

WORK SESSION & REGULAR MEETING OF THE LOWER TOWNSHIP COUNCIL

DECEMBER 3, 2012 - 6:00 P.M.

Meeting called to order.

Opening Announcement
Pledge of Allegiance & Moment of Silence
Roll Call & Determination of Quorum

Swearing in - Councilmember James Neville

Work Session

Review of Consent & Regular Agenda Items

Consent Agenda

Approval of Minutes November 19, 2012
Res. #2012-273 Payment of Vouchers, \$ 512,830.49
Res. #2012-274 Authorizing Increases for Non Union Employees (annual resolution)
Res. # 2012-275 Authorization for Refund of Taxes (2 properties - disabled veterans)
Res. # 2012-276 Authorization to Cancel Uncashed Checks (\$16.49 total - 7 checks)
Res. # 2012-277 Authorization for the Payout of Accumulated Compensatory Time (B. McEwing \$1,508.90)
Res. # 2012-278 Authorization for the Payout of Accumulated Compensatory Time (M. Plenn \$1,694.30)
Res. # 2012-279 Transfer of 2012 Appropriations (\$37,000.00)
Res. # 2012-280 Amending Resolution #2012-13: Designation of Depositories (closing the LLEBG account)
Res. # 2012-281 Rejection of Bids - Millman Community Center (bids exceed appropriation)
Res. # 2012-282 Authorization for Waiver of Fees for Saint John of God Church (lighting improvement permits)
Res. # 2012-283 Authorizing the Advertising For Bids To Purchase Certain Land Owned by the Township of Lower (721 Foster Avenue)

Regular Agenda

Ord. # 2012-21 Salary and Benefit Ordinance for the Township of Lower (annual Ordinance) 2nd reading and public hearing

Administrative Reports

Personnel Action Report
Department Monthly Reports - Treasurer

Council Comments

Call to the Public

Closed Session

Res. #2012- 284 Resolution Providing for a Meeting Not Open to the Public in Accordance with the Provisions of the New Jersey Open Public Meetings Act, N.J.S.A. 10:4-12."(Contract Updates / Employment Relationships)

Return to open session for possible action

Adjournment

Regular & Work Session Meeting Minutes – November 19, 2012

The regular meeting of the Township Council of the Township of Lower, County of Cape May, State of New Jersey was held on November 19, 2012 at 6:00 p.m. in the meeting room of the Township Hall, 2600 Bayshore Road, Villas, New Jersey.

The Clerk announced that the meeting was being held in compliance with the Open Public Meetings Act and that adequate notice of the meeting had been provided according to law.

The following members of Council were present for roll call taken by the Clerk:

- Councilmember Thomas Conrad
- Councilmember Glenn Douglass
- Deputy Mayor Kevin Lare
- Mayor Michael Beck

Also present: Michael Donohue, Solicitor, Michael Voll, Manager and Karen Fournier, Clerk's Office

Work Session

Bill Galestok/ Vince Orlando - Bulkhead relief for Beachfront Residents

Bill Galestok, Lower Township Planning Director, addressed Council regarding Lower Township Planning Board's recommendation to review Dune Ordinance #81-9, in an effort to provide bulkhead relief for beachfront residents.

Vince Orlando, Engineer with Engineering Design Associates, addressed council on behalf of his clients, 4 Lower Township residents, seeking approval for the construction of bulkheads on Beechwood Ave.

Councilmember Glenn Douglass inquired about beach access at Rosewood Avenue.

Manager Mike Voll suggested that beach access be a requirement.

Mike Donahue, Township Solicitor, proceeded with verbiage for a motion by Council. A motion was made by Councilmember Conrad to authorize Engineering Design Associates on behalf of their customers in the area of Beechwood Avenue, to construct a bulkhead as shown on the plan prepared by Engineering Design Associates, dated 11/19/12 on project #6501, with two initial conditions: that the owners would execute an indemnification hold harmless agreement with Township of Lower, and that beach access (steps) for Rosewood Avenue, similar to those at Redwood Avenue, would be included as part of construction. Motion seconded by Councilmember Douglass.

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD	x		x			
DOUGLASS		x	x			
LARE			x			
BECK			x			

Regular & Work Session Meeting Minutes – November 19, 2012

Review of Consent & Regular Agenda Items

Fred Long, Cold Spring, addressed Council regarding Res. #2012-266. He inquired about moving funds from the health insurance line to the capital improvement line. Mayor Beck explained that Township CFO, Lauren Read, recommended the transfer in anticipation of Public Safety possibly moving back over, or other capital improvement projects.

Ed Butler, 7 Delaware Bay Drive, addressed Council regarding Res. #2012-269. Mayor Beck assured Mr. Butler that although the Township is purchasing the equipment for the school, the Township will be Reimbursed from Comcast. Councilmember Conrad added that as a result, Township meetings and notices will be televised through Channel 9. Mr. Butler also expressed his concerns about the bid threshold. Mr. Voll reassured Mr. Butler that the Comcast negotiations were done with Mr. Donahue present and the equipment should not exceed \$15,000. Mr. Voll added that this equipment will enhance the quality of the broadcasts.

Consent Agenda

- Approval of Minutes November 5, 2012
- Res. #2012-263 Payment of Vouchers, \$ 155,109.69
- Res. #2012-264 Approval of Annual Contribution to Volunteers in Medicine (annual \$7,690.)
- Res. #2012-265 Appointment of Karen Fournier as Registrar of Vital Statistics
- Res. #2012-266 Transfer of 2012 Appropriations (\$211,520.00)
- Res. # 2012-267 Authorization to Cancel Outstanding Prior Year Checks (\$26.25)
- Res. # 2012-268 Approval of Change Order No. 1 for Delaware Bay Shore Outfall Extensions, Contract M-7 (net increase of \$35,233.32 and time extension of 21 calendar days)
- Res. # 2012-269 Approval to Purchase Cablecast System for Lower Cape May Regional School District
- Res. # 2012-270 Bid Acceptance and Contract Award for One (1) Freightliner 108SD Single Axle Cab and Chassis or Equal (\$87,795.)
- Res. # 2012-271 Bid Acceptance And Contract Award For One (1) 2011 or Newer Freight Liner Model M2 106V Dump Truck With Snow Plow and Spreader or Equal (\$139,121.)
- Ord. # 2012-21 Salary & Benefit Ordinance For The Township Of Lower (annual ordinance)- 1st Reading - 2nd reading & public hearing December 3, 2012

	MOITON	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD		X	X			
DOUGLASS	X		X			
LARE			X			
BECK			X			

Regular Agenda

Administrative Reports

Personnel Action Report

Regular & Work Session Meeting Minutes – November 19, 2012

Department Monthly Reports: Animal Control, Construction, Dog Licensing, Engineer, Municipal Clerk
Municipal Court, Police Department, Tax Collector, Vital Statistics

Council Comments

Councilmember Conrad congratulated Mayor Beck, Norris Clark and Jim Neville on winning the election. He also reminded everyone, in the spirit of Thanksgiving, to reflect on how much we have to be grateful for and gave thanks to all the residents who helped those who were not so fortunate.

Councilmember Douglass, on behalf of Lower Township, expressed his appreciation to all the members of our community who helped provide relief to our neighboring communities. In addition, he wished everyone a Happy Thanksgiving and reminded us to keep the people up north in our prayers.

Deputy Mayor Lare offered his congratulations to Norris Clark, Jim Neville and Mike Beck on their victory and wished them well. He also congratulated Karen Fournier on her appointment as Registrar, and wished everyone a Happy Thanksgiving.

Mayor Beck announced the following: Tree Lighting Ceremony, November 27 at 7:00 p.m., Chamber of Commerce 6th annual Hospitality Night, November 30 from 5:00-8:00 p.m., Rotary Christmas Parade, December 8 at 7:00 p.m., Home Decorating Contest Deadline, December 14 at 12:00 p.m., judging to take place December 15th and 16th. He also announced the December 17th Council meeting to be held at Township Hall at 6:00 p.m. In addition, Mayor Beck expressed his gratitude for how blessed we are and noted Lower Township as a generous town that recognizes our responsibility to reach out and helps others. He wished everyone a Happy Thanksgiving and encouraged us to continue to pray for those that are still suffering from the storm.

Chris South addressed council on behalf of Socks for Seniors, a program that provides socks for the residents at Crest Haven Nursing Home for Christmas. He spoke briefly about the program and his interest in expanding it beyond the Nursing Home. Mr. South requested a box be put at Township Hall for sock donations.

Mayor Beck announced a message from the Lower Township Chamber of Commerce to support our local businesses by shopping, eating and spending locally this Christmas season.

Call to the Public

Bill Greenfield, Villas, addressed Council asking if the previous bulkhead was turned over to the Township. Mayor Beck replied no.

Ed Butler, Villas, addressed Council to determine who would respond to an emergency call: paramedics or EMS. Councilmember Conrad explained that the nature of the call determines who will come. BLS is the primary responder per state law, ALS does not transport in New Jersey. He also noted that because we now have paramedics stationed in Erma, it has greatly reduced response time in our area.

Regular & Work Session Meeting Minutes – November 19, 2012

Steve Sheftz, Veteran, addressed Council to express his disapproval of how people are being treated. He referenced a particular ad in the Shoppe and an online Herald Spout-off. He stated that he expects people to be honest, fair and open.

George Doherty, Seashore Road, addressed Council regarding charges for Atlantic Care and Lower Township Rescue Squad and his rights to refuse services. Councilmember Conrad advised Mr. Doherty and recommended he not refuse service when needed.

Closed Session

Res. #2012- 272 Resolution Providing for a Meeting Not Open to the Public in Accordance with the Provisions of the New Jersey Open Public Meetings Act, N.J.S.A. 10:4-12.”
(Matters Relating to Employment Relationships)

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD	X		X			
DOUGLASS		X	X			
LARE					X	
BECK			X			

Council Adjourned to Executive Session at 6:46 p.m.

Adjournment

Council returned to open session and there being no further business, motion to adjourn moved By Councilmember Conrad, seconded by Councilmember Douglass. Motion to adjourn unanimous by verbal “ayes”. Meeting adjourned at 7:10pm.

Mayor

Township Clerk

Approved:

P.O. Type: All
Range: First to Last
Format: Condensed

Include Project Line Items: Yes

Open: N Paid: N Void: N
Rcvd: Y Held: Y Aprv: N
Bid: Y State: Y Other: Y Exempt: Y

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
00110 ANCO HOME CENTER*	12-02914	11/05/12	2012 HAUNTED HAYRIDE SUPPLIES	Open	244.14	0.00		
00153 ATLANTIC CITY ELECTRIC*	12-03199	11/26/12	ELECTRIC NOVEMBER 2012	Open	7,229.70	0.00		
00180 AUTO PARTS CO, INC*	12-03151	11/15/12	BRAKE PARTS FOR VEHICLE 6501	Open	300.08	0.00		
00228 AFFORDABLE FIRE SOLUTIONS LLC*	12-02799	10/18/12	ALARM BELL TROUBLE	Open	210.00	0.00		
00351 BELLMWR TRUCK REPAIR*	12-03144	11/15/12	SUPPLILES FOR TRUCK/DPW	Open	1,712.67	0.00		
00370 BLUE CROSS/BLUE SHIELD OF NJ	12-03229	11/27/12	MED-D DECEMBER 2012	Open	2,625.93	0.00		
	12-03238	11/28/12	HEALTH BENEFITS DECEMBER 2012	Open	242,593.33	0.00		
					<u>245,219.26</u>			
00403 BLUE WAVE EXPRESS CAR WASH*	12-03161	11/19/12	CAR WASH-PLANNING/ZONING	Open	5.00	0.00		
00453 MICHAEL SZEMCSAK	11-01386	05/16/11	2011 EQUIP. ALLOWANCE	Open	150.00	0.00		
00455 DALLAS BOHN	11-01362	05/16/11	2011 EQUIP. ALLOWANCE	Open	150.00	0.00		
	12-01307	05/16/12	2012 EQUIP. ALLOWANCE	Open	<u>150.00</u>	0.00		
					300.00			
00611 COUNTY OF CAPE MAY	12-03196	11/26/12	GASOLINE/DIESEL OCTOBER 2012	Open	37,518.66	0.00		
00616 ANIMAL ALLIANCE OF CAPE	12-03165	11/19/12	TNR AND SPAY/NEUTER PROGRAM	Open	250.00	0.00		
00651 MUNICIPAL UTIL AUTH DUMP FEES	12-03195	11/26/12	OCTOBER DUMPING FEES	Open	55,179.51	0.00		
00731 CAPE PORT MARINE*	12-02934	11/08/12	MATERIAL FOR DPW GARAGE	Open	103.17	0.00		
00736 CAPE PRINTING EXPRESS*	12-03133	11/14/12	LETTERHEAD	Open	105.00	0.00		
00775 CAPRIONI PORTABLE TOILETS, INC*	12-03162	11/19/12	PORTABLE TOLIET RENTAL	Open	355.76	0.00		

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
00784	CAPE MAY STAR & WAVE							
	12-03172	11/20/12	ONE INSERTION 11/07/12	Open	60.76	0.00		
	12-03183	11/21/12	NOTICE OF DECISION 11/14/12	Open	<u>25.42</u>	0.00		
					86.18			
00807	CDW-GOVERNMENT INC*							
	12-02712	10/11/12	OFFICE EQUIPMENT	Open	103.13	0.00		
00820	COMCAST OF WILDWOOD* DPW							
	12-03241	11/28/12	MONTHLY INTERNET	Open	102.19	0.00		
00825	COMCAST*							
	12-03203	11/26/12	MONTHLY INTERNET-FIRE/SAFETY	Open	94.19	0.00		
01055	ERIC COOMBS							
	11-01366	05/16/11	2011 EQUIP. ALLOWANCE	Open	149.95	0.00		B
01072	WILLIAM CORDES JR							
	12-03157	11/19/12	CONTRACTUAL REIMBURSEMENT	Open	800.00	0.00		
01239	DIANA L DeNOTE							
	12-03170	11/19/12	CONTRACTUAL REIMBURSEMENT	Open	238.00	0.00		
01641	GALL'S INC*							
	12-01671	06/15/12	POLICE OPERATION SUPPLIES	Open	1,385.00	0.00		
01649	GARDEN STATE HWY PRODUCTS, INC*							
	12-02195	08/13/12	SUPPLIES FOR SIGNS	Open	2,127.50	0.00		
01768	ROBERT HARTMAN JR							
	11-01372	05/16/11	2011 EQUIP. ALLOWANCE	Open	150.00	0.00		
	12-01298	05/16/12	2012 EQUIP. ALLOWANCE	Open	<u>150.00</u>	0.00		
					300.00			
01785	ROBERT HARTMAN SR							
	12-03244	11/28/12	CONTRACTUAL REIMBURSEMENT	Open	299.70	0.00		
01803	HORIZON DENTAL OPTION*							
	12-03228	11/27/12	DECEMBER 2012 DENTAL INSURANCE	Open	15,925.11	0.00		
01859	HESS CORPORATION							
	12-03204	11/26/12	ELECTRICITY 10/22/12-11/19/12	Open	5,836.89	0.00		
02025	HUNTER JERSEY PETERBILT*							
	12-03131	11/14/12	PARTS FOR TRASH TRUCK	Open	47.54	0.00		
02027	JESCO INC*							
	12-03130	11/14/12	PARTS FOR BACKHOE	Open	1,590.30	0.00		
02108	KEEN COMPRESSED GAS CO*							
	12-02688	10/09/12	BOTTLED GAS FOR GARAGE/DPW	Open	118.56	0.00		

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
02247	LAWSON PRODUCTS, INC.*							
	12-02898	11/02/12	SUPPLIES FOR DPW GARAGE	Open	25.46	0.00		
	12-03129	11/14/12	SUPPLIES FOR GARAGE	Open	<u>1,050.50</u>	0.00		
					1,075.96			
02248	LAWMEN SUPPLY*							
	12-01506	06/08/12	BALLISTIC VESTS	Open	4,524.00	0.00		
02334	LOWER TWP CHAMBER OF COMMERCE							
	12-03150	11/15/12	HOSPITALITY NIGHT CONTRIB	Open	4,000.00	0.00		
02749	MODERN GAS COMPANY/INDERGY*							
	12-02902	11/02/12	FUEL- EMERGENCY GENERATOR	Open	73.62	0.00		
03072	NJ STATE LEAGUE OF MUNICIPALITI*							
	12-03184	11/21/12	1/12/13 NEWLY ELECTED OFFICALS	Open	230.00	0.00		
03109	TRU GREEN CHEMLAWN							
	12-00686	03/09/12	FERTILIZER/SLICE SEED	Open	1,815.00	0.00		B
03160	OFFICE BASICS, INC*							
	12-02822	10/23/12	FILE CABINETS	Open	1,039.56	0.00		
	12-02828	10/24/12	GUEST CHAIRS	Open	469.90	0.00		
	12-03132	11/14/12	INK FOR GARAGE PRINTER	Open	<u>76.96</u>	0.00		
					1,586.42			
03179	OFF-SHORE GETTY STATION*							
	12-03125	11/14/12	TOWING FOR 2 VEHICLES-HAYRIDE	Open	225.00	0.00		
03241	SARGENT OSHEA							
	12-03246	11/28/12	CONTRACTUAL REIMBURSEMENT	Open	4,735.32	0.00		
03280	PARAMOUNT SANITARY SUPPLY*							
	12-03126	11/14/12	TRASH BAGS 36X60	Open	415.35	0.00		
03290	PARKWAY VETERINARY HOSPITAL							
	12-03160	11/19/12	SHOTS, MEDICAL, ETC.	Open	727.58	0.00		
03293	BLAINE PAYNTER							
	12-03159	11/19/12	CONTRACTUAL REIMBURSEMENT	Open	61.00	0.00		
03305	PEDRONI FUEL*							
	12-03230	11/28/12	NO LEAD GAS/DPW	Open	1,373.84	0.00		
03350	MICHAEL PERRY							
	11-01382	05/16/11	2011 EQUIP. ALLOWANCE	Open	150.00	0.00		
	12-01285	05/16/12	2012 EQUIP. ALLOWANCE	Open	<u>108.87</u>	0.00		B
					258.87			
03366	AMERI-GAS*							
	12-03222	11/27/12	FUEL FOR BENNETS CROSSING	Open	323.54	0.00		

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
03372 JOHN PIGGOT	12-03158	11/19/12	CONTRACTUAL REIMBURSEMENT-V	Open	215.00	0.00		
03466 R & R SPECIALTIES	12-03171	11/19/12	DESK WEDGES-COUNCIL	Open	50.00	0.00		
03518 RIGGINS, INC.*	12-02970	11/13/12	HIGHWAY DIESEL	Open	1,343.25	0.00		
	12-03192	11/21/12	OFF HIGHWAY DIESEL	Open	<u>1,730.55</u>	0.00		
					3,073.80			
03521 LOUIS RUSSO	12-03182	11/21/12	CONTRACTUAL REIMBURSEMENT	Open	95.68	0.00		
03553 RANSOME INTERNATIONAL, LLC*	12-02896	11/02/12	PARTS FOR COUNTY VEHICLE	Open	659.63	0.00		
03611 SERVICE TIRE TRUCK CENTERS*	12-02895	11/02/12	TIRES/RDS/SANT/RECY/DPW	Open	3,388.99	0.00		
03619 THOMAS SOLENSKI	12-03181	11/21/12	CONTRACTUAL REIMBURSEMENT-V	Open	260.96	0.00		
03692 SOUTH JERSEY GAS CO*	12-03198	11/26/12	GAS NOVEMBER 2012	Open	2,614.83	0.00		
03723 STAPLES, INC.*	12-03135	11/14/12	SUPPLIES	Open	158.29	0.00		
03820 MUNICIPAL UTIL. AUTH ON CALL	12-02901	11/02/12	ONE CALL MESSAGES	Open	112.66	0.00		
03969 VERIZON	12-03243	11/28/12	PHONES 11/13/12-12/12/12	Open	3,946.82	0.00		
03971 VERIZON WIRELESS	12-03147	11/15/12	VERIZON - MDT	Open	645.12	0.00		
04101 SPANKY'S BBQ CATERING*	12-02722	10/11/12	FOOD FOR THE HAUNTED TRAILS	Open	250.00	0.00		
04105 PITNEY BOWES GLOBAL FINANCIAL	12-00131	01/12/12	2012 POSTAGE LEASE	Open	451.00	0.00		B
04126 NICK OLEXA	12-03122	11/14/12	REF PAYMENT FOR SOCCER	Open	200.00	0.00		
04300 W B MASON CO INC*	12-02589	09/27/12	SUPPLIES	Open	390.66	0.00		
	12-02833	10/24/12	CALENDERS/MISC SUPPLIES	Open	<u>454.61</u>	0.00		
					845.27			

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
04320 PREMIER OFFICE SUPPLY*	12-02965	11/13/12	2013 CALENDERS	Open	55.36	0.00		
05071 SHORE SOUND ENTERTAINMENT*	12-02844	10/25/12	MOVIE FOR HAUNTED TRAILS 10/27	Open	350.00	0.00		
05074 KG MARINE CONTRACTING INC*	12-02673	10/09/12	RES 2012-236 OUTFALL PIPES M-7	Open	78,490.55	0.00		B
05078 JAY GRESS INC*	12-02869	10/31/12	BULK MOTOR OIL/GARAGE/DPW	Open	4,846.62	0.00		
BISCEGLI ANDY & EMILY BISCEGLIE	12-03216	11/27/12	REFUND OVER OVERPAYMENT-TAXES	Open	4,385.55	0.00		
BROOKSK KAREN R BROOKS	12-03190	11/21/12	FINGERPRINT CHEERLEADING COACH	Open	26.00	0.00		
CARROLL TERRY A CARROLL	12-03071	11/13/12	GENERAL ELECTION 2012	Open	200.00	0.00		
CARROT CARROT-TOP INDUSTRIES, INC*	12-02906	11/02/12	FLAGS	Open	198.99	0.00		
CITIM CITIMORTGAGE, INC	12-03218	11/27/12	REFUND OVERPAYMENT DUE-TAXES	Open	1,824.55	0.00		
CWEBER COLLEEN WEBER	12-02805	10/19/12	REFUNDS-SOCCER	Open	61.00	0.00		
DHAUCK DUANE R. HAUCK	12-03227	11/27/12	RETURN ESCROW-STREETOPENPERMIT	Open	700.00	0.00		
RABINO NACASIO & ANICETA RABINO	12-03217	11/27/12	REFUND OVERPAYMENT DUE-TAXES	Open	231.80	0.00		
Total Purchase Orders: 84				Total P.O. Line Items: 241	Total List Amount: 507,851.16	Total Void Amount: 0.00		

**Resolution # 2012-273
MANUAL CHECK LISTING**

<u>Vendor</u>	<u>PO#</u>	<u>Description</u>	<u>Amount</u>
WAWA	12-03154	Supplies needed for SWAT	\$ 179.33
Systems and Network Engineers	12-03175	Network Engineer 11/20/12-11/19/13	\$ 4,800.00
			<hr/>
Total Manual Checks:			\$ 4,979.33
Total brought forward from computer generated bill list:			\$ 507,851.16
 TOTAL BILL LIST:			 <u>\$ 512,830.49</u>

I hereby certify the foregoing to be a Resolution adopted by the Township of Council at a meeting held on December 3, 2012

Julie A Picard, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD						
NEVILLE						
DOUGLASS						
LARE						
BECK						

TOWNSHIP OF LOWER, COUNTY OF CAPE MAY, STATE OF NEW JERSEY

RESOLUTION # 2012-274

TITLE: AUTHORIZING INCREASES FOR NON UNION EMPLOYEES

WHEREAS, the Township has negotiated contracts with the Lower Township Teamsters Union #676, PBA Local 59 and AFSCME District Council #71; and

WHEREAS, the Township is currently in negotiations with the Lower Township Supervisor's Union and AFSCME Recreational Aides; and

WHEREAS, certain employees and titles are not covered by any union.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Lower that certain non-union employees as shown on the attached list be granted increases as noted on Schedule A.

I hereby certify the foregoing to be a Resolution adopted by the Township Council at a meeting held on December 3, 2012.

Julie A. Picard, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD						
NEVILLE						
DOUGLASS						
LARE						
BECK						

Schedule "A"

Increase Pursuant to AFSCME Union Contract 2012 – 2016

<u>Department</u>	<u>Employees</u>	<u>Title</u>
Manager	Kreis, Eileen	Principal Clerk Typist
Construction	Neill, James	Fire Sub-Code official (pt)

Seasonal Pool Employees

Recreation	New Ticket Takers – 8.00 per hour Returning Ticket Takers - 8.25
Recreation	New Lifeguards 10.50 per hour Returning Lifeguards – .25 above previous salary

Increase Pursuant to Teamsters Union Contract 2012 – 2016

<u>Department</u>	<u>Employees</u>	<u>Title</u>
Public Safety	Montgomery, Donald	Animal Control Officer
Public Safety	Parker, Stephen	Animal Control Officer
Public Safety	Magnavita, Zachary	Animal Control Officer

TOWNSHIP OF LOWER, COUNTY OF CAPE MAY, STATE OF NEW JERSEY

RESOLUTION #2012-275

TITLE: AUTHORIZATION FOR REFUND OF TAXES

WHEREAS, the Township Tax Collector has certified an overpayment due to the reasons listed below:
and

WHEREAS , a refund is due.

NOW, THEREFORE BE IT RESOLVED, by the Township Council of the Township of Lower, County of Cape May, State of New Jersey that the CFO/Treasurer be and the same is authorized and directed to refund the overpayments according to the Tax Collector's certification on file with the CFO/Treasurer.

<u>Block</u>	<u>Lot</u>	<u>Refund To</u>	<u>Reason</u>	<u>Tax</u>
497.01	24.05	Andy & Emily Bisceglie	disabled veteran	4,385.55
499.02	10	Citimortgage	disabled veteran	1,824.55
499.02	10	Nacasio & Aniceta Rabino	disabled veteran	231.80

I hereby certify the foregoing to be a resolution adopted by the Township Council at a meeting held on December 3, 2012.

Julie A. Picard, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD						
NEVILLE						
DOUGLASS						
LARE						
BECK						

TOWNSHIP OF LOWER, COUNTY OF CAPE MAY, STATE OF NEW JERSEY

RESOLUTION #2012-276

Title: AUTHORIZATION TO CANCEL UNCASHED CHECKS

WHEREAS, the Municipal Court checks listed below have been returned in the mail and payees are unable to locate; and

WHEREAS, the Chief Financial Officer has requested that such checks be officially canceled in order to properly maintain the Township records, and

WHEREAS, the checks will be turned over to the Current Fund for proper disposition according to accounting regulations regarding unclaimed property.

NOW, THEREFORE BE IT RESOLVED by the Township Council that the following list of checks are hereby canceled.

Date Payee Ck. # Amt.

ACCOUNT: COURT GENERAL

4/8/2011	Joel Gonzalez	1304	1.00
4/8/2011	Alexander Christoph	1305	1.00
4/8/2011	Brian Wunder	1307	1.00
8/11/2011	Basiligo Rivera	1366	1.00
8/11/2011	Sandra Johnson	1367	0.99
10/18/2011	Thomas Ottara	1394	0.50

5.49

ACCOUNT: COURT BAIL

6/17/2011	Melissa Conlin	10003	11.00
-----------	----------------	-------	-------

11.00

I hereby certify the foregoing to be a resolution adopted by the Township Council on December 3, 2012.

Julie Picard, RMC, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD						
NEVILLE						
DOUGLASS						
LARE						
BECK						

**TOWNSHIP OF LOWER, COUNTY OF CAPE MAY, STATE OF NEW JERSEY
RESOLUTION # 2012-277**

**Title: AUTHORIZATION FOR THE PAYOUT OF ACCUMULATED
COMPENSATORY TIME**

WHEREAS, the employee listed below has accrued compensatory time due from the Township and has requested payment for this time, and

WHEREAS, it is necessary to obtain authorization for any salary and wage disbursement to a Township employee that is not specified in the salary ordinance, and

WHEREAS, it has been determined by the Township Treasurer as evidenced by signature  that adequate funding is available for such payment in the current year's budget for Salaries and Wages.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Township of Lower that payment to Brian McEwing in the amount of \$1,508.90 is authorized and chargeable to the 2012 Budget account 2-01-25-240-124.

**I hereby certify the foregoing to be a resolution adopted by the
Township Council on December 3, 2012.**

Julie A. Picard, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD						
NEVILLE						
DOUGLASS						
LARE						
BECK						

LOWER TOWNSHIP POLICE DEPARTMENT

SPECIAL REPORT

TO: Chief Marker

FROM: Ptl. McEwing

DATE: 11-15-2012

SUBJECT: Comp Time

Sir,

I am writing to formally request to cash out forty (40) hours of compensatory time to pay for the deposit reserving the date for my wedding in the coming year.

Respectfully Submitted,



Brian McEwing
Patrolman Badge #185



C	File	Officer	Comments
	11-16-12	LT. Pam Budy	
	11-28-12	Chief Marker	approved.

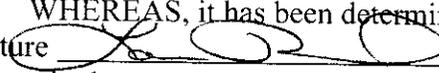
Hourly = 37.7226
1508.90

**TOWNSHIP OF LOWER, COUNTY OF CAPE MAY, STATE OF NEW JERSEY
RESOLUTION # 2012-278**

**Title: AUTHORIZATION FOR THE PAYOUT OF ACCUMULATED
COMPENSATORY TIME**

WHEREAS, the employee listed below has accrued compensatory time due from the Township and has requested payment for this time, and

WHEREAS, it is necessary to obtain authorization for any salary and wage disbursement to a Township employee that is not specified in the salary ordinance, and

WHEREAS, it has been determined by the Township Treasurer as evidenced by signature  that adequate funding is available for such payment in the current year's budget for Salaries and Wages.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Township of Lower that payment to Mitchell Plenn in the amount of \$1,694.30 is authorized and chargeable to the 2012 Budget account 2-01-28-370-101.

**I hereby certify the foregoing to be a resolution adopted by the
Township Council on December 3, 2012.**

Julie A. Picard, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD						
NEVILLE						
DOUGLASS						
LARE						
BECK						

Lower Township Department of Parks & Recreation

Mitchell B. Plenn

Asst. Supt. of Parks & Recreation

Jim Ridgway

Asst. Supt. of Parks & Recreation

2600 Bayshore Road
Villas, New Jersey 08251

Telephone (609) 886- 7880 ext.8

Fax (609) 886-7838

E-mail recreation@townshipoflower.org

To: Treasurer's Office

Attn: Lauren Read

From: Mitchell B. Plenn

Re: Comp Time Buyback

Date: November 23, 2012

2-01-28. 370-101

At this time I would like to request the opportunity to sell back sixty (60) hours of comp time . I understand that this is only available after the determination of funds has been completed. Any considerations given to this request would be greatly appreciated. Thanking you in advance.

OK
M

**TOWNSHIP OF LOWER, COUNTY OF CAPE MAY, STATE OF NEW JERSEY
RESOLUTION #2012- 280**

Title: Amending Resolution #2012-13: Designation of Depositories

WHEREAS, the following bank account was opened with grant funds that have since been expended and;

WHEREAS, it has been determined by the Chief Financial Officer that there is no longer a need to maintain this bank account;

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of Lower, State of New Jersey that the following account be closed and the remaining funds \$29.65 be transferred to the Current Fund.

Bank: Sturdy Savings

Account Title: Local Law Enforcement Block Grant

I hereby certify the foregoing to be a resolution adopted by the Township Council at a meeting held on December 3, 2012.

Julie Picard, RMC, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD						
NEVILLE						
DOUGLASS						
LARE						
BECK						

TOWNSHIP OF LOWER, COUNTY OF CAPE MAY, STATE OF NEW JERSEY

RESOLUTION #2012 - 281

TITLE: REJECTION OF BIDS - MILLMAN CENTER RENOVATIONS

WHEREAS, Lower Township advertised a bid for the Millman Center Renovations October 31, 2012, and five (5) sealed bids were received by the Township QPA on November 29, 2012; and

WHEREAS, the bids were opened and reviewed by the QPA, Construction Official and Blaine Steinman Architects; and

WHEREAS, the Township is rejecting all of the bids as per 40A:11-13.2, the bids exceed the amount the Township has appropriated for the goods or services.

NOW, THEREFORE, BE IT RESOLVED by the Township Council, of the Township of Lower that all five (5) bids are hereby rejected.

I hereby certify the foregoing to be a resolution adopted by the Township Council on December 3, 2012.

Julie A. Picard, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD						
NEVILLE						
DOUGLASS						
LARE						
BECK						

TOWNSHIP OF LOWER, COUNTY OF CAPE MAY, STATE OF NEW JERSEY

RESOLUTION #2012-282

TITLE: AUTHORIZATION FOR WAIVER OF FEES FOR SAINT JOHN OF GOD CHURCH

WHEREAS, Saint John of God, located at 680 Townbank Road is installing lighting improvements to the parking area; and

WHEREAS, Saint John of God is a charitable non- profit organization and has requested the Township waive any and all permit fees associated with their application; and

WHEREAS, the Township Council has reviewed their request and deems it appropriate to support local charitable organizations and non-profit organizations that support and enhance the township and its community.

NOW, THEREFORE, BE IT RESOLVED that all permissible Township permit fees associated with the Saint John of God application be waived.

I hereby certify the foregoing to be a resolution adopted by the Township Council at a meeting held on December 3, 2012.

Julie A. Picard, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD						
NEVILLE						
DOUGLASS						
LARE						
BECK						

TOWNSHIP OF LOWER, COUNTY OF CAPE MAY, STATE OF NEW JERSEY

RESOLUTION # 2012- 283

TITLE: RESOLUTION AUTHORIZING THE ADVERTISING FOR BIDS TO PURCHASE CERTAIN LAND OWNED BY THE TOWNSHIP OF LOWER

WHEREAS, the property described on Exhibit A attached hereto and by this reference made a part hereof is located in the Township of Lower, County of Cape May is owned by the Township of Lower ("Township") and is not needed for public purposes; and

WHEREAS, it is in the best interest of the Township to advertise the Property for public sale to the highest bidder.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Lower, County of Cape May, State of New Jersey, as follows:

1. The Property shall be advertised for public sale pursuant to all requirements and procedures set forth in the Local Lands and Buildings Law (*N.J.S.A. 40A:12-1 et seq.*) subject to the following conditions:

(a) Bids shall be received by the Township or its agent on March 6, 2013 at 10:00 a.m. at the Township Clerk's Office, 2600 Bayshore Road, Villas, New Jersey, in the manner of a public auction in accordance with the procedures to be announced by the Township or its agent.

(b) All bids shall be referred to the Township Council for review and final approval pursuant to *N.J.S.A. 40A:12-13(a)*. The Township reserves the right to accept the highest bid or to reject any and all bids under either condition described in subsection (g) below, including the highest bid, and shall make its decision known by resolution within thirty (30) days after bids are received.

(c) A ten percent (10%) auction buyer's premium fee will be added to the high bid price, which sum will become the total sale price.

(d) Bidders shall make payments as follows:

15% Upon the close of bidding; plus

85% Certified funds on or before sixty (60) days after the bids are accepted by the Township Council.

(e) Upon the close of bidding, the highest bidder, as designated by the Township Clerk, shall submit cash, certified funds or personal check in the amount of 15% of his or her bid and shall immediately execute an offer to purchase at his or

her bid price, which offer shall include, without limitation, the terms and conditions specified on the form of contract. Said offer shall be irrevocable.

(f) Title shall be conveyed by bargain and sale with covenants against grantor's acts with final payment to be made as described in subsection (c) above at a closing to be arranged between the purchaser and the Township pursuant hereto.

(g) Bids shall be received for the property subject to the Township's right to reject any and all bids.

(h) Failure to comply with any of the above requirements or to close on or before the date required, which shall be of the essence, shall entitle the Township to rescind prior bid approval, terminate any and all rights of the designated bidder in the Property and retain all monies theretofore deposited as liquidated damages.

(i) The purchaser shall be responsible for terminating any and all existing tenancies.

(j) All Properties are conveyed subject to existing zoning regulations, easements, other restrictions, such facts as an accurate survey would reveal and any present or future assessments for the construction of improvements benefitting the Properties.

(k) The Properties will be sold "as is" and without any representations or warranties of the Township.

I hereby certify the foregoing to be a resolution adopted by the Township Council on December 3, 2012

Julie A. Picard, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD						
NEVILLE						
DOUGLASS						
LARE						
BECK						

0505 BLOCK 747.03 LOT 9.02
-----OWNER INFORMATION-----

QUAL. UPDATED ON 031292
-----PROPERTY INFORMATION-----

TOWNSHIP OF LOWER
2600 BAYSHORE ROAD
VILLAS, NJ 08251

DED AMT #OWN 01
BANK# MORT# SS#

PROP LOC: 721 FOSTER AVENUE
PROPERTY CLASS 15C ACCOUNT#
BLDG DESC
LAND/ACRE 7400 SF / .16
ADDITIONL LOTS

ZONE MAP 1002 USER#1 #2
BULT 0000 UNITS BCLASS

-----SALES INFORMATION-----
DATE BOOK PAGE PRICE PCD NU 4TYPE

VCS 136 SFLA 00000
-----TENANT REBATE-----

CUR:
-1:
-2:

---VALUES---
LAND 12800
IMPR

BASE YR TAXES FLAG
12 .00 N

-----EXEMPT PROPERTY DATA-----

EPL CD 0409622 STAT. 54:04-03.03
FACILITY PARK
INIT FILE FUR FILE
ASMT CODE

EXM1
EXM2
EXM3
EXM4

-----TAXES-----
12 TOTAL .00
13 HALF1 .00
13 TOTAL .00
14 HALF1 .00
SPECTAX CDS: F02

NET 12800
OLDID:

NEXT ACCESS: BLK LOT QUAL
EN=CHANGE F1=NO ACTION F3=ASSMT HISTORY F5=RECORD CARD F7=MORE

TOWNSHIP OF LOWER, COUNTY OF CAPE MAY, STATE OF NEW JERSEY

ORDINANCE #2012-21

SALARY AND BENEFIT ORDINANCE FOR THE TOWNSHIP OF LOWER

Be It Ordained by the Township Council, the governing body of the Township, County of Cape May, State of New Jersey that the following ranges and rates of pay are established as follows, exclusive of longevity:

TOWNSHIP COUNCIL

Mayor	15,000.00	to	15,500.00
Councilmembers	12,000.00	to	12,500.00

NON-UNION ADMINISTRATIVE/MANAGEMENT PERSONNEL

Township Manager	85,000.00	to	120,000.00
Township Clerk	74,000.00	to	87,000.00
Chief Financial Officer	77,000.00	to	94,000.00
Assistant Township Clerk	46,000.00	to	53,000.00
Director of Personnel	70,000.00	to	90,000.00

NON-UNION POLICE PERSONNEL

Chief of Police	107,584.00	to	130,000.00
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SUPERIOR OFFICERS - POLICE

Police Captain	100,034.00	to	128,000.00
Police Lieutenant	94,000.00	to	119,000.00

SUPERVISORS UNION

General Supervisor Public Works	59,000.00	to	75,000.00
Tax Assessor	60,000.00	to	90,000.00
Tax Collector	60,000.00	to	90,000.00
Construction Official	52,000.00	to	80,000.00
Supt. Recreation Parks	56,000.00	to	85,000.00
Supt. of Public Works	75,000.00	to	100,000.00
Planning Director	60,000.00	to	90,000.00
Court Administrator	55,000.00	to	85,000.00
Co-ordinator Fed. & State Aid	50,000.00	to	75,000.00
Deputy Court Administrator	45,000.00	to	55,000.00
Supervisor of Garage Services	66,000.00	to	76,000.00
Supervisor Building, Grounds	59,000.00	to	76,000.00
Qualified Purchasing Agent	45,000.00	to	68,000.00
Purchasing Agent	45,000.00	to	68,000.00

AFSCME

Cashier	26,966.00	to	38,000.00
Clerk Typist	26,966.00	to	42,000.00
Clerk	26,966.00	to	42,000.00
Assessing Clerk	26,966.00	to	42,000.00
Assessing Clerk Typist	26,966.00	to	42,000.00
Tax Clerk	26,966.00	to	42,000.00
Building Maintenance Worker	26,966.00	to	38,000.00
Building Service Worker	26,966.00	to	38,000.00
Account Clerk-Typing	26,966.00	to	42,000.00

Computer Operator	26,966.00	to	42,000.00
Senior Tax Clerk	30,567.00	to	45,000.00
Senior Police Records Clerk	30,567.00	to	45,000.00
Senior Account Clerk	30,567.00	to	45,000.00
Senior Assessing Clerk	30,567.00	to	45,000.00
Senior Clerk Typist	30,567.00	to	45,000.00
Senior Clerk Stenographer	30,567.00	to	45,000.00
Senior Telephone Operator/Receptionist	30,567.00	to	45,000.00
Senior Computer Operator	30,567.00	to	45,000.00
Code Enforcement Officer	30,567.00	to	45,000.00
Registrar of Vital Statistics	30,567.00	to	45,000.00
Assessing Aide	34,168.00	to	52,000.00
Senior Code Enforcement Officer	34,168.00	to	52,000.00
Principal Clerk	34,168.00	to	58,000.00
Principal Account Clerk	34,168.00	to	58,000.00
Principal Assessing Clerk	34,168.00	to	58,000.00
Principal Clerk Stenographer	34,168.00	to	58,000.00
Principal Clerk Typist	34,168.00	to	58,000.00
Supervising Computer Operator	34,168.00	to	58,000.00
Building Inspector	37,769.00	to	52,000.00
Building Subcode Official	37,769.00	to	52,000.00
Plumbing Subcode Official	37,769.00	to	52,000.00
Plumbing Inspector	26,062.00	to	52,000.00
Plumbing Inspector (P/T)	10,000.00	to	30,000.00
Electrical Subcode Official	37,769.00	to	52,000.00
Electrical Inspector	26,062.00	to	52,000.00
Electrical Inspector (PT)	10,000.00	to	30,000.00
Fire Protection Inspector	26,062.00	to	52,000.00
Fire Protection Inspector (PT)	10,000.00	to	30,000.00
Assistant Zoning Officer	37,769.00	to	52,000.00
Assistant Tax Collector	37,769.00	to	52,000.00
Assistant Treasurer (FT)	37,769.00	to	52,000.00
Assistant Superintendent of Recreation	37,769.00	to	52,000.00
Public Safety Telecommunicator or Trainee	30000.00	to	50,000.00
Relief Public Safety Telecommunicator or Trainee	14.42 hr.	to	17.33 hr.
Violations Clerk	30,567.00	to	41,000.00

POLICE PERSONNEL

Police Sergeant	86,051.00	to	94,074.00
Police Officer	33,000.00	to	101,889.00
Special Law Enforcement Officer (Class I)	7.25 hr.	to	10.00 hr.
Special Law Enforcement Officer (Class II)	11.00 hr.	to	16.00 hr.
Special Law Enforcement Officer - without Police Academy Certification			Applicable Minimum Wage Established by Department of Labor

PUBLIC WORKS PERSONNEL

Equipment Operator	23.81	to	27.30 hr.
Supervising Equipment Operator	25.82	to	29.48 hr.
Motor Broom Driver	22.58	to	25.97 hr.
Mechanic	26.50	to	30.21 hr.
Mechanics Helper	24.14	to	27.66 hr.
Senior Mechanic/Diesel	28.25	to	32.11 hr.
Maintenance Repairer	23.06	to	26.49 hr.
Sr. Maintenance Repairer	26.43	to	28.05 hr.

Laborer	14.42	to	25.16 hr.
Supervising Laborer	23.84	to	27.34 hr.
Rec. Parks Maintenance Worker/Groundskeeper	17.42	to	22.13 hr.
Electrician	22.64	to	26.04 hr.
Sign Maker/Wood & Metal	22.17	to	25.53 hr.
Senior Groundskeeper	19.03	to	22.13 hr.
Temporary Laborers	14.42	to	16.58 hr.
Animal Control Officer	21.83	to	25.16 hr.

OTHER EMPLOYEES

Deputy Manager	2,600.00	to	3,500.00
Court Attendant	8,000.00	to	9,000.00
Township Prosecutor	18,500.00	to	25,000.00
Municipal Judge	40,000.00	to	48,000.00
Public Defender	11,000.00	to	15,000.00
Recording Secretary Planning/Zoning Board	3,500.00	to	4,000.00
Fire Subcode Official	12,000.00	to	15,000.00
Safety Coordinator	3,000.00	to	4,000.00
District Recycling Coordinator	250.00	to	2,000.00
Emergency Management Coordinator	6,900.00	to	8,000.00
Dep. Emergency Management Coordinator	2,000.00	to	3,000.00
Code Enforcement Officer Trainee	9.00 hr.	to	12.00 hr.
Assistant Treasurer (PT)	6,900.00	to	8,000.00
Tax Search Officer	3,000.00	to	3,500.00
Terminal Agency Coordinator	1,500.00	to	1,500.00
Animal Control (PT)	4,000.00	to	10,000.00

HOURLY EMPLOYEES

Lifeguard/Swimming Instructor	10.00	to	13.00 hr.
Recreation Aide	9.76	to	14.00 hr.
Senior Citizen Program Aide	9.76	to	14.00 hr.
Ticket Taker	7.25	to	10.00 hr.

BUREAU OF FIRE SAFETY

Fire Official	72,000.00	to	85,000.00
Fire Inspector	30,000.00	to	48,000.00
Fire Prevention Specialist (FT)	30,000.00	to	48,000.00
Fire Prevention Specialist (PT)	8.00	to	12.00 hr.
Fire Safety Board Members	1,000.000 Annually		

Section 2. Township employees shall receive longevity pay as follows in accordance with their years of service and pursuant to negotiated contracts. Permanent employees not included in any bargaining unit shall also receive longevity pursuant to established policy.

Section 3. Owners of private automobiles that are used for travel in connection with Township business shall be reimbursed for the use of said automobiles in accordance with the business use mileage rate established by the Internal Revenue Service in the year in which the travel occurred. All employees who do use their personal cars for Township business must furnish the Department of Revenue & Finance with a Certificate of Insurance supplied by the employee's insurance agent.

Section 4. Whenever a salary range is provided in this ordinance, the Township Council pursuant to the Lower Township Administrative Code and pursuant to contract shall determine the salary of the employees involved in the range, such determination to be made on the basis of time holding the position, experience, ability and performance. The Township shall not be obligated with respect to any employee to grant an increase in any year, except as may be provided by contract.

A. The Township Clerk shall be granted the same salary increase as shall be agreed for the Township Chief Financial Officer/Treasurer, Township Tax Assessor and Township Tax Collector pursuant to contract and New Jersey State Statute.

B. Permanent managerial/confidential employees not part of any bargaining unit by nature of their position shall continue to be governed by and receive the same benefits pursuant to the union contract which governs their annual increase.

C. All other non-union personnel shall be granted such salary increases as approved by the Township Council.

Section 5. The Chief Executive Official is hereby authorized to adopt a group hospitalization plan and other insurance plans pursuant to contract and to provide that such premiums be paid by the Township of Lower.

Section 6. The Township Council is hereby authorized to award overtime pay at the rate of one and one half of the regular rate, in accordance with the Federal Labor Standards Act applicable thereto, pursuant to contracts for all employees.

Section 7. This ordinance shall take effect immediately upon final passage and publication according to law, retroactive to January 1, 2012.

Section 8. All other ordinances in conflict or inconsistent with this Ordinance are hereby repealed to the extent of such conflict or inconsistency.

Thomas Conrad, Councilmember

James Neville, Councilmember

Glenn Douglass, Councilmember

Kevin Lare, Deputy Mayor

Michael E. Beck, Mayor

Adopted:

Attest: _____
Julie A. Picard, Township Clerk

PERSONNEL ACTIONS

Report for Council Meeting of 12/03/12

<u>Department</u>	<u>Name</u>	<u>Eff. Date</u>	<u>Replaces</u>	<u>Action</u>	<u>Title</u>	<u>Budgeted Item</u>
DPW	Rogers, Dan	11/19/12		new hire	temp laborer	yes

Date of report 11/11/29/12

c: Manager
Clerk
Payroll
Asst. Treasurer
Personnel Director
Bulletin Board
File

OUTSTANDING CHECKS

PRIOR

OCT

DIT'S

06/19/12	47711	54.00	48442	1,164.66
8/22/2012	48191	11.58	48490	30.00
			48492	26.25
	48208	30,000.00	48493	20.00
	48328	174,366.00	48495	115.40
	48351	226.01	48496	30.00
			48508	26.04
			48520	350.00
			48524	1,260.00
			48535	608.15
			48551	1,400.00
			48555	232.00
			48562	637.96
			48566	1,500.00
			48573	31.00
			48577	2,939.04
			48578	3,918.72
			48579	1,306.24
			48580	1,495,251.40
			DUE GRANTS	33,418.00

123.12
1,395.49
1,138.00
166.00
214,686.24
71,097.78
130,158.63
125,263.41
72,205.40
225.00
48.00
5,416.65
787.18
312.00
1,130.44
383,343.01
2,818.35
7,688.39
97.97
1,630.00
504.00

204,657.59
TOTAL OUTSTANDING CHECKS

1,544,264.86
1,748,922.45

1,020,235.06

TOWNSHIP OF LOWER, COUNTY OF CAPE MAY, STATE OF NEW JERSEY

RESOLUTION # 2012- 284

TITLE: A RESOLUTION PROVIDING FOR A MEETING NOT OPEN TO THE PUBLIC IN ACCORDANCE WITH THE PROVISIONS OF THE NEW JERSEY OPEN PUBLIC MEETINGS ACT, N.J.S.A. 10:4-12.”

WHEREAS, the Township Council of the Township of Lower is subject to certain requirements of the Open Public Meetings Act, N.J.S.A 10:4-6, et seq., and

WHEREAS, the Open Public Meetings Act, N.J.S.A. 10:4-12, provides that an Executive Session, not open to the public, may be held for certain specified purposes when authorized by Resolution, and

WHEREAS, it is necessary for the Township Council of the Township of Lower to discuss in a session not open to the public certain matters relating to the item or items authorized by N.J.S.A. 10:4-12b and designated below:

- _____ (1) **Matters Required by Law to be Confidential:** Any matter which, by express provision of 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) **Matters Where the Release of Information Would Impair the Right to Receive Funds:** Any matter in which the release of information would impair a right to receive funds from the Government of the United States.
- _____ (3) **Matters Involving Individual Privacy:** Any material the disclosure of which constitutes an unwarranted invasion of individual privacy such as any records, data, reports, recommendations, or other personal material of any educational, 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 (or, in the case of a minor or incompetent, his guardian) shall request in writing that the same be disclosed publicly.
- X** (4) **Matters Relating to Collective Bargaining Agreement:** Any 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 of Acquisition of Real Property or the Investment of Public Funds:** Any matter involving the purchase, lease 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 relating to Public Safety and Property:** Any tactics and techniques utilized in protecting the safety and property of the public, provided that their disclosure could impair such protection. Any investigations of violations of possible violations of the law.
- _____ (7) **Matters Relating to Litigation, Negotiations and the Attorney-Client Privilege:** any pending or anticipated litigation or contract negotiation in which the public body is, or may become a party. 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.

X (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 the individual employees or appointees whose rights could be adversely affected request in writing that such matter or matters be discussed at a public meeting.

 (9) Matters Relating to the Potential Imposition of a Penalty: Any deliberations of a public body occurring after a public hearing that may result in the imposition of a specific civil penalty upon the responding party or the suspension or loss of a license or permit belonging to the responding party bears responsibility.

NOW, THEREFORE, BE IT RESOLVED by the Township council of the Township of Lower, assembled in public session on December 3, 2012 that an Executive Session closed to the public shall be held on this date at approximately _____ P.M. in the Conference Room of the Township Hall, 2600 Bayshore Road, Villas for the discussion of matters relating to the specific items designated above.

It is anticipated that the deliberations conducted in closed session may be disclosed to the public upon the determination of the Township Council that the public interest will no longer be served by such confidentiality.

I hereby certify the foregoing to be a resolution adopted by the Township Council on December 3, 2012.

Julie A. Picard, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD						
NEVILLE						
DOUGLASS						
LARE						
BECK						