

WORK SESSION & REGULAR MEETING OF THE LOWER TOWNSHIP COUNCIL
June 15, 2020 - 5:00 P.M.

Meeting called to order

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

Work Session

Consent Agenda

Approval of Minutes - June 1, 2020

Res. #2020-178 Payment of Vouchers \$ 193,437.05

Res. #2020-179 A Resolution Re-Appointing Jennifer Dowe as Tax Assessor for the Township of Lower Pursuant to N.J.S.A.54:1-35.31 Effective July 1, 2020

Res. #2020-180 Insertion of Special Item Of Revenue Pursuant to N.J.S.A. 40A:4-87, Chapter 159 (Alcohol Education and Rehabilitation)

Res. #2020-181 Insertion of Special Item Of Revenue Pursuant to N.J.S.A. 40A:4-87, Chapter 159 (Cops in Shops)

Res. #2020-182 Authorization for Refund of Taxes (3 properties \$4,345.04)

Res. #2020-183 Re-Appointment to the Planning Board (C.McDuell)

Res. #2020-184 Authorization for 2020 Incentive Award for Insurance Waiver (2 employees \$2,916.67)

Res. #2020-185 A Resolution Tabling Discussions Associated with the Development and Construction of a State-Of-The Art Aquatic Center with the Township of Lower at the Cape May County Airport

Res. #2020-186 Approval of Change Order #1 to Bayshore Landscaping for Additional Property at the Pump Station on Clearwater and Roseanne Avenue

Res. #2020-187 A Resolution Cancelling the July 3, 2020 Independence Day Fireworks Event Due to the Prohibitions Set Forth Within New Jersey Executive Order 148

Regular Agenda

Ordinance #2020-12 Bond Ordinance Providing for Various 2020 Capital Improvements, By and In the Township of Lower, in the County of Cape May, State of New Jersey ("the Township"; Appropriating \$2,055,000 Therefor and Authorizing the Issuance of \$1,950,000 Bonds or Notes of the Township to Finance Part of the Costs Thereof. This is the second reading and public hearing of this Ordinance. This Ordinance has been published, posted and made available to the public.

Ordinance #2020-13 Bond Ordinance Providing for Various Roadway and Drainage Improvements, By and In the Township of Lower, in the County of Cape May, State of New Jersey; Appropriating \$3,185,000 Therefore (Including a Grant from the New Jersey Department of Transportation in the Amount of \$185,000) and Authorizing the Issuance of \$2,840,000 Bonds or Notes of the Township to Finance Part of the Cost Thereof. This is the second reading and public hearing of this Ordinance. This Ordinance has been published, posted and made available to the public.

Ordinance #2020-14 Bond Ordinance Providing for Various Improvements to the Clem Mulligan Sports Complex, By and In the Township of Lower, in the County of Cape May, State of New Jersey; Appropriating \$1,990,000 Therefore (Including a Small Cities Community Development Block Grant in the Amount of \$400,000) and Authorizing the Issuance of \$1,490,000 Bonds or Notes of the Township to Finance Part of the Cost Thereof. This is the second reading and public hearing of this Ordinance. This Ordinance has been published, posted and made available to the public.

Manager's Report

Administrative Reports

Monthly Reports – Clerk, Construction, Dog, Tax, Treasurer, Vital

Council Comments

Call to the Public

Adjournment

The Lower Township Council Meeting scheduled for Monday, June 15, 2020 at 5:00 p.m. will be closed to the public due to Executive Order No. 104. Anyone wishing to participate in the meeting can do so by dialing 1-872-240-3311. Access Code: 636-378-965#.

COUNCIL MEETING MINUTES – JUNE 1, 2020

The meeting of the Township Council of the Township of Lower, County of Cape May, State of New Jersey was held on June 1, 2020 at 5:00 p.m. via internet at GoToMeetings, 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 via video conference for roll call taken by the Clerk:

Councilmember Thomas Conrad
Councilmember Kevin Coombs
Councilmember Roland Roy, Jr.
Deputy Mayor David Perry
Mayor Frank Sippel

Also present: via conference call: James Ridgway, Township Manager and David Stefankiewicz, Township Solicitor. Karen Fournier, Deputy Township Clerk was physically present.

Work Session

Consent Agenda

Approval of Minutes – May 18, 2020 and May 21, 2020

Res. #2020-161 Payment of Vouchers \$ 1,083,762.69

Res. #2020-162 Approval of a Professional Service Contract with Marcus Karavan as Special Tax Counsel for the Morell & Hanson Tax Appeal Case Without Public Bidding (\$10,000)

Res. #2020-163 A Resolution Establishing a Five (5) Year Moratorium on the Issuance of Road Opening Permits for the Portions of

Roads Resurfaced at Pontaxit Avenue, Pakahake Street, South Kethemeche Street and Mathemek Street Effective the Date of the Completion of the Project

Res. #2020-164 Insertion of Special Item of Revenue Pursuant to N.J.S.A. 40A:4-87, Chapter 159 (JIF Operational Safety)

Res. #2020-165 Insertion of Special Item of Revenue Pursuant to N.J.S.A. 40A:4-87, Chapter 159 (JIF Cyber Risk Award)

Res. #2020-166 Insertion of Special Item of Revenue Pursuant to N.J.S.A. 40A:4-87, Chapter 159 (JIF Safety Incentive)

Res. #2020-167 Insertion of Special Item of Revenue Pursuant to N.J.S.A. 40A:4-87, Chapter 159 (JIF Wellness)

Res. #2020-168 Authorization for the Payout of Accumulated Compensatory Time (M.Nuscis \$8,241.86)

Res. #2020-169 Authorization for the Payout of Accumulated Compensatory Time (S.Flitcroft \$4,452.99)

Res. #2020-170 Approving a Professional Service Contract with DeBlasio & Associates for the 2019 Road Program – Phase 2 – Section 1; Construction Phase Services (\$19,000)

Res. #2020-171 Bid Acceptance and Contract Award of 2019 Road Program Phase 2, Section 1 for Arizona Avenue, Capital Lane, Republic Lane, Union Lane and Federal Lane (South State \$396,300.)

Res. #2020-172 Appointment of a Lower Township Hearing Officer As a Professional Service Contract Without Public Bidding (S.Secare – Not to exceed \$7,500)

Res. #2020-173 A Resolution Relaxing the Procedures Associated with Site Plan Review and Approval for Existing Restaurants in Relation to Current Social Distancing Restrictions Enacted in Connection With the Ongoing Coronavirus Public Health Emergency

Res. #2020-174 Authorization for Refund of Taxes (2 properties)

Res. #2020-175 Capital Budget Amendment

Ordinance #2020-12 Bond Ordinance Providing for Various 2020 Capital Improvements, By and in the Township of Lower, in the County of Cape May, State of New Jersey ("the Township"; Appropriating \$2,055,000 Therefor and Authorizing the Issuance of \$1,950,000 Bonds or Notes of the Township of Lower to Finance Part of the Costs Thereof

Ordinance #2020-13 Bond Ordinance Providing for Various Roadway and Drainage Improvements, By and For the Township of Lower, in the County of Cape May, State of New Jersey; Appropriating \$3,185,000 Therefore (Including a Grant from the New Jersey Department of Transportation in the Amount of \$185,000) and Authorizing the Issuance of \$2,840,000 Bonds or Notes of the Township to Finance Part of the Cost Thereof

Ordinance #2020-14 Bond Ordinance Providing for Various Improvements to the Clem Mulligan Sports Complex, By and In the Township of Lower, in the County of Cape May, State of New Jersey; Appropriating \$1,999,000 Therefore (Including a Small Cities Community Development Block Grant in the Amount of \$400,000) and Authorizing the Issuance of \$1,490,000 Bonds or Notes of the Township to Finance Part of the Cost Thereof. This is the first reading of Ordinances 2020-12; 13 and 14. The second reading and public hearings have been scheduled for June 15, 2020

Solicitor Stefankiewicz commented on a letter he received from Andrew Catanese regarding Resolution #2020-173. Mr. Catanese addressed his concern regarding Resolution #2020-173, to be inclusive of breweries. Solicitor Stefankiewicz offered his legal opinion regarding the verbiage of the Resolution as currently written. Deputy Mayor Perry suggested that the resolution, if amended, also include wineries. Discussion continued about amending the verbiage of the Resolution. Solicitor Stefankiewicz suggested, as a matter of policy, to move Resolution #2020-173 to the Regular Agenda.

Motion to move Resolution #2020-173 to the Regular Agenda moved by Deputy Mayor Perry, seconded by Mayor Sippel:

	MOTION	SECOND	AYE	NAY	RECUSE	ABSTAIN	ABSENT
CONRAD			X				
COOMBS			X				
ROY			X				
PERRY	X		X				
SIPPEL		X	X				

On the Consent Agenda:

	MOTION	SECOND	AYE	NAY	RECUSE	ABSTAIN	ABSENT
CONRAD	X		X				
COOMBS			X				
ROY		X	X				
PERRY			X				
SIPPEL			X				

Regular Agenda

Res. #2020-173 A Resolution Relaxing the Procedures Associated with Site Plan Review and Approval for Existing Restaurants in Relation to Current Social Distancing Restrictions Enacted in Connection With the Ongoing Coronavirus Public Health Emergency

Motion to Amend Resolution #2020-173 – to ADD Breweries, Wineries and Distilleries – Motion moved by Mayor Sippel, Seconded by Deputy Mayor Perry

	MOTION	SECOND	AYE	NAY	RECUSE	ABSTAIN	ABSENT
CONRAD			X				
COOMBS			X				
ROY			X				
PERRY		X	X				
SIPPEL	X		X				

Motion to Adopt Res. #2020-173 as amended, moved by Deputy Mayor Perry, seconded by Councilmember Roy

	MOTION	SECOND	AYE	NAY	RECUSE	ABSTAIN	ABSENT
CONRAD			X				
COOMBS			X				
ROY		X	X				
PERRY	X		X				
SIPPEL			X				

Res. #2020-176 Authorizing the Payment of Vouchers (Rescue \$35,000)

	MOTION	SECOND	AYE	NAY	RECUSE	ABSTAIN	ABSENT
CONRAD					X		
COOMBS	X		X				
ROY		X	X				
PERRY			X				
SIPPEL			X				

Res. #2020-177 A Resolution Authorizing a Grant Application and the Execution of a Grant Agreement with the New Jersey Department of Transportation for Wilson Drive

	MOTION	SECOND	AYE	NAY	RECUSE	ABSTAIN	ABSENT
CONRAD			X				
COOMBS		X	X				
ROY	X		X				
PERRY			X				
SIPPEL			X				

Res. #2020-178 Authorization for 2020 Incentive Award for Insurance Waiver

	MOTION	SECOND	AYE	NAY	RECUSE	ABSTAIN	ABSENT
CONRAD		X	X				
COOMBS	X		X				
ROY			X				
PERRY						X	
SIPPEL			X				

Manager's Report

Manager Ridgway gave an update on several matters including Public Works tree and branch schedule, the Roseann Avenue Project, cancellation of the Independence Day festivities, tentative recreation activities, animal control and Township Hall being open for business.

Council Comments

Councilmember Conrad thanked residents for their tolerance during these trying times and reminded everyone to stay safe.

Councilmember Coombs thanked residents and Township employees and communicated concern for the safety of first responders during the riots.

Councilmember Roy echoed the previous Council comments and reminded everyone to stay safe and patient during these uncertain times.

Deputy Mayor Perry echoed the previous comments and thanked the citizens for their patience.

Mayor Sippel commented on Res. #2020-173 and the process to get businesses up and running. He also explained that the fireworks and festivals are prohibited due to the Governor's directive.

Call to the Public

Adjournment

There being no further business to address, motion to adjourn moved by Councilmember Roy, seconded by Councilmember Conrad. Motion to adjourn was unanimous. Meeting adjourned at 5:30 p.m.

Mayor

Township Clerk

Approved:

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
01075 COPIERS PLUS*								
	20-01343	06/04/20	COPIER OVERAGE FOR COURT	Open	356.49	0.00		
01170 VERIZON WIRELESS* F/S								
	20-01382	06/11/20	CELL SERVICE 4/27-5/26/20	Open	52.75	0.00		
01171 VERIZON WIRELESS - TOWNHALL								
	20-01327	06/04/20	4/24-5/23/20 CELL SERVICE	Open	505.92	0.00		
	20-01388	06/11/20	4/29-5/28/20 IPHONE BILL	Open	<u>1,056.72</u>	0.00		
					1,562.64			
01200 DELTA DENTAL PLAN OF NJ								
	20-01319	06/04/20	MAY 2020 CLAIMS WIRE	Open	1,130.20	0.00		
	20-01320	06/04/20	MAY 2020 ADMIN WIRE	Open	<u>1,317.60</u>	0.00		
					2,447.80			
01390 EDMUNDS & ASSOCIATES, INC.*								
	20-01167	05/13/20	VALIDATOR/SCANNER	Open	1,255.00	0.00		
01480 E-Z PASS								
	20-01341	06/04/20	3/30 REC & 5/24 DPW REPLENISH	Open	300.00	0.00		PC1
01577 MIKE FLINN**								
	20-01395	06/11/20	SPRING JUDO 52 PARTICIPANTS	Open	884.00	0.00		
01649 GARDEN STATE HWY PRODUCTS, INC*								
	20-01208	05/20/20	STREET NAME SIGNS	Open	450.00	0.00		
01653 GENTILINI FORD*								
	20-00116	01/09/20	PARTS FOR TUCK/DPW	Open	89.37	0.00		
01703 HARBOR SALES COMPANY*								
	20-01209	05/20/20	VINYL FOR SIGNS	Open	1,283.42	0.00		
01751 GRINDER WEAR PARTS, INC								
	20-01003	04/22/20	TUB GRINDER PARTS	Open	4,134.86	0.00		
	20-01296	05/30/20	WOOD GRINDER PARTS	Open	<u>3,022.76</u>	0.00		
					7,157.62			
01806 ANTHONY J HARVATT, II, ESQ								
	20-00905	04/08/20	ZONING BOARD SOLICITOR SALARY	Open	625.00	0.00		
	20-01330	06/04/20	3/5/20 RESOULTIONS CONCERNING	Open	<u>450.00</u>	0.00		
					1,075.00			
01898 HERITAGE BUSINESS SYSTEMS, INC*								
	20-01392	06/11/20	PRINTER MAINT & OVERAGE 3/2020	Open	1,964.23	0.00		
	20-01400	06/11/20	PRINTER MAINT 6/9-9/8/20	Open	<u>1,922.14</u>	0.00		
					3,886.37			
02027 JESCO INC*								
	20-00122	01/09/20	PARTS FOR BACKHOE	Open	434.97	0.00		

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
02100 CLAUDIA KAMMER	20-01323	06/04/20	CONTRACTUAL REIMBURSEMENT M	Open	925.00	0.00		
02175 BRUCE KLAUSING	20-01406	06/12/20	CONTRACTUAL REIMBURSEMENT V	Open	115.00	0.00		
02247 LAWSON PRODUCTS, INC.*	20-00813	03/27/20	SUPPLIES FOR DPW/APRIL	Open	699.34	0.00		
	20-00987	04/22/20	SUPPLIES /DPW/MAY	Open	692.28	0.00		
					<u>1,391.62</u>			
02725 THOMAS MILLS	20-01410	06/12/20	INSPECTIONS 5-6-2020	Open	28.03	0.00		
02811 JAMES MOY	20-01378	06/11/20	CONTRACTUAL REIMBURSEMENT M	Open	122.14	0.00		
03065 NJ MUNICIPAL COURT LAW REVIEW*	20-01224	05/26/20	2020 NJ MUNICIPAL COURT REVIEW	Open	20.00	0.00		
03172 OFFICE BUSINESS SYSTEMS INC*	20-00053	01/08/20	FTR SOFTWARE	Open	199.00	0.00		
03427 POLAR BEAR MECHANICAL SERVICES	20-00099	01/09/20	HVAC MAINTENANCE	Open	735.00	0.00		B
03495 ELIZABETH BYRNE	20-00616	03/04/20	CONTRACTUAL REIMBURSEMENT M	Open	379.86	0.00		B
03660 SIRCHIE FINGERPRINT LAB, INV.*	20-01119	05/05/20	DETECTIVE SUPPLIES	Open	661.23	0.00		
03733 JAMES STRICKLAND	20-01324	06/04/20	CONTRACTUAL REIMBURSEMENT M	Open	1,633.68	0.00		
03764 TCTANJ	20-01412	06/12/20	TCTA WEBINAR JUNE 16-17, 2020	Open	200.00	0.00		
03820 MUNICIPAL UTILIL. AUTH ON CALL	20-01295	05/30/20	REIMBURSE HALF TOTAL BILL	Open	315.19	0.00		
03844 GIACOMO TROMBETTA	20-01365	06/09/20	CONTRACTUAL REIMBURSEMENT M	Open	190.20	0.00		
03904 LOWE'S HOME CENTER INC*	20-00801	03/27/20	SUPPLIES/DPW/SIGN/MARCH	Open	227.24	0.00		
03914 ULINE INC*	20-00661	03/10/20	FIRST AID KIT & SAFETY VESTS	Open	422.06	0.00		
	20-01292	05/29/20	DOGIPOT BAGS AND LINERS	Open	658.90	0.00		
					<u>1,080.96</u>			

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
03971 VERIZON WIRELESS MDT POLICE	20-01267	05/28/20	VERIZON - MDT'S	Open	843.39	0.00		
03985 VILLAS NAPA AUTO PARTS	20-00800	03/27/20	RD/SANT/RECY/MARCH	Open	2,728.87	0.00		
03992 VAL-U AUTO PARTS LLC*	20-00828	03/27/20	RDS/SANT/RECY/DPW/MARCH	Open	2,825.78	0.00		
04266 NJ DEPT OF HEALTH&SENIOR SVCS	20-01401	06/11/20	May Dog License Fees	Open	36.60	0.00		
04301 SEASHORE ASPHALT CORPORATION*	20-00817	03/27/20	ASPHALT/PATCH/RDS	Open	243.75	0.00		
7019 OCEAN VIEW VETERINARY*	20-01386	06/11/20	VET SERVICES 5/01/2020	Open	130.00	0.00		
7041 CARI ECKEL	20-01314	06/04/20	REIMBURSEMENT-LACROSSE	Open	10.00	0.00		
7098 SHORE VETERINARIAN ANIMAL *	20-01391	06/11/20	ANIMAL CONTROL CALL OUT	Open	225.00	0.00		
7119 ENGINEERING DESIGN ASSOC*	19-00359	01/30/19	RES 18-326 SCHELLENGERS LNDG	Open	4,065.36	0.00		
	19-01995	07/10/19	RES 2019-133 C/O1 SCHELLENGER	Open	1,463.64	0.00		B
					5,529.00			
7225 FARM-RITE, INC*	20-01206	05/20/20	PARTS FOR TRUCK	Open	300.00	0.00		
7354 FLEETPRIDE INC.*	20-01363	06/09/20	MATERIALS FOR TRUCKS	Open	272.03	0.00		
7388 JONATHAN SCHECK	20-01321	06/04/20	CONTRACTUAL REIMBURSEMENT V	Open	160.00	0.00		
7457 SERVPRO OF CAPE MAY COUNTY*	20-01355	06/08/20	DISINFECTING TOWNHALL	Open	1,927.56	0.00		
7469 KIM RUSSO	20-01303	06/04/20	REIMBURSEMENT-SOCCER	Open	10.00	0.00		
7478 WINDSTREAM COMMUNICATION INC*	20-01394	06/11/20	MAY 29TH PHONE SERVICE	Open	2,817.98	0.00		
7507 STEFANKIEWICZ & BELASCO LLC	20-00221	01/17/20	DNE \$116K EXPENSES	Open	24,835.15	0.00		
7508 BLANEY & KARAVAN PC*	20-00155	01/10/20	RES# 2020-02 LABOR DNE \$40k	Open	3,304.00	0.00		B

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
7508	BLANEY & KARAVAN PC*		Continued					
	20-00156	01/10/20	RES#2020-04 TAX APPEAL	Open	<u>800.00</u>	0.00		B
					4,104.00			
7581	ASSOC OF STATE FLOODPLAIN							
	20-01114	05/04/20	ASFPM ASSOCIATION DUES	Open	330.00	0.00		
7618	MEGONIGAL ELECTRIC LLC*							
	20-01290	05/29/20	SERVICE CALL-RECREATION DEPT.	Open	550.00	0.00		
7636	MOTT MACDONALD LLC*							
	19-02261	08/12/19	REC BATHROOM CONSDTRUCTION PHA	Open	196.25	0.00		B
	19-02964	11/06/19	SERVICES FOR JONATHAN HOFFMANS	Open	718.00	0.00		B
	20-00566	03/02/20	MULLIGAN CO#1 DESIGN PHS 20-92	Open	9,352.00	0.00		
	20-01332	06/04/20	PROFESSIONAL ENGINEERING	Open	461.50	0.00		
	20-01333	06/04/20	PROFESSIONAL ENGINEERING	Open	1,297.71	0.00		
	20-01334	06/04/20	PROFESSIONAL ENGINEERING	Open	117.75	0.00		
	20-01335	06/04/20	PROFESSIONAL ENGINEERING	Open	603.50	0.00		
	20-01336	06/04/20	PROFESSIONAL ENGINEERING	Open	220.50	0.00		
	20-01337	06/04/20	PROFESSIONAL ENGINEERING	Open	962.25	0.00		
	20-01338	06/04/20	PROFESSIONAL ENGINEERING	Open	710.00	0.00		
	20-01339	06/04/20	PROFESSIONAL ENGINEERING	Open	461.50	0.00		
	20-01413	06/12/20	INVOICES	Open	<u>2,808.25</u>	0.00		
					17,909.21			
7770	BEN SCAFFER RECREATION INC							
	20-00835	03/27/20	PIPE WALL FOR MITNICK PARK	Open	413.28	0.00		
7820	DEBLASIO & ASSOCIATES, P.C.*							
	19-02342	08/21/19	2019 ROAD PROGRAM	Open	11,000.00	0.00		B
	20-00762	03/18/20	2019 ROAD PROGRAM CHANGE #2	Open	6,000.00	0.00		B
	20-01133	05/08/20	RESOLUTION 2020-143	Open	<u>2,000.00</u>	0.00		
					19,000.00			
7929	AMAZON CAPITAL SERVICES, INC							
	20-01121	05/05/20	SUPPLIES	Open	791.79	0.00		
	20-01230	05/26/20	SYNTHETIC OIL	Open	488.70	0.00		
	20-01315	06/04/20	SUPPLIES	Open	<u>479.92</u>	0.00		
					1,760.41			
7959	ALL PRO TEAM SPORTS							
	20-01294	05/29/20	LEATHER FOOTBALLS	Open	857.00	0.00		
7985	EAW SECURITY							
	20-01299	06/02/20	BRUSHES FOR KEYS	Open	350.73	0.00		
8072	JOHNSONS CONTROL SERCURITY							
	20-00665	03/10/20	MAINTENANCE AGREEMENT	Open	103.16	0.00		B
8131	DOCUVAULT SECURE SHREDDING LLC							
	20-01425	06/12/20	5/31/20 SHREDDING	Open	96.00	0.00		

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8211 CONFIRE FIRE PROT SERV LLC*								
	20-00952	04/17/20	2020 ALARM/SPRINKLER/EXTING	Open	3,350.00	0.00		
	20-01183	05/14/20	FIRE ALARM MONITORING	Open	720.00	0.00		
					4,070.00			
8273 JOHN & EILEEN MESURE								
	20-01175	05/14/20	5/20 REFUND REGISTRATION FEE	Open	125.00	0.00		
8275 BART MCGINN								
	20-01264	05/27/20	REFUND REG FEE 203 CARDINAL	Open	125.00	0.00		
8283 LEEANN OKEZIE								
	20-01304	06/04/20	REIMBURSEMENT-SOCCER	Open	30.00	0.00		
8284 LAUREN MAGUIRE								
	20-01305	06/04/20	REIMBURSEMENT-SOCCER	Open	20.00	0.00		
8285 MIRANDA BERKENBILE								
	20-01306	06/04/20	REIMBURSEMENT-SOCCER	Open	20.00	0.00		
8286 TIFFANI HILL								
	20-01307	06/04/20	REIMBURSEMENT-SOCCER	Open	20.00	0.00		
8287 JOSEPH MORO								
	20-01308	06/04/20	REIMBURSEMENT-SOCCER	Open	10.00	0.00		
8288 VIKTOZIYA DOTSENKO								
	20-01309	06/04/20	REIMBURSEMENT-SOCCER	Open	20.00	0.00		
8289 LOUIS BELASCO								
	20-01310	06/04/20	REIMBURSEMENT-SOCCER	Open	20.00	0.00		
8290 JAMIE PELAN								
	20-01311	06/04/20	REIMBURSEMENT-SOCCER	Open	15.00	0.00		
8291 JENNIFER HERNANDEZ								
	20-01312	06/04/20	REIMBURSEMENT-SOCCER	Open	20.00	0.00		
8292 JANE M NORTHROP								
	20-01313	06/04/20	REIMBURSEMENT-SOCCER	Open	15.00	0.00		
8293 BETSY KURTZ								
	20-01318	06/04/20	REIMBURSEMENT-SOCCER	Open	20.00	0.00		
8296 JOSH SHOEMAKER								
	20-01347	06/08/20	REIMBURSEMENT-LACROSSE	Open	25.00	0.00		
8297 JAMIE BIERSBACH								
	20-01348	06/08/20	REIMBURSEMENT-SOCCER	Open	15.00	0.00		
8298 RAY OBST								
	20-01349	06/08/20	REIMBUSREMENT-SOCCER	Open	15.00	0.00		

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
8302 JOHN & JACQUELINE GIEBLER	20-01414	06/12/20	REFUND 2NDQ B 719 L 1.03 C-310	Open	1,683.07	0.00		
8303 CHEWIES LLC	20-01403	06/11/20	RELEASE OF PERFORMANCE BOND	Open	6,024.00	0.00		
8305 JESSICA WACHTEL	20-01415	06/12/20	REFUND 2ND Q B-507.02 L-12	Open	1,553.95	0.00		
8663 MASER CONSULTING PA	20-00977	04/22/20	ASPHALT CORE DRILLING/TESTING	Open	1,350.00	0.00		
8671 VICTORY SUPPLIES INC	20-01402	06/11/20	SHIPPING OF PPE N95 MASKS	Open	307.16	0.00		
ABBA AABA MEDICAL SUPPLY*	20-01393	06/11/20	SANI CLOTH ANTIBACTERIAL WIPE	Open	251.10	0.00		
BLAUE BLAUER ASSOCIATES INC*	19-02385	08/28/19	SCPF ROTARY PARK RES 2019-246	Open	3,900.00	0.00		B
CARROT CARROT-TOP INDUSTRIES, INC*	20-01176	05/14/20	HALYARD ROPE FOR FLAGS	Open	357.40	0.00		
DOUGHERT GEORGIA DOUGHERTY	20-01364	06/09/20	CONTRACTUAL REIMBURSEMENT M	Open	447.88	0.00		
HOOVER ROBERT HOOVER & SONS INC*	20-00121	01/09/20	SUPPLIES FOR TRUCKS	Open	222.16	0.00		
WELLSF WELLS FARGO REAL ESTATE TAX	20-01384	06/11/20	6/8 2nd Q Taxes	Open	1,108.02	0.00		
Total Purchase Orders:		131	Total P.O. Line Items:	0	Total List Amount:	193,437.05	Total Void Amount:	0.00

	MOTION	SECOND	AYE	NAY	RECUSE	ABSTAIN	ABSENT
CONRAD							
COOMBS							
ROY							
PERRY							
SIPPEL							

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 June 15, 2020.

Julie A Picard, Township Clerk

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

RESOLUTION #2020-179

Title: A RESOLUTION RE-APPOINTING JENNIFER DOWE AS TAX ASSESSOR FOR THE TOWNSHIP OF LOWER PURSUANT TO N.J.S.A .54:1-35.31 EFFECTIVE JULY 1, 2020

WHEREAS, Jennifer Dowe has satisfactorily served as Lower Township Tax Assessor for the Township of Lower for a partial term of July 29, 2015 through June 30, 2016 and then served her initial four year term July 1, 2016 through June 30, 2020; and

WHEREAS, the appointment of Jennifer Dowe for a second term as Tax Assessor will grant her tenure in the position within the Township of Lower.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Lower, County of Cape May, State of New Jersey that Jennifer Dowe is hereby re-appointed as Tax Assessor for her second four year term effective July 1, 2020 through June 30, 2024, thereby granting her tenure.

	MOTION	SECOND	AYE	NAY	RECUSE	ABSTAIN	ABSENT
CONRAD							
COOMBS							
ROY							
PERRY							
SIPPEL							

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 June 15, 2020.

Julie A Picard, Township Clerk

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

RESOLUTION #2020-180

Title: INSERTION OF SPECIAL ITEM OF REVENUE PURSUANT TO N.J.S.A. 40A:4-87, CHAPTER 159

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amount,

SECTION 1.

NOW, THEREFORE BE IT RESOLVED that the Township of Lower, County of Cape May, hereby requests the Director of the Division of Local Government Services to approve the increase of \$3,667.57 for an item of revenue in the budget of the year 2020 as follows:

Miscellaneous Revenues –
 Revenue Offset with Appropriations - Alcohol Education and Rehabilitation
 Total with increase to be \$ 3,667.57

SECTION 2.

BE IT FURTHER RESOLVED that a like sum of \$3,667.57 be and the same is hereby appropriated under the caption of:

General Appropriations –
 Public & Private Programs Offset by Revenues - Alcohol Education and Rehabilitation
 State/Federal Share \$ 3,667.57
 Non State Share \$
 Total with increase to be \$ 3,667.57

FURTHER RESOLVED that a certified copy of this Resolution shall be electronically filed with the State of New Jersey, Division of Local Government Services.

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD						
COOMBS						
ROY						
PERRY						
SIPPEL						

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 June 15, 2020.

 Julie A Picard, Township Clerk

Anticipated Money	Municipality Code	Municipality	DWI Filings Base Year	2019 DWI Filings	Difference
\$1,083.60	0427	PENNSAUKEN TWP	282	295	13
\$1,250.31	0428	PINE HILL BORO	14	29	15
\$0.00	0430	RUNNEMEDE BORO	23	15	-8
\$0.00	0431	SOMERDALE BORO	122	46	-76
\$6,084.83	0432	STRATFORD BORO	29	102	73
\$2,250.55	0434	VOORHEES TWP	21	48	27
\$1,083.60	0435	WATERFORD TWP	8	21	13
\$0.00	0436	WINSLOW TWP	154.5	148	-6.5
\$333.42	0437	WOODLYNNE BORO	4	8	4
\$45,094.45		CAMDEN COUNTY TOTAL			
CAPE MAY COUNTY					
\$0.00	0501	AVALON BORO	21	13	-8
\$0.00	0502	CAPE MAY CITY	22	17	-5
\$0.00	0503	CAPE MAY POINT	0	1	
\$2,500.62	0504	DENNIS TWP	49	79	30
\$3,667.57	0505	LOWER TWP	57	101	44
\$3,334.16	0506	MIDDLE TWP	83	123	40
\$0.00	0507	NORTH WILDWOOD CITY	110	50	-60
\$0.00	0508	OCEAN CITY	83	23	-60
\$0.00	0509	SEA ISLE CITY	66.5	21	-45.5
\$0.00	0510	STONE HARBOR BORO	21	4	-17
\$0.00	0511	UPPER TWP	95.5	69	-26.5
\$416.77	0512	WEST CAPE MAY BORO	1	6	5
\$0.00	0513	WEST WILDWOOD BORO	10	4	-6
\$3,417.51	0514	WILDWOOD CITY	50	91	41
\$0.00	0515	WILDWOOD CREST BORO	56	26	-30
\$0.00	0516	WOODBINE BORO	11	8	-3
\$13,336.63		CAPE MAY COUNTY TOTAL			
CUMBERLAND COUNTY					
\$13,336.63	0601	BRIDGETON CITY	84	244	160
\$166.71	0602	COMMERCIAL TWP	38	40	2
\$1,583.72	0603	DEERFIELD TWP	80	99	19
\$0.00	0604	DOWNE TWP	12	9	-3
\$1,250.31	0605	FAIRFIELD TWP	43	58	15
\$0.00	0606	GREENWICH TWP	6	1	-5
\$0.00	0607	HOPEWELL TWP	17	7	-10
\$1,083.60	0608	LAWRENCE TWP	9	22	13
\$0.00	0609	MAURICE RIVER TWP	96	61	-35
\$0.00	0610	MILLVILLE CITY	153	135	-18
\$166.71	0611	SHILOH	0	2	2

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

RESOLUTION #2020-181

Title: INSERTION OF SPECIAL ITEM OF REVENUE PURSUANT TO N.J.S.A. 40A:4-87, CHAPTER 159

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amount,

SECTION 1.

NOW, THEREFORE BE IT RESOLVED that the Township of Lower, County of Cape May, hereby requests the Director of the Division of Local Government Services to approve the increase of \$3,520.00 for an item of revenue in the budget of the year 2020 as follows:

Miscellaneous Revenues –	
Revenue Offset with Appropriations -	Cops in Shops
Total with increase to be	\$ 3,520.00

SECTION 2.

BE IT FURTHER RESOLVED that a like sum of \$3,520.00 be and the same is hereby appropriated under the caption of:

General Appropriations –	
Public & Private Programs Offset by Revenues -	Cops in Shops
State/Federal Share	\$ 3,520.00
Non State Share	\$
Total with increase to be	\$ 3,520.00

FURTHER RESOLVED that a certified copy of this Resolution shall be electronically filed with the State of New Jersey, Division of Local Government Services.

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD						
COOMBS						
ROY						
PERRY						
SIPPEL						

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 June 15, 2020.

Julie A Picard, Township Clerk



STATE OF NEW JERSEY

OFFICE OF THE ATTORNEY GENERAL
DEPARTMENT OF LAW AND PUBLIC SAFETY
DIVISION OF ALCOHOLIC BEVERAGE CONTROL
P.O. BOX 087
TRENTON, NJ 08625-0087
PHONE: (609) 984-2830 FAX: (609) 633-6078
WWW.NJ.GOV/OAG/ABC

PHILIP D. MURPHY
Governor

SHEILA Y. OLIVER
Lt. Governor

GURBIR S. GREWAL
Attorney General

JAMES B. GRAZIANO
Acting Director

February 5, 2020

Chief William Mastriana
Lower Twp. Police Department
405 Breakwater Road
Erma, New Jersey 08204

RE: COPS IN SHOPS FEDERAL FISCAL YEAR 2020
GRANT #AL-20-45-05-03
PROGRAM: SUMMER SHORE INITIATIVE 2020

Dear Chief Mastriana:

The Division of Alcoholic Beverage Control ("ABC") is pleased to accept your municipality's application for grant funds to participate in Cops In Shops FFY 2020. This Initiative is supported by FFY 2020 National Priority Safety Programs (CFDA NO. 20.616) funding from the Department of Transportation, National Highway Traffic Safety Administration.

GRANT AWARD

After careful consideration of your application, ABC has allocated \$3,520.00 to your municipality for the assignment of officers to Cops in Shops details during the **Summer Shore Initiative 2020**. This figure is based on 2-officer teams conducting 4-hour details at the reimbursement rate of \$55.00 per hour per officer. The program period is from May 20, 2020 through September 15, 2020.

Details are authorized to be conducted at the following cooperating plenary distribution licensees located in your municipality:

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

RESOLUTION #2020-182

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>
719	1.03	John & Jacqueline Giebler 9907 Seapointe Blvd (c-310)	H/O Paid Erroneously	\$ 1,683.07
494.51	8	Wells Fargo 2705 Huron Dr	Mortgage Co Paid Erroneously	\$ 1,108.02
507.02	12	Jessica Wachtel 975 Tecumseh Road	H/O Paid Erroneously	\$ 1,553.95

	MOTION	SECOND	AYE	NAY	RECUSE	ABSTAIN	ABSENT
CONRAD							
COOMBS							
ROY							
PERRY							
SIPPEL							

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 June 15, 2020.

Julie A Picard, Township Clerk

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

RESOLUTIUN #2020-183

Title: REAPPOINTMENT TO THE PLANNING BOARD

WHEREAS, Chris Mc Duell, Regular Member on the Planning Board, has a term which will expire, June, 2020 and has requested reappointment to the Board; and

WHEREAS, Council has reviewed the applications currently on file in the Clerk's office.

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 appointments be made:

<u>NAME</u>	<u>TYPE</u>	<u>TERM EXP</u>
Chris McDuell	Regular Member	June, 2024

	MOTION	SECOND	AYE	NAY	RECUSE	ABSTAIN	ABSENT
CONRAD							
COOMBS							
ROY							
PERRY							
SIPPEL							

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 June 15, 2020.

Julie A Picard, Township Clerk

6/2024

FOR TOWNSHIP USE ONLY

Res. # _____ Board/Comm./Auth. _____

Term Exp. _____ Replaced _____ or Reappointed _____

TOWNSHIP OF LOWER
CITIZEN LEADERSHIP FORM

NAME Chris McDowell
CITY AND STATE Cold Springs, N.J. 08204
YEARS OF RESIDENCY IN TOWNSHIP 33 OCCUPATION Contractor

RCVD JUN 8 '20

Please **number in order of preference** which ones you wish to be considered for.

- | | |
|---|--|
| <input type="checkbox"/> Cable Television Advisory Board | <input type="checkbox"/> Municipal Utilities Authority |
| <input type="checkbox"/> Environmental Commission | <input checked="" type="checkbox"/> Planning Board |
| <input type="checkbox"/> Historic Preservation Commission | <input type="checkbox"/> Recreation Advisory Board |
| <input type="checkbox"/> Citizen Advisory Board | <input type="checkbox"/> Zoning Board of Adjustment |

I hereby apply to perform public service on the following municipal authority, boards or commissions. List any education, prior volunteer experience or work related experience, or other civic involvement which could be of use to the authority, board or commission you have listed above.

12 years 2 college
10 years on planning board

Date: 6-4-20 Signature: Chris McDowell (VALID FOR ONE YEAR FROM DATE OF RECEIPT)

Return to: Clerk's Office, 2600 Bayshore Road, Villas, NJ 08251

*PERSONAL INFORMATION NOT SUBJECT TO PUBLIC DISCLOSURE	
Address of Residence _____	Email _____
Primary Phone Number _____	Work Phone Number _____

*The information in this section is considered personal information, and is therefore deemed confidential for the purpose of P.L.1963, c.73 (C.47:1A-1 et seq.) and P.L. 2001, c.404 (C.47:1A-5 et al.).

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

RESOLUTION # 2020-184

Title: AUTHORIZATION FOR 2020 INCENTIVE AWARD FOR INSURANCE WAIVER

WHEREAS, the employees listed on the attached schedule have waived health insurance and are due an incentive amount per Superior Officers Union and PBA Union Contract, Article 12, Section F, AFSCME Union Contract, Article VII, Section F and Supervisors Contract, Article VI, Section F; 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 Health Insurance.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Lower, County of Cape May, State of New Jersey, that payment to the attached schedule of employees in the amount of \$2,916.67 is authorized and chargeable to the 2020 Budget account 0-01-23-220-412 (Koscis) and 0-01-26-265-279 (Embs) .

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD						
COOMBS						
ROY						
PERRY						
SIPPEL						

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 June 15, 2020.

Julie A Picard, Township Clerk

Employee	Amnt of Waiver	Jun-20	Dec-20
Embs, Jeremy	\$ 5,000.00	416.67	\$ 2,500.00
Kocis, William	\$ 5,000.00	\$ 2,500.00	\$ 2,500.00

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

RESOLUTION #2020-185

Title: A RESOLUTION TABLING DISCUSSIONS ASSOCIATED WITH THE DEVELOPMENT AND CONSTRUCTION OF A STATE-OF-THE-ART AQUATICS CENTER WITH THE TOWNSHIP OF LOWER AT THE CAPE MAY COUNTY AIRPORT

WHEREAS, the Township Council of the Township of Lower is continually focused on exploring potential recreational, exercise, and general well-being opportunities for Township residents and visitors alike; and

WHEREAS, in or around December of 2016, the Lower Township Recreational Advisory Board recommended that Township Council research the feasibility of constructing an aquatic center within the jurisdiction of the Township; and

WHEREAS, on February 6, 2017, pursuant to Resolution 2017-67, Township Council authorized the Township Qualified Purchasing Agent to advertise and receive Competitive Contract Proposals for a Feasibility Study for an Aquatic Center in the Township of Lower; and

WHEREAS, on April 12, 2017, pursuant to Resolution 2017-131, Township Council awarded a contract to LAN Associates to conduct a feasibility study in relation to the construction of an aquatics center within the Township in order to determine the costs associated with construction, the costs associated with maintaining and operating the facility, and to explore potential partnerships with public and private entities in effort to offset the costs associated with construction, operation, and maintenance of said facility; and

WHEREAS, LAN Associates prepared a feasibility study dated October of 2017 on the construction of a regional community aquatic facility that would integrate traditional competitive, educational, wellness and "watertainment" components into one facility at a construction cost of approximately \$15,000,000.00, and annual operation cost of approximately \$850,000.00 - \$1,000,000; and

WHEREAS, following receipt of the October 2017 LAN Associates feasibility study, Township Council elected to place a non-binding referendum on the 2019 General Election Ballot asking residents if they supported "the construction of a proposed \$10.5 million state-of-the-art aquatic center within the Township of Lower at the Cape May County Airport, with the understanding that the Township's projected financial contribution would not exceed \$8.5 million and would not require a tax increase," and the referendum returned a generally neutral response with 51.28% of residents voting in favor and 48.72% against it; and

WHEREAS, the Township of Lower has explored potential partnerships with public and private entities in an effort to offset operation and maintenance costs, and Township Council submitted an application to the Cape May County Open Space Board requesting open space funds to further offset operation, maintenance, and construction costs; however, since the issuance of the feasibility study in October of 2017, the Township of Lower has been unable to finalize a public or private partnership to offset costs associated with this project at this time in light of the ongoing Coronavirus pandemic, and the Cape May County Open Space Board awarded the Township a total of \$3 million or 25% of project costs, substantially less than the Township anticipated; and

WHEREAS, the lack of supplemental funding will likely lead to the Township's construction costs exceeding \$8,500,000.00, and anticipated operation and maintenance costs associated with the facility could limit the Township's financial ability to undertake and complete other necessary Township projects along with this project; and

WHEREAS, in addition to the foregoing, the 2019 novel coronavirus has presented unprecedented financial issues and conditions which caused countries throughout the world to shut down their economies, resulting in the worst economic contraction in nearly a century, and the economy in Lower Township has been similarly impacted causing great hardship and financial uncertainty to the Township and its residents; and

WHEREAS, in light of the foregoing, the Township Council of the Township of Lower has determined that it would be neither financially prudent nor in the best interests of the taxpayers of Township of Lower to move forward with the construction of a state-of-the-art regional aquatic center at this time; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Lower, County of Cape May, State of New Jersey that all discussion and planning associated with the development and construction of a state-of-the-art aquatics center within the Township of Lower at the Cape May County Airport is hereby tabled, effective immediately.

	MOTION	SECOND	AYE	NAY	RECUSE	ABSTAIN	ABSENT
CONRAD							
COOMBS							
ROY							
PERRY							
SIPPEL							

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 June 15, 2020 .

Julie A Picard, Township Clerk

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

RESOLUTION #2020-186

Title: **APPROVAL OF CHANGE ORDER #1 TO BAYSHORE LANDSCAPING FOR ADDITIONAL PROPERTY AT THE PUMP STATION ON CLEARWATER AND ROSEANNE AVENUE**

WHEREAS, on February 5, 2018 Resolution #2018-64 accepted and awarded the Landscaping Services for Various Locations in the Township of Lower for 2018, 2019 with an option of 2020 year. Council approved on March 16, 2020 as per Resolution 2020-111 to award for 2020 (final year) Contract for \$39,400.00; and

WHEREAS, Bayshore Landscaping LLC has provided a proposal of \$495.00 to include the Pump Station located at Clearwater and Roseanne on Tier 2 (every other week) at a cost of \$45.00 per cut; and

WHEREAS, the Lower Township Council desires to approve Change Order #1 and the CFO has certified the availability of funds by her signature in the budget as follows:

Appropriation # 0-01-28-370-281

Signature: _____
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 Change Order #1 for \$495.00 to Bayshore Landscaping LLC is hereby approved to increase the contract total to \$39,895.00.

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD						
COOMBS						
ROY						
PERRY						
SIPPEL						

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 June 15, 2020.

Julie A Picard, Township Clerk

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

RESOLUTION #2020-187

Title: A RESOLUTION CANCELLING THE JULY 3, 2020 INDEPENDENCE DAY FIREWORKS EVENT DUE TO THE PROHIBITIONS SET FORTH WITHIN NEW JERSEY EXECUTIVE ORDER 148

WHEREAS, on January 6, 2020, the Township Council of the Township of Lower adopted Resolution 2020-17, awarding a contract to S. Vitale Pyrotechnic Industries, Inc. "to supply fireworks display including barge for Independence Day event 2020 and 2021 with a 2022 option;" and

WHEREAS, on March 9, 2020, Governor Murphy issued Executive Order 103 declaring a State of Emergency and a Public Health Emergency in response to the outbreak of the novel Coronavirus within the State of New Jersey; and

WHEREAS, thereafter, in accordance with the aforementioned Executive Order and in response to the ongoing Coronavirus Public Health Emergency, Governor Murphy issued Executive Orders 104 through 153 which enacted various social distancing restrictions in an effort to mitigate the spread and impact of the Coronavirus, including but not limited to a complete ban on gatherings of any size, the closure of all schools within the State of New Jersey, and the requirement that all residents shelter in their homes until further order; and

WHEREAS, on May 22, 2020, Governor Murphy issued Executive Order 148 which increased the limit on outdoor gatherings to no more than 25 people, but which also provides in part that, "the prohibition of special events at public and private beaches, boardwalks, lakes, and lakeshores such as festivals, concerts, fireworks, and movies, remain in full force and effect;" and

WHEREAS, on June 9, 2020, Governor Murphy issued Executive Order 152 which further increased the limit on indoor gatherings to 25% of the capacity of the room or 50 people, whichever is less, and the limit on outdoor gatherings to 100 people or less with understanding that the limits on outdoor gatherings could be increased to 250 people on June 22, 2020 and 500 people on July 3, 2020; and

WHEREAS, in light of the current and proposed future limits on outdoor gatherings, and the fact that the anticipated size of the July 3, 2020 Independence Day Fireworks gathering will significantly exceed said limits, the Township Council of the Township of Lower must regrettably cancel the planned July 3, 2020 Independence Day Fireworks event.

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. In accordance with the provisions of New Jersey Executive Order 148, and the current prohibition on special events, including fireworks, at public and private beaches, the July 3, 2020 Township of Lower Independence Day fireworks event is hereby cancelled.

Table with 8 columns: MOTION, SECOND, AYE, NAY, RECUSE, ABSTAIN, ABSENT and 5 rows: CONRAD, COOMBS, ROY, PERRY, SIPPEL

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 June 15, 2020.

Julie A Picard, Township Clerk

**TOWNSHIP OF LOWER
ORDINANCE NUMBER 2020-12**

**BOND ORDINANCE PROVIDING FOR VARIOUS
2020 CAPITAL IMPROVEMENTS, BY AND IN THE
TOWNSHIP OF LOWER, IN THE COUNTY OF CAPE
MAY, STATE OF NEW JERSEY (THE "TOWNSHIP");
APPROPRIATING \$2,055,000 THEREFOR AND
AUTHORIZING THE ISSUANCE OF \$1,950,000
BONDS OR NOTES OF THE TOWNSHIP TO
FINANCE PART OF THE COSTS THEREOF**

**BE IT ORDAINED AND ENACTED BY THE TOWNSHIP COUNCIL
OF THE TOWNSHIP OF LOWER, IN THE COUNTY OF CAPE MAY, STATE OF
NEW JERSEY (not less than two-thirds of all the members thereof affirmatively
concurring), AS FOLLOWS:**

SECTION 1. The improvements or purposes described in Section 3 of this bond ordinance are hereby authorized as general improvements or purposes to be undertaken by the Township of Lower, in the County of Cape May, State of New Jersey (the "Township"). For the said improvements or purposes stated in Section 3, there is hereby appropriated the aggregate sum of \$2,055,000, said sum being inclusive of a down payment in the aggregate amount of \$105,000 for said improvements or purposes as required by the Local Bond Law, N.J.S.A. 40A:2-1 et seq. (the "Local Bond Law"). The down payment is now available by virtue of a provision or provisions in a previously adopted budget or budgets of the Township for down payment or for capital improvement purposes.

SECTION 2. For the financing of said improvements or purposes described in Section 3 hereof and to meet the part of said \$2,055,000 appropriation not provided for by application hereunder of said down payment, negotiable bonds of the Township are hereby authorized to be issued in the aggregate principal

amount not exceeding \$1,950,000 pursuant to the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the Township in an aggregate principal amount not exceeding \$1,950,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Local Bond Law.

SECTION 3. (a) The improvements hereby authorized and purposes for the financing of which said obligations are to be issued, include, but are not limited to, as follows:

<u>Description</u>	<u>Appropriation</u>	<u>Authorization</u>	<u>Down Payment</u>	<u>Useful Life</u>
(i) Police Department - Acquisition And Installation, As Applicable, Of Various Equipment and Information Technology Improvements, Including, But Not Limited To, An Intercom System; Radar Units; And Mobile Data Computers; Network Equipment Including, But Not Limited To, A 48-Port Switch; And Acquisition Of Two Non-Passenger Vehicles;	\$312,815	\$297,065	\$15,750	6.30 years
(ii) Public Works (DPW) - Acquisition And Installation, As Applicable, Of Various Equipment And Non-Passenger Vehicles Including, But Not Limited To, A Mini Excavator, A Welder, A Rear Load Refuse Truck And A Fleet Maintenance/Service Vehicle; And Various Improvements To Public Works Facilities Including, But Not Limited To, The Recycling Center And Department Of Public Works Office Building;	\$926,445	\$879,195	\$47,250	11.87 years
(iii) Recreation - Various Improvements To Recreation And Park Facilities Including, But Not Limited To, Improvements To The Heating, Ventilation, And Air Conditioning (HVAC) System At The Recreation Gymnasium; The Acquisition And Installation, As Applicable, Of Various Equipment Including, But Not Limited To, A Wrestling Mat; And The Acquisition Of Three Non-Passenger Vehicles; And	\$531,946	\$504,646	\$27,300	12.26 years
(iv) Administration - General Capital Improvements, And/Or Acquisition And Installation Of Equipment And Non-Passenger Vehicles, As Applicable, For Various Township Facilities Including, But Not Limited To,	\$283,794	\$269,094	\$14,700	5.33 years

<u>Description</u>	<u>Appropriation</u>	<u>Authorization</u>	<u>Down Payment</u>	<u>Useful Life</u>
Computer Hardware And Software And Office Equipment And Furniture For The Municipal Building, Land Use Office And Assessor's Office; Computer Hardware And Software For The Collector's Office and Planning Department; And Emergency Equipment For The Office Of Emergency Management; Improvements To The Public Safety Building And Court Offices Including, But Not Limited To, Improvements To Courtrooms; Improvements To Facilities For The Building Officials and Code Administrators Office; And Two Non-Passenger Vehicles For The Township.				
TOTALS	<u>\$2,055,000</u>	<u>\$1,950,000</u>	<u>\$105,000</u>	

(b) The aggregate estimated maximum amount of bonds or notes to be issued for said improvements or purposes is \$1,950,000.

(c) The aggregate estimated cost of said improvements or purposes is \$2,055,000, the excess amount thereof over the said estimated maximum amount of bonds or notes to be issued therefor is the aggregate down payment available for said purposes.

(d) All such improvements or purposes set forth in Section 3(a) shall include, but are not limited to, as applicable, all engineering, architectural and design work, surveying, construction planning, preparation of plans and specifications, permits, bid documents, construction inspection and contract administration, and also shall include all work, materials, equipment, accessories, labor and appurtenances necessary therefor or incidental thereto and all in accordance with the plans and specifications therefor on file in the Office of the Clerk of the Township and available for public inspection and hereby approved.

SECTION 4. In the event the United States of America, the State of New Jersey, and/or the County of Cape May make a contribution or grant in aid to the Township for the improvements and purposes authorized hereby and the same shall be received by the Township prior to the issuance of the bonds or notes authorized in Section 2 hereof, then the amount of such bonds or notes to be issued shall be reduced by the amount so received from the United States of America, the State of New Jersey, and/or the County of Cape May. In the event, however, that any amount so contributed or granted by the United States of America, the State of New Jersey, and/or the County of Cape May shall be received by the Township after the issuance of the bonds or notes authorized in Section 2 hereof, then such funds shall be applied to the payment of the bonds or notes so issued and shall be used for no other purpose.

SECTION 5. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer of the Township, provided that no note shall mature later than one (1) year from its date unless such bond anticipation notes are permitted to mature at such later date in accordance with applicable law. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer of the Township shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the signature of the Chief Financial Officer upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time in accordance with the provisions of N.J.S.A. 40A:2-8.1. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at a public or private sale and to deliver them to the purchaser thereof upon receipt of payment of

the purchase price and accrued interest thereon from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, the description, the interest rate, the maturity schedule of the notes so sold, the price obtained and the name of the purchaser.

SECTION 6. The capital budget of the Township is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith and a resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital programs as approved by the Director of the Division of Local Government Services, Department of Community Affairs, State of New Jersey, is on file in the Office of the Clerk of the Township and is available for public inspection.

SECTION 7. The following additional matters are hereby determined, declared, recited and stated:

(a) The purposes described in Section 3 of this bond ordinance are not current expenses and are improvements which the Township may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of said purposes within the limitations of said Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is 10.22 years.

(c) The supplemental debt statement required by the Local Bond Law has been duly made and filed in the Office of the Clerk of the Township and a

complete executed duplicate thereof has been filed in the Office of the Director of the Division of Local Government Services, Department of Community Affairs, State of New Jersey, and such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds or notes provided for in this bond ordinance by \$1,950,000 and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An aggregate amount not exceeding \$192,100 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purposes or improvements herein before described.

SECTION 8. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy *ad valorem* taxes upon all the taxable property within the Township for the payment of the principal of the obligations and the interest thereon without limitation as to rate or amount.

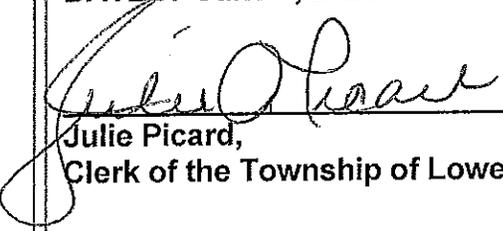
SECTION 9. The Township hereby declares the intent of the Township to issue the bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use proceeds to pay or reimburse expenditures for the costs of the purposes described in Section 3 of this bond ordinance. This Section 9 is a declaration of intent within the meaning and for purposes of Treasury Regulations §1.150-2 or any successor provisions of federal income tax law.

SECTION 10. The Township Chief Financial Officer is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Township and to execute such disclosure document on behalf of the Township. The Township Chief Financial Officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Township and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

SECTION 11. The Township covenants to maintain the exclusion from gross income under Section 103(a) of the Code of the interest on all bonds and notes issued under this bond ordinance.

SECTION 12. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by the Local Bond Law.

**ADOPTED ON FIRST READING
DATED: June 1, 2020**



Julie Picard,
Clerk of the Township of Lower

**ADOPTED ON SECOND READING
DATED: June 15, 2020**

Thomas Conrad, Councilmember

Kevin Coombs, Councilmember

**Julie Picard,
Clerk of the Township of Lower**

Roland Roy, Councilmember

David Perry, Deputy Mayor

APPROVAL BY THE MAYOR ON THIS 15th DAY OF JUNE, 2020.

**FRANK SIPPEL,
Mayor of the Township of Lower**

**TOWNSHIP OF LOWER
BOND ORDINANCE NUMBER 2020-13**

**BOND ORDINANCE PROVIDING FOR VARIOUS
ROADWAY AND DRAINAGE IMPROVEMENTS, BY
AND IN THE TOWNSHIP OF LOWER, IN THE
COUNTY OF CAPE MAY, STATE OF NEW JERSEY;
APPROPRIATING \$3,185,000 THEREFOR
(INCLUDING A GRANT FROM THE NEW JERSEY
DEPARTMENT OF TRANSPORTATION IN THE
AMOUNT OF \$185,000) AND AUTHORIZING THE
ISSUANCE OF \$2,840,000 BONDS OR NOTES OF
THE TOWNSHIP TO FINANCE PART OF THE COST
THEREOF**

**BE IT ORDAINED AND ENACTED BY THE TOWNSHIP COUNCIL OF
THE TOWNSHIP OF LOWER, IN THE COUNTY OF CAPE MAY, STATE OF
NEW JERSEY (not less than two-thirds of all members thereof affirmatively
concurring), AS FOLLOWS:**

SECTION 1. The improvements or purposes described in Section 3 of this bond ordinance are hereby authorized as general improvements or purposes to be undertaken by the Township of Lower, in the County of Cape May, State of New Jersey (the "Township"). For the said improvements or purposes stated in Section 3, there is hereby appropriated the sum of \$3,185,000, which sum includes a \$185,000 Grant received or expected to be received from the New Jersey Department of Transportation (the "Grant") and \$160,000 as the amount of down payment for said improvements or purposes as required by the Local Bond Law, N.J.S.A. 40A:2-1 et seq. (the "Local Bond Law"). Said down payment is now available by virtue of a provision or provisions in a previously adopted budget or budgets of the Township for down payment or for capital improvement proposes or by monies actually held by the Township.

SECTION 2. For the financing of said improvements or purposes described in Section 3 hereof and to meet the part of said \$3,185,000 appropriation not provided for by application hereunder of the Grant and down payment, negotiable bonds of the Township are hereby authorized to be issued in the principal amount of \$2,840,000 pursuant to the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the Township in a principal amount not exceeding \$2,840,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

SECTION 3. (a) The improvements hereby authorized and the purposes for the financing of which said bonds or notes are to be issued are various roadway and drainage improvements throughout the Township including, but not limited to, reconstruction and/or improvements to the drainage systems at Star Avenue and Croydon Drive; improvements to the 100 Blocks of Miami, Florida, Jacksonville and Tampa Avenues; reconstruction and/or improvements to the drainage systems at Schellinger's Landing (consisting of Wilson Drive, 1st Avenue, 2nd Avenue and 3rd Avenue); and various improvements to Arizona Avenue, Republic Lane and Federal Lane; which improvements shall include, but not be limited to, as applicable, excavation, milling, paving, reconstruction and boxing out and resurfacing or full depth pavement replacement, and where necessary, the sealing of pavement cracks, resetting of utility castings, drainage work, and associated sidewalk, driveway and curb ramp improvements and aesthetic improvements, and shall also include, but not be limited to, as applicable, preparation of plans and specifications, permits, bid documents, contract

administration, and all work, materials, equipment, accessories, labor and appurtenances necessary therefor or incidental thereto.

(b) The estimated maximum amount of bonds or notes to be issued for said improvements or purposes is \$2,840,000.

(c) The estimated cost of said improvements or purposes is \$3,185,000, the excess amount thereof over the said estimated maximum amount of bonds or notes to be issued therefor is the Grant in the amount of \$185,000 and the down payment for said purposes in the amount of \$160,000.

SECTION 4. Except for the Grant, in the event the United States of America, the State of New Jersey, the County of Cape May and/or a private entity make a contribution or grant in aid to the Township, for the improvements and purposes authorized hereby and the same shall be received by the Township prior to the issuance of the bonds or notes authorized in Section 2 hereof, then the amount of such bonds or notes to be issued shall be reduced by the amount so received from the United States of America, the State of New Jersey, the County of Cape May and/or a private entity. Except for the Grant, in the event, however, that any amount so contributed or granted by the United States of America, the State of New Jersey, the County of Cape May and/or a private entity, shall be received by the Township after the issuance of the bonds or notes authorized in Section 2 hereof, then such funds shall be applied to the payment of the bonds or notes so issued and shall be used for no other purpose. This Section 4 shall not apply, however, with respect to any contribution or grant in aid received by the Township as a result of using funds from this bond ordinance as "matching local funds" to receive such contribution or grant in aid.

SECTION 5. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer of the Township, provided that no note shall mature later than one (1) year from its date unless such bond anticipation notes are permitted to mature at such later date in accordance with applicable law. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the signature of the Chief Financial Officer upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time in accordance with the provisions of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchaser thereof upon receipt of payment of the purchase price and accrued interest thereon from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, the description, the interest rate, and the maturity schedule of the notes so sold, the price obtained and the name of the purchaser.

SECTION 6. The Capital Budget of the Township is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency, a resolution in the form promulgated by the Local Finance Board showing full detail of the amended Capital Budget and capital programs as approved by the Director of the Division of

Local Government Services, New Jersey Department of Community Affairs will be on file in the office of the Clerk and will be available for public inspection.

SECTION 7. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not a current expense and are improvements which the Township may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of said improvements or purposes within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is 20 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the Office of the Clerk of the Township and a complete executed duplicate thereof has been filed in the Office of the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, and such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds or notes provided for in this bond ordinance by \$2,840,000 and the said bonds or notes authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An aggregate amount not exceeding \$150,000 for items of expense listed in and permitted under section 20 of the Local Bond Law is included

in the estimated cost indicated herein for the improvements or purposes hereinbefore described.

SECTION 8. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the bonds or notes authorized by this bond ordinance. The bonds or notes shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy *ad valorem* taxes upon all the taxable real property within the Township for the payment of the bonds or notes and the interest thereon without limitation as to rate or amount.

SECTION 9. The Township hereby declares the intent of the Township to issue the bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use proceeds to pay or reimburse expenditures for the costs of the purposes described in Section 3 of this bond ordinance. This Section 9 is a declaration of intent within the meaning and for purposes of Treasury Regulations §1.150-2 or any successor provisions of federal income tax law.

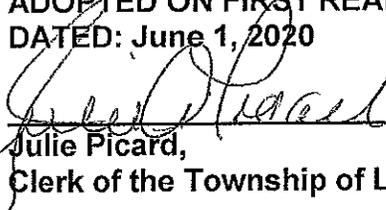
SECTION 10. The Township Chief Financial Officer is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Township and to execute such disclosure document on behalf of the Township. The Township Chief Financial Officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Township and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues

to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

SECTION 11. The Township covenants to maintain the exclusion from gross income under section 103(a) of the Code of the interest on all federally tax exempt bonds and notes issued under this ordinance.

SECTION 12. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption and approval by the Mayor, as provided by the Local Bond Law.

**ADOPTED ON FIRST READING
DATED: June 1, 2020**



Julie Picard,
Clerk of the Township of Lower

Thomas Conrad, Councilmember

Kevin Coombs, Councilmember

**ADOPTED ON SECOND READING
DATED: June 15, 2020**

Julie Picard,
Clerk of the Township of Lower

Roland Roy, Jr. Councilmember

David Perry, Deputy Mayor

APPROVAL BY THE MAYOR ON THIS 15th DAY OF June, 2020

FRANK SIPPEL,
Mayor

**TOWNSHIP OF LOWER
BOND ORDINANCE NUMBER 2020-14**

BOND ORDINANCE PROVIDING FOR VARIOUS IMPROVEMENTS TO THE CLEM MULLIGAN SPORTS COMPLEX, BY AND IN THE TOWNSHIP OF LOWER, IN THE COUNTY OF CAPE MAY, STATE OF NEW JERSEY; APPROPRIATING \$1,990,000 THEREFOR (INCLUDING A SMALL CITIES COMMUNITY DEVELOPMENT BLOCK GRANT IN THE AMOUNT OF \$400,000) AND AUTHORIZING THE ISSUANCE OF \$1,490,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

BE IT ORDAINED AND ENACTED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF LOWER, IN THE COUNTY OF CAPE MAY, STATE OF NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

SECTION 1. The improvements or purposes described in Section 3 of this bond ordinance are hereby authorized as general improvements or purposes to be undertaken by the Township of Lower, in the County of Cape May, State of New Jersey (the "Township"). For the said improvements or purposes stated in Section 3, there is hereby appropriated the sum of \$1,990,000, said sum being inclusive of a Small Cities Community Development Block Grant received or expected to be received from the New Jersey Department of Community Affairs in the amount of \$400,000 (the "Grant") and a down payment in the amount of \$100,000 now available for said improvements or purposes as required by the Local Bond Law, as amended and supplemented (N.J.S.A. 40A:2-1 et seq.) (the "Local Bond Law"). Said down payment is now available therefor by virtue of a provision or provisions

in a previously adopted budget or budgets of the Township for down payment or for capital improvements purposes.

SECTION 2. For the financing of said improvements or purposes described in Section 3 hereof and to meet the part of said \$1,990,000 appropriation not provided for by application hereunder of the Grant and down payment, negotiable bonds of the Township are hereby authorized to be issued in the principal amount of \$1,490,000 pursuant to the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the Township in a principal amount not exceeding \$1,490,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

SECTION 3. (a) The improvements hereby authorized and purposes for the financing of which said bonds or notes are to be issued are various capital improvements to the Clem Mulligan Sports Complex in the Township including, but not limited to, the construction of a concession stand; acquisition and installation, as applicable, of benches, fencing, playground equipment and a shade structure; the construction or improvements to, as applicable, various playing surfaces at the complex, including, but not limited to, various athletic fields and the hockey rink including, but not limited to, the removal and recycling of existing playing surfaces and the acquisition and installation, as applicable, of new playing surfaces; asphalt and concrete paving improvements; and landscaping improvements to include, but not be limited to, irrigation system improvements; electrical improvements to include, but not be limited to, site lighting improvements; and also including all site-work, demolition, engineering and design work, surveying, construction planning,

preparation of plans and specifications, permits, bid documents, construction inspection and contract administration, and all work, materials, equipment, labor and appurtenances necessary therefor or incidental thereto.

(b) The estimated maximum amount of bonds or notes to be issued for said improvements or purposes is \$1,490,000.

(c) The estimated cost of said improvements or purposes is \$1,990,000, the excess thereof over the said estimated maximum amount of bonds or notes to be issued therefor, being the amount of \$500,000, is comprised of the Grant in the amount of \$400,000, and the down payment in the amount of \$100,000 for said improvements or purposes.

SECTION 4. Except for the Grant, in the event the United States of America, the State of New Jersey, and/or the County of Cape May make a contribution or grant in aid to the Township, for the improvements and purposes authorized hereby and the same shall be received by the Township prior to the issuance of the bonds or notes authorized in Section 2 hereof, then the amount of such bonds or notes to be issued shall be reduced by the amount so received from the United States of America, the State of New Jersey and/or the County of Cape May. Except for the Grant, in the event, however, that any amount so contributed or granted by the United States of America, the State of New Jersey and/or the County of Cape May, shall be received by the Township after the issuance of the bonds or notes authorized in Section 2 hereof, then such funds shall be applied to the payment of the bonds or notes so issued and shall be used for no other purposes.

SECTION 5. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer of the Township, provided that no note shall mature later than one (1) year from its date unless such bond anticipation notes are permitted to mature at such later date in accordance with applicable law. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the signature of the Chief Financial Officer upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time in accordance with the provisions of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchaser thereof upon receipt of payment of the purchase price and accrued interest thereon from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, the description, the interest rate, and the maturity schedule of the notes so sold, the price obtained and the name of the purchaser.

SECTION 6. The Capital Budget of the Township is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency, a resolution in the form promulgated by the Local Finance Board showing full detail of the amended Capital Budget and capital programs as approved by the Director of the Division of

Local Government Services, New Jersey Department of Community Affairs will be on file in the office of the Clerk and will be available for public inspection.

SECTION 7. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not current expenses and are improvements which the Township may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of said improvements or purposes within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is 15 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the Office of the Clerk of the Township and a complete executed duplicate thereof has been filed in the Office of the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, and such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds or notes provided for in this bond ordinance by \$1,490,000 and the said bonds or notes authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An aggregate amount not exceeding \$50,000 for items of expense listed in and permitted under section 20 of the Local Bond Law is included

in the estimated cost indicated herein for the purposes or improvements hereinbefore described.

SECTION 8. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the bonds or notes authorized by this bond ordinance. The bonds or notes shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy *ad valorem* taxes upon all the taxable real property within the Township for the payment of the bonds or notes and the interest thereon without limitation as to rate or amount.

SECTION 9. The Township hereby declares the intent of the Township to issue the bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use proceeds to pay or reimburse expenditures for the costs of the purposes described in Section 3 of this bond ordinance. This Section 9 is a declaration of intent within the meaning and for purposes of Treasury Regulations §1.150-2 or any successor provisions of federal income tax law.

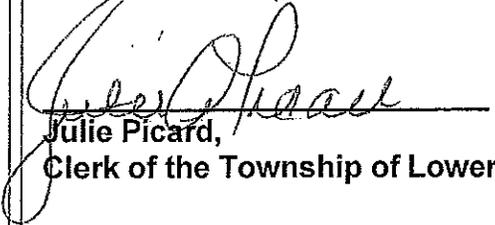
SECTION 10. The Township Chief Financial Officer is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Township and to execute such disclosure document on behalf of the Township. The Township Chief Financial Officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Township and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues

to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

SECTION 11. The Township covenants to maintain the exclusion from gross income under section 103(a) of the Code of the interest on all bonds and notes issued under this ordinance.

SECTION 12. This bond ordinance shall take effect twenty (20) days after final adoption, and approval by the Mayor, as provided by the Local Bond Law.

**ADOPTED ON FIRST READING
DATED: June 1, 2020**


Julie Picard,
Clerk of the Township of Lower

Thomas Conrad, Councilmember

Kevin Coombs, Councilmember

**ADOPTED ON SECOND READING
DATED: June 15, 2020**

Julie Picard,
Clerk of the Township of Lower

Roland Roy, Councilmember

David Perry, Deputy Mayor

APPROVAL BY THE MAYOR ON THIS 15th DAY OF JUNE, 2020

FRANK SIPPEL,
Mayor

May 2020 Clerk's Report

Register Report - Last month

5/1/2020 through 5/31/2020

6/3/2020

Page 1

Account	Description	Memo	Category	Amount
INCOME				5,825.00
Business Mercantile 2020-2021				750.00
Campgrounds & Trailers				1,950.00
Rental Merc 2020-2021				2,625.00
Vac Prop Reg				500.00
TRANSFERS				-5,825.00
Council Checking				-5,825.00
			OVERALL TOTAL	0.00

Township of Lower
 2600 Bayshore Road
 Villas, NJ 08251
 609-8861455

OFFICE OF CONSTRUCTION OFFICIAL

Construction Permit Activity Report

RANGE: 05/01/2020 To 05/31/2020

June 02, 2020 11:52:53AM

SUMMARY

CONSTRUCTION COSTS

COUNT

Cost Of Construction:	\$392,168.00	Cubic Footage:	225928 Cu.ft	Permit Issued:	88
Cost Of Alteration:	\$423,823.00	Square Footage:	18410 Sq.ft	Updates Issued:	14
Cost Of Demolition:	\$0.00			All Fees Waived:	1
Total Cost:	\$815,991.00			Municipal Fees Waived:	0

PERMIT FEES

ADMIN FEES

WAIVED FEES

TOTAL FEES

Building:	\$9,739.00	Building:	\$0.00	Building:	\$1,015.00	Building Fees:	\$8,724.00
Electrical:	\$7,022.00	Electrical:	\$0.00	Electrical:	\$0.00	Electrical Fees:	\$7,022.00
Fire :	\$1,600.00	Fire :	\$0.00	Fire :	\$0.00	Fire Fees:	\$1,600.00
Plumbing:	\$3,090.00	Plumbing:	\$0.00	Plumbing:	\$0.00	Plumbing Fees:	\$3,090.00
Elevator:	\$0.00	Elevator:	\$0.00	Elevator:	\$0.00	Elevator Fees:	\$0.00
Mechanical:	\$2,415.00	Mechanical:	\$0.00	Mechanical:	\$0.00	Mechanical Fees:	\$2,415.00

* Total Waived: **\$1,015.00** Technical Fees: **\$22,851.00**

DCA

	Calculated Fees	Waived Fees	Collected Fees
Volume Training Fee:	\$838.00	\$0.00	\$838.00
Alteration Training Fee:	\$806.00	\$55.00	\$751.00
DCA Minimum Fee:	\$10.00	\$0.00	\$10.00
Sub total Training Fee:	\$1,654.00	\$55.00	\$1,599.00

TECHNICAL ISSUES

Building Technical:	39
Electrical Technical:	68
Fire Protection Technical:	18
Plumbing Technical:	26
Elevator Technical:	
Mechanical Technical:	29

Certificate of Occupancy Fee:	\$1,511.00
Waived Certificate Fees:	\$0.00
Sub Total Certificate Fees:	\$1,511.00

CERTIFICATE ISSUES

Certificate of Occupancy:	10
Certificate of Approval:	9
Certificate of Continued Occupancy:	0

PERMIT FEES:	\$22,851.00
DCA FEES:	\$1,599.00
CERTIFICATE FEES:	\$1,511.00
MIN FEES:	\$0.00
NET TOTAL FEES:	\$25,961.00
PENALTIES COLLECTED:	\$0.00
CCO FEES:	\$0.00
OTHER FEES:	\$0.00
GRAND TOTAL FEES:	\$25,961.00

* By State law (see N.J.S. 52:27D-126c): \$1,015.00

* By Municipality (see N.J.S. 52:27D-126b): \$0.00

OFFICE OF THE CONSTRUCTION OFFICIAL

Account Summation-Summary

Report Run from 05/01/2020 To 05/31/2020

June 2, 2020 11:53:23AM

ACCOUNT:		Cash Amount	Check Amount	Credit Card Amount	Total Fee
PERMIT FEES	Sub Totals:	\$860.00	\$25,101.00	\$0.00	\$25,961.00
GRAND TOTALS:		\$860.00	\$25,101.00	\$0.00	\$25,961.00

**2020 CASH RECEIPTS
MAY**

Township of Lower
Office of the Tax Collector

YEAR TO DATE

Receipts

current year taxes (2020)	9,607,864.93	20473520.08
Prior year taxes (2019)	21,788.03	389,889.16
Prior year taxes (2018)	_____	3,000.74
Prior year taxes (2017)	-	1,527.00
Previously exempt property	_____	0.00
State Audit Pay Back	_____	500.00
Municipal Lien	_____	6,896.85
Recording	_____	0.00
Bankruptcy	_____	0.00
6% Penalty	_____	1,550.72
Municipal Service Fees	-	31,830.00
Tax Search Fees	_____	20.00
Interest	5,037.35	35,727.58
Lot clearing	-	2,485.00
Returned Check Fees	20.00	60.00
Duplicate Bills	175.00	300.00
Trash	2,809.75	11,978.25
TOTAL DEPOSITS	9,637,695.06	30,366,322.39
DEPOSITED TO COUNCIL CHECK	9,013,507.36	18,700,161.28
DEPOSITED TO WIPP ACCOUNT	624,187.70	2,322,233.99
TOTAL DEPOSITS	9,637,695.06	21,022,395.27
NSF Reversals	17,304.50	70,577.23
WIPP NSF Reversals	8,711.71	187,551.54
NSF Fee Reversal	_____	0.00
TOTAL NSF	26,016.21	258,128.77
TOTAL	9,611,678.85	20,764,266.50

Prepared by Kathy Brown

	<u>Total</u>	<u>Jan</u>	<u>Feb</u>	<u>Mar</u>
BEG. BAL. JAN. 1, 2020	11,511,731.60	11,511,731.60	14,275,807.61	13,769,857.93
RECEIPTS:				
Per Revenue Status	21,502,606.91	10,001,975.80	5,799,226.21	1,017,220.80
less: post cash surplus	0.00			
Due from Capital Reserve	0.00			
Interest due from Capital	0.00			
Interest due from Escrow	(2,839.99)	(850.01)	(781.23)	(842.38)
PREPAID TRASH 2020	0.00			
PREPAID TRASH 2021	0.00			
PREPAID MSF 2020	0.00			
(53,741,780.37)				
	21,499,766.92	10,001,125.79	5,798,444.98	1,016,378.42
Transfers:				
Grants Received:				
BODY ARMOR \$ RECD	4,696.73	4,696.73		
BUSINESS DEV \$ RECD	25,000.00		25,000.00	
DSGPO \$ RECD	5,500.00			5,500.00
JIF \$ Recd	725.00	725.00		
35,921.73				
TOTAL RECEIPTS:	21,535,688.65	10,006,547.52	5,823,444.98	1,021,878.42
DISBURSEMENTS:				
2019 Reserves	618,005.64	440,047.04	139,485.49	24,355.35
2020 Current	24,388,061.42	6,506,831.52	5,970,497.44	5,277,549.87
2020 Capital	1,909,886.08	396,388.48	352,741.81	196,964.27
less: Special Emergency	0.00			
less: Def chgs TAX MAP	0.00			
Appropriation Refunds:	(411,095.83)	(100,795.53)	(133,330.08)	(99,894.65)
TOTAL DISBURSEMENTS	26,504,857.31	7,242,471.51	6,329,394.66	5,398,974.84
END. BAL. DEC. 31, 2020	6,542,562.94	14,275,807.61	13,769,857.93	9,392,761.51
Total Appropriation Refunds	(411,095.83)	(100,795.53)	(133,330.08)	(99,894.65)

Bank Balance				
Checking-Ocean First		13,752,727.14	13,113,556.09	7,755,683.14
Online Payment Acct		309,014.37	623,280.17	147,596.76
Total Bank Balance		14,061,741.51	13,736,836.26	7,903,279.90
ADD: Deposits in Transit		330,346.34	43,873.58	2,195,757.84
LESS: Outstanding Checks		(116,280.24)	(10,851.91)	(706,276.23)
Adjusted Bank Balance		14,275,807.61	13,769,857.93	9,392,761.51
		0.00	0.00	0.00

Monthly Interest Received-Current Fund	136,653.84	42,915.20	48,695.26	45,043.38
Interest Rate		2.00%	2.00%	2.00%

CASH RECONCILIATION APRIL 30, 2020

	Cash		Less Checks Outstanding	Cash Book Balance
	*On Hand	On Deposit		
Current	476,564.15	6,725,762.85	553,546.63	6,648,780.37
Trust - Assessment				
Trust - Dog License	65.00	11,701.71	112.80	11,653.91
Trust - Other	2,745.22	3,361,751.32	9,156.25	3,355,340.29
Capital - General	0.00	12,917,125.21	0.00	12,917,125.21
Water - Operating				0.00
Water - Capital				0.00
Assessment Utility Trust				0.00
Public Assistance**				0.00
Garbage District				0.00
Grant Fund				0.00
Total	479,374.37	23,016,341.09	562,815.68	22,932,899.78

*Include Deposits In Transit (and change funds)

**Be sure to include a Public Assistance Account reconciliation and trial balance if the municipality maintains such a bank account.

REQUIRED CERTIFICATION

I hereby certify that all amounts shown in the "Cash on Deposit" column on Sheet 9 and 9(a) have been verified with the applicable bank statements, certificates, agreements or passbooks at 30-Apr-20

I also certify that all amounts, if any, shown for Investments in Savings and Loan Association on any trial balance have been verified with the applicable passbook at 30-Apr-20

All "Certificates of Deposits," "Repurchase Agreements," and other Investments must be reported as cash and included in this certification.

(THIS MUST BE SIGNED BY THE REGISTERED MUNICIPAL ACCOUNTANT (STATUTORY AUDITOR) OR CHIEF FINANCIAL OFFICER) depending on who prepared this Annual Financial Statement as certified to on Sheet 1 or 1(a).

Signature:

Lauren Reed

Title: CFO, Township of Lower

	Total	Jan	Feb	Mar	Apr	May
BEG. BAL. JAN. 1, 2020	11,511,731.60	11,511,731.60	14,275,807.61	13,769,857.93	9,392,761.51	6,542,562.94
RECEIPTS:						
Per Revenue Status	37,757,542.32	10,001,975.80	5,799,226.21	1,017,220.80	4,684,184.10	16,254,935.41
less: post cash surplus	(4,186,359.00)					(4,186,359.00)
Due from Capital Reserve	(225,000.00)					(225,000.00)
Interest due from Escrow	(3,206.11)	(850.01)	(781.23)	(842.38)	(366.37)	(366.12)
	33,342,977.21	10,001,125.79	5,798,444.98	1,016,378.42	4,683,817.73	11,843,210.29
Transfers:						
Grants Received:						
BODY ARMOR \$ RECD	4,696.73	4,696.73				
BUSINESS DEV \$ RECD	25,000.00		25,000.00			
DSGPO \$ RECD	5,500.00			5,500.00		
JIF \$ Recd	725.00	725.00				
35,921.73						
TOTAL RECEIPTS:	33,378,898.94	10,006,547.52	5,823,444.98	1,021,878.42	4,683,817.73	11,843,210.29
DISBURSEMENTS:						
2019 Reserves	620,485.94	440,047.04	139,485.49	24,355.35	14,117.76	2,480.30
2020 Current	36,232,916.45	6,506,831.52	5,970,497.44	5,277,549.87	6,633,182.59	11,844,855.03
2020 Capital	2,338,504.84	396,368.48	352,741.81	196,964.27	963,791.52	428,618.76
less: Special Emergency	(1,638,800.00)					(1,638,800.00)
less: Def chgs TAX MAP	(146,200.00)					(146,200.00)
less: Due capital CIF	(250,000.00)					(250,000.00)
Appropriation Refunds:	(461,206.10)	(100,795.53)	(133,330.08)	(99,894.65)	(77,075.57)	(50,110.27)
TOTAL DISBURSEMENTS	36,695,701.13	7,242,471.51	6,329,394.66	5,398,974.84	7,534,016.30	10,190,843.82
END. BAL. DEC. 31, 2020	8,194,929.41	14,275,807.61	13,769,857.93	9,392,761.51	6,542,562.94	8,194,929.41
Total Appropriation Refunds	(461,206.10)	(100,795.53)	(133,330.08)	(99,894.65)	(77,075.57)	(50,110.27)
Bank Balance						
Checking-Ocean First	13,752,727.14	13,113,556.09	7,755,683.14	6,084,382.84	7,550,104.71	
Online Payment Acct	309,014.37	623,280.17	147,596.76	354,089.72	582,539.13	
Total Bank Balance	14,061,741.51	13,736,836.26	7,903,279.90	6,438,472.56	8,132,643.84	
ADD: Deposits in Transit	330,346.34	43,873.58	2,195,757.84	121,874.43	89,014.78	
LESS: Outstanding Checks	(116,280.24)	(10,851.91)	(706,276.23)	(17,784.05)	(26,729.21)	
Adjusted Bank Balance	14,275,807.61	13,769,857.93	9,392,761.51	6,542,562.94	8,194,929.41	
	0.00	0.00	0.00	0.00	0.00	
Monthly Interest Received-Current Fund	213,135.89	42,915.20	48,695.26	45,043.38	33,959.45	42,522.60
Interest Rate		2.00%	2.00%	2.00%	2.00%	2.00%

CASH RECONCILIATION MAY 31, 2020

	Cash		Less Checks Outstanding	Cash Book Balance
	*On Hand	On Deposit		
Current	672,153.91	8,217,520.46	668,355.25	8,221,319.12
Trust - Assessment				
Trust - Dog License	0.00	11,926.77	142.20	11,784.57
Trust - Other	0.00	3,380,471.00	11,983.13	3,368,487.87
Capital - General	0.00	12,917,125.21	0.00	12,917,125.21
Water - Operating				0.00
Water - Capital				0.00
Assessment Utility Trust				0.00
Public Assistance**				0.00
Garbage District				0.00
Grant Fund				0.00
Total	672,153.91	24,527,043.44	680,480.58	24,518,716.77

*Include Deposits In Transit (and change funds)

**Be sure to include a Public Assistance Account reconciliation and trial balance if the municipality maintains such a bank account.

REQUIRED CERTIFICATION

I hereby certify that all amounts shown in the "Cash on Deposit" column on Sheet 9 and 9(a) have been verified with the applicable bank statements, certificates, agreements or passbooks at 31-May-20

I also certify that all amounts, if any, shown for investments in Savings and Loan Association on any trial balance have been verified with the applicable passbook at 31-May-20

All "Certificates of Deposits," "Repurchase Agreements," and other investments must be reported as cash and included in this certification.

(THIS MUST BE SIGNED BY THE REGISTERED MUNICIPAL ACCOUNTANT (STATUTORY AUDITOR) OR CHIEF FINANCIAL OFFICER) depending on who prepared this Annual Financial Statement as certified to on Sheet 1 or 1(a).

Signature:

Lauren Reed

Title: CFO, Township of Lower

**MAY 2020
VITAL STATISTICS**

Marriages,Civil Unions	5
Domestic Partners	0
Certified Copies	144
Certified Copies EDRS	0
Burial Permits	0

Marriages, Civil Unions State	\$125.00
Domestic Partners State	\$0.00
Marriages, Civil Unions Twp	\$15.00
Domestic Partners Twp	\$0.00
Certified Copies	\$1,440.00
Certified Copies EDRS	\$0.00
Burial Permits	\$0.00

TOTAL	\$1,580.00
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