ELK TOWNSHIP
COMMITTEE MEETING AGENDA
October 7, 2021

The Regular Meeting of the Elk Township Committee was held on the above date in the Municipal Building. The meeting was called to order by Mayor Sammons at 7:05PM.

The Open Public Meeting Notice was read. The Salute to the Flag and the Lord’s Prayer were recited in unison.

Present were: Mr. Hollywood, Mr. Poisker, Mayor Sammons, Mr. Considine, CFO, Mrs. Pine, Township Clerk, Mr. Duffield, Solicitor, Mr. Bitgood, Engineer, and Chief Gonnelli and Lt. Hitzelberger. Mrs. Nicholson and Mr. Rambo were absent.

APPROVAL OF MINUTES of September 21, 2021 Regular Meeting and Closed Session
Motion by Mr. Poisker seconded by Mr. Hollywood to approve the minutes of the September 21, 2021, Regular Meeting and Closed Session all were in favor, motion carried.

COMMITTEE REPORTS – There were no committee reports at this time.

FIRE DEPARTMENT REPORT – There were no reports at this time due to the absence of Mr. Rambo.

ENGINEER’S REPORT
Mr. Bitgood reported the request for Local Freight Impact Grant applications has been received from the DOT. The work on Ewan Road is substantially complete there are some items on the punch list that need to be completed. The work on Jacob Harris Road is also substantially complete.
Mr. Bitgood provided committee with a detailed plan for the drainage problem on Ewan Road.

POLICE CHIEF REPORT
Chief Gonnelli reported the department received 1291 calls for service, made 10 arrests, issued 164 motor vehicle summons, responded to 16 motor vehicle crashes with 10 injuries and received 6 new firearms applications.

PUBLIC PORTION on Agenda Items only.
Motion by Mr. Hollywood to open the meeting to the public, seconded by Mr. Poisker, all were in favor, motion carried.
Mayor Sammons asked if anyone had any questions on agenda items to speak at this time.
Barbara Pearson asked when Trick or Treat will be held. After a short discussion Mayor Sammons stated Trick or Treat will be held on Sunday, October 31st from 3:00PM to 7:00PM.
Motion by Mr. Poisker to close the public portion, seconded by Mr. Hollywood, all were in favor, motion carried.

ORDINANCES:

ORDINANCE O – 12 – 2021
ORDINANCE AMENDING CHAPTER 20 ENTITLED “FIRE DEPARTMENT” OF THE CODE OF THE TOWNSHIP OF ELK
PUBLIC HEARING

Motion by Mr. Hollywood, seconded by Mr. Poisker to open the public portion, all were in favor, motion carried.
Mayor Sammons invited the public to speak if they have any questions concerning the Ordinance. No one came forward.
Motion by Mr. Poisker, seconded by Mr. Hollywood to close the public portion, all were in favor, motion carried.
Motion by Mr. Poiskner, seconded by Mr. Hollywood to adopt Ordinance O-12-2021, upon roll call motion carried.
Roll Call: 
Mr. Hollywood  Yes
Mr. Poiskner  Yes
Mayor Sammons  Yes

ORDINANCE O – 13 – 2021
ORDINANCE AMENDING CHAPTER 54 ENTITLED “CONSTRUCTION CODES, UNIFORM” OF THE CODE OF THE TOWNSHIP OF ELK
PUBLIC HEARING
Motion by Mr. Hollywood, seconded by Mr. Poiskner to open the public portion, all were in favor, motion carried.
Mayor Sammons invited the public to speak if they have any questions concerning the Ordinance. No one came forward.
Motion by Mr. Poiskner, seconded by Mr. Hollywood to close the public portion, all were in favor, motion carried.
Motion by Mr. Hollywood, seconded by Mr. Poiskner to adopt Ordinance O-12-2021, upon roll call motion carried.
Roll Call: 
Mr. Hollywood  Yes
Mr. Poiskner  Yes
Mayor Sammons  Yes

ORDINANCE O – 14 – 2021
ORDINANCE AMENDING CHAPTER 28 ENTITLED “POLICE DEPARTMENT” OF THE CODE OF THE TOWNSHIP OF ELK
TITLE ONLY
Motion by Mr. Poiskner to approve Ordinance O-14-2021, seconded by Mr. Hollywood, upon roll call motion carried.
Roll Call: 
Mr. Hollywood  Yes
Mr. Poiskner  Yes
Mayor Sammons  Yes

ORDINANCE O – 15 – 2021
ORDINANCE AMENDING CHAPTER 79A ENTITLED “RENTAL PROPERTY AND LANDLORD REGISTRATION” OF THE CODE OF THE TOWNSHIP OF ELK
TITLE ONLY
Motion by Mr. Hollywood to approve Ordinance O-15-2021, seconded by Mr. Poiskner, upon roll call motion carried.
Roll Call: 
Mr. Hollywood  Yes
Mr. Poiskner  Yes
Mayor Sammons  Yes

RESOLUTIONS:

RESOLUTION R-100-2021
RESOLUTION GRANTING A TOTAL DISABLED VETERAN STATUS TO ELRENE DABNEY
Motion by Mr. Hollywood, seconded by Mr. Poiskner to adopt and approve said Resolution, upon roll call motion carried.
Roll Call: 
Mr. Hollywood  Yes
Mr. Poiskner  Yes
Mayor Sammons  Yes
RESOLUTION R-101-2021
RESOLUTION ESTABLISHING TRICK OR TREAT HOURS AND CURFEW FOR OCTOBER 30th AND OCTOBER 31st, 2021
Motion by Mr. Hollywood, seconded by Mr. Poisker to adopt and approve said Resolution, all were in favor motion carried.

RESOLUTION R-102-2021
RESOLUTION APPOINTING NEAL HAYWARD AS THE ELECTRIC SUBCODE OFFICIAL OF THE TOWNSHIP OF ELK
Motion by Mr. Poisker, seconded by Mr. Hollywood to adopt and approve said Resolution, upon roll call motion carried.
Roll Call:
Mr. Hollywood  Yes
Mr. Poisker  Yes
Mayor Sammons  Yes

RESOLUTION R-103-2021
RESOLUTION TO GO INTO CLOSED EXECUTIVE SESSION TO DISCUSS CONTRACT NEGOTIATIONS IN REGARDS TO POLICE CHIEF AND POTENTIAL LITIGATION IN REGARDS TO EWAN ROAD
Motion by Mr. Poisker, seconded by Mr. Hollywood to adopt and approve said Resolution, all were in favor motion carried.

RESOLUTION R-104-2021
RESOLUTION APPROVING FORM 1B GOVERNOR'S COUNCIL ON ALCOHOLISM AND DRUG ABUSE FISCAL GRANT CYCLE JULY 2020 – JUNE 2025
Motion by Mr. Hollywood, seconded by Mr. Poisker to adopt and approve said Resolution, upon roll call motion carried.
Roll Call:
Mr. Hollywood  Yes
Mr. Poisker  Yes
Mayor Sammons  Yes

RESOLUTION R-105-2021
RESOLUTION AUTHORIZING THE AWARD OF THE TOWNSHIP ISSUED FIREARM TO RETIRED POLICE CHIEF STEVEN HUGHES IN RECOGNITION OF TWENTY-FIVE YEARS OF SERVICE TO THE TOWNSHIP OF ELK
Motion by Mr. Hollywood, seconded by Mr. Poisker to adopt and approve said Resolution, upon roll call motion carried.
Roll Call:
Mr. Hollywood  Yes
Mr. Poisker  Yes
Mayor Sammons  Yes

GLOUCESTER COUNTY REPRESENTATIVE – Leona Mather was present to assist with questions or concerns for the County. Ms. Mather announced free flu shots are available through the Gloucester County Health Department, check the County website for the schedule. Booster COVID shots are also available at the County Complex on Delsea Drive in Clayton, for home visits contact the Department of Health.

PURSUANT TO RESOLUTION R-26-2021
THERE IS A TIME LIMIT OF 3 MINUTES PER PERSON DURING THE PUBLIC PORTION
PUBLIC PORTION:
Motion by Mr. Hollywood to open the meeting to the public, seconded by Mr. Poisker, all were in favor, motion carried.
Mayor Sammons asked if anyone had any questions or comments or an issue they would like to bring to the township committees attention to speak at this time.

Barbara Pearson, 1457 Ellis Mill Rd., President of the Elk Senior Citizens group, stated the senior group last met in February 2020 at the Ferrell church social hall. They are ready to start up meeting again and the social hall is very dirty and is not large enough for the members to social distance. They would like committees help in finding a new place to meet. They checked into a few places and they want too much money. They meet the 3rd Monday of the month from 10:30am – 2:30pm. Lunch is served at a cost of $3 per person and the group is open to anyone 55 years or older. They would like to see a community center in the township for all to use.

Mr. Hollywood will do some research and get back to the seniors.

Ed Pearson, 1457 Ellis Mill Rd., stated committee is very generous to provide the seniors with $1,000.00 a year. The money is used every year to put on a Christmas party for the seniors. The membership fee is $1 per member per year. Anything that committee can do to help would be appreciated.

Angelique Siplin, 502 Spruce St., asked for an update on Lawn’s Fire Co. Mayor Sammons stated IRS 990 Form needs to be submitted.
Ms. Siplin asked why was Lawn’s fire house was not mentioned when looking for a place for the seniors to meet. She is not aware there is a seniors group in the township. Maybe the Lawn’s Fire Company could be considered for a meeting place for the seniors.

Mrs. Pearson responded that she has attended the churches in the Lawn’s area and has invited all seniors to the meetings and no one has ever come out. They all seem to go to Glassboro.
Mayor Sammons stated at Christmas time last year she personally delivered flowers to seniors in the Lawn’s area and told them about the seniors group.

Ed Pearson, stated he used to work the election in Lawn’s and would get there early to set up and heard mice in the ceiling and does not want the seniors in the building.

Wayne Swanson, 517 Spruce St., is not aware of any mice in the Lawn’s Fire House.

Jeanne White, 520 Christian St., stated there needs to be more community outreach. She was not aware of a senior group in the township. Is there community service or volunteers that could help clean up the building. A community building is an awesome idea, but she realizes that is very expensive. Other than the IRS form is there anything else that needs to be provided?
Mayor Sammons stated, form 990 is all that needs to be provided.

Bob Pearson, 427 Ewan Rd, encountered a lake on Ewan Rd. He would like to know what is going on with the engineering. The state spec is 6” curbing, the curb is only 4” high.
Mayor Sammons stated this is currently being addressed.
Mr. Bitgood stated the state spec for curbs is 4” to 6”.

Angelique Siplin, asked about the street light on Spruce St.
Mr. Hollywood stated he inspected the area and there is no power to pole.

John McMichael, 120 Twenty-fourth Ave. asked if the county could possibly provide a bus to the township for transportation for the seniors so they could come out for lunch.
Ms. Mather stated the county buses are for taking people to appointments. The probation department could also provide screened people to come out to clean the buildings.

Barbara Pearson, thanked the people for wanting to get together. Also the meetings used to be on the website and would like them to be put back on the website.

Mr. Schomber, 457 Ewan Rd., had a few things to clear up. The builder wanted to come across his front lawn with a backhoe and dump truck. The permit he applied for 10 years ago, the former engineer approved the work he did. The box that is in questions was put there 40 years ago. It is funny how these things come up now when the planning board and committee know they were wrong.

Alfredo Gonzalez, 510 Second Ave., stated the 16 year high water mark is coming and the drainage needs to be addressed to avoid it.

Mr. Gonzalez, would like to have Lawn’s Fire Company back, he is still stressing about it.

Mr. Hollywood stated the township considers stormwater run off now with all plans. It was not required years ago when most of the roads were originally constructed.

Motion by Mr. Hollywood to close the public portion, seconded by Mr. Poisker, all were in favor, motion carried.

PAY BILLS:

Motion by Mr. Poisker to Pay the Bills, seconded by Mr. Hollywood, upon roll call motion was carried.

Roll Call:

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RECESS:

Motion to Recess by Mr. Hollywood, seconded by Mr. Poisker, all were in favor, the meeting recessed at 8:08PM.

Motion to Re-enter Meeting by Mr. Hollywood, seconded by Mr. Poisker, all were in favor, the meeting reconvened at 9:31PM.

Summary of Closed Session:

Mr. Duffield summarized the discussion held in closed session. Committee discussed pending issues with Ewan Road, no action was taken. The Chief’s contract was also discussed and no decisions were made.

A letter was received from a letter from Adam Weber, who would like to donate his mothers property to the township. There is a lien on this property. Committee does not want to accept the property.

Motion by Mr. Poisker to adjourn, seconded by Mr. Hollywood, all were in favor, the meeting was adjourned at 9:36PM.

Respectfully Submitted,

[Signature]

Debora R. Pine, RMC, CMC
Township Clerk
ORDINANCE O – 12 – 2021

AN ORDINANCE OF THE MAYOR AND COMMITTEE OF THE TOWNSHIP OF ELK, COUNTY OF GLOUCESTER, STATE OF NEW JERSEY AMENDING CHAPTER 20 ENTITLED “FIRE DEPARTMENT” OF THE CODE OF THE TOWNSHIP OF ELK

WHEREAS, pursuant to N.J.S.A. 40A:14-68, the governing body, by ordinance may contract with a volunteer fire company or companies in such municipality for purposes of extinguishing fires, upon such terms and conditions as shall be deemed proper; and

WHEREAS, the members of any such company shall be under the supervision and control of said municipality and in performing fire duties shall be deemed to be exercising a governmental function; and

WHEREAS, the Mayor and Committee, Township of Elk, have determined that amendments to Chapter 20 entitled “Fire Department” are necessary; and

WHEREAS, in all other respects Chapter 20 entitled “Fire Department” shall remain in full force and effect.

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Committee of the Township of Elk, in the County of Gloucester and State of New Jersey, and it is hereby enacted and ordained by the authority of same as follows:

Section 1.

Chapter 20 entitled “Fire Department” shall be amended as follows:

§ 20-1. Establishment.

The Elk Township Fire Department, to be composed of three companies to be known as Aura Volunteer Fire Company No. 1, Ferrell Volunteer Fire Company No. 1 and Lawns Volunteer Fire Company, is hereby established.


A. Present members in good standing of the Aura Volunteer Fire Company No. 1, Ferrell Volunteer Fire Company No. 1 and Lawns Volunteer Fire Company shall be members of the Elk Township Fire Department, without formal election thereto.

B. No person shall hereafter become a member of the Elk Township Fire Department or any unit thereof unless above the age of 18 years and not over the age of 70 years, a resident of Elk Township, and shall be physically fit to perform the duties of a fireman as evidenced by a filed certificate to that effect after a physical examination for that purpose by a physician licensed to practice medicine in the State of New Jersey.

C. No present or future member of said Department shall be eligible to or qualified for benefits of a local fireman’s relief association or the New Jersey Firemen’s Relief Association, except in compliance with rules and regulations of said Association. The application provided in §20-4 hereof shall contain a provision to the above over the applicant’s signature.

D. Each year, at the Township Committee’s Reorganization Meeting, each active member of each Fire Company shall be administered a sworn oath of office. If an active member is unavailable, the active member shall be sworn as soon as reasonably possible after the Township Committee’s Reorganization Meeting.
§ 20-3. Required performance of duties by members.

A. Every member of each fire company shall, in each and every year, participate in at least 60% of the company fire duty. Fire duty shall mean actual attendance and performance of duty at fires and drills, and a record shall be kept of such attendance and duty by the Chief of each fire company.

B. No later than the third Monday in January, [The Chief of each fire company shall annually file with the Municipal Clerk a duly verified list and report, under oath, of all active members of the fire company including the Chief, which are under his or her control and supervision, not holding exempt fireman certificates, which shall set forth the name and residence address of all such firemen, whether a citizen of the United States, whether of good moral character, date of becoming a fireman (Incident Management Level 1 Certification or greater), age at that time, date of membership of the company of which he is a member and percentage of fire duty performed during that year by each fireman as required in §20-3A above. In addition, the Chief of each Fire Company shall include in the annual report to the governing body the following information:

   i. Incident command directives;
   ii. SOPs/SOGs adopted during the year;
   iii. Fit test records;
   iv. Apparatus maintenance documentation including annual pump test records for each apparatus;
   v. OSHA/PEOSH logs of work related injuries and illness;
   vi. Training records;
   vii. Invoices/receipts/purchase orders evidencing the expenditures of the Fire Company utilizing the Township’s annual stipend;
   viii. Amendments to the Company’s organization structure or chart;
   ix. Inventory of Township owned apparatus, equipment and/or assets; and
   x. Written Emergency Action Plan;
   xi. Written Fire Prevention Plan;
   xii. Fire extinguisher training records;
   xiii. M.S.D.S. for all reportable products, including flares; extinguishers; fire fighting foam; gasoline; diesel fuel; oxygen; and any other reportable product;
   xiv. Proof that each active member maintains a current Incident Management Level I Certification;
   xv. Proof that each middle manager, command and/or general staff maintains a minimum ICS-300 NIMS Certification;
   xvi. Proof that the Fire Company is compliant with PEOSH Standards for Firefighters (N.J.A.C. 12:100-8);
   xvii. Proof that each active member of the Fire Company is compliant with NIMS;
   xviii. Proof that the Fire Company is National Fire Protection Association (NFPA) compliant; and
   xix. IRS Form 990 for the Fire Company.

C. The Chief of each Fire Company shall monthly (no later than the first Wednesday of each month) file with the Municipal Clerk a duly verified report which provides the following information/documentation:

   i. Date(s) and description of training;
   ii. Name of each member attending training, and the number of hours for each training session;
   iii. Date(s), address(es) and time(s) (sign-on/sign-off) of each incident;
   iv. The name of each active member attending the incident;
   v. Apparatus and/or equipment maintenance or testing. Specifically identify the apparatus and/or equipment and nature of the maintenance and/or test;
vi. OSHA 300 Log of work related injury and/or illness, if any;

vii. Name of each active member who completed an ability to perform/fit test;

viii. Name and address of each new member; and

ix. Any documents or notifications from the State of New Jersey directed to the Fire
Company.

§ 20-4. Application for membership.

Every person seeking to join the Elk Township Fire Department shall make application to the fire
company of the applicant's choice, and, upon election to membership by vote of a majority of the
members pursuant to the Bylaws of the company present and voting, the applicant shall become a
member in good standing of the Fire Department, subject to the approval of the applicant's membership
by the Chief of the fire company of the applicant's fire district and confirmation by the Township
Committee, at which time applicant's name shall be entered on the roll of firemen by the Municipal Clerk.

§ 20-5. Exemption certificates.

Exemption certificates may be issued to members of the Fire Department who shall have served seven
years in active duty under municipal control, as required by law April 29, 1935 and as amended May 26,
1936.

Section 3.

Severability.

Should any section, clause, sentence, phrase or provision of this Ordinance be declared unconstitutional
or invalid by a Court of competent jurisdiction, such decision shall not affect the remaining portions of this
Ordinance.

Section 4.

Repealer.

All prior Ordinances or parts of Ordinances inconsistent with this Ordinance be and the same are hereby
repealed to the extent of such inconsistencies.

When effective.

This Ordinance shall take effect immediately upon final passage and publication in accordance with law.
ATTTEST:

DEBORA R. PINE, Township Clerk

TOWNSHIP OF ELK

Carolyn D. K. Sammons, Mayor

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### FINAL ADOPTION ROLL CALL VOTE

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### NOTICE

The Ordinance published herein was introduced and passed upon first reading at a meeting of the Mayor and Committee of the Township of Elk, in the County of Gloucester and State of New Jersey, held on August 4, 2021. It will be further considered for final passage, after public hearing hereon, at a meeting of said Mayor and Committee to be held in the Township Municipal Building on October 7, 2021, at 7:00 P.M. During the week prior and up to and including the date of such meeting, copies of said Ordinance will be made available at the Clerk's office at the said Municipal Building, 680 Whig Lane, Monroeville, New Jersey, to the members of the general public who shall request the same.

DEBORA R. PINE, CLERK
ORDINANCE O – 13 – 2021

AN ORDINANCE OF THE MAYOR AND COMMITTEE OF TOWNSHIP OF ELK, COUNTY OF GLOUCESTER, STATE OF NEW JERSEY AMENDING CHAPTER 54 ENTITLED “CONSTRUCTION CODES, UNIFORM” OF THE CODE OF THE TOWNSHIP OF ELK

WHEREAS, the Mayor and Committee, Township of Elk, have determined that amendments to Chapter 54 entitled “Construction Codes, Uniform” are necessary; and

WHEREAS, in all other respects Chapter 54 entitled “Construction Codes, Uniform” shall remain in full force and effect.

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Committee of the Township of Elk, in the County of Gloucester and State of New Jersey, and it is hereby enacted and ordained by the authority of same as follows:

Section 1.

Chapter 54 entitled Construction Codes, Uniform shall be amended to add a new Section 54-5 and revise the current Section 54-5 as follows:


A. The International Property Maintenance Code, current edition, a copy of which is on file in the office of the Municipal Clerk of the Township of Elk, being marked and designated as the International Property Maintenance Code of the Township of Elk, in the State of New Jersey, for the control of buildings and structures as herein provided; and each and all of the regulations, provisions, penalties, conditions and terms of said Property Maintenance Code are hereby referred to, adopted and made a part hereof, as if fully set out in this article with the additions, insertions, deletions and changes, if any, prescribed in §54-5B of this Chapter.

B. The following sections are hereby revised:

i. Section 101.1, insert: “Township of Elk.”
ii. Section 302.4, insert: “8 inches in height.”
iii. Section 303.14, insert: “April 1 to November 1.”
iv. Section 602.3, insert: “From September 1 to June 1.”
v. Section 602.4, insert: “From September 1 to June 1.”

§54-56 Inspection and housing report required upon occupancy and/or sale of premises; penalties.

A. No person shall permit occupancy and/or convey title to any residential property in the Township of Elk without first obtaining a housing report from the Construction Code Official in the manner herein provided.

B. Procedure.

(1) Prior to conveying title to any premises described in the preceding subsection, an owner shall apply to the Construction Officer for such housing report. The Construction Code Official, or his or her representative, shall inspect the premises within 10 days of said application and shall issue a housing report. Such housing report shall be issued in writing to the owner of such premises and shall specifically set forth any items requiring correction. Upon correction of the listed items, the owner shall notify the Construction Officer, who shall within five ten (10) days reinspect the required corrections.
(2) This procedure shall be followed until all the items have been corrected, at which time a final report shall be issued.

(3) Inspections are based on the current International Property Maintenance Code and the current Certificate of Occupancy Application Checklist.

C. The owner making application for a housing report under this section shall be charged a fee of $25 for the initial inspection and one reinspection of the premises. In the event that a third inspection is required, such owner shall be charged an additional fee of $50 for the third inspection and for each required reinspection thereafter. In the event of multiple housing units, the fees set forth herein shall apply per dwelling unit.

D. Any person, firm or corporation who shall violate any of the provisions of this section shall, upon conviction, be punished by a fine of not to exceed $200 or by imprisonment in the county jail for a period of not to exceed 90 days, or by both such fine and imprisonment.

Any person, firm or corporation violating or failing to comply with any provisions of this article shall, upon conviction thereof, be punishable by a fine of not more than $1,250, imprisonment for a term not exceeding 90 days or a period of community service not exceeding 90 days. Any person, firm or corporation who is convicted of violating the provisions of this chapter within one year of the date of a previous violation of the same chapter and who was fined for the previous violation shall be sentenced by the Court to an additional fine as a repeat offender. The additional fine imposed by the Court for a repeated offense shall not exceed the maximum fine fixed for a violation of this chapter, but shall be calculated separately from the fine imposed for the original violation of this chapter.

Section 2.

Repealer.

All prior Ordinances or parts of Ordinances inconsistent with this Ordinance are hereby repealed to the extent of such inconsistencies.

Section 3.

Severability.

Should any section, clause, sentence, phrase or provision of this Ordinance be declared unconstitutional or invalid by a Court of competent jurisdiction, such decision shall not affect the remaining portions of this Ordinance.

Section 4.

When effective.

This Ordinance shall take effect immediately upon final passage and publication in accordance with law.
### INTRODUCTION ROLL CALL VOTE

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### NOTICE

The Ordinance published herein was introduced and passed upon first reading at a meeting of the Mayor and Committee of the Township of Elk, in the County of Gloucester and State of New Jersey, held on September 21, 2021. It will be further considered for final passage, after public hearing hereon, at a meeting of said Mayor and Committee to be held in the Township Municipal Building on October 7, 2021 at 7:00 P.M. During the week prior and up to and including the date of such meeting, copies of said Ordinance will be made available at the Clerk's office at the said Municipal Building, 680 Whig Lane, Monroeville, New Jersey, to the members of the general public who shall request the same.

DEBORAH R. PINE, TOWNSHIP CLERK
ORDINANCE O – 14 - 2021

AN ORDINANCE OF THE MAYOR AND COMMITTEE OF THE TOWNSHIP OF ELK, COUNTY OF GLOUCESTER, STATE OF NEW JERSEY AMENDING CHAPTER 28 ENTITLED “POLICE DEPARTMENT” OF THE CODE OF THE TOWNSHIP OF ELK

WHEREAS, the Mayor and Committee, Township of Elk, have determined that amendments to Chapter 28 entitled “Police Department” are necessary; and

WHEREAS, in all other respects Chapter 28 entitled “Police Department” shall remain in full force and effect.

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Committee of the Township of Elk, in the County of Gloucester and State of New Jersey, and it is hereby enacted and ordained by the authority of same as follows:

Section 1.

Chapter 28 entitled “Police Department” shall be amended as follows:

§ 28-2. Composition; rank.

A. The Police Department shall consist of the following positions:

(1) One – Police Chief.
(2) Two – Lieutenants.
(3) One – Detective Corporals/Sergeants.
(4) Corporals. Two – Sergeants.
(5) Patrolmen.

Section 2.

A new Article IX. entitled “Police Chaplain” shall be added as follows:

A. Position created.

The position of Police Chaplain for the Township of Elk Police Department is hereby created in accordance with N.J.S.A. 40A:14-141. The position of Chaplain shall be under the Director of Public Safety and subject to the control of the Chief of Police.

B. Qualifications.

Any person appointed as Chaplain shall be an ordained clergyman in good standing in the religious body from which he/she is selected. Chaplains may be subject to applicable residency requirements in the discretion of the Chief of Police. The Chaplain shall have basic training and shall be a certified Police Chaplain credentialed in accordance with the rules and regulations of the Elk Township Police Department and shall be qualified in accordance with N.J.S.A. 40A:14-141.

C. Duties of Police Chaplain.

The duties of Police Chaplain shall include, but not be limited to, assisting the Elk Township Police Department in death notifications, station house adjustments and any other duties that may be assigned by the Chief of Police.
D. Rank and salary.

Any person appointed as Chaplain shall serve in that capacity without rank and salary.

E. Term of office.

A person appointed as Chaplain shall serve for a period of one year from date of appointment and shall continue to serve in that capacity until he/she is either terminated or reappointed with the recommendation of the Chief of Police.

F. Appointment.

The Chief of Police may recommend to the governing body persons that he/she believes meet the qualifications of N.J.S.A. 40A:14-141 as well as the rules and regulations of the Elk Township Police Department with reference to Chaplains, if any. All applicants for the position of Chaplain shall be reviewed by the Chief of Police who may, in his or her discretion, consult with other Department Chaplains for their input. The Chief will determine the applicant's qualifications in accordance with this section and shall make recommendations to the governing body regarding the appointment as Chaplain. The governing body shall appoint Chaplains in accordance with this Article.

Section 3.

Severability.

Should any section, clause, sentence, phrase or provision of this Ordinance be declared unconstitutional or invalid by a Court of competent jurisdiction, such decision shall not affect the remaining portions of this Ordinance.

Section 4.

Repealer.

All prior Ordinances or parts of Ordinances inconsistent with this Ordinance be and the same are hereby repealed to the extent of such inconsistencies.

When effective.

This Ordinance shall take effect immediately upon final passage and publication in accordance with law.

![INTRODUCTION ROLL CALL VOTE Table]

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TOWNSHIP OF ELK

ATTEST:

Carolyn D. K. Sammons, Mayor

DEBORAH R. PINE, Township Clerk

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NOTICE

The Ordinance published herein was introduced and passed upon first reading at a meeting of the Mayor and Committee of the Township of Elk, in the County of Gloucester and State of New Jersey, held on October 7, 2021. It will be further considered for final passage, after public hearing hereon, at a meeting of said Mayor and Committee to be held in the Township Municipal Building on October 7, 2021, at 7:00 P.M. During the week prior and up to and including the date of such meeting, copies of said Ordinance will be made available at the Clerk's office at the said Municipal Building, 680 Whig Lane, Monroeville, New Jersey, to the members of the general public who shall request the same.

DEBORAH R. PINE, CLERK
ORDINANCE O - 15 - 2021

AN ORDINANCE OF THE MAYOR AND COMMITTEE OF THE TOWNSHIP OF ELK, COUNTY OF GLOUCESTER, STATE OF NEW JERSEY AMENDING CHAPTER 79A ENTITLED “RENTAL PROPERTY AND LANDLORD REGISTRATION” OF THE CODE OF THE TOWNSHIP OF ELK

WHEREAS, the Mayor and Committee, Township of Elk, have determined that amendments to Chapter 79A entitled “Rental Property and Landlord Registration” are necessary; and

WHEREAS, in all other respects Chapter 79A entitled “Rental Property and Landlord Registration” shall remain in full force and effect.

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Committee of the Township of Elk, in the County of Gloucester and State of New Jersey, and it is hereby enacted and ordained by the authority of same as follows:

Section 1.

Chapter 79A entitled “Rental Property and Landlord Registration” shall be amended as follows:


A. At the time of the filing of the registration form and prior to the issuance of a license, the owner or agent of the owner must pay a registration fee in the sum of $95-145. If there is no change in occupancy, the annual registration renewal fee shall be $10. Upon change in occupancy, the owner or agent of the owner must pay a registration fee in the sum of $95-145, and comply with the provisions of §79A-3 et seq.

Section 2.

Severability.

Should any section, clause, sentence, phrase or provision of this Ordinance be declared unconstitutional or invalid by a Court of competent jurisdiction, such decision shall not affect the remaining portions of this Ordinance.

Section 3.

Repealer.

All prior Ordinances or parts of Ordinances inconsistent with this Ordinance be and the same are hereby repealed to the extent of such inconsistencies.

When effective.

This Ordinance shall take effect immediately upon final passage and publication in accordance with law.

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TOWNSHIP OF ELK

ATTEST:

Carolyn D. K. Sammons, Mayor

DEBORA R. PINE, Township Clerk

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DEBORA R. PINE, CLERK
RESOLUTION R-100-2021

RESOLUTION OF THE MAYOR AND COMMITTEE OF THE TOWNSHIP OF ELK
GRANTING A TOTAL DISABLED VETERAN STATUS TO ELRENE DABNEY

WHEREAS Erlene Dabney, owns property commonly known as 517 Empire Way E., and identified on the Municipal Tax Map of the Township of Elk as Block 29.08, Lot 2; and

WHEREAS, the Tax Assessor has received and approved an application for a 100% Disabled Veteran’s Tax Exemption pursuant to N.J.S.A. 54:4-3.30, et seq.; and

WHEREAS, the residents of Elk Township and all of New Jersey are proud and grateful to our veterans for their service and sacrifices in preserving our sacred freedoms and rights as Americans; and

WHEREAS, the State of New Jersey recognizes the sacrifices of our veterans by permitting municipalities to provide a tax exemption to their real property; and

WHEREAS, the Tax Assessor of Gloucester County has recommended to the Mayor and Committee, that the tax exemption be granted, and be made effective October 1, 2021.

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

1. The owner of the premises commonly known as 517 Empire Way E. and identified on the Municipal Tax Map of the Township of Elk as Block 29.08, Lot 2 shall be entitled to a 100% Disabled Veteran’s Tax Exemption of their property pursuant to N.J.S.A. 54:4-3.30, et seq., said exemption to be effective October 1, 2021.

2. The Township Clerk is hereby directed to forward a certified copy of this Resolution to the Tax Assessor, so the exemption may be duly recorded in the Township’s records.

3. The Township Tax Collector shall cancel all taxes due accruing after October 1, 2021. The tax amount to be cancelled/refunded is $3,431.54 three thousand four hundred thirty-one and fifty-four cents (This amount represents taxes from October 1 – December 31, 2021)

ADOPTED at a regular meeting of the Elk Township Committee held on October 7, 2021

TOWNSHIP OF ELK

Carolyn D. K. Sammons, Mayor

ATTEST:

DEBORAH R. PINE, TOWNSHIP CLERK

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RESOLUTION ESTABLISHING TRICK OR TREAT HOURS AND CURFEW FOR
OCTOBER 30th AND OCTOBER 31st, 2021

WHEREAS Halloween falls on Sunday, October 31, 2021 and;

WHEREAS the Township Committee of the Township of Elk has decided to set the Trick or Treat hours for Sunday, October 31, 2021 as 3:00pm through 7:00pm, prevailing time; and

WHEREAS experience indicates that Halloween and Halloween Eve create an atmosphere which tends to encourage vandalism and other acts of mischief, and

WHEREAS a curfew may tend to discourage such acts.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Elk:

1. It shall be unlawful for any juvenile of the age of 17 years or younger to loiter, wander, ride, run through or otherwise remain upon any of the streets, highways, roads, alleys, parks or other places open to the public, or upon private lands not belonging to such child or his parents, or other persons standing in locus parentis, without the permission of any owner, after the hour of 8:00pm, prevailing time, on October 30th and October 31st, 2021 unless such minor is accompanied by his or her parents or legal guardian.

2. Exceptions: The provisions of this Resolution shall not apply to any minor child who shall gainfully and lawfully be employed, nor to any minor child who shall be a bonafide student of a school, college, or university of evening instruction, nor to any child who shall be in attendance at an evening function sponsored by a religious or school organization or who shall be in attendance at a properly supervised recreational program, during the time necessarily required to travel between such minor child’s residence and the said place of assembly.

3. Emergencies: Should an emergency arise necessitating a minor child under the age of 18 years being dispatched upon an errand requiring his presence upon any street, highway, road or roadway or any other place open to the public after 8:00pm, such child shall have in his or her possession a note or message in writing, signed by his parent or parents, or legal guardian, stating the nature of the errand, the place of destination, the time such message was executed and the approximate time required for the errand. Any abuse of the purpose or spirit of this section shall constitute a violation of the provisions of this Resolution, punishable as hereinafter provided.

4. Authority of Police: Any policeman or any special officer duly appointed by the Township Committee of the Township of Elk is hereby authorized and empowered to take into custody any such minor child who may be in the act of violating the provisions of this Resolution. Such officer shall notify the parent or persons having legal care and custody of said child or the violation of this Resolution and shall report said violation to the Chief of Police of the Township of Elk, who shall cause a record thereof to be made. Said child shall be released in the custody of such parent or person having his or her legal care or custody.

5. Violation and penalties: Any person found in violation of this resolution shall be required to perform community service and may be subject to a fine not exceeding $2,000. If both, a juvenile and the juvenile’s parent and/or guardian violate this resolution, they shall be required to perform community service together.

ADOPTED at a meeting of the Township Committee of the Township of Elk held on October 7, 2021.

ATTEST:

TOWNSHIP OF ELK

Carolyn D. K. Sammons, Mayor

DEBORA R. PINE, TOWNSHIP CLERK
RESOLUTION APPOINTING NEAL HAYWARD AS THE ELECTRIC SUBCODE OFFICIAL OF THE TOWNSHIP OF ELK

WHEREAS, David Pase, has submitted his resignation from his position of Electric Subcode Official for the Township of Elk, effective September 29, 2021; and
WHEREAS, as N.J.S.A. 52:27D-126 provides a four (4) year term for Electric Subcode Official; and
WHEREAS, Neal Hayward has all the necessary qualifications to serve as Electric Subcode Official for the Township of Elk.

NOW, THEREFORE, BE IT RESOLVED by The Township Committee of Elk Township that the resignation of David Pase is hereby accepted effective September 29, 2021; and
BE IT FURTHER RESOLVED that Neal Hayward is appointed Electric Subcode Official for the Township of Elk, to fill the unexpired term of David Pase beginning October 24, 2021, and expiring December 31, 2023.

BE IT FURTHER RESOLVED that the salary of the Electric Subcode Official shall be determined by the Township Committee annually and as promulgated in the salary ordinance of the Township of Elk.

ADOPTED at a regular meeting of the Township Committee of the Township of Elk held on October 7, 2021.

ATTEST:

DEBORÁ R. PINE, TOWNSHIP CLERK

TOWNSHIP OF ELK

Carolyn D. K. Sammons, Mayor

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CERTIFICATION

I hereby certify that the above resolution is a true copy of a resolution adopted by the Township Committee of the Township of Elk, County of Gloucester, State of New Jersey, at a meeting held by the same on October 7, 2021 in the Elk Township Municipal Building, 680 Whig Lane, Monroeville, New Jersey.

DEBORÁ R. PINE
Township Clerk
RESOLUTION R-103-2021

RESOLUTION OF THE TOWNSHIP OF ELK
TO GO INTO CLOSED EXECUTIVE SESSION TO DISCUSS
CONTRACT NEGOTIATIONS IN REGARDS TO POLICE CHIEF AND
POTENTIAL LITIGATION IN REGARDS TO Ewan ROAD

WHEREAS N.J.S.A. 10:4-12B. (7) permits the Township Committee to enter into Closed Executive Session and exclude the public from portions of the meeting to discuss personnel, litigation and/or contract negotiations in which the public body is, or may be a party or which invoices any matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer; and

WHEREAS pursuant to N.J.S.A. 10:4-13, the Township Committee must first adopt a Resolution at a meeting which the public is admitted stating the general nature of the subject to be discussed and as precisely as possible at time when the circumstances under which the discussion conducted in Closed Executive Session can be disclosed to the public; and

NOW, THEREFORE, BE IT RESOLVED, that the time when and circumstances under which the discussion conducted in Closed Executive Session of the public body can be disclosed to the public will be at the conclusion of the aforementioned subjects.

THIS RESOLUTION WAS DULY ADOPTED at the Regular Meeting of the Township Committee of the Township of Elk held on the 7th day of October 2021 and is duly certified by the Clerk to embody the determination made by the Committee at that hearing date.

TOWNSHIP OF ELK

CAROLYN D.K. SAMMONS, Mayor

ATTEST:

DEBORA R. PINE, TOWNSHIP CLERK
RESOLUTION R-104-2020
RESOLUTION OF THE TOWNSHIP COMMITTEE
OF THE TOWNSHIP OF ELK
Governor’s Council on Alcoholism and Drug Abuse
Fiscal Grant Cycle July 2020 – June 2025
FORM 1B

WHEREAS, the Governor’s Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey.

WHEREAS, the Township Committee of the Township of Elk, County of Gloucester, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore has an established Municipal Alliance Committee; and,

WHEREAS, the Township Committee further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and

WHEREAS, the Township Committee has applied for funding to the Governor’s Council on Alcoholism and Drug Abuse through the County of Gloucester;

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Elk, County of Gloucester, State of New Jersey recognizes the following:

1. The Township Committee does hereby authorize the submission of a strategic plan for the Elk Municipal Alliance for year July 1, 2022 through June 30, 2023 in the amount of:
   - DEDR $3,000.00
   - Cash Match $ 750.00
   - In-Kind $2,225.00
   - TOTAL $5,975.00

2. The Township Committee acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

ADOPTED at a regular meeting of the Elk Township Committee held on October 7, 2021.

ATTEST:

DEBORAH R. PINE, Township Clerk

TOWNSHIP OF ELK

BY:

Carolyn D. K. Sammons, Mayor

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DEBORAH R. PINE, Township Clerk
## STRATEGIC PLAN FOR FUNDING MUNICIPAL ALLIANCES

**Grant Year:** 23  
**Alliance Tier:** 1

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<tr>
<th>Applicant Municipality/IES: Elk/Franklin</th>
<th>County: Gloucester</th>
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<tr>
<td>Alliance Name: Elk/Franklin Municipal Alliance</td>
<td>Alliance Website: <a href="http://www.franklintownship.com">www.franklintownship.com</a></td>
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<td>Alliance Street Address:</td>
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</table>
| Town: Elk/Franklin  
State: NJ  
Zip: 08322 |
| Telephone: (856) 694-1234  
Ext. |
| FAX: (856) 694-1279 |
| Alliance Chairperson: Brain Zimmer  
Street Address: 1571 Delsea Dr. |
| Town: Franklin  
State: NJ  
Zip: 08322 |
| Email: Brian Zimmer <bzimmer@franklintownship.com> |
| Alliance Coordinator: Tina Basile  
Street Address: 1571 Delsea Dr. |
| Town: Franklin  
State: NJ  
Zip: 08322 |
| Email: Tina Basile <tbasile@delsearegional.us> |

A) Alliance DEDR Allocation: $7,000  
B) Cash Match (must be 25% of DEDR Allocation): $1,750  
C) In-Kind Match (must be 75% of the DEDR Allocation): $5,250  
**Total Alliance Budget** (add A + B + C): $14,000

**Elk/Mayor**  
*Municipality: Carolyn D. K. Sammons  
Name/Mayor/Head of Governing Body  
Signature**

**Franklin/Mayor**  
*Municipality:  
Name/Title of Governing Body Representative  
Signature**

**Elk/Franklin**  
*Municipality: John Salvatore  
Name/Title of Governing Body Representative  
Signature**

**Brian Zimmer**  
Alliance Chairperson  
Signature  
Date

* If a municipality is part of a consortium, a signature and resolution is required from all participating municipalities entering into the agreement. Signatures hereby accept all components of this grant including membership terms, Statement of Assurances and Fiscal Requirements.
RESOLUTION R-105-2021

RESOLUTION OF THE MAYOR AND COMMITTEE OF THE TOWNSHIP OF ELK, COUNTY OF GLOUCESTER AND STATE OF NEW JERSEY AUTHORIZING THE AWARD OF THE TOWNSHIP-ISSUED FIREARM TO RETIRED POLICE CHIEF STEVEN HUGHES IN RECOGNITION OF TWENTY-FIVE (25) YEARS OF SERVICE TO THE TOWNSHIP OF ELK

WHEREAS, Steven Hughes was a Police Chief with the Elk Township Police Department, who retired on July 6, 2021, with twenty-five (25) years of service as a sworn law enforcement officer; and

WHEREAS, Retired Police Chief Steven Hughes was assigned a service firearm which he has utilized during his career as a law enforcement officer with the Elk Township Police Department; and

WHEREAS, Retired Police Chief Steven Hughes has met the State of New Jersey Department of Law Enforcement qualification standards with said firearm; and

WHEREAS, Retired Police Chief Steven Hughes retired in good standing and wishes to retain possession of his Township-issued firearm (Make: Glock; Model: 23; Serial No. BCXU840) effective on the date of his retirement, July 6, 2021; and

WHEREAS, the Township of Elk has no further use of the described firearm and wishes to award retiring Police Chief Steven Hughes with the firearm in recognition of his service to the Township of Elk and as encouragement to other law enforcement officers to have long-term employment in the Department.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Committee of the Township of Elk, County of Gloucester, State of New Jersey, that Retired Police Chief Steven Hughes is awarded his Township-issued firearm in recognition of his twenty-five (25) years of distinguished service to the Elk Township Police Department.

ADOPTED at a Regular Meeting of the Elk Township Committee held October 7, 2021.

TOWNSHIP OF ELK

BY:

CAROLYN D. K. SAMMONS, Mayor

ATTEST:

DEBORA R. PINE, Township Clerk

CERTIFICATION

I hereby certify that the above resolution is a true copy of a resolution adopted by the Township Committee of the Township of Elk, County of Gloucester, State of New Jersey, at a meeting held by the same on October 7, 2021, in the Elk Township Municipal Building, 680 Whig Lane, Monroeville, New Jersey.

DEBORA R. PINE, Township Clerk
BILL APPROVAL
October 7, 2021
Bank Wires, Manual and Interim Checks

GENERAL ACCOUNT:
1) Township of Elk 21000903 $85,552.04
2) State of NJ Division of Pensions 21000919 $31,873.99

ELMER ESCROW:
1) Federici and Akin 21000900 $4,899.00

DOG ACCOUNT:
1) NJ Department of Health 21000933 $8.40
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