

COUNCIL MEETING MINUTES – February 17, 2016

The meeting of the Township Council of the Township of Lower, County of Cape May, State of New Jersey was held on February 17, 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
Deputy Mayor Clark
Mayor Michael Beck

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

Certificates of Recognition LCMR Students H & R Block Scholarships - Councilman Erik Simonsen
Councilman Simonsen introduced LCMR principal Larry Ziemba and business education teachers Mike Wilson and Lee Pierce (not present) and gave a brief overview of the competition.

Mr. Wilson thanked Mayor Beck and Council on behalf of Mr. Pierce, Mr. Ziemba, and LCMR Board of Education. He personally thanked Manager Ridgway for molding him into the teacher he is today. Mr. Wilson explained the Budget Challenge, a personal finance simulation, sponsored by H&R Block, and presented awards to the following students/recipients of \$20,000 scholarships: Isaac Whitmore, Mackenzie Nugent, Dynius Sukeforth, Jack McNeal, Kolby Carter, Brianna Davids, Zach Cerasi, Tyanis Torres, Devon Blackley, Will Scott, Devyn Binder, Alexis Hunt, Matthew Jefferies, Gab Crowley, Kayla Giuffridas, and Pat Holden.

Mayor Beck congratulated the students and commended the teachers for their achievements.

Councilman Simonsen announced that Mr. Wilson and Mr. Pierce each received \$5,000 for their classrooms.

Work Session

Consent Agenda

Approval of Minutes	February 1, 2016
Res. #2016-61	Payment of Vouchers \$356,393.19
Res. #2016-62	Resolution Authorizing a Request for funds from the Lower Township Municipal Utilities Authority (\$205,000)
Res. #2016-63	Issuance of 2016 Limousine, Taxi and Operator Licenses (Ocean Cab Service, Cape May Limousine & Shore Limousine)
Res. #2016-64	Approval of 2016 Rotary Towing Licenses (Off Shore Getty & Cape Harbor Auto Repair)
Res. #2016-65	Authorizing Payment of 2016 County Taxes (first and second quarters)
Res. #2016-66	Authorization for Refund of Taxes (1 property)
Res. #2016-67	Resolution to Accept Wissahickon Avenue between Seventh Avenue and the Cape May Canal as Suitably Improved for Development (allowing an additional dwelling)
Res. #2016-68	Resolution of the Township of Lower Consenting to the Issuance by the Township of Lower Municipal Utilities Authority of Revenue Bonds (Junior Lien) to the United States of America, acting through the Rural Utilities Service, Department of Agriculture, and to the Issuance of a Project Note in Anticipation of the Issuance of Such Revenue Bonds, for the Financing of Certain Water System Capital Improvements (Phase 1 of the East Villas water main extension project)
Res. #2016-69	A Resolution of the Township of Lower Awarding Final Contract Year, 2016, with S.Vitale Pyrotecnico Industries, Inc to Provide Fireworks (July 3 rd , \$43,500)
Res. #2016-70	Contract Award for Fertilizer/Slice Seed Applications for Various Locations in Lower Township – 2 nd Year Option (Tru-Green \$15,670)
Res. #2016-71	Bid Acceptance and Contract Award for Landscaping Services for Various Locations in Lower Township – 2 nd Year (Douglass Landscaping \$47,485)

Deputy Mayor Clark moved Resolution #2016-62 to the Regular Agenda.

Mayor Beck moved Resolution #2016-66 off the Consent Agenda.

On the Consent Agenda:

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

Regular Agenda

Res. #2016-62

Resolution Authorizing a Request for funds from the Lower Township Municipal Utilities Authority (\$205,000)

Mayor Beck voiced his disagreement with requesting money from the LTMUA and explained his reasoning that not all taxpayers are ratepayers.

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

Res. #2016-66

Authorization for Refund of Taxes (1 property)

Councilman Conrad moved to table Resolution #2016-66, seconded by Deputy Mayor Clark.

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

Ordinance #2016-01

An Ordinance Amending Ordinance #2014-12; An Ordinance Amending Chapter 475 of the Parks and Recreation Areas Ordinance of the Township of Lower (Millman Rental – extending rental of room from 4 to 6 hours) This is the second reading and Public Hearing of this Ordinance. This Ordinance has been published, posted and made available to the public.

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

Ordinance # 2016-02

An Ordinance Amending Chapter 475, Parks and Recreation Areas, of the Code of the Township of Lower to Amend the Fee Schedule (add classes) This is the second reading and Public Hearing of this Ordinance. This Ordinance has been published, posted and made available to the public.

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

CLARK			X			
BECK			X			

Administrative Reports

Monthly Reports - Clerk, Construction, Dog, Fire, Police, Tax, Vital

Council Comments

Councilman Conrad spoke of the many positive things going on in the Township, namely the student scholarships, LTMUA water hook ups planned for the North end of the Villas, and the Roseann Avenue project. He also thanked everyone in the Township for making this a wonderful place to live.

Councilman Perry gave an update regarding pedestrian crossings on Bayshore Road between Townbank Road and Lincoln Boulevard.

Councilman Simonsen reminded residents to contact him with questions or concerns about the Exit Zero Interchange. He informed about the Wissahickon project and spoke of concerns about erosion at the east end of the Canal. He also congratulated the students on their Budget Challenge Scholarships.

Deputy Mayor Clark spoke of the concern regarding how the Township bids out contracts and requests proposals. He read a section from the Best Practices Guidelines for awarding service contracts and suggested Council consider a review of the Township's procedures. Council discussion followed. Mayor Beck spoke about his discontent in the way the Township awarded one of the largest professional contracts back in November 2015. He motioned to engage our solicitor to reach out to the League of Municipalities and report back at the next meeting for Council discussion. Deputy Mayor Clark seconded the motion. Councilman Simonsen countered Mayor Beck's comments about the contract. Manager Ridgway reminded that the Township went out for RFPs for banking services. He also invited Mayor Beck and Deputy Mayor Clark to attend an upcoming meeting for retirement and investment services. Councilman Conrad also opposed Mayor Beck's comments and suggested a work session to discuss it. Councilman Perry urged Council to work together for the good of the residents and taxpayers. Council discussion continued. Mayor Beck motioned for the solicitor to reach out and ask the New Jersey State League of Municipalities to bring someone in to look at the last eight years of contract awards and bring this information back to Council.

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

Mayor Beck announced the following: Cape May County Healthcare Resource Day, a request from the Cape May County MUA to discontinue use of plastic bags with recyclables, and NJ Run for the Fallen Beef and Beer.

Call to Public

John Skowronski, 607 Arctic Ave., questioned Councilman Perry's reason for voting in favor of requesting money from the LTMUA. Councilman Perry stated his opinion that he believes it is the right thing to do.

Lois Jacobs, North Cape May, addressed Council on behalf of her family to read into the record a letter she wrote to Council stating her concerns about the beach maintenance project. She urged Council to think carefully before approving the project and suggested starting in the Villas, if approved. She also recommended patriotic activities for the Independence Day Festival.

Ed Butler, Villas, questioned the Township's need for the LTMUA's money. Manager Ridgway explained the reason for spreading the payment over two years and the concern for a tax increase without it. Mr. Butler voiced opposition and continued to question the surplus. Councilman Simonsen spoke about shared services to validate the request for funds. Councilman Conrad asked Mr. Butler if he wants a tax increase. Mr. Butler replied no.

John Skowronski, Villas, asked for confirmation that the LTMUA funds will allow the Township to have a zero tax increase. Manager Ridgway confirmed.

Tom Frisoli, Villas, Vice-Chairman of LTMUA, commended Council on their decision to work together. He spoke of the October 2015 meeting in which certain Council members made disparaging remarks about the LTMUA. He spoke of the need to move past it. He went on to explain that the LTMUA is currently working on their five year plus plan.

Closed Session

Res. #2016-72

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. – **POLICE NEGOTIATION UPDATE / ACQUISITION/SALE OF PROPERTY / LITIGATION UPDATES**

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

Council adjourned to Executive Session at 8:06

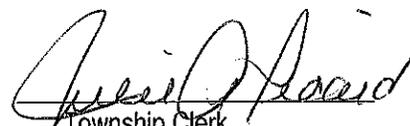
Council returned to Open Session at 9:05

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 9:06 p.m.



Mayor



Township Clerk

Approved: *March 7, 2016*

Clark's

Register Report - Last month

1/1/2016 through 1/31/2016

2/1/2016

Page 1

Account	Description	Memo	Category	Amount
INCOME				1,551.00
Business Mercantile 2015-2016				75.00
Campgrounds & Trailers				96.00
Ice Cream License				500.00
Rental Merc 2014-2015				75.00
Scrapper				10.00
Street Openings				50.00
Taxi & Limo				240.00
Towing				500.00
Yard Sales				5.00
EXPENSES				900.00
Rental Merc 2016-2017				900.00
TRANSFERS				-2,451.00
Council Checking				-2,451.00
			OVERALL TOTAL	0.00

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

OFFICE OF CONSTRUCTION OFFICIAL

Construction Permit Activity Report

RANGE: 01/01/2016 To 01/31/2016

February 09, 2016 11:03:43AM

SUMMARY

CONSTRUCTION COSTS

COUNT

Cost Of Construction:	\$987,472.00	Cubic Footage:	386196 Cu.ft	Permit Issued:	99
Cost Of Alteration:	\$1,058,945.00	Square Footage:	28112 Sq.ft	Updates Issued:	8
Cost Of Demolition:	\$5,000.00			All Fees Waived:	1
Total Cost:	\$2,051,417.00			Municipal Fees Waived:	0

<u>PERMIT FEES</u>		<u>ADMIN FEES</u>		<u>WAIVED FEES</u>		<u>TOTAL FEES</u>	
Building:	\$19,186.00	Building:	\$0.00	Building:	\$0.00	Building Fees:	\$19,186.00
Electrical:	\$10,794.00	Electrical:	\$0.00	Electrical:	\$45.00	Electrical Fees:	\$10,749.00
Fire :	\$3,704.00	Fire :	\$0.00	Fire :	\$272.00	Fire Fees:	\$3,432.00
Plumbing:	\$4,515.00	Plumbing:	\$0.00	Plumbing:	\$64.00	Plumbing Fees:	\$4,451.00
Elevator:	\$0.00	Elevator:	\$0.00	Elevator:	\$0.00	Elevator Fees:	\$0.00
Mechanical:	\$0.00	Mechanical:	\$0.00	Mechanical:	\$0.00	Mechanical Fees:	\$0.00
				Total Waived:	\$381.00	Technical Fees:	\$37,818.00

DCA

	Calculated Fees	Waived Fees	Collected Fees
Volume Training Fee:	\$1,433.00	\$0.00	\$1,433.00
Alteration Training Fee:	\$2,013.00	\$16.00	\$1,997.00
DCA Minimum Fee:	\$8.00	\$0.00	\$8.00
Sub total Training Fee:	\$3,454.00	\$16.00	\$3,438.00

TECHNICAL ISSUES

Building Technical:	76
Electrical Technical:	78
Fire Protection Technical:	29
Plumbing Technical:	35
Elevator Technical:	
Mechanical Technical:	

Certificate of Occupancy Fee:	\$1,461.00
Waived Certificate Fees:	\$0.00
Sub Total Certificate Fees:	\$1,461.00

CERTIFICATE ISSUES

Certificate of Occupancy:	4
Certificate of Approval:	47
Certificate of Continued Occupancy:	0

PERMIT FEES:	\$37,818.00
DCA FEES:	\$3,438.00
CERTIFICATE FEES:	\$1,461.00
MIN FEES:	\$0.00
NET TOTAL FEES:	\$42,717.00
PENALTIES COLLECTED:	\$0.00
CCO FEES:	\$0.00
OTHER FEES:	\$50.00
GRAND TOTAL FEES:	\$42,767.00

OFFICE OF THE CONSTRUCTION OFFICIAL

Account Summation-Summary

Report Run from 01/01/2016 To 01/31/2016

February 9, 2016 11:04:37AM

ACCOUNT:		Cash Amount	Check Amount	Credit Card Amount	Total Fee
PERMIT FEES	Sub Totals:	\$1,017.00	\$41,750.00	\$0.00	\$42,767.00
LICENSE FEES	Sub Totals:	\$0.00	\$600.00	\$0.00	\$600.00
GRAND TOTALS:		\$1,017.00	\$42,350.00	\$0.00	\$43,367.00

OFFICE OF CONSTRUCTION OFFICIAL

Construction Permit Activity Report

RANGE: 01/01/2016 To 01/31/2016

February 09 , 2016 10:45:51AM

SUMMARY

CONSTRUCTION COSTS

COUNT

Cost Of Construction:	\$46,550.00	Cubic Footage:	14256 Cu.ft	Permit Issued:	4
Cost Of Alteration:	\$17,920.00	Square Footage:	1208 Sq.ft	Updates Issued:	0
Cost Of Demolition:	\$0.00			All Fees Waived:	0
Total Cost:	\$64,470.00			Municipal Fees Waived:	0

PERMIT FEES

ADMIN FEES

WAIVED FEES

TOTAL FEES

Building:	\$1,101.00	Building:	\$0.00	Building:	\$0.00	Building Fees:	\$1,101.00
Electrical:	\$135.00	Electrical:	\$0.00	Electrical:	\$0.00	Electrical Fees:	\$135.00
Fire :	\$116.00	Fire :	\$0.00	Fire :	\$0.00	Fire Fees:	\$116.00
Plumbing:	\$301.00	Plumbing:	\$0.00	Plumbing:	\$0.00	Plumbing Fees:	\$301.00
Elevator:	\$0.00	Elevator:	\$0.00	Elevator:	\$0.00	Elevator Fees:	\$0.00
Mechanical:	\$0.00	Mechanical:	\$0.00	Mechanical:	\$0.00	Mechanical Fees:	\$0.00
				Total Waived:	\$0.00	Technical Fees:	\$1,653.00

DCA

	Calculated Fees	Waived Fees	Collected Fees
Volume Training Fee:	\$53.00	\$0.00	\$53.00
Alteration Training Fee:	\$34.00	\$0.00	\$34.00
DCA Minimum Fee:	\$0.00	\$0.00	\$0.00
Sub total Training Fee:	\$87.00	\$0.00	\$87.00

TECHNICAL ISSUES

Building Technical:	4
Electrical Technical:	3
Fire Protection Technical:	2
Plumbing Technical:	2
Elevator Technical:	
Mechanical Technical:	

Certificate of Occupancy Fee:	\$68.00
Waived Certificate Fees:	\$0.00
Sub Total Certificate Fees:	\$68.00

CERTIFICATE ISSUES

Certificate of Occupancy:	1
Certificate of Approval:	4
Certificate of Continued Occupancy:	0

PERMIT FEES:	\$1,653.00
FEES:	\$87.00
CERTIFICATE FEES:	\$68.00
MIN FBES:	\$0.00
NET TOTAL FEES:	\$1,808.00
PENALTIES COLLECTED:	\$0.00
CCO FEES:	\$0.00
OTHER FBES:	\$0.00
GRAND TOTAL FEES:	\$1,808.00

OFFICE OF THE CONSTRUCTION OFFICIAL

Account Summation-Summary

Report Run from 01/01/2016 To 01/31/2016

February 9, 2016 10:46:45AM

ACCOUNT:		Cash Amount	Check Amount	Credit Card Amount	Total Fee
LICENSE FEES	Sub Totals:	\$0.00	\$150.00	\$0.00	\$150.00
PERMIT FEES	Sub Totals:	\$0.00	\$1,808.00	\$0.00	\$1,808.00
GRAND TOTALS:		\$0.00	\$1,958.00	\$0.00	\$1,958.00



BUREAU OF FIRE SAFETY - TOWNSHIP OF LOWER

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

Mailing Address:
407 Breakwater Road
Erma, NJ 08204

**For the month of JANUARY 2016, the Lower Township Bureau
of Fire Safety made deposits of \$21,115.00 in the Lower
Township Tax office.**

Sincerely,

**Donna Blackley
Fire Official**

cc: file

**Board Members
Lauren Read
James Ridgway**



Lower Township Police Department Monthly Activity Report

2016

	January	Total:
General Complaints and Service Calls (Total)	4129	4129
Aggravated Assaults	1	1
Animal Control Complaints	26	26
Arson	0	0
Assaults	9	9
Assaults on Police Officers (UCR Report Return "A")	2	2
Bias Incidents	0	0
Burglaries	8	8
Community Policing Services	331	331
Criminal Mischief Complaints	11	11
Death Investigations	3	3
Disorderly Conduct Complaints	42	42
Domestic Violence Complaints	34	34
Domestic Violence with Assaults	3	3
Emergency Medical Calls with L. T. Rescue	210	210
Fire Calls & Alarms Police Response (Total)	29	29
Harassment	23	23
Local Ordinance Complaints	23	23
Local Ordinance Warnings	0	0
Motor Vehicle Accidents	27	27
Motor Vehicle Stops	267	267
Motor Vehicle Stops / Summons' Issued	39	39
Narcotics	6	6
Property Checks	1835	1835
Residential and Commercial Alarm Calls	60	60
Robbery	1	1
Thefts	19	19
Traffic Summons Issued	80	80
Traffic Warnings	3	3
Weapons Offenses	3	3
Adult Arrests (UCR Report Return "A")	19	19
Juvenile Arrests (UCR Report Return "A")	5	5
D.W.I. Arrests (UCR Report JV & Adult Arrests Combined)	1	1
Drug Possession Arrests (UCR Report JV & Adult Arrests Combined)	1	1
Investigation Reports Completed	88	88
Supplemental Investigation Reports Completed	36	36
Total Value Property Stolen (UCR Report Return "A")	\$ 18,319.00	\$ 18,319.00
Total Value Property Recovered (UCR Report Return "A")	\$ 11.00	\$ 11.00



Lower Township Police Department Monthly Activity Report

2016

	January	Total:
Man Power Loss in Hours		
Union	0	0
Suspended	0	0
(V) Vacation	822	822
(P) Personal	97.5	97.5
(C) Used Comp Hours	50.5	50.5
(S) Sick Hours	287	287
(WC) Injury Hours	178	178
Schedule Soft Training Hours	36	36
(M) Military Training	232.5	232.5
Police Department Overtime in Hours		
(K= Patrol) Operations Overtime	73.75	73.75
(CE = Patrol) Operations Comp Time	96.38	96.38
(K = Detective) Investigation Division Overtime	10.5	10.5
(CE= Detective) Investigation Division Comp Time	15.75	15.75
(COT) Court Overtime	14	14
(CCE) Court Comp Time	9	9
(H) Holiday Overtime	153	153
(HCE) Holiday Comp Time	45.5	45.5
Government/Grant Funding Overtime in Hours		0
(CIOT) Click It or Ticket	0	0
(COPS) Cops n Shops	0	0
	JV Curfew	0
(DDEF / DSGP) DWI Grants	0	0
	Other	0
Private Funding Overtime in Hours		0
(OSC) Special Detail	25.5	25.5

Prepared By:

Chief William Mastriana

Chief William Mastriana

Date: 2/11/2016

**2016 CASH RECEIPTS
JANUARY**

Township of Lower
Office of the Tax Collector

	MONTH TO DATE	YEAR TO DATE
Receipts		
Current year taxes (2016)	3,417,940.49	3,417,940.49
Prior year taxes (2015)	295,900.81	295,900.81
Arrears (2014)	2,406.83	2,406.83
Municipal lien		0.00
Recording		0.00
Bankruptcy		0.00
6% Penalty	2,222.31	2,222.31
Tax Search Fees		0.00
Interest	14,079.25	14,079.25
Lot clearing		0.00
Returned Check Fees		0.00
Duplicate Bills	50.00	50.00
Trash	4,054.50	4,054.50
TOTAL DEPOSITS	3,736,654.19	3,736,654.19
DEPOSITED TO COUNCIL CHECK	3,530,892.05	3,530,892.05
DEPOSITED TO WIPP ACCOUNT	205,762.14	205,762.14
TOTAL DEPOSITS	3,736,654.19	3,736,654.19
NSF Reversals		0.00
WIPP NSF Reversals	9,135.46	9,135.46
TOTAL	3,736,654.19	3,736,654.19

Prepared by Susan Jackson

**2016 JANUARY
VITAL STATISTICS**

Marriages/CU	5
Domestic Partners	0
Certified copies	209
Certified copies EDRS	0
Burial Permit	0

Marriage/CU State	\$125.00
Marriage/CU Twp.	\$15.00
Certified copies	\$2,090.00
Certified copies EDRS	\$0.00

TOTAL	\$2,230.00
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