

WORK SESSION & REGULAR MEETING OF THE LOWER TOWNSHIP COUNCIL

WEDNESDAY, July 6, 2016 - 7:00 P.M.

Meeting called to order.

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

Work Session

Engineer Report
MUA Water Project Update – Mike Chapman

Consent Agenda

Approval of Minutes June 20, 2016
Res. #2016-194 Payment of Vouchers \$ 542,452.24
Res. #2016-195 Unclaimed Redemption Monies (\$ 387.29)
Res. #2016-196 Authorizing Payout of Terminal Leave (S.Lafferty \$1,756.49)
Res. #2016-197 A Resolution Approving the Agreement of Sale of Certain Real Property Located in the Township of Lower (Diamond Beach Lot \$400,000)
Res. #2016-198 Bid Acceptance and Contract Award for Electrical Services for Various Locations in Lower Township (Megonigal Electric, LLC)
Res. #2016-199 Authorizing the Payout of Terminal Leave (E.Byrne \$32,395.01)
Res. #2016-200 Approval for Whale of a Day Festival (July 9, 2016)
Res. #2016-201 Bid Acceptance and Contract Award for Mobile Office/Container (\$12,230)

Regular Agenda

Ordinance #2016-05 An Ordinance Amending Chapter 529, Secondhand Merchants and Dealers of Precious Metals of the Code of the Township of Lower -- This is the second reading and public hearing of this Ordinance. This Ordinance has been posted, published and made available to the public.

Administrative Reports

Police

Council Comments

Call to the Public

Closed Session

Res. #2016-202 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. **PERSONNEL ISSUE / SUPERVISOR CONTRACT**

Return to Open Session

Res. #2016-203 A Resolution Ratifying the Memorandum of Understanding Between Lower Township and the Lower Township Supervisors Union

Adjournment

COUNCIL MEETING MINUTES – JUNE 20, 2016

The meeting of the Township Council of the Township of Lower, County of Cape May, State of New Jersey was held on June 20, 2016 at 7:00 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 David Perry
- Councilmember Erik Simonsen
- Deputy Mayor Clark
- Mayor Michael Beck

Also present: James Ridgway, Township Manager, David Stefankiewicz, Township Solicitor and Karen Fournier, Deputy Township Clerk

Consent Agenda

- Approval of Minutes June 6, 2016
- Res. #2016-183 Payment of Vouchers \$711,452.38
- Res. #2016-184 Cancellation of Taxes on County Property (per DRBA memorandum of agreement \$2,768.69 - 3 properties)
- Res. #2016-185 Authorization for Refund of Taxes (7 properties \$11,177.36)
- Res. #2016-186 Authorization for the Payout of Accumulated Compensatory Time (M.Szemcsak \$3,951.06)
- Res. #2016-187 Insertion of Special Item of Revenue Pursuant to N.J.S.A. 40A:4-87, Chapter 159 (Alcohol Education & Rehabilitation \$1,027.39)
- Res. #2016-188 Insertion of Special Item of Revenue Pursuant to N.J.S.A. 40A:4-87, Chapter 159 (FEMA Storm Reimbursement \$6,393.73)
- Res. #2016-189 Annual Renewal of Liquor Licenses for the Year 2016-2017 (final 4 licenses)
- Res. #2016-190 Issuance of 2016 Limousine, Taxi and Operator License (one driver/2 taxi vehicles - Easy Rider)
- Res. #2016-191 Certification to the Local Finance Board of Receipt and Review of Audit Sections General Comments & Recommendations
- Res. #2016-192 Adoption of 2016 Cape May County Hazard Mitigation Plan (requirement of OEM)
- Ordinance #2016-05 An Ordinance Amending Chapter 529, Secondhand Merchants and Dealers of Precious Metals of the Code of the Township of Lower – 1st reading of Ordinance. 2nd reading and public hearing scheduled for Wednesday, July 6th)

Frank Saracco, addressed Council for clarification on Resolution #2016-192. Gary Douglass, Director of Public Works, explained that it is a county emergency management mitigation plan that municipalities must opt into to be eligible for grant funding if it becomes available.

John Skowronski, asked how the mitigation plan will affect the flood plain. Mr. Douglass explained that it would only affect repetitive losses. Mr. Skowronski inquired about the V zone. Mr. Douglass said it would not affect the V zone. Councilman Conrad informed that we may be eligible for help with future bulkheads or berms.

On the consent agenda:

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD			X			
PERRY	X		X			
SIMONSEN		X	X			
CLARK			X			
BECK			X			

Regular Agenda

Res. #2016-193

Authorizing the Payment of Vouchers (L/T Rescue \$10,000 Expenses)

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD					X	
PERRY	X		X			
SIMONSEN		X	X			
CLARK			X			
BECK			X			

Administrative Reports

Monthly Reports – Clerk, Dog, Fire, Tax, Treasurer, Vital Statistics

Council Comments

Councilman Conrad pointed out the changes that have come with the arrival of the municipal court. He informed of an upcoming Healthy Youth Coalition Seminar to help combat the drug problem.

Councilman Perry spoke of the positive feedback he received during his walk on the bay. He also made favorable commented about the Escape the Cape Triathlon.

Mayor Beck announced the Independence Day Festival and the Concert Series.

Call to Public

Cozette Gasser, North Cape May, asked for an update on the pedestrian walkways on Bayshore Road. Councilman Perry assured that he and Manager Ridgway have been in touch with the county to try to get it done.

Adjournment

There being no further business to address, motion to adjourn moved by Councilmember Conrad, seconded by Deputy Mayor Clark. Motion to adjourn unanimous. Meeting adjourned at 7:12 p.m.

Mayor

Township Clerk

Approved:

June 29, 2016
12:53 PM

Lower Township
Bill List By Vendor Id

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
01519 TOM FOLS ELECTRICALCONTRACTOR*	16-01808	06/23/16	ELECTRICAL WORK @ TWP. POOL	Open	250.00	0.00		
01667 GLOUCESTER COUNTY POLICE ACAD*	16-01295	05/11/16	TRAINING	Open	100.00	0.00		
01806 ANTHONY J HARVATT, II, ESQ	16-00783	03/15/16	ZBA SOLICITOR SALARY	Open	625.00	0.00		
	16-01513	06/06/16	LEGAL SERVICES RENDERED	Open	1,915.00	0.00		
					<u>2,540.00</u>			
02045 LIBERTY PARKS AND PLAYGROUNDS*	16-01380	05/19/16	SWING PARTS	Open	672.71	0.00		
02063 JOHNSTONE SUPPLY*	16-01557	06/08/16	G32-697 SMOKE DETECTOR TESTOR	Open	206.52	0.00		
02065 S. VITALE PYROTECNICO IND CORP	16-00684	03/10/16	RES#16-69 FIREWORK DISPLAY/BAR	Open	43,500.00	0.00		
02223 LANDSMAN UNIFORMS*	16-01374	05/18/16	UNIFORMS	Open	105.00	0.00		
02247 LAWSON PRODUCTS, INC.*	16-01382	05/20/16	SUPPLIES FOR DPW GARAGE	Open	699.34	0.00		
02292 DONALD LOMBARDO	16-01842	06/29/16	CONTRACTUAL REIMBURSEMENT-M	Open	1,163.34	0.00		
02461 JOHN MAHER	16-01820	06/27/16	CONTRACTUAL REIMBURSEMENT-M	Open	1,940.58	0.00		
02585 WILLIAM MASTRIANA	16-01763	06/16/16	TRAINING MEETING	Open	20.00	0.00		
02756 PHILADELPHIA TURF CO INC*	16-01494	06/02/16	BELT FOR MOWER-COUNTY	Open	26.29	0.00		
02902 J. BYRNE INSURANCE*	16-01840	06/28/16	VOLUNTEERS ACCIDENT POLICY	Open	500.00	0.00		
03003 NEW JERSEY DIVISION OF ABC	16-01491	06/01/16	2016-2017 LIQUOR LICENSE	Open	84.00	0.00		
03026 NJ STATE HEALTH BENEFITS	16-01791	06/23/16	HEALTH BENEFITS- JULY 2016	Open	296,647.72	0.00		
03305 PEDRONI FUEL*	16-01774	06/20/16	NO LEAD GAS	Open	291.73	0.00		
03414 WILLIAM PRIOLE	16-01819	06/27/16	CONTRACTUAL REIMBURSEMENT-V	Open	155.00	0.00		

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
03484 LAUREN M. READ	16-01780	06/20/16	VISION REIM	Open	194.00	0.00		
03518 RIGGINS, INC.*	16-01837	06/28/16	OFF HIGHWAY DIESEL	Open	799.43	0.00		
03608 SEAWAVE CORPORATION*	16-01530	06/07/16	LEGAL ADVERTISING 5/3 & 5/10/16	Open	470.00	0.00		
03613 SEA ISLE ICE CO, INC.*	16-01526	06/07/16	REFILL ICE MACHINE/DPW	Open	457.50	0.00		
	16-01527	06/07/16	REFILL ICE MACHINE /DPW	Open	150.00	0.00		
					<u>607.50</u>			
03683 SNAP-ON TOOLS*	16-01516	06/06/16	SOLUS PRO CF UPGRADE	Open	749.25	0.00		
03692 SOUTH JERSEY GAS CO*	16-01847	06/29/16	JUNE 2016 GAS BILL	Open	1,147.98	0.00		
03810 MUNICIPAL UTIL AUTH USAGE COST	16-01826	06/28/16	SEWER BILLING DUE 7/1/2016	Open	1,160.00	0.00		
03820 MUNICIPAL UTIL. AUTH ON CALL	16-01755	06/16/16	REIMBURSE HALF OF TOTAL BILL	Open	130.62	0.00		
03914 ULINE INC*	16-01070	04/22/16	BOXES	Open	164.87	0.00		
04089 WIZARD'S FESTIVAL OF FUN, INC*	16-01370	05/18/16	RIDES FOR JULY 3RD FESTIVAL	Open	14,500.00	0.00		
04300 W B MASON CO INC*	16-01765	06/16/16	OFFICE SUPPLIES	Open	268.80	0.00		
04327 SHI INTERNATIONAL CORP*	16-01410	05/24/16	SERVER PARTS	Open	2,825.02	0.00		
06021 MULTI-TEMP MECHANICAL INC*	16-01303	05/11/16	REPAIR BROKEN AIR CONDITION-PU	Open	1,297.80	0.00		
	16-01457	05/27/16	HVAC @ RECREATION DEPT.	Open	8,500.00	0.00		
	16-01521	06/07/16	MAINTENANCE WORK - GYM	Open	900.32	0.00		
					<u>10,698.12</u>			
5064 JOHN ARMBRUSTER	16-01821	06/27/16	TRAINING MEALS	Open	41.71	0.00		
6059 USABLE LIFE	16-01844	06/29/16	JULY 2016 LIFE INSURANCE	Open	515.85	0.00		
6061 AMERIHEALTH ADMINISTRATORS	16-01790	06/23/16	6/21/2016 HEALTH	Open	126.58	0.00		

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
6063	CAPE MINING & RECYCLING, LLC*							
	16-01393	05/24/16	STUMPS/TREE PARTS	Open	4,406.75	0.00		
6071	UNITED UNIFORMS LIMITED LIAB*							
	16-01069	04/22/16	UNIFORMS	Open	1,348.00	0.00		
	16-01375	05/18/16	UNIFORMS	Open	447.00	0.00		
	16-01397	05/24/16	UNIFORMS	Open	291.00	0.00		
	16-01522	06/07/16	UNIFORMS	Open	295.50	0.00		
					<u>2,381.50</u>			
6078	THIRSTY WILSON BAND							
	16-01723	06/13/16	JULY 3RD FESTIVAL BAND	Open	1,000.00	0.00		
6088	CRAFT OIL CORPORATION*							
	16-01469	06/01/16	BULK 15W 40 OIL	Open	1,682.40	0.00		
7084	KEITH HICKMAN							
	16-01792	06/23/16	SPRING SOCCER REFEREE	Open	60.00	0.00		
7098	SHORE VETERINARIAN ANIMAL *							
	16-00064	01/07/16	16-26 FINAL YEAR ANIMAL CONT	Open	4,250.00	0.00		B
7119	ENGINEERING DESIGN ASSOC*							
	15-01760	07/06/15	2014-323 COASTAL RESIL GRANT	Open	4,180.00	0.00		B
7196	LAUREN HUGGINS SUIT*							
	16-00063	01/07/16	RES 2016-30 PIO DNE \$10,400	Open	866.67	0.00		
7199	STAPLES CREDIT PLAN-INSTORE PU							
	16-01031	04/14/16	OFFICE SUPPLIES	Open	63.77	0.00		
	16-01046	04/18/16	TOASTER OVEN	Open	63.57	0.00		
	16-01172	04/29/16	OFFICE SUPPLIES	Open	14.94	0.00		
	16-01232	05/05/16	Printer	Open	199.99	0.00		
	16-01291	05/10/16	OFFICE SUPPLIES	Open	308.45	0.00		
	16-01313	05/12/16	OFFICE CHAIRS	Open	336.25	0.00		
	16-01328	05/12/16	EXTERNAL HARD DRIVE	Open	99.99	0.00		
	16-01388	05/20/16	OFFICE SUPPLIES	Open	237.64	0.00		
	16-01490	06/01/16	OFFICE SUPPLIES	Open	1,055.76	0.00		
	16-01492	06/02/16	OFFICE SUPPLIES	Open	181.89	0.00		
	16-01725	06/13/16	OFFICE SUPPLIES	Open	158.69	0.00		
	16-01745	06/14/16	STORAGE BOXES	Open	519.90	0.00		
	16-01764	06/16/16	OFFICE SUPPLIES	Open	109.99	0.00		
					<u>3,350.83</u>			
7216	THE ZONE GROUP, INC.							
	16-01714	06/13/16	BAND-INDEPENDENCE FESTIVAL	Open	700.00	0.00		
7225	FARM-RITE, INC*							
	16-01210	05/04/16	MATERIAL FOR TRUCKS/DPW	Open	134.71	0.00		
7248	SHORE SIDE ENTERPRISES LLC*							
	16-01716	06/13/16	SUPPLIES FOR ALLIANCE DINNER	Open	400.00	0.00		

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
7301	TREASURER, STATE OF NJ							
	16-01711	06/13/16	ELEVATOR-FISHING CREEK SCHOOL	Open	182.00	0.00		
7475	SUZANNE M SCHEID							
	16-01759	06/16/16	CONTRACTUAL REIMBURSEMENT-M	Open	2,201.00	0.00		
7489	ZACHARY SYKES							
	16-01793	06/23/16	SPRING SOCCER REFEREE	Open	450.00	0.00		
7507	STEFANKIEWICZ & BELASCO LLC							
	16-00059	01/07/16	2016 LEGAL MONTHLY DNE \$28k	Open	2,333.33	0.00		B
	16-00060	01/07/16	2016-01 LITIGATION DNE 97k	Open	5,090.89	0.00		
					<u>7,424.22</u>			
7508	BLANEY & KARAVAN PC*							
	16-00062	01/07/16	2016-33 PROSECUTOR \$23 DNE	Open	1,916.66	0.00		B
7530	J WILHELM ROOFING CO INC*							
	16-00528	03/01/16	ANNEX ROOF REPAIR DUE TO LEAKS	Open	6,200.00	0.00		
7555	LORCO PETROLEUM SERVICES*							
	16-01708	06/13/16	USED OIL REMOVAL/DPW	Open	82.00	0.00		
7582	QUALITY CONCEPTS INC*							
	16-01429	05/25/16	CLEAN COMMUNITY GIVE A WAYS	Open	733.41	0.00		
7583	NEW JERSEY NATURE							
	16-01520	06/06/16	COMMUNITY DAY - LIVE SHOW	Open	400.00	0.00		
7603	OLD SCHOOL BAND							
	16-01713	06/13/16	BAND- INDEPENDENCE FESTIVAL	Open	500.00	0.00		
7606	PMB BY THE SEA LLC*							
	16-01733	06/14/16	EMERGENCY WORK- MILLMAN CENTER	Open	318.00	0.00		
7608	JOHN EMMOLO							
	16-01761	06/16/16	REFUND REGISTRATION FEE	Open	110.00	0.00		
7610	JEL LIQUOR							
	16-01776	06/20/16	REFUND OVERPAYMENT LIQUOR LICE	Open	500.00	0.00		
7611	DEAN DIPIETRO							
	16-01809	06/23/16	SPRING SOCCER OFFICIAL	Open	60.00	0.00		
GRIFFI	GRIFFIN AUTO-MANUAL SALES, INC*							
	16-01756	06/16/16	DIAGNOSIS MACHINE FOR FLEET	Open	3,500.00	0.00		
JOFFE	JOHN JOFFE							
	16-01416	05/24/16	LACROSSE OFFICIAL	Open	28.00	0.00		

Total Purchase Orders: 98 Total P.O. Line Items: 0 Total List Amount: 542,452.24 Total Void Amount: 0.00

Resolution #2016-194

Total of Vouchers \$542,452.24

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD						
PERRY						
SIMONSEN						
CLARK						
BECK						

I, Julie A. Picard, Township Clerk of the Township of Lower, County of Cape May, State of New Jersey, do hereby certify the foregoing to be a true and exact copy of a resolution duly authorized by the Township Council at a meeting held on July 6, 2016.

Julie A Picard, Township Clerk

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

RESOLUTION #2016-195

TITLE: UNCLAIMED REDEMPTION MONIES

WHEREAS, NJSA54:57.1 states that in the event that the owner of a tax lien shall fail to surrender a tax sale certificate within five years of being notified of redemption, the unclaimed redemption monies shall escheat to the municipality; and

WHEREAS, tax sale certificate #2750 was redeemed on November 18, 1998, the owner of the certificate was notified and still has failed to surrender the certificate.

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 is authorized and directed to transfer \$387.29 from the tax redemption account to council checking.

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD						
PERRY						
SIMONSEN						
CLARK						
BECK						

I, Julie A. Picard, Township Clerk of the Township of Lower, County of Cape May, State of New Jersey, do hereby certify the foregoing to be a true and exact copy of a resolution duly authorized by the Township Council at a meeting held on July 6, 2016.

Julie A Picard, Township Clerk

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

RESOLUTION # 2016-196

Title: AUTHORIZING THE PAYOUT OF TERMINAL LEAVE

WHEREAS, the employee listed below resigned from the Township and is entitled to payment for accumulated vacation, personal, compensatory and holiday 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 her signature, _____ that adequate funding is available in the current budget for Salaries and Wages.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Lower that a payment due to Shawn Lafferty in the amount of \$ 1,756.49 is authorized and chargeable to the 2016 Budget Account 6-01-56-910-199.

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD						
PERRY						
SIMONSEN						
CLARK						
BECK						

I, Julie A. Picard, Township Clerk of the Township of Lower, County of Cape May, State of New Jersey, do hereby certify the foregoing to be a true and exact copy of a resolution duly authorized by the Township Council at a meeting held on July 6, 2016.

Julie A Picard, Township Clerk

TOWNSHIP OF LOWER
 RETIREMENT PAYOUT ANALYSIS
 2016

EMPLOYEE: Lafferty, Shawn
 DATE OF RESIGNATION 6/28/2016
 DATE OF PAYMENT: _____
 RESOLUTION #: 2016

Annual Salary:	\$45,398.48
Longevity	
Hourly Rate:	\$20.79
College Credits	

TERMINAL LEAVE:			
	Hours	Rate	Total
Comp	8.00	20.79	166.29
Personal	24.00	20.79	498.88
Sick	0.00	20.79	0.00
Vacation	(3.50)	20.79	(72.75)
Holidays	56.00	20.79	1,164.06
104 Hrs			0.00
Terminal Leave Payout			\$1,756.49

	(A)	(B)	(C)	(B * C)	(E)	A + D - E
	Carryover	Annual Accrual	26 weeks / 52 weeks	Prorated Time Due	Time Used	Hours Available
Comp	0.00	26.00	0.50	26.00	18.00	8.00
Personal	0.00	48.00	0.50	24.00	0.00	24.00
Sick	148.25	128.00	0.50	64.00	44.00	0.00
Vacation	66.50	224.00	0.50	112.00	182.00	(3.50)
Holidays (7)				56.00		56.00
						0.00
Total	214.75	426.00		282.00	244.00	84.50

Accrual and time used are current to 06/14/2016 subject to change if time is used or not currently reported.

Employee Signature: _____

Date: _____

Treasurer's Signature: _____

Date: _____

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

RESOLUTION # 2016-197

TITLE: A RESOLUTION APPROVING THE AGREEMENT OF SALE OF CERTAIN REAL PROPERTY LOCATED IN THE TOWNSHIP OF LOWER

WHEREAS, the Township Council of the Township of Lower by way of Resolution #2016-177 approved an open public auction for the sale of certain real property located in Diamond Beach at the intersection of Seaview Avenue and Rochester Avenue, Block 703, Lot 1, more commonly known as 9600 Seaview Avenue, with an approximate lot Size 100 X 150 ft. to be held June 22, 2016 at 10 AM with a minimum bid of \$400,000; and

WHEREAS, the date of said public auction was advertised on Wednesday, June 8, 2016 and June 15, 2016 in the Cape May Star and Wave, and said auction was held on Wednesday, June 22, 2016 at 10AM with one bidder appearing; and

WHEREAS, the advertised minimum bid of \$400,000 was met.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Lower that the agreement of sale attached hereto for the publicly advertised auction is hereby approved.

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD						
PERRY						
SIMONSEN						
CLARK						
BECK						

I, Julie A. Picard, Township Clerk of the Township of Lower, County of Cape May, State of New Jersey, do hereby certify the foregoing to be a true and exact copy of a resolution duly authorized by the Township Council at a meeting held on July 6, 2016.

Julie A Picard, Township Clerk

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

RESOLUTION # 2016-198

Title: **BID ACCEPTANCE AND CONTRACT AWARD FOR ELECTRICAL SERVICES FOR VARIOUS LOCATIONS IN LOWER TOWNSHIP**

WHEREAS, the Township advertised Notice to Bidders #2016-08; Electrical Services for Various Locations in Lower Township on June 8, 2016; and

WHEREAS, bids were accepted and opened on June 17, 2016 at 9:00AM and the Township received one (1) sealed bid; and

WHEREAS, the bid was reviewed by the QPA; and

WHEREAS, the CFO has certified the availability of funds as evidenced by her signature below:

Account # 6-01-20-310-365

Lauren Read, CFO

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Lower, County of Cape May, State of New Jersey that the following contract is hereby awarded:

AWARD TO: MEGONIGAL ELECTRIC LLC
Master Electrician Hourly – Normal Business Hours: \$ 85.00
Master Electrician Hourly – Outside Normal Business Hours: \$ 125.00
Electrician Helper Hourly – Normal Business Hours: \$ 30.00
Electrician Helper Hourly – Outside Normal Business Hours: \$ 45.00

BE IT FURTHER RESOLVED, upon approval of the resolution, the fully executed Purchase Order together with the official bid documents shall serve as the Contract for the award of the bid.

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD						
PERRY						
SIMONSEN						
CLARK						
BECK						

I, Julie A. Picard, Township Clerk of the Township of Lower, County of Cape May, State of New Jersey, do hereby certify the foregoing to be a true and exact copy of a resolution duly authorized by the Township Council at a meeting held on July 6, 2016.

Julie A Picard, Township Clerk

PROPOSAL PAGE

BID# 2016-08
Electrical Service Contract

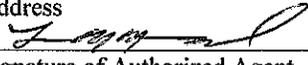
- Per Hour Labor: Master Electrician
Hourly Rate Normal Business Hours \$ 85⁰⁰
Hourly Rate Outside Normal Business Hours \$ 125⁰⁰
- Per Hour Labor: Electrician Helper
Hourly Rate Normal Business Hours \$ 30⁰⁰
Hourly Rate Outside Normal Business Hours \$ 45⁰⁰

Award will include materials for the specific projects/listed separately on invoice.
Township of Lower may have the option to extend the contract for an additional year.

**Must include normal business hours schedule*

MEGONIGAL ELECTRIC LLC 46-4312420
Company Name Federal I.D. # or Social Security #

403 HOWLAND AVE. N. CAPE MAY NJ 08204
Address


Signature of Authorized Agent LEWIS M. MEGONIGAL
Type or Print Name
OWNER
Title

609-425-0910
Telephone Number 23 JUNE 2016
Date

609-886-8418
Fax Number MEGONIGALELECTRIC@COMCAST.NET
E-mail address

LIST EXCEPTIONS BELOW OR USE ADDITIONAL SHEET:

NORMAL BUSINESS HOURS MONDAY - FRIDAY 0700 - 1700
OUTSIDE NORMAL BUSINESS HOURS ALL OTHER DAYS/HOURS

Electrician Bid # 2016-08

Vendor: Magonigal Electric

- Per Hour Labor: Master Electrician
 - Hourly Rate Normal Business Hours \$ 85.00
 - Hourly Rate Outside Normal Business Hours \$ 125.00
- Per Hour Labor: Electrician Helper
 - Hourly Rate Normal Business Hours \$ 30.00
 - Hourly Rate Outside Normal Business Hours \$ 45.00

Vendor: _____

- Per Hour Labor: Master Electrician
 - Hourly Rate Normal Business Hours \$ _____
 - Hourly Rate Outside Normal Business Hours \$ _____
- Per Hour Labor: Electrician Helper
 - Hourly Rate Normal Business Hours \$ _____
 - Hourly Rate Outside Normal Business Hours \$ _____

Vendor: _____

- Per Hour Labor: Master Electrician
 - Hourly Rate Normal Business Hours \$ _____
 - Hourly Rate Outside Normal Business Hours \$ _____
- Per Hour Labor: Electrician Helper
 - Hourly Rate Normal Business Hours \$ _____
 - Hourly Rate Outside Normal Business Hours \$ _____

X Magonigal Electric

X Mad

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

RESOLUTION # 2016-199

Title: AUTHORIZING THE PAYOUT OF TERMINAL LEAVE

WHEREAS, the employee listed below retired from the Township and is entitled to payment for accumulated vacation, personal, and sick 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 her signature, _____ that adequate funding is available in the current budget for Salaries and Wages.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Township of Lower that a payment due to Elizabeth Byrne in the amount of \$ 32,395.01 is authorized and chargeable to the 2016 Budget Account 6-01-56-910-199.

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD						
PERRY						
SIMONSEN						
CLARK						
BECK						

I, Julie A. Picard, Township Clerk of the Township of Lower, County of Cape May, State of New Jersey, do hereby certify the foregoing to be a true and exact copy of a resolution duly authorized by the Township Council at a meeting held on July 6, 2016.

Julie A Picard, Township Clerk

TOWNSHIP OF LOWER
 RETIREMENT PAYOUT ANALYSIS
 2015

EMPLOYEE:	Byrne, Elizabeth
DATE OF RETIREMENT	7/1/2016
DATE OF PAYMENT:	
RESOLUTION #:	2016

Annual Salary:	\$80,821.00
Longevity	
Hourly Rate:	\$44.41
College Credits	

TERMINAL LEAVE:			
	Hours	Rate	Total
Comp	0.00	44.41	0.00
Personal	(0.25)	44.41	(11.10)
Sick	572.50	44.41	25,423.09
Vacation	157.25	44.41	6,983.02
Holidays			0.00
104 Hrs			0.00
Terminal Leave Payout			\$32,395.01

	(A)	(B)	(C)	(B * C) (D)	(E)	A + D - E (F)
	Carryover	Annual Accrual	26 weeks / 52 weeks	Prorated Time Due	Time Used	Hours Available
Comp	0.00	0.00	0.50	0.00		0.00
Personal	0.00	28.00	0.50	14.00	14.25	(0.25)
Sick	578.00	105.00	0.50	52.50	58.00	572.50
Vacation	70.25	175.00	0.50	87.50	0.50	157.25
						0.00
						0.00
Total	648.25	308.00		154.00	72.75	729.50

Accrual and time used are current to 06/29/2016 subject to change if time is used or not currently reported.

Employee Signature: _____

Date: _____

Treasurer's Signature: _____

Date: _____

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

RESOLUTION #2016-200

TITLE: APPROVAL FOR WHALE OF A DAY FESTIVAL

WHEREAS, the Townbank Property Owners Association has requested permission to host an event called "Whale of a Day Festival" on Clubhouse Drive on Saturday, July 9, 2016; and

WHEREAS, the Townbank Property Owners Association has provided the Township with the proper Insurance documents for the street closure.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Lower, that permission is hereby granted for the event to take place.

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD						
PERRY						
SIMONSEN						
CLARK						
BECK						

I, Julie A. Picard, Township Clerk of the Township of Lower, County of Cape May, State of New Jersey, do hereby certify the foregoing to be a true and exact copy of a resolution duly authorized by the Township Council at a meeting held on July 6, 2016.

Julie A Picard, Township Clerk

Julie Picard

From: Dean Umscheid <deanu103@gmail.com>
Sent: Thursday, June 30, 2016 6:35 PM
To: jpicard@townshipoflower.org
Subject: Whale Day

Hi Lower Township Clerk Julie Picard,

This is a request to the Lower Township governing body, to hold our Annual "Whale of a Day" Family Festival on Clubhouse Drive between Town Bank & Elwood Roads, on Saturday July 9, 2016 between the hours of 6 AM to 5 PM. Clubhouse Dr. will be totally shut down mentioned above by approved barricades and police direction, for pedestrian use in that above time frame. Our insurance company "BFG" has faxed you directly the proper Insurance Certificate today. Any other needed info/items, please call on me, Thank-you for your consideration.

Dean A. Umscheid, President -- Cape May Beach Property Owners Association,

P O Box 911 N. Cape May, NJ. 08204
(609) 408-7516



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
06/30/2016

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER RICHARD W. BARNES BARNES FINANCIAL GROUP INC. 11 S. NEW MIDDLETOWN ROAD MEDIA, PA 19063-4601	CONTACT NAME: RICK BARNES PHONE (A/C No. Ext): 610-627-2340 FAX (A/C No.): 610-627-1202 E-MAIL ADDRESS: BFG1RICK@COMCAST.NET INSURER(S) AFFORDING COVERAGE INSURER A: MESA UNDERWRITERS SPECIALTY INS. CO. NAIC # INSURER B: INSURER C: INSURER D: INSURER E: INSURER F:
--	---

INSURED PROPERTY OWNERS ASSOCIATION OF CAPE MAY BEACH INC. & HISTORIC TOWN BANK INC.
201 CLUBHOUSE DRIVE
CAPE MAY, NJ 08204

COVERAGES **CERTIFICATE NUMBER:** **REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDITIONAL SUBROGATION WAIVED	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input checked="" type="checkbox"/> POLICY <input type="checkbox"/> PROJECT <input type="checkbox"/> LOC OTHER:		MP0029002005196	9/3/2015	9/3/2016	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Per occurrence) \$ 100,000 MHD EXP (Any one person) \$ 5,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG \$ 1,000,000
	AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> NON-OWNED AUTOS <input type="checkbox"/> HIRED AUTOS					COMBINED SINGLE LIMIT (Per accident) \$ BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$
	UMBRELLA LIAB <input type="checkbox"/> OCCUR EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE RETENTION \$					EACH OCCURRENCE \$ AGGREGATE \$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE/OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y/N N/A				PER STATUTE <input type="checkbox"/> OTHER <input type="checkbox"/> E.L. EACH ACCIDENT \$ E.L. DISEASE - FA EMPLOYEE \$ E.L. DIS-PAGE - POLICY LIMIT \$

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

SPECIAL EVENT - 7/9/2016 (WHALE OF A DAY)

CERTIFICATE HOLDER TOWNSHIP OF LOWER ATTN: JULIE (FAX # 609-886-9488)	CANCELLATION SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. AUTHORIZED REPRESENTATIVE RICHARD W. BARNES <i>[Signature]</i>
--	--

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

RESOLUTION # 2016-201

Title: **BID ACCEPTANCE AND CONTRACT AWARD FOR MOBILE OFFICE/CONTAINER**

WHEREAS, the Township advertised bids for Mobile Office/Container services for the Township of Lower Police Department; and

WHEREAS, bids were advertised on June 8, 2016 and accepted on June 24, 2016 at 9:00 a.m. the Township received One (1) bid; and

WHEREAS, One (1) sealed bid was submitted and reviewed by the QPA, Township Manager and the Chief of Police; and

WHEREAS, the lowest qualified bidder complied with the specifications and supplied all required bid documents and the CFO has certified the availability of funds as evidenced by her signature below:

Cap Ord #12-10 C-04-55-410-830

Lauren Read, CFO

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Lower, County of Cape May, State of New Jersey that the following contract is hereby awarded:

AWARD TO: WILLIAMS SCOTSMAN INC.
TOTAL: \$12,230.00

ITEM #1 Two (2) 40 X 8 Storage Container: per month 95.00 Delivery 365.00 Return 365.00
ITEM #2 Two (2) 20 X 8 Storage Container: per month 75.00 Delivery 365.00 Return 365.00
ITEM #5 One (1) 40 X8 Container Office w/storage: per month 375.00 Delivery 365.00 Return 365.00

BE IT FURTHER RESOLVED, upon approval of the resolution, the fully executed Purchase Order together with the official bid documents shall serve as the Contract for the award of the bid.

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD						
PERRY						
SIMONSEN						
CLARK						
BECK						

I, Julie A. Picard, Township Clerk of the Township of Lower, County of Cape May, State of New Jersey, do hereby certify the foregoing to be a true and exact copy of a resolution duly authorized by the Township Council at a meeting held on July 6, 2016.

Julie A Picard, Township Clerk

800 #2016-10
PROPOSAL FORM

Mobile Office Trailer/Container

The undersigned proposes to furnish and deliver the above goods/services pursuant to the bid specification and made part hereof.

BASED ON 12 MONTH LEASE TERM

	Per Month	Delivery	Return Delivery
<u>Item #1</u> 40 x 8 Storage Container	\$ 95.00	\$ 365.00	\$ 365.00
<u>Item #2</u> 20 x 8 Storage Container	\$ 75.00	\$ 365.00	\$ 365.00
<u>Item #3</u> (1) 12 x 56 Mobile Office Trailer (2 Offices/1 Bathroom)	\$ 395.00	\$ 4,136.00	\$ 1,871.00
<u>Item #4</u> SM6424 (2) Two 12 x 56 Mobile Office Trailer (4 Offices/1 Bathroom)	\$ 883.00	\$ 8,792.00	\$ 5,812.00
<u>Item #5</u> 1-40 x 8 Container Office w/storage	\$ 375.00	\$ 365.00	\$ 365.00

Williams Scotsman Inc _____ 52-0665775
Company Name Federal I.D. # or Social Security #

1900 Old Cuthbert Road, Cherry Hill, NJ 08034
Address _____

Signature of Authorized Agent _____

Wayne Anderson
Type or Print Name

Title: Area Manager _____

856/429-0315
Telephone Number

June 23, 2016
Date

856/429-7478
Fax Number

Wayne.Anderson@as.willscot.com
E-mail address

OPTIONS:
Aluminum 36' Switchback ADA Ramp & Steps \$9,120.00
Sealed drawings & installation permits \$3,500.00

NOTE:
Smoke Detectors by others.
Electric & plumbing connections by others.

1st - 6-20-2016
TOWNSHIP OF LOWER, COUNTY OF CAPE MAY, STATE OF NEW JERSEY

ORDINANCE # 2016-05

TITLE: ORDINANCE AMENDING CHAPTER 529, SECONDHAND MERCHANTS AND DEALERS OF PRECIOUS METALS OF THE CODE OF THE TOWNSHIP OF LOWER

WHEREAS, the Township Council of the Township of Lower desires to amend Chapter 529, Secondhand Merchants and Dealers of Precious Metals of The Code of the Township of Lower.

NOW, THEREFORE, BE IT ORDAINED that the Township Council of the Township of Lower, County of Cape May, State of New Jersey hereby determines and declares that the following sections of Chapter 529 read as follows:

Section 1. 529-2 Definitions. Secondhand goods shall be amended to read as follows:

SECONDHAND GOODS

Any used or previously owned goods, merchandise or used article whatsoever, including , but not limited to, coins, gemstones, gift cards, any tools, telephones, typewriters, word processors, GPS devices, computers, computer hardware and software, television sets, radios, record or stereo sets, electronic devices, musical instruments, sporting goods, automotive equipment, collectibles, game cartridges, DVDs, CDs, and other electronically recorded material, cameras and camera equipment, video equipment, furniture, clothing, and other valuable articles.

Section 2. 529-7 Record of Purchases, sales and exchanges; daily reports; maintenance of records; inspection. Sections A (1), (2) (3) and (4) shall be amended to read as follows:

- A. Every licensee shall, at the time of a transaction, make a record of every secondhand good or precious metal received, purchased, sold or exchanged, which contains at a minimum, or as may further be required by the Chief of Police, the following information:
- (1) name, age, sex, residence and digital photograph of the individual with whom the transaction is made and a general description of the person;
 - (2) a digital photograph of the secondhand good or precious metal with a detailed, legible description of the item(s) and the manufacturer and model of the item(s) if known; in the case of jewelry and other precious metals, the descriptions must include style, length, color, design, and stones, if any; any identifying marks, including numbers, dates, sizes, shapes, initials, names monograms, social security numbers, series numbers, or any other information which sets apart the particular object from others of like kind; Strict adherence to this provision is required, failure to adhere to the requirements set forth engraved herein will result in revocation of license
 - (3) the manufacturer's name or other marks of identification appearing on the secondhand good or precious metal;
 - (4) the price or consideration paid or received for the secondhand good or precious metal

Section 3. *529-10 Violations and Penalties.* Shall be amended to read as follows:

For the violation of any provision of this chapter, the maximum penalty, upon conviction of the violation, shall be a fine of not less than \$100 nor more than \$1,000 or imprisonment in the county jail for a period not exceeding 90 days, or both. In addition thereto, upon such conviction, the person, firm or corporation violating any of the provisions of this chapter shall be subject to suspension or revocation of the license issued.

Section 4. All other ordinances in conflict or inconsistent with this Ordinance are hereby repealed to the extent of such conflict or inconsistency.

Section 5. Should any section, paragraph, sentence, clause or phrase of this Ordinance be declared unconstitutional or invalid for any reason, the remaining portions of this Ordinance shall not be affected thereby and shall remain in full force and effect, and to this end the provision of this Ordinance are hereby declared to be severable.

Section 6. This Ordinance shall become effective immediately upon final passage and publication, according to law.

Thomas Conrad, Councilmember

David Perry, Councilmember

Erik Simonsen, Councilmember

Norris Clark, Deputy Mayor

Michael E Beck, Mayor

Adopted: _____

Attest: _____
Julie A Picard, Township Clerk



Lower Township Police Department Monthly Activity Report

2016

	May	Total:
General Complaints and Service Calls (Total)	4935	22392
Aggravated Assaults	0	3
Animal Control Complaints	14	104
Arson	0	0
Assaults	3	24
Assaults on Police Officers (UCR Report Return "A")	0	3
Bias Incidents	0	0
Burglaries	10	38
Community Policing Services	308	1691
Criminal Mischief Complaints	23	74
Death Investigations	3	14
Disorderly Conduct Complaints	64	222
Domestic Violence Complaints	36	141
Domestic Violence with Assaults	12	25
Emergency Medical Calls with L. T. Rescue	228	1020
Fire Calls & Alarms Police Response (Total)	49	400
Harassment	26	102
Local Ordinance Complaints	1	27
Local Ordinance Warnings	0	1
Motor Vehicle Accidents	44	160
Motor Vehicle Stops	600	2058
Motor Vehicle Stops / Summons' Issued	135	348
Narcotics	9	46
Property Checks	2367	10662
Residential and Commercial Alarm Calls	49	287
Robbery	0	3
Thefts	24	99
Traffic Summons Issued	204	584
Traffic Warnings	18	61
Weapons Offenses	5	11
Adult Arrests (UCR Report Return "A")	28	177
Juvenile Arrests (UCR Report Return "A")	2	20
D.W.I. Arrests (UCR Report JV & Adult Arrests Combined)	2	19
Drug Possession Arrests (UCR Report JV & Adult Arrests Combined)	6	27
Investigation Reports Completed	95	411
Supplemental Investigation Reports Completed	31	184
Total Value Property Stolen (UCR Report Return "A")	\$ 29,665.00	\$ 130,842.00
Total Value Property Recovered (UCR Report Return "A")	\$ 790.00	\$ 2,218.00



Lower Township Police Department Monthly Activity Report

2016

	May	Total:
Man Power Loss in Hours		
Union	0	0
Suspended	0	0
(V) Vacation	713.5	3326.5
(P) Personal	92	467
(C) Used Comp Hours	11.5	142
(S) Sick Hours	184.5	1267.4
(WC) Injury Hours	150	824
Schedule Soft Training Hours	1128	3228
(M) Military Training	360	1074.5
Police Department Overtime in Hours		
(K= Patrol) Operations Overtime	322	568.75
(CE = Patrol) Operations Comp Time	85.13	900.77
(K = Detective) Investigation Division Overtime	42	242
(CE= Detective) Investigation Division Comp Time	5.25	76.5
(COT) Court Overtime	18	74.5
(CCE) Court Comp Time	0	36
(H) Holiday Overtime	118	535
(HCE) Holiday Comp Time	27.5	137.5
Government/Grant Funding Overtime in Hours		0
(CIOT) Click It or Ticket	50	50
(COPS) Cops n Shops	0	0
	0	0
(DDEF / DSGP) DWI Grants	54	54
	0	0
Private Funding Overtime in Hours		0
(OSC) Special Detail	254.5	422

Prepared By:

Chief William Mastriana

Chief William Mastriana

Date: 6/24/2016

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

RESOLUTION # 2016-202

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. **SUPERVISORS CONTRACT**

_____ (5) Matters Relating to the Purchase, Lease or 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. **PERSONNEL ISSUE**

_____ (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 July 6, 2016 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.

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD						
PERRY						
SIMONSEN						
CLARK						
BECK						

I, Julie A. Picard, Township Clerk of the Township of Lower, County of Cape May, State of New Jersey, do hereby certify the foregoing to be a true and exact copy of a resolution duly authorized by the Township Council at a meeting held on July 6, 2016.

Julie A Picard, Township Clerk

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

RESOLUTION #2016-203

TITLE: A RESOLUTION RATIFYING THE MEMORANDUM OF UNDERSTANDING BETWEEN LOWER TOWNSHIP AND THE LOWER TOWNSHIP SUPERVISORS UNION

WHEREAS, extensive negotiations were conducted by the Township Manager and Labor Counsel with The Lower Township's Supervisors Union; and

WHEREAS, the parties have reached an agreement in a Memorandum of Understanding which will be utilized to prepare the Collective Bargaining Agreement with the Lower Township Supervisors Union; and

WHEREAS, the Township Manager and Labor Counsel recommend the Township Council's ratification of the Collective Bargaining Agreement.

NOW, THEREFORE, BE IT RESOLVED that the Memorandum of Understanding is hereby ratified.

BE IT FURTHER RESOLVED that the Mayor and Township Clerk are hereby authorized and directed to execute the ratified Collective Bargaining Agreement, once prepared, in accordance with and under the terms as outlined attached hereto, on behalf of the Township.

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD						
PERRY						
SIMONSEN						
CLARK						
BECK						

I, Julie A. Picard, Township Clerk of the Township of Lower, County of Cape May, State of New Jersey, do hereby certify the foregoing to be a true and exact copy of a resolution duly authorized by the Township Council at a meeting held on July 6, 2016.

Julie A Picard, Township Clerk