

**MINUTES OF THE REGULAR MONTHLY MEETING OF THE TOWNSHIP COMMITTEE OF THE  
TOWNSHIP OF LOWER ALLOWAYS CREEK HELD MONDAY NOVEMBER 15, 2021**

A Regular Meeting of the Lower Alloways Creek Township Committee was held on Monday November 15, 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 five-(5) members of the public including, Superintendent of Public Works, Lewis Fogg; Police Chief Richard Venable; Solicitor, Linwood 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, Collier, Palombo and Pompper

Nays: none Abstain: none Absent: none

**REPORTS TO THE COMMITTEE**

The Mayor requested that the minutes reflect that the October 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 October 19, 2021.

The motion to approve the Regular Meeting Minutes of the Township Committee Meeting held on October 19, 2021 passed a vote of the Township Committee as follows: 5-0

Ayes: Venable, Bradway, Collier, and Pompper

Nays: none Abstain: Palombo Absent: none

## RESOLUTIONS

Motion (Venable, Bradway) for Resolution 2021- 80, a Resolution authorizing Transfers in the 2021 Budget Current Operating Fund in the amount of Forty Seven Thousand five hundred dollars (\$ 47,500.00).

### **RESOLUTION 2021- 80**

A RESOLUTION AUTHORIZING TRANSFERS IN THE 2021 BUDGET CURRENT OPERATING FUND IN THE AMOUNT OF FORTY SEVEN THOUSAND FIVE HUNDRED DOLLARS (\$47,500.00).

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 15<sup>th</sup> Day of November 2021 in the amount of forty seven thousand five hundred dollars (\$47,500.00) ; 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:	
Group Insurance	\$30,000.00
Road S/W	\$15,500.00
Municipal Court S/W	\$2,000.00
TOTAL	\$47,500.00
TO:	
Construction Code S/W	\$300.00
Plumbing Subcode S/W	\$200.00
Police S/W	\$30,000.00
Sanitation S/W	\$15,000.00
Municipal Court	
O/E	\$2,000.00
TOTAL	\$47,500.00

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 15th Day of November 2021 in accordance with N.J.S.A. 40A:4-58 in the 2021 Budget Current Operation fund as recommended in the amount of forty seven thousand five hundred dollars (\$47,500.00).

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

The motion for Resolution 2021- 80 authorizing Transfers in the 2021 Budget Current Operating Fund in the amount of Forty Seven Thousand five hundred dollars (\$ 47,500.00 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 2021-81, a Resolution requesting approval of items of revenue and appropriation pursuant to N.J.S.A. 40A:4-87 referred to as a Chapter 159 insertion.

**RESOLUTION 2021- 81**

A RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION PURSUANT TO N.J.S.A. 40A:4-87 REFERRED TO AS A CHAPTER 159 INSERTION

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation for the equal amount,

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Lower Alloways Creek in the County of Salem, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2021 in the sum of \$ 87,502.91, which is now available from American Recovery Program in the amount of \$ 164,244.26.

BE IT FURTHER RESOLVED, that the like sum of \$ 87,502.91 is hereby appropriated within the 2021 Budget under the caption American Recovery Program; and

BE IT FURTHER RESOLVED that the above is the result of funds from the American Recovery Program in the amount of \$164,244.26.

The motion for Resolution 2021-81 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- 82, a Resolution authorizing the sale of surplus property no longer needed for public use through Govdeals.com online auction.

**RESOLUTION 2021-82**

RESOLUTION AUTHORIZING THE SALE OF SURPLUS TOWNSHIP PROPERTY NO LONGER NEEDED FOR PUBLIC USE THROUGH GOVDEALS.COM PUBLIC ONLINE AUCTION

WHEREAS, the Township of Lower Alloways Creek has determined that certain property described and incorporated herein is no longer needed for public use; and

WHEREAS, the Township of Lower Alloways Creek intends to utilize the online auction services of GovDeals public online auction, pursuant to Sourcewell Cooperative Purchasing Online Surplus Auctions & Payment Processing Contract #012821-GDI, at GovDeals.com (The terms and conditions of the agreement entered into with GovDeals is available online at [www.govdeals.com](http://www.govdeals.com)); and

WHEREAS, the sales are being conducted pursuant to N.J.S.A. 40A:11-36 and the guidance set forth in the Division of Local Government Services' Local Finance Notice 2019-15; and

THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Township of Lower Alloways Creek hereby authorize the sale of Township property no longer needed for public use and that

the public auction shall be conducted through GovDeals.com public online auction pursuant N.J.S.A. 40A:11-36 and Local Finance Notice 2019-15 of the New Jersey Department of Community Affairs, Division of Local Government Services; and Sourcewell Cooperative Purchasing Online Surplus Auctions & Payment Processing Contract #012821-GDI; and BE IT FURTHER RESOLVED, that the sale of surplus property to be sold in “as is” condition without expressed or implied warranties is as follows:

**ITEM**

**STARTING**

**BID**

Block 39, Lot 22.01 Known as the Canton Fire House and  
Property of approximately 4.61 acres  
and,

\$ 547,600.00

BE IT FURTHER RESOLVED that the Township of Lower Alloways Creek reserves the right to accept or reject any bid submitted; and BE IT FURTHER RESOLVED that the successful bidder(s) shall be required to pay the full amount of the sale, execute a Hold Harmless and Indemnification Agreement concerning use of said surplus property, and shall be required to plan for the transfer of sold property from the Township of Lower Alloways Creek within 10 business days of the auction; and

BE IT FURTHER RESOLVED, the Township Clerk shall publish a legal advertisement in the official newspapers informing the public as to the scheduled dates of the online public auction, the nature of items being sold, and how to obtain more information on the sale as required by N.J.S.A. 40A:11-36; and BE IT FURTHER RESOLVED that all other Township officials and employees are hereby authorized and directed to take all action necessary and appropriate to effectuate the terms of this Resolution. Dated: November 15, 2021

The motion for Resolution 2021-82 passed a vote of the Township Committee as follows: 5-0

Ayes: Venable, Bradway, Collier, Palombo and Pompper

Nays: none Abstain: none Absent: none

**ORDINANCE INTRODUCTION**

Motion (Bradway, Venable) to introduce Ordinance 2021 -09, an ordinance to amend the Capital Budget of the Township of Lower Alloways Creek and authorize 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.

The motion for the introduction of Ordinance 2021 -09, an ordinance to amend the Capital Budget of the Township of Lower Alloways Creek and authorize Capital Appropriations in the amount of Two hundred thousand dollars (\$200,000.00) for the purpose of Street and Road Maintenance passed a vote of the Township Committee as follows: 5-0

Ayes: Bradway, Venable, Collier, Palombo and Pompper

Nays: none Abstain: none Absent: none

#### **ORDINANCE PUBLIC HEARING AND POSSIBLE FINAL ADOPTION**

##### **Ordinance 2021-08**

Mayor Pompper opened the meeting to a Public Hearing on, Ordinance 2021-08, an ordinance amending the Capital Budget of the Township of Lower Alloways Creek and authorizing capital appropriations in the total amount of two hundred forty thousand dollars (\$240,000.00) for the purpose of resurfacing Alloways Creek Neck Road.

No one from the Public indicated that they had any comments to make on Ordinance 2021-08.

Mayor Pompper closed the Public Hearing on Ordinance 2021-08, an ordinance amending the Capital Budget of the Township of Lower Alloways Creek and authorizing capital appropriations in the total amount of two hundred forty thousand dollars (\$240,000.00) for the purpose of resurfacing Alloways Creek Neck Road.

Motion (Venable, Bradway) to introduce Ordinance 2021-08, an ordinance amending the Capital Budget of the Township of Lower Alloways Creek and authorizing capital appropriations in the total amount of two hundred forty thousand dollars (\$240,000.00) for the purpose of resurfacing Alloways Creek Neck Road.

##### **ORDINANCE 2021-08**

**AN ORDINANCE AMENDING THE CAPITAL BUDGET OF THE TOWNSHIP OF LOWER ALLOWAYS CREEK AND AUTHORIZING CAPITAL APPROPRIATIONS IN THE TOTAL AMOUNT OF TWO HUNDRED FORTY THOUSAND DOLLARS (\$240,000.00) FOR THE PURPOSE OF RESURFACING ALLOWAYS CREEK NECK ROAD.**

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 forty thousand dollars (\$240,000.00) is hereby appropriated from the Capital Improvement Fund for the purpose of the resurfacing of Alloways Creek Neck Road and hereby added to previous appropriations as temporary funding until the expected grant funds allocated for Lower Alloways Creek Township from the NJDOT (\$ 156,382.00) and additional funds to be provided by an agreement with the County of Salem (resolutions 2021-34, 2021-56) is received.

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 Monday November 15, 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 October 19, 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.

Final: November 15, 2021 5-0

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

The Township Committee had discussed foreclosing on delinquent tax properties in which the Township held a Municipal Tax lien. Solicitor Donelson stated that the current Municipal held Tax Liens the amounts owed are only in the hundreds of dollars and not currently worth the effort to foreclose on them, since the filing fee was greater than the amount owed.

#### NEW BUSINESS

Motion (Venable, Bradway) to approve the purchase of Road Salt from Riverside Construction Materials, Inc. at a cost not to exceed \$25,000.00 through the Salem County Cooperative Pricing System price per ton.

The motion to approve the purchase of Road Salt from Riverside Construction Materials, Inc. at a cost not to exceed \$25,000.00 through the Salem County Cooperative Pricing System price per ton 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

Motion (Venable, Bradway) to approve the proposal from Fralinger Engineering to perform the Survey, Design and Bidding work for the Silver Lake Road resurfacing Project at a cost of twenty-six thousand six hundred fifty dollars and zero cents (\$26,650.00).

The motion to approve the proposal from Fralinger Engineering to perform the Survey, Design and Bidding work for the Silver Lake Road resurfacing Project at a cost of twenty-six thousand six hundred fifty dollars and zero cents (\$26,650.00) 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

Motion (Bradway, Venable) to authorize the exchange of Fire equipment consisting of Foam Trailer and Chemicals from LAC Fire Department to another local Fire Company in exchange for exhaust fans.

The motion to authorize the exchange of Fire equipment consisting of Foam Trailer and Chemicals from LAC Fire Department to another local Fire Company in exchange for exhaust fans was passed by a vote of the Township Committee as follows: 5-0

Ayes: Bradway, Venable, Collier, Palombo and Pompper

Nays: none Abstain: none Absent: None

Motion (Bradway, Venable) to approve the rental of a tracked, rotating dump truck for bank repairs at a cost not to exceed three thousand nine hundred dollars (\$3,900.00).

The motion to approve the rental of a tracked, rotating dump truck for bank repairs at a cost not to exceed three thousand nine hundred dollars (\$3,900.00) was passed by a vote of the Township Committee as follows: 5-0

Ayes: Bradway, Venable, Collier, Palombo and Pompper

Nays: none Abstain: none Absent: none

The Township Committee reviewed the 2021 Best Practices worksheet prepared by the Chief Financial Officer.

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

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

**Public Works:** Superintendent Lewis Fogg stated that the Well at the Municipal Building must have a cracked shaft or damaged screen, as sand has been getting in the system. A filter has been put in the system as a temporary fix, but it will need to be looked at further to see what is actually wrong.

Superintendent Lewis Fogg stated that the Municipal Building heating system is down as the heating coil inside the plenum has cracked in several places and repairs will begin tomorrow, as it looks like the coil will have to be removed to be worked on.

**Police Department:** Chief Venable stated that the new Body Worn Cameras and equipment have been installed and are ready to be used.

Chief Venable stated that there have been issues with the Medical Alarms and that it is probably time to replace them.

**Fire Department:** No one present

#### **Mayor and Committee Members**

Committee members thanked Superintendent Fogg and his department for the effort they put forth to handle the bank breach.

Mr. Palombo and Mr. Venable also congratulated the recent election winners.

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

**ADJOURNMENT**

Motion (Venable, Bradway) to adjourn the meeting at 8:57 p.m.

The motion to adjourn the meeting passed unanimously.

Minutes of the November 15, 2021 Meeting were approved at a Township Committee Meeting held December 21, 2021

ATTEST:

LOWER ALLOWAYS CREEK TOWNSHIP

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Ronald L Campbell Sr. Clerk

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Mayor, Ellen B. Pompper