

The regular meeting of the Alloway Township Committee was called to order at 7:00 p.m. in the Alloway Township Municipal Building by Mayor P. Ed McKelvey with the following present: Mayor P. Ed McKelvey, Deputy Mayor K. Myrle Patrick, Committeewoman Beth F. Reilly, Township Clerk Mary Lou Rutherford.

Mayor McKelvey announced that adequate notice of this meeting has been provided by the Township Clerk on January 7, 2016 at 4:00 p.m. with the 2016 Schedule of Regular Meetings of the Alloway Township Committee being posted on the bulletin board in the Alloway Post Office and mailed to the South Jersey Times and the Elmer Times. Pledge of Allegiance was performed.

Pastor David Field of Truth Bible Church opened the meeting in prayer.

MINUTES

Minutes of the meetings held on December 14 and 17, 2015 were reviewed by the Committee. Motion was made by Patrick, seconded by Reilly, to dispense with the reading of and approve the minutes. Roll call vote: Reilly-yes, Patrick-yes, McKelvey-yes. Motion carried.

BILLS

On motion by Patrick, seconded by Reilly, the attached bill list as approved by the Finance Committee on January 19, 2016 was ordered paid. Roll call vote: Reilly-yes, Patrick-yes, McKelvey-yes. Motion carried.

PUBLIC SESSION

Mayor McKelvey opened the public session and asked anyone to come forward with questions or comments.

Biff Crossely, West Main St., commented that the bins for metal and aluminum at the Convenience Center were in a bit of disarray. He also asked regarding the progress of repairs to the fire house roof, which the Committee advised is being worked on.

Warren Wieting, Cobbs Mill Rd., suggested signs be posted at the Convenience Center advising residents to crush all boxes and plastic containers before depositing in the recycling bins. He also reported there is a tree about a mile down Alloway-Friesburg Rd. on the north side that is going to come down. Deputy Mayor Patrick advised this will be looked into.

There being no further questions or comments, the public session was closed on motion by Patrick, seconded by Reilly. Roll call vote: Reilly-yes, Patrick-yes, McKelvey-yes. Motion carried.

DISCUSSION REGARDING AN AUTOMATIC GATE AT THE
ALLOWAY LAKE PUBLIC ACCESS AREA

At the request of the Committee, Jim Parks of Eric Krise Electric was present to discuss an automatic gate at the Alloway Lake Public Access Area. The Board of Recreation Commissioners have obtained quotes to retrofit the existing swinging gates with automatic gate openers and Mayor McKelvey noted the Committee had questions regarding how that would work. Parks explained that the gate openers would have sensors on them, but if they close on a car they'll leave a dent as the gates are very heavy. Deputy Mayor Patrick stated that retrofitting the existing gates seems problematic and

discussion was held regarding sliding gates. Parks suggested the Committee may want to contact Elmer Door regarding sliding gates, and Krise Electrical could provide a proposal for the electric service and wiring. Mayor McKelvey suggested just one gate sliding instead of two. The Committee thanked Parks for taking the time to speak with them.

LETTER FROM ATLANTIC CITY ELECTRIC REGARDING DAILY LIST OF DISCONNECTED CUSTOMERS RESPONSE FORM

On motion by Patrick, seconded by Reilly, the Committee opted not to request a daily list of residential customers within Alloway Township at which electric service was disconnected involuntarily on the preceding day, as has been the township’s practice. Roll call vote: Reilly-yes, Patrick-yes, McKelvey-yes. Motion carried.

RESOLUTION NO. 16-12 AWARDING PROFESSIONAL SERVICE CONTRACT TO EDMUND H. SHIMP FOR ANIMAL CONTROL SERVICES (2/1/16 – 1/31/17)

Resolution No. 16-12, awarding professional service contract to Edmund H. Shimp for Animal Control Services (2/1/16 – 1/31/17), was adopted on motion by Patrick, seconded by Reilly. Roll call vote: Reilly-yes, Patrick-yes, McKelvey-yes. Motion carried.

RESOLUTION NO. 16-13 AWARDING PROFESSIONAL SERVICE CONTRACT TO THE SOCIETY TO PROTECT ANIMALS FOR 2016 DOG CENSUS TAKER SERVICES

Resolution No. 16-13, authorizing 2016 Dog Census Taker Contract with The Society to Protect Animals at a cost of \$5,000.00, was adopted on motion by Patrick, seconded by Reilly. Roll call vote: Reilly-yes, Patrick-yes, McKelvey-yes. Motion carried.

RESOLUTION NO. 16-14 APPOINTING PERSONNEL TO THE PILESGROVE JOINT MUNICIPAL COURT

Resolution No. 16-14, appointing personnel to the Pilesgrove Joint Municipal Court, was adopted on motion by Patrick, seconded by Reilly. Roll call vote: Reilly-yes, Patrick-yes, McKelvey-yes. Motion carried.

RESOLUTION NO. 16-15 - TRANSFER OF FUNDS WITHIN 2015 BUDGET

Resolution No. 16-15, authorizing transfer of funds within the 2015 Budget, was adopted on motion by Patrick, seconded by Reilly. Roll call vote: Reilly-yes, Patrick-yes, McKelvey-yes. Motion carried.

ORDINANCE NO. 482 (TO EXCEED BUDGET & ESTABLISH CAP BANK) - INTRODUCTION CALENDAR YEAR 2016

ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A:4-45.14)

On motion by Patrick, seconded by Reilly, Ordinance No. 482 (copy attached) was introduced and the Clerk directed to read the ordinance by title on first reading. The Clerk read the ordinance by title. On motion by Patrick, seconded by Reilly, the public hearing on the ordinance will be held February 18, 2016 at 7:00 p.m. and the Clerk was directed to publish the ordinance with notice of hearing. Roll call vote: Reilly-yes, Patrick-yes, McKelvey-yes. Motion carried.

MOTION TO ACCEPT AND FILE 2016 SLATE OF OFFICERS FOR THE ALLOWAY
AMBULANCE CORPS AND THE ALLOWAY TOWNSHIP FIRE COMPANY

On motion by Patrick, seconded by Reilly, the 2016 Slate of Officers for the Alloway Ambulance Corps and the Alloway Township Fire Company were accepted and filed. Roll call vote: Reilly-yes, Patrick-yes, McKelvey-yes. Motion carried.

BLUE LIGHT PERMIT APPLICATION

On motion by Patrick, seconded by Reilly, application of Alloway Fire Company member, Gilbert A. Carino, for a Blue Light Permit was approved. Roll call vote: Reilly-yes, Patrick-yes, McKelvey-yes. Motion carried.

APPLICATION FOR ON-PREMISE DRAW RAFFLE LICENSE FROM
TOGETHER IN EDUCATION AT MANNINGTON (TEAM)

An application was received from Together in Education at Mannington (TEAM) requesting a raffle license to conduct an On-Premise Draw Raffle for gift baskets on March 19, 2016 at the Alloway Veterans Association. On motion by Patrick, seconded by Reilly, the Findings and Determination was approved and Raffle License RL:21 was granted. Roll call vote: Reilly-yes, Patrick-yes, McKelvey-yes. Motion carried.

APPLICATION FOR ON-PREMISE CASH (50/50) RAFFLE LICENSE FROM
TOGETHER IN EDUCATION AT MANNINGTON (TEAM)

An application was received from Together in Education at Mannington (TEAM) requesting a raffle license to conduct an On-Premise Cash (50/50) Raffle on March 19, 2016 at the Alloway Veterans Association. On motion by Patrick, seconded by Reilly, the Findings and Determination was approved and Raffle License RL:22 was granted. Roll call vote: Reilly-yes, Patrick-yes, McKelvey-yes. Motion carried.

MOTION AUTHORIZING SUB-GRANT AGREEMENT FOR HAZARD MITIGATION GRANT
PROGRAM WITH FEMA FOR GENERATOR PROJECT

On motion by Patrick, seconded by Reilly, authorization was granted for Mayor McKelvey to sign Sub-Grant Agreement for Hazard Mitigation Grant Program with FEMA for the propane generator project at the municipal building/senior citizens center. Roll call vote: Reilly-yes, Patrick-yes, McKelvey-yes. Motion carried.

ORDINANCE NO. 483 (AUTHORIZING LEGAL COUNSEL AND INDEMNIFICATION FOR
OFFICIALS, EMPLOYEES AND APPOINTEES) - INTRODUCTION

AN ORDINANCE AUTHORIZING THE TOWNSHIP OF ALLOWAY TO PROVIDE LEGAL COUNSEL AND INDEMNIFICATION FOR OFFICIALS, EMPLOYEES AND APPOINTEES OF THE TOWNSHIP IN CERTAIN ACTIONS BROUGHT AGAINST SAID OFFICIALS, EMPLOYEES AND APPOINTEES

On motion by Patrick, seconded by Reilly, Ordinance No. 483 (copy attached) was introduced and the Clerk directed to read the ordinance by title on first reading. The Clerk read the ordinance by title. On motion by Patrick, seconded by Reilly, the public hearing on the ordinance will be held February 18, 2016 at 7:00 p.m. and the Clerk was directed to publish the ordinance with notice of hearing. Roll call vote: Reilly-yes, Patrick-yes, McKelvey-yes. Motion carried.

MOTION FOR ADVISEMENT TO PLANNING BOARD REGARDING MASTER PLAN

A communication was received from the Planning Board requesting the Committee review whether it would like any changes, updates, etc. to the Master Plan. On motion by Reilly, seconded by Patrick, the Clerk was directed to advise the Planning Board that the Committee desires no changes or updates, other than changing the date, be made to the Master Plan, and that the Master Plan be kept as it is. Roll call vote: Reilly-yes, Patrick-yes, McKelvey-yes. Motion carried.

RESOLUTION NO. 16-16 - CANCELING DELINQUENT BALANCES OF \$10 OR LESS

Resolution No. 16-16, authorizing the cancellation of certain property taxes for tax year 2015 with delinquent balances of \$10.00 or less, pursuant to the direction of the Tax Collector, was adopted on motion by Patrick, seconded by Reilly. Roll call vote: Reilly-yes, Patrick-yes, McKelvey-yes. Motion carried.

RESOLUTION NO. 16-17 - TRANSFERRING TAX CREDITS

Resolution No. 16-17, authorizing the transfer of certain real estate tax credits from 2015 to 2016 real estate taxes, pursuant to the direction of the Tax Collector, was adopted on motion by Patrick, seconded by Reilly. Roll call vote: Reilly-yes, Patrick-yes, McKelvey-yes. Motion carried.

RESOLUTION NO. 16-18 AUTHORIZING 2016 SOLID WASTE DISPOSAL AGREEMENT WITH THE SALEM COUNTY IMPROVEMENT AUTHORITY

Resolution No. 16-18, authorizing a Solid Waste Disposal Agreement with the Salem County Improvement Authority was adopted on motion by Patrick, seconded by Reilly. Roll call vote: Reilly-yes, Patrick-yes, McKelvey-yes. Motion carried.

RESOLUTION NO. 16-19 - STRATEGIC PLAN FOR FUNDING FISCAL YEAR 2017 MUNICIPAL ALLIANCE GRANT

Resolution No. 16-19, authorizing submission of Strategic Plan for the Alloway Township Municipal Alliance Grant for Fiscal Year 2017, was adopted on motion by Patrick, seconded by Reilly. Roll call vote: Reilly-yes, Patrick-yes, McKelvey-yes. Motion carried.

ANNOUNCEMENT: CANCELLATION OF RABIES CLINIC SCHEDULED FOR 1/23/16; RESCHEDULED FOR 2/6/16 DUE TO FORECASTED SNOW STORM

Mayor McKelvey announced that the Free Rabies Clinic scheduled to be held on Saturday, January 23, 2016 has been cancelled due to the forecasted snow storm; and has been rescheduled for Saturday, February 6, 2016 from 10:00 a.m. – 12:00 noon at the Township Road Garage.

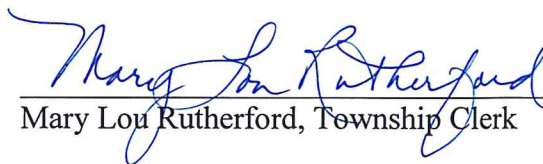
TOWNSHIP COMMITTEE REPORTS

Deputy Mayor Patrick reported that the Board of Recreation Commissioners is working on the gate access at the Alloway Lake Public Access Area.

Committeewoman Reilly reported that the Planning Board held its Reorganization Meeting.

Mayor McKelvey reported that the Township Committee attended the annual JIF Seminar for Elected Officials.

There being no further business to come before the Committee, on motion by Patrick, seconded by Reilly, the meeting was adjourned at 7:30 p.m.



Mary Lou Rutherford, Township Clerk

Range of Checking Accts: First to Last Range of Check Dates: 12/18/15 to 01/21/16
Report Type: All Checks Report Format: Condensed Check Type: Computer: Y Manual: Y Dir Deposit: Y

Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Num
PO #		Description			Contract
CURRENT					
19170	01/10/16	H0046 HORIZON BCBS OF NJ			888
16-00001	1.15-2.15.16	Coverage	2,283.30		
19171	01/21/16	A0161 ALLOWAY TOWNSHIP SCHOOL			889
16-00043	JANUARY 2016	TAXES	328,896.00		
19172	01/21/16	ATL001 ATLANTIC CITY ELECTRIC			889
16-00040	DECEMBER	ELECTRIC	6,951.29		
19173	01/21/16	B0038 BARBER CONSULTING SERVICES			889
16-00042	2016	MIS SERVICES	2,000.00		
19174	01/21/16	B0287 BRIDGETON PLUMBING & SUPPLY			889
15-00767		supplies for muni bldg	375.99		
19175	01/21/16	C0376 COMCAST CABLE(PUBLIC WORKS)			889
15-00768		internet at dpw	73.81		
19176	01/21/16	C0377 COMCAST CABLE(FIREHOUSE)			889
16-00032	12.2.15	BILLING DATE	190.80		
19177	01/21/16	C0531 CROUCH & COMPANY			889
16-00013	DECEMBER	PAYROLL SERVICES	175.00		
19178	01/21/16	C0565 CRAIG TESTING LABORATORIES, INC			889
16-00026	Pierson Road/	Core Testing	570.00		
19179	01/21/16	D0252 DELL MARKETING LP			889
15-00751		computer - tax office	500.00		
19180	01/21/16	E0250 ENGLISH SEWAGE DISPOSAL			889
16-00012	JAN 2016-	SANITATION UNIT	110.00		
19181	01/21/16	F0001 F & H SUPPLY INC.			889
16-00036		WASHER/HHCS/NUTS	22.51		
19182	01/21/16	F0200 FRALINGER ENGINEERING PA			889
16-00035		SANITARY LANDFILL	56.20		
19183	01/21/16	H0039 HALSEN PRODUCTS			889
15-00760		street signs	238.20		
19184	01/21/16	K0060 KENNETH MCKELVEY			889
15-00759		mileage to Trenton for meeting	73.20		
19185	01/21/16	M0344 MID-ATLANTIC SALT, LLC			889
15-00703		truckload of rock salt	1,580.36		

check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Num
PO #		Description			Contract
CURRENT		Continued			
19186	01/21/16	N0204 NJ DIV OF CODES & STANDARDS			889
	16-00007	4TH QTR STATE UCC FEES DUE	1,467.19		
19187	01/21/16	N0262 NIKI A. TRUNK			889
	16-00025	December Professional Services	121.00		
19188	01/21/16	00040 OMNI RECYCLING LLC			889
	16-00011	RECYCLING	123.72		
19189	01/21/16	P0065 PURCHASE POWER			889
	16-00030	POSTAGE METER REFILL	60.00		
19190	01/21/16	P0321 PETTY CASH			889
	16-00002	OPEN PETTY CASH FUND	50.00		
19191	01/21/16	P0431 PITNEY BOWES GLOBAL FINANCIAL			889
	16-00033	LEASING BILL DATE 1.31.15	118.44		
19192	01/21/16	R0003 R.E. PIERSON			889
	16-00010	COLD PATCH/CONCRETE	511.80		
19193	01/21/16	R0116 RED OAK DISPOSAL SERVICE			889
	16-00039	DECEMBER DISPOSAL	3,850.00		
19194	01/21/16	R0119 REGISTRAR'S ASSOCIATION OF NJ			889
	16-00017	ANNUAL REGISTRAR REGISTRATION	50.00		
19195	01/21/16	R0130 REGINALD SCOTT			889
	16-00031	YEARLY WEBSITE HOSITNG	130.00		
19196	01/21/16	R0165 RIGGINS OIL INC			889
	16-00008	DIESEL/HEATING OIL	1,835.76		
19197	01/21/16	S0056 SALEM CO ASSN LOCAL GOVT			889
	16-00045	2016 Annnaul Dues	75.00		
19198	01/21/16	S0116 SALEM COUNTY IMPROVEMENT AUTH			889
	16-00038	DEC TIPPING FEES	6,664.81		
19199	01/21/16	S0125 SALEM COUNTY TREASURER			889
	16-00003	2ND QTR OPEN SPACE TAXES	14,843.87		
19200	01/21/16	S0126 SALEM COUNTY TREASURER			889
	16-00004	2ND QTR COUNTY TAXES	725,084.00		
19201	01/21/16	S0370 I S SMICK LUMBER			889
	16-00023	Supplies	50.71		
19202	01/21/16	S0426 SOUTH JERSEY MEDIA GROUP			889
	16-00005	TAX ASSESSOR OPEN BOOK	14.18		

check #	Check Date	Vendor	Reconciled/Void	Ref Num
PO #	Description	Amount Paid	Contract	
CURRENT				
Continued				
19202		SOUTH JERSEY MEDIA GROUP	Continued	
16-00006		PLANNING BOARD NOTICE 12.2.15	<u>19.19</u>	
			33.37	
19203	01/21/16	S0436 SOUTH JERSEY WATER COND SERV		889
16-00034		2016 ANNUAL CONTRACT	330.00	
19204	01/21/16	S0523 STAPLES ADVANTAGE		889
15-00704		CLERK/FINANCE OFFICE SUPPLIES	74.56	
19205	01/21/16	T0004 TCTA MEMBERSHIP SERVICES		889
16-00018		D. Michelle Allen-Membership	37.50	
19206	01/21/16	T0025 TRICOJIF		889
16-00041		1ST INSTALLMENT	27,328.00	
19207	01/21/16	T0270 TREASURER, STATE OF NEW JERSEY		889
16-00027		4th Qtr marriage license	75.00	
19208	01/21/16	T0276 TRI COUNTY TERMITE & PEST		889
16-00014		DECEMBER PEST CONTROL SERVICE	75.00	
19209	01/21/16	V0003 VAL ASSOCIATES LAB, INC		889
15-00766		lab testing thomas rd	780.00	
19210	01/21/16	w0170 WILLIAMS AUTO PARTS		889
15-00738		60 gallon compressor	999.00	
16-00015		PARTS/SUPPLIES	<u>285.46</u>	
			1,284.46	
19211	01/21/16	w0321 WOODRUFF ENERGY		889
15-00757		ambulance hall service call	419.00	
19212	01/21/16	x0300 XTeI COMMUNICATIONS, INC		889
16-00009		12.15.15 BILLING	980.16	
Checking Account Totals				
		<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>
	Checks:	43	0	1,130,550.01
	Direct Deposit:	0	0	0.00
	Total:	<u>43</u>	<u>0</u>	<u>1,130,550.01</u>
DOG TRUST FUND				
1474	01/21/16	E0080 EDMUND H SHIMP JR		892
15-00761		Feb 2015- Dec 2015	5,225.00	
1475	01/21/16	N0205 NJ DEPT OF HEALTH&SENIOR SERV		892
16-00016		DECEMBER 2015 DOG LICENSE	2.40	

Check #	Check Date	Vendor	Reconciled/Void	Ref Num
PO #	Description	Amount Paid	Contract	

DOG TRUST FUND

Continued

Checking Account Totals	<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
Checks:	2	0	5,227.40	0.00
Direct Deposit:	0	0	0.00	0.00
Total:	2	0	5,227.40	0.00

OPEN SPACE	MUNICIPAL OPEN SPACE			
1047	01/21/16	T0008	T. W. SHEEHAN & ASSOCIATES LLC	893
16-00021			Ray Farm Appraisal	
			1,750.00	

Checking Account Totals	<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
Checks:	1	0	1,750.00	0.00
Direct Deposit:	0	0	0.00	0.00
Total:	1	0	1,750.00	0.00

SEWER	SEWER FUND			
2419	01/21/16	A0439	ATCO INTERNATIONAL	890
16-00037			NU-TRALIZE/ETERNA - 600	
			353.00	

2420	01/21/16	D0252	DELL MARKETING LP	890
15-00751			computer - tax office	
			550.00	

2421	01/21/16	N0247	SPRINT	890
16-00029			DEC PHONE SERVICE	
			32.46	

2422	01/21/16	S0050	SALEM CITY WATER AND SEWER	890
16-00024			November sewer treatment	
			6,600.35	

2423	01/21/16	S0370	I S SMICK LUMBER	890
16-00022			Sewer cleanout adapter/fl plug	
			26.88	

2424	01/21/16	W0022	WESLEY LAING	890
16-00044			Sewer School Mileage Reimb	
			185.96	

2425	01/21/16	W0170	WILLIAMS AUTO PARTS	891
16-00020			cott pin/blade set/dr1 bit	
			58.09	

Checking Account Totals	<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
Checks:	7	0	7,806.74	0.00
Direct Deposit:	0	0	0.00	0.00
Total:	7	0	7,806.74	0.00

Report Totals	<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
Checks:	53	0	1,145,334.15	0.00
Direct Deposit:	0	0	0.00	0.00
Total:	53	0	1,145,334.15	0.00

Totals by Year-Fund					
Fund Description	Fund	Budget Total	Revenue Total	G/L Total	Total
CURRENT FUND	5-01	27,831.78	0.00	0.00	27,831.78
	5-07	7,748.65	0.00	0.00	7,748.65
DOG TRUST FUND	5-14	<u>5,227.40</u>	<u>0.00</u>	<u>0.00</u>	<u>5,227.40</u>
Year Total:		40,807.83	0.00	0.00	40,807.83
CURRENT FUND	6-01	1,102,718.23	0.00	0.00	1,102,718.23
	6-07	58.09	0.00	0.00	58.09
FARMLAND PRESERVATION	6-18	<u>1,750.00</u>	<u>0.00</u>	<u>0.00</u>	<u>1,750.00</u>
Year Total:		1,104,526.32	0.00	0.00	1,104,526.32
Total of All Funds:		<u><u>1,145,334.15</u></u>	<u><u>0.00</u></u>	<u><u>0.00</u></u>	<u><u>1,145,334.15</u></u>

ORDINANCE NO. 482

CALENDAR YEAR 2016

ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A
CAP BANK

(N.J.S.A. 40A: 4-45.14)

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 0% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Township Committee of Alloway Township in the County of Salem finds it advisable and necessary to increase its CY 2016 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Township Committee hereby determines that a 3.5 % increase in the budget for said year, amounting to \$ 38,000.00 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS, the Township Committee hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the Township Committee of the Township of Alloway, in the County of Salem, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2016 budget year, the final appropriations of the Township of Alloway shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5 %, amounting to \$38,000.00, and that the CY 2016 municipal budget for the Township of Alloway be approved and adopted in accordance with this ordinance; and,

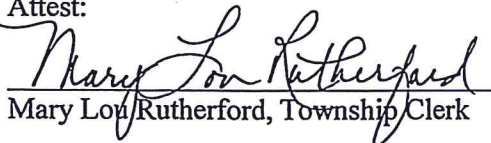
BE IT FURTHER ORDAINED, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

Dated: January 21, 2016

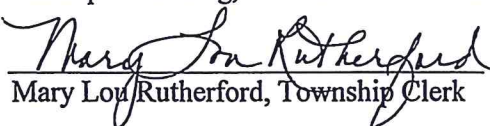
Attest:


Mary Lou Rutherford, Township Clerk


P. Ed McKelvey, Mayor

NOTICE

NOTICE is hereby given that the foregoing ordinance was introduced and passed on first reading at a regular meeting of the Township Committee of the Township of Alloway, in the County of Salem and State of New Jersey on the 21st day of January, 2016 and will be considered for final passage after a public hearing at a meeting to be held by the Township Committee of the Township of Alloway at the Alloway Township Municipal Building, 49 South Greenwich Street, Alloway, New Jersey on the 18th of February, 2016 at 7:00 p.m.


Mary Lou Rutherford, Township Clerk

Ordinance No. 483

An Ordinance Authorizing the Township of Alloway to Provide Legal Counsel and Indemnification for Officials, Employees and Appointees of the Township in Certain Actions Brought Against Said Officials, Employees and Appointees.

BE IT ORDAINED by the Alloway Township Committee that:

Section 1. Except as hereinafter provided, the Township of Alloway, hereinafter known as the Township shall, upon the request of any present or former official, employee or appointee of the Township provide for indemnification and legal defense of any civil action brought against said person or persons arising from an act or omission falling within the scope of their public duties.

Section 2. The Township shall not indemnify any person against the payment of punitive damages, penalties, or fines, but may provide for the legal defense of such claims in accord with the standards set forth herein. The Township may refuse to provide for the defense and indemnification of any civil action referred to herein if the Alloway Township Committee determines that a) the act or omission did not occur within the scope of a duty authorized or imposed by law; b) the act or failure to act was the result of actual fraud, willful misconduct or actual malice of the person requesting defense and indemnification; or c) the defense of the action or proceeding by the Township would create a conflict of interest between the Township and the person or persons involved.

Section 3. The terms of this ordinance and the definition of official, employee and appointee are to be construed liberally in order to effectuate the purposes of this ordinance except that these terms shall not mean a) any person who is not a natural person; b) any person while providing goods or services of any kind under any contract with the Township except an employment contract; c) any person while providing legal or engineering services for compensation unless said person is a full-time employee of the Township; and d) any person who as a condition of his or her appointment or contract is required to indemnify and defend the Township and/or secure insurance.

Section 4. The Township shall provide for defense of and indemnify any present or former official, employee or appointee of the Township who becomes a defendant in a civil action if the person or persons involved a) acted or failed to act in a matter in which the Township has or had an interest; b) acted or failed to act in the discharge of a duty imposed or authorized by law; and c) acted or failed to take action in good faith. For purposes of this ordinance, the duty and authority of the Township to defend and indemnify shall extend to a cross-claim or counterclaim against said person.

Section 5. In any other action or proceeding, including criminal proceedings, the Township may provide for the defense of a present or former official, employee or appointee, if the Alloway Township Committee concludes that such representation is in the best interest of the Township and that the person to be defended acted or failed to act in accord with the standards set forth in this ordinance.

Section 6. Whenever the Township provides for the defense of any action set forth herein and as a condition of such defense, the Township may assume exclusive control over the representation of such persons defended and such person shall cooperate fully with the Township.

Section 7. The Township may provide for the defense pursuant to this ordinance by authorizing its attorney to act in behalf of the person being defended or by employing other counsel for this purpose or by asserting the right of the Township under any appropriate insurance policy that requires the insurer to provide defense.

Section 8. This ordinance shall take effect immediately upon passage and publication as required by law.

ATTEST:

ALLOWAY TOWNSHIP


Mary Lou Rutherford, Clerk


P. Ed McKelvey, Mayor

NOTICE

Notice is hereby given that the foregoing proposed Ordinance was introduced and passed by the Township Committee of the Township of Alloway at a regularly scheduled meeting which was held on January 21, 2016 and that a public hearing upon the said Ordinance will be conducted by the Township Committee at a meeting to be held on February 18, 2016 at 7:00 p.m. at the Alloway Township Municipal Building, 49 South Greenwich Street, Alloway, New Jersey.

Dated: January 21, 2016


Mary Lou Rutherford, Clerk