review by the Township Committee prior to the bid being advertised, for their review.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Lower Alloways Creek that the Township Purchasing Agent is hereby authorized to advertise for the receipt of bids to replace the automatic lift arm on the 2007 trash truck necessary.

The motion for Resolution 2014-50 passed a vote of the Township Committee as follows: 5-0
Ayes: Palombo, Venable, Breslin, Pompper and Bradway
Nays: none Abstain: none Absent: none

Motion (Pompper, Venable) for Resolution 2014-51 A Resolution authorizing the receipt of bids for a Boom Mower, Mowing Head.

RESOLUTION 2014-51
AUTHORIZING THE RECEIPT OF BIDS FOR A BOOM MOWER, MOWING HEAD

WHEREAS, the Township Committee of the Township of Lower Alloways Creek does recognize the need to replace the mowing head of the boom mower, and;

WHEREAS, bid specifications to replace the mowing head of the boom mower have been promulgated by the Purchasing Agent and have or will be made available for review by the Township Committee prior to the bid being advertised, for their review.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Lower Alloways Creek that the Township Purchasing Agent is hereby authorized to advertise for the receipt of bids to replace the mowing head of the boom mower as necessary.

The motion for Resolution 2014-51 passed a vote of the Township Committee as follows: 5-0
Ayes: Pompper, Venable, Breslin, Palombo, and Bradway
Nays: none Abstain: none Absent: none

Motion (Palombo, Venable) for Resolution 2014-52 A Resolution authorizing the receipt of bids for the removal of Sludge from the Sewer Treatment Plants

RESOLUTION 2014-52
AUTHORIZING THE RECEIPT OF BIDS FOR THE REMOVAL OF SLUDGE FROM THE SEWER
TREATMENT PLANTS

WHEREAS, the Township Committee of the Township of Lower Alloways Creek does recognize the need for the removal of sludge from the Sewer Treatment Plants, and;

WHEREAS, bid specifications for the removal of sludge from the Sewer Treatment Plants have been promulgated by the Purchasing Agent and have or will be made available for review by the Township Committee prior to the bid being advertised, for their review.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Lower Alloways Creek that the Township Purchasing Agent is hereby authorized to advertise for the receipt of bids for the removal of sludge from the Sewer Treatment Plants as necessary.

The motion for Resolution 2014-52 passed a vote of the Township Committee as follows: 5-0
Ayes: Palombo, Venable, Breslin, Pompper and Bradway
Nays: none Abstain: none Absent: none

Motion (Venable, Breslin) for Resolution 2014-53 A Resolution authorizing Municipal consent for the Ruritans Club Lower Alloways Creek to conduct a Raffle

RESOLUTION 2014 -53
A RESOLUTION AUTHORIZING MUNICIPAL CONSENT FOR THE CONDUCT OF A RAFFLE

WHEREAS, the Ruritan Club Lower Alloways Creek has submitted a properly executed Application for a License to operate an On-Premise Raffle at 967 Main St. - Canton, Lower Alloways Creek, New Jersey in Lower Alloways Creek Township, and

WHEREAS, the Committee has reviewed said Application and has determined that the applicant is qualified and that the members designated to conduct these games are qualified, and

WHEREAS, the Committee has determined that the games will be conducted according to the regulations of the Legalized Games of Chance Act.

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Lower Alloways Creek, hereby grants municipal consent to the Ruritan Club Lower Alloways Creek to conduct and On-Premise Raffle on:

MARCH 1, 2014 at 5:00 pm - 8 pm

At 967 Main St. - Canton, Lower Alloways Creek, New Jersey in Lower Alloways Creek Township and does also hereby waive any municipal fee.

The motion for Resolution 2014-53 passed a vote of the Township Committee as follows: 4-0-1

Ayes: Venable, Breslin, Palombo, and Bradway

Nays: none Abstain: Pompper Absent: none

ORDINANCE (INTRODUCTION)

Motion (Pompper, Venable) to introduce Ordinance 2014-02 an Ordinance to exceed the Municipal Budget Appropriation Limits and to establish a CAP Bank.

ORDINANCE 2014-02

CALENDAR YEAR 2014

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 2014 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 \$ **213,776.00** 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 2014 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 \$ **213,776.00**, and that the CY 2014 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 18, 2014 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 18, 2014 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.

The motion to introduce for first reading Ordinance 2014-02 an Ordinance to exceed the Municipal Budget Appropriations 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: 5-0

Introduction: February 18, 2014

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

ORDINANCE (PUBLIC HEARING)

Ordinance 2014-01 An ordinance adding Chapter 176 to be known as "Hazardous Waste" to the Code of the Township of Lower Alloways Creek.

Mayor Bradway opened the meeting to a Public Hearing on Ordinance 2014-01

No one from the Public had any comments.

Mayor Bradway closed the Public Hearing on Ord 2014-01

Motion (Venable, Breslin) for final adoption of Ordinance 2014-01 an ordinance adding Chapter 176 to be known as "Hazardous Waste" to the Code of the Township of Lower Alloways Creek.

CHAPTER 176

HAZARDOUS SUBSTANCES

§ 176-1.	Enactment
§ 176-2.	Definitions
§ 176-3.	Purpose
§ 176-4.	Prohibition
§ 176-5.	Parties Responsible
§ 176-6.	Reimbursement
§ 176-7.	Penalties
§ 176-8.	Repealer
§ 176-9.	Severability
§ 176-10.	Effective Date

HISTORY: Adopted by the Township Committee of the Township of Lower Alloways Creek as Ord. No. 2014-01 on 02-18-2014. Subsequent amendments noted where applicable.

Be it ordained by the Township Committee of the Township of Lower Alloways Creek, in the County of Salem and State of New Jersey, as follows:

§ 176-1. Enactment

This Ordinance is enacted pursuant to N.J.S.A. 40:42-1 et seq., The Home Rule Act which directs municipalities to act to provide for the health, welfare and safety of its citizens.

§176-2. Definitions

Definitions as used in this Ordinance, the following terms shall have the meanings indicated:

1. **CLEANUP AND DISPOSAL COSTS** - All costs associated with a discharge within the boundaries of the Township of Lower Alloways Creek, which shall include labor and material for disposal of hazardous substances or taking of reasonable measures to prevent or mitigate damages to the public health, safety or welfare of the residents of the Township of Lower Alloways Creek, including the lands, private and public, therein.

2. **COLLECTING AGENCY** - shall be the Township of Lower Alloways Creek

3. DISCHARGE - Any intentional or unintentional action or omission resulting in the releasing, spilling, leaking, pumping, pouring, emitting emptying or dumping of hazardous substances into any waters or on any lands within the jurisdiction of the Township of Lower Alloways Creek.

4. EXPENDABLE ITEMS - any items used to extinguish or prevent any hazardous material or hazardous substance fire, or stop or contain any leak release or spill involving any hazardous material or hazardous substance which cannot be reused or cannot be replenished without cost after that particular incident. These expendable items include, but are not limited to, fire fighting foam, chemical extinguishing agents, absorbent materials, sand, recovery drums, and any protective equipment and clothing to include, but not restricted to chemical protective suits, chemical protective gloves, goggles, and any other item owned or controlled by the Township of Lower Alloways Creek.

5. HAZARDOUS MATERIALS - Any material, solid, liquid or gas, listed as such under the N.F.P.A. Guide of Hazardous Materials, the Department of Transportation Guide Book, and as set forth under N.J.S.A. 58:10-23.11b.

6. HAZARDOUS SUBSTANCES - All elements and compounds, including petroleum products, as set forth within N.J.S.A. 58:10-23.11b as amended, except that sewage and sewage sludge shall be considered "hazardous substances" for the purpose of this Ordinance. The list of hazardous substances adopted by the Federal Environment Protection Agency (EPA) pursuant to Section 311 of the Federal Water Pollution Control Act, any hospital or medical waste, including but not limited to, syringes, bandages and discarded pharmaceutical products and any material warranting removal or clean-up in the opinion of the Township of Lower Alloways Creek, Office of Emergency Management.

7. PERSON - any individual, public or private corporation, companies, association, societies, firms, partnerships or joint-stock companies.

8. TOWNSHIP - shall include the Lower Alloways Creek Township employees, agents, officers, officials, and supporting units ad directed by the Office of Emergency Management, including but not limited to police, Fire District personnel, volunteer fire and rescue departments.

9. VEHICLE - any motorized equipment, registered or unregistered, including but not limited to, a passenger car, motorcycle, truck, tractor, construction equipment, farm machinery, watercraft, aircraft and trains.

10. VESSEL - any container, drum, box, cylinder or tank used to hold or contain or carry or store any hazardous materials or hazardous substances, whether or not said container was manufactured for the containment of hazardous material or hazardous substances.

§ 176-3. Purpose

This Ordinance provides for the reimbursement for, or the replacement of, any and all equipment utilized by the Township of Lower Alloways Creek, for costs expended, without regard to ownership, for the purpose of mitigating, controlling or containing any incident in which a hazardous material is involved in a leak, release or spill, or where the potential thereof exists, or the prevention of same.

This Ordinance also provides for the reimbursement for the expense incurred by the Township of Lower Alloways Creek for the wages (regular or overtime) paid to its employees, agent, or servants as a result of an incident involving a hazardous material and for the costs of medical and hospital treatment for injuries incurred by agents, servants, and employees of the Township of Lower Alloways Creek.

This Ordinance also provides for reimbursement by the person responsible for the discharge for all reasonable attorney's fees.

This Ordinance also provides for full reimbursement to the Township by the person or persons responsible not later than forty-five (45) days after receipt of an itemized invoice from the Township of Lower Alloways Creek.

This Ordinance also provides for a penalty for the violation of the Ordinance for either committing a spill or for failure to make reimbursement.

§ 176-4. Prohibition, Hazardous Substances, Discharge, Parties Liable.

1. The discharge of hazardous substances is prohibited. Any person who has discharged or caused to be discharged, either intentionally or unintentionally, directly or indirectly a hazardous substance, or who is in any way responsible for any hazardous substance which has been or shall be discharges within the Township, shall be strictly liable, jointly and severally, without regard to fault, and shall be responsible for all clean-up and disposal costs including all wages (regular and overtime) paid and all costs of medical and hospital treatment for injuries incurred by the agents, servants and employees of the Township. This section shall not apply to discharge of hazardous substances pursuant to and in compliance with the conditions of a Federal or State permit.

2. Any person who may be subject to liability for a discharge, or becomes aware of a discharge which occurred prior to or after the effective date of this Ordinance shall immediately notify the Township of Lower Alloways Creek, Office of Emergency Management by calling 911 or 856-935-7201.

3. Whenever any hazardous substance is discharged, the Township may in their discretion act to remove or arrange for removal of such discharge.

§176-5 Parties Responsible

Reimbursement to the Township are items expended and cost incurred shall be made by the owner or operator of the vehicle responsible for or involved in the hazardous material fire, leak or spill of hazardous material: the owner or person responsible for the vessel containing the hazardous material involved in such fire, leak or spill on public or private property, whether stationary or in transit and whether accidental or through negligence: the owner or person responsible for any property from which any leak or spill of hazardous material emanates, whether accidental or through negligence and the person responsible for the hazardous material, fire, leak or spill of hazardous material on public or private property, whether accidental or through negligence and further, this responsibility shall also apply to all persons who have intentionally, unintentionally, directly or indirectly discharged or caused to be discharged hazardous material substance within the Township of Lower Alloways Creek.

§ 176-6. Reimbursement for Services of Recovery Company, Towing Company or Technical Assistance.

Any person causing or the owner of any vehicle causing or involved in, a hazardous material fire, leak or spill or release involving a hazardous material must provide reimbursement for services rendered by, or damage caused to any recovery company, towing company, Fire Dept., Rescue Department, or any other technical assistance called for by the Township to handle such incident. In the event of a vehicle having been responsible for an incident, such vehicle shall be impounded until such time it is deemed safe to proceed by the responsible official in conjunction and cooperation with the Township of Lower Alloways Creek.

§ 176-7. Penalties

The person or entity responsible for or involved in any fire, leak or spill of hazardous material who fails to reimburse the Township shall be subject to a fine of not less than One Hundred Dollars (\$100.00) or more than Five Hundred Dollars (\$500.00) per day, or by imprisonment for a period of not more than six (6) months, or both. The person or entity responsible for committing a spill, or who is involved in a spill, will be liable for the same penalties as aforesaid stated.

§ 176-8. Repealer

All ordinances or parts of ordinances inconsistent with the terms hereof are hereby repealed to the extent of such inconsistency only.

§176-9. Inconsistency

If any section, paragraph, subsection, clause or provisions of this ordinance shall be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of this ordinance as a whole or any other part thereof.

§176-10. When Effective

This Ordinance shall take effect immediately upon its final passage and publication as provided by law.

Public Hearing on this Ordinance shall be on February 18, 2014 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 January 29, 2014 shall be published by Title in the News of South Jersey and placed on the Township's Bulletin Board giving notice of said Public Hearing as required by Law.

Introduction: January 29, 2014

COMMITTEE MEMBER	MOVE	SECOND	YES	NO	ABSTAIN	ABSENT
MAYOR BRADWAY			Y			
MR. BRESLIN						A
MR. PALOMBO	M		Y			
MRS. POMPPER			Y			
MR. VENABLE		S	Y			

Final: February 18, 2014

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

OLD BUSINESS: Mayor Bradway reported that he had an update from a question posed at the last Township Meeting. An inquiry had been made as to whether the Committee might consider some form of land sale or exchange in order to make an existing lot's dimensions bigger, thus making it a conforming lot to the current zoning regulations. Mr. Rosenberger had written an opinion that it would be a simple matter and that it appeared that if land was exchanged the values would be about equal and the benefit of making it a conforming lot would be very desirable to both the property owner and the Township. The Committee agreed that they would be open to the land exchange as long as the cost of surveying and deeds was born by the property owner. The Clerk will notify the parties about this decision.

NEW BUSINESS:

Motion (Pompper, Venable) to purchase 100 tons of ice control salt from Mid-Atlantic Salt at a cost of \$ 5945.00.

The motion to purchase 100 tons of ice control salt from Mid-Atlantic Salt at a cost of \$ 5945.00 passed a vote of the Township Committee as follows: 5-0

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

Nays: none Abstain: none Absent: none

Motion (Pompper, Venable) to approve the attendance of Ronald Campbell at the Municipal Clerk's Assoc of NJ Conference to be held March 25- 26, 2014.

The motion to approve the attendance of Ronald Campbell at the Municipal Clerk's Assoc of NJ Conference to be held March 25- 26, 2014 passed a vote of the Township Committee as follows: 5-0

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

Nays: none Abstain: none Absent: none

Motion (Pompper, Breslin) to set March 4th and 11th at 6:00 pm as 2014 Budget Meeting dates.

The motion to set March 4th and 11th, at 6:00 pm as 2014 Budget Meeting dates passed a vote of the Township Committee as follows: 5-0

Ayes: Pompper, Breslin, Palombo, Venable and Bradway

Nays: none Abstain: none Absent: none

CORRESPONDENCE

Mr. Venable spoke with the Committee about having someone attend a Forestry Seminar on March 1, 2014 in New Brunswick. The seminar is about forestry management practices after Sandy and will have information about forestry management and farmland assessment. Mr. Venable can not attend, but would like either someone from the Committee or Township to attend. It was suggested that perhaps Lance Kaufmann (Twp Employee) could attend, if so, he could be given comp time for the time spent at the seminar.

Motion (Pompper, Breslin) to ask Lance Kaufmann to attend a Forestry Seminar to be held March 1, 2014 in New Brunswick, NJ.

PUBLIC COMMENT: No one indicated that they wished to make any comments

REPORTS TO THE COMMITTEE & COMMITTEE REPORTS

Fire Company: Chief Hinchman reported that the requested Tanker repairs have been approved by the County organization and are awaiting approval by the State. Chief Hinchman also reported he has had no luck in getting the air bottles back from Breathe Safe, Inc.

Public Works: Superintendent Jack Lynch reported that plans are proceeding for the extension of the Alloways Creek Bank Phase II Project. Mr. Breslin commented that he had been contacted by one of the home owners whose properties run along the Phase II project. This property owner does not want the bank to be done and is not willing to sign any consent forms to allow such work to be done. Mr. Breslin asked Superintendent Lynch what are the Township's options are, if a property owner does not sign the consent form. Superintendent Lynch stated that the Township could proceed without the property owners consent.

Public Safety: Mr. Sowers commented that he had contacted the Pennsville Police Chief at the request of Committee person Pompper, who asked that a Prescription Drop Off Box be placed in the Police Department after hearing that the Pennsville Department had acquired one. A drop off box can be obtained from the Prosecutor's Office and it will just need securing to the Police Lobby Floor.

Animal Control Officer: Mr. Fisher commented that the winter has been slow.

Mayor Bradway, Mr. Venable and Mr. Palombo that no further comments.

Mr. Breslin thanked the Committee for trying to accommodate him getting back to LAC at the last meeting.

Mrs. Pompper stated that the Log Cabin will be open on March 16th for the first time this year, many at the road department have been working to get it ready. In addition the Road Department has been doing a fine job removing the snow and dealing with the cold temperatures.

PUBLIC COMMENT: No one indicated that they wished to make any comments

CLOSED SESSION

Motion (Pompper, Venable) to convene into a Closed Session of Business 8:00 pm

**RESOLUTION 2014- 54
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.

___ 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 – LAC PD
- B. Personnel Grievance - Rambo

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 20 (twenty) Minutes and that further business by the Committee will not take place at its conclusion.

The motion for the Closed Session of Business passed a vote of the Committee as follows: 5-0

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

Motion (Venable, Breslin) to come out of the Closed Session of business. 8:25 pm

The motion to come out of the Closed Session of Business passed a vote of the Township Committee as follows: 5-0

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

BUSINESS AFTER CLOSED SESSION None

ADJOURNMENT

Motion (Breslin, Palombo) to adjourn the meeting at 8:30 p.m.
The motion to adjourn the meeting passed unanimously.

Minutes of the February 18, 2014 Meeting were approved at a meeting held March 18, 2014

ATTEST: LOWER ALLOWAYS CREEK TOWNSHIP

Ronald L Campbell Sr. Clerk

By: _____
Mayor, Timothy W. Bradway