

Townhall
September 5, 2019

The Mannington Township Committee/Board of Health meeting was called to order by Mayor Asay at 7:00 PM. The following were in attendance: Asay, Patrick, Emel, Horner, Mitchell, Carmer, Bowman, Joe Baumann and Twp. residents: residents Patti Davis, Bethanne Patrick and Kevin Frank.

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

A Board of Health Meeting was held. See separate minutes.

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 15909, ending computer check number 15942. Beginning with payroll check number 6145, ending payroll check number 6187.

<u>Community Healthcare Assoc.</u>			
9/05/19	ck#1038	\$23,954.63	McManimon, Scotland & Baumann

<u>Capital</u>			
9/05/19	ck#1057	\$1,520.00	Fralinger Engineering, PA

<u>Planning Board Escrow under 5000</u>			
9/05/19	ck#1067	\$ 777.00	Andrew S. Viola, Esquire

CFO submitted a Summary Budget Status as of September 4, 2019 and a Report of Reconciled Cash Balances as of July 31, 2019.

Motion was made by Patrick, seconded by Emel, approving the minutes for the meeting held on July 29, 2019. Motion carried with Asay abstaining.

Motion was made by Patrick, seconded by Emel, approving the minutes for the meeting held on August 19, 2019. Motion carried.

PUBLIC COMMENT:

Public Comment portion was opened by regular motion. Kevin Frank of Kings Highway. Kevin updated the Committee on the Group Home located next door to him. He said the company was run out of New Jersey but still owns the property, under a different name. He rents the property out for an astronomical price to a business that manages Group Homes. He asked if this was allowable and if it would be considered a business. Horner explained it was a statutorily protected activity and the use of the premises as a Group Home was allowable. He suggested if Frank was concerned, he could contact the State to make sure the company running the Group Home meets the requirements to qualify for the protection they get from the Municipal Land Use Law. Frank also said from what he witnesses, it could be considered a "Nursing Home". Horner will talk with the Zoning Officer regarding this. There being no further comments, motion was made by Patrick, seconded by Emel, closing Public Comment portion. Motion carried.

ZONING REPORT:

Carmer gave a written and verbal report for August 2019. The question came up as to who issues Certificates' of Occupancy for commercial entities. Carmer informed the Committee that the State Construction Code Officials handle commercial properties.

Karmer left the meeting at 7:38 pm.

CLOSED SESSION:

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

**MANNINGTON TOWNSHIP COMMITTEE
RESOLUTION FOR CLOSED SESSION**

WHEREAS, the Mannington Township Committee will now conduct a closed session for discussions from which the public may be lawfully excluded pursuant to the Open Public Meetings Act (*N.J.S.A. 10:4-6, et seq.*);

NOW, THEREFORE, BE IT RESOLVED, by the Mannington Township Committee, as follows:

1. The public shall be excluded from the closed session discussions which are the subject of this resolution.
2. The general nature of the subjects to be discussed during the closed session is as follows: **Matters falling within the attorney/client privilege, tactics and techniques utilized in protecting the safety and property of the public, and pending or anticipated contract negotiations relating to (1) the proposed redevelopment plan, potential redevelopment agreement, and potential financial agreement for the Salem Medical Center (former Memorial Hospital of Salem County) redevelopment area, and (2) a proposed agreement by which Mannington Mills seeks to gain access to Township land for purposes of wetlands delineation.**
3. The discussions conducted during the closed session will be disclosed to the public as follows:
 - a. with respect to matters involving pending or anticipated litigation, after such matters have been resolved and any periods of appeal have expired;
 - b. with respect to other matters, when the need for confidentiality no longer exists.
4. No action will be taken during the closed session, but action may be taken following the closed session.

The meeting was opened to the public.

OLD BUSINESS:

Updates on the Compromise Road accident involving a Carney's Point trash truck were discussed. The diesel fuel spill is not cleaned up as of this date. They decided the next step is to contact Carl Gaskill and have him go out and assess the damage to the road and right-of-way and forward recommendations to the Township regarding repair.

Not being related to the above topic, Public Works will fix the pipe in the right-of-way in front of the Eddis property on Compromise Road this fall.

NEW BUSINESS:

Clean Communities Road Clean-up Day was scheduled for Saturday, October 19, 2019.

A quote received from "The Clean Bee, LLC", Jody Seeney, for cleaning of the offices within the municipal complex was reviewed. Motion was made by Emel, seconded by Patrick, approving of the

submitted quote, in the amount of \$55/week in the addition of \$45/every other week for janitorial services. Roll call vote as follows:

Asay - yes
Patrick - yes
Emel - yes

The Salem County Agricultural Development Board is in the process of preserving the Joel Vittori farm located on Bassett Road, Block 21, Lot 3, and inquired to the Township if they had any plans to widen the right of way on said road.

Motion was made by Patrick, seconded by Emel, in support of the farmland preservation on Basset Road, Block 21, Lot 3, and could not foresee any future plans to widen Bassett Road and therefore, has no interest in any additional right-of-way than that which is currently in place. Motion carried.

Stand Up for Salem, Inc. requested approval for the 6th Annual Cow Run/3rd Annual Calf Run and to borrow the Township's traffic cones. Part of the event is located in Mannington with a few of Township-owned roads involved and temporary closure of some county-owned roads within the township, therefore, they require approval for this. Motion was made by Emel, seconded by Patrick, approving of the event for 2019 and the use of the Township's traffic cones. Motion carried.

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

**TOWNSHIP OF MANNINGTON
COUNTY OF SALEM**

RESOLUTION CERTIFYING REVIEW OF ANNUAL AUDIT

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions; and

WHEREAS, the Annual Report of Audit for the year ending December 31, 2018 has been filed by a Registered Municipal Accountant with the Township Clerk pursuant to N.J.S.A. 40A:5-6, and a copy has been received by each member of the governing body; and

WHEREAS, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and

WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall by resolution, certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled "Findings and Questioned Costs" or "Findings and Recommendations; and

WHEREAS, the members of the governing body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled "Findings and Questioned Costs" or "Findings and Recommendations", as evidenced by the group affidavit form of the governing body attached hereto; and

WHEREAS, such resolution of certification shall be adopted by the governing body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

WHEREAS, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the governing body to the penalty provisions of R.S. 52:27BB-52 - to wit:

R.S. 52:27BB-52 - A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his/her office."

NOW, THEREFORE BE IT RESOLVED, that the Committee of the Township of Mannington, hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

The Committee members signed the Group Affidavit regarding the audit.

CORRESPONDENCE :

1. A letter was received from the Salem County Mosquito Control Division regarding their Integrated Pest Management strategy for the reduction of mosquitoes. One component of said strategy includes water management, or the maintenance of ditches/watercourses. Past practice had been to accept requests for projects from townships in the form of a resolution or support letter. The letter stated, due to the extreme load of projects in queue, the department has made a decision to discontinue this practice. From July 31, 2019 forth, they along with Salem County Administration will self-evaluate project sites. The letter said that information, in the form of informal correspondence,

regarding potential issues will not be disregarded, however, all determinations on necessity and whether a project is a "mosquito related" (as outlined in their DEP permits) will come from the County Mosquito Division.

2. Notice from the NJDEP announcing applications for the NJDOT Fiscal Year 2020 Local Freight Impact Fund was received and filed.

3. Atlantic City Electric submitted three different notices involving a) Petition for approval of electric base rate adjustments pursuant to the PowerAhead Program. b) 2019/2020 Annual compliance filings for a change in the statewide electric/gas permanent universal service fund. c) A reliability enhancement project which included upgrades to more than 10 miles existing electric transmission line in Salem County. b. Inspections of regional power lines using helicopter and infrared technology to inspect regional tower lines.

4. Two Suspected Hazardous Substance Discharge notifications were received. Areas involved 75 Mannington Mills Road where non-emergent venting of a 6 inch natural gas line for maintenance took place and 370 Pointers Auburn Road where an improper application of pesticide caused farm workers chest tightness and were transported to the hospital.

PUBLIC WORKS REPORT:

Patrick gave a verbal report. A quote in the amount of \$585.66 for a generator power connection, which is a interconnect breaker & plug system, was reviewed.

OTHER BUSINESS:

Lewis Fogg called Townhall to discuss the recycling vendor's, OMNI, concerns. OMNI has been inspecting loads upon arrival at their facility. Mannington's load was inspected last time, which resulted in them finding, a stereo, plastic bags, lids on plastic bottles and trash. They informed the Coalition that fees would be charged to their

customers based on their findings during inspections. The Committee discussed different ways to try to get residents to place the proper items in their recycle cans. The final and best idea was to have large stickers made up to place on the top of each recycle container, listing acceptable items to place in the can.

The following reports were filed:

Tax Collector reported receipts for August in the amount of \$854,637.31.

Mid-Salem County Court submitted a check in the amount of \$2,273.46 for fines received in August.

Registrar's receipts for August totaled \$2,348.00.

One hundred eleven (111) dog licenses were issued in August with receipts totaling \$3,791.00.

Finance reported receipts of \$1,014,919.24 for the month of August.

There being no further business to transact, the Mayor adjourned the meeting by regular motion at 9:00 PM.

Respectfully Submitted,

Esther A. Mitchell, Clerk

September 9, 2019	NO QUORUM
September 23, 2019	NO QUORUM
September 30, 2019	NO QUORUM