

The regular meeting of the Township Council of the Township of Lower, County of Cape May, State of New Jersey was held on August 15, 2011 at 7:00 p.m. in the meeting room of the Township Hall, 2600 Bayshore Road, Villas, New Jersey.

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

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

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

Also present: Michael Donohue, Solicitor, Michael Voll, Manager and Recording Clerk, Julie Picard

WORK SESSION

Review of Municipal Best Practices Checklist

Mayor Beck asked if Council had any questions regarding the checklist. Manager Voll stated the list had been completed if Council would like to re-visit it. Mayor Beck replied that Lauren Read, Claudia and a few of the others went through it. We did really well with it. We have a 96%. 48 yes out of 50. We are in the process of repairing the other two. For instance, we are in the process of re-doing the personnel policy manual for Council which would include use of electronic methods of communications. We have always had an absentee policy, but we are now going to put it on paper. There is also an issue with "requiring" Councilmembers to attend training. We will discuss this in further detail when the policy is placed before Council. We try to comply with the check list. Mayor Beck stated that he believes they did a good job with the list and it is the people inside the hall that deserve the credit for taking this thing seriously and making sure we do comply with all these items.

Solicitor's Report Re: Collective Bargaining Agreements & 3rd party input

Solicitor Donohue stated that this issue has been around for a while and there are a lot of things to take into consideration when it comes to bargaining agreements. He gave a confidential memo to Council touching on some of the issues. The Open Public Meetings Act contains a specific exception for collective bargaining negotiations and it actually goes a step further to allow the negotiating committee into closed session. Typically, the reason for closed sessions is you don't want anyone else in there because you have confidential litigation personnel type issues to discuss. The Legislature has carved out a specific exception for negotiations. From a legal interpretation, you find very strong legislative intent to provide confidentiality for negotiations. At what point is it appropriate to release a proposed bargaining agreement? That is what will ultimately come to the Council. The concern that the solicitor raised previously is that we cannot put a third party at the table. Solicitor Donohue stated that his opinion is that the proposed agreement should not be made public prior to a vote of the governing body. He thinks that the concept of an Ordinance approach takes every issue into consideration. There would be a vote before any third party had the ability to review the proposal, it would not be a final vote. It would then give the public a full two weeks to review it. You also have a statutorily required public comment prior to the adoption of the Ordinance. This is NOT a common practice. He could only find one other community which does it this way. If the intention is to allow public input but avoid those pitfalls in terms of it being collective bargaining, this solves the problem.

Deputy Mayor Lare questioned what the next step would be.

Solicitor Donohue replied when the next agreement is due, you come out with an Ordinance.

Deputy Mayor Lare stated then it is not needed to be established as policy, as each contract comes due, we would act on it as an Ordinance.

Solicitor Donohue replied when a full agreement comes through, we would put an Ordinance together and state that it is on file with the clerk and it would be adopted as an Ordinance. After the final adoption, it would be ratified.

Mayor Beck stated it seems like it is down to a Resolution versus an Ordinance. With an Ordinance, does it open it up to a referendum?

Solicitor Donohue replied with this form of government, it is a concern.

Mayor Beck stated with an Ordinance it does not become law for twenty days and if a group got the amount of signatures needed, they could bring it to a referendum. With a Resolution, there would be a consensus vote and the public would have the right to speak on it.

Solicitor Donohue replied you could also have two resolutions instead of the Ordinance. You could preliminary approve a resolution and it would advance the ratification to the next meeting. You need to have a second vote for the input to be meaningful. You would have to craft the first resolution so that it specifically states it is the first vote and the final ratification would be a specific date and it could be advertised that the document is available in the clerk's office.

Deputy Mayor Lare requested the process be solidified in a summary memo from the solicitor.

Solicitor Donohue also requested the unions be notified.

Manager's Report

Police department structure - We will have one chief, one captain, two lieutenants, four sergeants, four corporals and the balance will be all sworn officers. We are currently staffed at 35 sworn officers. Two recruits will start the police academy on the 29th. There is now an officer assigned in the Villas. We plan to open up a police sub-station in the Recreation Center in the middle of September at no additional cost. We are looking at a Cape May County Dispatch in this County. We had met with Middle officials to discuss doing a Lower/Middle dispatch and then the County notified us that there is going to be an upgrade by Verizon which will cost up to \$200,000 per dispatch panel – which we have three in Lower. Everyone will agree it just doesn't make sense to have ten communities buying the same equipment and repeating the same process.

Comcast - We are continuing on with the process with Comcast Cable to discuss the enhancements to the high school. Councilman Simonson will discuss this in further detail.

The Millman Center will be closed for the next 3 weeks as we are retrofitting the building for cost savings upgrades including natural gas. We have accommodated all groups which use the building.

Beach Ave – we are putting a local aid application in to the Department of Transportation. We are looking to widen the street and they will be down to tour the facility.

The Coxhall Creek project - Bill O'Connor from the County Planning Dept. will brief our Council and the public at our meeting on Sept 19th. All funding is in place and we are asking for a match from the MUA

The Recreation Center roof – we are waiting for the sky lights to be installed and then the project will be complete.

Wildlife Management Area – the fence will be coming down with the next couple weeks. The new person who will be hired is from the Lower Township area.

Parking Lot - the lot has been completed. It has been mainly paid for through grants and our Public Works guys really did a fine job.

Tabs Program – the tabs which are taken off from a can are aluminum and we had a nice lady come in and ask for help for the Shriners Hospitals. The hospitals don't get any government funding and they help children in need with their medical issues. At the reception area, the clerk has placed a container for the collection of the tabs. If you would kindly start saving them, you will be helping a child that has been stricken with some crippling disease.

Food Bank - We thank all that have contributed to the food bank. It has been very helpful. The food has been distributed to the churches.

Vehicles - Council has received a list of vehicles. We have been asked to be as efficient as possible. We are getting rid of a lot of 4-wheel drive vehicles. We are downsizing and have ordered 2 Ford Focuses.

Deputy Mayor Lare questioned the status of the Redwood Ave steps. Manager Voll replied that the steps will be installed on September 7th.

Councilman Simonsen stated the Township has to enter into a new franchise agreement with Comcast for the Township. Chris Kobik was at the meeting and brought a list of upgrades needed for the schools. Comcast did not seem to have any problem agreeing to all of the requests. In our school district, 40% of the students receive free lunch due to their social-economic situations. Any family which receives a free lunch, Comcast is offering an internet essentials program which gives those families internet access for \$9.95 a month. It also allows them to purchase computers for the reduced price of \$149.99 and also gives access to free internet training on line. Information is available on the back table.

Review of Consent & Regular Agenda Items

Council Comments on consent agenda- none

Public Comments on consent agenda – none

CONSENT AGENDA

- | | |
|---------------------|---|
| Approval of Minutes | August 1, 2011 |
| Res. #2011-225 | Payment of Vouchers, \$3,999,764.18 |
| Res. #2011-226 | Authorization to Cancel General Ledger Balances (cancelling Smart Growth Grant Receivable balance of \$22,500 - does not impact budget) |
| Res. #2011-227 | Renewal of Commercial Excavation (Gravel Pit) Licenses for A & H Mining & Recycling LLC (Annual renewal 3 existing licenses - Cape Atlantic Soil Conservation Certification received) |
| Res. #2011-228 | Cancellation of 2011 Property Tax (2 applicants approved as 100% totally disabled - eligible for tax exemption - 1 applicant being refunding 1 st half taxes paid) |
| Res. #2011-229 | Refund of Taxes (2 properties with overpayments requested to be refunded) |
| Res. #2011-230 | Resolution Approving Project Proposal Between Hatch Mott MacDonald and the township of Lower for Engineering Services Related to Beach Drive Public Access Improvements (\$1750 - Request & coordinate NJDEP Pre-application meeting at the project site - prepare photos, concept plan with general location of proposed access and discuss meeting results with Township) |
| Res. #2011-231 | Authorization for Number One Taxi, LLC to Transfer Taxi License To |

- Another Vehicle (replaced one vehicle with another)
- Res. #2011-232 Approval of Change Order #1 for S.J. Energy Plus (Increase due to prevailing wage corrections, omission of gas line installation pricing and various sensors by S.J. Energy Plus, total increase of \$11,016.78)
- Res. #2011-233 Issuance Ice Cream Salesman License for the Year 2011 to Fudgy Wudgy Ice Cream (Issuance of additional salesman's license)
- Res. #2011-234 Joining the National Moment of Remembrance of the 10th Anniversary of September 11th
- Res. #2011-235 Resolution Amending Resolution #2011-10, Entitled "Confirmation of Officials for Joint Insurance Fund and Municipal Excess Liability Fund" (Resolution replacing Brian Marker with Jason Dilworth as the Township's Safety Coordinator for the Joint Insurance Fund.)
- Res. #2011-236 Resolution Opposing S-2795 and A-3835, Concerning Enforcement Responsibility of State Housing Code under the "Hotel and Multiple Dwelling Law" (The bill, if enacted, would decrease municipal revenues and take away local control over inspection of multiple dwellings.)
- Res. #2011-237 Authorizing Personnel Policy Manual Update (Updating Use of Township Vehicle Policy to ensure compliance with IRS publication 15B, requiring the Twp. establish a daily commute value to be included on the W-2 for those employees assigned to take a Township home)
- Res. #2011-238 Certification of Best Practices Inventory (Resolution stating the Council has reviewed the Best Practices Checklist prepared by the CFO & authorizing it's submission to the State)
- Res. #2011-239 Approval of Cold Spring Presbyterian Church's Application to Conduct a Flea Market (September 3, rain date Sept. 10)
- Ord. #2011-15 An Ordinance Amending Chapter Seven Entitled "Traffic" of the Code of the Township of Lower, 1st rdg. - (Ordinance to include both sides of Seashore Road Beginning at the point 725 feet north of Tabernacle and continue 765 feet northerly therefrom (the area of the curve near Sunset Towing & S & E Auto Repair) and the southbound side of Town Bank Road along St. John of God to the No Stopping/Standing on Saturdays & Sundays schedule of the Traffic) 2nd rdg. & public hearing Sept. 7

Councilmember Douglass motioned to approve the Consent Agenda seconded by Councilmember Conrad. Adopted by the following roll call vote: Councilmember Conrad, "yes", Councilmember Simonsen, "yes", Councilmember Douglass, "yes", Deputy Mayor Lare, "yes", Mayor Beck "yes".

Regular Agenda

- Ord. #2011-16 An Ordinance Authorizing Execution of a Conveyance by Quit Claim Deed of Certain Potential Property Interests to the Lower Township Rescue Squad in Connection With Providing Emergency First Aid Services to the Township of Lower, 1st rdg (This ordinance allows for execution of a quit claim deed of certain land & conveying any Township interest to the Lower Twp. Rescue Squad to be used in connection with the provision of emergency first aid service to the citizens of the township.) 2nd rdg & public hrg Sept. 7th.

Councilmember Douglass motioned to adopt the ordinance on first reading , seconded by Councilmember Lare. The ordinance was introduced by the following roll call vote: Councilmember Conrad, "abstain" , Councilmember Simonsen, "yes", Councilmember Douglass, "yes", Deputy Mayor Lare, "yes", Mayor Beck "yes".

Administrative Reports

Tax Collector Certification of Mailing of Tax Bills

Bond Counsel
July Reports

Certificate of Determination & Award - Note Sale \$2,125,000.00 @ 1.01%
Animal Control, Construction Official, Dog Licensing, Municipal Clerk
Municipal Court, Police, Tax Collector, Treasurer/CFO, Vital Statistics

Council Comments

Councilmember Simonsen : Thanked everyone involved in the Coombs-Douglass run. There were between 400 and 500 participants. Saturday, the Property Association met and Matt Ecker from the MUA was there to explain the water project going on in the Townbank area. Councilmember Simonsen stated that we lost a GREAT member of the community this past week. Mr. Gene Sole. He was 48 years old. He was a Lieutenant in the US Marine Corp, served in the first Desert Storm. He also served in the second Golf War as well as various other places. He was a teacher at the local Junior High, a Vice-Principal at the High School a principal at the Junior High, a coach of various sports within the High School and the Township. He was a Scout Leader, he was just a great guy. Anyone who ever knew him or met him – all he ever did was give back to the community. His best attributes were the fact that he was a great husband, a great father and a great family man. I know I speak for all of Council – our prayers and best wishes go out to the Sole family and the Craig family. Whenever this Township is in need of anything, they are always the first people there to give back to the Community. Gene will be remembered as someone who gave his all in many different ways to the community, to his family and also to our Country.

Councilman Douglass stated that he was involved with Gene through the School Board. Gene was a special person. He was a man who was always there. He was always caring. I actually saw some Facebook messages from a lot of the kids Gene had touched. They expressed over Facebook "Soleman, we will miss you". The kids really liked Gene and he was a good community man and he will definitely be missed. Councilman Douglass requested Sharon to come up and speak regarding the September 11th ceremony at Sunset Beach. She would like the Township to consider taking over the program at Sunset Beach. It is in recognition of Sept 11th and it is one of the best programs put on in our County.

Deputy Mayor Lare stated he doesn't have anything other than to echo what has already been said about Gene and my condolences to their family.

Mayor Beck stated that Council met as a body to show our respect to the family. It is a sad day for Lower Township. He was a great son. We will miss him. Our prayers go with the family.

Public Comments

Sunset Beach Flag Ceremony

Sharon Bloom addressed Council and stated that they have been having a flag ceremony since 2002. The only flags that are flown are casket flags of veterans. So many people think it is the Lower Township Memorial. It is not just Sunset Beach, it should be the Lower Township Memorial. Mayor Beck thanked Ms. Blume for everything they have done up to this point and stated the Township will be in touch with her.

SJ Energy Plus Change Order

Joe Winters addressed Council and questioned Resolution 2011-232. There was an original cost and a revised cost and the change was not included in the original cost. Manager Voll replied the reasons are included on the Resolution. Clerk Kammer stated that the gas lines were not in the

original contract.

Outdoor Wood Boiler

Diane Morton from 7 South Andrielle Lane addressed Council and stated they are concerned about an outdoor wood boiler that has been built in their neighborhood. They have been trying to get help since June, 2009. When a permit was applied for, no one investigated the environmental impact. The permit should have been submitted to the commission prior to the approval. Since the boiler was lit, the neighbors have been impacted. The neighbors understand that an Ordinance will be presented in September but are here to put on public record that the neighbors do not want an outdoor wood boiler in their back yard. They should not be allowed in residential areas without restrictions on lot size, setbacks and times of use. Use of outside wood boilers violate Lower Township Code 230-8 regarding smoke and fumes and they violate the neighbor's rights to breathe fresh air. The neighbors feel their quality of life has been degraded and they do not want any other resident of Lower Township to suffer the negative effects they have suffered. Solicitor Donohue replied the DEP has specific regulations that deal with the smoke. The fact that the DEP has a regulation that specifically deals with the amount of smoke and the time that it can be visible tells us that the DEP has taken the regulatory aspect to itself. DEP is trying to figure out how to deal with these issues. The process is that you complain to the County Health Department which then reports it to the DEP and then they have an enforcement mechanism. The Township is in the position that we can only regulate certain aspects of this. We can enact Ordinances regulating chimneys and placement of these things, and how far from a structure and those kinds of things. If the issue is that the smoke is exceeding the regulatory limitations, it is beyond the expertise of the Township. Counties are issuing pamphlets to people when you get the permit stating you are subject to the DEP regulation, if there is a complaint, we will refer you to the DEP. We do have Ordinance dealing with smoke and fumes. The process would be that the neighbor would go to the Municipal Court and sign a complaint against the offensive neighbor. The Solicitor's recommendation is to explore the issue more broadly in terms of township wide. If the Township is going to move forward with some type of additional regulation of these items, I think questions of "if the smoke exceeds the regulation" should be left to the DEP.

Councilman Douglass stated that he has visited the neighborhood several times. The concerns of the neighbors were brought to Code Enforcement. Code did not have the authority over the issue because it had to be a certified smoke inspector. The only inspector available to us is through the County Board of Health. The County had been out to the neighborhood as well. There is a limited time of when the smoke has to dissipate.

Manager Voll stated that these people here have a legitimate complaint. We have to do something to protect the Township in the future. We have been looking for other Ordinances.

Nick Thompson of 5 South Andrielle stated raising the smoke stack had already been recommended and it proved not to be very effective. Also, by the time the DEP gets here, the smoke has dissipated.

Mayor Beck suggested if the smoke is present, have one of the police officers come over as a witness to help reinforce your complaint. Mr. Thompson said the resident burns at night and you can't see it from the street, but you can smell it. Our houses fill up with smoke. Can an Ordinance be crafted setting specific times of the year that it can be used? Councilman Simonsen requested a copy of the permit be pulled. Solicitor Donohue stated Council can craft an Ordinance, the question becomes is it enforceable? Would we have to grandfather this one? Deputy Mayor Lare requested an Ordinance be crafted that would limit the time period of the year that a detached outdoor wood boiler can be burned. Solicitor Donohue replied he would look into it.

John Flemming of 8 North Andrielle stated that the International Property Maintenance Code is

the code the Township has adopted. There are a number of areas in this code that specifically address what we are talking about. Solicitor Donohue replied that he very specifically stated that the specific issue of the specific limitations created by regulations within the DEP is something that is within the privy of the DEP. There are aspects of this that is appropriate for the Township to address. Mr. Flemming replied the DEP has not usurped the townships right to regulate this issue. Specifically, there are items in the Nation Code that address this issue: 101.2 under scope, 101.3 under intent, under section 201 general rules, under definitions, eminent danger. There are specific areas which speak to obnoxious odors, fumes, hazards, unlawful structures. Mayor Beck stated we will look into this and get back to him.

School Media Interviews

Ben Rosenswag from North Cape May addressed Council with a proposal involving getting the school students involved with interviewing politicians. Mr. Rosenswag is going to the school board with the proposal and would like to have Council's support.

Contract Negotiations

Fred Long from Cold Springs addressed Council and thanked Council for the work they did in involving the public in what goes on in the Contract negotiations.

Ed Butler from 7 Delaware Bay Drive also thanked Council regarding contract negotiations and stated at the end of the year there are 6 contracts which will be a lot of work and is looking forward to Council knowing what their constituents are thinking prior to the vote.

Farm Animals Zoning

Claire Nagel from 101 Shore Drive addressed Council regarding a proposed change in the Ordinance for Farm Animals and questioned what the next step is. Mayor Beck replied she needs to have a Council Member move it forward. Deputy Mayor Lare stated he would like to see this issue go in front of the Zoning Board. If they do not offer the relief, then you come to Council. Solicitor Donohue replied if it is not a permitted use in that zone, she would need a variance.

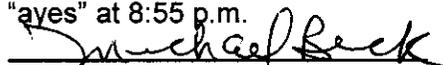
Redwood Ave

Kathleen Gould from Redwood Ave addressed Council and thanked them for the steps.

Rescue Squad

Mr. Weber addressed Council and stated that he and his neighbors have accepted the fact that Council is unwilling to enforce the continuing code violations of Lower Township. When they appeared at previous meeting they were ignored in deference to Mr. Conrad's employer. The next several meetings were about covering yourselves because you would not solve the problems and wanted everyone to believe you were. We have never requested the Rescue Squad be fined. We had legitimate concerns that have been ignored. He stated that 13 days ago a letter was sent to the Rescue Squad requesting they clean up the property. Manager Voll replied there was a notice sent to the Rescue Squad and the Township received a letter from their attorney who was protesting on their behalf stating that the issue was going to the zoning board and that's where the issue will be heard. Manager Voll requested Mr. Weber to come into his office to view the letter from the squad's attorney and to further discuss the issue.

There being no further business, Councilmember Douglass motioned to adjourn the meeting, seconded by Councilmember Simonsen the meeting unanimously adjourned by verbal "ayes" at 8:55 p.m.


Mayor


Township Clerk

Approved: September 7, 2011

August 3, 2011

New Jersey Department of Community Affairs
Division of Local Government Services
101 South Broad Street
P.O. Box 803
Trenton, NJ 08625-0803

Certification of Mailing of Tax Bills

I do hereby certify as follows:

1. I am the Tax Collector of the Township of Lower, in the County of Cape May, State of New Jersey.
2. The mailing or other delivery of all original tax bills for the third and fourth installments for the year 2011 was completed on August 2, 2011.
3. Pursuant to N.J.S.A.54:4-66 et seq., payment of the third installment will bear no interest if received by August 29, 2010. After August 29th all receipts shall be deemed delinquent, with interest accruing from August 1, 2010.



Susan Jackson, Tax Collector
CTC#1395

cc: Township Clerk
File

CERTIFICATE OF DETERMINATION AND AWARD

I, Lauren Read, Chief Financial Officer of the Township of Lower, in the County of Cape May, New Jersey (hereinafter referred to as the "Township"), HEREBY CERTIFY as follows:

1. I hereby determine to issue the Bond Anticipation Note (the "Note") hereinafter described by virtue of the authority conferred upon me by the bond ordinances of the Township referred to in the attached chart by reference to number, date of adoption and amount of bonds or notes authorized, such notes to be issued in the amounts indicated in the chart.

<u>TOTAL</u> <u>PRINCIPAL</u> <u>AMOUNT:</u>		<u>NUMBER</u>	<u>DENOMINATION</u>
	\$2,125,000	2011-1	\$2,125,000
<u>DATE:</u>	8/11/11		
<u>MATURITY:</u>	8/10/12		
<u>INTEREST</u> <u>RATE PER</u> <u>ANNUM:</u>	1.01%, payable at maturity		
<u>PLACE OF</u> <u>PAYMENT:</u>	Township of Lower, New Jersey		

2. Pursuant to the authority so conferred upon me, I have awarded and sold the Note to Valley National Bank, Wayne, New Jersey, at the price of \$2,125,000.00.

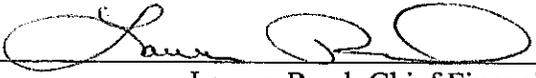
3. No bonds of the Township have heretofore been issued pursuant to the bond ordinances referred to in Section 1 hereof, except as set forth in the attached chart.

4. The date of the first note or other obligation issued in anticipation of the issuance of the bonds that the Note is issued in anticipation of, whether or not now outstanding, is as stated in the attached chart.

5. No grants have been received, no paydowns have been made and no cancellations have been enacted that would reduce the debt authorization below the amount of notes outstanding under the bond ordinances described in the attached chart except as set forth therein.

6. No notes or other obligations in anticipation of the issuance of bonds have heretofore been issued pursuant to the bond ordinances referred to in the attached chart and now remain outstanding and unpaid except as set forth in the attached chart.

IN WITNESS WHEREOF, I have hereunto set my hand as of August 11, 2011.



Lauren Read, Chief Financial Officer

**\$2,125,000 Bond Anticipation Notes
Township of Lower,
in the County of Cape May, New Jersey**

Dated: August 11, 2011
Maturing: August 10, 2012

BOND ORDINANCE NUMBER	DESCRIPTION OF IMPROVEMENT AND DATE OF ADOPTION OF BOND ORDINANCE	ORIGINAL BOND AUTHORIZATION	PERIOD OF USEFULNESS	NEW MONEY	REIMBURSEMENT AMOUNT (Date of the First Expenditure)	PROCEEDS TO BE USED FOR CONSTRUCTION PURPOSES	AMOUNT TO BE ISSUED
2007-14	Various capital improvements, finally adopted July 2, 2007.	\$2,175,000	7.20 years	\$375,000	\$0	\$0	\$375,000
2008-20	Various capital improvements, finally adopted October 6, 2008.	\$755,000	7.32 years	\$755,000	\$337,500 (10/31/08)	\$0	\$755,000
2009-11	Installation of stormwater outfall extensions for various roads, finally adopted August 17, 2009.	\$245,000	40 years	\$245,000	\$155,000 (10/6/09)	\$245,000	\$245,000
2009-12	Various capital improvements, finally adopted August 17, 2009.	\$335,000	7.66 years	\$335,000	\$131,000 (1/22/10)	\$0	\$335,000
2010-09	Road and drainage improvements, finally adopted September 8, 2010.	\$415,000	10 years	\$415,000	\$314,000 (10/19/10)	\$415,000	\$415,000
TOTAL:				\$2,125,000	\$937,500	\$660,000	\$2,125,000

ANIMAL CONTROL MONTHLY REPORT

MONTH OF July 2011

ACO Steve Flitcroft DATE 8/1/2011

	DOGS	CATS	WILDLIFE
TOTAL CALLS	68	56	46
TO SHELTER	12	27	0
RETURNED	22	10	18
TO VET	0	0	0
DOA	0	7	12
WARNINGS	2	0	0
TICKETS	0	0	0
BITES	0	0	0
QUARANTINES	0	0	0
OTHER	32	12	16

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

Additional Comments

Through the TNR program we prevented unchecked cat reproduction which could have yielded anywhere from 40 to 400 kittens in future years. This month with the heat wave we picked up more deceased animals and had an increase in calls for dogs left outside. Upon arrival and investigation of each and every call all were found to be provided with food ,water and a shelter to escape the heat or were warned to comply. All that were warned followed through or brought the animal inside.

ANIMAL CONTROL MONTHLY REPORT

MONTH OF July 2011

ACO Steve Parker DATE 8/1/2011

	DOGS	CATS	WILDLIFE
TOTAL CALLS	20	3	8
TO SHELTER	7	2	0
RETURNED	5	0	2
TO VET	0	0	0
DOA	1	0	1
WARNINGS	0	0	0
TICKETS	0	0	0
BITES	1	0	0
QUARANTINES	1	0	0
OTHER	5	1	5

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

Additional Comments

Township of Lower
 2600 Bayshore Road
 Villas, NJ 08251
 609-886-1455

OFFICE OF CONSTRUCTION OFFICIAL

Construction Permit Activity Report

RANGE: 07/01/2011 To 07/31/2011

August 04 , 2011 12:14:52PM

SUMMARY

CONSTRUCTION COSTS

COUNT

Cost Of Construction:	\$404,960.00	Cubic Footage:	71880 Cu.ft	Permit Issued:	107
Cost Of Alteration:	\$498,252.00	Square Footage:	7932 Sq.ft	Updates Issued:	6
Cost Of Demolition:	\$5,000.00			All Fees Waived:	4
Total Cost:	\$908,212.00			Municipal Fees Waived:	0

PERMIT FEES

ADMIN FEES

WAIVED FEES

TOTAL FEES

Building:	\$11,306.00	Building:	\$0.00	Building:	\$1,950.00	Building Fees:	\$9,356.00
Electrical:	\$4,578.00	Electrical:	\$0.00	Electrical:	\$0.00	Electrical Fees:	\$4,578.00
Fire :	\$2,124.00	Fire :	\$0.00	Fire :	\$0.00	Fire Fees:	\$2,124.00
Plumbing:	\$2,843.00	Plumbing:	\$0.00	Plumbing:	\$0.00	Plumbing Fees:	\$2,843.00
Elevator:	\$204.00	Elevator:	\$0.00	Elevator:	\$204.00	Elevator Fees:	\$0.00
Mechanical:	\$0.00	Mechanical:	\$0.00	Mechanical:	\$0.00	Mechanical Fees:	\$0.00
				Total Waived:	\$2,154.00	Technical Fees:	\$18,901.00

DCA

	Calculated Fees	Waived Fees	Collected Fees
Volume Training Fee:	\$239.00	\$0.00	\$239.00
Alteration Training Fee:	\$852.00	\$156.00	\$696.00
DCA Minimum Fee:	\$18.00	\$0.00	\$18.00
Sub total Training Fee:	\$1,109.00	\$156.00	\$953.00

TECHNICAL ISSUES

Building Technical:	58
Electrical Technical:	62
Fire Protection Technical:	23
Plumbing Technical:	37
Elevator Technical:	1
Mechanical Technical:	

CERTIFICATE ISSUES

Certificate of Occupancy:	3
Certificate of Approval:	3
Certificate of Continued Occupancy:	0

Certificate of Occupancy Fee:	\$726.00
Waived Certificate Fees:	\$0.00
Sub Total Certificate Fees:	\$726.00

PERMIT FEES:	\$18,901.00
DCA FEES:	\$953.00
CERTIFICATE FEES:	\$726.00
MIN FEES:	\$0.00
NET TOTAL FEES:	\$20,580.00
PENALTIES COLLECTED:	\$0.00
CCO FEES:	\$0.00
OTHER FEES:	\$50.00
GRAND TOTAL FEES:	\$20,630.00

OFFICE OF THE CONSTRUCTION OFFICIAL

Account Summation-Summary

Report Run from 07/01/2011 To 07/31/2011

August 4, 2011 12:15:23PM

ACCOUNT:		Cash Amount	Check Amount	Credit Card Amount	Total Fee
PERMIT FEES	Sub Totals:	\$748.00	\$19,882.00	\$0.00	\$20,630.00
LICENSE FEES	Sub Totals:	\$350.00	\$450.00	\$0.00	\$800.00
Copies	Sub Totals:	\$0.05	\$0.00	\$0.00	\$0.05
DUMPSTER	Sub Totals:	\$0.00	\$10.00	\$0.00	\$10.00
GRAND TOTALS:		\$1,098.05	\$20,342.00	\$0.00	\$21,440.05

BOROUGH OF WEST CAPE MAY
 2600 Bayshore Road
 Borough of West Cape May, NJ 08251
 609-886-1455

OFFICE OF CONSTRUCTION OFFICIAL

Construction Permit Activity Report

RANGE: 07/01/2011 To 07/31/2011

August 04 , 2011 12:21:55PM

SUMMARY

<u>CONSTRUCTION COSTS</u>				<u>COUNT</u>	
Cost Of Construction:	\$19,843.00	Cubic Footage:	0 Cu.ft	Permit Issued:	5
Cost Of Alteration:	\$15,500.00	Square Footage:	0 Sq.ft	Updates Issued:	2
Cost Of Demolition:	\$0.00			All Fees Waived:	1
Total Cost:	\$35,343.00			Municipal Fees Waived:	0

<u>PERMIT FEES</u>		<u>ADMIN FEES</u>		<u>WAIVED FEES</u>		<u>TOTAL FEES</u>	
Building:	\$330.00	Building:	\$0.00	Building:	\$0.00	Building Fees:	\$330.00
Electrical:	\$231.00	Electrical:	\$0.00	Electrical:	\$0.00	Electrical Fees:	\$231.00
Fire :	\$45.00	Fire :	\$0.00	Fire :	\$0.00	Fire Fees:	\$45.00
Plumbing:	\$0.00	Plumbing:	\$0.00	Plumbing:	\$0.00	Plumbing Fees:	\$0.00
Elevator:	\$204.00	Elevator:	\$0.00	Elevator:	\$204.00	Elevator Fees:	\$0.00
Mechanical:	\$0.00	Mechanical:	\$0.00	Mechanical:	\$0.00	Mechanical Fees:	\$0.00
				Total Waived:	\$204.00	Technical Fees:	\$606.00

DCA

	Calculated Fees	Waived Fees	Collected Fees
Volume Training Fee:	\$0.00	\$0.00	\$0.00
Alteration Training Fee:	\$27.00	\$0.00	\$27.00
DCA Minimum Fee:	\$0.00	\$0.00	\$0.00
Sub total Training Fee:	\$27.00	\$0.00	\$27.00

TECHNICAL ISSUES

Building Technical:	3
Electrical Technical:	3
Fire Protection Technical:	1
Plumbing Technical:	
Elevator Technical:	1
Mechanical Technical:	

CERTIFICATE ISSUES

Certificate of Occupancy:	3
Certificate of Approval:	1
Certificate of Continued Occupancy:	0

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

PERMIT FEES:	\$606.00
FEES:	\$27.00
CERTIFICATE FEES:	\$0.00
MIN FEES:	\$0.00
NET TOTAL FEES:	\$633.00
PENALTIES COLLECTED:	\$0.00
CCO FEES:	\$0.00
OTHER FEES:	\$0.00
GRAND TOTAL FEES:	\$633.00

OFFICE OF THE CONSTRUCTION OFFICIAL

Account Summation-Summary

Report Run from 07/01/2011 To 07/31/2011

August 4, 2011 12:22:25PM

ACCOUNT:		Cash Amount	Check Amount	Credit Card Amount	Total Fee
PERMIT FEES	Sub Totals:	\$0.00	\$633.00	\$0.00	\$633.00
GRAND TOTALS:		\$0.00	\$633.00	\$0.00	\$633.00

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

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

Monthly Dog License Report

A: IDENTIFICATION

Municipality : TOWNSHIP OF LOWER County: CAPE MAY Date: 8/ 8/2011

B: LICENSE DATA

1. Period Covered	From: 07/01/2011	To: 07/31/2011
2. First License # of this report	1536	
3. Last License # of this report	1569	
4. Last License # of last report	1535	
5. Total Licenses issued this report	34	

C: LICENSES ISSUED FOR WHICH NO MONEY IS SUBMITTED

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

D: PILOT CLINIC FUND

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

Numbers: 34 Amount : \$6.80

E: ANIMAL POPULATION CONTROL FUND

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

Number: 2 Amount: \$6.00

F: FEE DATA

1. Total licenses reported with registration fee :	\$34.00
2. Total Amount due for pilot clinic fund (sec. D) :	\$6.80
3. Total Amount due for Animal population control fund (sec. E) :	\$6.00
4. Total Amount due for this report :	\$46.80

G: CERTIFICATION

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

Officer Name : Claudia Kammer

Title : TownshipClerk

Signature : *Claudia R Kammer*

Date: 8/8/11

Phone : 609-886-2005

Municipal Clerk
Register Report
7/1/2011 Through 7/31/2011

8/8/2011

Account	Description	Memo	Category	Amount
INCOME				
	TOTAL Business Mercantile 2010-2011			18,787.00
	TOTAL Business Mercantile One Day Event			15.00
	TOTAL Campgrounds & Trailers			152.00
	TOTAL Gravel Pit			795.00
	TOTAL Ice Cream License			20.00
	TOTAL Rental Merc 2011-2012			35,625.00
	TOTAL Searches			20.00
	TOTAL Street Openings			340.00
	TOTAL Taxi & Limo			25.00
	TOTAL Yard Sales			380.00
	TOTAL INCOME			56,159.00
TRANSFERS				
	TOTAL Council Checking			-56,159.00
	TOTAL TRANSFERS			-56,159.00
			OVERALL TOTAL	0.00

**LOWER TOWNSHIP MUNICIPAL COURT
MONTHLY DISBURSEMENTS**

TRAFFIC (All fines split w/ County)	\$ 4,615.54
TRAFFIC COSTS (We receive all costs)	\$ 2,438.50
CRIMINAL FINES (We receive both Criminal & Local Ordinance fines)	\$ 2,406.00
CRIMINAL COSTS	\$ 739.50
REINSTATED BAILS	\$ -
LOCAL PARKING	
CONTEMPT CHARGES	\$ 149.00
PUBLIC DEFENDER FEES	
MISCELLANEOUS FEES (Spinal & Overpayments)	\$ 1.86
DWI SURCHARGE	\$ 223.98

JULY 2011 DISBURSEMENTS

JULY 2011 COMPLAINTS ISSUED	CRIMINAL IND.	CRIMINAL DP	TRAFFIC	DUI	TOTAL
	28	71	140	5	244
TOTAL RECEIPTS	TOWNSHIP SHARE				
\$23,867.14	\$10,574.38				

COMPLAINTS IN WARRANT STATUS	CRIMINAL	TRAFFIC	TOTAL
	190	145	335



**Lower Township Police Department
Monthly Activity Report**

2011

	June	Total:
General Complaints and Service Calls	2574	15650
Emergency Medical Calls with L. T. Rescue	145	742
Fire Alarm Call Outs (Total)	62	311
Villas Fire Company	12	93
Town Bank Fire Company	32	110
Erma Fire Company	18	108
Assaults	6	32
Robbery	1	3
Domestic Violence Complaints	30	189
Domestic Violence with Assaults	7	27
Motor Vehicle Accidents	56	248
Traffic Warnings	18	164
Traffic Summons	148	724
Motor Vehicle Stops	317	2022
Local Ordinance Warnings	0	9
Local Ordinance Complaints	4	18
Assaults on Police Officers	0	3
Residential and Commercial Alarm Calls	61	319
Property Checks	673	5348
Death Investigations	3	25
Burglaries	8	61
Thefts	28	208
Criminal Mischief Complaints	39	207
Disorderly Conduct Complaints	89	411
Animal Control Complaints	168	864
Adult Arrests	51	217
Juvenile Arrests	2	36
D.W.I. Arrests	8	32
Drug Possession Arrests	6	25
Investigation Reports Completed	80	573
Supplemental Investigation Reports Completed	48	269
Total Value Property Stolen	\$14,944.00	\$290,626.00
Total Value Property Recovered	\$2,436.00	\$55,687.00



**Lower Township Police Department
Monthly Activity Report**

2011

	June	Total:
Man Power Loss in Hours		
Union	0	0
Suspended	0	0
Vacation	870	4805
Personal	205	476
Comp Hours	60	1392.75
Sick Hours	260	1467
Injury Hours	0	24
Training Hours	264	2268
Military Training	288	1032
Police Department Overtime in Hours		
Operations Overtime	166.5	847.25
Operations Comp Time	25.5	230.75
Investigation Division Overtime	16.25	151
Investigation Division Comp Time	1.5	53
Court Overtime	16	166
Court Comp Time	2	7
Holiday Overtime	6	494
Holiday Comp Time	0	85.25
Government/Grant Funding Overtime in Hours		
Click It or Ticket	24	72
Cops n Shops	8	8
JV Curfew	0	0
DWI Patrol	0	0
Other	0	6
Private Funding Overtime in Hours		
Special Detail	560	1750

Prepared by:

Chief Brian Q. Marker

Date:

Brian Q. Marker
7/28/11

**2011 CASH RECEIPTS
JULY**

Township of Lower
Office of the Tax Collector

	MONTH TO DATE	YEAR TO DATE
Receipts		
Current year taxes (2011)	370,930.71	25,551,179.89
Prior year taxes (2010)	250.00	1,188,547.22
ARREARS (2009)		19,233.17
BANKRUPTCY (2010)		2,380.21
BANKRUPTCY (2009)		4,760.41
BANKRUPTCY (2007)		2,524.12
BANKRUPTCY (2006)		60.95
6% Penalty		6,683.79
Tax Search Fees	30.00	160.00
Interest	7,175.30	144,975.05
MUNICIPAL LIEN	21.64	641.56
MUNICIPAL RECORDING	12.00	32.00
DEMOLITIONS		9,085.50
Lot clearing		6,230.00
Returned Check Fees		260.00
Duplicate Bills		405.00
Tax Sale Costs		17,909.83
Municipal Service Fees		41,610.00
SEWER/WATER		177,870.29
Trash	2,091.00	45,197.75
DEPOSITED COUNCIL CHECKING	380,510.65	27,219,746.74
PREMIUM ACCOUNT		217,100.00
TOTAL DEPOSITS	380,510.65	27,436,846.74
NSF Reversals	-2,947.17	-11,121.91
TOTAL	377,563.48	27,425,724.83

Prepared by Susan Jackson

VITAL STATISTICS
AUGUST DEPOSIT
2011

Marriage License Total	10
C.U. Lic. Total	0
D.P. Lic. Total	0
Total Burial Permits	0

State Marriage Fee	\$ 250.00
Twp. Marriage Fee	\$ 30.00
State C.U. Fee	\$ -
Twp. C.U. Fee	\$ -
State D.P. Fee	\$ -
Twp. D.P. Fee	\$ -
State Burial Permit Fee	\$ -
Twp. Burial Permit Fee	\$ -
Twp. Cert. Copy Fee	\$ 1,130.00

TOTAL	\$ 1,410.00
--------------	--------------------