

**MINUTES OF THE REGULAR MONTHLY MEETING OF THE TOWNSHIP COMMITTEE
OF THE TOWNSHIP OF LOWER ALLOWAYS CREEK HELD DECEMBER 21, 2021**

A Regular Meeting of the Lower Alloways Creek Township Committee was held on December 21, 2021 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. Collier, Mr. Palombo, Mr. Venable and Mayor Pompper

Absent: none

OTHERS IN ATTENDANCE

Also in attendance were twenty-nine -(9) members of the public including, four members of the public, Superintendent of Public Works, Lewis Fogg; Police Chief Richard Venable; Fire Chief, Steve Fisher; Solicitor, Linwood Donelson III and Township Clerk, Ronald L Campbell Sr.

REPORTS TO THE COMMITTEE

The Mayor requested that the minutes reflect that the November 2021 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 November 15, 2021.

The motion to approve the Regular Meeting Minutes of the Township Committee Meeting held on November 15, 2021 passed a vote of the Township Committee as follows: 5-0

Ayes: Venable, Bradway, Collier, Palombo and Pompper

Nays: none Abstain: none Absent: none

RESOLUTIONS

Motion (Venable, Bradway) for Resolution 2021- 83, a Resolution canceling open balances less than five dollars for property tax and sewer fees owed for 2021.

RESOLUTION 2021-83

**A RESOLUTION CANCELING OPEN BALANCES LESS THAN FIVE DOLLARS FOR
PROPERTY TAX AND SEWER FEES OWED FOR 2021**

WHEREAS, there are a number of taxpayers and sewer fee payers, with list attached, who for various reasons have open balances less than five dollars (\$5.00) on 2021 Property Taxes and Sewer fees; and

WHEREAS, since the time and expense involved to collect these amounts is greater than the amount open; and,

WHEREAS, the cancellation of these small balances would promote the efficiency of the tax office by eliminating the need to track these small amounts;

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Lower Alloways Creek, that the Tax Collector is hereby authorized to cancel these balances for property tax and sewer fees owed for 2021. These amounts are listed individually and shown in the last column on the report as attached totaling (\$19.86) nineteen dollars and eighty- six cents.

The motion for Resolution 2021- 83 canceling open balances less than five dollars for property tax and sewer fees owed for 2021 passed a vote of the Township Committee as follows: 5-0

Ayes: Venable, Bradway, Collier, Palombo and Pompper

Nays: none Abstain: none Absent: none

Motion (Venable, Bradway) for Resolution 2021-84, a Resolution to Transfer 2021 Overpayments on Property Tax and Sewer Fee Records to 2022 Open Tax Balances.

RESOLUTION 2021-84

A RESOLUTION TO TRANSFER 2021 OVERPAYMENTS ON PROPERTY TAX AND SEWER FEE RECORDS TO 2022 OPEN TAX BALANCES

BE IT RESOLVED, by the Township Committee of the Township of Lower Alloways Creek, State of New Jersey, as follows:

WHEREAS, the Tax Collector has certified to the Township Committee that certain 2021 Tax and Sewer Overpayments have been made and has requested that a resolution be passed to authorize the transfer of these overpayments to 2022 Open Balances. The Tax Collector has attached a list of these overpayments as part of the end of year process.

NOW THEREFORE BE IT RESOLVED, that the Tax Collector be authorized as part of the year end process to transfer these 2021 Tax and Sewer overpayments to 2022 open tax balances. These amounts are listed individually and shown in the last column on the report as attached totaling (\$ 881.77) eight hundred eighty one dollars and seventy – seven cents.

The motion for Resolution 2021-84 Transfer 2021 Overpayments on Property Tax and Sewer Fee Records to 2022 Open Tax Balances passed a vote of the Township Committee as follows: 5-0

Ayes: Venable, Bradway, Collier, Palombo and Pompper

Nays: none Abstain: none Absent: none

Motion (Venable, Bradway) for Resolution 2021- 85, a Resolution to authorize a Shared Services Agreement with Stow Creek Township for Snow Plowing / Road Salt Services.

RESOLUTION 2021-85

A RESOLUTION TO AUTHORIZE A SHARED SERVICES AGREEMENT TO PROVIDE SNOW PLOWING AND SALTING SERVICES TO STOW CREEK TOWNSHIP

WHEREAS the Township Committee of the Township of Lower Alloways Creek desires to enter into a Shared Services Agreement to provide Snow Plowing / Road Salting Services to

the Township of Stow Creek, and;

WHEREAS, municipalities can enter into such Shared Services Agreement pursuant to N.J.S.A. 40A:65-4 et seq., and;

WHEREAS, the Township of Lower Alloways Creek agrees to commence snow plow operations at the direction of the Stow Creek Township Committee or appropriate designee when snow reaches a minimum depth of two (2) inches and additional snow is forecast; and

WHEREAS, the Township of Stow Creek will purchase from Lower Alloways Creek, during the term of this agreement, road salt mix, sufficient to salt Stow Creek roadways as requested and conditions may require; and

WHEREAS, the Township of Stow Creek shall promptly provide payment to Lower Alloways Creek Township for said services upon receiving properly executed vouchers; and

WHEREAS the price schedule for the 2021-2022 season to be paid by the Township of Stow Creek for the necessary municipal equipment with operator is as follows:

Municipal Snow Plowing / Road Salting Operating Rate **\$165.00/hour** (all hours)

Road Salt at the current price

NOW, THEREFORE, BE IT RESOLVED by the Lower Alloways Creek Township Committee that the Mayor and Clerk are hereby authorized to enter into and sign a Snow Plowing Shared Services Agreement for 2021-2022 between the Township of Lower Alloways Creek and Stow Creek Township.

The motion for Resolution 2021-85 to authorize a Shared Services Agreement with Stow Creek Township for Snow Plowing / Road Salt Services passed a vote of the Township Committee as follows: 5-0

Ayes: Venable, Bradway, Collier, Palombo and Pompper

Nays: none Abstain: none Absent: none

Motion (Venable, Bradway) for Resolution 2021-86, a Resolution authorizing transfers in the 2021 Budget Current Operating Fund in the amount of six thousand dollars (\$6,000.00).

RESOLUTION 2021- 86

A RESOLUTION AUTHORIZING TRANSFERS IN THE 2021 BUDGET CURRENT OPERATING FUND IN THE AMOUNT OF SIX THOUSAND DOLLARS (\$6,000.00).

WHEREAS, the Chief Financial Officer of the Township of Lower Alloways Creek has found it necessary to recommend that Transfers be made within the Current Operating Fund of the 2020 Budget of the Township of Lower Alloways Creek on the 21st Day of December 2021 in the amount of Six thousand dollars (\$6,000.00) ; and,

WHEREAS, the State of New Jersey authorizes under N.J.S.A. 40A:4-58, the transforming of funds from one line item to another during the last two (2) months of the current budget fiscal year, by a resolution adopted by a two-thirds (2/3) vote of the full membership, except that no transfers may be made from an appropriation outside the CAP to an appropriation within the CAP; and,

WHEREAS, the Township Committee of the Township of Lower Alloways Creek does concur with the Chief Financial Officers recommendation to make such Transfers as follows:

FROM:	
Mosquito Control O/E	\$2,000.00
Police O&E	\$4,000.00
TOTAL	\$6,000.00

TO:	
Housing O/E	<u>\$2,000.00</u>
Police S&W	\$4,000.00
TOTAL	\$6,000.00

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of Lower Alloways Creek, no less than 2/3 of the full voting Committee affirming, that these transfers be made on the 21st Day of December 2021 in accordance with N.J.S.A. 40A:4-58 in the 2021 Budget Current Operation fund as recommended in the amount of six thousand dollars (\$6,000.00).

BE IT FURTHER RESOLVED THAT, a copy of this resolution be forwarded to the CFO, Kevin Clour.

The motion for Resolution 2021-86 authorizing transfers in the 2021 Budget Current Operating Fund in the amount of six thousand dollars (\$6,000.00) passed a vote of the Township Committee as follows: 5-0

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

Motion (Venable, Bradway) for Resolution 2021-87, a Resolution authorizing a shared services agreement between Elsinboro Township, Mannington Township, Oldmans Township and Lower Alloways Creek Township for trash and recycling collection services in 2022.

RESOLUTION 2021- 87

A RESOLUTION AUTHORIZING A SHARED SERVICES AGREEMENT WITH AND BETWEEN ELSINBORO TOWNSHIP, MANNINGTON TOWNSHIP, OLDMANS TOWNSHIP AND LOWER ALLOWAYS CREEK TOWNSHIP FOR TRASH AND RECYCLING COLLECTION SERVICES IN 2022

WHEREAS the Township Committee of the Township of Lower Alloways Creek desires to continue a Shared Services Agreement for Trash and Recycling Services with Elsinboro, Mannington and Oldmans Townships, and;

WHEREAS, municipalities can enter into such Shared Services Agreement pursuant to N.J.S.A. 40A:65-4 et seq., and;

WHEREAS, the four Townships have agreed to the terms, conditions and scheduling to be memorialized within the Shared Services Agreement for Trash and Recycling Services in 2022.

NOW THEREFORE BE IT RESOLVED that the Township Committee of the Township of Lower Alloways Creek hereby authorizes the Mayor and Clerk to execute a Shared Services Agreement for Trash and Recycling Services with and between Elsinboro Township,

Mannington Township, Oldmans Township and Lower Alloways Creek Township with the following cost sharing agreement;

2022	Year	Quarterly
ELSINBORO	\$79,138	\$19,784
L.A.C	\$107,977	\$26,994
MANNINGTON	\$72,181	\$18,045
OLDMANS	\$92,466	\$23,116

BE IT FURTHER RESOLVED that copies of this resolution be forwarded to the Clerks of the Township of Elsinboro, the Township of Mannington, the Township of Oldmans and the Superintendent of Public Works for Lower Alloways Township.

I hereby certify that this is a true copy of the resolution passed at a meeting of the Township Committee of the Township of Lower Alloways Creek on December 21, 2021.

The motion for Resolution 2021-87 authorizing a shared services agreement between Elsinboro Township, Mannington Township, Oldmans Township and Lower Alloways Creek Township for trash and recycling collection services in 2022 passed a vote of the Township Committee as follows: 5-0

Ayes: Venable, Bradway, Collier, Palombo and Pompper

Nays: none Abstain: none Absent: none

Motion (Venable, Bradway) for Resolution 2021- 88, a Resolution canceling property taxes due and a municipal property maintenance lien on Block 15, Lot 5, known as 34 Second Street acquired by the Township of Lower Alloways Creek.

RESOLUTION 2021-88

A RESOLUTION CANCELING PROPERTY TAXES DUE AND A MUNICIPAL PROPERTY MAINTENANCE LIEN ON BLOCK 15, LOT 5, KNOWN AS 34 SECOND STREET ACQUIRED BY THE TOWNSHIP OF LOWER ALLOWAYS CREEK

WHEREAS, the Township of Lower Alloways Creek through foreclosure proceedings has acquired a certain parcel, Block 15, Lot 5, known as 34 Second Street for which it held Municipal Tax Liens, and;

WHEREAS, the Township Tax Collector has informed the Township Committee that that parcel does have in error, taxes due for the third and fourth quarters of 2021 and the first and second quarters of 2022 totaling \$ 1,071.28, and;

WHEREAS, that the same parcel Block 15, Lot 5, known as 34 Second Street does have in error, a Property Maintenance Lien in the amount of \$ 219.10, and;

WHEREAS, the Township Committee desires to cancel the tax balances in error and the maintenance lien in error, on the parcel Block 15, Lot 5, known as 34 Second Street which was acquired by the Township, tax and lien amounts totaling \$1,290.38, and;

NOW THEREFORE BE IT RESOLVED that the Township Committee of the Township of Lower Alloways Creek does hereby cancel all tax balances due on Block 15, Lot 5, known as 34 Second Street acquired by the Township totaling \$ 1,290.38 for the third & fourth quarter taxes of 2021, first & second quarter taxes of 2022 and \$ 219.10 for a Municipal Tax Lien each listed separately and attached hereto.

BE IT FURTHER RESOLVED that, a copy of this resolution be forwarded to the Tax Collector and Tax Assessor so that their records can be updated to reflect this action.

The motion for Resolution 2021- 88 to canceling property taxes due and a municipal property maintenance lien on Block 15, Lot 5, known as 34 Second Street acquired by the Township of Lower Alloways Creek passed a vote of the Township Committee as follows: 5-0

Ayes: Bradway, Collier, Palombo, Venable and Pompper

Nays: none Abstain: Absent: none

Motion (Venable, Bradway) for a Resolution to honor Ellen B. Pompper for her years of service to the Township Committee and as Mayor.

A RESOLUTION HONORING
ELLEN B. POMPPER

WHEREAS, **ELLEN B. POMPPER** has given twenty-four (24) years of dedicated service to the Township of Lower Alloways Creek, fourteen (14) of which she has lead the Township as the Mayor; and,

WHEREAS, the Township Committee hereby adopts this resolution as a means to honor and thank **ELLEN B. POMPPER** for her Leadership, Integrity and guidance.

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of Lower Alloways Creek that it does express its appreciation to **ELLEN B. POMPPER** for her twenty-four years of service to the community and the use of her talents to perform a job well done.

BE IT FURTHER RESOLVED that the resolution be entered into the meeting minutes as a means to honor her service and that a copy of this resolution be presented to **ELLEN B. POMPPER** as an expression of the Township Committee's gratitude for her dedicated service.

The motion for a Resolution to honor Ellen B. Pompper for her years of service to the Township Committee and as Mayor passed a vote of the Township Committee as follows: 4-0-1

Ayes: Bradway, Collier, Palombo and Venable

Nays: none Abstain: Pompper Absent: none

ORDINANCE PUBLIC HEARING AND POSSIBLE FINAL ADOPTION

Ordinance 2021-09

Mayor Pompper opened the meeting to a Public Hearing on, Ordinance 2021-09, an ordinance amending the Capital Budget of the Township of Lower Alloways Creek and authorizing capital appropriations in the amount of two hundred thousand dollars (\$200,000.00) for the purpose of street and road maintenance.

No one from the Public indicated that they had any comments to make on Ordinance 2021-09.

Mayor Pompper closed the Public Hearing on Ordinance 2021-09, an ordinance amending the Capital Budget of the Township of Lower Alloways Creek and authorizing capital appropriations in the amount of two hundred thousand dollars (\$200,000.00) for the purpose of street and road maintenance.

Motion (Venable, Bradway) to adopt Ordinance 2021-09, an ordinance amending the Capital Budget of the Township of Lower Alloways Creek and authorizing capital appropriations in the amount of two hundred thousand dollars (\$200,000.00) for the purpose of street and road maintenance.

ORDINANCE 2021-09

AN ORDINANCE AMENDING THE CAPITAL BUDGET OF THE TOWNSHIP OF LOWER ALLOWAYS CREEK AND AUTHORIZING CAPITAL APPROPRIATIONS IN THE AMOUNT OF TWO HUNDRED THOUSAND DOLLARS (\$200,000.00) FOR THE PURPOSE OF STREET AND ROAD MAINTENANCE.

BE IT ORDAINED BY THE, Township Committee of the Township of Lower Alloways Creek (not less than two-thirds of all the members thereof affirmatively concurring) as follows:

Section 1. Two hundred thousand dollars (\$200,000.00) is hereby appropriated from the Capital Improvement Fund for the purpose of Street and Road Maintenance.

Section 2. The Capital budget of the Township of Lower Alloways Creek is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistencies herewith. Detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services shall be on file with the Clerk and available there for public inspection.

Section 3. This ordinance shall take effect as provided by the law.

Public Hearing on this Ordinance shall be on Tuesday December 21, 2021 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 November 15, 2021 shall be published by Title in the South Jersey Times and placed on the Township's Bulletin Board and official website giving notice of said Public Hearing as required by Law.

Introduction: November 15, 2021

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

Final: December 21, 2021

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

OLD BUSINESS No Old Business was presented

NEW BUSINESS

Motion (Collier, Bradway) to set the 2022 Reorganization as January 1, 2022 at 1:00pm.

The motion to set the 2022 Reorganization as January 1, 2022 at 1:00pm was passed by a unanimous vote of the Township Committee

Motion (Venable, Bradway) to approve Fralinger Engineering to prepare an application package for a NJDEP Tidelands License to “legalize” the existing Hancocks Bridge Boat Ramp Floating Dock configuration at a proposed cost of \$16,500.00.

The motion to approve Fralinger Engineering to prepare an application package for a NJDEP Tidelands License to “legalize” the existing Hancocks Bridge Boat Ramp Floating Dock configuration at a proposed cost of \$16,500.00 was passed by a vote of the Township Committee as follows: 5-0

Ayes: Venable, Bradway, Collier, Palombo 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 the resurfacing of Alloway Creek Neck Road Phase VI will be taking place next spring, as the asphalt plant has shut down for the winter. Superintendent Fogg stated that he has asked Fralinger if it would be possible to have the intersection camera system installed as soon as possible, to help the traffic flow. Fralinger has asked the contractor to get this done as it is not directly part of the paving part of the project. Superintendent Fogg thanked the Mayor for all she has done for the department over the years as it was much appreciated.

Police Department: Chief Venable stated that there are four Officers out with Covid and one of those with additional circumstances.

Fire Department: Chief Fisher stated that the Muskrat Dinner will be March 12th and wished everyone a happy holiday.

Mayor and Committee Members

Mayor Pompper stated that she had received a call from Bert Lopez of Atlantic City Electric stating that they are working out the route to get electric to the Wind Port, starting from Quinton and coming down Beasley Neck Road to the site.

Mayor Pompper also stated the Wind Port Job Fair was at the same time as the luncheon and she was called by the NJEDA for and asked if she had a statement she would like to make about the Job Fair, the Mayor stated she declined to give any statement.

PUBLIC COMMENT: No one from the Public indicated that they wished to make any comments.

CLOSED SESSION

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

RESOLUTION 2021 - 89 **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 in accordance with N.J.S.A. 10:4-12:

____ 3. Any material the disclosure of which constitutes an unwarranted invasion of individual privacy such as records, data, reports, recommendations, or other personal material of any educational, training, social service, medical, health, custodial, child protection, rehabilitation, legal defense, welfare, housing, relocation, insurance and similar program or institution operated by a public body pertaining to any individual admitted to or served by such institution or program, including but not limited to information relative to the individual's personal and family circumstances, and any material pertaining to admission, discharge, treatment, progress or condition of any individual, unless the individual concerned (or, in the case of a minor or incompetent, his guardian) shall request in writing that the same be disclosed publicly.

____ 7. Any pending or anticipated litigation or contract negotiation other than in (4) above in which the public body is, or may become a party. Any matter falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer.

____ 8. Any matter involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance of promotion or disciplining of any specific prospective public officer or employee or current public officer or employee employed or appointed by the public body, unless all individual employees or appointees whose rights could be adversely affected request in writing that such matter or matters be discussed at a public meeting.

More specifically, the matter to be discussed involves the following:

1. Insurance
2. Personnel

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

1. At such time the matter is concluded
2. 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 ten (10) minutes and there after the regular meeting would then reconvene and further business by the Committee will take place at its conclusion.

The motion for a resolution to convene into a Closed Session of Business passed a vote of the Township Committee as follows: 5-0

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

Motion (Palombo, Bradway) to come out of Closed Session and return to Open Session business of the Committee. 8:00 pm

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, Collier, Palombo and Pompper
Nays: none Abstain: none Absent: none

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, Collier, Palombo and Pompper
Nays: none Abstain: Venable # 23985 Absent: none

ADJOURNMENT

Motion (Venable, Bradway) to adjourn the meeting at 8:05 p.m.

The motion to adjourn the meeting passed unanimously.

Minutes of the December 21, 2021 Meeting were approved at a Township Committee Meeting held January 18, 2022

ATTEST:

LOWER ALLOWAYS CREEK TOWNSHIP

Ronald L Campbell Sr. Clerk

Mayor, Timothy W. Bradway