

**MINUTES OF THE REGULAR MONTHLY MEETING OF THE TOWNSHIP COMMITTEE
OF THE TOWNSHIP OF LOWER ALLOWAYS CREEK HELD FEBRUARY 19, 2019**

A Regular Meeting of the Lower Alloways Creek Township Committee was held on February 19, 2019 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 the Annual Notice which was filed with the Lower Alloways Creek Township Clerk, forwarded to the South Jersey Times 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. Bradway, Mr. Palombo, Mr. Venable, Mrs. Willis and Mayor Pompper

Absent: None

OTHERS IN ATTENDANCE

Also in attendance were - three - (3) members of the public including, Lewis Fogg; Superintendent of Public Works, Police Chief Richard Venable, Solicitor Linwood H. Donelson III and Township Clerk Ronald L Campbell Sr.

PAYMENT OF AUDITED VOUCHERS

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

Nays: none Abstain: none Absent: none

REPORTS TO THE COMMITTEE

The Mayor requested that the minutes reflect that the January 2019 Monthly reports to the Township Committee have been received from the following Departments and are on file with the Clerk: Construction Office, Engineer, Finance, Municipal Court, Police Department, Public Works, Sewer and Tax Collector.

MINUTES

Motion (Venable, Bradway) to approve the Regular Meeting Minutes of the Township Committee Meeting held on January 15, 2019.

The motion to approve the Regular Meeting Minutes of the Township Committee Meeting held on January 15, 2019 passed a vote of the Township Committee as follows: 5-0

Ayes: Venable, Bradway, Palombo, Willis and Pompper

Nays: none Abstain: none Absent: none

RESOLUTIONS

Motion (Willis, Bradway) for Resolution 2019- 39, A Resolution authorizing an agreement with the Township of Pennsville for Animal Sheltering Services.

RESOLUTION 2019-39

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 \$8,400.00 (eighty four hundred dollars) for the 2019 Budget (account # 9-01-27-340-203).

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 \$8,400.00 (eighty-four hundred dollars) for the period of January 1, 2019 through December 31, 2019.

The motion for Resolution 2019- 39, authorizing an agreement with the Township of Pennsville for Animal Sheltering Services passed a vote of the Township Committee as follows: 5-0

Ayes: Willis, Bradway Venable, Palombo and Pompper

Nays: none Abstain: none Absent: none

Motion (Venable, Bradway) for Resolution 2019-40, A Resolution to grant municipal consent to the Ruritan Club Lower Alloways Creek to conduct a raffle.

RESOLUTION 2019 -40

A RESOLUTION AUTHORIZING MUNICIPAL CONSENT FOR THE CONDUCT OF A RAFFLE

WHEREAS, the Ruritan Club of Lower Alloways Creek has submitted a properly executed Application for a License to operate an On-Premise Merchandise 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 an:

On-Premise Merchandise Raffle to be held MARCH 9, 2019 from 4:00 pm – 8:00 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 2019-40, to grant municipal consent to the Ruritan Club Lower Alloways Creek to conduct a raffle passed a vote of the Township Committee as follows: 5-0

Ayes: Venable, Bradway, Palombo, Willis and Pompper

Nays: none Abstain: none Absent: none

Motion (Venable, Bradway) for Resolution 2019- 41, A Resolution to approve an agreement with Environmental & Technical Services L.L.C. to provide the Township with Professional and Technical Services with regards to its renewal applications for NJPDES permits for the Hancocks Bridge and Canton Sewer Treatment Plants.

RESOLUTION 2019-41

A RESOLUTION APPROVING AN AGREEMENT WITH ENVIRONMENTAL & TECHNICAL SERVICES L.L.C. FOR PROFESSIONAL AND TECHNICAL SERVICES WITH REGARDS TO THE APPLICATIONS TO RENEW THE TOWNSHIP'S EXISTING NJPDES PERMITS FOR THE HANCOCKS BRIDGE AND CANTON SEWER TREATMENT PLANTS

WHEREAS, the Township of Lower Alloways Creek has need of Professional and Technical Services with regard to its renewal applications for New Jersey Pollutant Discharge Elimination System (NJPDES) permits for the Hancocks Bridge and Canton Sewer Treatment Plants and;

WHEREAS, Environmental & Technical Services L.L.C. has submitted a proposal to provide the Township with Professional and Technical Services with regard to its renewal applications for NJPDES permits for the Hancocks Bridge and Canton Sewer Treatment Plants and;

NOW, THEREFORE BE IT RESOLVED that the Township Committee of the Township of Lower Alloways Creek does hereby approve an agreement with Environmental & Technical Services L.L.C. to provide the Township with Professional and Technical Services with regards to its renewal applications for NJPDES permits for the Hancocks Bridge and Canton Sewer Treatment Plants for the amount of \$ 2,400.00 (\$ 1,200.00 each STP).

BE IT FURTHER RESOLVED that the Mayor and Clerk be authorized to sign an agreement for such services.

The motion for Resolution 2019-41 to approve an agreement with Environmental & Technical Services L.L.C. to provide the Township with Professional and Technical Services with regards to its renewal applications for NJPDES permits for the Hancocks Bridge and Canton Sewer Treatment Plants passed a vote of the Township Committee as follows: 5-0

Ayes: Venable, Bradway, Palombo, Willis and Pompper

Nays: none Abstain: none Absent: none

Motion (Venable, Bradway) for Resolution 2019-42, A Resolution supporting participation in the Sustainable Jersey Municipal Certification Program.

RESOLUTION 2019-42

**A RESOLUTION SUPPORTING PARTICIPATION IN THE SUSTAINABLE JERSEY®
MUNICIPAL CERTIFICATION PROGRAM**

WHEREAS, a sustainable community seeks to optimize quality of life for its residents by ensuring that it's environmental, economic and social objectives are balanced and mutually supportive; and

WHEREAS, Lower Alloways Creek Township strives to save tax dollars, assure clean land, air and water, improve working and living environments as steps to building a sustainable community that will thrive well into the new century; and

WHEREAS, Lower Alloways Creek Township hereby acknowledges that the residents of Lower Alloways Creek Township desire a stable, sustainable future for themselves and future generations; and

WHEREAS, Lower Alloways Creek Township wishes to support a model of government which benefits our residents now and far into the future by exploring and adopting sustainable, economically-sound, local government practices; and

WHEREAS, by endorsing a sustainable path Lower Alloways Creek Township is pledging to educate itself and community members further about sustainable activities and to develop initiatives supporting sustainable local government practices; and

WHEREAS, as elected representatives of Lower Alloways Creek Township we have a significant responsibility to provide leadership which will seek community-based sustainable solutions to strengthen our community:

NOW THEREFORE BE IT RESOLVED, that to focus attention and effort within Lower Alloways Creek Township on matters of sustainability, the Township Committee of the Township of Lower Alloways Creek wishes to pursue local initiatives and actions that will lead to Sustainable Jersey Municipal Certification.

BE IT FURTHER RESOLVED, by the Township Committee of the Township of Lower Alloways Creek that we do hereby authorize the Municipal Clerk, Ronald L Campbell Sr to serve as Township of Lower Alloways Creek's agent for the Sustainable Jersey Municipal Certification process and authorize him to complete the Municipal Registration on behalf of the Township of Lower Alloways Creek.

The motion for Resolution 2019-42 supporting participation in the Sustainable Jersey Municipal Certification Program passed a vote of the Township Committee as follows: 5-0

Ayes: Venable, Bradway, Palombo, Willis and Pompper

Abstain: none Absent: none

ORDINANCE PUBLIC HEARING AND POSSIBLE FINAL ADOPTION

Mayor Pompper opened the meeting to a Public Hearing on Ordinance 2019-01, 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.

No one from the Public indicated that they had any comments to make on Ordinance 2019-01.

Mayor Pompper closed the Public Hearing on Ordinance 2019-01, 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.

Motion (Venable, Bradway) to approve the adoption of Ordinance 2019-01, 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.

ORDINANCE 2019-01

CALENDAR YEAR 2019

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 2019 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 \$ **362,774.00** 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 2019 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 \$ **362,774.00**, and that the CY 2019 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, February 19, 2019 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 Tuesday January 15, 2019 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.

Final: February 19, 2019

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

OLD BUSINESS

NEW BUSINESS

Motion (Palombo, Bradway) to approve the purchase of a hydraulic pump rebuilt kit from GranTurk Equipment Co., Inc. at a cost of \$ 1,945.51.

The motion to approve the purchase of a hydraulic pump rebuilt kit from GranTurk Equipment Co., Inc. at a cost of \$ 1,945.51 was passed by a vote of the Township Committee as follows: 5-0

Ayes: Palombo, Bradway, Venable, Willis and Pompper

Nays: none Abstain: none Absent: none

Motion (Bradway, Venable) to approve the purchase of a replacement Rescue Tool Supply Hose from Medical Emergency Services at a cost of \$ 3,768.00.

The motion to approve the purchase of a replacement Rescue Tool Supply Hose from Medical Emergency Services at a cost of \$ 3,768.00 was passed by a vote of the Township Committee as follows: 5-0

Ayes: Bradway, Venable, Palombo, Willis and Pompper

Nays: none Abstain: none Absent: none

Motion (Venable, Bradway) to approve the purchase of Road Salt from Atlantic Salt, Inc. at a cost of \$ 5, 255.00.

The motion to approve the purchase of Road Salt from Atlantic Salt, Inc. at a cost of \$ 5, 255.00 was passed by a vote of the Township Committee as follows: 5-0

Ayes: Venable, Bradway, Palombo, Willis and Pompper

Nays: none Abstain: none Absent: none

Motion (Bradway, Willis) to approve payment to Hartford Fire Insurance Co in the amount of \$ 67,716.00 for Flood Insurance for the Municipal Building and Hancocks Bridge Fire House.

The motion to approve payment to Hartford Fire Insurance Co in the amount of \$ 67,716.00 for Flood Insurance for the Municipal Building and Hancocks Bridge Fire House was passed by a vote of the Township Committee as follows: 5-0

Ayes: Bradway, Willis, Venable, Palombo and Pompper

Nays: none Abstain: none Absent: none

Motion (Bradway, Venable) to approve the use of the Municipal Ballfields in Hancocks Bridge by the Salem Little League.

The motion to approve the use of the Municipal Ballfields in Hancocks Bridge by the Salem Little League was passed by a vote of the Township Committee as follows: 5-0

Ayes: Bradway, Venable, Palombo, Willis and Pompper

Nays: none Abstain: none Absent: none

CORRESPONDENCE: All correspondence received has been distributed to the proper parties

REPORTS TO THE COMMITTEE & COMMITTEE REPORTS:

Public Works:

Superintendent Fogg stated that he had been talking with the County Engineer and he was unaware that Buckhorn Bridge had been closed. He wants to look into it, because he was involved in the repair of the deck the last time it was done.

Fralinger engineering is still working with South State to have the punch list for the last section of Alloways Creek Neck Road which was paved taken care of. Superintendent Fogg stated that there are dips in the pavement and they tore up the side of the road in several places, which needs leveling and grass.

Superintendent Fogg stated that the Locust Island Sluice Gate needs repairing.

Superintendent Fogg stated the road leading to the State Ramp is washing out and needs several loads of rip/rap deposited on its edges to keep it from washing out across the road.

Superintendent Fogg also asked that the Committee approve a change order to include rear lights for the new Trash truck, he feels it's a safety issue to be able to see with the rear camera when it is dark.

Motion (Palombo, Bradway) to approve a change order to the new trash truck to have additional lighting installed on the rear of the truck and related integrated programming.

The motion to approve a change order to the new trash truck to have additional lighting installed on the rear of the truck and related integrated programming passed by a vote of the Township Committee as follows: 5-0

Ayes: Palombo, Bradway, Venable, Willis and Pompper

Nays: none Abstain: none Absent: none

Police Department:

Chief Venable stated that the Department had come to an agreement with Car Fax to give them Accident Reports in exchange for providing links for the public to obtain said Accident Reports.

Chief Venable was asked by the Mayor to tell the Committee what recent mandate the Police Departments had been given by the State Attorney General. Chief Venable stated that the State Attorney General's Office had handed down an order that Local Police agencies should not let Federal Immigration Officials use their facilities or interview rooms with respect to any activity involving illegal immigrants.

Chief Venable spoke with the Committee that he would like to see two Police Vehicles ordered, one which can be order with 2018 budget funds per the auditor and one from 2019 funds, as Ford is updating their vehicles and none will be available till this fall / winter. Chief Venable stated that one vehicle will be later than we normally get one and the other will be somewhat earlier than usual, but we won't get stuck with what is leftover and maybe not get one, if we wait till the fall.

Fire Department: nothing at this time.

Mayor and Committee Members

No one from the Committee had any additional comments.

Mayor Pompper stated that the Log cabin will be open on March 17th 1-4 PM.

PUBLIC COMMENT: Mr. Fisher commented that the County needs to look at the Salem Hancocks Bridge Road as it is in need of repairs, just after the Bridge heading north the road has sunk in places to the point it can jar the steering wheel in your hand when traveling over that area.

Mayor Pompper read a letter from Mrs. Patricia A. Willis resigning from the Township Committee, Mrs. Willis will be living in Florida more than New Jersey, but will be in the area until the first part of March. Mrs. Willis will then be away vacationing till April. Mrs. Willis stated that she has enjoyed working with the Committee, Clerk and CFO and has gained the knowledge of all the work that is done and lives touched that most people never know about or see. Mrs. Willis states that the Committee can replace her whenever it is felt it is convenient for the Committee.

CLOSED SESSION

Motion (Bradway, Venable) for a resolution to convene into a Closed Session of Business.

RESOLUTION 2018 - 43 A RESOLUTION FOR A CLOSED SESSION

WHEREAS, in order to protect personal privacy and to avoid situations wherein the public interest might be disserved, the Open Public Meetings Act permits public bodies to exclude the public from that portion of a meeting at which certain matters are discussed.

NOW THEREFORE 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:

1. Potential Litigation: Unsafe Buildings/Structures, Municipal Lien Properties

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

1. 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 five (5) minutes and that further business by the Committee may take place at its conclusion.

Motion (Venable, Bradway) to come out of Closed Session and return to Open Session business of the Committee.

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

Ayes: Venable, Bradway, Palombo, Willis and Pompper

Nays: none Abstain: none Absent: none

ADJOURNMENT

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

The motion to adjourn the meeting passed unanimously.

Minutes of the February 19, 2019 Meeting were approved at a Township Committee Meeting held March 19, 2019

ATTEST:

LOWER ALLOWAYS CREEK TOWNSHIP

Ronald L Campbell Sr. Clerk

Mayor, Ellen B. Pompper