

## COUNCIL MEETING MINUTES – April 18, 2016

The meeting of the Township Council of the Township of Lower, County of Cape May, State of New Jersey was held on April 18, 2016 at 7:00 p.m. in the meeting room of the Township Hall, 2600 Bayshore Road, Villas, New Jersey.

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

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

Councilmember Thomas Conrad  
Councilmember David Perry  
Councilmember Erik Simonsen  
Mayor Michael Beck

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

Proclamation - Alcohol Awareness Month

Mayor Beck read a proclamation designating April, 2016 as Alcohol Awareness Month in the Township of Lower.

### Work Session

Lower Township Travel Basketball Team – Councilman Erik Simonsen

Manager Ridgway commended Coach Bob Bonner for his years of volunteerism and for making a difference in the lives of many of the youth in our community.

Councilman Simonsen revealed some team highlights regarding the Lower Township Boys third and fourth grades Travel Basketball Team under the direction of Head Coach Bob Bonner and Assistant Coach Anthony Famiano. Also announced were individual highlights from the 2016 season. Mayor Beck and Council presented each player and coach with a Certificate of Congratulations.

Mayor Beck introduced Michael Nolan to talk about his Eagle Scout project.

Michael Nolan, Troop 73 of West Cape May, announced that he will be doing his Eagle Scout project on Saturday, April 23<sup>rd</sup> at the Union Bethel Civil War Veterans Cemetery and invited all to attend.

### Consent Agenda

- |                     |  |
|---------------------|--|
| Approval of Minutes | April 4, 2016  |
| Res. #2016-123      | Payment of Vouchers \$ 525,900.83  |
| Res. #2016-124      | Acceptance of Bid for Concession Stand at the Township of Lower Swimming Pool 2016 & 2017 Seasons (Dawn Trainer \$1,600 annually)  |
| Res. #2016-125      | Recycling Tonnage Grant Resolution (authorizing application for 2015 Recycling Tonnage Grant)  |
| Res. #2016-126      | Recycling Tonnage Grant Certification of Taxes Paid (2015 \$32,776.71)   |
| Res. #2016-127      | A Resolution Approving a Professional Service Contract with Marcus Karavan, Esq. of Blaney Karavan as Tax Appeal Attorney (\$125.00 per hour not to exceed \$10,000)   |
| Res. #2016-128      | Approval of Holy Spirit Lutheran Church's Request to conduct a Church Bazaar (June 11, 2016)   |
| Res. #2016-129      | A Resolution Authorizing the Execution of a One (1) Year Contract Between the Township of Lower and Carfax for access to Online Accident/Crash Reports at No Cost to the Township  |
| Res. #2016-130      | Certification of Residential Biohazard Remediation Charges to the Tax Collector (907 Scott Ave. \$4,080.00)  |
| Res. #2016-131      | Approval for Pyrotecnico Fireworks, Inc to Load and Unload a Fireworks Barge in Lower Township (7/4/2016 Congress Hall)  |
| Res. #2016-132      | Renewal of 2016 Campground Licenses (Cape Island, Lake Laurie & Seashore)  |
| Res. #2016-133      | Authorizing the Sale of Township of Lower Surplus No Longer Needed for Public Use on Govdeals Online Auction Website   |
| Res. #2016-134      | Resolution Authorizing the Township of Lower to enter into a Management Agreement with the State of New Jersey Department of Environmental Protection Division of Fish and Wildlife (Land Exchange – portion of a lot behind public works in exchange for 3 acres at Freeman Douglass Memorial Park) |

Res. #2016-135

Resolution Awarding a Professional Service Contract to Hatch Mott MacDonald for an Engineer Survey and Simple Subdivision of Township Property Located in Diamond Beach; Block 703, Lots 1.01,1-7,30-32,30.01,31.01 & 32.01 (\$5,875)

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

**Regular Agenda**

Mayor Beck informed that a Resolution needs to be added to facilitate a site improvement project with Cape Regional to approve a tri-party agreement between the Township, Cape Regional Holdings, and TD Bank.

Res. #2016-136

A Resolution of the Township of Lower Approving a Tri-Party Allocation Category Agreement between the Township of Lower, Cape Regional Holdings, LLC, and TD Bank for Site Improvements on Block 629, Lots 130-159 & Block 630, Lots 168.01-173

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

Ordinance #2016-04

Bond Ordinance Providing for Various 2016 Capital Improvements, By and In the Township of Lower, In the County of Cape May, State of New Jersey (The "Township"), Appropriating \$2,225,000 Therefor and Authorizing the Issuance of \$2,110,000 Bonds or Notes of the Township to Finance Part of the Costs Thereof - This is the second reading and public hearing of this Ordinance. This Ordinance has been posted, published and made available to the public.

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

**Administrative Reports**

Monthly Reports – Clerk, Construction, Dog, Police, Tax Collector, Vital Statistics  
Personnel Action Report

**Council Comments**

Councilman Conrad reminded about Relay for Life on May 14<sup>th</sup> at LCMR. He gave an update on anticipated water hookups for Villas East and informed about the bill credits to Atlantic City Electric customers as a result of the merger with Exelon.

Councilman Perry announced Little League's Opening Day rescheduled for April 23<sup>rd</sup>. He wished Michael Nolan good luck on his Eagle Scout project, acknowledged the commitment involved and encouraged everyone to attend.

Councilman Simonsen encouraged support at Little League's Opening Day. He acknowledged April as Alcohol Awareness and Autism Awareness Month and reminded about Faces for Autism support group meetings the second Monday of every month at Ocean Academy.

Mayor Beck spoke highly of Little League's Opening Day and applauded Tod Shoffler and Dave Golden's group for a job well done.

**Call to the Public**

Kim Sorber addressed Council to provide information about her interest in establishing an Autism Community Center in the Township. Manager Ridgway accepted the information. Mayor Beck advised her to continue to communicate with Friends of Fishing Creek School.

**Closed Session**

Resolution number changed from #2016-136 to #2016-137 as a result of the Tri-Party Agreement Resolution.

Res. #2016-137 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. **POSSIBLE LITIGATION**

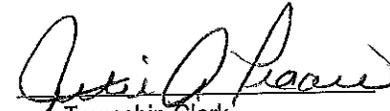
	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD	X		X			
PERRY		X	X			
SIMONSEN			X			
CLARK						X
BECK			X			

Council adjourned to Executive Session at approximately 7:27 p.m.  
Council returned to Regular Session at approximately 8:02 p.m.

**Adjournment**

There being no further business to address, motion to adjourn moved by Councilmember Perry, seconded by Councilmember Simonsen. Motion to adjourn unanimous. Meeting adjourned at 8:03 p.m.

  
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Mayor

  
\_\_\_\_\_  
Township Clerk

Approved: *May 3, 2014*