

TOWNSHIP OF QUINTON
COUNTY OF SALEM
REGULAR MEETING
QUINTON TOWNSHIP MUNICIPAL BUILDING
June 7, 2022

Call to order by Mayor Sperry 7:00pm

Pledge of allegiance

Open Public Meetings Act

This meeting is being held in compliance with the Open Public Meetings Act. Advanced notice of this meeting was given by way of the annual notice which was filed with the Quinton Township Clerk, forwarded to the South Jersey Times and was posted on the bulletin board located in the lobby of the Quinton Township Municipal Building.

Roll Call Mayor Sperry, Deputy Mayor Hannagan, Committeeman Owens, CFO Elwell, Solicitor Arbittier, Clerk Uzdanovics

Minutes to be approved May 3, 2022 and May 18, 2022 Special Meeting

Motion Hannagan Second Owens RCV 3 yes

Vouchers to be approved

Motion Hannagan Second Owens RCV 3 yes

ORDINANCE TO BE ADOPTED

ORDNANCE 2022-02 AN ORDINANCE BY THE TOWNSHIP OF QUINTON AUTHORIZING THE SALE OF BLOCK 48, LOTS 1 AND 5 PURSUANT TO 40A:12-13(B)(5)

Motion to Open to Public Hearing Motion Hannagan Second Owens RCV 3 yes

Motion to Close to Public Hearing Motion Hannagan Second Owens RCV 3 yes

Motion to Adopt Motion Hannagan Second Owens RCV 3 yes

RESOLUTIONS TO BE APPROVED

RESOLUTION NO. 2022-58

RESOLUTION RENEWING LIQUOR LICENSE FOR RAM'S GOLF, LLC. TRADING AS WILD OAKS GOLF CLUB

WHEREAS, the Township of Quinton authorized the issuance of one plenary retail consumption license and,

WHEREAS, Ram's Golf, LLC. Trading as Wild Oaks Golf Club holds the only license authorized by Quinton Township and said license is renewable yearly and,

WHEREAS, Ram's Golf, LLC trading as Wild Oaks Golf Club has applied for a renewal of said license and,

WHEREAS, the Quinton Township Committee is not aware of any violations relating to said license;

WHEREAS, Ram's Golf LLC trading as Wild Oaks Golf Club will be approved by the state when they receive a copy of this Resolution; and

NOW THEREFORE BE IT RESOLVED BY the Township Committee of the Township of Quinton that they hereby renew the plenary retail consumption license of Ram's Golf, LLC trading as Wild Oaks Golf Club for a period of one year

Motion Hannagan Second Owens RCV 3 yes

RESOLUTION NO. 2022-59

Resolution Approving Soil Removal Permit

WHEREAS, Quinton Sand & Gravel (the "Applicant") currently operates a soil removal operation on Block 62, Lot 2 in the Township of Quinton ("Quinton") pursuant to a validly existing soil removal permit issued by Quinton; and

WHEREAS, the soil removal permit is scheduled to expire on June 30, 2022; and

WHEREAS, the Applicant has submitted a timely application to renew its soil removal permit pursuant to §170-55 of the Code of the Township of Quinton; and

WHEREAS, the application has been reviewed by Quinton and Quinton's Engineer; and

WHEREAS, the Quinton Engineer has prepared a letter dated May 31, 2022 in which he indicated that he had no technical objection to the renewal of the permit subject to certain conditions; and

WHEREAS, with the exception of the comments made by the Quinton Engineer in his May 31, 2022 letter, Quinton has no objection to the renewal of the soil removal permit.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Quinton that the Applicant's soil removal permit is hereby approved subject to the following conditions that must be satisfied on or before June 30, 2022:

1. Permittee to post and/or maintain a performance bond to guarantee site restoration in the amount of \$8,000.00 per acre of permitted disturbance less the acreage already restored which I estimate to be a net 31.4 acres. Therefore, the amount of the posted performance bond is \$251,200.
2. Permittee to post and/or maintain a \$10,000 cash inspection escrow account with the Township CFO. Should the account balance drop below \$5,000, then, upon request of the Township's CFO, the account balance shall be replenished to the original posted amount.
3. Permit shall be conditioned that the Permittee shall continue to meet any/all ongoing conditions of Planning Board Resolution #2013-12 approval.
4. Permit shall only be issued and thereafter be conditioned upon Permittee satisfying all outstanding fees and/or escrow money obligation due Quinton Township and also maintaining the required escrow balance(s) as required by Quinton Township.

5. Permit shall be conditioned upon the continual ground water sampling of the three (3) required soil test/monitoring wells including ground water elevation on a biannual basis. Report of findings to be submitted to the Township Clerk and Engineer May and November of each year.
6. Permit shall be conditioned upon verification by the Township Solicitor that the performance bond posted to guarantee site restoration is acceptable as to legal form.
7. That the Permittee provide updated insurance certificate(s) at least one month prior to current certificate expiration date.
8. The applicant should contact the Engineer's office to coordinate a witnessed measurement/sounding of all future ponds to determine the actual volume of wet excavation and based on said volume pay the required wet excavation tonnage fees- due the Township. This should be required to be completed within 30 calendar days of each calendar year end.
9. That the Permittee shall upon the commencement of wet excavation provide a copy of the daily production report maintained by the Land Mining Operator. Said reports shall clearly state the volume of earthen materials mined and exported from the site in tons on a daily basis. Dry and wet mined tonnage shall be listed separately. The Permittee shall submit a copy of each daily report, certified by the Authorized Facility Representative on a monthly basis. Said reports shall provide the tonnage figures that the Permittee shall be invoiced by the Municipality on a quarterly basis as per Municipal Ordinance for wet mining tonnage.
10. The permit shall be conditioned upon any/all additional restrictions deemed appropriate by the Township Solicitor or Township Committee.

AND, BE IT FURTHER RESOLVED that should the conditions set forth above are not be satisfied on or before June 30, 2022, this soil removal permit approval shall be revoked automatically.

AND, BE IT FURTHER RESOLVED that should the conditions set forth herein be satisfied on or before June 30, 2022, the soil removal permit shall be valid until June 30, 2027.

AND, BE IT FURTHER RESOLVED, that the Clerk certify a copy of this Resolution and file it on the public record.

Motion Hannagan Second Owens RCV 3 yes

RESOLUTION NO. 2022-60 RESOLUTION APPROVING SOIL REMOVAL PERMIT FOR EASTERN TABLED

**RESOLUTION NO. 2022-61
AUTHORIZING STREET OPENING PERMIT FOR SJ GAS**

WHEREAS, South Jersey Gas has requested a Street Opening Permit for By Road; and

WHEREAS, South Jersey Gas has completed a Street Opening Permit which has been reviewed by the Township Engineer, Fralinger Engineering and is herein attached; and

WHEREAS, the Township Engineer has set forth the amounts necessary for the Street Opening Permit and inspection fee of \$500.00; and

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Quinton, in the County of Salem State of New Jersey, that the attached Street Opening Permit is hereby approved for South Jersey Gas as presented on the plans on file with the Township of Quinton; and

BE IT FURTHER RESOLVED, that the inspection and approval of these improvements is subject to review by the Township Engineer; and

AND, BE IT FURTHER RESOLVED, that the Clerk certify a copy of this Resolution and file it on the public record.

Motion Hannagan Second Owens RCV 3 yes

**RESOLUTION NO. 62
RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND
APPROPRIATION NJSA 40A:4-87**

WHEREAS, R.S. 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, said Director may also approve the insertion of an item of appropriation for equal amount,
now

THEREFORE, BE IT RESOLVED that the governing body of the Township of Quinton, in the County of Salem 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 2022 in the sum of \$2250.00 which is now available from the State of New Jersey, TRICO JIF Safety Incentive Grant in the amount \$2250.00, and

BE IT FURTHER RESOLVED that a like sum of \$2250.00 hereby appropriated under the caption TRICO JIF Safety Incentive Grant,

and

BE IT FURTHER RESOLVED that the above is the result of funds from the State of New Jersey, TRICO JIF Safety Incentive Grant in the amount of \$2250.00.

Motion Hannagan Second Owens RCV 3 yes

**RESOLUTION 2022-63
AUTHORIZING MEMBERSHIP IN A MUTUAL AID AND ASSISTANCE AGREEMENT WITH
PARTICIPATING UNITS.**

WHEREAS, mutual aid and assistance agreements between municipalities, counties, Office of Emergency Management, law enforcement agencies, Emergency Medical Services, fire departments/fire companies or EMS organizations and fire departments situated in fire districts operated by a Board of Fire Commissioners, are permitted pursuant to N.J.S.A. 40A: 14-26 and 40A: 14-156.1
and

WHEREAS, the President in Homeland Security Directive (HSPD) – 5, directed the Secretary of the Department of Homeland Security to develop and administer a National Incident Management System (NIMS), which would provide a consistent nationwide approach to Federal, State, local and tribal governments to work together more effectively and efficiently to prevent, prepare for, respond to and recover from domestic incidents, regardless of cause, size or complexity; and

WHEREAS, “The New Jersey Civilian Defense and Disaster Control Act” App.A9-33 et. seq. provides for the health, safety and welfare of the people of the State of New Jersey during any emergency of centralizing control of all civilian activities having to do

with such emergency giving the Governor control over the resources of each and every political subdivision to cope with any condition that shall arise out of such emergency, and

WHEREAS, The Director of Division of Fire Safety in the Department of Community Affairs promulgated rules in accordance with the “Fire Service Resource Emergency Deployment Act,” N.J.A.C. 52:14&11 et. seq. commonly referred to as the “Fire Service Resource Emergency Deployment Regulations “N.J.A.C. 5:75A et. seq. and

WHEREAS, it is deemed to be in the best interests of the residents of this municipality and/or fire district to enter into a mutual aid and assistance agreement with the County of Salem and other municipalities including (but not limited to) municipal Office of Emergency Management, police, Emergency Medical Service or fire departments, volunteer fire companies or EMS organizations and/or fire districts to provide additional protection against loss, damage or destruction by fire, catastrophe, civil unrest, major emergency or other extraordinary devastation damage or destruction to person and property, in those situations when outside aid and assistance is needed.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Quinton

County of Salem and State of New Jersey as follows:

A. That the Mayor is hereby authorized and directed to enter into the Salem County Mutual Aid an Assistance Agreement between Participating Units, a copy of which: is attached hereto and made part hereof, on the Terms and conditions herein.

B. That the Mayor and Committee of the Township of Quinton are hereby authorized and directed to execute said Mutual Aid and Assistance on behalf of Quinton Township

C. That the clerk is hereby authorized and directed to forthwith file a certified copy of this Resolution and an executed copy of the Agreement with the Salem County Department of Emergency Services, Office Emergency Management. Said Office shall serve as the central repository and shall maintain a master listing of all Participating Units to the Mutual Aid and Assistance Agreement.

Motion Hannagan Second Owens RCV 3 yes

**RESOLUTION 2022 NO.64
RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION
NJSA 40A:4-87**

WHEREAS, R.S. 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, said Director may also approve the insertion of an item of appropriation for equal amount,
now

THEREFORE, BE IT RESOLVED that the governing body of the Township of Quinton, in the County of Salem 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 2022 in the sum of \$8642.22 which is now available from the State of New Jersey, Clean Communities Grant in the amount \$8642.22, and

BE IT FURTHER RESOLVED that a like sum of \$8642.22 hereby appropriated under the caption Clean Communities Grant,
and

BE IT FURTHER RESOLVED that the above is the result of funds from the State of New Jersey, Clean Communities Grant in the amount of \$8642.22.

Motion Hannagan Second Owens RCV 3 yes

RESOLUTION NO. 2022-65
RESOLUTION AWARDING THE QUOTE FOR WELL TESTING AT QUINTON TOWNSHIPS
CLOSED LANDFILL

WHEREAS, The Township of Quinton has awarded the quote for Well Testing to ALS Environmental; and

WHEREAS, ALS Environmental will test wells annually and semi- annual for a total of \$9031.00 for the year 2022, and

WHEREAS, the Township CMFO has certified that sufficient and legally appropriated funds for well testing at the Quinton Landfill for the period of 1/1/22 – 12/31/22 ; and

BE IT RESOLVED that the Township Committee of the Township of Quinton has directed the Township clerk to contact ALS Environmental to go forward with the well testing 2022.

Motion Hannagan Second Owens RCV 3 yes

Quotes for Well testing were ALS Environmental - \$9031.00
Eurofins - No response
Vineland Environmental - responded not quoting this year

Committeeman Hannagan apologized for his comments at the May meeting.

Mayor Sperry asked for a moment of silence for John (frog) Ainsworth.

PUBLIC SESSION

Motion to open public Motion Hannagan Second Owens RCV 3 yes

Mr. Winkels asked if we could find out if Patterson had any well testing facilities they use. The clerk said she would ask them.

Close public session Motion Hannagan Second Owens RCV 3 yes

RESOLUTION 2022-66
Resolution Authorizing Executive Session

WHEREAS, the Open Public Meetings Act, N.J.S.A. 10:4-12b permits a public body to go into a closed session during a public meeting to discuss certain matters as follows:

- (1) *Matters Required by law to be confidential:* Any matter which by express provision of the Federal law or State statute or rule of court shall be rendered confidential or excluded from the provisions of the Open Public Meetings Act.
- (2) Any matter in which the release of information would impair the right to receive federal funding.
- (3) *Matters involving individual privacy:* Any matter, the disclosure of which constitutes an unwarranted invasion of individual privacy such as records, data, reports, recommendations or other personal material of any education, training, social service, medical, health, custodial, child protection, rehabilitation, legal defense, welfare, housing relocation, insurance and similar program or institution operated by a public body pertaining to any specific individual admitted to or served by such institution or program, including, but not limited to information relative to the individual's personal and family circumstances, and any material pertaining to admission, discharge, treatment, progress or condition of any individual, unless the individual concerned .

(4) *Matters pertaining to a collective bargaining agreement:* Any matter involving a collective bargaining agreement, or the terms and conditions which are proposed for inclusion in any collective bargaining agreement, including the negotiation of the terms and conditions thereof with employees or representatives of employees of the public body.

(5) *Matters relating to the purchase, lease acquisition of real property or investment of public funds:* Any matter involving the lease, purchase or acquisition of real property with public funds, the setting of banking rates or investment of public funds, where it could adversely affect the public interest if discussion of such matters were disclosed.

(6) *Matters of public protection:* Any tactic and techniques utilized in protecting the safety and property of the public, provided that their disclosure could impair such protection.

(7) *Matters relating to litigation, negotiations and attorney-client privilege:* Any matter of pending or anticipated litigation or contract negotiation other than in (4) above in which the Township is or may become a party. Any matters falling within the attorney-client privilege, to the extent that confidentiality is required for the attorney to exercise ethical duties as a lawyer.

(8) *Matters relating to the employment relationship:* Any matter involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance of , promotion or disciplining of any specific prospective public officer or employee or current public officer or employee employed or appointed by the public body, unless all of the individual employees or appointees whose rights could be adversely affected request in writing that such matter or matters be discussed in public.

(9) *Deliberations after public hearing.* Deliberations by the Township occurring after a public hearing that may result in a civil penalty or the suspension or loss of a license or permit of a responding party; and

WHEREAS, the Township Committee has determined that it is necessary to go into a closed session to discuss certain matters relating to the items as permitted by N.J.S.A. 10:4-12b

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of Quinton that the Committee will go into closed session to discuss the following, in accordance with the aforesaid provisions of the Open Public Meetings Act, after which it will reconvene in the public:

7. Attorney Client /Contract Negotiations

BE IT FURTHER RESOLVED, that the minutes of the closed session will be made available to the public when the need for privacy no longer exists.

Motion Hannagan Second Owens RCV 3 yes

Motion to close open session **Motion Hannagan Second Owens RCV 3 yes**

Motion to open closed session. **Motion Hannagan Second Owens RCV 3 yes**

No action taken contract negotiations.

There being no further business motion to adjourn at 6:58 pm **Motion Hannagan Second Owens RCV 3 yes**

Marty R. Uzdancovics, Clerk