

EL SINBORO TOWNSHIP

September 3, 2019

The regular meeting was called to order at 5:00pm by Mayor Elwell as advertised. The requirements of the Sunshine Law were met by notifying the South Jersey Times within the time prescribed by law. Notice was also posted on the bulletin board at the Emergency Management Building.

Mayor Elwell called this September 3, 2019 township committee meeting to order.

Please stand for the flag salute

Present were: Mayor Elwell, Deputy Mayor McAllister, Committeeman Doug Hogate, John Willadsen, CFO, Solicitor Trunk, Clerk Uzdanovics, and several residents

Motion to dispense with the reading of the minutes from the previous meeting and to approve as submitted

Motion McAllister

Second Hogate

RCV 3 yes

Treasurer's report and list of bills read by Chief Financial Officer

Motion to pay bills after inspection and sufficient funds are available

Motion McAllister

Second Hogate

RCV 3 yes

Paul Forlenza from the Gloucester Salem Cumberland Joint Insurance fund was here to give a report on Elsinboro for our Renewal

RESOLUTION NO. 2019-44 SUSTAINABLE LAND USE PLEDGE RESOLUTION

WHEREAS, land use is an essential component of overall sustainability for a municipality; and

WHEREAS, poor land-use decisions can lead to and increase societal ills such as decreased mobility, high housing costs, increased greenhouse gas emissions, loss of open space and the degradation of natural resources; and

WHEREAS, well planned land use can create transportation choices, provide for a range of housing options, create walkable communities, preserve open space, provide for adequate recreation, and allow for the continued protection and use of vital natural resources;

NOW THEREFORE, we the town of Elsinboro, resolve to take the following steps with regard to our municipal landuse decisions with the intent of making Elsinboro a truly sustainable community. It is our intent to include these principles in the next master plan revision and reexamination report and to update our land-use zoning, natural resource protection, and other ordinances accordingly:

- 1. Regional Cooperation** - We pledge to reach out to administrations of our neighboring municipalities concerning land-use decisions, and to take into consideration regional impacts when making land-use decisions.
- 2. Transportation Choices** - We pledge to create transportation choices with a Complete Streets approach by considering all modes of transportation, including walking, biking, transit and automobiles, when planning transportation projects and reviewing development applications. We will reevaluate our parking with the goal of limiting the amount of required parking spaces, promoting shared parking and other innovative parking alternatives, and encouraging structured parking alternatives where appropriate.
- 3. Natural Resource Protection** - We pledge to take action to protect the natural resources of the State for environmental, recreational and agricultural value, avoiding or mitigating negative impacts to these resources. Further, we pledge to complete a Natural Resources Inventory when feasible to identify and

assess the extent of our natural resources and to link natural resource management and protection to carrying capacity analysis, land-use and open space planning.

4. **Mix of Land Uses** - We pledge to use our zoning power to allow for a mix of residential, retail, commercial, recreational and other land use types in areas that make the most sense for our municipality and the region, particularly in downtown and town center areas.
5. **Housing Options** - We pledge, through the use of our zoning and revenue generating powers, to foster a diverse mix of housing types and locations, including single- and multi-family, for-sale and rental options, to meet the needs of all people at a range of income levels.
6. **Green Design** - We pledge to incorporate the principles of green design and renewable energy generation into municipal buildings to the extent feasible and when updating our site plan and subdivision requirements for residential and commercial buildings.
7. **Municipal Facilities Siting** - We pledge, to the extent feasible, to take into consideration factors such as walkability, bike ability, greater access to public transit, proximity to other land-use types, and open space when locating new or relocated municipal facilities.

Motion McAllister

Second Hogate

RCV 3 yes

RESOLUTION NO. 2019-45
RESOLUTION AUTHORIZING THE EXECUTION OF A CONTRACT
RENEWING MEMBERSHIP IN THE
GLOUCESTER, SALEM, CUMBERLAND COUNTIES
MUNICIPAL JOINT INSURANCE FUND

WHEREAS, the Township of Elsinboro (hereinafter the "MUNICIPALITY") is a member of the Gloucester, Salem, Cumberland Counties Municipal Joint Insurance Fund (hereinafter the "FUND"); and

WHEREAS, the MUNICIPALITY'S membership terminates as of January 1, 2020 unless earlier renewed by a Contract between the MUNICIPALITY and the FUND; and

WHEREAS, N.J.S.A. 40A:11-5 (1) (m) provides that a Contract which exceeds the bid threshold may be negotiated and awarded by the governing body without public advertising for bids and bidding therefor, if the subject matter is for the purchase of insurance coverage and consultant services, provided that the award is in accordance with the requirements for extraordinary unspecifiable services; and

WHEREAS, N.J.S.A. 40A:11-6.1(b) provides that the MUNICIPALITY shall make a documented effort to secure competitive quotations; however, a Contract may be awarded upon a determination, in writing, that the solicitation of competitive quotations is impracticable; and

WHEREAS, in accordance with N.J.A.C. 5:34-2.3, a designated official of the MUNICIPALITY, has filed a certificate with the governing body describing in detail, as set forth below in this Resolution, why this Contract meets the provisions of the statutes and the regulations and why the solicitation of competitive quotations is impracticable; and

WHEREAS, it has been determined that the purchase of insurance coverage and insurance consultant services by the MUNICIPALITY requires a unique knowledge and understanding of the municipal exposures and risks associated with the operation of a municipal entity, and many insurance professionals are not qualified to assess these risks and exposures based upon their inherent complexity; and

WHEREAS, insurance coverage for municipal entities can vary greatly in the type, limits, and exceptions to coverage, and therefore particularized expertise in determining and obtaining the appropriate coverage is required to protect the MUNICIPALITY; and

WHEREAS, it is the goal of the MUNICIPALITY to obtain a single integrated program to provide all types of insurance coverage with a plan to limit the MUNICIPALITIES exposure; and

WHEREAS, the FUND has provided comprehensive insurance coverage to member municipalities since 1991; and

WHEREAS, since 1991, the Fund has continually refined all of the types of coverage that it provides to its members so that it offers comprehensive insurance coverage and limits to all members that is unique and cannot be purchased from a single entity in the commercial insurance market; and

WHEREAS, the FUND has also developed and made available to its members Safety, Risk Management and Litigation Management programs that address the specific exposures and risks associated with municipal entities; and

WHEREAS, the FUND provides the MUNICIPALITY with Fund Administration, Claims Review, Claims Processing, Claims Administration, Actuarial and Legal services; and

WHEREAS, the FUND is one of the most financially sound Municipal Joint Insurance Funds in New Jersey, and the FUND operates with strong fiscal controls, member oversight, and meets all of the requirements promulgated by the New Jersey Department of Community Affairs and the Department of Banking and Insurance; and

WHEREAS, as an existing member of the FUND, the MUNICIPALITY would be renewing its membership in an organization with experienced and dedicated FUND Professionals who provide specialized services to the members; and

WHEREAS, the membership of the FUND includes many neighboring municipalities that have uniquely similar exposures to the MUNICIPALITY, and with whom the MUNICIPALITY has existing inter-local arrangements; and

WHEREAS, all of the aforementioned factors categorize the award of this Contract as an "extraordinary, unspecifiable service" that cannot be duplicated, accounted for, accurately detailed, or described in a manner that truly depicts the value of the MUNICIPALITY'S membership in the FUND; and

WHEREAS, for all of the aforementioned reasons, it is impracticable for the MUNICIPALITY to seek competitive quotations for a Contract to provide the procurement of insurance coverage and consultant services; and

WHEREAS, the FUND has been organized pursuant to N.J.S.A. 40A:10-36 et seq., and as such is an agency of the municipalities that created it; and

WHEREAS, N.J.S.A. 40A:11-5(2) also provides that a Contract which exceeds the bid threshold may be negotiated and awarded by the governing body without public advertising for bids and bidding therefor, if the Contract is entered into with a municipality or any board, body, officer, agency or authority thereof; and

WHEREAS, the FUND meets the definition of an agency as set forth in N.J.S.A. 40A:11-5(2); and

WHEREAS, for all of the aforementioned reasons, the MUNICIPALITY desires to enter into a Contract to renew its membership with the FUND for a period of three (3) years, for insurance coverage and consultant services, as an exception to the public bidding requirements of the Local Public Contracts Law.

NOW THEREFORE, be it resolved by the governing body of the MUNICIPALITY as follows:

1. The MUNICIPALITY agrees to renew its membership in the FUND and to be subject to the Bylaws, Rules and Regulations, coverages, and operating procedures thereof as presently existing or as modified from time to time by lawful act of the FUND.
2. The Mayor and Clerk of the MUNICIPALITY shall be and hereby are authorized to execute the "Contract to Renew Membership" annexed hereto and made a part hereof and to deliver same to the FUND evidencing the MUNICIPALITY'S renewal of its membership.
3. In accordance with N.J.A.C. 5:34-2.3, the certificate of a designated official of the MUNICIPALITY, which details why the solicitation of competitive quotations is impracticable, is attached hereto and made a part of this Resolution.

4. The Clerk of the MUNICIPALITY is authorized and directed to place a notice of the adoption of this Resolution and the award of this Contract in the official newspaper of the MUNICIPALITY.

Motion McAllister

Second Hogate

RCV 3 yes

**RESOLUTION TO PLACE MUNICIPAL CHARGES ON TAX PROPERTIES
WHERE SERVICE WORK, FINES OR LEGAL FEES WERE ORDERED AND
WORK WAS PERFORMED AS OUTLINED FOR BLOCK LOT
48 SLAPE AVENUE
RESOLUTION NO. 2019-46**

WHEREAS, there exists a need to perform work on certain properties and/or certain charges need to be applied to these properties as stated in the attached schedule; and

WHEREAS, said work must be ordered by the Elsinboro Township Housing Department and performed by the Township of Elsinboro on these properties also stated in the attached schedule and noted with work order numbers; and,

WHEREAS, performing this required work will result in a municipal charge against the stated property to be due in 30 days, otherwise 18% per annum interest will be charged, following the 30 day due date; and

WHEREAS, other charges such as fines or legal fees are required due to certain actions that require collection of municipal charges may also be included on the attached schedule; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Committee of the Township of Elsinboro, County of Salem, and State of New Jersey that a municipal charge be placed on said properties for the work which must be performed, to be due in 30 days, otherwise 18% per annum interest will be charged, following the 30 day due date.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Committee of the Township of Elsinboro, County of Salem, and State of New Jersey that a municipal charge be place on said properties for the work which must be preformed and/or other charges need to be recorded.

BE IT FURTHER RESOLVED that a copy of this Resolution be forwarded to the Chief Financial Officer, Housing Department, and Tax Collector as their authorization and that records be noted accordingly

Motion McAllister

Second Hogate

RCV 3 yes

RESOLUTION (2019-47)

RESOLUTION TO REFUND TAXES DUE TO DISABLED VETERAN STATUS

WHEREAS, Michael Shute, owner of Block 19 Lot 6.06, 39 S. Locust Avenue is a totally disabled veteran; and

WHEREAS, being a totally disabled vet exempts him from paying taxes; and,

WHEREAS, the mortgage company keeps paying his taxes even though he is exempt;
and

NOW, THEREFORE, BE IT RESOLVED that the Tax Collector of the Township of
Elsinboro is authorized to refund taxes on Block 39 Lot 6.06, in the amount of \$ 4358.05
for the 3rd and 4th quarter taxes of 2019.

Motion McAllister Second Hogate RCV 3 yes

Police Report, Tax Collector report were read by the clerk

Township Solicitor Nothing at this time.

Committee Reports

Emergency Management.- Deputy Mayor McAllister said they are going over
the emergency action plan to see if any changes need to be made or not.

Community Development- Mayor Elwell told everyone we are still working on
our walking path for the Health communities grant. National night out was well
attended and everyone seem to have a good time. Also Clean Communities will
be held on September 28, 2019

Township Roads- Committee Hogate thanked the other committee members for
overseeing Delaware Ave. reconstruction since he was away. He would also like
to send a letter to the state about Abbott Farm and Money Island Road.

Open to Public Comment

Mr. Eby asked the committee what can be done with the trash on the beach. He
asked if it could be burned with a controlled burn.

Mayor Elwell said we can look into DEP permits to clean the beach. Grass is
allowed to grow on the beach in fact it is helpful to hold the sand.

Mayor Elwell also said the state law on fires says you must have a permit and we
will have to get more information

Mr. Grant asked what can we do to protect the beach?

Mayor Elwell responded that there it is a shore protection project and we have
sought guidance.

Solicitor Trunk said she would help us look into the permitting for burning and
cleaning of the beach.

Date of Next Meeting: October 7, 2019

Motion for Adjournment at 5:58 pm **Motion McAllister Second**
Hogate RCV 3 yes