

**MINUTES OF A REGULAR MEETING OF THE TOWNSHIP COMMITTEE  
OF THE TOWNSHIP OF LOWER ALLOWAYS CREEK HELD MONDAY JUNE 17, 2013**

A Regular Meeting of the Lower Alloways Creek Township Committee was held on Monday June 17, 2013 with Mayor Robert F. Breslin III 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 Breslin led in the Flag Salute.

**ROLL CALL OF COMMITTEE**

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

**Absent:** None

**OTHERS IN ATTENDANCE:**

Also in attendance were -30- (thirty) members of the Public and Lewis Fogg, Public Works Foreman; David Sowers, Director of Public Safety and the Clerk Ronald L Campbell Sr.

Mayor Breslin paused with the regular order of the agenda, for a special proclamation honoring Dan Boyle. Mayor Breslin read a review of the circumstances surrounding Dan Boyle's stopping to aid Mr. Larry Stiles who was in distress.

Thank you all for coming out this evening. Tonight we have the honor of expressing our appreciation to a very special group of people. A group of dedicated public servants whose deeds often go unnoticed as they go about their normal course of business, and to a Good Samaritan who chose to help out when many in our society would have simply passed on by. The situation I am referring to happened on May 14 at about 5:45pm. Mr. and Mrs. Larry Stiles were traveling along Beasley Neck Road when Mr. Stiles slumped over at the wheel. The first person in this event who deserves honorable mention is Mrs. Stiles. She maintained her composure and was able to bring the vehicle safely to a stop on the roadside, turn it off, and activate the emergency flashers. This quick thinking avoided what could have been a bad accident.

Driving home after a long day, Mr. Dan Boyle observed the Stiles family in distress, no doubt partially due to the emergency flashers, and of course the vehicle stopped on the roadside. Mr. Boyle observed that Mr. Stiles had no pulse and began removing him from the vehicle. At this point he was joined by another citizen who happened by. That was our own Rob Hill, a member of our Ambulance Squad. Rob and Dan were able to remove Mr. Stiles from the vehicle and Dan began CPR. They were joined by another Good Samaritan named Mark Pfizenmaier who took up the role as a calming influence for Mrs. Stiles, and called 911 for help while Mr. Boyle continued CPR. Soon our Police Officers arrived on the scene and took over the CPR and hooked up an automated defibrillator, which activated a couple of times. They continued CPR until the Ambulance Squad and EMT's arrived. Arriving with the Ambulance Squad was our own Mr. Bradway seated here behind me. On the way to the hospital the EMT's used a defibrillator a couple more times and were successful in reviving Mr. Stiles. Thanks to the efforts of everyone involved, Mr. Stiles is here with us tonight. His wife still has her husband, his children had their Dad for another Father's Day, and his grandchildren still have their Pop Pop. A couple weeks ago, they reached out to me to see if I knew this Dan Boyle guy, as they were told he worked at Hope Creek. Come to find out I do. Dan had told some folks at work the next day what had happened, and said he went home that night pretty down because he was unsure if the man had made it. He spent some time looking up on the internet to see if he had done the CPR properly. After seeing some instructional videos, he realized how simple it can be to learn basic CPR, and that everyone should watch the videos. Being a humble man not seeking any recognition, Mr. Boyle agreed to be here tonight only at the request of the Stiles family. I received a call from Mr. Boyle at 5:30 tonight and he sends his apologies, but he is unable to attend tonight, as he is home sick. At this time I would like to read a Proclamation of the Township Committee of the Township of Lower Alloways Creek.

**A PROCLAMATION RECOGNIZING DAN BOYLE FOR ACTIONS  
TAKEN TO SAVE THE LIFE OF ANOTHER**

WHEREAS, Dan Boyle was driving home from work and observed a car stopped on the side of the road, with the driver slumped back in his seat, and;

WHEREAS, Dan Boyle stopped and tried to get a response from the man, but could not feel a pulse or see any indication that the man was breathing, and;

WHEREAS, Dan Boyle, with help, pulled the man from the vehicle and began CPR as others called for an Ambulance, and;

WHEREAS, Dan Boyle continued to apply the techniques of CPR for approximately ten minutes, until a Police Officer arrived and took over applying CPR, and;

WHEREAS, Dan Boyle's actions on this occasion are to be commended, for his quick and decisive actions, for which he performed a purposeful and successful lifesaving act, on behalf of another human being

NOW THEREFORE BE IT RESOLVED that the Township Committee of the Township of Lower Alloways Creek is grateful to Dan Boyle for stopping and providing assistance to a resident in need.

BE IT FURTHER RESOLVED THAT On behalf of the entire community, our highest praise and gratitude is hereby extended to Dan Boyle for his quick actions and unselfish efforts.

Motion (Venable, Bradway) for Proclamation 2013-01, A Proclamation honoring Dan Boyle.

The motion for Proclamation 2013-01 passed a vote of the Township Committee as follows: 5-0

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

Nays: none      Abstain: none      Absent: none

The Stiles Family would like to present a donation on Mr. Boyle's behalf, to Island Charities. Receiving on behalf of Island Charities is Mr. Dale Cross. Mr. Cross accepted the donation and thanked the family for their generosity. Mr. Cross stated that Island Charities was started more than thirty years by employees of PSEG to collect and distribute funds to those in need, not only in Salem County, but in others served by PSEG as well. Mr. Cross stated that Island Charities has collected over one million dollars since it began. Mr. Cross encouraged everyone to be trained in CPR and assured Mr. Stiles that Mr. Boyle had received that training, in the hopes of never to having to use it. Mr. Stiles stated that everything worked out just right that day, for everyone to be at the right place when needed. Mr. Stiles stated that he and his family are very grateful to all those who help him. Mr. Cross thank the Township Committee for recognizing someone who had done a good deed, Mr. Cross stated that he felt it was not done as often as it should be. The Committee recessed for 10 minutes.

**APPROVAL OF AUDITED VOUCHERS**

Motion (Palombo, Bradway) 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: Palombo, Bradway, Pompper, Venable and Breslin  
Nays: none Abstain: none Absent: none

**MONTHLY REPORTS TO THE COMMITTEE**

The Mayor requested that the minutes reflect that the May 2013 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, Finance and April Animal Control.

**APPROVAL OF THE MINUTES**

Motion (Bradway, Venable) to approve the minutes of the May 20, 2013 Regular Township Committee Meeting and the May 20, 2013 Closed Session Minutes.

The motion to approve the minutes of the May 20, 2013 Regular Township Committee Meeting and the May 20, 2013 Closed Session Minutes passed a vote of the Township Committee as follows: 5-0

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

**RESOLUTIONS**

Motion (Venable, Bradway) for Resolution 2013-67 A Resolution Authorizing an Agreement between the Townships of Lower Alloways Creek and Pennsville for Animal Sheltering Services in 2013.

**RESOLUTION 2013-67**

**A RESOLUTION AUTHORIZING AN AGREEMENT BETWEEN THE TOWNSHIP OF LOWER ALLOWAYS CREEK AND PENNSVILLE TOWNSHIP FOR ANIMAL SHELTERING SERVICES.**

Whereas, the Township of Lower Alloways Creek recognizes the need and benefit to its residents, to have available Animal Sheltering services, and;

WHEREAS, the Township of Pennsville has Animal Sheltering facilities available to for use by the Township of Lower Alloways Creek, and;

WHEREAS the Township of Lower Alloways Creek can benefit by entering into an agreement for Animal Sheltering Services with the Township of Pennsville, and;

WHEREAS, the Chief Financial Officer has provided a certification of availability of funds in the amount of \$7,200.00 (seven thousand two hundred dollars) for the 2013 Budget (item # 3-01-27-340-203) and certifies the remainder of the contract amount will be appropriated in succeeding years as necessary (2014 # 4-01-27-340-203), and;

NOW THEREFORE BE IT RESOLVED by the Township of Lower Alloways Creek in the County of Salem, and the State of New Jersey that the Mayor and Clerk of the Township of Lower Alloways Creek are hereby authorized to enter into an agreement with the Township of Pennsville for Animal Sheltering Services at a cost of \$600.00 (six hundred dollars) per Month, for the period beginning June 1, 2013 through May 31, 2014

The motion for Resolution 2013-67 passed a vote of the Township Committee as follows: 5-0

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

Motion (Bradway, Palombo) for Resolution 2013-68 A Resolution Opposing Senate Bill S2628 and Assembly Bill A3879 Granting Source Separation Exemptions.

**RESOLUTION 2013-68**

**A RESOLUTION OPPOSING SENATE BILL S2628 AND ASSEMBLY BILL A3879  
GRANTING SOURCE SEPARATION EXEMPTIONS**

WHEREAS, source separation is the cornerstone of New Jersey's precedent setting recycling legislation that was passed more than 25 years ago; and

WHEREAS, S2628/A3879, bills being proposed In the New Jersey Legislature, would grant automatic source separation recycling exemptions to businesses and Institutions utilizing New Jersey Department of Environmental Protection certified materials recovery facilities; and

WHEREAS, allowing businesses or even worse, institutions like schools to mix their garbage and recyclables, creates a confusing message for the public; and

WHEREAS, source separation exemptions will divert recyclable materials away from established recycling facilities and numerous County Recyclable Materials Processing Facility which have Invested millions of public and private sector dollars in equipment and infrastructure; and

WHEREAS, mixing garbage with recyclables and then extracting those recyclables from the waste, produces a lower quality material, economically harming those industries that ultimately utilize these products; and

WHEREAS, the New Jersey Department of Environmental Protection is not staffed to implement the proposed certification program; and

WHEREAS, this source separation exemption system would facilitate a means of bypassing solid waste flow control; and

WHEREAS, source separation exemptions were discussed at great lengths during the New Jersey Department of Environmental Protection, Waste Stakeholders Process In 2012; and

WHEREAS, a recommendation was made as part of the Stakeholders Process to establish a pilot program in order to determine the effectiveness of granting source separation exemptions.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Lower Alloways Creek as follows:

1. The Township Committee is opposed to S2628 / A3879 in its current form.
2. Any legislation regarding source separation exemptions should only be entertained after the completion of the pilot program recommended as part of the 2012 Solid Waste Stakeholders Process.

3. Copies of this Resolution shall be sent to the following:

- a. Salem County Legislators
- b. Senate and Assembly Environment Committees
- c. Commissioner, Department of Environmental Protection
- e. Evert Ford, Salem County Administrator
- f. Salem County Solid Waste Director
- g. New Jersey Legislators

The motion for Resolution 2013-68 passed a vote of the Township Committee as follows: 5-0  
Ayes: Bradway, Palombo, Pompper, Venable and Breslin  
Nays: none      Abstain: none      Absent: none

Motion (Palombo, Bradway) for Resolution 2013-69 A Resolution authoring the receipt of Bids for HVAC Services.

**RESOLUTION 2013-69**  
**AUTHORIZING THE RECEIPT OF BIDS FOR HVAC SERVICES**

WHEREAS, the Township Committee of the Township of Lower Alloways Creek does recognize the need for HVAC Services for the maintenance and repairs of such equipment for Township Buildings and at the Leisure Arms Senior Complex in a timely manner, and;

WHEREAS, bid specifications for HVAC services have been promulgated by the Purchasing Agent and made available for review by the Township Committee.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Lower Alloways Creek that it does approve the specifications promulgated by the Purchasing Agent for HVAC services.

BE, IT FURTHER 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 HVAC services as necessary.

The motion for Resolution 2013-69 passed a vote of the Township Committee as follows: 5-0  
Ayes: Palombo, Bradway, Pompper, Venable and Breslin  
Nays: none      Abstain: none      Absent: none

Motion (Palombo, Bradway) for Resolution 2013-70 A Resolution to award a bid to Cherry Valley Tractor Sales of Marlton, NJ for the purchase of a Brush Chipper at a cost of \$32,978.83.

**RESOLUTION 2013-70**  
**A RESOLUTION TO AWARD A BID FOR THE PURCHASE OF A BRUSH CHIPPER TO CHERRY VALLEY TRACTOR SALES OF MARLTON, NEW JERSEY IN THE AMOUNT OF \$ 32,978.83**

WHEREAS, the Township Purchasing Agent has promulgated and solicited bids for the purchase of a Brush Chipper; and,

WHEREAS, bids were received for the purchase of a Brush Chipper as advertised; and,

WHEREAS, Cherry Valley Tractor Sales submitted the lowest responsive and responsible bid of \$ 32,978.83 (thirty two thousand nine hundred seventy eight dollars and eighty three cents); and,

WHEREAS, the Purchasing Agent of the Township of Lower Alloways Creek has or will certify that funds have been appropriated and are available for this purpose; and,

WHEREAS, the Purchasing Agent and Superintendent of Public Works are recommending that the bid of Cherry Valley Tractor Sales be accepted and awarded.

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of Lower Alloways Creek that Cherry Valley Tractor Sales be awarded the bid for a Brush Chipper, in the amount of \$32,978.83

BE IT FURTHER RESOLVED that the Township Committee does authorize the Mayor and Clerk to execute a contract, which is consistent with the promulgated Bid Specifications for the purchase of the Brush Chipper.

The motion for Resolution 2013-70 passed a vote of the Township Committee as follows: 5-0

Ayes: Palombo, Bradway, Pompper, Venable and Breslin

Nays: none Abstain: none Absent: none

**OLD BUSINESS:** The Township Committee reviewed a listing of Township owned properties included in their agenda packets. The Mayor named Mrs. Pompper and Mr. Palombo to a Committee to look into selling the most recently acquired properties; either to an adjoining property owner or to the highest bidder. In addition to look into several properties which currently or did have residences on them and whether they meet the current Land Use requirements or would they need a variance to rebuild a home on them.

**NEW BUSINESS:**

There was discussion regarding a Comcast Phone proposal to provide phone service and an internal phone system at a cost of 1060.00 per month, with a one time fee of 830.90, additional wired lines at a cost of 673.65 per month and an activation fee of 239.60 (total 1733.65 per month phone lines and one time fees of 1070.50), but no action was taken. Mr. Palombo will look into the number of phone lines that the Township needs to maintain.

Motion (Pompper, Bradway) to approve an annual maintenance contract with Enforsys, Inc., for support of Police Department Computer Data systems, at a cost of \$ 5,500.00 for the period June 1, 2013 through May 31, 2014

The motion approve an annual maintenance contract with Enforsys, Inc. passed a vote of the Township Committee as follows: 5-0

Ayes: Pompper, Bradway, Palombo, Venable and Breslin

Nays: none Abstain: none Absent: none

Motion (Pompper, Venable) to approve Lance Kaufmann's participation at the Salem County Stormwater Public Education Booth, at the Salem County Fair

The motion approve Lance Kaufmann's participation at the Salem County Stormwater Public Education Booth, at the Salem County Fair passed a vote of the Township Committee as follows: 4-1

Ayes: Pompper, Venable, Palombo and Breslin

Nays: Bradway Abstain: none Absent: none

Motion (Pompper, Venable) to approve the purchase of a winch for the Brush Chipper from Cherry Valley Tractor Supply at a cost not to exceed \$2,500.00.

The motion to approve the purchase of a winch for the Brush Chipper from Cherry Valley Tractor Supply at a cost not to exceed \$2,500.00 passed a vote of the Committee as follows: 5-0

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

Motion (Palombo, Bradway) to approve the paving of a five foot wide walkway in the Municipal Park at a cost not to exceed \$5,000.00

The motion to approve the paving of a five foot wide walkway in the Municipal Park at a cost not to exceed \$5,000.00 passed a vote of the Committee as follows: 5-0

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

**CORRESPONDENCE** All correspondence has been provided to the Township Committee

### **PUBLIC COMMENT**

A resident asked if something could not be done to curb speeding on Maple Avenue. The resident stated that there were about 19 children in the area and stop signs at each intersection, she believes would help reduce the speed on the street.

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

#### **Public Safety**

Mr. Sowers reported that the in car license plate reader is up and working, the two new stalker radar systems have been installed and are working very well and are a much improved system over past units. Mr. Sowers stated that the Department has used their Drunk Driving Funds. Mr. Sowers stated that Corporal Smith the Township's D.A.R.E. Officer has done very well with that program and puts a lot of time into it. Mr. Sowers reported that Officer DeParre was one of five from the County that attended the State's Top Cop school, which is a one week intense training program.

#### **Public Works**

Mr. Fogg reported that progress is being made on the basketball court and that solar panels are to be installed at the Municipal site starting Monday June 24<sup>th</sup>. The Ambulance Squad and Public works Garage solar installations are up and running. Mr. Fogg reported that he has been running the new well to remove iron deposits which are causing it to fail testing.

#### **Animal Control**

Mr. Fisher reported that the cat situation on New Bridge Road is under control and everything else is going well.

**Ambulance Squad** Mr. Bradway asked if the Fire Company would be able to purchase oxygen bottles. Mayor Breslin stated that oxygen bottles had been provided for in their 2013 budget.

Mayor Breslin stated that Mr. Fisher had attended Court earlier today and the Committee had not provided for a way for him to be paid, when he needs to attend Court, for an animal case.

Motion (Bradway, Venable) to have the Animal Control Officer put in for a court attendance, the same amount, as if he was on an animal call. The motion was passed unanimously by the Committee.

Mrs. Pompper and Mr. Venable had no report or comments

Mr. Palombo was asked by the Mayor if he had any comments on a four-day work week. Mr. Palombo asked that the Township Committee consider authorizing a Four-Day Work Week. Friday would be the day the Municipal Building would be closed, this would be done to see what cost saving could be gained.

Motion (Pompper, Palombo) to go to a four day work week for the Chief Financial Officer and Clerk, with Friday as the day the Municipal Offices are closed, for a two Month trial period starting July 1, 2013.

The motion to go to a four day work week for the Municipal Offices, namely the Chief Financial Officer and Clerk with Friday as the day the Municipal Offices are closed, for a two Month trial period starting July 1, 2013 passed a vote of the Committee as follows: 5-0

Ayes: Pompper, Palombo, Bradway, Venable and Breslin

Nays: none      Abstain: none      Absent: none

Mayor Breslin asked Mr. Palombo if he had read the information, regarding P-Cards. Mr. Palombo stated that he had just received the information this evening and read some of it. Mr. Palombo stated that he was in favor of securing such a card for certain individuals, because it made sense to be able to do business this way. The Mayor asked the Clerk to explain a little about them. The Clerk explained that a P-Card is like a credit card, except it is restricted to an amount determined by the Township Committee (must be no more than the bid threshold), is issued to an individual and carries all the regulations and restrictions found in the Local Public Contracts Law.

### **CLOSED SESSION**

Motion (Pompper, Bradway) to convene into a Closed Session of Business 9:00 pm

### **RESOLUTION 2013 -71 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:

\_\_\_ 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. Contracts

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

A. At such time the heretofore mentioned matters are concluded or resolved

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

**BE IT FURTHER RESOLVED** that this Closed Session is expected to continue for TEN minutes (10) 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: Pompper, Bradway, Palombo, Pompper, Venable and Breslin

Nays: none Abstain: none Absent: none

Motion (Venable, Breslin) to come out of the Closed Session of business. 9:08 pm

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

Ayes: Bradway, Palombo, Pompper, Venable and Breslin

Nays: none Abstain: none Absent: none

**BUSINESS AFTER CLOSED SESSION**

The Committee discussed changes to Chapter 43 of the Code of the Township of Lower Alloways Creek.

**ADJOURNMENT**

Motion (Breslin, Palombo) to adjourn the meeting at 9:15 p.m.

The motion to adjourn the meeting passed unanimously.

Minutes of the June 17, 2013 Meeting were approved at a meeting held July 16, 2013

ATTEST:

LOWER ALLOWAYS CREEK TOWNSHIP

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

By: \_\_\_\_\_  
Mayor, Robert F. Breslin III