

Signed Resolutions Feb 3, 2014

- Res. #2014-54 Payment of Vouchers \$ 4,421,847.67
- Res. #2014-55 Resolution Approving Settlement of Tax Appeal Litigation Known As Town Bank Manor, LLC v. Lower Township (2014 assessment \$3,900,000)
- Res. #2014-56 Approval of 2014 Rotary Towing Licenses (Off Shore Getty, Cape May Exxon, Eddie's Auto Body, Cape Harbor Auto Repair)
- Res. #2014-57 Issuance of 2014 Limousine, Taxi & Operator Licenses (High Roller Limousine, Aarts Transportation Services, Shore Limousine & Garibaldi Taxi)
- Res. #2014-58 Authorization for the Payout of Accumulated Compensatory Time (W.McPherson \$9,591.60)
- Res. #2014-59 Authorizing Payout of Terminal Leave (M.Hedum \$74,011.98)
- Res. #2014-60 Resolution Calling on the Legislature to Make Permanent the 2% Cap On Interest Arbitration Awards (requested by the State League of Municipalities)
- Res. #2014-61 Appointment to the Municipal Utilities Authority
- Res. #2014-62 Amending Resolution #2013-286, Award of Contract to Wyns Consulting, LLC (total of \$21,500 for School Funding Issue)

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
00933 CAPE MAY CO.COURT ADMIN. ASSN.	14-00120	01/10/14	DUES	Open	200.00	0.00		
00991 COLONIAL ELECTRIC SUPPLY*	14-00044	01/07/14	AC LOCK SWITCH FOR RECREATION	Open	29.62	0.00		
01125 MARGARET CROMPTON	14-00243	01/24/14	MEDICAL CLAIMS	Open	19.50	0.00		
01176 DATEL SOFTWARE SOLUTIONS LLC*	13-03611	12/12/13	CALL SWEET 12/2013-11/30/2014	Open	267.00	0.00		
01211 DIVISION OF CRIMINAL JUSTICE	13-03687	12/30/13	IA Policy & Procedure Class	Open	150.00	0.00		
01319 EDWARD EDWARDS	14-00268	01/27/14	MEDICAL CLAIMS	Open	110.00	0.00		
01365 GARY DOUGLASS	14-00280	01/28/14	VEHICLE REGISTRATION FEES	Open	120.00	0.00		
01403 ENFORSYS FIRE SYSTEMS, INC*	14-00160	01/14/14	MAINTENANCE RENEWAL 2/14-2/15	Open	462.00	0.00		
01437 ERCO CEILINGS*	13-02897	10/07/13	INSULATE MANAGERS OFFICE	Open	1,975.00	0.00		
01519 TOM FOLS ELECTRICALCONTRACTOR*	14-00019	01/07/14	EXHAUST BURNERS/DPW WASH BAY	Open	600.00	0.00		
01603 GENERAL CODE PUBLISHERS*	14-00193	01/16/14	TOWNSHIP CODE BOOK	Open	166.00	0.00		
01661 GENERAL SALES ADMINISTRATION*	13-03434	11/20/13	NEW VEHICLE OUTFITTING	Open	2,116.50	0.00		
01685 W W GRAINGER, INC.*	14-00065	01/08/14	SMOKE DETECTOR TESTER	Open	235.68	0.00		
01690 GRANTURK EQUIPMENT CO*	13-02310	08/08/13	2 REAR LOADING TRUCKS	Open	392,746.00	0.00		
01768 ROBERT HARTMAN JR	13-01072	04/16/13	2013 EQUIP. ALLOWANCE	Open	137.23	0.00		B
	14-00232	01/22/14	MEDICAL CLAIMS-V	Open	29.00	0.00		
					<u>166.23</u>			
01781 HATCH MOTT MACDONALD, LLC*	14-00207	01/21/14	PROFESSIONAL ENGINEERING	Open	1,756.40	0.00		
	14-00211	01/21/14	PROFESSIONAL ENGINEERING	Open	142.80	0.00		
					<u>1,899.20</u>			

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
01806 ANTHONY J HARVATT, II, ESQ	14-00076	01/08/14	BOARD SOLICITOR SALARY	Open	550.00	0.00		
01859 HESS CORPORATION	14-00107	01/09/14	12/01/13-01/01/14 ELECTRIC	Open	5,600.51	0.00		
	14-00286	01/29/14	12/18/13-01/20/14 ELECTRIC	Open	<u>7,133.59</u>	0.00		
					12,734.10			
02005 JUST SPORTS INC.*	14-00229	01/22/14	PING PONG BALLS	Open	36.00	0.00		
02108 KEEN COMPRESSED GAS CO*	14-00086	01/08/14	COMPRESSED AIR/DPW	Open	106.75	0.00		
02247 LAWSON PRODUCTS, INC.*	14-00027	01/07/14	SUPPLIES FOR DPW/JAN	Open	699.40	0.00		
02351 LOWER CAPE MAY REGIONAL	14-00003	01/07/14	2014 TAXES DUE 1/15-05/15/2014	Open	1,181,796.00	0.00		B
02473 FRANCIS P. MAJANE	14-00187	01/15/14	MEDICAL CLAIMS	Open	377.00	0.00		
02502 JOANNE BUDD	14-00231	01/22/14	MEDICAL CLAIMS-V	Open	465.00	0.00		
02632 N J PLANNING OFFICIALS*	14-00119	01/10/14	MEMBERSHIP DUES	Open	360.00	0.00		
03086 NJ STATE ASSN CHIEFS OF POL*	14-00154	01/13/14	TRAINING	Open	150.00	0.00		
03158 NYSKA*	13-03536	12/05/13	BBALL CERTIFICATIONS	Open	140.00	0.00		
03366 AMERI-GAS*	14-00230	01/22/14	PROPANE AT BENNETTS FIELD	Open	680.64	0.00		
03387 POGUE INC. *	14-00049	01/07/14	2014 PUBLIC ENTITY CONSORTIUM	Open	2,784.00	0.00		
03427 POLAR BEAR*	14-00073	01/08/14	GAME ROOM REPAIRS	Open	1,807.22	0.00		
03455 PUBLIC WORKS ASSOCIATION*	14-00087	01/08/14	2014 MEMBERSHIP	Open	30.00	0.00		
03465 R&R ELECTRONICS, INC.*	14-00155	01/13/14	ANNUAL MAINT 2/1/14-1/31/15	Open	3,510.21	0.00		
03608 SEAWAVE CORPORATION*	14-00206	01/21/14	LEGAL PUBLICATIONS 1-15-14	Open	72.89	0.00		
	14-00209	01/21/14	LEGAL PUBLICATIONS 01-15-14	Open	18.22	0.00		

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
03608 SEAWAVE CORPORATION*			Continued					
	14-00269	01/27/14	LEGAL PUBLICATIONS-PLANNING	Open	<u>75.33</u>	0.00		
					166.44			
03688 SOUTHERN NJ CHAPTER NIGP*								
	14-00191	01/15/14	2014 MEMBERSHIP SJNIGP	Open	80.00	0.00		
03692 SOUTH JERSEY GAS CO*								
	13-03686	12/30/13	GAS FOR DECEMBER 2013	Open	8,191.24	0.00		
	14-00267	01/27/14	GAS FOR JANUARY 2014	Open	<u>8,968.09</u>	0.00		
					17,159.33			
03831 TREASURER, COUNTY TAXES								
	14-00180	01/15/14	SPAY/NEUTER FUND RES# 2014-37	Open	13,287.00	0.00		
	14-00271	01/27/14	ADDED & OMITTED TAXES DUE 2/15	Open	14,867.09	0.00		
	14-00296	01/29/14	1ST QTR COUNTY TAX DUE 2/15/14	Open	<u>2,295,657.90</u>	0.00		
					2,323,811.99			
03935 STAPLES BUSINESS ADVANTAGE*								
	14-00181	01/15/14	OFFICE SUPPLIES	Open	39.92	0.00		
03958 DEBORAH VAN MOURIK								
	14-00205	01/17/14	MEDICAL CLAIMS	Open	6.00	0.00		
03969 VERIZON								
	14-00291	01/29/14	JANUARY 2014 PHONE SERVICE	Open	3,831.19	0.00		
04300 W B MASON CO INC*								
	14-00083	01/08/14	OFFICE SUPPLIES-MANAGERS OFFIC	Open	101.83	0.00		
04320 PREMIER OFFICE SUPPLY*								
	14-00066	01/08/14	OFFICE SUPPLIES	Open	253.62	0.00		
05081 SYSTEMS AND NETWORK ENGINEERS*								
	14-00199	01/17/14	IT CONTRACT 01/01/14-12/31/14	Open	7,200.00	0.00		
06030 JACK FICHTER*								
	14-00224	01/22/14	2014 PUBLIC OFFICER 2014-25	Open	1,500.00	0.00		B
5032 NORTH WILDWOOD \$ CREST SHIRT*								
	14-00195	01/16/14	ADULT BASKETBALL LEAGUE	Open	500.00	0.00		
6018 KENNETH BROWN								
	14-00146	01/13/14	REIMBURSEMENT-INJURY	Open	80.50	0.00		
6059 USABLE LIFE								
	14-00285	01/28/14	FEBRUARY LIFE INSURANCE	Open	462.48	0.00		
6061 AMERIHEALTH ADMINISTRATORS								
	14-00244	01/24/14	JAN 21 HEALTH INS & RX	Open	94,869.08	0.00		
	14-00276	01/27/14	JAN 27 HEALTH INS & RX	Open	31,715.20	0.00		

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
6061 AMERIHEALTH ADMINISTRATORS				Continued				
	14-00289	01/29/14	FEBRUARY 2014 ADMIN	Open	24,673.07	0.00		
					151,257.35			
7011 WINDCHIME MUSIC PRODUCTIONS*								
	13-02470	08/15/13	NATIONAL NIGHT OUT	Open	200.00	0.00		
7072 TERRANCE J CROWLEY*								
	13-03369	11/12/13	RES#2013-285 SCHOOL FESASIBILI	Open	1,500.00	0.00		B
7098 SHORE VETERINARIAN ANIMAL *								
	14-00157	01/13/14	ANIMAL RES# 2014-36	Open	8,333.34	0.00		
7103 ERIN UMSCHIED								
	14-00275	01/27/14	MEDICAL CLAIMS	Open	189.84	0.00		
7104 SITE LOCK, LLC								
	14-00282	01/28/14	FIRE WALL PROTECTION/PD&TOWNHA	Open	1,517.98	0.00		
ALPHACAR ALPHA CARD SYSTEMS*								
	13-03628	12/18/13	PVC CARDS FOR SYSTEM	Open	98.59	0.00		

Total Purchase Orders: 82 Total P.O. Line Items: 219 Total List Amount: 4,419,950.67 Total Void Amount: 0.00

Vendor	PO #	Description	CK#	Amount
Jack Fichter	14-00224	January Invoice	51951	\$ 1500.00
Treasurer, NJ	13-03635	Life Hazard Fee	51952	\$ 397.00

TOTAL Manual Checks \$ 1,897.00
 TOTAL Computer Generated Checks \$ 4,419,950.67
 TOTAL Bill List \$ 4,421,847.67

I hereby certify the foregoing to be the original Resolution adopted by Township Council at a meeting held on February 3, 2014.


 Julie A Picard, Township Clerk

	MOITON	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD			X			
NEVILLE	X		X			
SIMONSEN			X			
CLARK		X	X			
BECK			X			

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

RESOLUTION #2014-55

**TITLE: RESOLUTION APPROVING SETTLEMENT OF TAX APPEAL LITIGATION
KNOWN AS TOWN BANK MANOR, LLC v. LOWER TOWNSHIP**

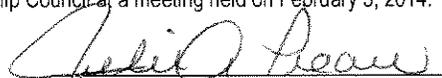
WHEREAS, the Township of Lower (the "Township") is the defendant in litigation entitled Town Bank Manor, LLC v. Township of Lower, Docket Nos. 012033-2012 and 001921-2013 (the "Litigation"); and

WHEREAS, the Township Tax Assessor and Township Solicitor have recommended that the litigation be settled in accordance with the proposed Stipulation of Settlement attached hereto as Exhibit A (the "Stipulation"); and

WHEREAS, the Township desires to settle the Litigation in accordance with the Stipulation.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Lower, County of Cape May, State of New Jersey, that the Township Solicitor is hereby authorized and directed to settle the Litigation and to execute a stipulation of settlement in substantially the same form as is attached hereto as EXHIBIT A.

I hereby certify the foregoing to be a Resolution adopted by the Township Council at a meeting held on February 3, 2014.


Julie A. Picard, Township Clerk

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

EXHIBIT A

2. It is hereby stipulated and agreed that the assessment of the following property(ies) be adjusted and a judgment entered as follows for **2013**:

Block: 741.01	Lot: 2.04	Unit Qualifier
Street Address	Docket No.	Year
620 Town Bank Rd	001921-2013	2013

	Original Assessment	County Tax Board Assessment	Requested Tax Court Judgment
Land	\$ <u>1,722,500.00</u>	\$ <u>0.00</u>	\$ <u>1,500,000.00</u>
Improvements	\$ <u>3,163,000.00</u>	\$ <u>0.00</u>	\$ <u>2,900,000.00</u>
Total	\$ <u>4,885,500.00</u>	\$ <u>0.00</u>	\$ <u>4,400,000.00</u>

3. The provisions of N.J.S.A. 54:51A-8 (Freeze Act) shall not apply.
4. The parties agree that as a material part of the settlement the 2014 assessment shall be reduced to \$3,900,000.00.
5. The undersigned have made such examination of the value and proper assessment of the property(ies) and have obtained such appraisals, analysis and information with respect to the valuation and assessment of the property(ies) as they deem necessary and appropriate for the purpose of enabling them to enter into the stipulation. The assessor of the taxing district has been consulted by the attorney for the taxing district with respect to this settlement and has concurred.
6. Based upon the foregoing, the undersigned represent to the court that the above settlement will result in an assessment at the fair assessable value of the property(ies) consistent with assessing practices generally applicable in the taxing district as required by law.

1/7/14
Date


Signature of Plaintiff or Attorney for Plaintiff
SALVATORE PERILLO

Date

Signature of Attorney for Defendant
RONALD GELZANAS

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

RESOLUTION #2014-56

TITLE: APPROVAL OF 2014 ROTARY TOWING LICENSES

WHEREAS, Chapter 600 of the Revised General Ordinances of the Township of Lower requires any contractor providing towing and storage services for the Township of Lower be licensed by the Township; and

WHEREAS, the following contractors have completed the required application, paid the fee and provided all documentation required by ordinance; and

WHEREAS, the Police have reviewed said applications as required by Chapter 600, Subsection 4 and have no objection to the issuance of said license.

NOW, THEREFORE, BE IT RESOLVED by the Township Council that the following applicants shall be issued Rotary Towing Licenses for the year 2014.

John Harron - Off Shore Getty
Barney Linn - Cape May Exxon
Edward Cooper - Eddie's Auto Body
Jerry Mancuso - Cape Harbor Auto Repair, Inc

I hereby certify the foregoing to be the original resolution adopted by the Township Council at a meeting held on February 3, 2014.


Julie A. Picard, Township Clerk

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

TOWNSHIP OF LOWER, COUNTY OF CAPE MAY, STATE OF NEW JERSEY
RESOLUTION #2014-57

TITLE: ISSUANCE OF 2014 LIMOUSINE, TAXI AND OPERATOR LICENSES

WHEREAS, applications have been submitted by High Roller Limousine, Inc., Aart's Transportation Service Corp. Shore Limousine, and G Taxi pursuant to Ord. #2000-4 for Taxi, Limo and Operator Licenses; and

WHEREAS, the applicants submitted the appropriate fees, provided the required documentation, and the Police have reviewed and approved the application packet.

NOW, THEREFORE BE IT RESOLVED, the Clerk is hereby authorized to issue the following:

High Roller Limousine

<u>License Type</u>	<u>Description</u>
Limousine	2005 Dodge Caravan, Vin# 1D4GP24R55B201485
Limousine	2005 Dodge Caravan, Vin# 2D4GP44LX5R394953
Operators	Arthur Wolf, Karen Wolf & Joseph Pallotta

Aarts Transportation Service

<u>License Type</u>	<u>Description</u>
Taxi	2001 Dodge Caravan, Vin# 2B8GP44391R206491
Taxi	2002 Chrysler Town & Country, Vin #2C8GP64L92R672339
Taxi	2003 Chrysler, Vin#2C4GP24R53R250584
Operators	William Garner, James Volpe, Thomas Fontannaz, Roy Wolf, Keith Bancroft

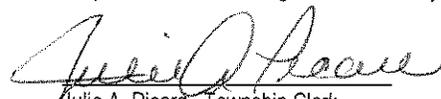
Shore Limousine Services, LLC

<u>License Type</u>	<u>Description</u>
Limousine	2000 Ford , Vin# 1FDXE45F2YHA14588
Limousine	2007 Lincoln Town Car, Vin #1L1FM88W27y616586
Limousine	2010 Cadillac, 1G6KR5Ey1A4U03662
Operators	Paul Quinn, Danette Quinn, Michael Shapley, James Rixey

G(Garibaldi) -Taxi

<u>License Type</u>	<u>Description</u>
Taxi	2001 Ford Focus Vin#1FAHP36321W127256
Taxi	1999 Ford Windstar Vin #2FMZA5247XBC69800
Operator	Oleg Pismenny

I hereby certify the foregoing to be the original resolution adopted by the Township Council at a meeting held on February 3, 2014


 Julie A. Picard, Township Clerk

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

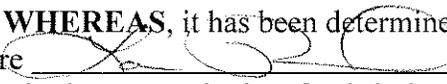
TOWNSHIP OF LOWER, COUNTY OF CAPE MAY, STATE OF NEW JERSEY

RESOLUTION # 2014-58

**Title: AUTHORIZATION FOR THE PAYOUT OF ACCUMULATED
COMPENSATORY TIME**

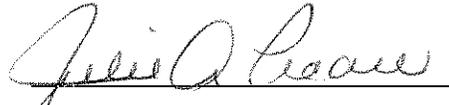
WHEREAS, the employee listed below has accrued compensatory time due from the Township and has requested payment for this time; and

WHEREAS, it is necessary to obtain authorization for any salary and wage disbursement to a Township employee that is not specified in the salary ordinance; and

WHEREAS, it has been determined by the Township Treasurer as evidenced by signature  that adequate funding is available for such payment in the current budget for Salaries and Wages.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Township of Lower that payment to William McPherson in the amount of **\$9,591.60** is authorized and chargeable to the 2014 Budget account 4-01-25-240-123.

I hereby certify the foregoing to be the original resolution adopted by the Township Council on February 3, 2014.


Julie A. Picard, Township Clerk

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

C: CFO
PAYROLL

LOWER TOWNSHIP POLICE DEPARTMENT

SPECIAL REPORT

TO: Chief Mastriana
FROM: Ptlm. Wm. Mcpherson
DATE: 01-27-2014
SUBJECT: Payout for comp. time

I am respectfully requesting to cash out my total accumulated comp time which presently amounts to 217.75 hours.

Respectfully Submitted,

William Mcpherson # 133
Patrolman Badge

0-0
0-0
217.75 x
64-0487 =
9,591-600 +

C File

Date

Officer

Comments

1/28/14 Chief W. Mastriana Forward to 1333.

1/28/14 APPROVED

4-01-25-210-123

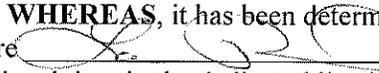
TOWNSHIP OF LOWER, COUNTY OF CAPE MAY, STATE OF NEW JERSEY

RESOLUTION #2014-59

Title: AUTHORIZING PAY OUT OF TERMINAL LEAVE

WHEREAS, the employee listed below has retired from the Township and is entitled to payment for accumulated vacation, sick and compensatory and personal time; and

WHEREAS, it is necessary to obtain authorization for any salary and wage disbursement to a Township employee that is not specified in the salary ordinance; and

WHEREAS, it has been determined by the Township Treasurer as evidenced by signature  that adequate funding is available for accumulated time in the dedicated line item "Reserved for Accumulated Absences".

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Township of Lower that a payment due to Marlin Hedum in the amount of \$ 74,011.98 is authorized and chargeable to the Reserve for Accumulated Absences.

I hereby certify this is the original resolution adopted by the Township Council at a meeting on February 3, 2014.


Julie A. Picard, Township Clerk

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

Marlin Hedum

TOWNSHIP OF LOWER
 RETIREMENT PAYOUT ANALYSIS
 DATE: 2/1/2014

EMPLOYEE: Marlin Hedum
 DATE OF RETIREMENT 2/1/2014
 DATE OF PAYMENT: _____
 RESOLUTION #: 2014-

Due

Annual Salary:		\$90,756.91
Longevity	6%	\$5,445.41
Hourly Rate:		\$44.05
College Credits:		

SALARY:		
Salary due to	2/1/2014	\$7,400.18
Salary paid th	1/31/2014	\$7,400.18
CC due		\$0.00
Balance due		\$0.00

TERMINAL LEAVE:			
	Hours	Rate	Total
Comp	361.00	44.05	15,901.58
Personal	(11.08)	44.05	(487.92)
Sick	1,322.46	44.05	58,252.71
Vacation	(64.15)	44.05	(2,825.89)
Holidays	72.00	44.05	3,171.51
Terminal Leave Payout			\$74,011.98
Salary Due			\$0.00
Total			\$74,011.98

Proation as of 10/6/13

	(A)	(B)	(C)	(B * C)	(E)	A + D - E
	Carryover	2013 Accrual	0	Prorated Time Due	Time Used	Hours to be paid
Comp	401.00			0.00	40.00	361.00
Personal		48.00	0.77	36.92	48.00	(11.08)
Sick	1,240.00	128.00	0.77	98.46	16.00	1,322.46
Vacation	(66.00)	200.00	0.77	153.85	152.00	(64.15)
Holidays (9)		72.00		72.00	0.00	72.00
Total	1,575.00	448.00	0.00	289.23	256.00	1,680.23

1440 Max

Accrual and time used are current to 01/31/14 subject to change if time is used or not currently reported.

Employee Signature: _____

Date: _____

Treasurer's Signature: _____

Date: _____

RESOLUTION #2014-60

TITLE: RESOLUTION CALLING ON THE LEGISLATURE TO MAKE PERMANENT THE 2% CAP ON INTEREST ARBITRATION AWARDS

WHEREAS, on December 21, 2010, Governor Christie signed into law reforms to the Arbitration process that took effect January 1, 2011; and

WHEREAS, the reforms capped arbitration awards on economic factors to no more than 2%, provided for random selection of arbitrators, expedited the determination of awards, required the arbitrator to provide a written report detailing the weight accorded to each of the required considerations and expedited the appeal process; and

WHEREAS, these reforms marked a dramatic change to the arbitration process and have helped municipalities to control the never-ending rise in public safety personnel costs; and

WHEREAS, a key element of the reforms, capping arbitration awards on economic factors to no more than 2% of the property tax levy will expire on April 1, 2014; and

WHEREAS, while municipalities are statutorily limited to raise their property tax levy by no more than 2%, with very limited exceptions, failure to extend the 2% cap on interest arbitration awards will force municipalities throughout the State to further reduce or even eliminate crucial services, personnel, and long-overdue infrastructure improvement projects in order to fund an arbitration award; and

WHEREAS, the 2% Interest Arbitration cap has controlled one of the largest municipal expense, public safety salaries, not only through arbitration awards but through contract negotiations; and

WHEREAS, absent further action by the Legislature, any contract that expires on or after April 1, 2014, will be subject to all new procedures and requirements, EXCEPT the 2% awards cap; and

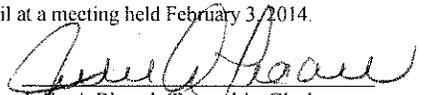
WHEREAS, without those limits, arbitrators will be able to impose awards that do not account for the 2% limit on the property tax levy, which would immediately threaten funding for all other municipal services; and

WHEREAS, without the 2% cap on Interest Arbitration Awards but with the 2% cap on property tax levy local budget makers could be forced to reduce other essential municipal services to fund an arbitration award;

NOW, THEREFORE, BE IT RESOLVED, that the governing body of the Township Of Lower strongly urges the Legislature to permanently extend the 2% cap on interest arbitration awards prior to the April 1, 2014 sunset; and

BE IT FURTHER RESOLVED, that a that a copy of this duly adopted resolution be forwarded to Senate President Stephen Sweeney, Assembly Speaker Vincent Prieto, the legislators of the Township of Lower's State Legislative representatives, Governor Chris Christie, and the New Jersey State League of Municipalities.

I hereby certify the foregoing to be the original resolution adopted by Township Council at a meeting held February 3, 2014.


Julie A Picard, Township Clerk

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

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

RESOLUTION #2014-61

TITLE: APPOINTMENT TO THE MUNICIPAL UTILITIES AUTHORITY

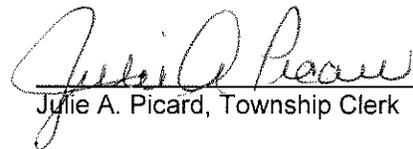
WHEREAS, Joseph Mento, Regular Member, term expires February, 2014 for the Lower Township Municipal Utilities Authority; and

WHEREAS, Council has reviewed the applications on file with the Clerk.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Lower that the following appointment to the Municipal Utilities Authority is hereby made:

<u>Name</u>	<u>Type</u>	<u>Term Exp.</u>
BRIAN O'CONNOR	Regular Member	February, 2019

I hereby certify the foregoing to be the original resolution adopted by the Township Council at a meeting held on February 3, 2014.


Julie A. Picard, Township Clerk

	MOITON	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD				X		
NEVILLE		X	X			
SIMONSEN				X		
CLARK	X		X			
BECK			X			

FOR TOWNSHIP USE ONLY

Res. # _____ Board/Comm./Auth. _____

Term Exp. _____ Replaced _____ or Reappointed _____

TOWNSHIP OF LOWER
CITIZEN LEADERSHIP FORM

NAME BRIAN O'CONNOR

1-17-14

CITY AND STATE North Cape MAY, N.J.

YEARS OF RESIDENCY IN TOWNSHIP 16 OCCUPATION GIS specialist

Please number in order of preference which ones you wish to be considered for.

- Cable Television Advisory Board
- Environmental Commission
- Historic Preservation Commission
- Citizen Advisory Board
- Municipal Utilities Authority
- Planning Board
- Recreation Advisory Board
- Zoning Board of Adjustment

I hereby apply to perform public service on the following municipal authority, boards or commissions. List any education, prior volunteer experience or work related experience, or other civic involvement which could be of use to the authority, board or commission you have listed above.

See Resume

BRIAN O'CONNOR
4 Edgewater Rd
N. CAPE MAY, NJ 08204
609-425-2587 cell
609-465-1083 work

Date: 1/17/14 Signature: Brian O'Connor (VALID FOR ONE YEAR FROM DATE OF RECEIPT)

Return to: Clerk's Office, 2600 Bayshore Road, Villas, NJ 08251

*PERSONAL INFORMATION NOT SUBJECT TO PUBLIC DISCLOSURE

Address of Residence _____ Email _____

Primary Phone Number _____ Work Phone Number _____

*The information in this section is considered personal information, and is therefore deemed confidential for the purpose of P.L. 1963, c.73 (C.47:1A-1 et seq.) and P.L. 2001, c.404 (C.47:1A-5 et al.).

Education

1974-1975 State University of New York at Stony Brook Stony Brook, New York
Learned Basic and Fortran Programming

1969-1973 Long Island University at Southampton Southampton, New York
Bachelor of Science – Marine Science
Learned advanced math, chemistry, biology, ecology, computers, marine science and ecological research including methods, demographics, economics and government operations.

Professional Experience

10/27/2006-Present Cape May County Planning Department
Geographic Information Specialist

Manage and co-ordinate County wide GIS system integrating the talents of the Information Technology, Purchasing, Treasurer, Engineering, Health and Planning Departments.

Manage, coordinated and found funding for the completion of the Cox Hall Creek Restoration project. Bringing together federal, state, county, municipal, utilities, citizens, for profit and non profit entities totally \$500,000 in grants and “in kind” work.

Retain all duties from previous planning title, Grants totaling \$440,250

10/30/04 –10/27/2006 Cape May County Planning Department
Principal Planning Aide/GIS Technician

Responsible for the purchasing, distribution installation, training and the GIS integration of Pictometry Aerial Photography for the County and Municipal personnel.

Project Coordinator / County wide Parcel and Zoning Mapping project, Project Coordinator / County wide Stormwater Inlet labeling and GPS locating for the County and the 16 Municipalities to do the same, Internet Mapping Service (IMS) project, IMS Voting / Polling places, IMS Critical Facility, Tourism, Shellfish Storm Water Inlets and Outfalls, Census and Parcel site.

Coordinated and wrote successful Grant applications for Watershed Management Area 16 Storm Water Labeling Grant.

Perform Internet Mapping Service demonstrations to encourage municipal officials as well as the general public to make use of such significant resource.

Retain all duties from previous planning title, Grants totaling \$324,250

1/1/02 – 10/29/04 Cape May County Planning Department
Senior Planning Aide/GIS Technician

Responsible for daily operation of all County GIS operations, including developing coverage's, metadata, budgeting, purchasing, time and project management. Supervising one full time technical employee and additional summer interns.

Project Coordinator / County wide Parcel and Zoning Mapping project, Cox Hall Creek (319h) project, Internet Mapping Service (IMS) project, IMS Bio-terrorism/Influenza tracking site project, Storm Water Inlet Mapping project.

Coordinated and wrote successful Grant applications for County's GIS program.

Perform Internet Mapping Service demonstrations to encourage municipal officials as well as the general public to make use of such significant resource.

Retain all duties from previous planning title, Grants totaling \$262,750

1/1/2000-1/1/2001-Cape May County Planning Department
Planning Aide/GIS Technician

3/1/1999-1/1/2000-Cape May County Engineering Department
Engineering Aide

Certification and Licensure

- Certified Engineering Aide
- Certified Planning Aide/GIS Technician
- Certified Senior Planning Aide /GIS Technician
- Certified Principal Planning Aide/GIS Technician
- GIS Specialist

Professional Memberships

- New Jersey County GIS Coordinators
- Started a County GIS/Pictometry users group
- Active member of the CEHA-County GIS users group
- Active member of NJMAP and the ITEAM GIS group
- Active member of the South Jersey GIS users group

Professional Development

- ArcView 3.x
- ArcGis II ArcInfo 8
- NJ Geographic Network Partner Training for ArcImS and Arc SDE
- ArcImS 3.1 and 9.0
- ArcImS Administration
- Customizing ArcImS using the ActiveX Connector
- ArcGis 3D Analyst
- Technology for Land Use Planning
- ArcSde using ArcInfo 8
- Geodatabases 1 and 2
- What's new in ArcGis 9
- ArcGis Server
- Web Based GIS (Graduate course from Rowan University)

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

RESOLUTION #2014-62

TITLE: AMENDING RESOLUTION #2013-286 AWARD OF CONTRACT TO WYNS CONSULTING, LLC

WHEREAS, the Township of Lower ("Township") adopted Resolution #2013-286 at its Council Meeting of November 4, 2013, awarding a contract to Wyns Consulting, LLC at a fee not to exceed \$5,000; and

WHEREAS, Wyns Consulting, LLC, who provided expert analysis of the Lower Cape May Regional School issue, has submitted a revised bill indicating he would provide the goods or services described hereinabove at a rate of \$200.00 per hour for a total revised price not to exceed \$21,500; and

WHEREAS, as per N.J.A.C. 5:30-11.9 Procedures for Change Orders which exceed 20% limitation, notice will be sent to the Department of Community Affairs and published in the newspaper; and the CFO has determined sufficient funds are available in the budget as follows:

Appropriation: 4-01-20-155-299

Signature: 

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Lower hereby amends Resolution #2013-286 to reflect an increase of \$16,500 and approves the contract for the goods and services for a total amount not to exceed \$21,500.

BE IT FURTHER RESOLVED that notice of Award of Professional Contract for the above appointment shall be published in the official Township paper.

I hereby certify the foregoing to be the original Resolution adopted by the Township Council at a meeting held on February 3, 2014.


Julie A. Picard, Township Clerk

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

WYNS CONSULTING, LLC

MELVIN L. WYNS
22 MARK TWAIN DRIVE
HAMILTON SQUARE, NEW JERSEY 08690

SCHOOL FINANCE CONSULTANT
TELEPHONE (609) 890-8106
FAX (609) 587-2407
EMAIL wynsmel@optonline.net

CLIENT: TOWNSHIP OF LOWER

INVOICE NO. 2

BILL/ Work relating to the preparation of an Initial Report and work reviewing Mr. Crowley's draft reports.

DATE: 1/16/14

DESCRIPTION/SERVICE PROVIDED		AMOUNT
Work relating to the preparation of an initial report for submission to the county superintendent of schools and work reviewing Mr. Crowley's draft reports.		\$21,500.00
Less amount previously received.		<u>\$5,000.00</u>
	TOTAL AMOUNT DUE	\$16,500.00

PLEASE SUBMIT PAYMENT TO THE ABOVE ADDRESS

RESOLUTION # 2014-63

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

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

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

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

_____ (1) Matters Required by Law to be Confidential: Any matter which, by express provision of Federal law or State statute or rule of court shall be rendered confidential or excluded from the provisions of the Open Public Meetings Act.

_____ (2) Matters Where the Release of Information Would Impair the Right to Receive Funds: Any matter in which the release of information would impair a right to receive funds from the Government of the United States.

_____ (3) Matters Involving Individual Privacy: Any material the disclosure of which constitutes an unwarranted invasion of individual privacy such as any records, data, reports, recommendations, or other personal material of any educational, training, social service, medical, health, custodial, child protection, rehabilitation, legal defense, welfare, housing, relocation, insurance and similar program or institution operated by a public body pertaining to any specific individual admitted to or served by such institution or program, including but not limited to information, relative to the individual's personal and family circumstances, and any material pertaining to admission, discharge, treatment, progress or condition of any individual, unless the individual concerned (or, in the case of a minor or incompetent, his guardian) shall request in writing that the same be disclosed publicly.

_____ (4) Matters Relating to Collective Bargaining Agreement: Any collective bargaining agreement, or the terms and conditions which are proposed for inclusion in any collective bargaining agreement, including the negotiation of the terms and conditions thereof with employees or representatives of employees of the public body.

_____ (5) Matters Relating to the Purchase, Lease or Acquisition of Real Property or the Investment of Public Funds: Any matter involving the purchase, lease or acquisition of real property with public funds, the setting of banking rates or investment of public funds, where it could adversely affect the public interest if discussion of such matters were disclosed.

_____ (6) Matters relating to Public Safety and Property: Any tactics and techniques utilized in protecting the safety and property of the public, provided that their disclosure could impair such protection. Any investigations of violations of possible violations of the law.

X _____ (7) Matters Relating to Litigation, Negotiations and the Attorney-Client Privilege: any pending or anticipated litigation or contract negotiation in which the public body is, or may become a party. Any matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer.

Lower Twp V. Paul Baldini / Carolyn Grant v James Riddle et al. / MUA, Pending Litigation and Matters falling within Attorney/Client privilege with respect to this subject

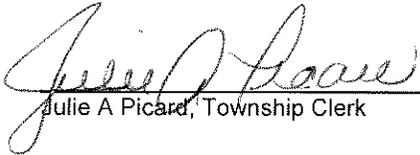
_____ (8) Matters Relating to the Employment Relationship: Any matter involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance of promotion or disciplining of any specific prospective public officer or employee or current public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

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

NOW, THEREFORE, BE IT RESOLVED by the Township council of the Township of Lower, assembled in public session on February 3, 2014 that an Executive Session closed to the public shall be held on this date at approximately 7:00 P.M. in the Conference Room of the Township Hall, 2600 Bayshore Road, Villas for the discussion of matters relating to the specific items designated above.

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

I hereby certify the foregoing to be the original resolution adopted by the Township Council at a meeting held on February 3, 2014.


 Julie A Picard, Township Clerk

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