

# WORK SESSION & REGULAR MEETING OF THE LOWER TOWNSHIP COUNCIL

NOVEMBER 21, 2011 - 7:00 P.M.

## Meeting called to order

Opening Announcement

Pledge of Allegiance & Moment of Silence

Roll Call & Determination of Quorum

Presentations - Certificates of Appreciation - Hurricane Irene agencies & volunteers

Presentations - Certificates of Appreciation for Township Hall & Recreation field updates

## Work Session

Discussion - Mobile Meetings - Dep. Mayor Lare

Discussion - Public Safety Building - Mayor Beck

Review of Consent & Regular Agenda Items

## Consent Agenda

- Approval of Minutes November 7, 2011
- Res. #2011-298 Payment of Vouchers, \$170,489.67
- Res. #2011-299 Authorization for Refund of Taxes
- Res. #2011-300 Authorization for the Township of Lower to Apply for an Emergency Management Agency Assistance Subgrant
- Res. #2011-301 Insertion of Special Item of Revenue Pursuant to N.J.S.A. 40A:4-87, Chapter 159 (Body Armor Grant - \$3,908.30)
- Res. #2011-302 Resolution Authorizing an Interlocal Service Agreement with the Township of Middle for Emergency Animal Control Services (To be used only when Lower's ACO's are unavailable and an emergency exists - Middle Township has reciprocal agreement with Lower when they need emergency animal control)
- Res. #2011-303 Authorizing Sale of Personal Property Not Needed for Public Use by Private Sale (Sale of service weapon to Captain Lou Russo for \$275.00)
- Ord. #2011-19 An Ordinance of the Township of Lower Vacating a Portion of Mulberry Road, 1<sup>st</sup> rdg. (Vacates Township's interest in 50' x 100' street end - 2<sup>nd</sup> rdg Dec. 5)
- Ord. #2011-20 An Ordinance Amending Chapter 570, Entitled "Solid Waste" of the Code of the Township of Lower, 1<sup>st</sup> rdg. (Deletes provision that would have ended commercial trash collection as of Dec. 31, 2011 - 2<sup>nd</sup> rdg. Dec. 5)

## Regular Agenda

- Ord. #2011-18 An Ordinance Authorizing Certain Traffic Control Signage and Markings on Station Road in the Township of Lower, 2nd rdg. (Authorizing 10 mph speed limit and school crossing markings on Station Road)

## Administrative Reports

- Department Reports Animal Control, BOCA, Dog License, Bureau of Fire Safety, Clerks, Court, Engineer, Police and Vital Statistics

## Council Comments

## Call to the Public

## Closed Session

- Res. #2011-304 Resolution Providing for a Meeting Not Open to the Public in Accordance with the Provisions of the New Jersey Open Public Meetings Act, N.J.S.A. 10:4-12." (Personnel - Police Dept., Potential Litigation, Labor Relations)

## Adjournment

## Regular & Work Session Meeting Minutes - November 7, 2011

The regular meeting of the Township Council of the Township of Lower, County of Cape May, State of New Jersey was held on November 7, 2011 at 7:00 p.m. in the meeting room of the Township Hall, 2600 Bayshore Road, Villas, New Jersey.

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

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

Councilmember Thomas Conrad  
Councilmember Erik Simonsen  
Councilmember Glenn Douglass  
Deputy Mayor Kevin Lare  
Mayor Michael Beck

Also present: Michael Donohue, Solicitor and Recording Secretary Julie Picard

### **WORK SESSION**

#### Discussion on Commercial Trash - Gary Douglass

Gary Douglass, Superintendent of Public Works, addressed Council and stated the current Ordinance regulating commercial trash pick-up will expire December 31, 2011. After speaking with the most of the business this Ordinance effects, they would like to see the collection continue. With Council's approval, an Ordinance to continue the service will be prepared and the first reading will be at the November 21 meeting, second reading December 5<sup>th</sup> and the Ordinance will take effect 20 days after adoption.

#### Discussion on Cox Hall Creek Wildlife Management Area - Mayor Beck

Mayor Beck stated he had received calls regarding hunting at the Wildlife Management Area. The state had begun to post the area so shotguns will not be allowed, but requests Council's support in their efforts. The issue is the deer destroying the habitat. The state is contemplating closing the walking trails for a few days allowing bow and arrow hunting. Councilmember Conrad stated he does not see an issue with bow hunting, but will not agree with hunting with guns. Councilmember Simonsen stated as long as someone monitors the situation, it should be fine. Councilmember Douglas stated bow hunting has been used in other areas, and worked well. Deputy Mayor Lare stated a posted, clearly defined area for bow hunting would be fine. Hunters are basically law abiding sportspersons. If the state allows bow hunting, it is posted adequately and the boundaries are clearly defined, the problem should correct itself.

Thomas Ross, 2 Shawmont Ave addressed Council and stated he has been a resident there for 25 years and has been hearing a lot more shots recently. Also, all the walking trails infringe on the area to be used for hunting.

Jacqueline Dougherty, Shawmount Ave. addressed Council and stated she has lived there for 17 years and had a deer gutted in her yard. People are shooting in the park and believes if there is bow hunting allowed, the area will need to be clearly marked.

## Regular & Work Session Meeting Minutes - November 7, 2011

Motion to have a letter sent to the State from the Mayor's office stating "Lower Township would like to see, in the original Ponderlodge footprint, the use of shot guns completely prohibited and whatever use of bow and arrow that would be allowed has to take into consideration the fact that there are a lot of residents, visitors and foot traffic in that area and foot traffic should be restricted as much as necessary". Motion moved by Mayor Beck, seconded by Councilmember Simonsen. Roll Call Vote:

Councilmember Conrad	Yes
Councilmember Simonsen	Yes
Councilmember Douglass	Yes
Deputy Mayor Lare	Yes
Mayor Beck	Yes

### Review of Request to Vacate end of Mullberry Street

Councilmember Simonsen stated the MUA, the fire departments and the State have all given permission to vacate that portion of Mulberry Street. Clerk Kammer stated an Ordinance will be prepared for the November 21 meeting.

### Review of Consent & Regular Agenda Items

Council comment on Consent Agenda – None

Public Comment on consent agenda:

### Green Acres Program

Fred Long, Socks lane, addressed Council and spoke in support of Resolution 291 stating it is an excellent idea and helps leverage the amount of tax money collected for use in open space acquisition and other recreation uses.

Jessica Dare, Conservation Coordinator for the American Literal Society, the Delaware Bayshore program, a Coastal Conversation Program, addressed Council and stated the Commissioner of the DEP formally announced that they will be sending letters to all local governments requesting they submit applications by the end of January. There is a pool of funding that will be available and 19 other counties will be fighting for this funding.

### Consent Agenda

Approval of Minutes	October 17, 2011
Res. #2011-287	Payment of Vouchers: \$4,440,192.26
Res. #2011-288	Authorization for Refund of Taxes (1 - granted disabled vet status)
Res. #2011-289	Certification of Lot Clearing Charges to the Tax Collector (1 property)
Res. #2011-290	Award of Bid & Acceptance of Contract to Purchase 2012 One (1) 35 Ton

Regular & Work Session Meeting Minutes - November 7, 2011

- Res. #2011-291 Self-lifting Detachable Lowboy (Joint purchase between Twp & MUA - Total cost \$33,895 )  
Requesting Cape May County Freeholders Consider Submitting a New Jersey Department of Environmental Protection Green Acres Program Local Government Assistance Application for Land Acquisition and Park Development (Urging the County to apply to the state Green Acres Program to seek funding to match and augment funds currently raised through the County Open Space, Recreation, Farmland and Historic Preservation Trust Fund)
- Res. #2011-292 A Resolution of the Township of Lower Approving a Memorandum of Understanding with New Jersey Natural Lands Trust (Agr. to allow Township to apply for necessary State permits for extension of outfalls pipes at Sandalwood & Springtime Roads located on NJ Natural Lands Trust property)
- Res. #2011-293 Insertion of Special Item of Revenue Pursuant to N.J.S.A. 40A:40-87, Chapter 159 (\$20,000 Energy Efficiency Conservation Block Grant towards energy enhancements for Township Hall, Millman Center, Road Dept, Recreation Center & Annex)
- Res. #2011-294 Resolution Approving Project Proposal Between Hatch Mott Macdonald and the Township of Lower for Engineering Services Related to Bayshore Estates Stormwater Investigation, Phase 2 (\$26,000 max. diver would video and inspect drainage pipes and note conditions)
- Res. #2011-295 Transfer of 2011 Appropriations (\$64,000 - From PERS, Electric, Phone & Tipping Fees to Finance, Solicitor, Unemp. Police & Rec. OE's)
- Res. #2011-296 Appointment of Hearing Officer for Police Disciplinary Matter (John Callinan -\$125.00 per hr.)
- Ord. #2011-18 An Ordinance Authorizing Certain Traffic Control Signage and Markings on Station Road in the Township of Lower, 1st rdg. (Authorizing 10 mph speed limit and school crossing markings on Station Road)

Motioned to adopt the consent agenda moved by Councilmember Conrad, seconded by Councilmember Douglass. Roll Call Vote:

Councilmember Conrad	Yes
Councilmember Simonsen	Yes
Councilmember Douglass	Yes
Deputy Mayor Lare	Yes
Mayor Beck	Yes

**Administrative Reports**

Personnel Action Report

Treasurer's Report      September YTD

## Regular & Work Session Meeting Minutes - November 7, 2011

### Council Comments

Councilmember Conrad thanked everyone for all the help at the baseball field and hockey rink and stated it is a sign that people are vested in our community.

Councilmember Simonsen congratulated the recreation, police and fire departments for their efforts at the Haunted Trail. It was a very successful event. There will be a benefit for the Gene Sole Scholarship Fund at the Cape May Winery next week. The event last week at Lucky Bones was very successful, thank everyone who came out. Councilman Simonsen sent condolences to the family of Marge DeMedio, a LCMR teacher who passed. There is also a scholarship in her name, please call the high school for information. Congratulation to our girls soccer team for their win and getting into the South Jersey championship games!

Councilmember Douglass requested everyone look at the back of the agenda for upcoming events including the Rotary Tree Lighting and the Christmas Parade. The Lower Township Rescue Squad subscription plan is now open, please contact the squad at 886-2552 for additional information.

Deputy Mayor Lare reminded everyone to vote. The Landscaping at the Township building is a continuation of volunteer work being done through donation.

Mayor Beck announced the Tree Lighting is scheduled for Tuesday, November 29<sup>th</sup>, 7:00 starting at the Recreation Center. Veterans Day Services will be November 11<sup>th</sup> at 11:00 at the VFW Post 543 on Bayshore Road. Cape May County Animal Welfare Society Open House - November 12<sup>th</sup> & 13<sup>th</sup> from 1-3. Cape May County Animal Shelter supports our troops with free adoption for all military personnel members and their dependents from Veterans Day thru January. Applications for Home Energy Assistance are now being accepted for the upcoming heating season which runs from November 1 thru April 30<sup>th</sup>. Please contact Cape Human Resources 465-4531 for assistance.

### Public Comments

Bill Greenfield, Villas, questioned Council on the location of Mulberry Street. Councilmember Conrad replied off Baydrive, it backs up to Ponderlodge.

### Rescue Squad

Bob Webber, Cardinal Ave, addressed Council and questioned where the Local Public Contracts Law allows an exception for a no-bid contract to the Rescue Squad. Solicitor Donohue replied he would be happy to provide a listing of the statutes that deal with the rescue squad.

Betty Sommers, Atlantic Ave, addressed Council and stated she was at a meeting where the question was asked if a member of a rescue squad could call a doctor and receive orders and the answer was no. Ms. Sommers called the state to verify the information.

### Res. #2011-297,

A Resolution Providing for a Meeting Not Open to the Public in Accordance with the Provisions of the New Jersey Open Public Meetings Act, N.J.S.A. 10:4-12 (Potential Litigation)

Regular & Work Session Meeting Minutes - November 7, 2011

Motion to approve moved by Councilmember Simonsen, seconded by Councilmember Conrad. Roll Call Vote:

Councilmember Conrad	Yes
Councilmember Simonsen	Yes
Councilmember Douglass	Yes
Deputy Mayor Lare	Yes
Mayor Beck	Yes

Council returned to open session and there being no further comment, Councilmember Simonsen motioned to adjourn the meeting, seconded by Councilmember Conrad. The meeting unanimously adjourned by verbal "ayes" at 8:55 p.m.

---

Mayor

---

Township Clerk

Approved:

11/18/11  
14:13:40

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

Include Project Line Items: Yes

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

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
00055 LARRY AKINS	11-03223	11/16/11	CONTRACT REIMB	Open	88.47	0.00		
00096 CATHERINE R. ANDERSON	11-03098	11/08/11	GENERAL ELECTION 11/08/2011	Open	200.00	0.00		
00110 ANCO HOME CENTER*	11-02689	09/28/11	MISC. SUPPLIES FOR OCT.	Open	406.05	0.00		
	11-02839	10/17/11	PARTS FOR RDS/SIGNS/BLDG	Open	381.94	0.00		
	11-02912	10/25/11	SUPPLIES FOR HAUNTED TRAILS	Open	114.59	0.00		
					-----			
					902.58			
00205 ROBERT BAILEY JR*	11-03171	11/09/11	SHOE ALLOWANCE FOR 2011/DPW	Open	100.00	0.00		
00228 AFFORDABLE FIRE SOLUTIONS LLC*	11-02928	10/26/11	TWP HALL TROUBLE	Open	294.00	0.00		
00231 HOWARD A BAILEY III	11-03192	11/14/11	SHOE ALLOWANCE FOR 2011/DPW	Open	99.99	0.00		
00233 ROBERT BAILEY	11-03221	11/16/11	CONTRACT REIMB	Open	332.49	0.00		
00249 GHAZALA BARKAT	11-03048	11/08/11	GENERAL ELECTION 11/08/2011	Open	225.00	0.00		
00298 BATTELINI TRANSPORTATION SYS*	11-02938	10/27/11	TOWING EXPENSE/TRUCK 39	Open	525.00	0.00		
00301 BELMONT AND CRYSTAL SPRINGS*	11-03167	11/09/11	BOTTLED WATER FOR DPW	Open	39.43	0.00		
	11-03172	11/09/11	BOTTLED WATER - TOWNHALL	Open	31.03	0.00		
	11-03175	11/09/11	BOTLED WATER - FIRE SAFETY	Open	36.09	0.00		
	11-03195	11/14/11	BOTTLED WATER - COURT	Open	9.54	0.00		
	11-03227	11/16/11	BOTTLED WATER FOR REC. CENTER	Open	65.56	0.00		
					-----			
					181.65			
00322 THOMAS BEEBY	11-01360	05/16/11	2011 EQUIP. ALLOWANCE	Open	112.50	0.00		
00360 JANE BIENIECKI	11-03092	11/08/11	GENERAL ELECTION 11/08/2011	Open	200.00	0.00		
00375 ELEANOR A BOCHONOK	11-03079	11/08/11	GENERAL ELECTION 11/08/2011	Open	200.00	0.00		



11/18/11  
14:13:40

Lower Township  
Bill List By Vendor Id

Page No: 3

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
	11-03245	11/16/11	REFUND FOR FOOTBALL	Open	30.00	0.00		
01053	JACLYN STAMOS							
	11-03247	11/16/11	SOCCER REFUND	Open	71.25	0.00		
01054	TRACEY DONOHUE							
	11-03243	11/16/11	BASKETBALL REFUND	Open	10.00	0.00		
01056	BANDI WATSON							
	11-03244	11/16/11	SOCCER REFUND	Open	25.00	0.00		
01074	BALDWIN COOKE*							
	11-02907	10/25/11	51 CALENDARS	Open	101.74	0.00		
01087	ANTHONY J. COSTANZO							
	11-03056	11/08/11	GENERAL ELECTION 11/08/2011	Open	225.00	0.00		
01109	LOIS JANE CRAMER							
	11-03032	11/08/11	GENERAL ELECTION 11/08/2011	Open	200.00	0.00		
01125	MARGARET CROMPTON							
	11-03220	11/16/11	CONTRACT REIMB	Open	60.00	0.00		
01139	CORELOGIC							
	11-03183	11/14/11	OVERPYMT - VET EXEMPTION	Open	2,366.56	0.00		
01170	VERIZON WIRELESS* F/S							
	11-03174	11/09/11	CELL SERVICE - FIRE SAFETY	Open	79.12	0.00		
01171	VERIZON WIRELESS - TOWNHALL							
	11-03177	11/09/11	CELL SERVICE - 10/24-11/23	Open	997.73	0.00		
	11-03178	11/09/11	ACCT #723051842	Open	127.44	0.00		
					-----			
					1,125.17			
01196	H A DEHART & SON*							
	11-02874	10/19/11	PARTS FOR TRASH TRUCK/DPW	Open	164.78	0.00		
01201	DELL CORPORATION*							
	11-02621	09/21/11	COMPUTERS	Open	4,992.37	0.00		
	11-02649	09/26/11	2130CN INK BUNDLE	Open	372.96	0.00		
					-----			
					5,365.33			
01245	G & K SERVICES CO*							
	11-03150	11/09/11	UNIFORM RENTALS/DPW	Open	773.20	0.00		
01284	ARLENE DOUGLASS							
	11-03222	11/16/11	CONTRACT REIMB	Open	824.75	0.00		
01443	ERMA VOLUNTEER FIRE CO							
	11-02980	11/01/11	REIMB HURR IRENE SHELTER SUPP	Open	1,385.94	0.00		
	11-03186	11/14/11	GENERAL ELECTION 11/08/2011	Open	300.00	0.00		

11/18/11  
14:13:40

Lower Township  
Bill List By Vendor Id

Page No: 4

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
					1,685.94			
01450 ERMA DELI*	11-02898	10/25/11	FOOD FOR VOLUNTEERS - HOCKEY	Open	52.00	0.00		
01519 TOM FOLS ELECTRICALCONTRACTOR*	11-03018	11/03/11	PLUG ADAPTERS/TRASH/RECY/TRUCK	Open	350.00	0.00		
01532 JACQUELINE U HENDERSON	11-03074	11/08/11	GENERAL ELECTION 11/08/2011	Open	200.00	0.00		
01579 BEATRICE M. FLANIGAN	11-03083	11/08/11	GENERAL ELECTION 11/08/2011	Open	200.00	0.00		
01581 FIRST ASSEMBLY OF GOD CHURCH	11-03184	11/14/11	GENERAL ELECTION 11/08/2011	Open	150.00	0.00		
01593 ANN F. FLYNN	11-03104	11/08/11	GENERAL ELECTION 11/08/2011	Open	200.00	0.00		
01603 GENERAL CODE PUBLISHERS*	11-02972	11/01/11	CODE BOOK SUPP. #18	Open	553.63	0.00		
01641 GALL'S INC*	11-02698	09/30/11	NEW VEHICLE OUTFITTING	Open	530.00	0.00		
	11-02711	10/03/11	UNIFORMS	Open	468.40	0.00		
					998.40			
01660 GENERAL SPRING SERVICE*	11-02943	10/27/11	PARTS FOR TRUCK 39	Open	4,000.00	0.00		
01728 BRADLEY-SCIOCCHETTI, INC*	11-02824	10/17/11	PULL AND CLEAN BURNER ASSEMBLY	Open	1,554.00	0.00		
01733 FRANCIS MCLAUGHLIN	11-03099	11/08/11	GENERAL ELECTION 11/08/2011	Open	200.00	0.00		
01736 NORMAN J GUNN	11-03085	11/08/11	GENERAL ELECTION 11/08/2011	Open	200.00	0.00		
01767 WILLIAM R. HARTLEY, SR	11-03063	11/08/11	GENERAL ELECTION 11/08/2011	Open	200.00	0.00		
01791 CINDY S. HARTLEY	11-03039	11/08/11	GENERAL ELECTION 11/08/2011	Open	225.00	0.00		
01793 ANNA M. HASSON	11-03067	11/08/11	GENERAL ELECTION 11/08/2011	Open	200.00	0.00		
01796 JENNIE HAUSER	11-03042	11/08/11	GENERAL ELECTION 11/08/2011	Open	225.00	0.00		



11/18/11  
14:13:40

Lower Township  
Bill List By Vendor Id

Page No: 6

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
	11-03012	11/03/11	SHOE ALLOWANCE FOR 2011	Open	95.20	0.00		
03001 STATE TOXICOLOGY LABORATORY*	11-02759	10/06/11	APPLICANT TESTING	Open	70.00	0.00		
03104 NORTHEAST IND.&MARINE SUPPLY*	11-02184	08/02/11	PARTS FOR RDS/SANT/RECY/DPW	Open	764.20	0.00		
03109 TRU GREEN CHEMLAWN	11-00957	04/13/11	FIELD MAINT CONTRACT-F.DOUGLAS	Open	5,825.00	0.00		
03144 NAOMI NICHOLS	11-03096	11/08/11	GENERAL ELECTION 11/08/2011	Open	200.00	0.00		
03160 OFFICE BASICS, INC*	11-02906	10/25/11	PAPER	Open	432.37	0.00		
03285 PARA PLUS TRANSLATIONS, INC.*	11-02899	10/25/11	INTERPRETER	Open	193.05	0.00		
03288 KATHRYN PATTERSON	11-03058	11/08/11	GENERAL ELECTION 11/08/2011	Open	225.00	0.00		
03289 THOMAS W. PATTERSON	11-03130	11/09/11	GENERAL ELECTION 11/08/2011	Open	200.00	0.00		
03296 PARISH OF ST. JOHN NEUMANN	11-03187	11/14/11	GENERAL ELECTION 11/08/2011	Open	675.00	0.00		
03305 PEDRONI FUEL*	11-03149	11/09/11	NO LEAD GAS/DPW	Open	887.74	0.00		
03366 AMERI-GAS*	11-03228	11/16/11	PROPANE FOR BENNETT'S	Open	687.22	0.00		
03427 POLAR BEAR*	11-02717	10/03/11	INSTALL AND SUPPLY RETURN	Open	4,300.00	0.00		
03458 JOANN H. RASH	11-03057	11/08/11	GENERAL ELECTION 11/08/2011	Open	225.00	0.00		
03496 REGISTRARS ASSN OF NEW JERSEY	11-02761	10/06/11	REGISTRAR'S MTG @ LEAGUE CONF	Open	49.00	0.00		
03507 JEAN ROBSON	11-03055	11/08/11	GENERAL ELECTION 11/08/2011	Open	225.00	0.00		
03512 JEANETTE SMITH-REEVES	11-03077	11/08/11	GENERAL ELECTION 11/08/2011	Open	200.00	0.00		
03518 RIGGINS, INC.*	11-03163	11/09/11	OFF-HIGHWAY DIESEL/DPW	Open	1,129.33	0.00		

11/18/11  
14:13:40

Lower Township  
Bill List By Vendor Id

Page No: 7

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
03537 RUTGERS, THE STATE UNIVERSITY*	11-01883	06/29/11	MUNICIPAL CLERK CLASSES	Open	679.00	0.00		
03557 RUBBERCYCLE, LLC*	11-02870	10/19/11	PLAYSAFER RUBBER MULCH 17 TONS	Open	11,932.50	0.00		
03635 SHAFTON, INC.*	11-02867	10/19/11	REPLACEMENT HEADGEAR - SPARKY	Open	33.76	0.00		
03640 MADELINE R. SHOWERS	11-03137	11/09/11	GENERAL ELECTION 11/08/2011	Open	200.00	0.00		
03656 JOHN W. SKOWRONSKI	11-03049	11/08/11	GENERAL ELECTION 11/08/2011	Open	225.00	0.00		
03664 AUDREY L. SMITH	11-03109	11/08/11	GENERAL ELECTION 11/08/2011	Open	200.00	0.00		
03678 SMELTZER & SONS INC.*	11-02708	09/30/11	MISC. SUPPLIES FOR HAYRIDE	Open	200.00	0.00		
03679 BARBARA SLONIS	11-03034	11/08/11	GENERAL ELECTION 11/08/2011	Open	225.00	0.00		
03706 NICHOLAS C. SMARGIASSI	11-03060	11/08/11	GENERAL ELECTION 11/08/2011	Open	225.00	0.00		
03734 STEWART INDUSTRIES, INC.*	11-02982	11/01/11	09/23/11-12/23/11 MAINT	Open	1,214.00	0.00		
03784 ROBERT THOMPSON	11-03147	11/09/11	CONTRACTUAL REIMBURSEMENT - V	Open	720.00	0.00		
03805 TOWNBANK VOLUNTEER FIRE CO.	11-02981	11/01/11	REIMB HURR IRENE SHELTER SUPP	Open	1,686.74	0.00		
	11-03185	11/14/11	GENERAL ELECTION 11/08/2011	Open	450.00	0.00		
					----- 2,136.74			
03834 CAPE MAY COUNTY TREASURER/HAVE	11-02838	10/17/11	HAVEN HOUSE IN LIEU-DUE COUNTY	Open	466.24	0.00		
03852 CATHERINE A. TURNEY	11-03031	11/08/11	GENERAL ELECTION 11/08/2011	Open	200.00	0.00		
03857 TRI-COUNTY BUILDING SUPPLIES*	11-02831	10/17/11	SUPPLIES FOR WASH-BAY/DPW	Open	1,238.97	0.00		
03902 DONALD VANAMAN JR	11-03179	11/14/11	CONTRACTUAL REIMBURSEMENTS	Open	1,425.00	0.00		
03904 LOWE'S HOME CENTER INC*	11-02937	10/27/11	MISC. SUPPLIES FOR HAYRIDE	Open	487.97	0.00		



11/18/11  
14:13:40

Lower Township  
Bill List By Vendor Id

Page No: 9

Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
11-03059			11/08/11	GENERAL ELECTION	11/08/2011	Open	225.00	0.00	
BUONO	MARTHA BUONOPANE								
11-03095			11/08/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
CARROLL	TERRY A CARROLL								
11-03116			11/09/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
CONGL	CHRISTINA CONGLETON								
11-03080			11/08/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
CZES	MARY LOU CZESCIK								
11-03029			11/08/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
DACEY	ELIZABETH H. DACEY								
11-03113			11/09/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
DOLLARD	MADELINE DOLLARD								
11-03090			11/08/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
DOLLJ	JAMES T. DOLLARD								
11-03037			11/08/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
EDWA	RITA EDWARDS								
11-03124			11/09/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
FANI	PATRICIA FANIEL								
11-03100			11/08/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
FARNELL	JAMES FARNELL								
11-03140			11/09/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
FRANKN	NICOLE FRANK								
11-03086			11/08/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
FREAS	JEAN FREAS								
11-03084			11/08/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
GAFF	PATRICIA A. GAFFNEY								
11-03097			11/08/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
GASSER	COZETTE GASSER								
11-03082			11/08/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
GIAIRO	ANN GIAIRO								
11-03081			11/08/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
HARTL	WILLIAM HARTLEY, JR								
11-03087			11/08/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
HARTLEY	CHRISTINE HARTLEY								
11-03070			11/08/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	

Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
HAUSER	JUDITH HAUSER	11-03078	11/08/11	GENERAL ELECTION 11/08/2011	Open	200.00	0.00		
HELVE	ANN HEAP-HELVESTON	11-03033	11/08/11	GENERAL ELECTION 11/08/2011	Open	225.00	0.00		
HUGH	CHARLES HUGHES III	11-03088	11/08/11	GENERAL ELECTION 11/08/2011	Open	200.00	0.00		
HUGHC	CAROL MCCARTHY	11-03066	11/08/11	GENERAL ELECTION 11/08/2011	Open	200.00	0.00		
JASP	JANET JASPERSE	11-03119	11/09/11	GENERAL ELECTION 11/08/2011	Open	200.00	0.00		
JASPC	CRAIG JASPERSE	11-03111	11/08/11	GENERAL ELECTION 11/08/2011	Open	200.00	0.00		
JASPD	DEBBIE L JASPERSE	11-03112	11/09/11	GENERAL ELECTION 11/08/2011	Open	200.00	0.00		
KEEND	DOLORES RAMBO	11-03052	11/08/11	GENERAL ELECTION 11/08/2011	Open	225.00	0.00		
KINGR	RICHARD KING	11-03125	11/09/11	GENERAL ELECTION 11/08/2011	Open	200.00	0.00		
KIRSCHN	SCOTT KIRSCHNER	11-03134	11/09/11	GENERAL ELECTION 11/08/2011	Open	200.00	0.00		
LAMOC	CHARLES LAMONTE	11-03061	11/08/11	GENERAL ELECTION 11/08/2011	Open	225.00	0.00		
LETI	MARY LETIZIO	11-03121	11/09/11	GENERAL ELECTION 11/08/2011	Open	200.00	0.00		
LETIZIO	BARTOLOMEO J LETIZIO	11-03110	11/08/11	GENERAL ELECTION 11/08/2011	Open	200.00	0.00		
LIPS	JOHN LIPSETT	11-03093	11/08/11	GENERAL ELECTION 11/08/2011	Open	200.00	0.00		
LIPSM	MARGARET LIPSETT	11-03135	11/09/11	GENERAL ELECTION 11/08/2011	Open	200.00	0.00		
LISTW	JOAN LISTWAN	11-03094	11/08/11	GENERAL ELECTION 11/08/2011	Open	200.00	0.00		
LOGUEC	CHARLOTTA LOGUE	11-03143	11/09/11	GENERAL ELECTION 11/08/2011	Open	200.00	0.00		
LONEP	PATRICIA LONERGAN	11-03188	11/14/11	GENERAL ELECTION 11/08/2011	Open	225.00	0.00		



11/18/11  
14:13:40

Lower Township  
Bill List By Vendor Id

Page No: 12

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
	11-03076	11/08/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
PRODO MATTHIAS P PRODOEHL	11-03054	11/08/11	GENERAL ELECTION	11/08/2011	Open	225.00	0.00	
RAUD DOROTHY M RAUDENBUSH	11-03127	11/09/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
REID JOHN E REID & ASSOCIATES, INC*	11-02664	09/27/11	TRAINING		Open	1,080.00	0.00	
RODG ROSE MARIE RODGERS	11-03102	11/08/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
SANTA DENISE SANTAGATA	11-03108	11/08/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
SHEMAN KAREN A SHEMANSKI	11-03065	11/08/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
SKOWR CATHERINE SKOWRONSKI	11-03106	11/08/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
SMITHKM KATHLEEN M SMITH	11-03091	11/08/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
SOMER ELIZABETH M SOMERS	11-03043	11/08/11	GENERAL ELECTION	11/08/2011	Open	225.00	0.00	
STEBL RALPH P STEBLEIN	11-03126	11/09/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
STINSON KATHRYN STINSON	11-03139	11/09/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
TRUEH PATRICIA TRUEHART	11-03128	11/09/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
TWEED GAIL TWEED	11-03144	11/09/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
VANDEN WILLIAM R VANDENACRE	11-03123	11/09/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
VILL VILLAS VOL FIRE CO	11-02978	11/01/11	REIMB HURR IRENE SHELTER SUPP	Open	945.72	0.00		
VLASSOP JON VLASSOPOULOS	11-03072	11/08/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
WEISSM BEATRICE WEISSMAN	11-03101	11/08/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
WEISSMAN WAYNE WEISSMAN	11-03103	11/08/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
WERN JOSEPH WERNER	11-03131	11/09/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
WISSM MARY JANE WISSMAN	11-03141	11/09/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
WOLTJ JOAN WOLTJEN	11-03122	11/09/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
Total Purchase Orders: 217 Total P.O. Line Items: 318 Total List Amount:					170,489.67	Total Void Amount:	0.00	

I hereby certify the foregoing resolution was adopted by the Township Council at a meeting held on November 21, 2011.

Claudia R. Kammer, Township Clerk

	CONRAD	SIMONSEN	DOUGLASS	LARE	BECK
MOTION					
SECOND					
AYE					
NAY					
ABSTAIN					
ABSENT					

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

RESOLUTION #2011-299

**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 has been requested.

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>
512.21	11	Corelogic	Disabled Veteran	1,082.78
496.20	39	Corelogic	Paid Twice	1,283.78

I hereby certify the foregoing to be a resolution adopted by the governing body at a meeting held on November 21, 2011.

\_\_\_\_\_  
Claudia R. Kammer, Township Clerk

	CONRAD	SIMONSEN	DOUGLASS	LARE	BECK
MOTION					
SECOND					
AYE					
NAY					
ABSTAIN					
ABSENT					

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

**RESOLUTION #2011-300**

**TITLE: AUTHORIZATION FOR THE TOWNSHIP OF LOWER TO APPLY FOR AN  
EMERGENCY MANAGEMENT AGENCY ASSISTANCE SUBGRANT**

WHEREAS, the Lower Township Office of Emergency Management desires to apply for and obtain an Emergency Management Agency Assistance Subgrant. The Subgrant, consisting of a total amount of \$10,000.00, including \$5,000.00 Federal Award and \$5,000.00 local matching funds, is for the purpose of enhancing Lower Township's ability to prevent, protect against, respond to and recover from acts of terrorism, natural disasters and other catastrophic events and emergencies; and

WHEREAS, the Subgrant award incorporates all conditions and representations contained or made in application; and

WHEREAS, the Lower Township Office of Emergency Management, designated by the New Jersey State Police, Office of Emergency Management, has submitted an Application for Subgrant Award that has been required by the said New Jersey State Police Office of Emergency Management; and

WHEREAS, the Application for Subgrant Award calls for a match in the amount of \$5,000.00 which the Lower Township Office of Emergency Management adequately satisfies through the 2012 Lower Township approved budget for salaries and wages and fringe benefits.

BE IT THEREFORE RESOLVED, that the Township of Lower does hereby authorize the application for such a grant; and, upon receipt of the grant agreement from the New Jersey State Police, Office of Emergency Management, does further authorize the execution of the grant agreement; and also, upon receipt of the fully executed agreement from the Department, does further authorize the expenditure of funds pursuant to the terms of said agreement between the Township of Lower and the New Jersey State Police, Office of Emergency Management.

BE IT FURTHER RESOLVED that Lauren Read, the Chief Fiscal Officer, Michael E. Beck, the Mayor and Richard Harron, Emergency Management Coordinator are authorized to sign the appropriate subgrant award documents; and

BE IT FURTHER RESOLVED that copies of this Resolution shall be forwarded to the New Jersey State Police, Office of Emergency Management; the Director of the Division of Local Government Services; Lauren Read, Chief Financial Officer; Richard Harron, Emergency Management Coordinator and the Office of the Treasury.

I hereby certify this is the original resolution adopted by the Township Council on Nov. 21, 2011.

Claudia R. Kammer, Township Clerk

	CONRAD	SIMONSEN	DOUGLASS	LARE	BECK
MOTION					
SECOND					
AYE					
NAY					
ABSTAIN					
ABSENT					

**Resolution #2011-300**

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

RESOLUTION #2011-301

**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 \$3,908.30 for an item of revenue in the budget of the year 2011 as follows:

Miscellaneous Revenues –  
Revenue Offset with Appropriations - Body Armor Grant  
Total with increase to be \$3,908.30

SECTION 2.

BE IT FURTHER RESOLVED that a like sum of \$3,908.30 be and the same is hereby appropriated under the caption of:

General Appropriations –  
Public & Private Programs Offset by Revenues - Body Armor Grant  
State/Federal Share       \$ 3,908.30  
Non State Share           \$  
Total with increase to be \$ 3,908.30

FURTHER RESOLVED that two certified copies of this resolution with a copy of the appropriate documentation be forwarded to the Division of Local Government Services.

I hereby certify this is the original resolution adopted by the Township Council on November 21, 2011

\_\_\_\_\_  
Claudia R. Kammer, Township Clerk

	CONRAD	SIMONSEN	DOUGLASS	LARE	BECK
PRESENTED					
SECONDED					
AYE					
NAY					
ABSTAIN					
ABSENT					

***New Jersey Division of Criminal Justice  
Body Armor Distribution  
FY 2011***

***Cape May***

Avalon Police	Local PD	\$2,289.36
Cape May County Prosecutor's Office	Prosecutor	\$3,652.68
Cape May County Sheriff's Office	Sheriff	\$11,662.18
Cape May Police	Local PD	\$2,374.56
Lower Township Police	Local PD	\$3,908.30
Middle Township Police	Local PD	\$4,419.54
North Wildwood Police	Local PD	\$2,885.81
Ocean City Police	Local PD	\$5,527.24
Sea Isle City Police	Local PD	\$2,544.98
Stone Harbor Police	Local PD	\$1,948.53
West Wildwood Police	Local PD	\$1,011.24
Wildwood City Police	Local PD	\$3,141.43
Wildwood Crest Police	Local PD	\$2,289.36

*Agencies:* 13

*Total County Distribution:* **\$47,655.21**

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

RESOLUTION #2011-302

**TITLE: RESOLUTION AUTHORIZING AN INTERLOCAL SERVICE AGREEMENT WITH THE TOWNSHIP OF MIDDLE FOR EMERGENCY ANIMAL CONTROL SERVICES**

WHEREAS, Middle Township has agreed to provide Emergency Animal Control Services for the years commencing January 1, 2012 through December 31, 2012 and

WHEREAS, Lower Township recognizes its requirements to provide such services in accordance with New Jersey State Law and has the need to utilize such services from time to time, and

WHEREAS, in consideration for providing such services to the Township, the Township agrees to the terms and conditions set forth in the attached Interlocal Services Agreement, and

WHEREAS, the parties are authorized and empowered to jointly provide such mutually beneficial services for general government administration pursuant to the Interlocal Services Act, N.J.S.A. 40:8A-1 et. seq.,

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Lower, County of Cape May, State of New Jersey, it hereby approves the Interlocal Services Agreement, in the form and content attached hereto as Exhibit A and by this reference made a part hereof, and further authorizes and directs the Township's Mayor and Clerk to execute the Interlocal Services Agreement on behalf of the Township to take any and all actions reasonably necessary to effectuate the terms and conditions thereof.

I hereby certify the foregoing to be a resolution adopted by the Township Council at a meeting held on November 21, 2011.

\_\_\_\_\_  
Claudia R. Kammer, Township Clerk

	CONRAD	SIMONSEN	DOUGLASS	LARE	BECK
MOTION					
SECOND					
AYE					
NAY					
ABSTAIN					
ABSENT					

**EXHIBIT "A"**



**SHARED SERVICES AGREEMENT**

**BETWEEN**

**TOWNSHIP OF LOWER**

**AND**

**THE TOWNSHIP OF MIDDLE**

**FOR**

**ANIMAL CONTROL SERVICES  
January 1, 2012 to December 31, 2012**

**PURSUANT TO THE PROVISIONS  
OF  
N.J.S.A. 40A:65-1 ET SEQ.**

**SHARED SERVICES AGREEMENT  
BETWEEN THE TOWNSHIP OF LOWER  
AND  
THE TOWNSHIP OF MIDDLE  
FOR  
ANIMAL CONTROL SERVICES  
PURSUANT TO THE PROVISIONS OF  
N.J.S.A. 40A:65-1 ET SEQ.**

**THIS AGREEMENT** dated this 1<sup>st</sup> day of January 2012, by and between the Township of Lower, a Municipal Corporation of the State of New Jersey, hereinafter referred to as "Lower Township" and the Township of Middle, a Municipal Corporation of the State of New Jersey, hereinafter referred to as "Middle."

**WHEREAS**, N.J.S.A. 40A:65-4 authorizes municipalities to enter into an Agreement for the exchange of Shared Services pursuant to the provisions of that statute known as the "Shared Services Act," and

**WHEREAS**, Middle has certain equipment and personnel available to service the limited and specific needs of Lower Township relating to Animal Control Services, on an "as needed basis" for the years commencing January 1, 2012 through December 31, 2012.

**WHEREAS**, Lower Township has the need to utilize such equipment and services available by Middle on an "as needed basis": and

**WHEREAS**, each respective municipality has determined through its governing body that the exchange of such services is fair and equitable, shall serve to save each respective municipality substantial sums of money and serve the best interests and the health and welfare for each of the respective communities.

**FOR AND IN CONSIDERATION** of the exchange of mutual covenants and conditions and such other consideration as set forth in this Agreement and as authorized by the provisions of N.J.S.A. 40A:65-1 et. seq. the parties agree as follows:

**NATURE AND EXTENT OF SERVICES TO BE PERFORMED**

Middle shall furnish a licensed Animal Control Officer, on an "as needed basis", hereinafter "Officer" and such other part time Officers, as Middle shall, in its reasonable discretion, determine to be necessary to fulfill the obligations of this Agreement. Middle Township now has three licensed Animal Control Officers, all of which are Middle Township employees. Middle Township will maintain a schedule of which Animal Control Officer is on duty at any given time. The full time Animal Control Officer shall be responsible for keeping the schedule and providing a copy of that schedule to the Police Department of the Municipalities covered by this Agreement. Middle Township Administration shall also have a copy of the schedule on a monthly basis. In addition to the above, Middle shall furnish suitable transportation and adequate equipment necessary to implement the scope of services of any intent of this Agreement and in compliance with all applicable ordinances and laws and regulations.

The duties of the Officer shall include upon an as needed basis, the following:

- (a) Canvas, tour, inspect, patrol and respond to specific requests as many times as may be necessary to remove and maintain an area free of stray and unleashed dogs and other animals with the exception of cats, the latter to be addressed in accordance with the provision of the ordinance of each respective municipality.
- (b) Provide such other animal related services as are usual and customary or otherwise required by Municipal Ordinance or by statute or regulation.

### **REQUEST FOR SERVICE**

The manner of initiating a request for services of the Officer shall be communicated through the respective police departments. The Officer shall carry a pager/beeper and that number, as well as any other number or location at which the Officer can be reached, shall be provided to the municipal police departments. When requesting a response, each respective police department shall provide a description of the service requested and any special instructions including a telephone number or a specific frequency upon which the Officer can communicate with the department. The Officer will report to the police department of the respective municipality utilizing the same upon commencing and terminating his duties in that municipality by whatever means of communication the Officer is authorized to use.

In the event that two or more requests for assistance are received simultaneously, the Officer shall use his/her best judgment to determine which request has priority based upon his/her understanding of an evaluation of the circumstances involved with each particular request and the emergent nature of each request. There will only be one Animal Control Officer scheduled to work at any given time during the life of this Agreement. The additional licensed Animal Control Officers are substitutes in the event the full time Officer is not available for work through the posted schedule.

### **HOURS OF OPERATION**

The Officer shall only respond upon an "as needed" basis when on duty unless further modified and revised by mutual agreement pursuant to the appropriate officials of the governing bodies of each of the municipalities. In addition to the above, the Officer shall be available for emergency calls on evenings, weekends and holidays.

### **FACILITY: IMPOUNDED ANIMALS, BIRDS AND REPTILES**

It is understood that all municipalities participate with the Cape May County Animal Shelter Program. The Cape May County Animal Shelter is the first point of contact for housing animals, birds and reptiles that have been retrieved under this agreement. In the event that the Cape May County Animal Control Shelter is not available, then at the discretion of the officer, all impounded animals, birds and reptiles shall be taken to a licensed veterinarian if needed, or to a licensed animal shelter, operated and maintained in accordance with the laws of the State of New Jersey. The animal shelter shall have the capacity to humanely confine, house, care, and as needed, use a legally accepted humane method of euthanasia upon animals. Lower Township shall be responsible for all fees incurred thereby.

## **COST OF SERVICE**

In consideration for the afore described Animal Control Services, Lower Township shall pay to Middle Township from January 1, 2012 through December 31, 2012 an hourly rate of Seventy Seven (\$77.60) Dollars and Sixty Cents. Payments for services provided under this Agreement shall be made to the Township of Middle within 30 days of being billed for said services. Billing for services shall be March 30, June 30, September 30, and December 31 of each year.

The Township of Lower shall be charged from the time the Animal Control Officer leaves to answer the call until his return to the Township Police Department.

## **RECORDS**

Middle Township will maintain a record of all animal services and copies of such records will be provided to Lower Township upon request.

## **INSURANCE, INDEMNIFICATION**

Each party represents that it is a member of the Atlantic County Municipal Joint Insurance Fund, hereinafter referred to as "JIF" and each party agrees to provide, relative to the use of its equipment and personnel in the other municipality, the following minimum insurance coverage:

- (a) \$1,000,000.00 bodily injury and property damage for general and automobile liability.
- (b) Vehicle physical damage coverage upon the municipalities' respective vehicles.
- (c) Statutory workers compensation coverage.
- (d) Such other specialized coverage as the parties may otherwise agree.

Each party further agrees to hold the other harmless for its acts or omissions falling within the scope of the above operations and services provided, caused in part or in whole by either the employees or the equipment owned, operated and controlled by each respective municipality.

Each party represents and acknowledges that it has served notice of this proposed agreement upon its appropriate insurance carriers and "JIF."

## **TERMINATION DATE**

This Shared Agreement will expire December 31, 2012.

At such time as the County of Cape May establishes a countywide program of animal control, either party may void this Agreement.

## REGIONAL EFFICIENCY PROGRAM

Each party to this Agreement shall be responsible for completing in a timely fashion all reports and/or applications pertaining to the Regional Efficiency Aid Program. The Regional Aid Program (R.E.A.P.) is used to provide property tax relief for the providers and the recipients of services through the Shared/Shared Services Agreements. The relief requested from the State of New Jersey will be received by the provider and/or recipient as determined by R.E.A.P., financial benefits are not to be used in determining the cost of services within this Agreement.

### EFFECTIVE DATE

The effective date of this Agreement is January 1, 2012 or the earliest date following the adoption of the appropriate legislation by each respective municipality.

**IN WITNESS THEREOF**, the parties have set their hands and seals the day and year first above written.

ATTEST:

Claudia R. Kammer  
Municipal Clerk, Claudia R. Kammer

BY: Michael Beck  
Mayor Michael Beck

ATTEST:

\_\_\_\_\_  
Municipal Clerk, Kimberly Krauss

BY:

\_\_\_\_\_  
Mayor Susan DeLanzo

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

RESOLUTION #2011-303

**TITLE: AUTHORIZING SALE OF PERSONAL PROPERTY NOT NEEDED FOR PUBLIC USE BY PRIVATE SALE**

WHEREAS, the Township has deemed the service weapon, a Glock, Model 21, 9MM with N/S and 3 magazines assigned to Louis Russo, retiring November 30, 2011, is no longer needed for public use, and

WHEREAS, the Township has obtained a quote from Lawmen Supply Company of New Jersey, Inc. as to the fair market value of the weapon, and

WHEREAS, N.J.S.A. 40A:11-36 permits a municipality to sell by private sale personal property no longer needed for public use, when the fair value of the property to be sold does not exceed the applicable bid threshold.

NOW, THEREFORE, BE IT RESOLVED the private sale to Lousi Russo of the above mentioned weapon for the amount of Two Hundred Seventy-five (\$275) Dollars is hereby authorized.

BE IT FURTHER RESOLVED that said weapon will be removed from the Lower Township Fixed Asset Inventory.

I hereby certify the foregoing to be a true copy of a resolution adopted by the Township at a meeting held November 21, 2011.

\_\_\_\_\_  
Claudia R. Kammer, Township Clerk

	CONRAD	SIMONSEN	DOUGLASS	LARE	BECK
MOTION					
SECOND					
AYE					
NAY					
ABSTAIN					
ABSENT					

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

ORDINANCE NO. 2011-19

AN ORDINANCE OF THE TOWNSHIP OF LOWER VACATING A  
PORTION OF MULBERRY ROAD

WHEREAS, one of the owners of property (the "Property") adjacent to Mulberry Road in the Township of Lower (the "Road"), has requested that the Township vacate said the street end portion of Mulberry Road; and

WHEREAS, the Township's Planning Board, at a meeting on October 20, 2011, voted to recommend complete or partial vacation of the requested street after receiving letters from the LTMUA and Fire Safety Bureau stating they had no objections, and

WHEREAS, the Township Council desires to accept the recommendation of the Planning Board.

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

Section 1. All owners of property adjacent to the proposed portion of Mulberry Road to be vacated receive notification that as a result of this street vacation, their property assessment will be increased by a portion of the vacated street, thus increasing the assessed value of their property.

Section 2. Such notification to the adjacent property owners will contain information regarding the public hearing to be held on by the Township Council of the Township and the procedure to register objections, if any, to the street vacation.

Section 3. Barring objection by the public, the public right, title and interest in the Road described on the attached Schedule A will be vacated, surrendered and extinguished.

Section 4. Nothing contained herein shall be deemed to vacate, surrender or extinguish any right or privilege of the Township of Lower to any easements which it has, whether or not of record, or of any public utility, as defined in N.J.S.A. 48:2-13, and any cable television company, as defined in N.J.S.A. 48:5A-1, et seq. to maintain, repair and replace their existing facilities in, adjacent to, over and under the street herein vacated, or any part or parts thereof.

Section 5. All other Ordinances in conflict or inconsistent with this Ordinance are hereby repealed, to the extent of such inconsistency.

Section 6. Should any section, paragraph, sentence, clause or phrase of this Ordinance be declared unconstitutional or invalid for any reason, the remaining portions of this Ordinance shall not be affected thereby and shall remain in full force and effect, and to this end the provisions of this Ordinance are hereby declared to be severable.

Section 7. Upon final passage and publication according to law, a copy of the Ordinance shall forthwith be certified by an appropriate officer of the Township of Lower and filed with the Secretary of State.

Section 8. This Ordinance shall take effect twenty (20) days after final passage and publication as provided by law.

\_\_\_\_\_  
Thomas Conrad, Councilmember

\_\_\_\_\_  
Erik Simonsen, Councilmember

\_\_\_\_\_  
Glenn Douglass, Councilmember

\_\_\_\_\_  
Kevin Lare, Councilmember

\_\_\_\_\_  
Michael Beck, Mayor

Attest: \_\_\_\_\_  
Claudia R. Kammer, Township Clerk

Adopted: \_\_\_\_\_

SCHEDULE A

DESCRIPTION OF PROPERTY

Beginning at the intersection of the Northerly line of Mulberry road and the Easterly line of Bybrook Drive and extending thence:

- (1) Eastwardly along the northerly line of Mulberry Road 100 feet to a point; thence
- (2) Southwardly along a line 50 feet to the Southerly line of Mulberry Road; thence
- (3) Westwardly along the Southerly line of Mulberry Road 100 feet to the Easterly line of Bybrook Drive; thence
- (4) Northwardly along the Easterly line of Bybrook Drive 50 feet to the point and place of beginning.

# TOWNSHIP OF LOWER

2600 Bayshore Road  
Villas, New Jersey 08251



Incorporated 1798

(609) 886-2005

October 24, 2011

Mayor Michael Beck &  
Council Members  
2600 Bayshore Road  
Villas, NJ 08251

RE: Vacation of end of Mulberry Street  
(see enclosed map)

Dear Mayor Beck & Council Members:

The Lower Township Planning Board, at a duly held regular meeting, on October 20, 2011, voted to recommend a complete or partial vacation of the end of Mulberry Street, at Lower Township Council's prerogative. The Planning Board made their decision after receiving favorable reports from the Lower Township Fire Official and the Lower Township Municipal Utilities Authority. (See enclosed)

If you have any questions, please contact the Planning Board at your convenience. Thank you.

Sincerely,

A handwritten signature in black ink, appearing to read "WJG".

William J. Galestok, PP, AICP  
Director of Planning  
Planning Board Secretary

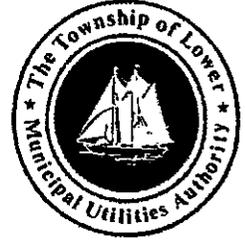
WJG:las

enc.3

cc: Michael Voll, Twp. Manager, w/enc.  
Claudia Kammer, Twp. Clerk, w/enc.  
Planning Board members, w/o enc.

# Lower Township MUA

2900 Bayshore Road • Villas, New Jersey 08251  
Telephone (609) 886-7146 • Fax (609) 886-4487  
[www.LTMUA.org](http://www.LTMUA.org)



Wednesday, October 12, 2011

William Galestok, Planning Director  
Re: Michael Houck, 3408 Bybrook, Villas, NJ

Mr. Galestok;

At the request of Mr. Houck; I am sending this letter to inform you that I have inspected the site location; 3408 Bybrook and the street end of Mulberry Road where it ends at the property of what I understand to be the old Ponder Lodge. I have visited the site with the Water / Sewer Supervisor and reviewed our maps for existing water and sewer mains as well as water services on the street end. There are no water or sewer mains or services on the street end of interest. I have included a copy of our mapping to indicate the areas inspected and to show what is existing underground with respect to water or sewer in the area. If you have any questions please feel free to call me *any time* on my cell phone.

Respectfully;

A handwritten signature in cursive script that reads "Craig W Loper".

**Craig W Loper**  
Lower Township MUA  
Water / Sewer Utilities Superintendent

2900 Bayshore Road  
Villas, New Jersey 08251  
**Office** 609-886-7146 Ext 23  
**Fax** 609-886-1183  
**Mobile** 609-381-0733  
[cloper@comcast.net](mailto:cloper@comcast.net)



RECEIVED  
9-21-11

## BUREAU OF FIRE SAFETY - TOWNSHIP OF LOWER

Public Safety Building  
1389 Langley Road  
Cape May County Airport  
Phone: (609) 889-0404  
Fax: (609) 889-8876

Mailing Address:  
407 Breakwater Road  
Erma, NJ 08204

September 19, 2011

Mr. Michael Houck  
9309 Campus Lane  
Philadelphia, PA 19114

Re: Mulberry Road between Bybrook Road  
and Cox Hall Creek Wildlife Management Area

Dear Mr. Houck,

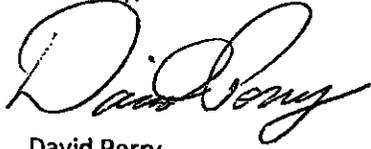
On Monday, September 19, 2011, I spoke with Fire Chief Richard Harron, Jr. of the Villas Volunteer Fire Company and Fire Chief Lewis Megonigal of the Town Bank Volunteer Fire Company regarding the Township of Lower possibly vacating the street end of Mulberry Road between Bybrook Road and the Cox Hall Wildlife Management Area. I also conducted a site inspection of the egress areas to the Cox Hall Wildlife Management Area.

According to Fire Chief Harron the State of New Jersey, Department of Environmental Protection, Division of Fish and Wildlife have designated three points of egress to the Cox Hall Creek Wildlife Management Area which are: Shawmount Avenue, Del View Road and Springtime Road. Emergency vehicle access for the Cox Hall Wildlife Management Area is located at Del View Road and Springtime Road.

It is my opinion that the old Mulberry Road gate at the Cox Hall Creek Wildlife Management Area will not be needed as an emergency access for the fire service.

If you have questions regarding this matter please feel free to contact me at anytime.

Sincerely,

A handwritten signature in black ink, appearing to read "David Perry". The signature is written in a cursive style with a large, looped initial "D".

David Perry  
Fire Official

C: File

William Galestock  
Chief Harron  
Chief Megonigal

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

ORDINANCE NO. 2011-20

AN ORDINANCE AMENDING CHAPTER 570, ENTITLED "SOLID WASTE" OF  
THE CODE OF THE TOWNSHIP OF LOWER

WHEREAS, the Township adopted Ordinance #2010-10 October 4, 2010 which in part amended the fee and collection schedule for commercial trash and added a sunset clause that would have ended commercial trash collection as of December 31, 2011, and

WHEREAS, the Public Works Director presented a report to Council at the November 7, 2011 meeting on the impact of the changes made for the calendar year 2011 and noted several businesses requested the Township continue their service, and

WHEREAS, the Council reviewed the information provided and agreed to continue commercial trash collection for those who wished to continue to pay the Township.

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

Section 1. Chapter 570-5, entitled "Commercial trash rates and schedules." of the Township Code is hereby amended to read as follows:

*Section 570-5 C. Subsection A of this section shall take effect on January 1, 2011.*

SECTION 3. Repeal. All other ordinances or sections of ordinances in conflict or inconsistent with this ordinance are hereby repealed to the extent of such conflict or inconsistency.

SECTION 4. Severability. In the event any section, paragraph, sentence, clause or phrase of this ordinance shall be declared unconstitutional or invalid for any reason, the remaining portions of the ordinance shall not be affected thereby and shall remain in full force and effect and, to this end, the provisions of this ordinance are hereby declared to be severable.

SECTION 5. Effective date. This ordinance shall become effective immediately upon final passage and publication, according to law.

\_\_\_\_\_  
Thomas Conrad, Councilmember

\_\_\_\_\_  
Erik Simonsen, Councilmember

\_\_\_\_\_  
Glenn Douglass, Councilmember

\_\_\_\_\_  
Kevin Lare, Deputy Mayor

\_\_\_\_\_  
Michael Beck, Mayor

Attest: \_\_\_\_\_  
Claudia R. Kammer, Township Clerk

Adopted: \_\_\_\_\_

1<sup>st</sup> 11-7  
2<sup>nd</sup> 11-21

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

ORDINANCE #2011-18

AN ORDINANCE AUTHORIZING CERTAIN TRAFFIC CONTROL SIGNAGE AND MARKINGS ON STATION ROAD IN THE TOWNSHIP OF LOWER

Section 1. In accordance with N.J.S.A. 39:4-197 and 39:4-8, the Township of Lower is authorized to adjust speed limits and install certain traffic control signage for the health, safety and welfare of the citizens of the Township of Lower;

Section 2. In connection with certain improvements to Station Road, the following traffic control installations are hereby authorized and approved:

- a. The speed limit shall be 10 miles per hour on an 84-foot long section of Station Road. The first speed limit sign (in the southbound lane) shall be located approximately 300 feet from the easterly curb line of Bayshore Road. This language shall be added to Schedule XVI of the Chapter 7 of the Revised General Ordinances of the Township of Lower.
- b. A school crossing with all appropriate signage and markings shall be installed. The school crossing sign in the southbound lane shall be located approximately 335 feet from the easterly curb line of Bayshore Road. The other school crossing sign shall be on the opposite side of the crosswalk adjacent to the northbound lane.
- c. The above traffic control installations shall be under and subject to and enforced in accordance with the provisions of N.J.S.A. 39:4-1 et seq., and all other applicable laws and regulations.

Section 3. Upon final adoption and approval of this Ordinance, the Mayor and Clerk shall be and hereby are authorized and directed to execute the aforementioned lease on behalf of the Township of Lower for the purposes aforesaid.

Section 4. All Ordinances or parts of Ordinances inconsistent with this Ordinance, to the extent of such inconsistencies only, be and the same are hereby repealed.

Section 5. This Ordinance shall take effect after final passage and publication as provided by law.

\_\_\_\_\_  
Thomas Conrad, Councilmember

\_\_\_\_\_  
Wayne Mazurek, Councilmember

\_\_\_\_\_  
Glenn Douglass, Councilmember

\_\_\_\_\_  
Kevin Lare, Councilmember

\_\_\_\_\_  
Michael Beck, Mayor

Adopted: \_\_\_\_\_

Attest: \_\_\_\_\_  
Claudia R. Kammer, Clerk

## ANIMAL CONTROL MONTHLY REPORT

MONTH OF October 2011

ACO Steve Flitcroft DATE 11/2/2011

	<b>DOGS</b>	<b>CATS</b>	<b>WILDLIFE</b>
<b>TOTAL CALLS</b>	80	73	54
<b>TO SHELTER</b>	11	11	0
<b>RETURNED</b>	19	12	23
<b>TO VET</b>	0	1	0
<b>DOA</b>	0	6	13
<b>WARNINGS</b>	1	0	0
<b>TICKETS</b>	1	0	0
<b>BITES</b>	2	0	0
<b>QUARANTINES</b>	2	0	0
<b>OTHER</b>	44	43	18

\*OTHER includes complaints of barking dogs ,dogs left outside too long ,other disturbances and reports of animal abuse or neglect.

### Additional Comments

This month 3 cats through this department were fixed in the TNR program, preventing potential future numbers in the hundreds from being born in the wild. One of those cats had 3 kittens , which will be adopted out. A good example of the program and its benefits.

**OFFICE OF CONSTRUCTION OFFICIAL**

**Construction Permit Activity Report**

RANGE: 10/01/2011 To 10/31/2011

November 03 , 2011 3:56:03PM

**SUMMARY**

**CONSTRUCTION COSTS**

**COUNT**

Cost Of Construction:	\$268,280.00	Cubic Footage:	52806 Cu.ft	Permit Issued:	105
Cost Of Alteration:	\$1,049,909.00	Square Footage:	4918 Sq.ft	Updates Issued:	2
Cost Of Demolition:	\$0.00			All Fees Waived:	3
Total Cost:	\$1,318,189.00			Municipal Fees Waived:	0

**PERMIT FEES**

**ADMIN FEES**

**WAIVED FEES**

**TOTAL FEES**

Building:	\$25,507.00	Building:	\$0.00	Building:	\$222.00	Building Fees:	\$25,285.00
Electrical:	\$4,052.00	Electrical:	\$0.00	Electrical:	\$1,027.00	Electrical Fees:	\$3,025.00
Fire :	\$2,697.00	Fire :	\$0.00	Fire :	\$58.00	Fire Fees:	\$2,639.00
Plumbing:	\$3,865.00	Plumbing:	\$0.00	Plumbing:	\$0.00	Plumbing Fees:	\$3,865.00
Elevator:	\$0.00	Elevator:	\$0.00	Elevator:	\$0.00	Elevator Fees:	\$0.00
Mechanical:	\$0.00	Mechanical:	\$0.00	Mechanical:	\$0.00	Mechanical Fees:	\$0.00
				Total Waived:	\$1,307.00	Technical Fees:	\$34,814.00

**DCA**

	Calculated Fees	Waived Fees	Collected Fees
Volume Training Fee:	\$176.00	\$22.00	\$154.00
Alteration Training Fee:	\$1,789.00	\$18.00	\$1,771.00
DCA Minimum Fee:	\$7.00	\$0.00	\$7.00
Sub total Training Fee:	\$1,972.00	\$40.00	\$1,932.00

**TECHNICAL ISSUES**

Building Technical:	57
Electrical Technical:	46
Fire Protection Technical:	34
Plumbing Technical:	52
Elevator Technical:	
Mechanical Technical:	

Certificate of Occupancy Fee:	\$609.00
Waived Certificate Fees:	\$0.00
Sub Total Certificate Fees:	\$609.00

**CERTIFICATE ISSUES**

Certificate of Occupancy:	7
Certificate of Approval:	36
Certificate of Continued Occupancy:	0

PERMIT FEES:	\$34,814.00
DCA FEES:	\$1,932.00
CERTIFICATE FEES:	\$609.00
MIN FEES:	\$0.00
NET TOTAL FEES:	\$37,355.00
PENALTIES COLLECTED:	\$0.00
CCO FEES:	\$0.00
OTHER FEES:	\$0.00
GRAND TOTAL FEES:	\$37,355.00

OFFICE OF THE CONSTRUCTION OFFICIAL

Account Summation-Summary

Report Run from 10/01/2011 To 10/31/2011

November 3, 2011 3:56:51PM

ACCOUNT:		Cash Amount	Check Amount	Credit Card Amount	Total Fee
PERMIT FEES	Sub Totals:	\$720.00	\$36,635.00	\$0.00	\$37,355.00
DUMPSTER	Sub Totals:	\$10.00	\$0.00	\$0.00	\$10.00
Copies	Sub Totals:	\$1.45	\$0.00	\$0.00	\$1.45
LICENSE FEES	Sub Totals:	\$0.00	\$300.00	\$0.00	\$300.00
<b>GRAND TOTALS:</b>		\$731.45	\$36,935.00	\$0.00	\$37,666.45

**OFFICE OF CONSTRUCTION OFFICIAL**

**Construction Permit Activity Report**

RANGE: 10/01/2011 To 10/31/2011

November 03 , 2011 3:57:24PM

**SUMMARY**

**CONSTRUCTION COSTS**

**COUNT**

Cost Of Construction:	\$27,352.00	Cubic Footage:	4928 Cu.ft	Permit Issued:	5
Cost Of Alteration:	\$3,594.00	Square Footage:	448 Sq.ft	Updates Issued:	0
Cost Of Demolition:	\$3,000.00			All Fees Waived:	0
Total Cost:	\$33,946.00			Municipal Fees Waived:	0

**PERMIT FEES**

**ADMIN FEES**

**WAIVED FEES**

**TOTAL FEES**

Building:	\$268.00	Building:	\$0.00	Building:	\$0.00	Building Fees:	\$268.00
Electrical:	\$206.00	Electrical:	\$0.00	Electrical:	\$0.00	Electrical Fees:	\$206.00
Fire :	\$103.00	Fire :	\$0.00	Fire :	\$0.00	Fire Fees:	\$103.00
Plumbing:	\$90.00	Plumbing:	\$0.00	Plumbing:	\$0.00	Plumbing Fees:	\$90.00
Elevator:	\$0.00	Elevator:	\$0.00	Elevator:	\$0.00	Elevator Fees:	\$0.00
Mechanical:	\$0.00	Mechanical:	\$0.00	Mechanical:	\$0.00	Mechanical Fees:	\$0.00
				Total Waived:	\$0.00	Technical Fees:	\$667.00

**DCA**

	Calculated Fees	Waived Fees	Collected Fees
Volume Training Fee:	\$16.00	\$0.00	\$16.00
Alteration Training Fee:	\$6.00	\$0.00	\$6.00
DCA Minimum Fee:	\$0.00	\$0.00	\$0.00
Sub total Training Fee:	\$22.00	\$0.00	\$22.00

**TECHNICAL ISSUES**

Building Technical:	2
Electrical Technical:	3
Fire Protection Technical:	2
Plumbing Technical:	2
Elevator Technical:	
Mechanical Technical:	

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

**CERTIFICATE ISSUES**

Certificate of Occupancy:	1
Certificate of Approval:	2
Certificate of Continued Occupancy:	0

PERMIT FEES:	\$667.00
FEES:	\$22.00
CERTIFICATE FEES:	\$0.00
MIN FEES:	\$0.00
NET TOTAL FEES:	\$689.00
PENALTIES COLLECTED:	\$0.00
CCO FEES:	\$0.00
OTHER FEES:	\$0.00
GRAND TOTAL FEES:	\$689.00

**OFFICE OF THE CONSTRUCTION OFFICIAL**

**Account Summation-Summary**

Report Run from 10/01/2011 To 10/31/2011

November 3, 2011 3:57:51PM

ACCOUNT:		Cash Amount	Check Amount	Credit Card Amount	Total Fee
PERMIT FEES	Sub Totals:	\$100.00	\$589.00	\$0.00	\$689.00
	<b>GRAND TOTALS:</b>	\$100.00	\$589.00	\$0.00	\$689.00



New Jersey State Department of Health and Senior Services  
 Infectious and Zoonotic Disease Program  
 PO Box 369  
 Trenton, New Jersey 08625-0360

FOR STATE USE ONLY	
Check # _____	Amount _____
Date of check _____	
Trans. Number _____	
Date of Trans. _____	

**Monthly Dog License Report**

**A: IDENTIFICATION**

Municipality : TOWNSHIP OF LOWER County: CAPE MAY Date: 11/ 1/2011

**B: LICENSE DATA**

1. Period Covered	From: 10/01/2011	To: 10/31/2011
2. First License # of this report .....	1627	
3. Last License # of this report .....	1701	
4. Last License # of last report .....	1626	
5. Total Licenses issued this report ....	75	

**C: LICENSES ISSUED FOR WHICH NO MONEY IS SUBMITTED**

List individually all licenses issued for which no fee is submitted.

Replace License # 827 [1653]; REPLACE LICENSE # 1593 - LOST [1681]; Replace License # 159 [1698]

**D: PILOT CLINIC FUND**

Surcharge for all licenses issued except for seeing eye & hearing ear .

Numbers: 72 Amount : \$14.40

**E: ANIMAL POPULATION CONTROL FUND**

Additional surcharge for licenses issued for non-spayed & non-neutered dogs except for seeing eye and hearing ear.

Number: 14 Amount: \$42.00

**F: FEE DATA**

1. Total licenses reported with registration fee : .....	\$72.00
2. Total Amount due for pilot clinic fund ( sec. D) : .....	\$14.40
3. Total Amount due for Animal population control fund ( sec. E) : .....	\$42.00
4. Total Amount due for this report : .....	\$128.40

**G: CERTIFICATION**

I certify this report is a true and complete statement of licenses issued during the period indicated above.

Officer Name : Claudia R. Kammer

Title : Township Clerk

Signature : *Claudia R. Kammer*

Date: 11/1/11

Phone : 609-886-2005



## BUREAU OF FIRE SAFETY - TOWNSHIP OF LOWER

Public Safety Building  
1389 Langley Road  
Cape May County Airport  
Phone: (609) 889-0404  
Fax: (609) 889-8876

Mailing Address:  
407 Breakwater Road  
Erma, NJ 08204

**For the month of October 2011, the Lower Township Bureau of Fire Safety made deposits of \$12,118.65 in the Lower Township Tax office.**

**Sincerely,**

**David P. Perry  
Fire Official**

**cc: file  
Board Members  
Lauren Read**

Municipal Clerk's Report  
 Register Report

10/1/2011 Through 10/31/2011

11/2/2011

Page 1

Account	Description	Memo	Category	Amount
<b>INCOME</b>				
	TOTAL Business Mercantile 2011-2012			1,325.00
	TOTAL Campgrounds & Trailers			242.00
	TOTAL Copies & Postage			0.90
	TOTAL Licenses & Permits			200.00
	TOTAL Rental Merc 2011-2012			4,575.00
	TOTAL Searches			50.00
	TOTAL Street Openings			430.00
	TOTAL Yard Sales			315.00
	<b>TOTAL INCOME</b>			<b>7,137.90</b>
<b>TRANSFERS</b>				
	TOTAL Council Checking			-7,137.90
	<b>TOTAL TRANSFERS</b>			<b>-7,137.90</b>
			<b>OVERALL TOTAL</b>	<b>0.00</b>
	10/17/11	Returned Check	Business Mercantile	-75.00
				<b>7062.00</b>

**LOWER TOWNSHIP MUNICIPAL COURT  
MONTHLY DISBURSEMENTS**

<b>TRAFFIC (All fines split w/ County)</b>	<b>\$ 4,113.00</b>
<b>TRAFFIC COSTS (We receive all costs)</b>	<b>\$ 3,139.50</b>
<b>CRIMINAL FINES (We receive both Criminal &amp; Local Ordinance fines)</b>	<b>\$ 2,189.50</b>
<b>CRIMINAL COSTS</b>	<b>\$ 4,844.00</b>
<b>REINSTATED BAILS</b>	<b>\$ -</b>
<b>LOCAL PARKING</b>	
<b>CONTEMPT CHARGES</b>	<b>\$ 136.88</b>
<b>PUBLIC DEFENDER FEES</b>	
<b>MISCELLANEOUS FEES (Spinal &amp; Overpayments)</b>	<b>\$ 1.72</b>
<b>DWI SURCHARGE</b>	<b>\$ 184.09</b>
<b>MARCH 2011 DISBURSEMENTS</b>	

<b>OCTOBER 2011 COMPLAINTS ISSUED</b>	<b>CRIMINAL IND.</b>	<b>CRIMINAL DP</b>	<b>T RAFFIC</b>	<b>DUI</b>	<b>TOTAL</b>
	11	49	70	4	134

<b>TOTAL RECEIPTS</b>	<b>TOWNSHIP SHARE</b>
<b>\$21,208.88</b>	<b>\$10,348.76</b>

<b>COMPLAINTS IN WARRANT STATUS</b>	<b>CRIMINAL</b>	<b>T RAFFIC</b>	<b>TOTAL</b>
	192	150	342

## TOWNSHIP OF LOWER

### Engineer's Report

Meeting Date: November 21, 2011

➤ Lower Township Recreation Center Roof Replacement

Construction commenced the week of June 6, 2011. The project is approximately 90% complete. The original contract period ending on September 8, 2011 was extended for 21 days with Council approval on September 7, 2011. The Contractor has exceeded the extended contract period. The Contractor was notified by HMM that the Contractor is subject to liquidated damages until completion of the Contract. The contractor has indicated completion of the project by the middle of this week (11/16/11).

➤ 2011 Delaware Bay Shore Outfalls

On June 14, 2011, HMM met with the Manager, Public Works Superintendent and Township Solicitor to coordinate site investigations, permitting and the acquisition of access easements. Permit applications were forwarded to the USACE and NJDEP on August 9, 2011. Additional information in support of the applications was submitted to the NJDEP and the USACE on 10/26/11. The NJDEP application has been deemed complete for a 30-day public comment period beginning December 7, 2011. Access easements required to complete the NJDEP CAFRA/WFD and Tidelands applications are in the process of being acquired by the Township.

➤ Beach Drive Pedestrian Safety Improvements – NJDOT FY2012 Grant Application

The NJDOT FY2012 Grant Application for the Beach Drive Access Improvement project was submitted to the NJDOT on September 22, 2011 along with letters of support from the Recreation Advisory Board and the Lower Township Police Department. The application is pending agency review.

➤ Bayshore West Stormwater Management Improvements

On August 18, 2011 HMM, along with Township Public Works, performed a preliminary site investigation at the Roseanne Avenue outfall to determine the stormwater pipe size, material and invert elevation. Due to conflicting information regarding the size and composition of the existing stormwater infrastructure in the area, HMM is coordinating additional investigations of the upstream infrastructure in support of the design of a replacement system to relieve local flooding issues in the community. HMM is in the process of engaging a diving contractor to assist the Township in the underwater evaluation of the stormwater main in Roseann Avenue.



Lower Township Police Department  
Monthly Activity Report

2011

	October	Total:
General Complaints and Service Calls	3002	27544
Emergency Medical Calls with L. T. Rescue	174	1447
Fire Alarm Call Outs (Total)	53	566
Villas Fire Company	10	151
Town Bank Fire Company	23	213
Erma Fire Company	20	202
Assaults	14	89
Robbery	3	7
Domestic Violence Complaints	32	332
Domestic Violence with Assaults	4	58
Motor Vehicle Accidents	36	477
Traffic Warnings	12	222
Traffic Summons	63	1153
Motor Vehicle Stops	240	3330
Local Ordinance Warnings	0	31
Local Ordinance Complaints	3	45
Assaults on Police Officers	0	9
Residential and Commercial Alarm Calls	72	584
Property Checks	1005	8948
Death Investigations	6	40
Burglaries	24	128
Thefts	53	397
Criminal Mischief Complaints	52	357
Disorderly Conduct Complaints	100	750
Animal Control Complaints	207	1477
Adult Arrests	37	373
Juvenile Arrests	10	58
D.W.I. Arrests	4	53
Drug Possession Arrests	5	40
Investigation Reports Completed	139	1040
Supplemental Investigation Reports Completed	36	444
Total Value Property Stolen	\$88,887.00	\$518,497.00
Total Value Property Recovered	\$9,649.00	\$124,125.00



**Lower Township Police Department  
Monthly Activity Report**

2011

	October	Total:
<b>Man Power Loss in Hours</b>		
Union	0	0
Suspended	0	0
Vacation	800	7737
Personal	140	1075.5
Comp Hours	84	1679.25
Sick Hours	104	2694
Injury Hours	108	144
Training Hours	460	3140
Military Training	0	1512
<b>Police Department Overtime in Hours</b>		
Operations Overtime	139.75	1743.5
Operations Comp Time	8.5	325.25
Investigation Division Overtime	34.5	295.5
Investigation Division Comp Time	0	55.5
Court Overtime	14.75	261.5
Court Comp Time	0	11
Holiday Overtime	62.5	711.25
Holiday Comp Time	12	174.25
<b>Government/Grant Funding Overtime in Hours</b>		
Click It or Ticket	0	72
Cops n Shops	0	24
JV Curfew	0	0
DWI Patrol	0	0
Other	0	167
<b>Private Funding Overtime in Hours</b>		
Special Detail	17.5	2242.75

252 Hours mil leave without pay for Officer Lewis / 1 Officer down / October

Prepared by:

Chief Brian Q. Marker

Date: November 3, 2011

VITAL STATISTIC  
OCTOBER DEPOSIT  
2011

Marriage License Total	20
C.U. Lic. Total	1
D.P. Lic. Total	0
Total Burial Permits	0

State Marriage Fee	\$ 500.00
Twp. Marriage Fee	\$ 60.00
State C.U. Fee	\$ 25.00
Twp. C.U. Fee	\$ 3.00
State D.P. Fee	\$ -
Twp. D.P. Fee	\$ -
State Burial Permit Fee	\$ -
Twp. Burial Permit Fee	\$ -
Twp. Cert. Copy Fee	\$ 1,350.00

<b>TOTAL</b>	<b>\$ 1,938.00</b>
--------------	--------------------

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

**RESOLUTION # 2011-304**

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

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

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

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

- (1) Matters Required by Law to be Confidential: Any matter which, by express provision of Federal law or State statute or rule of court shall be rendered confidential or excluded from the provisions of the Open Public Meetings Act.
- (2) Matters Where the Release of Information Would Impair the Right to Receive Funds: Any matter in which the release of information would impair a right to receive funds from the Government of the United States.
- (3) Matters Involving Individual Privacy: Any material the disclosure of which constitutes an unwarranted invasion of individual privacy such as any records, data, reports, recommendations, or other personal material of any educational, training, social service, medical, health, custodial, child protection, rehabilitation, legal defense, welfare, housing, relocation, insurance and similar program or institution operated by a public body pertaining to any specific individual admitted to or served by such institution or program, including but not limited to information, relative to the individual's personal and family circumstances, and any material pertaining to admission, discharge, treatment, progress or condition of any individual, unless the individual concerned (or, in the case of a minor or incompetent, his guardian) shall request in writing that the same be disclosed publicly.
- (4) Matters Relating to Collective Bargaining Agreement: Any collective bargaining agreement, or the terms and conditions which are proposed for inclusion in any collective bargaining agreement, including the negotiation of the terms and conditions thereof with employees or representatives of employees of the public body. (Negotiation Update)
- (5) Matters Relating to the Purchase, Lease or Acquisition of Real Property or the Investment of Public Funds: Any matter involving the purchase, lease or acquisition of real property with public funds, the setting of banking rates or investment of public funds, where it could adversely affect the public interest if discussion of such matters were disclosed.
- (6) Matters relating to Public Safety and Property: Any tactics and techniques utilized in protecting the safety and property of the public, provided that their disclosure could impair such protection. Any investigations of violations of possible violations of the law.
- (7) Matters Relating to Litigation, Negotiations and the Attorney-Client Privilege: any pending or anticipated litigation or contract negotiation in which the public body is, or may become a party. Any matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer. (Potential Litigation)

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

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

NOW, THEREFORE, BE IT RESOLVED by the Township council of the Township of Lower, assembled in public session on November 21, 2011 that an Executive Session closed to the public shall be held on this date at approximately \_\_\_\_\_ P.M. in the Conference Room of the Township Hall, 2600 Bayshore Road, Villas for the discussion of matters relating to the specific items designated above.

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

I hereby certify the foregoing to be a resolution adopted by the Township Council on November 21, 2011.

\_\_\_\_\_  
 Claudia R. Kammer, Township Clerk

	CONRAD	SIMONSEN	DOUGLASS	LARE	BECK
MOTION					
SECOND					
AYE					
NAY					
ABSTAIN					
ABSENT					