

Townhall
April 5, 2018

The Mannington Township Committee meeting was called to order by Mayor Asay at 7:00 PM. The following were in attendance: Asay, Patrick, Emel, Horner, Mitchell, Bowman, Carmer, Lt. Chris Quirk, residents, Patti Davis, Bethanne Patrick, Michael Cooke, Bill Fox, and Richard Eber.

Clerk certified that this meeting had been advertised in accordance with the Sunshine Law.

Lieutenant Quirk announced he was here for any questions and/or concerns.

Motion was made by Patrick, seconded by Emel, approving the attached bill list for payment. Roll call vote as follows:

Asay - yes
Patrick - yes
Emel - yes

Beginning with computer check number 15225, ending computer check number 15259. Beginning with payroll check number 5463, ending payroll check number 5502.

Planning Board Escrow under 5000:

4/5/18 ck#1060 \$ 822.50 Michael P. Albano, Esquire

Storm Recovery Trust:

4/5/18 ck#1046 \$2,949.95 Mid-Atlantic Salt, LLC

CFO Bowman submitted Reports of Reconciled Cash Balances for the month ending January 31, 2018 and the month ending February 28, 2018. She also submitted to the Committee a Summary Budget Status as of April 2, 2108.

Motion was made by Patrick, seconded by Emel, approving the minutes for meetings held on 3/1/18, 3/12/18, and 3/19/2018, with one change in the minutes of 3/1/18, changing Don Bevers to CFO of Salem Hospital. Motion carried.

ZONING REPORT:

Carmer gave a verbal and written Zoning Report for March 2018.

OLD BUSINESS:

Motion was made by Emel, seconded by Patrick, opening the hearing for Ordinance #18-02. Motion carried.

There being no comment, the hearing was closed by regular motion.

Motion was made by Patrick, seconded by Emel, adopting the following-named Ordinance #18-02 on second and final reading. Roll call vote as follows:

Asay - yes
Patrick - yes
Emel - yes

ORDINANCE NO. 18-02

**AN ORDINANCE AMENDING AND SUPPLEMENTING AN ORDINANCE ENTITLED
"AN ORDINANCE FIXING AND CONFIRMING THE SALARIES AND
COMPENSATIONS OF CERTAIN APPOINTIVE AND ELECTIVE OFFICERS
AND EMPLOYEES OF THE TOWNSHIP OF MANNINGTON IN THE COUNTY
OF SALEM, NEW JERSEY BEGINNING JANUARY 1, 1968", ADOPTED FEBRUARY 22, 1968 AND
THE AMENDMENTS AND SUPPLEMENTS TO SAID ORDINANCE**

Mayor Asay reviewed and explained the Planning Incentive Grant (PIG) progress to date. The Agricultural Advisory Committee ranked the farms on the Target List. Asay noted since this progress, new ranking criteria has come out. After discussion related to the criteria used and other special conditions outside of the criteria used, the Committee discussed asking the Ag Committee to comment on a slight change to the rankings based on funding sources (ALE) on Block 40, Lot 16.03, and the fact that the owner of this property is also moving several other Mannington properties through the Salem County PIG process. This would change its number 4 ranking to number 1 and the numbers 1, 2, & 3 would simply move down one place.

Horner explained the following resolution regarding the Salem Hospital property at 310 Route 45. He also submitted to the Township Committee the signed agreement by Community Health Associates, together

with a check in the amount of \$25,000 for the opening of an escrow account. He stated this agreement can be cancelled at any time by either party.

Motion was made by Emel, seconded by Patrick, adopting the below resolution. Roll call vote as follows:

**MANNINGTON TOWNSHIP
APPROVAL OF COMMUNITY HEALTHCARE ASSOCIATES LLC
ESCROW AGREEMENT**

WHEREAS, Community Healthcare Associates, LLC (“CHA”) has entered into a contract with Salem Hospital Corporation to purchase land in Mannington Township designated as Block 49.01, Lot 2, and Block 53, Lots 4 and 23, part of which has been developed, and is currently occupied and used, as the site of The Memorial Hospital of Salem County; and

WHEREAS, representatives of CHA have informed the Mannington Township Committee that they believe the hospital building and other structures on portions of the land to be purchased may be an “area in need of redevelopment” as that term is defined at *N.J.S.A. 40A:12A-3*; and

WHEREAS, CHA’s representatives have requested the Township Committee to adopt a resolution pursuant to *N.J.S.A. 40A:12A-4(a)(1)* and *-6(a)* directing the Mannington Township Planning Board to conduct a preliminary investigation as to whether the area is, in fact, a redevelopment area according to criteria set forth at *N.J.S.A. 40A:12A-5*; and

WHEREAS, CHA’s representatives have informed the Township Committee that if, upon the Planning Board’s anticipated recommendation based on a preliminary investigation, the Township Committee decides to designate the area as an “area in need of redevelopment,” then CHA would request the Township to (a) prepare or authorize preparation of, and thereafter adopt, a redevelopment plan for the area that contemplates a payment in lieu of taxes (“PILOT”) agreement with the Township and issuance of Township-approved redevelopment area bonds (“RABs”) pursuant to the Long Term Tax Exemption Law, *N.J.S.A. 40A:20-1, et seq.*; (b) enter into a contract with an Urban Renewal Entity (“URE”) to be formed by CHA that would designate the URE as the “redeveloper” for the redevelopment plan; and (c) enter into a financial agreement with the URE to effectuate the PILOT and issuance of RABs; and

WHEREAS, CHA’s representatives understand that, prior to deciding whether to direct the Planning Board to conduct a preliminary investigation, and throughout any preliminary investigation, redevelopment area designation, or plan preparation process that may result from such decision, the Township Committee and Planning Board will incur costs, including but not limited to the costs of services of various professional consultants such as the Township’s Planner, Engineer, Auditor, and Solicitor, and the Planning Board’s Planner, Engineer, and Solicitor, some of whom have, as of March 2, 2018, already begun to serve, and may in the future continue to serve the Township with respect to CHA’s request (including but not limited to the Township Solicitor’s preparation of the escrow agreement); CHA’s representatives also understand and agree that the Township Committee and Planning Board may hire such other additional professional consultants as the Township Committee and Planning Board, in their respective sole discretion, may deem necessary and appropriate with respect to CHA’s request, such as but not limited to redevelopment counsel, bond counsel, and tax counsel; accordingly, CHA’s representatives have offered to enter into an escrow agreement to obligate CHA to pay or reimburse the Township and Planning Board for all of the aforesaid costs, and to obligate CHA to post an initial escrow deposit of \$25,000 with the Township and replenish it as necessary for such purpose; and

WHEREAS, the Mannington Township Solicitor has prepared and recommended an escrow agreement, two (2) originals of which have been signed by the members of CHA and forwarded to the Township with a \$25,000 check constituting the initial escrow deposit; and

WHEREAS, the escrow agreement provides that neither the Township, the Planning Board, nor any professional consultants who have been or may be involved in the Township's response to CHA's request have any duty whatsoever to CHA, and that any professional consultants who have been or will be hired by the Township or Planning Board have served and will serve only the Township and Planning Board; and

WHEREAS, the escrow agreement requires CHA to prepare and provide the Township with an aerial photograph or other exhibit marked to delineate the specific area(s) that CHA's representatives believe meet the criteria of *N.J.S.A. 40A:12A-5* for an "area in need of redevelopment" and which they believe should therefore be the subject of a Planning Board preliminary investigation, together with a written explanation as to why the condition(s) of the specific area(s) meet the applicable criteria, which marked photograph or other exhibit and written explanation will be reviewed by the Township Committee with its professional consultants as part of its determination of whether to direct the Planning Board to conduct a preliminary investigation; and

WHEREAS, the escrow agreement confirms that the Township and Planning Board have had, and shall continue to have, full authority to incur any costs and contract with any professionals for services as may be deemed, in the Township Committee's or Planning Board's respective sole discretion, to be necessary or appropriate in response to CHA's request, or otherwise to assist the Township and Planning Board with any aspect of any preliminary investigation or redevelopment area process or procedure such as are described above; and

WHEREAS, the escrow agreement confirms that the Township and Planning Board are not obligated by the escrow agreement to proceed with, accomplish, or complete any action or process requested by CHA, and that the Township and Planning Board may instead elect to accomplish or complete any action or process in any manner, and toward any end, as may be elected by the Township or Planning Board, or to cease any action or process at any time; and

WHEREAS, the escrow agreement confirms that it in no way obligates the Township to designate the area as an area in need of redevelopment even if so recommended by the Planning Board, or to enter into any further agreement of any kind with CHA or any URE that may be formed by CHA or its representatives; and

WHEREAS, the escrow agreement confirms that, except as expressly provided in the agreement itself, no promises or inducements have been made by anyone, including, but not limited to, the Township Committee or the Planning Board, or any Township or Planning Board officials, employees, agents, consultants, or other representatives, to cause CHA to post the escrow with the Township; and

WHEREAS, the escrow agreement confirms that, although CHA has informed the Township of potential public benefits that might be achieved through a redevelopment plan and PILOT agreement as proposed by CHA, the Township reserves the right to investigate and analyze such potential public benefits, and to agree, disagree, or negotiate with CHA about these or other alternative potential public benefits that may be achieved through any means and, in so doing, to incur costs and fees that must be paid or reimbursed by CHA pursuant to the escrow agreement; and

WHEREAS, the escrow agreement confirms that the Township and Planning Board may elect not to proceed with any aspect of the preliminary investigation, redevelopment area designation, plan preparation, or PILOT/RAB processes that have been or may be proposed or recommended by CHA, and that the Township or Planning Board may elect to proceed with any one or more of these processes in a manner with which CHA or its representatives disagree or disapprove, or that may in fact confer no benefit upon CHA or its representatives; and

WHEREAS, the escrow agreement confirms that that CHA is not a "redeveloper" as defined in the LRHL, and that the escrow agreement is not being entered into pursuant to *N.J.S.A. 40A:12A-8* or any other section of the LRHL; and

WHEREAS, the escrow agreement, by its terms, may be terminated by either party at any time on notice to the other, provided that CHA will be required to pay or reimburse the Township for all costs and fees incurred up to and including the date of termination;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Mannington, County of Salem, State of New Jersey that, based on the foregoing, the Township Committee hereby approves and authorizes the Mayor (or Deputy Mayor) and Clerk to sign both originals of the escrow agreement and return one to CHA's attorney, and to deliver the \$25,000 initial escrow deposit check to the Township's Chief Financial Officer for disposition according to the escrow agreement terms.

Asay - yes
Patrick - yes
Emel - yes

PUBLIC COMMENT:

Motion was made by Emel, seconded by Patrick, opening Public Comment period. Motion carried.

Bill Fox announced there would be a FEMA drill held on May 22, 2018.

Mike Cooke of 140 Warner Road explained to the Committee that he has lived at the end of Warner Road for seventeen years and up until five to six years ago the road had always been plowed to his driveway, where the plow trucks turned around. There was discussion about this. Horner said according to the deed, two lots were taken out of that parcel with a reserved right of way to access the lots and municipalities do not have to maintain. Cooke was concerned in the event of an emergency during a snow storm. Fox stated the Fire Company had a plow truck that could get an ambulance back there. Patrick suggested there be a policy for predictability. The Committee said they would have an answer to Cooke by next snow season as to the plowing of the right of way.

NEW BUSINESS:

Discussion was had regarding proposed Ordinance #18-04, entitled "An Ordinance Amending Mannington Township Code Chapter 64 *Housing*

Standards to include additional requirements for Certificates of Occupancy. Said ordinance was tabled by regular motion.

Motion was made by Emel, seconded by Patrick, adopting the following resolution. Motion carried.

**RESOLUTION REFERRING PROPOSED LAND USE ORDINANCE
AMENDMENT TO PLANNING BOARD PURSUANT TO
N.J.S.A. 40:55D-26 AND -62**

Re: Proposed Ordinance No. 18-03

BE IT RESOLVED, by the Mannington Township Committee, that it hereby refers proposed **Ordinance No. 18-03** entitled

**AN ORDINANCE AMENDING
MANNINGTON TOWNSHIP CODE CHAPTER 131
TO INCLUDE LICENSING REQUIREMENTS
FOR TEMPORARY HOUSING TRAILERS**

to the Mannington Township Planning Board for the following purposes:

1. The Planning Board is requested to prepare and transmit to the Township Committee, within 35 days, a report including:
 - a. identification of any provisions in the proposed Ordinance that are inconsistent with the Mannington Township Master Plan, with recommendations concerning such inconsistencies and any other matters as the Planning Board deems appropriate; and
 - b. confirmation that all of the provisions of the proposed Ordinance are either substantially consistent with the land use plan element and the housing plan element of the Mannington Township Master Plan, or designed to effectuate such plan elements.

If this ordinance is adopted by the Township Committee, there will be an application form, and approval resolution and an agreement form.

Motion was made by Emel, seconded by Patrick, adopting the following resolution. Motion carried.

**GOVERNING BODY CERTIFICATION OF COMPLIANCE WITH THE
UNITED STATES EQUAL EMPLOYMENT OPPORTUNITY COMMISSION'S
"Enforcement Guidance on the Consideration of Arrest and Conviction Records in Employment
Decisions Under Title VII of the Civil Rights Act of 1964"**

**MANNINGTON TOWNSHIP
RESOLUTION**

WHEREAS, *N.J.S.A. 40A:4-5* as amended by P.L. 2017, c.183 requires the governing body of each municipality and county to certify that their local unit's hiring practices comply with the United States Equal Employment Opportunity Commission's "Enforcement Guidance on the Consideration of Arrest and Conviction Records in Employment Decisions Under Title VII of the Civil Rights Act of 1964," as

amended, 42 U.S.C. § 2000e *et seq.*, (April 25, 2012) before submitting its approved annual budget to the Division of Local Government Services in the New Jersey Department of Community Affairs; and

WHEREAS, the members of the governing body have familiarized themselves with the contents of the above-referenced enforcement guidance and with their local unit's hiring practices as they pertain to the consideration of an individual's criminal history, as evidenced by the group affidavit form of the governing body attached hereto.

NOW, THEREFORE BE IT RESOLVED, that the Township Committee of the Township of Mannington, hereby states that it has complied with *N.J.S.A. 40A:4-5*, as amended by P.L. 2017, c.183, by certifying that the local unit's hiring practices comply with the above-referenced enforcement guidance and hereby directs the Clerk to cause to be maintained and available for inspection a certified copy of this resolution and the required affidavit to show evidence of said compliance.

After the adoption of the above resolution, the Mayor and Committee signed the Group Affidavit Form, which will be kept on file with the resolution.

Motion was made by Emel, seconded by Patrick, adopting the following resolution. Roll call vote as follows:

Asay - yes
Patrick - yes
Emel - yes

**A RESOLUTION OF THE TOWNSHIP COMMITTEE
OF THE TOWNSHIP OF MANNINGTON
RE: RESOLUTION TO AVERAGE TAX COLLECTION RATE
FOR USE IN THE 2018 MUNICIPAL BUDGET**

WHEREAS, the Township of Mannington experienced a decline in the tax collection rate for the year 2017; and

WHEREAS, the use of the lower collection rate in arriving at the budget appropriation Reserve for Uncollected Taxes in the 2018 Municipal Budget would result in an unfair tax burden to the taxpayers of the Township of Mannington; and

WHEREAS, the Division of Local Government Services, Department of Community Affairs will allow the Township of Mannington to use the average of the prior three years' collection rates in calculating the budget appropriation Reserve for Uncollected Taxes in the 2018 Municipal Budget; and

WHEREAS, the prior three years' collection rates are 96.47% for 2014, 95.69% for 2015 and 95.16% for 2016; and

WHEREAS, the averaging of the prior three years' collection rates result in a collection rate of 95.77%;

NOW, THEREFORE, BE IT RESOLVED that the Township of Mannington will use the collection rate of 95.16% in calculating the budget appropriation Reserve for Uncollected Taxes in the 2018 Municipal Budget.

Motion was made by Emel, seconded by Patrick, adopting the following resolution. Roll call vote as follows:

Asay - yes
Patrick - yes
Emel - yes

**TOWNSHIP OF MANNINGTON
COUNTY OF SALEM**

RESOLUTION TO READ BUDGET BY TITLE ONLY

WHEREAS, N.J.S. 40A:4-8, as amended by Chapter 95, P.L. 2015 provides that the budget may be read by title only at the time of the public hearing if a resolution is passed by not less than a majority of the full governing body, providing that at least one week prior to the date of the hearing and at the hearing, a complete copy of the approved budget has been made available for public inspection and been made available to each person upon request.

WHEREAS, these conditions have been met;

NOW, THEREFORE, BE IT RESOLVED, that the budget shall be read by title only.

Motion was made by Patrick, seconded by Emel, passing the below Budget Introduction Resolution. Roll call vote as follows:

Asay - yes
Patrick - yes
Emel - yes

**MANNINGTON TOWNSHIP
RESOLUTION NO. 11-18**

Township of Mannington, Muni Code: 1705

MUNICIPAL BUDGET NOTICE

Section 1.

Municipal Budget of the Township of Mannington, County of Salem for the Calendar Year 2018

Be it Resolved, that the following statements of revenues and appropriations shall constitute the Municipal Budget for the Year 2018

Be it Further Resolved, that said Budget be published in the South Jersey Times

In the issue of April 20, 2018

The Governing Body of the Township of Mannington does hereby approve the following as the Budget for the year 2018.

RECORDED VOTE
(INSERT LAST NAME)

Ayes	[Nays	[Abstained	[
]]]
				Absent	[
]

Notice is hereby given that the Budget and Tax Resolution was approved by the Township Committee of the Township of Mannington, County of Salem, on April 5, 2018

A Hearing on the Budget and Tax Resolution will be held at the Township Hall, on May 3, 2018 at

7:00 o'clock (P.M.) at which time and place objections to said Budget and Tax Resolution for the year 2018 may be presented by taxpayers or other interested persons.

Motion was made by Emel, seconded by Patrick, adopting the following resolution. Roll call vote as follows:

Asay - yes
Patrick - yes
Emel - yes

**MANNINGTON TOWNSHIP
RESOLUTION AUTHORIZING A SHARED
SERVICE AGREEMENT WITH THE TOWNSHIP OF PENNSVILLE
FOR ANIMAL POUND SERVICES**

WHEREAS, The Township of Mannington has need of animal pound services to receive animals seized by Mannington Township's Animal Control Officer, and

WHEREAS, the Township of Pennsville currently operates an animal pound, and

WHEREAS, the Township of Pennsville has proposed a one-year contract by which animal pound services would be provided to Mannington Township for a monthly fee of \$400.00 and other conditions that are acceptable to the Mannington Township Committee, for a term commencing on January 1, 2018, and ending on December 31, 2018.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Mannington, that it hereby authorizes the Mayor and Clerk to enter into the proposed contract pursuant to N.J.S.A. 40A:65-1, et seq., as a shared service agreement with the Township of Pennsville for animal pound services.

Motion was made by Emel, seconded by Patrick, adopting the following resolution. Roll call vote as follows:

Asay - yes
Patrick - yes
Emel - yes

**MANNINGTON TOWNSHIP
RESOLUTION #R-10-2018**

AWARD OF CONTRACT FOR 2018 PIG/FARMLAND PRESERVATION ADMINISTRATOR

WHEREAS, the Township Committee of the Township of Mannington has determined that a Planning Incentive Grant/Farmland Preservation Administrator should be hired to provide services to facilitate the filing and processing of PIG/Farmland Preservation applications, which services shall include, but not be limited to, completing the municipal portion of such applications, and processing same with the Salem County Agriculture Development Board and the New Jersey State Agriculture Development Committee (hereafter "PIG/Farmland Preservation Administrator Services" or "Services"); and

WHEREAS, Kris Alexander has submitted Qualifications for Professional Services (attached to the contract) which the Township Committee has determined are acceptable for the above purposes; and

WHEREAS, the Township Committee has determined that the PIG/Farmland Preservation Administrator shall be compensated at the rate of **ONE THOUSAND TWO HUNDRED FIFTY AND 00/100 (\$1,250.00) DOLLARS** for the processing of each PIG/Farmland Preservation application; and

WHEREAS, the term of the contract shall be for the remainder of the year 2018; and

WHEREAS, although the contract is not anticipated to exceed \$17,500, the contract nonetheless includes a "New Jersey Pay-to-Play Law" Certification pursuant to N.J.S.A. 19:44A-20.8 which certifies that Kris Alexander has made no reportable contributions to a

political or candidate committee in the Township of Mannington in the previous one year, and that the contract will prohibit her from making any reportable contributions through the term of the contract, and therefore the contract can be awarded without a "fair and open process" as would otherwise be required pursuant to *N.J.S.A. 19:44A-20.5*; and

WHEREAS, the Local Public Contracts Law (*N.J.S.A. 40A:11-1, et seq.*) requires that the Resolution authorizing the award of contracts for "Professional Services", must be publicly advertised.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Mannington, County of Salem, State of New Jersey that:

1. The Township Committee hereby approves and authorizes the Mayor (or Deputy Mayor) and Clerk to sign the contract; and

2. A copy of this resolution shall be published in the *South Jersey Times* within ten (10) days of its passage.

3. The Chief Financial Officer's certification showing availability of funds and specifying the exact line item appropriations which shall be charged is incorporated by this reference.

4. Copies of this resolution and the contract, including Kris Alexander's Qualifications for Professional Services, shall be placed on file and made available for public inspection in the office of the Mannington Township Clerk.

Motion was made by Emel, seconded by Patrick, adopting the following resolution. Roll call vote as follows:

Asay - yes
Patrick - yes
Emel - yes

**TOWNSHIP OF MANNINGTON
EMERGENCY TEMPORARY RESOLUTION *N.J.S.A. 40A:4-20***

WHEREAS, an emergency condition has arisen with respect to the need to provide budgetary funds for 2018, and

WHEREAS, the cause of the emergency is due to the fact that the Township is unable to adopt the 2018 Annual Budget, and

WHEREAS, it is considered necessary for the health and welfare of the community to continue to provide necessary services, and

WHEREAS, the total emergency temporary resolutions adopted in the year 2018 pursuant to the provisions of Chapter 96 P.L. 1951 (*N.J.S.A. 40A:4-20*) including this resolution totals \$340,290.00 for the Current Fund.

NOW, THEREFORE, BE IT RESOLVED, (not less than two-thirds of all the members thereof affirmatively concurring) that in accordance with the provisions of *N.J.S.A. 40A:4-20*:

1. Emergency temporary appropriations be made and the same is hereby made for the following in the indicated amount.

8-01- -101-111	Ad & Ex Municipal Clerk S&W	\$800.00
8-01- -101-201	Ad & Ex Municipal Clerk OE	\$750.00
8-01- -102-111	Fin. Administration S&W	\$400.00
8-01- -103-201	Assessment of Taxes OE	\$3,500.00
8-01- -104-111	Collection of Taxes S&W	\$400.00
8-01- -118-111	Housing Official S&W	\$1,000.00
8-01- -120-111	Zoning Official S&W	\$1,000.00
8-01- -121-111	Road Repair & Maint. S&W	\$2,000.00
8-01- -121-201	Road Repair & Maint. OE	\$1,500.00
8-01- -123-201	Garbage/Tipping Fees OE	\$2,000.00
8-01- -125-111	Board of Health S&W	\$200.00
8-01- -130-202	Electric	\$2,500.00
8-01- -130-204	Fuel Oil/Propane	\$2,500.00
8-01- -140-202	TOLACEM	\$13,500.00
8-01- -140-204	Animal Pound Contract	\$400.00
8-01- -191-201	PERS	\$10.00
8-01- -192-201	Social Security/Medicare OE	\$1,000.00
	Total	\$33,460.00

2. That said emergency temporary appropriations will be provided in the 2018 budget as presented in proceeding.
3. That three certified copies of this resolution be filed with the Director of Local Government Services.

Motion was made by Patrick, seconded by Emel, adopting the following resolution. Roll call vote as follows:

Asay - yes
Patrick - yes
Emel - yes

**MANNINGTON TOWNSHIP
RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND
OPEN CONTRACT FOR PROFESSIONAL SERVICES**

WHEREAS, the Township of Mannington has a need to enter into a contract for the services of special counsel to represent the Township in Real Estate Tax Appeal matters; and

WHEREAS, the Municipal Clerk has determined and certified in writing that the value of the contract may exceed \$17,500; and

WHEREAS, the anticipated term of this contract is one year from the date of the contract, and may be extended as approved by the Township Committee; and

WHEREAS, Martin Allen of the firm DiFrancesco, Bateman, Kunzman, Davis, Lehrer & Flaum, P.C. has submitted a proposed Agreement, indicating that they will provide the necessary services as stated in the Agreement for Professional Services, and

WHEREAS, Martin Allen, has completed and submitted a Business Entity Disclosure Certification which certifies that the firm has not made any reportable contributions to a political or candidate committee in the Township of Mannington in the previous one year, and that the contract will prohibit the firm from making any reportable contributions through the term of the contract, and

WHEREAS, the CFO of the Township of Mannington has certified that funds are available to pay for this contract and the appropriate line items in the 2018 Budget to be used.

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Mannington authorizes the Mayor and Clerk to enter into a contract with Martin Allen of the firm DiFrancesco, Bateman, Kunzman, Davis, Lehrer & Flaum, P.C as described herein; and

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution, and

BE IT FURTHER RESOLVED that notice of this contract award be published as required by NJSA 40A:11-5.

Motion was made by Patrick, seconded by Emel, adopting the following resolution. Roll call vote as follows:

Asay - yes
Patrick - yes
Emel - yes

**MANNINGTON TOWNSHIP
RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND
OPEN CONTRACT FOR PROFESSIONAL SERVICES**

WHEREAS, the Township of Mannington has a need to enter into a contract for the services of special counsel to represent the Township with respect to a potential redevelopment project involving property within Mannington Township that is the site of The Memorial Hospital of Salem County; and

WHEREAS, the Municipal Clerk has determined and certified in writing that the value of the contract may exceed \$17,500; and,

WHEREAS, the anticipated term of this contract will run from signature of the contract by the last signing party until termination by either party; and

WHEREAS, McManimon, Scotland & Baumann, LLC has submitted a proposed Agreement, indicating that they will provide the necessary services as stated in the Agreement, and

WHEREAS, McManimon, Scotland & Baumann, LLC has completed and submitted a Business Entity Disclosure Certification which certifies that the firm has not made any reportable contributions to a political or candidate committee in the Township of Mannington in the previous one year, and that the contract will prohibit the firm from making any reportable contributions through the term of the contract, and

WHEREAS, it is contemplated at this time that all fees for services to be provided by McManimon, Scotland & Baumann, LLC will be paid or reimbursed to the Township pursuant to an escrow agreement between the Township and Community Healthcare Associates, LLC, and therefore no certification of funds from the Mannington Township CFO is necessary at this time;

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Mannington authorizes the Mayor (or Deputy Mayor) and Clerk to enter into a contract with McManimon, Scotland & Baumann, LLC as described herein, subject to final review by the Township Solicitor; and

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution, and

BE IT FURTHER RESOLVED that notice of this contract award be published as required by N.J.S.A. 40A:11-5.

Motion was made by Emel, seconded by Patrick, adopting the following resolution. Motion carried.

**MANNINGTON TOWNSHIP
RESOLUTION ACCEPTING RESIGNATION OF
AGRICULTURAL ADVISORY COMMITTEE**

BE IT RESOLVED, by the Township Committee of the Township of Mannington that it hereby accepts the resignation of John Moore, Jr., as a member of the Agricultural Advisory Committee, effective March 23, 2018.

Duly adopted by the Township Committee of the Township of Mannington at a regular meeting held on April 5, 2018.

CORRESPONDENCE :

The Annual Tax Collector's Report for the year 2017, which had been submitted by Suzanne Dolbow, Tax Collector was reviewed and filed.

Salem County Mosquito Control's Annual Packet was received. This packet includes a Questions & Answers sheet regarding all activities of the Salem County Mosquito Control Department, tips for controlling mosquitos and how the general public can help, NJDEP approved pesticide fact sheets, and various phone numbers. A copy will be available for the public in the vestibule of the Clerk's office.

PUBLIC WORKS REPORT:

Mayor Asay thanked Patrick for a good job with all the storms we have been having.

Patrick submitted a written and verbal report.

Motion was made by Emel, seconded by Asay, approving the hire of Matthew Eller as call-in, temporary help, at the rate of \$16/hour.

Motion carried.

Motion was made by Asay, seconded by Emel, to approve the contracting of Junior's Tree Service for an estimated time of five (5), eight (8) hour days, for the service of cutting and chipping up downed limbs from last week's storm. Roll call vote as follows:

Asay - yes Patrick - yes Emel - yes

Patrick revisited the need for an additional full time employee for the department. He then made a motion to offer Paul Vollmer, whose application was received in March, a full-time position in the Public Works Department. The motion was seconded by Emel. Before a roll call vote was taken, Mayor Asay had questions, specifically about budgetary items. While answers were not readily available, Emel withdrew his second to Patrick's motion. The item was tabled at this time.

OTHER BUSINESS:

The following reports were filed:

The Collector reported receipts for March in the amount of \$95,338.83.

Mid-Salem County Court submitted a check in the amount of \$2,660.53 for fines received in March.

Registrar's receipts for March totaled \$1,796.30.

There were twenty-nine (29) dog license's issued in March with receipts totaling \$543.00.

CFO reported receipts of \$792,448.33 for the month of March.

There being no further business to transact, motion was made by Patrick, seconded by Emel adjourning the meeting at 9:40 PM. Motion carried.

Respectfully Submitted,

Esther A. Mitchell, Clerk

April 9, 2018

NO QUORUM