

WORK SESSION & REGULAR MEETING OF THE LOWER TOWNSHIP COUNCIL

MAY 7, 2012 - 7:00 P.M.

Meeting called to order.

Opening Announcement

Pledge of Allegiance & Moment of Silence

Roll Call & Determination of Quorum

Proclamation - Jeans for Troops - May 24, 2012

Work Session

Will Morey, World Aerobatic Championship proposal

Recommendations to change certain provisions of Chapter 529, Secondhand Merchants & Dealers of Precious Metals

Review of Consent & Regular Agenda Items

Consent Agenda

- Approval of Minutes April 16, 2012
- Membership Applic. NJ State Fireman's Association - Michael Raspa & Ryan Toler for Erma Volunteer Fire Co.
- Res. #2012-114 Appointing Contact Persons for the Employment Practices Liability Helpline at Atlantic County Municipal Joint Insurance Fund (Annual resolution)
- Res. #2012-115 A Resolution Requesting Release of Revegetation and Restoration Guarantee for Dune Site Plan; Block 512.14, Lo5 14, Escrow #P01-09-04 (Revegetation & restoration completed)
- ~~Res. #2012-116 Award of One (1) 2012 Ford Escape XLT 6 Cylinder (For Police Department)~~
- Res. #2012-117 A Resolution Approving the Release Dumpster Bond Giordano's (Release of bond for various dumpsters temporarily placed in the Township)
- Res. #2012-118 A Resolution Requesting Release of Maintenance Guarantee for Bayview Properties, LLC; Block 496.01, Lots 1.01, 1.02, 1.03, 1.04 & 1.05; Escrow #P04-02-13 (Final inspections done & work completed)
- Res. #2012-119 Authorization for Refund of Taxes (1 property - overpayment)
- Res. #2012-120 Approval of 2012 Rotary Towing License for Blakeslee Towing & Recovery Inc. DBA Court House Towing (New license)
- Res. #2012-121 Insertion of Special Item of Revenue Pursuant to N.J.S.A. 40A:4-87, Chapter 159 (Click It or Ticket - \$4,000)
- Res. #2012-122 Authorization for Greater Cape May Elks #2839 to Conduct Outdoor Flea Markets in 2012 (May 17 & Oct. 6)
- Res. #2012-123 Municipal Enlistment in the Military Initiative (Supporting the Employment Initiative Program of the N.J. Employer Support Guard & Reserves)
- Res. #2012-124 Authorization for Waiver of Fees for Calvary Chapel Cape May (Waiving permissible fees for application to development board for site plan etc. in relocation to their new property at 596 Seashore Road)
- Res. #2012-125 Payment of Vouchers, \$4,389,647.97
- Ord. #2012-11 An Ordinance Amending Chapter 400 of the Revised General Ordinance of the Township of Lower 2012, 1st rdg. (Establishing Guidelines for Beekeeping) 2nd rdg. May 21
- Ord. #2012-12 An Ordinance Amending Chapter 90, of the Code of the Township, Entitled "Police Department", 1st rdg. (Increases fee Twp requires for use of off duty police for private work from \$45 per hour to \$60 per hour) 2nd rdg. May 21
- Ord. #2012-13 An Ordinance Amending Chapter 400 of the Code of the Township of Lower, 1st rdg. (Adding permitted uses within airport hazard zone to include outdoor flea markets) 2nd rdg.

Regular Agenda

- Ord. #2012-06 An Ordinance Amending Chapter 157, Alcoholic Beverages, of the Code of the Township of Lower, 2nd rdg. (Establishes guidelines and regulations for underage consumption of alcohol on private property)
- Ord. #2012-07 An Ordinance Repealing Ordinance #2012-02, entitled An Ordinance Amending Chapter 400 of the Revised General Ordinances of the Township of Lower, 2004 (Repealing the ordinance that banned all new outdoor wood burning furnaces), 2nd rdg.

- Ord. #2012-08 Ordinance of the Township of Lower, in the County of Cape May, New Jersey \$63,000 for the Acquisition of Various Vehicles to Be Funded by the Capital Appropriating Surplus Fund, (4 vehicles w/higher MPG's) 2nd rdg.
- Ord. #2012-09 Ordinance Re-Appointing \$45,000 of the Proceeds of Obligation Not Needed for Their Original Purposes in Order to Provide for the Acquisition of Various Equipment In and By the Township of Lower, In The County of Cape May, New Jersey, 1st rdg. (Funds not needed for original purpose being used for recreation equipment) 2nd rdg
- Ord. #2012-10 Bond Ordinance Providing for Various Capital Improvements of the Township of Lower, in the County of Cape May, New Jersey, Appropriating the Aggregate Amount of \$905,000 Therefor and Authorizing the Issuance of \$830,000 Bonds or Notes of the Township to Finance Part of the Cost Thereof,(Various capital improvements for Court, Police, Public Works and Recreation) 2nd rdg.

Administrative Reports

Personnel Action Report

March Report Animal Control

Council Comments

Call to the Public

Adjournment

PUBLIC INFORMATION

MAY 12, 2012 - S. J. GAS - "SWITCHING TO NATURAL GAS" COMMUNITY INFORMATION SESSION - 9 A

MAY 12, 2012 - 8 AM - 11:30 AM - CAPE MAY CTY. HOUSEHOLD HAZARDOUS WASTE COLLECTION DAY - CMC Transfer Station, 620 Shunpike Road, Middle Twp. - Call 465-9026 ext. 260 for questions - No preregistration required, flyers available at Township Hall

MAY 19, 2012 - LOWER TOWNSHIP COMMUNITY DAY - - 9 AM - 3 PM, LOWER TOWNSHIP RECREATION DEPARTMENT Bike rodeo, bike auction @ 2 pm, Informational displays from various service & community groups, face painting, hot dogs & more.

ANNUAL DOG LICENSES PAST DUE - Late fees are now be due for all Dogs over the age of six months not currently licensed and owners may be issued a local ordinance violation in addition to the late fee.

YARD SALE LICENSES - Required for all yard, sales, attic sales, garage sales etc. Permit fee \$5.00 for two consecutive days and choice of rain date. Three permits permitted per year to a residence/person.

ALL RENTAL PROPERTIES REQUIRE LICENSE AND FIRE INSPECTION - All rentals, commercial or residential, whether yearly or seasonal require a mercantile license and a fire inspection and real estate taxes must be current. Applications for both the required fire inspection and the mercantile license are available at the Municipal Building, 2600 Bayshore Road, Villas and on the Township's website - www.townshipoflower.org, under Form Center.

RESOLUTION #2012-125

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

Include Project Line Items: Yes

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

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
00018	ADVANCE LEARNING*							
	12-00860	04/02/12	SEMINAR/CEU'S/CPWM/DPW	Open	99.00	0.00		
	12-00981	04/16/12	REFUSE/RECYCLE:LEPOR 4/27/2012	Open	99.00	0.00		
					198.00			
00047	ALLEN'S OIL & PROPANE*							
	12-00957	04/10/12	OIL FOR CLEM MULLIGAN	Open	155.90	0.00		
00109	ARAWAK PAVING CO., INC.*							
	12-00848	03/29/12	ASPHALT FOR PAVING/DPW	Open	2,616.83	0.00		
00110	ANCO HOME CENTER*							
	12-00387	02/08/12	ANCO	Open	2.99	0.00		
	12-00607	03/02/12	SUPPLIES FOR RDS/SIGNS/DPW	Open	554.56	0.00		
	12-00764	03/21/12	NEW WINDOW FOR POOL	Open	180.20	0.00		
	12-00916	04/04/12	SLEDGE HAMMER	Open	10.99	0.00		
	12-00961	04/11/12	MARCH MONTHLY ADDITIONAL	Open	139.30	0.00		
	12-00973	04/12/12	MISC CLEANING SUPPLIES	Open	89.44	0.00		
					977.48			
00153	ATLANTIC CITY ELECTRIC*							
	12-00965	04/11/12	ELECTRIC- MARCH 2012	Open	28,229.72	0.00		
00179	AVERY TEITLER*							
	12-00778	03/21/12	BOARD SOLICITOR SALARY	Open	383.33	0.00		
	12-00984	04/17/12	BOARD SOLICITOR SALARY	Open	333.40	0.00		
	12-01047	04/20/12	RESOLUTION BRIGHT 795/154.01	Open	150.00	0.00		
					866.73			
00196	CROWN TROPHY OF MAYS LANDING*							
	12-01041	04/19/12	2.5 INCH STAR MEDAL-JUDO	Open	63.58	0.00		
00231	HOWARD A BAILEY III							
	12-01061	04/24/12	MEDICAL CLAIM- DENTAL	Open	616.25	0.00		
00301	BELMONT AND CRYSTAL SPRINGS*							
	12-00948	04/10/12	WATER FOR FIRE BUREAU	Open	9.64	0.00		
	12-00956	04/10/12	WATER-POLICE DEPARTMENT	Open	28.64	0.00		
	12-00966	04/11/12	WATER- COURT	Open	7.13	0.00		
	12-01016	04/19/12	BOTTLED WATER FOR DPW	Open	51.39	0.00		
	12-01020	04/19/12	WATER FOR REC CENTER	Open	110.26	0.00		
					207.06			
00341	MATTHEW BENDER & CO INC*							
	12-00632	03/06/12	2012 HANDBOOK	Open	144.94	0.00		
	12-00809	03/22/12	2012 HANDBOOK	Open	278.44	0.00		
					423.38			

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
00347 JIM BERRY SERVICE LLC*	12-00960	04/11/12	DUCTLESS UNIT COMP ROOM TOWNHL	Open	3,800.00	0.00		
00348 BENNETT BATTERIES, LLC*	12-00608	03/02/12	PARTS FOR RDS/DPS POLICE	Open	649.20	0.00		
00365 BLUE STAR*	12-00913	04/04/12	SUPPLIES FOR GARAGE/DPW	Open	2,029.00	0.00		
00370 BLUE CROSS/BLUE SHIELD OF NJ	12-01063	04/24/12	MAY 2012 MED D	Open	2,626.93	0.00		
	12-01065	04/24/12	HEALTH BENEFITS MAY 2012	Open	234,921.39	0.00		
	12-01132	05/02/12	HEALTH BENEFITS APRIL 2012	Open	233,154.90	0.00		
					<u>470,703.22</u>			
00403 BLUE WAVE EXPRESS CAR WASH*	12-01096	04/26/12	CAR WASH	Open	170.00	0.00		
00406 BLANEY & DONOHUE, PA	12-00441	02/14/12	2012 CONTRACT DNE \$50,000	Open	4,166.66	0.00		B
00432 MICHAEL BROGAN	12-01131	05/02/12	MEDICAL CLAIMS	Open	213.74	0.00		
00443 BSN*	12-00854	03/30/12	DETECTO-WHITE SCALE	Open	274.99	0.00		
00445 BOANJ	12-00917	04/05/12	BOANJ	Open	150.00	0.00		
00480 BURKE CHEVROLET*	12-00912	04/04/12	PARTS FOR COUNTY VEH.	Open	131.23	0.00		
00509 CAPE REGIONAL MEDICAL CENTER	12-00979	04/13/12	STANGO/K BOYLE	Open	275.00	0.00		
00616 ANIMAL ALLIANCE OF CAPE	12-00959	04/11/12	TNR AND SPAY/NEUTER PROGRAM	Open	150.00	0.00		
	12-01040	04/19/12	TNR SPAY/NEUTER PROGRAM	Open	100.00	0.00		
	12-01130	05/02/12	TNR AND SPAY/NEUTER PROGRAM	Open	50.00	0.00		
					<u>300.00</u>			
00651 MUNICIPAL UTIL AUTH DUMP FEES	12-00994	04/17/12	DUMPING FEES/MARCH 2012	Open	50,990.77	0.00		
00680 CMC JUNIOR FOOTBALL LEAGUE	12-00929	04/09/12	FOOTBALL LEAGUE FEES	Open	4,000.00	0.00		
00711 CMC LEAGUE OF MUNICIPALITIES	12-00947	04/10/12	2012 DUES	Open	400.00	0.00		
00739 CAPE MAY VETERINARY HOSPITAL	12-00983	04/16/12	RABIES CLINIC 4/14/2012	Open	125.00	0.00		

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
00739	CAPE MAY VETERINARY HOSPITAL		Continued					
	12-01129	05/02/12	TRN PROGRAM	Open	<u>94.00</u>	0.00		
					219.00			
00741	CMC CHIEF'S OF POLICE ASSOC.							
	12-00207	01/20/12	ANNUAL DUES	Open	200.00	0.00		
00784	CAPE MAY STAR & WAVE							
	12-01042	04/19/12	PUBLIC NOTICES	Open	50.22	0.00		
	12-01058	04/23/12	LEGAL NOTICES	Open	44.02	0.00		
	12-01154	05/03/12	LEGAL NOTICES	Open	<u>243.66</u>	0.00		
					337.90			
00820	COMCAST OF WILDWOOD* DPW							
	12-01017	04/19/12	MILLMAN CENTER INTERNET	Open	67.07	0.00		
00825	COMCAST*							
	12-00950	04/10/12	INTERNET-TOWNHALL	Open	95.18	0.00		
	12-01062	04/24/12	INTERNET 4/30/12-5/29/12	Open	<u>107.15</u>	0.00		
					202.33			
00928	CAPE MAY COUNTY CLERK							
	12-01073	04/25/12	RECORDING FEE- NJDEP CAFRA/efd	Open	8.00	0.00		
00940	COASTAL BROADCASTING*							
	12-00905	04/04/12	BASKETBALL ADVERTISING	Open	50.00	0.00		
	12-01067	04/24/12	HOLIDAY GREETING	Open	<u>250.00</u>	0.00		
					300.00			
01130	GAYLE HADLEY							
	12-01124	05/02/12	PAYMENT TO ZUMBA INSTRUCTOR	Open	310.00	0.00		
01170	VERIZON WIRELESS* F/S							
	12-00949	04/10/12	CELL FIRE- 02/27/12-03/26/12	Open	56.74	0.00		
01171	VERIZON WIRELESS - TOWNHALL							
	12-01134	05/02/12	CELL PHONE BILL	Open	1,030.34	0.00		
01239	DIANA L DeNOTE							
	12-01039	04/19/12	MEDICAL CLAIMS	Open	67.00	0.00		
01284	ARLENE DOUGLASS							
	12-00972	04/11/12	MEDICAL CLAIMS-V	Open	149.92	0.00		
01480	E-Z PASS							
	12-01077	04/25/12	EZPASS	Open	400.00	0.00		
01502	PAMELA FELDER							
	12-01060	04/24/12	MEDICAL CLAIMS	Open	63.00	0.00		
01519	TOM FOLS ELECTRICALCONTRACTOR*							
	12-00964	04/11/12	HOOK UP DUCTLESS UNIT TOWNHALL	Open	300.00	0.00		

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
01598 DEARBORN NATIONAL	12-01133	05/02/12	LIFE INSURANCE	Open	488.70	0.00		
01641 GALL'S INC*	12-00440	02/14/12	NEW VEHICLE OUTFITTING	Open	2,754.00	0.00		
	12-00752	03/19/12	UNIFORMS- FIRE SAFETY	Open	<u>631.01</u>	0.00		
					3,385.01			
01660 GENERAL SPRING SERVICE*	12-00908	04/04/12	PARTS/REPAIR TRUCK 32/DPW	Open	4,235.00	0.00		
	12-01024	04/19/12	PARTS FOR TRUCK 8 - DPW	Open	<u>3,873.00</u>	0.00		
					8,108.00			
01685 W W GRAINGER, INC.*	12-00919	04/05/12	INVESTIGATIVE SUPPLIES	Open	45.35	0.00		
01751 GRINGER WEAR PARTS, INC	12-00233	01/24/12	PARTS FOR TUB GRINDER/DPW	Open	1,732.00	0.00		
01781 HATCH MOTT MACDONALD, LLC*	11-00781	03/25/11	ENGINEERING SERVICES/OUTFALLS	Open	11,960.00	0.00		B
	11-02505	09/12/11	DRAINAGE INVESTIGATION/	Open	341.40	0.00		B
	11-03226	11/16/11	ENGINEERING SERVICES	Open	18,752.28	0.00		
	12-00991	04/17/12	ENGINEERING	Open	207.00	0.00		
	12-01043	04/20/12	PROFESSIONAL ENGINEERING SERVI	Open	345.10	0.00		
	12-01044	04/20/12	PROFESSIONAL ENGINEERING SERVI	Open	202.50	0.00		
	12-01045	04/20/12	PROFESSIONAL ENGINEERING	Open	159.00	0.00		
	12-01046	04/20/12	PROFESSIONAL ENGINEERING SERVI	Open	<u>4,158.80</u>	0.00		
					36,126.08			
01803 HORIZON DENTAL OPTION*	12-01064	04/24/12	MAY 2012 DENTAL INSURANCE	Open	15,031.64	0.00		
01804 HOLTZ LEARNING CENTERS, LTD*	12-00669	03/08/12	TRAINING	Open	3,390.00	0.00		
01806 ANTHONY J HARVATT, II, ESQ	12-00985	04/17/12	BOARD SOLICITOR SALARY	Open	333.40	0.00		
01859 HESS CORPORATION	12-01057	04/23/12	ELECTRICITY 03/20/12 TO 04/17/	Open	5,875.46	0.00		
	12-01091	04/25/12	ELECTRIC 03/20/12- 04/19/12	Open	<u>658.92</u>	0.00		
					6,534.38			
02004 KML TECHNOLOGY INC*	12-00843	03/29/12	ANNUAL CONTRACT	Open	8,210.85	0.00		
02025 HUNTER JERSEY PETERBILT*	12-00658	03/07/12	PARTS FOR TRASH TRUCK 37/DPW	Open	1,990.66	0.00		
02125 KDI*	12-01052	04/20/12	OVERAGE BILL 11/01/11-01/31/12	Open	659.26	0.00		

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
02136 TED KINGSTON INC*								
	12-00773	03/21/12	RADIO MAINT.	Open	1,490.68	0.00		
	12-00774	03/21/12	RADIO MAINT.	Open	<u>499.40</u>	0.00		
					1,990.08			
02140 KINDLE FORD LINC/MERC., INC.*								
	12-00051	01/09/12	PARTS FOR DPS VEHICLE	Open	996.82	0.00		
02229 CHRISTIAN J. LAMBERT								
	12-01079	04/25/12	TRAVEL FUEL	Open	10.00	0.00		
02248 LAWREN SUPPLY*								
	12-00439	02/14/12	BALLISTIC VESTS	Open	1,560.00	0.00		
	12-00828	03/26/12	HOLSTERS	Open	<u>67.80</u>	0.00		
					1,627.80			
02347 LCMR AFTER PROM								
	12-01101	04/26/12	LCMR AFTER PROM DONATION	Open	500.00	0.00		
02351 LOWER CAPE MAY REGIONAL								
	12-01089	04/25/12	SCHOOL TAXES DUE 05/15/12	Open	1,129,900.50	0.00		
02473 FRANCIS P. MAJANE								
	12-01122	05/02/12	MEDICAL CLAIMS	Open	793.77	0.00		
02585 WILLIAM MASTRIANA								
	12-01078	04/25/12	TRAINING MEALS	Open	45.46	0.00		
03109 TRU GREEN CHEMLAWN								
	12-00686	03/09/12	FERTILIZER/SLICE SEED	Open	7,305.00	0.00		B
03279 PARDO'S TRUCK PARTS WHSE*								
	12-00609	03/02/12	PARTS FOR SANT/RECY/DPW	Open	42.71	0.00		
03280 PARAMOUNT SANITARY SUPPLY*								
	12-00853	03/30/12	BEIGE GROUNDSKEEPER	Open	84.55	0.00		
03293 BLAINE PAYNTER								
	12-01069	04/24/12	MEDICAL CLAIMS	Open	86.00	0.00		
03305 PEDRONI FUEL*								
	12-00910	04/04/12	NO LEAD GAS/DPW	Open	714.69	0.00		
03366 AMERI-GAS*								
	12-00846	03/29/12	PROPANE AT BENNETTS	Open	308.78	0.00		
	12-00970	04/11/12	PROPANE @ BENNETT'S	Open	<u>119.98</u>	0.00		
					428.76			
03414 WILLIAM PRIOLE								
	12-01085	04/25/12	TRAINING MEALS	Open	58.08	0.00		
03449 QC INC*								
	12-00888	04/03/12	RETENTION POND SAMPLE	Open	41.50	0.00		

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
03478 RED THE UNIFORM TAILOR, INC.*	12-00478	02/16/12	UNIFORMS	Open	449.00	0.00		
03496 REGISTRARS ASSN OF NEW JERSEY	12-00672	03/08/12	SPRING REGISTRAR MTG 4-12-12	Open	70.00	0.00		
03518 RIGGINS, INC.*	12-01018	04/19/12	OFF-HIGHWAY DIESEL/DPW	Open	2,859.53	0.00		
	12-01135	05/02/12	HIGHWAY DIESEL	Open	<u>1,497.82</u>	0.00		
					4,357.35			
03521 LOUIS RUSSO	12-00958	04/11/12	MEDICAL CLAIMS	Open	178.43	0.00		
03553 RANSOME INTERNATIONAL, LLC*	12-00748	03/19/12	PARTS FOR COUNTY VEH/DPW	Open	1,005.14	0.00		
03573 SAFETY-KLEEN CORP*	12-00340	02/01/12	EQUIPMENT MAINTENANCE/GARAGE	Open	320.28	0.00		
03575 ECKELS DIESEL*	12-01100	04/26/12	PARTS FOR LEAF VACUUM/DPW	Open	3,109.79	0.00		
03611 SERVICE TIRE TRUCK CENTERS*	12-00614	03/02/12	TIRES FOR RDS/SANT/RECY	Open	4,356.59	0.00		
03613 SEA ISLE ICE CO. INC.*	12-00982	04/16/12	BAGGED ICE FOR DPW	Open	152.00	0.00		
03692 SOUTH JERSEY GAS CO*	12-01059	04/23/12	GAS- MARCH	Open	2,764.06	0.00		
03723 STAPLES, INC.*	12-00739	03/16/12	OFFICE SUPPLIES	Open	155.87	0.00		
	12-00785	03/22/12	OFFICE SUPPLY	Open	91.23	0.00		
	12-00851	03/30/12	OFFICE SUPPLIES	Open	<u>19.99</u>	0.00		
					267.09			
03734 STEWART INDUSTRIES, INC.*	12-00928	04/09/12	COPIER MAIT 03/23/12-06/23/12	Open	1,381.42	0.00		
03821 TRANS AXLE*	12-00911	04/04/12	PARTS FOR TRASH TRUCK/DPW	Open	388.46	0.00		
03831 TREASURER, COUNTY TAXES	12-00978	04/13/12	ANIMAL SHELTER- 2012 2ND QUART	Open	22,269.00	0.00		
	12-01072	04/25/12	2ND QUARTER TAXES DUE 05/15/12	Open	<u>2,338,562.47</u>	0.00		
					2,360,831.47			
03867 UNIVERSAL SUPPLY CO.	12-00881	04/03/12	2 EXTERIOR DOORS (POOL)	Open	589.79	0.00		

May 3, 2012
11:57 AM

Lower Township
Bill List By Vendor Id

Page No: 7

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
03904	LOWE'S HOME CENTER INC*							
	12-00880	04/03/12	MISC DOOR PARTS @ POOL	Open	184.29	0.00		
03927	PRORIDER INC*							
	12-00952	04/10/12	HELMETS FOR KIDS BIKE DAY	Open	322.50	0.00		
03935	STAPLES BUSINESS ADVANTAGE*							
	12-00780	03/21/12	OFFICE SUPPLIES	Open	67.94	0.00		
	12-00977	04/13/12	2 BATTERY BACKUPS FOR SERVER	Open	<u>346.16</u>	0.00		
					414.10			
03954	VAN NOTE-HARVEY ASSOCIATES*							
	12-01019	04/19/12	FILE REVIEW/DPW	Open	332.50	0.00		
03969	VERIZON							
	12-00967	04/11/12	APRIL PHONE BILL	Open	3,949.28	0.00		
03981	SECARE, RYAN & HENSEL LAW FIRM							
	11-02710	10/03/11	RESOLUTION 2011-224	Open	1,050.00	0.00		B
03985	VILLAS NAPA AUTO PARTS							
	12-00659	03/07/12	PARTS FOR RDS/SANT/RECY/DPS	Open	3,753.38	0.00		
	12-00907	04/04/12	PARTS FOR COUNTY VEH/DPW	Open	<u>378.33</u>	0.00		
					4,131.71			
03992	VAL-U AUTO PARTS LLC*							
	12-00613	03/02/12	PARTS FOR RDS/SANT/RECY/DPS	Open	3,845.95	0.00		
04075	BARBER CONSULTING SERVICES LLC							
	12-00986	04/17/12	MILLMAN COMPUTERS	Open	211.25	0.00		
04085	CHRISTOPHER WINTER							
	12-01155	05/03/12	MEDICAL CLAIMS	Open	45.00	0.00		
04097	CINTAS FIRST AID AND SAFETY*							
	12-01145	05/02/12	FIRST AID SUPPLIES	Open	231.41	0.00		
04105	PITNEY BOWES GLOBAL FINANCIAL							
	12-00131	01/12/12	2012 POSTAGE EXPIRES 6/01/12	Open	451.00	0.00		B
04123	TAMMY DECKER							
	12-01126	05/02/12	PAYMENT TO PILATES INSTRUCTOR	Open	24.00	0.00		
04204	ZACHARY ZELWAK							
	12-00974	04/13/12	MEDICAL CLAIMS	Open	108.00	0.00		
	12-00976	04/13/12	MEDICAL CLAIMS	Open	<u>24.00</u>	0.00		
					132.00			
04261	STATE OF NEW JERSEY							
	12-01105	04/30/12	FIRST QTR 2012 UNEMPLOYMENT	Open	27,764.97	0.00		
04266	NJ DEPT OF HEALTH&SENIOR SVCS							
	12-01128	05/02/12	MAY DOG LICENSE FEES	Open	532.80	0.00		

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
04300	W B MASON CO INC*							
	12-00980	04/13/12	MAP BOXES	Open	92.57	0.00		
	12-01053	04/23/12	8 1/2 by 11 PAPER- TOWNHALL	Open	270.00	0.00		
	12-01066	04/24/12	OFFICE SUPPLIES- HOLE PUNCH	Open	<u>122.13</u>	0.00		
					484.70			
04301	SEASHORE ASPHALT CORPORATION*							
	12-00847	03/29/12	PATCH FOR RDS/DPW	Open	399.30	0.00		
04306	ALL STATE PAINTING CO*							
	12-00756	03/20/12	SANDBLAST POOL	Open	7,600.00	0.00		
5029	UNION SPRINGS LLC*							
	12-00827	03/26/12	OPPERATION SUPPLIES	Open	172.60	0.00		
5030	ESTHER MITCHELL, RMC/CMR							
	12-00945	04/10/12	2012 MINI SPRING CONFERENCE	Open	30.00	0.00		
5032	NORTH WILDWOOD \$ CREST SHIRT*							
	12-00955	04/10/12	GIRLS LACROSSE SHIRTS	Open	324.00	0.00		
	12-00975	04/13/12	SOCCER SHIRTS	Open	<u>1,380.00</u>	0.00		
					1,704.00			
5033	DENNIS & ALEXIE SERRA							
	12-00989	04/17/12	SOCCER REFUND	Open	15.00	0.00		
5034	KARA SULLIVAN							
	12-00990	04/17/12	SOCCER REFUND	Open	15.00	0.00		
5036	PARK PROPERTIES, LLC							
	12-01054	04/23/12	RETURN OF UNUSED ESCROW	Open	783.00	0.00		
5037	ROBERT MORRIS							
	12-01092	04/26/12	RETURN OF RE-VEG BOND	Open	500.00	0.00		
5038	LEO & MICHELE PREVITI							
	12-01094	04/26/12	RELEASE OF DEMO BOND	Open	1,000.00	0.00		
5042	WILLIAM & DONNA DOOLEY							
	12-01123	05/02/12	REFUND TAX PAYMENT	Open	392.50	0.00		
5043	EUGENE SPIRITO							
	12-01127	05/02/12	RETURN OF UNUSED ESCROW	Open	54.00	0.00		
BARGER	GEORGE BARGER, JR							
	12-00993	04/17/12	SHOE ALLOWANCE FOR 2012/DPW	Open	169.99	0.00		
	12-01153	05/03/12	MEDICAL CLAIMS-V	Open	<u>280.00</u>	0.00		
					449.99			
BLAUE	BLAUER ASSOCIATES INC*							
	10-02446	09/29/10	SCFP APPLICATION & ADMIN	Open	250.00	0.00		B

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
BOSNA KAREN MANETTE BOSNA	12-01125	05/02/12	PAYMENT TO YOGA INSTRUCTOR	Open	85.00	0.00		
CANCELO DON CANCELOSI	12-00886	04/03/12	LACROSSE OFFICIAL	Open	60.00	0.00		
G-MUA LTMUA	12-01070	04/24/12	MUA CHARGES FROM TAXSALE	Open	143,466.56	0.00		
GRAY RUTH GRAY	12-00971	04/11/12	REIMBURSEMENT OF PAYMENT	Open	25.00	0.00		
GRIMES JAMES GRIMES	12-00885	04/03/12	LACROSSE OFFICIAL	Open	60.00	0.00		
	12-00987	04/17/12	LACROSSE OFFICIAL	Open	60.00	0.00		
					<u>120.00</u>			
MANZONI CARMEN MANZONI	12-00992	04/17/12	UNUSED ESCROW	Open	99.57	0.00		
MCMAST SANDRA MCMASTER	12-01037	04/19/12	GIRLS LACROSSE OFFICIAL	Open	45.00	0.00		
	12-01055	04/23/12	GIRLS LACROSSE ASSIGNOR FEES	Open	65.00	0.00		
					<u>110.00</u>			
NARY DAVE NARY	12-00887	04/03/12	LACROSSE OFFICIAL	Open	60.00	0.00		
NIKI NIKI, INC.	12-01071	04/25/12	RETURN OF UNUSED ESCROW	Open	583.03	0.00		
NJEPA NJEPA	12-00492	02/22/12	2012 CONFERENCE NJEPA	Open	225.00	0.00		
ROMANOW FRED ROMANOWSKI	12-00884	04/03/12	LACROSSE OFFICIAL	Open	60.00	0.00		
TOWNWATC NATIONAL ASSOC OF TOWN WATCH	12-00922	04/05/12	DUES	Open	35.00	0.00		

Total Purchase Orders: 175 Total P.O. Line Items: 539 Total List Amount: 4,389,603.97 Total Void Amount: 0.00

**RESOLUTION #
Lower Township
Bill List
2012**

<u>Vendor</u>	<u>PO #</u>	<u>Description</u>	<u>Check #</u>	<u>Check Date</u>	<u>Amount</u>
CMC Chamber	12-00996	April Meeting	047331	04/19/12	\$44.00

Total Manual Checks	\$ 44.00
Total brought forward from computer generated bill list	\$ 4,389,603.97
TOTAL BILL LIST	<u>\$ 4,389,647.97</u>

I certify the foregoing to be a Resolution adopted by the Township Council on May 7, 2012.

Claudia R. Kammer, RMC, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD						
CRAIG						
DOUGLASS						
LARE						
BECK						

Regular & Work Session Meeting Minutes - April 16, 2012

The regular meeting of the Township Council of the Township of Lower, County of Cape May, State of New Jersey was held on April 16, 2012 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 Walt Craig
Councilmember Glenn Douglass
Deputy Mayor Kevin Lare
Mayor Michael Beck

Also present: Manager Michael Voll, Solicitor Michael Donohue and Asst. Clerk Picard

Work Session

Presentation - Steve Sheftz & Jerry Keelen re: Potable Water Loan Program

Mr. Steven Sheftz introduced Mr. Jerome P. Keelen, Director of Single Family Programs, New Jersey Housing and Mortgage Finance Agency. Copy attached.

Mr. Keelen addressed Council and thanked them for allowing him to speak. He stated the funds currently available for the loans are from water supply replacement trust fund monies. Mr Keelen stated that the program is a zero percent interest loan with a 1% annual service charge for residents to hook up to the new municipal utility water system provided by the Municipal Utility Authority. This loan is available to home owners within the Township limit where main water lines are being run. The loan can cover the cost of connecting to the main, the plumber cost and the permit cost. Depending upon the amount of the loan, payments will be made either once or twice a year. In other locations, the loan is not available to residents without private well testing, but in Lower Township there are four conditions which must be met: 1: The property must currently be serviced by well water, 2: the property must be located within the boundaries, 3: the connection to the municipal water line must be done through the MUA and 4: This loan is for residential properties only. There is a \$75.00 application fee. A resident may fill out an application, return the application with the \$75.00 application fee, the company will send back a notice with a mortgage note for the homeowners signature, after the signed note is received, and after the mandatory three day waiting period, the check will be sent to the contractor and the work may proceed. Mr. Keelen noted the applications are available at the Township building and anyone requiring addition information may call him. He also noted that this money is available to all homeowners, even out-of-state owners. Mr. Ray DeMario addressed Council and questioned the areas which do not have the mains installed yet. Mr. Ecker, MUA, replied water mains will be installed throughout the entire area and the loans will be available when the mains are installed. Mr. George Dougherty questioned what happens if a homeowner misses a payment, will the home be foreclosed on, will a lien be placed on the home and then go to tax sale? Mr. Keelen replied the loans are such a small amount that foreclosure is not an option for the underwriter. When the loan is written, it is a mortgage against the home, and if a payment is missed, it would be a lien on the property, not a foreclosure situation. Mr. Charles Challer questioned the cost for the entire project. Mr. Ecker replied the hook up is \$1,600.00, the plumber is approximately \$1,000.00 and the permit will be approximately \$85.00. Of course, if there is additional plumbing needed for pipes and

Regular & Work Session Meeting Minutes - April 16, 2012

couplings, it can be added to the loan.

Richard McNutt, World Oceans Day -

Mr. McNutt, President of the Tidewaters Gateway Partnership, an organization involved in cleaning the Delaware River, addressed Council stating that June 8th has been designated World Ocean Day and is preparing a celebration to be held at Higbee's and Sunset Beaches. Mr. McNutt stated the organization has been trying for 45 years to get wild and scenic designations and special protection of the waters from Trenton to Wilmington which will be called the Tidal Delaware National Recreational Corridor. He stated that this is our opportunity to highlight this part of the river, this is the most historic part of America. People should be flying in from all over the world to see this. One of the reasons why this has not been developed is because the water is filthy. As time has gone by, we have created a 25 billion dollar-a-year recreational economy on the entire Delaware River Basin. Mr. McNutt requested help from the Township in supplying a stage, an amp system for the circle dances and help with the fire permits. Manager Voll advised Mr. McNutt to speak with his assistant and the Township will do anything they can to help with the celebration.

Review & discussion on request of Ed Neimann re: Support of Council for sale of lot to County Open Space.

Deputy Mayor Lare stated all of Council received a letter from Ed Neimann and a follow up letter from the County Open Space Board. He stated his understanding is the owner of the lot wants to sell to open space and needs the support of Council to do that. The parcel will be a park-like setting - passive recreation, similar to what was done with First Assembly of God. Councilman Douglass stated there are some concerns with the residents in the area because the parcel is off the road way and hard for police to access. It actually adjoins the neighbors common grounds and there is infrastructure on the parcel - underground utilities. The residents in that area need to be questioned if they are interested in having the recreation area put there. Mr. Douglass stated he believes the request needs to go to some of the boards as well to see what the residents think about it. Deputy Mayor Lare suggested Mr. Douglass solicit a position from the neighborhood organization in that area. Mayor Beck stated the Open Space aspect is very attractive, the only issue with the recreation aspect is that this parcel is behind houses. If the residents want it, Mayor Beck stated he has no problem with it, but in talking with some of the residents there, they have some concerns. Mayor Beck stated he believes Councilman Douglass's idea of sending this to the Planning Board, Recreation Advisory Board and Environmental Commission to take a look at it is a good idea. Councilman Douglass stated it is his understanding that if the property is purchased by the County, the Township would have to take the property over and take full responsibility for the property. Manager Voll read the letter from the Open Space Board into the record (attached) Deputy Mayor Lare suggested Council invite Barbara Ernst to the next meeting so Council will have a clear understanding of what is being asked of the Township. Councilman Conrad questioned who will be responsible for removing the infrastructure already on the parcel. Mayor Beck replied Ms. Ernst will have that information. Mayor Beck stated that currently if kids are on the property, it is trespassing, if we set it up as passive recreation, we may not be able to move them and it becomes a problem for the neighbors. Mayor Beck stated he does not want to create a problem for the people who live there. He stated we owe the residents a chance to let us know what they want. Council's consensus is to send the information to the Rec Advisory Board, the Environmental Commission and the Planning Board and also have a representative from the County Open Space Board at the next meeting.

Review of Consent & Regular Agenda Items

Councilman Douglass requested Resolution 2012-99 be moved to the regular agenda.

Regular & Work Session Meeting Minutes - April 16, 2012

Consent Agenda

- Approval of Minutes April 2, 2012
- Res. #2012-100 Recycling Tonnage Grant Resolution (annual resolution)
- Res. #2012-101 Renewal of 2012 Campground Licenses (annual renewals)
- Res. #2012-102 Issuance Ice Cream Peddling and Ice Cream Salesmen's Licenses for the Year 2012 to Summer Daze Ice Cream (Annual renewal)
- Res. #2012-103 A Resolution to Affirm the Lower Township Civil Rights Policy with Respect to All Officials, Appointees, Employees, Prospective Employees, Volunteers, Independent Contractors and Members of the Public That Come into Contact with Municipal Employees, Officials and Volunteers (Requirement for our joint insurance fund)
- Res. #2012-104 Approval of Precious Metals License for Robin Whitehurst T/A Golden Eagle for the Year 2012
- Res. #2012-105 Approval of Seashore Church of the Nazarene's Application to Conduct a Flea Market (Apr. 28)
- Res. #2012-106 Award of Contract for Concession for 2012 Independence Day Festival Rides (\$12,500 w/vendor)
- Res. #2012-107 Capital Budget Amendment
- Res. #2012-108 Authorizing the Person to Person Transfer of Liquor License #0505-33-007-003 from D.S.S.K. Inc. to Two Mile Crab House Limited Liability Company
- Res. #2012-109 Resolution Adopting Revised Personnel Policy Manual (replaces existing employee manual with language changes mandated by Joint Insurance Fund)
- Ord. #2012-07 An Ordinance Repealing Ordinance #2012-02, entitled An Ordinance Amending Chapter 400 of the Revised General Ordinances of the Township of Lower, 2004 (Repealing the ordinance that banned all new outdoor wood burning furnaces)
- Ord. #2012-08 Ordinance of the Township of Lower, in the County of Cape May, New Jersey \$63,000 for the Acquisition of Various Vehicles to Be Funded by the Capital Appropriating Surplus Fund, 1st rdg. (4 vehicles w/higher MPG's)
- Ord. #2012-09 Ordinance Re-Appointing \$45,000 of the Proceeds of Obligation Not Needed for Their Original Purposes in Order to Provide for the Acquisition of Various Equipment In and By the Township of Lower, In The County of Cape May, New Jersey, 1st rdg. (Funds not needed for original purpose being used for recreation equipment) 2nd rdg May 7
- Ord. #2012-10 Bond Ordinance Providing for Various Capital Improvements of the Township of Lower, in the County of Cape May, New Jersey, Appropriating the Aggregate Amount of \$905,000 Therefor and Authorizing the Issuance of \$830,000 Bonds or Notes of the Township to Finance Part of the Cost Thereof, 1st rdg. (Various capital improvements for Court, Police, Public Works and Recreation) 2nd rdg. May 7

Motion to approve the consent agenda moved by Councilmember Douglass, seconded by Councilmember Conrad.

Regular & Work Session Meeting Minutes - April 16, 2012

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

Resolution # 2012-99 Payment of Vouchers, \$1,809,365.40

Motion to approve Resolution 2012-99 moved by Councilmember Conrad, seconded by Councilmember Craig.

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

Administrative Reports

Manager's Report

Manager Michael Voll read his monthly report into the record. (Copy attached)

March Reports Animal Control, Construction Official, Clerk, Dog Licenses, Engineer, Municipal Court, Tax Collector, Vital Statistics

Council Comments

Councilman Conrad stated he is glad to be back. He left the area for a little bit and really appreciates what we have here. Roads with shoulders, well paved and in hearing about the World Ocean Day, it tells us people are starting to realize how special this area is and stated he is really glad to be living here.

Councilmember Craig stated earlier we had a report given by Mr. Keelen dealing with a lot of the residents in Ward 2. Councilmember Craig offered his assistance to any constituent in Ward 2 needing help with the application or requiring any additional information to please give him a call he would be happy to help.

Regular & Work Session Meeting Minutes - April 16, 2012

Deputy Mayor Lare commented on the Manager's report and stated the on-line payment service is an outstanding service. And the \$192,000 recycling rebate money is a direct result of the leadership of Gary Douglass and the public works crews down there and equally is the implementation of year round recycling that this Council instituted 2 years ago. He stated there is certainly an environmental responsibility to not fill the landfill with plastic and glass that will sit there for hundreds of years. This Town should be proud of this, it is a communal effort from the employees to the residents and we are and will be for the 2nd year number one in the County for recycling in tonnage.

Mayor Beck stated he was at the re-vegetation at Cox Hall Creek, which was run by Brian O'Connor from the County. Lower Township has a Watershed Ambassador program run by Erin Walsh, who actually ran the program and it was a lot of fun. There were approximately 125 residents working on the dunes at Cox Hall Creek, planting some of the grass that was removed during the work. Mayor Beck invited Ms. Walsh to the next meeting to explain the program and project to Council. Mayor Beck stated that Mr. O'Connor wanted to publically thank Dave LePore and Gary Douglass. Especially Dave who helped out with the construction. Mayor Beck reminded everyone of the Rotary Club's spaghetti dinner on Friday, April 20th at Uncle Bill's from 4:30 - 8:00 with all proceeds going to Lower Township food banks.

Call to the Public - None

Closed Session

Resolution #2012-110 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 (Acquisition of Property, Labor Relations - PBA & Superior Officer's, Personnel)

Motion to approve Resolution 2012-110 moved by Councilmember Douglass, seconded by Mayor Beck.

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

Mayor Beck stated that Council may return to open session to conduct additional business.

Council adjourned to closed session at 8:10 p.m.

Regular & Work Session Meeting Minutes - April 16, 2012

RETURN TO OPEN SESSION

Council returned to open session at 9:28 p.m.

Resolution # 2012-111 A Resolution to Ratify the Memorandum of Understanding between the Township of Lower & PBA Local 59 Rank and File as Modified by the April 16, 2012 - 3:41p.m. E-mail of Bruce Leader to William Blaney.

Motion to approve Resolution 2012-111 moved by Councilmember Douglass, seconded by Councilmember Craig.

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

Motion to adjourn moved by Councilmember Conrad, seconded by Councilmember Douglass. Motion to adjourn unanimous by verbal "ayes". Meeting adjourned at 9:30 p.m.

Mayor Beck

Municipal Clerk Kammer

Lower Township Council Meeting
Monday, April 16, 2012

Introduction of Mr. Jerome Keelen

Members of Council, Ladies and Gentlemen.

I am happy to be sitting here this evening with two very good people, Mr. Matt Ecker, Executive Director of our M.U.A. and our special guest Mr. Jerome Keelen. Jerome is Director of the Single Family Home Division of the State of New Jersey's Home Mortgage and Finance Agency

Jerry is a proven friend of the people of Lower Township and a close personal friend of mine.

About ten years ago while serving as Chairman of the M.U.A. I was approached by a young woman who was crying while carrying her baby in her arms. She asked for help. She and her husband were both working to buy their home in the Villas, and couldn't afford to connect to the water main in front of their home. Her doctor told her not only to not allow her baby drink the water, but to not even bathe her in it.

After meeting with Assemblyman Jack Gibson a number of times, Mr. Gibson prepared a Bill to establish the Loan Program and requested that I present testimony in support of the bill before the Assembly Appropriations Committee.

My testimony included the young lady and her baby, the number of other young couples in similar situations and also about 650 situations in Lower Township where Grandparents on the barest of incomes were raising their Grandchildren and could not afford to pay for a water connection.

2.

After presenting my testimony, Mr. Keelen told the Committee his Department in State Government would be responsible for the Loan Program and that he wanted to make it very affordable. He is the person who determined that people could borrow up to \$10,000 at 0% interest, a 1% Service fee with a 10 year payback.

Later, as a result of many people getting ill in the Town Bank Area, I was asked by various people to see if the problem was the well water in the area. The County Health Department's Mr. Grove Weber found a very limited amount of money that could be used for very little testing, Heather Carr Johnson of the County Health Department did the testing and found that various amount of Volatile Organic Compounds (VOC's), the worst kind of water problems known to man, were spread out over a very wide area. Town Bank is expected to have water by November 1st, and it will subsequently be extended to Wildwood Avenue in the Villas.

The original Loan Program required all applicants to have their wells tested before being approved for Loan money. With the very wide spread VOC's etc., throughout the area we again called upon Mr. Keelen for his help.

Again, our friend Mr. Keelen came to the rescue. Lower Township has a very special "Lower Township Application," and it does not require people in contaminated areas to have their wells tested.

Mr. Keelen has also been instrumental in obtaining Municipal grants, etc. and affordable housing throughout our state.

Ladies and Gentlemen, it is my distinct honor to introduce our very dear friend..Mr. Jerry Keelen"!

Manager's Report

April 16th, 2012

- 1-Thank to the LTMUA for adopting the lawn maintenance and litter cleanup of Rotary Park.
- 2-Recycling Rebate to Township from CMC MUA \$192,457.46 [unaudited] and monies received for metals \$21,248.72 as of March. Community Shredding out front of Twp. Hall on Saturday, May 19th part of "Community Day" at the Rec. Bike Auction, information tables on Community service groups, music, hot dogs, Pony Rides, Police bike rodeo, just a fun filled afternoon for families
- 3-Energy Savings from January through March on our Electric bill was \$7302.11 by switching out from 4 to 2 florescent bulbs with reflective units, not including the Public Safety building. All 5 municipal buildings are now converted to Natural Gas. Also, we continue to reduce gasoline consumption by converting to more efficient pool vehicles. Example, 2 police cruiser just ordered with V-6 vs. large HEMI v-8s, Chief Marker and I have been moving vehicles around to maximize their usage dealing with the fuel consumption and emergency needs. As reported, the price of gasoline keeps going up – we have increased our gasoline budget by 7.2% over last year – so it is high priority on our agenda to reduce in all energy areas! Again, my office has a goal for a 15% fuel reduction goal for 2012.
- 4-Gov deals on line Auction we received \$75,784.59 as of April 12th, sold unneeded municipal property. This is how we sell off municipal property in a legal manner.
- 5-Clem Mulligan Field and Mindy Park, complaints are being addressed: Rec Aides will be interacting in the evenings with youth and residents to prevent negative activities. Recreation getting the Pool ready in NCM
- 6-We are preparing for an above average "Hot Summer", Rich Harron, OEM making preparations for "Cooling Centers" if needed.
- 7-Thanks to Lauren Read, and Susan Jackson, we can now accept "On line payments" for Property Taxes by going to our web site @www.townshipoflower.org \$1.05 on line check payment, \$3.95 for VISA/DEBIT payment, or sign up for automatic payment from your account with no fee attached!
- 8-Many positive comments that we provide reverse 911 calls to inform our residents. We have used it last year during storms, scheduled leaf/branch pick up, and public safety announcements.
- 9-We will have a week end inspector checking for code violations, building without permits, and yard sales over the summer season, starting the first week of June.
- 10-Cox Hall Creek Project completed and operating. Beach grass was planted yesterday with over 100 volunteers. Old pump building will be removed in the near future.
- 11- Animal rabies clinic for dogs and cats a DPW on Saturday 1-3 pm.

12-Outfall lines, we have permit for 9 outfall lines, 5 outfalls projects scheduled for the fall.
St. John's Ave, Greenwood Ave, Cloverdale Ave, Arbor Road, Wildwood Ave

The others that will be funded by the township are:

Sandalwood Road
Springtime Road
Washington Blvd
Whittier Ave

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

RESOLUTION #2012-114

TITLE: APPOINTING CONTACT PERSONS FOR THE EMPLOYMENT PRACTICES LIABILITY HELPLINE ATLANTIC COUNTY MUNICIPAL JOINT INSURANCE FUND

WHEREAS, the Governing Body of Lower Township, hereinafter referred to as "MUNICIPALITY", is a member of the Atlantic County Municipal Joint Insurance Fund, hereinafter referred to as "FUND"; and

WHEREAS, the FUND has purchased Employment Practices Liability coverage from XL Insurance Company; and

WHEREAS, XL Insurance has arranged for the Fund members to have access to an EPL HELPLINE service and;

WHEREAS, the HELPLINE will provide the following services;

- Attorneys will answer *specific* HR and Employment Law questions
 - Confidential and timely responses
 - Attorney client privilege
 - Via Website/E-mail
 - By Telephone with written follow up response
- On Line Training
 - Managers/Supervisors
 - Slides, Audio, File Downloads
 - Small Chapters
 - Certificates of Completion
- Additional On Line Resources
 - Question of The Month
 - Case of The Month
 - HR Alerts via e-mail and posted on website
 - Federal/State News Updates
 - HR Posters
 - Model Policies/Handbook

WHEREAS, the FUND requires the MUNICIPALITY to designate specific managerial or supervisory individuals who will have access to the HELPLINE;

NOW, THEREFORE, be it resolved that the governing body of Lower Township does hereby appoint Michael J. Voll, Manager as its Contact Person.

BE IT FURTHER RESOLVED that the governing body does hereby appoint Julie Picard, Assistant Municipal Clerk as their additional Contact Person.

I hereby certify the foregoing to be a resolution adopted by the Township Council at a meeting held on May 8, 2012.

Claudia R. Kammer, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD						
CRAIG						
DOUGLASS						
LARE						
BECK						

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

RESOLUTION #2012-115

TITLE: A resolution requesting **release** of Revegetation and Restoration Guarantee for Dune Site Plan; Block 512.14, Lot 14, Escrow #p01-09-04

WHEREAS Robert Morris & Glenn Kinckner posted a bond for the revegetation and restoration of dune grass with the Township of Lower, in the amount of \$500.00; and

WHEREAS the Township Planning Director recommends that the required restoration and revegetation of dune grass has been properly completed;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Lower the Governing body thereof, that the Guarantee be and hereby is **released**.

AND HEREBY BE IT FURTHER RESOLVED that the Township Treasurer is granted permission to issue a check in the amount of \$500.00 plus any accrued interest for payment of the above released Guarantee.

I hereby certify the foregoing to be a resolution adopted by the Township Council at a meeting held on May 7, 2012.

Claudia R. Kammer, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD						
CRAIG						
DOUGLASS						
LARE						
BECK						

MEMORANDUM

TO: Mayor Michael Beck &
Council members

FROM: William J. Galestok, PP,AICP
Director of Planning

DATE: April 25, 2012

RE: Release of Bond for Restoration
and Revegetation of Dune Grass;
3209 Shore Drive
Block 512.14, Lot 14
Escrow #P01-09-04
Resolution #2012-115

Robert F. Morris and Glenn Kinckner posted a bond for the restoration and revegetation of Dune grass, on August 29, 2001 per Planning Board Resolution #01-33. A site inspection by the Planning Director on April 24, 2012 revealed that all the required work was complete. Therefore, I recommend return of the above referenced bond for revegetation of dune grass by Township Council.

Thank you.

c: Claudia R. Kammer,
Township Clerk

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

RESOLUTION #2012- 116

TITLE: AWARD OF ONE (1) 2012 FORD ESCAPE 4WD XLT 6 CYLINDER STEEL BLUE IN COLOR

WHEREAS, proposals were solicited via the Township's Website on April 12, 2012 and due on April 25, 2012 at 11:00a.m. for one (1) 2012 Ford Escape 4WD XLT 6 cylinder, Steel Blue in Color; and

WHEREAS, three (3) prices were submitted and reviewed by the QPA and the Chief of Police; and

WHEREAS, the CFO has certified available funds as indicated below by her signature.

Budget Year and Appropriation C 04-55-400-850 Ord # 11-14

CFO Signature



NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Lower, County of Cape May, State of New Jersey, that the purchase listed above is hereby awarded to the lowest qualified responsible bidder as follows:

AWARD TO: GENTILINI FORD
TOTAL: \$23,914.37

I hereby certify the foregoing to be a resolution adopted by the Township Council at a meeting held on May 7, 2012.

Claudia R. Kammer, Township Clerk

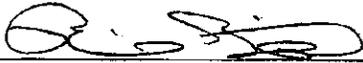
	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD						
CRAIG						
DOUGLASS						
LARE						
BECK						

**2012-03 P2P
PROPOSAL PAGE**

**One (1) 2012 Ford Escape 4WD XLT 6 Cylinder
Steel Blue in Color**

Total Bid: \$ 23914.37
In Numbers

Twenty three thousand nine hundred fourteen dollars ^{thirty seven cents}
In Words Dollars


Signature

Rick Bailey
Printed Name

Comm. Acct. MGR
Title

Gentilini Ford
Name of Firm

555 John S. Penn Blvd.
Woodbine NJ 08270
Address

Address

Rick Bailey
Contact Person

609-861-0100
Telephone

221251289
Tax ID#

rickbailey@gentilini-motors.com
E-mail

Exceptions: _____

Julie Picard

From: Margaret Vitelli <mvitelli@townshipoflower.org>
Sent: Monday, April 30, 2012 3:55 PM
To: Julie Picard; Claudia Kammer (Claudia Kammer)
Subject: RE: Ford Escape

The Escape is the 2012 Model.

From: Chief Brian Marker [<mailto:Marker@LowerTownshipPolice.com>]
Sent: Monday, April 30, 2012 3:02 PM
To: 'Margaret Vitelli'
Subject: Ford Escape

Margaret,
I respectfully request that you accept the bid from Gentilini Ford for a 2013 Ford Escape that will be a capital purchase from the Police Department.

Thank You,
Chief Brian Marker



Brian Q. Marker, Chief of Police
Lower Township Police Department
405 Breakwater Road
Erma, NJ 08204

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

RESOLUTION #2012- 117

TITLE: A RESOLUTION APPROVING THE RELEASE OF A DUMPSTER BOND FOR GIORDANO'S

WHEREAS, Giordano's posted a bond with the Township of Lower in the amount of \$500.00 for various dumpster permits; and

WHEREAS, A Dumpster Bond was required by the Construction 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 dumpster bond be and hereby is released; and

BE IT FURTHER RESOLVED that the Township Treasurer is granted permission to issue a check in the amount of \$500.00 for payment of the above release of the dumpster bond.

I hereby certify the foregoing to be a resolution adopted by the Township Council at a meeting held on May 7, 2012.

Claudia R. Kammer, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD						
CRAIG						
DOUGLASS						
LARE						
BECK						

MEMORANDUM

TO: Mayor, Mike Beck
Township Council

FROM: Gary Playford,
Construction Official

DATE : April 27,2012

RE: Release of Dumpster Bond
Giordano's Vineland Scrap Material Co
110 N Mill Road
Vineland,NJ 08360

Attached is a copy of Dumpster Bond Release Resolution #2012-117 which required a bond for the Placement of a Dumpster on a Township street for the above referenced property.

Please release to the applicant the Dumpster bond that the Township is holding in trust, to assure the Township street appears to have sustained no damage.

GP: rem
att:1

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

RESOLUTION #2012-118

**TITLE: A RESOLUTION REQUESTING RELEASE OF MAINTENANCE
GUARANTEE FOR BAYVIEW PROPERTIES, LLC; BLOCK 496.01,
LOTS 1.01, 1.02, 1.03, 1.04 & 1.05; ESCROW #P04-02-13**

WHEREAS, Bayview Properties, LLC posted a Maintenance Guarantee with the Township of Lower, in the amount of \$12,212.55; and

WHEREAS, the Township Engineer has recommended that the improvements have been properly installed and are presently acceptable; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Lower, the Governing body thereof, that the Maintenance Guarantee is released.

I hereby certify the foregoing to be a resolution adopted by the Township Council at a meeting held on May 7, 2012.

Claudia R. Kammer, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD						
CRAIG						
DOUGLASS						
LARE						
BECK						

MEMORANDUM

TO: Township Council

FROM: William J. Galestok, PP,AICP

DATE: May 1, 2012

RE: Bayview Properties, LLC
Breakwater & Fishing Creek Road
Block 496.01, Lot 1
Resolution #2012-118

The Land Development Ordinance of the Township of Lower, Chapter XVI, Subsection 400-81E, requires that "The governing body shall by resolution, release or declare in default, each Maintenance Guarantee".

Pursuant to the above referenced Subsection 400-81E, Resolution #2012-118 is required to release the Maintenance Guarantee held in trust by the Township of Lower for Bayview Properties, LLC.

The required final inspection report, certifying completion, compliance and condition of work, has been received from the Township Engineer, Hatch Mott MacDonald.

The Township Engineer recommends release of the retained \$12,212.55.

WJG:las

att.

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

RESOLUTION #2012-119

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>
426.01	3	William & Donna Dooley	paid by MTG Co	392.50

I hereby certify the foregoing to be a resolution adopted by the governing body at a meeting held on May 7, 2012.

Claudia R. Kammer, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD						
CRAIG						
DOUGLASS						
LARE						
BECK						

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

RESOLUTION #2012-120

TITLE: APPROVAL OF 2012 ROTARY TOWING LICENSE FOR BLAKESLEE TOWING & RECOVERY INC. DBA COURT HOUSE TOWING

WHEREAS, Section 22-1 requires any contractor providing towing and storage services for the Township of Lower be licensed by the Township, and

WHEREAS, the following contractor has completed the required application, paid the fee and provided all documentation required by ordinance, and

WHEREAS, the Police have reviewed said application as required by Section 22-4 (d) of the General Ordinances and have no objection to the issuance of said license.

NOW, THEREFORE, BE IT RESOLVED by the Township Council that the following applicant shall be issued Rotary Towing Licenses for the year 2012.

Kevin De Cicco T/A Blakeslee Towing & Recovery, Inc. DBA Court House Towing

I hereby certify the foregoing to be a resolution adopted by the Township Council at a meeting held on May 7, 2012.

Claudia R. Kammer, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD						
CRAIG						
DOUGLASS						
LARE						
BECK						

**TOWNSHIP OF LOWER
ROTARY TOWING APPLICATION**

Instructions: Please complete all sections. Where applicable, supply copies of required documents. All applications shall be accompanied by a **non-refundable fee** of two hundred dollars (\$200.00). Make check payable to "Township of Lower". License period is January 1 to December 31.

Submit completed application to Township of Lower Municipal Clerk, 2600 Bayshore Road, Villas, New Jersey 08251 by mail or during regular business hours Monday-Friday between 8:30 a.m. - 4:30 p.m.

Blakeslee Towing & Recovery DBA Court House Towing
Firm Name (type or print clearly)

2403 Rt 9 south
Business Address

Rio Grande NJ 08242 609-465-4108
City State Zip Telephone Number (with area code)

Louis H. Altobelli A5627 4884F 02724 NJ
Applicant's Name Driver's License Number State

Employee's name(s) and driver's license number:

Kevin J. DeLiced D2105 43377 02682 NJ
Name Driver's License Number State

Thomas BeCia B2105 74071 06634 NJ
Name Driver's License Number State

Todd Essig E8058 74679 03776 NJ
Name Driver's License Number State

INSURANCE (see local ordinance 22-8 for limits)

1. **Comprehensive General Liability Insurance:** (limit of liability shall not be less than \$750,000 on light/medium tow vehicles having a gross weight of 32,000 pounds minimum.

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

RESOLUTION #2012-121

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 \$4,000.00 for an item of revenue in the budget of the year 2012 as follows:

Miscellaneous Revenues –

Revenue Offset with Appropriations - Click It or Ticket

Total with increase to be \$4,000.00

SECTION 2.

BE IT FURTHER RESOLVED that a like sum of \$4,000.00 be and the same is hereby appropriated under the caption of:

General Appropriations –

Public & Private Programs Offset by Revenues - Click It or Ticket

State/Federal Share \$ 4,000.00

Non State Share \$

Total with increase to be \$ 4,000.00

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 _____, 2012

Claudia R. Kammer, Township Clerk

	CONRAD	CRAIG	DOUGLASS	LARE	BECK
PRESENTED					
SECONDED					
AYE					
NAY					
ABSTAIN					
ABSENT					



STATE OF NEW JERSEY SAGE System for Administering Grants Electronically

Application: OP-12-45-01-MC-70
Status: Confirmation of Period
User: Colleen Crippen
Role: Authorizing Official

Main Menu ▶ Actions ▶ Application Menu ▶ Related Pages ▶

SAVE SAVE/NEXT DELETE VIEW PDF ADD NOTE FIRST PREVIOUS NEXT LAST

Created By: Biersbach, Martin on 4/30/2012 1:32:49 PM

You are here: > Contract Agreement

CONTRACT AGREEMENT

Project Title Click It or Ticket 2012 Seat Belt Mobilization
Grant Number OP-12-45-01-MC-70
Federal Fiscal Year 2012
Amount Awarded \$4,000
Funding Source SECTION 405-OCCUPANT PROTECTION-CFDA 20.602
Project Period From 5/21/2012 To 6/3/2012

Project Director Martin Biersbach
Financial Officer Lauren Read
Authorizing Official Colleen Crippen

Federal policy requires notification of Limited English Proficiency (LEP) requirements to entities that receive Federal funds. A copy of the US Department of Transportation's guide entitled, "Policy Guidance Concerning Recipients' Responsibilities to Limited English Proficient (LEP) Persons" can be found on our website at www.state.nj.us/lps/htsalong with a power point presentation

The personnel of this Division look forward to the success of this project in improving highway traffic safety and are prepared to assist you in any way. Thank you for your interest and contributions to making New Jersey a safer state.

Gary Poedubicky
Acting Director and Governor's Representative

I the Project Director agree to the Terms and Conditions above.*

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375504

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

RESOLUTION #2012-122

TITLE: AUTHORIZATION FOR GREATER CAPE MAY ELKS #2839 TO CONDUCT OUTDOOR FLEA MARKETS IN 2012

WHEREAS, Section 359-13 of the Code of Lower Township prohibits outdoor flea markets within the confines of Lower Township except as provided for in Section 359.13b, and

WHEREAS, Section 359-13 of the General Ordinances of the Township of Lower permits non-profit, charitable, civic and religious organizations to conduct four (4) outdoor flea markets within the confines of the Township if approved by the Township Council.

WHEREAS, the Township Council has reviewed the application and the current ordinance, and has determined the applicant meets the ordinance requirements of a non-profit, charitable, civic and/or religious organization.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Lower, that approval for Outdoor Flea Markets on May 19 and October 6 in the year 2012 is hereby granted.

I hereby certify this is the original resolution adopted by the Township Council at the meeting held on May 7, 2012.

Claudia R. Kammer, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD						
CRAIG						
DOUGLASS						
LARE						
BECK						

APPLICATION FOR OUTDOOR FLEA MARKET
NO FEE LICENSE

Name of Organization: Greater Cape May EIKs #2839

Name of Applicant (Responsible Party): Judy Titus

Address & Phone Number: 263 Arbor Rd
Villas, N.J 08251

Location of Event: 917 Bayshore Rd Villas, NJ 08251

Proceeds to Benefit: Parade (EIKs Annual)

Dates of Flea Market: 5/19/12 10/6/12
(Two Days Only)

Rain Date: 5/20/12

State Applicable Status: Non-Profit Civic

Charitable Religious

Judith Titus
Signature of Person in Charge

609-886-1633 Home
" 408-1390 Cell

FOR TOWNSHIP USE ONLY

Date Approved by Council: _____

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

RESOLUTION #2012-123

TITLE: MUNICIPAL ENLISTMENT IN THE MILITARY INITIATIVE

WHEREAS, on Tuesday, January 24, the Commander-in-Chief of our Armed Forces reminded all Americans that, "Above all, our freedom endures because of the men and women in uniform who defend it," and that " ... this generation of heroes has made the United States safer and more respected around the world."; and

WHEREAS, the President, further, promised, "As they come home, we must serve them as well as they've served us. That includes giving them the care and the benefits they have earned ... And it means enlisting our veterans in the work of rebuilding our nation."; and

WHEREAS, National Guard and Reserve forces today total over 1 million service members and represent 48 percent of our total military force; while every day around the globe, thousands of men and women in uniform, including dedicated members of the National Guard and Reserves, risk their lives and make great sacrifices to defend our national interests, serving extended tours away from their homes, families and jobs; and

WHEREAS, at the same time, we are now seeing unprecedented levels of unemployment and underemployment among members of the Guard and Reserve, as up to 22 percent of Guard and Reserve members face unemployment; and

WHEREAS, in this time of economic uncertainty, the Employer Support Guard and Reserve (ESGR) is focusing on connecting employers with the talented pool of service members and their spouses, with the intent of facilitating meaningful employment opportunities; and

WHEREAS, to further this goal, the New Jersey ESGR has launched an Employment Initiative Program (EIP), which is a collaborative effort with federal agencies including the Department of Labor (Veterans Affairs), the Department of Veterans, the Small Business Administration and the Office of Personnel Management; and

WHEREAS, the goal is to enhance the employment process and serve as an effective resource for service members and employers. ESGR is also partnering with Employer Partnership of the Armed Forces (EPAF) through EIP with a high-tech and high-touch approach; and

WHEREAS, for almost a year, now, the United States Chamber of Commerce has also endeavored to find employment for our returning veterans and the spouses of those who continue to serve, at home and abroad, with its Hiring Our Heroes program; and

WHEREAS, the Hiring Our Heroes program is a nationwide effort to help veterans and military spouses find meaningful employment, in partnership with the Department of Labor Veterans Employment and Training Service (DOL VETS), to improve public-private sector coordination in local communities, where veterans and their families are returning every day; and

WHEREAS, despite those efforts, the unemployment rate for veterans of our Armed Forces in our Nation and in our State continues to exceed the over-all rate; and

WHEREAS, in order to take the lead on advancing the EIP to the next level, the New Jersey ESGR has enlisted strong and positive support from corporate leaders, the New Jersey State Chamber of Commerce, US Dept. of Labor/VETS and the New Jersey League of Municipalities; and

WHEREAS, it is incumbent on all of us to prove that New Jersey cares for the men and women in uniform who risk their lives and make great sacrifices to defend our national interests; and

WHEREAS, this employment initiative can be New Jersey's way of saying thank you to the men and women who made great sacrifices to protect our nation's freedom; and

WHEREAS, local officials throughout the State of New Jersey, working together through the League of Municipalities, and with the New Jersey ESGR, their local and State Chambers of Commerce, and local business leaders can help to advance basic fairness to our vets and their families by pursuing one simple goal: to allow America's over one million unemployed veterans and military spouses to follow their dreams, instead of spending their lives just trying to catch up; now therefore be it

RESOLVED, on this 7th day of may that the Township Council of the Township of Lower recognizes that we will never be able to repay the debt we owe to all members of our armed forces; and

BE IT FURTHER RESOLVED, that in gratitude, Lower Township pledges its enthusiastic and unqualified support for the Employment Initiative Program of the New Jersey Employer Support Guard and Reserves; and

BE IT FURTHER RESOLVED, that certified copies of this Resolution be forwarded to the New Jersey State League of Municipalities and to our neighboring municipalities.

I hereby certify the foregoing to be a resolution adopted by the Township Council at a meeting held on May 7, 2012.

Claudia R. Kammer, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD						
CRAIG						
DOUGLASS						
LARE						
BECK						

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

RESOLUTION #2012-124

TITLE: AUTHORIZATION FOR WAIVER OF FEES FOR CALVARY CHAPEL CAPE MAY

WHEREAS, Calvary Chapel Cape May, located at 596 Seashore Road is purchasing the Vietnam Veterans of America Inc. property at 596 Seashore Road, and

WHEREAS, Calvary Chapel Cape May is a charitable non- profit organization and has requested the Township waive any and all application, professional and permit fees associated with their application to the development board, and

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

NOW, THEREFORE, BE IT RESOLVED that all permissible Township application, professional service & permit fees associated with the Calvary Chapel Cape May's application be waived.

I hereby certify the foregoing to be a resolution adopted by the Township Council at a meeting held on May 7, 2012.

Claudia R. Kammer, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD						
CRAIG						
DOUGLASS						
LARE						
BECK						

PETER M. TOURISON

**ATTORNEY AT LAW
3823 BAYSHORE ROAD
PO BOX 766
NORTH CAPE MAY, NJ 08204**

PHONE (609) 886-5388

FAX (609)886-5571

April 17, 2012

Township of Lower
2600 Bayshore Road
Villas, NJ 08251
Attn: Mrs. Claudia Kammer,
Township Clerk

Re: Calvary Chapel Cape May
596 Seashore Road

Dear Claudia:

The Calvary Chapel Cape May is making an application to the Zoning Board to use the above referenced property as the congregation's new church.

A substantial majority of the church's congregation are Lower Township residents. The property is being purchased from Vietnam Veterans of America, Inc. and the property is already tax exempt and the Township will thus not be losing a ratable.

The church is certainly not wealthy but anticipates making certain improvements to make the property more visually attractive.

The church is a non-profit corporation and is requesting that the Township waive all fees for this application.

If anybody has any questions or needs further information, please just give me a call.

Very truly yours,


Peter M. Tourison

Cc: Pastor David Schenk
Cheryl Stuebing
Lisa Schubert, Zoning Board Secretary
Marian Raff, MV Engineering

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

ORDINANCE #2012- 11

**AN ORDINANCE AMENDING CHAPTER 400 OF THE REVISED GENERAL
ORDINANCES OF THE TOWNSHIP OF LOWER 2012**

(ESTABLISHING GUIDELINES FOR BEEKEEPING IN THE TOWNSHIP OF LOWER)

SECTION 1. Section 400 of the Revised General Ordinances of the Township of Lower is hereby amended as follows:

[New Section]

§ 400-57(H) Allow beekeeping on small lots as a Permitted Use in Township of Lower.

§400-57(H)(1) **Authority; enforcement.**

1. This article is adopted pursuant to the authority of the Mayor and Council of the Township of Lower.
2. The Township of Lower Code Enforcement Officer, or any other person who may hereafter be designated by resolution is hereby authorized in the name and on behalf of the Township of Lower to undertake and prosecute any proceedings necessary or appropriate to enforce compliance with this article.

§ 400-57(H)(2) **Purpose.**

To allow the keeping of bees in Lower Township on small lots in populated areas according to the best management practices of the New Jersey Department of Agriculture.

§ 400-57(H)(3) **Guidelines for keeping honey bees**

New Jersey State best management practices shall be followed by all bee keepers in order to avoid conflict with other neighborhood property owners:

1. The number of hives of honey bees according to lot size shall be governed by the table below:
 - a. Lot size of ½ acre or less; one (1) hive.
 - b. Lot size of ½ acre to one (1) acre; two (2) hives
 - c. Lot size of one (1) acre to two (2) acres; three hives.
 - d. Lot sizes over two (2) acres; no restriction.
2. No hive of honey bees will be maintained within 15 feet of a boundary line of the property on which the hive is located.
3. All colonies must be located at least 25 feet from a public sidewalk, alley, street or roads.
4. All apiaries must have on site an adequate source of water within 25 feet of the hive(s) at all times (especially between March 1st and October 31st).
5. A six (6) feet high solid fence or hedge must be erected, along the property line, in the rear yard, if the colonies are within fifteen (15) feet of a neighbor's property.

6. All bee equipment and hives must be maintained in good condition.
7. All colonies must be kept in moveable frame hives in accordance with N.J.S.A. 4:6-10.
8. All colonies must be inspected by a qualified beekeeper or his delegate no less than three times between March 1 and October 1 of each year.
9. A substantial fence must be erected at least four (4) feet in height to prevent animals and children from coming into close contact with the hives.
10. Bee hives shall be located in the rear yard only.

§ 400-57(H)(4) **Registration**

All bee yard locations with a lot size of less than, or equal to, two (2) acres shall be registered as beekeepers with the New Jersey Department of Agriculture.

SECTION 2. All other Ordinances in conflict or inconsistent with this Ordinance are hereby repealed, to the extent of such inconsistency.

SECTION 3. 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 4. 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 5. This Ordinance shall take effect twenty (20) days after final passage and publication as provided by law.

Thomas Conrad, Councilmember

Walt Craig, Councilmember

Glenn Douglass, Councilmember

Kevin Lare, Councilmember

Michael Beck, Mayor

Attest: _____
Claudia R. Kammer, Township Clerk

Adopted: _____, 2012.

TOWNSHIP OF LOWER

2600 Bayshore Road
Villas, New Jersey 08251



Incorporated 1798

(609) 886-2005

April 20, 2012

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

RE: Proposed Beekeeping Ordinance
recommendation from the Lower
Township Planning Board

Dear Mayor Beck & Council Members:

The Lower Township Planning Board, at their duly held regular meeting, on April 19, 2012, voted to recommend the enclosed Beekeeping Ordinance, for approval by Lower Township Council. The Planning Board has been developing this Ordinance, through public hearings, since Lower Township Council referred this matter to the Planning Board in October 2011. (See enclosed letter from Township Manager, dated 10/6/11) The proposed Beekeeping Ordinance utilizes New Jersey Department of Agriculture best management practices, as a way of protecting the general public, while allowing the freedom to keep honey bee hives, on small lots, in Lower Township.

If you have any questions or comments, please contact my office anytime. Thank you.

Sincerely,

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

WJG:las

enc.2

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

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

ORDINANCE NO. 2012-12

AN ORDINANCE AMENDING CHAPTER 90, OF THE CODE OF THE TOWNSHIP,
ENTITLED "POLICE DEPARTMENT"

WHEREAS, in 2003, the Township established the rate for compensation from private persons or entities to the Township when patrol officers, sergeants and superior officers are performing extra-duty details for police related matters, and

WHEREAS, it has been determined the rate is no longer adequate to cover all related costs for extra-duty details.

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

Section 1. Section 90-20 (a) shall be deleted in its entirety and replaced with the following:

(a) The compensation from the private persons or entities to the Township of Lower Police Officers shall be fixed at SIXTY (\$60.00) DOLLARS per hour. In addition, the private person or entity shall also pay the Township of Lower the sum of FIVE (\$5.00) DOLLARS per hour worked by each Lower Township Police Officer to offset the cost of administration. For the use of Lower Township Police Department vehicles, the private person or entity shall pay the Township of Lower the sum of FIFTY (\$50.00) DOLLARS per day (or fraction thereof), which fee may be waived when vehicles are used by other public entities.

Section 2. All other ordinances in conflict or inconsistent with this Ordinance are hereby repealed to the extent of such conflict or inconsistency.

Section 3. 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

Section 4. This Ordinance shall become effective twenty (20) days after final passage and publication, according to law.

Thomas Conrad, Councilmember

Walt Craig, Councilmember

Glenn Douglass, Councilmember

Kevin Lare, Councilmember

Michael Beck, Mayor

Attest: _____
Claudia R. Kammer, Township Clerk

Adopted: _____, 2012.

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

ORDINANCE 2012-13

TITLE: AN ORDINANCE AMENDING CHAPTER 400 OF THE CODE OF THE TOWNSHIP OF LOWER

Whereas, Section 400-27 of the Code of The Township of Lower (the "code") establishes a Airport Hazard Zone as directed by the New Jersey Commissioner of Transportation pursuant to N.J.S.6:1-80 et seq.; and

Whereas, The Township Council desires to amend Section 400-27 of the Code to add General Business uses, specifically General Business GB and GB-1 principal permitted uses on land and in buildings; and

Whereas, The Lower Township Planning Board recommended the additional General Business uses as part of a recent re-examination of the Master Plan as set forth in a report dated April 14, 2011.

Now Therefore, Be It Ordained, by The Township Council of the Township of Lower, in the County of Cape May and State of New Jersey as follows:

Section 1. Section 400-27H. Permitted land uses within airport hazard zone shall be amended and supplemented by adding a New Section (8) as follows:

400-27H. (8) GB, GB-1 General Business, (not located in a clear zone). GB, GB-1, General Business shall be a permitted use in all or part of the following Blocks and Lots, as plotted on the Airport Hazard Area Map:

Block 410.01, Lots 36, 37 & 37.01.

Section 2. Section 400-27H. shall be amended and supplemented by adding a New Section (9) as follows:

400-27H.(9) Outdoor Flea Markets, (not located in a clear zone). Outdoor flea markets shall be a permitted use in all or part of the following Blocks and Lots.

Block 410.01, Lots 36, 37 & 37.01.

Section 3. All other Ordinances in conflict or inconsistent with this Ordinance are hereby repealed, to the extent of such inconsistency.

Section 4. 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 5. This Ordinance shall be approved by The Commissioner of the Department of Transportation as required by N.J.S. 6:1-80 the "Air Safety and Zoning Act of 1983."

Section 6. 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 7. This Ordinance shall take effect twenty (20) days after final passage and publication as provided by law.

Thomas Conrad, Councilmember

Walt Craig, Councilmember

Glenn Douglass, Councilmember

Kevin Lare, Councilmember

Michael Beck, Mayor

Attest: _____
Claudia R. Kammer, Township Clerk

Adopted: _____, 2012.

New material show thus

1st Apr 2
2nd Apr 16
(legal not in paper)
2nd may 7

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

ORDINANCE #2012-2012-06

AN ORDINANCE AMENDING CHAPTER 157, ALCOHOLIC BEVERAGES, OF THE CODE OF THE TOWNSHIP OF LOWER

WHEREAS, the Township has been requested to consider adopting an ordinance regarding underage drinking on private property and after discussion agreed that the ordinance would be beneficial.

NOW, THEREFORE, BE IT RESOLVED as follows:

SECTION 1. Chapter 157, entitled Alcoholic Beverages, of the Revised General Ordinances is hereby amended to include the following new sections:

§ 157-14. Unlawful possession or consumption.

It shall be unlawful for any minor under the age of 21 years to knowingly possess or knowingly consume any alcoholic beverage upon private property without legal authority therefor except as otherwise set forth herein.

A. Exceptions.

1. A minor under the age of 21 years may possess or consume an alcoholic beverage in connection with a religious observance, ceremony or rite, or consume or possess an alcoholic beverage in the presence of and with the permission of a parent, guardian or relative, who has obtained the legal age to purchase and consume alcoholic beverages.

2. A minor under the age of 21 years may possess alcoholic beverages while actually engaged in the performance of employment by a person who is licensed under Title 33 of the Revised Statutes of the State of New Jersey, or while such minor is actively engaged in the preparation of food while enrolled in a culinary arts or hotel management program at a county vocational school or post-secondary educational institution.

B. Definitions.

The definitions contained in N.J.S.A. 40:48-1.2c(2) are applicable to this article and are currently as follows:

1. **GUARDIAN:** A person who has qualified as a guardian of the underage person, pursuant to testamentary or court appointment.

2. **RELATIVE:** The underage person's grandparent, aunt, uncle, sibling, or any other person related by blood or affinity.

C. Violations and penalties; suspension or postponement of driving privileges; Diversion Encouraged

Anyone convicted of a violation of this article shall be subject to a fine of \$250 for the first offense and \$350 for any subsequent offense. In addition thereto, the sentencing court may, in addition to the fine authorized herein, suspend or postpone, for six months, the driving privileges of the defendant. If the defendant, at the time of sentencing, is less than 17 years of age, the period of license postponement, including a suspension or postponement of the privilege of operating a motorized bicycle, shall commence on the day the sentence is imposed and shall run for a period of six months after the person reaches the age of 17 years. Nothing in this section shall be deemed to prevent the Municipal Prosecutor, in the exercise of sound discretion, from proposing and the Court approving, without a plea of guilty, an informal diversionary program which would require an assessment of an underage individual's possible alcohol dependency and/or an educational component related to the dangers of underage alcohol consumption.

SECTION 2. All other Ordinances in conflict or inconsistent with this Ordinance are hereby repealed, to the extent of such conflict or inconsistency.

SECTION 3. 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 4. Upon final passage and publication according to law, a copy of this Ordinance shall forthwith be certified by an appropriate officer of the Township of Lower.

SECTION 5. This Ordinance shall take effect twenty (20) days after final passage and publication as provided by law provided.

Thomas Conrad, Councilmember

Walt Craig, Councilmember

Glenn Douglass, Councilmember

Kevin Lare, Councilmember

Michael E. Beck, Mayor

Attest: _____
Claudia R. Kammer, Township Clerk

Adopted: _____, 2012

1st Rdy 4-10
2nd Rdy 5-7

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

ORDINANCE #2012-07

AN ORDINANCE REPEALING ORDINANCE #2012-02, ENTITLED "AN ORDINANCE AMENDING CHAPTER 400 OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF LOWER, 2004"

WHEREAS, Ordinance #2012-02, entitled An Ordinance Amending Chapter 400 of the Revised General Ordinances of the Township of Lower 2004, was adopted by the Township Council at a meeting held on February 22, 2012 and prohibited outdoor wood burning furnaces in the Township with the exception of those in existence at the time of ordinance adoption, and

WHEREAS, the governing body, at a meeting held on April 2, 2012, authorized an ordinance to repeal Ordinance #2012-02.

NOW, THEREFORE BE IT ORDAINED that Ordinance #2012-02 adopted on February 22, 2012 is hereby repealed in its entirety.

FURTHER RESOLVED, this Ordinance shall take effect twenty (20) days after final passage and publication as provided by law provided.

Thomas Conrad, Councilmember

Walt Craig, Councilmember

Glenn Douglass, Councilmember

Kevin Lare, Councilmember

Michael Beck, Mayor

Attest: _____
Claudia R. Kammer, Township Clerk

Adopted: _____, 2012.

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

ORDINANCE #2012-08

ORDINANCE OF THE TOWNSHIP OF LOWER, IN THE COUNTY OF CAPE MAY, NEW JERSEY APPROPRIATING \$63,000 FOR THE ACQUISITION OF VARIOUS VEHICLES TO BE FUNDED BY THE CAPITAL SURPLUS FUND

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF LOWER, IN THE COUNTY OF CAPE MAY, NEW JERSEY AS FOLLOWS:

Section 1. \$63,000 is hereby appropriated, all of which will be funded by the Capital Surplus Fund, for the acquisition of various vehicles, consisting of a Chevrolet Colorado pick-up truck with a regular cab for the Recreation Department and a 4-wheel drive, Ford Escape and a vehicle for the Construction Department, including all related costs and expenditures incidental thereto.

Section 2. The Township hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Township is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

Section 3. This ordinance shall take effect as provided by the law.

Thomas Conrad, Councilmember

Walt Craig, Councilmember

Glenn Douglass, Councilmember

Kevin Lare, Councilmember

Michael E. Beck, Mayor

Attest: _____
Claudia R. Kammer, Township Clerk

Adopted: _____, 2012

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

ORDINANCE #2012-09

ORDINANCE RE-APPROPRIATING \$45,000 OF THE PROCEEDS OF OBLIGATIONS NOT NEEDED FOR THEIR ORIGINAL PURPOSES IN ORDER TO PROVIDE FOR THE ACQUISITION OF VARIOUS EQUIPMENT IN AND BY THE TOWNSHIP OF LOWER, IN THE COUNTY OF CAPE MAY, NEW JERSEY

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

Section 1. Pursuant to N.J.S.A. 40A:2-39, it is hereby determined that \$45,000 of the proceeds of obligations originally made available pursuant to the following bond ordinances of the Township of Lower, in the County of Cape May, New Jersey (the "Township") are no longer necessary for the various purposes for which the obligations previously were authorized:

<u>Section and Ordinance Number</u>	<u>Improvement Description</u>	<u>Amount to be Re-appropriated</u>
Section 3(e) 2004-07	Improvements to buildings and grounds.	\$3,178.83
Section 3(f) 2004-07	Improvements to the Recreation Building.	\$6,821.17
Section 3(f) 2005-08	Improvements to recreational facilities.	\$35,000

Section 2. The \$45,000 proceeds described in Section 1 and made available pursuant to N.J.S.A. 40A:2-39 are hereby re-appropriated to provide for the acquisition of various equipment for the Recreation Department, consisting of a television, an X-Box, a computer, a foosball table, a hockey table, treadmills with monitors, carpeting and a camera system.

Section 3. The Township hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Township is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

Section 4. This ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

Thomas Conrad, Councilmember

Walt Craig, Councilmember

Glenn Douglass, Councilmember

Kevin Lare, Councilmember

Michael E. Beck, Mayor

Attest: _____
Claudia R. Kammer, Township Clerk

Adopted: _____, 2012

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

ORDINANCE #2012-10

BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS OF THE TOWNSHIP OF LOWER, IN THE COUNTY OF CAPE MAY, NEW JERSEY, APPROPRIATING THE AGGREGATE AMOUNT OF \$905,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$830,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

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

Section 1. The several improvements described in Section 3 of this bond ordinance are hereby respectively authorized to be undertaken by the Township of Lower, in the County of Cape May, New Jersey (the "Township") as general improvements. For the several improvements or purposes described in Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriation made for each improvement or purpose, such sums amounting in the aggregate to \$905,000, including the aggregate sum of \$75,000 as the several down payments for the improvements or purposes required by the Local Bond Law. The down payments have been made available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the several improvements or purposes not covered by application of the several down payments, negotiable bonds are hereby authorized to be issued in the principal amount of \$830,000 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. The several improvements hereby authorized and the several purposes for which the bonds are to be issued, the estimated cost of each improvement and the appropriation therefor, the estimated maximum amount of bonds or notes to be issued for each improvement and the period of usefulness of each improvement are as follows:

<u>Purpose</u>	<u>Appropriation and Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds or Notes</u>	<u>Period of Usefulness</u>
a) <u>Court</u> Acquisition of a recording system, including all related costs and expenditures incidental thereto.	<u>\$3,000</u>	<u>\$2,750</u>	10 years

<u>Purpose</u>	<u>Appropriation and Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds or Notes</u>	<u>Period of Usefulness</u>
b) <u>Police Department</u>		\$19,260	
Acquisition of various police equipment, consisting of radar recorder traffic devices, a digital camera package and conducted energy devices, including all related costs and expenditures incidental thereto.	\$21,000		10 years
Acquisition of various office equipment, consisting of a copier, a fax machine, desktop computers, a tablet computer and Phase II of a server system, including all related costs and expenditures incidental thereto.	\$44,000	\$40,360	5 years
Acquisition of portable 2 way radios for Communications, including all related costs and expenditures incidental thereto.	\$3,000	\$2,750	10 years
TOTAL:	<u>\$68,000</u>	<u>\$62,370</u>	
c) <u>Department of Public Works</u>			
Acquisition of heating, ventilation and air conditioning units, stop signs and sign posts, including all related costs and expenditures incidental thereto.	\$57,000	\$52,275	15 years
Acquisition of various equipment, consisting of a single axle dump truck with plow, a rear loading refuse truck, computer equipment, office equipment and furniture, including all related costs and expenditures incidental thereto.	\$390,000	\$357,670	5 years
TOTAL:	<u>\$447,000</u>	<u>\$409,945</u>	
d) <u>Recreation Department</u>			
Various improvements, consisting of the replacement of the kitchen at Millman Center and the resurfacing of the courts at Mitnick Park, including all related costs and expenditures incidental thereto and including	\$262,500	\$240,745	10 years

<u>Purpose</u>	<u>Appropriation and Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds or Notes</u>	<u>Period of Usefulness</u>
all work and materials necessary therefor and incidental thereto.			
Various improvements, consisting of the acquisition and installation of a fence for the pool, the installation of sports grass at Bennetts, improvements to the basketball court and playground at Mitnick Park and park equipment upgrades to the playground, including all related costs and expenditures incidental thereto and further including all work and materials necessary therefor and incidental thereto.	\$75,000	\$68,790	15 years
Acquisition of various equipment, consisting of a center curtain for the Recreation Building and office equipment, including all related costs and expenditures incidental thereto.	\$9,500	\$8,715	5 years
TOTAL:	<u>\$347,000</u>	<u>\$318,250</u>	
e) Security			
Acquisition of cameras for the Department of Public Works yard and Millman Center, including all related costs and expenditures incidental thereto.	\$40,000	\$36,685	10 years
GRAND TOTAL:	<u>\$905,000</u>	<u>\$830,000</u>	

The excess of the appropriation made for each of the improvements or purposes aforesaid over the estimated maximum amount of bonds or notes to be issued therefor, as above stated, is the amount of the down payment for each purpose.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no note shall mature later than one year from its date. 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 notes issued pursuant to this ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to 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 purchasers thereof upon receipt of payment of the purchase price plus accrued interest 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 ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The Township hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Township is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

Section 6. 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. They are all improvements that the Township may lawfully undertake as general improvements, and no part of the costs thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The average period of usefulness, computed on the basis of the respective amounts of obligations authorized for each purpose and the reasonable life thereof within the limitations of the Local Bond Law, is 8.27 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. 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 and notes provided in this bond ordinance by \$830,000, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$15,200 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated costs indicated herein for the purposes or improvements.

Section 7. 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 7 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 8. Any grant moneys received for the purposes described in Section 3 hereof shall be applied either to direct payment of the cost of the improvements or to payment of the obligations issued pursuant to this ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 9. The chief financial officer of the Township 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 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 10. 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 real property within the Township for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

Thomas Conrad, Councilmember

Walt Craig, Councilmember

Glenn Douglass, Councilmember

Kevin Lare, Councilmember

Michael E. Beck, Mayor

Attest: _____
Claudia R. Kammer, Township Clerk

Adopted: _____, 2012

PERSONNEL ACTIONS

Report for Council Meeting of 5/7/2012

<u>Department</u>	<u>Name</u>	<u>Eff. Date</u>	<u>Replaces</u>	<u>Action</u>	<u>Title</u>	<u>Budgeted Item</u>
Public Safety	Martinelli, Robert	4/27/2012		new hire	Class II	yes
Public Works	Frame, George	4/30/2012		new hire	Temp Laborer	yes
Public Works	Harrison, Brian	4/30/2012		new hire	Temp Laborer	yes
Public Works	Vanderlinden, Alec	4/30/2012		new hire	Temp Laborer	yes

Date of report: 5/3/2012

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

ANIMAL CONTROL MONTHLY REPORT

MONTH OF March 2012

ACO Montgomery DATE 4/17/2012

	DOGS	CATS	WILDLIFE
TOTAL CALLS	114	37	86
TO SHELTER	2	1	0
RETURNED	15	2	25
TO VET	0	3	0
DOA	3	4	2
WARNINGS	35	0	0
TICKETS	18 2	0	0
BITES	2	0	0
QUARANTINES	2	0	0
OTHER	53	27	59

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

Additional Comments

- Ord. #2012-08 Ordinance of the Township of Lower, in the County of Cape May, New Jersey \$63,000 for the Acquisition of Various Vehicles to Be Funded by the Capital Appropriating Surplus Fund, (4 vehicles w/higher MPG's) 2nd rdg.
- Ord. #2012-09 Ordinance Re-Appointing \$45,000 of the Proceeds of Obligation Not Needed for Their Original Purposes in Order to Provide for the Acquisition of Various Equipment In and By the Township of Lower, In The County of Cape May, New Jersey, 1st rdg. (Funds not needed for original purpose being used for recreation equipment) 2nd rdg
- Ord. #2012-10 Bond Ordinance Providing for Various Capital Improvements of the Township of Lower, in the County of Cape May, New Jersey, Appropriating the Aggregate Amount of \$905,000 Therefor and Authorizing the Issuance of \$830,000 Bonds or Notes of the Township to Finance Part of the Cost Thereof,(Various capital improvements for Court, Police, Public Works and Recreation) 2nd rdg.

Administrative Reports

Personnel Action Report

March Report Animal Control

Council Comments

Call to the Public

Adjournment

PUBLIC INFORMATION

MAY 12, 2012 - S. J. GAS - "SWITCHING TO NATURAL GAS" COMMUNITY INFORMATION SESSION - 9 A

MAY 12, 2012 - 8 AM - 11:30 AM - CAPE MAY CTY. HOUSEHOLD HAZARDOUS WASTE COLLECTION DAY - CMC Transfer Station, 620 Shunpike Road, Middle Twp. - Call 465-9026 ext. 260 for questions - No preregistration required, flyers available at Township Hall

MAY 19, 2012 - LOWER TOWNSHIP COMMUNITY DAY - - 9 AM - 3 PM, LOWER TOWNSHIP RECREATION DEPARTMENT Bike rodeo, bike auction @ 2 pm, Informational displays from various service & community groups, face painting, hot dogs & more.

ANNUAL DOG LICENSES PAST DUE - Late fees are now be due for all Dogs over the age of six months not currently licensed and owners may be issued a local ordinance violation in addition to the late fee.

YARD SALE LICENSES - Required for all yard, sales, attic sales, garage sales etc. Permit fee \$5.00 for two consecutive days and choice of rain date. Three permits permitted per year to a residence/person.

ALL RENTAL PROPERTIES REQUIRE LICENSE AND FIRE INSPECTION - All rentals, commercial or residential, whether yearly or seasonal require a mercantile license and a fire inspection and real estate taxes must be current. Applications for both the required fire inspection and the mercantile license are available at the Municipal Building, 2600 Bayshore Road, Villas and on the Township's website - www.townshipoflower.org, under Form Center.