

WORK SESSION & REGULAR MEETING OF THE LOWER TOWNSHIP COUNCIL
July 6, 2015 - 7:00 P.M.

Meeting called to order.

Opening Announcement
Pledge of Allegiance & Moment of Silence
Roll Call & Determination of Quorum

Work Session

Dr. Joseph and Anne Salvatore –“Dog Park at the Airport” – Deputy Mayor Clark
Recreation Ordinance - Mitch Plenn

Consent Agenda

Approval of Minutes June 15, 2015
Res. #2015-197 Payment of Vouchers \$484,374.57
Res. #2015-198 A Resolution Requesting Release of Bond for Block 52 Lots 6 & 7, 410 E St Johns Ave (\$1,250.)
Res. #2015-199 A Resolution Requesting Release of Revegetation and Restoration Guarantee for Dune Site Plan; Block 394, Lots 5-8, Block 295.01, Lot 2.01, Escrow #Z05-08-05 (1,000)
Res. #2015-200 Insertion of Special Item of Revenue Pursuant to N.J.S.A. 40A:4-87, Chapter 159 (Alcohol Education & Rehabilitation Fund \$58.93)
Res. #2015-201 Authorization for the Payout of Accumulated Compensatory Time (S.Flitcroft \$1,583.65)
Res. #2015-202 2015 Drive Sober or Get Pulled Over Statewide Labor Day Crackdown Grant (\$5,000 Aug 21 thru Sept 7)
Res. #2015-203 Contract Award with Morpho Trak Live Scan Fingerprint System (state contract \$39,103.55)
Res. #2015-204 Issuance of 2015 Limousine Operator Licenses (2)
Res. #2015-205 Authorization for Refund of Taxes (7 properties \$4,626.26)
Res. #2015-206 Resolution Awarding Concession Stand Lease for the Township of Lower Swimming Pool 2015 Season (\$1,500)
Res. #2015-207 Annual Renewal of Liquor Licenses for the Year 2015-2016
Res. #2015-208 Resolution Providing for the Combination of Certain Issues and Determining the Form and Other Details of the Offering of \$9,900,000 General Obligation Bonds, Series 2015 of the Township of Lower, in the County of Cape May, State of New Jersey and Providing for the Sale of Such Bonds
Res. #2015-209 Appointment of Ford Scott and Associates as a Professional Service Contract in Connection with the 2015 Bond Sale (not to exceed \$6,000)
Res. #2015-210 Submission of a Small Cities Housing Rehabilitation Application \$200,000
Res. #2015-211 Public Facilities Grant Application for \$400,000, Roseann Avenue Improvements
Res. #2015-212 Approval of Change Order #1 for Tru Green to Establish Grass at the Millman Center Property and Additional Vegetation Control Services (increase of \$1,355.)
Res. #2015-213 A Resolution Awarding the Lease of Public Land Located at the Intersection of Seaview and Rochester Avenues After the June 25, 2015 Open Public Auction (Achristavest Pier 6600, LLC for \$8,000)
Res. #2015-214 Authorizing A Professional Service Contract with Blauer Associates (\$1,500 application fee / \$16,000 admin)
Res. #2015-215 Authorization to Award to Ecoverse Through the Houston-Galveston Area Council (H-GAC BUY) 2016 Backhus 21.5 Compost Windrow Turner (\$417,602.)
Ordinance #2015-06 Amending Chapter 475, Parks and Recreation Areas, of the Code of the Township of Lower, to Add Article IV, Fee Schedule - First Reading of Ordinance. Second reading and public hearing will be scheduled for July 20, 2015

Regular Agenda

Res. #2015-216 Authorization for 2015 Incentive Award for Insurance Waiver (24 employees \$56,083.33)
Res. #2015-217 Voucher - L/T Rescue \$10,000 - First Pymt Expenses
Ordinance #2015-05 Salary Ordinance – This is the second reading and public hearing of this Ordinance. This Ordinance has been posted, published and made available to the public.

Administrative Reports - Monthly Report - Treasurer

Council Comments

Call to the Public

Adjournment

COUNCIL MEETING MINUTES – JUNE 15, 2015

The meeting of the Township Council of the Township of Lower, County of Cape May, State of New Jersey was held on June 15, 2015 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

Swearing In of New Officers:

Jonathan Scheck; Eric Danze; Corey Schied

Jonathan Scheck was sworn in by Mayor Beck. His mother, Bonnie Boyle held the Bible, also accompanied by stepfather, Joe Boyle.

Corey Schied was sworn in by Mayor Beck. His parents, Brent Bussell and Charmaine Schied held the Bible, also accompanied by Suzanne Gamble.

Chief Mastriana congratulated both officers on a job well done and thanked Council and the community for their support.

Work Session

Mutt's Cove Presentation - Helen Thompson

Helen Thompson, 44 E. Delaware Parkway, presented her idea for an off-leash dog park on a stretch of Township owned beach between Douglass Park and Lincoln Boulevard. She provided photographs of the area and three additional off-leash, year round, dog parks in Florida and California. She offered a rough draft of rules for consideration and she closed with a summary of four components she believes need to exist for a great dog park: size, draw, place and rules.

Consent Agenda

Approval of Minutes	June 1, 2015 & June 8, 2015
Res. #2015-179	Payment of Vouchers \$548,314.01
Res. #2015-180	Insertion of Special Item of Revenue Pursuant to N.J.S.A.40A:4-87, Chapter 159 (Cops in Shops \$1,200)
Res. #2015-181	A Resolution Requesting Release of Demolition Bond for Block 605, Lot 9, 401 Wayne Avenue, (\$500)
Res. #2015-182	Certification to Local Finance Board of Receipt and Review of Audit Sections General Comments & Recommendations – required by the State
Res. #2015-183	Authorization to Participate in Houston-Galveston Area Council (H-GAC BUY) Cooperative Contracts (Authorization to apply)
Res. #2015-184	Authorization for the Payment of College Credits (3 Officers \$2,320)
Res. #2015-185	Authorizing the Payout of Terminal Leave (B.Thomas \$21,813.81)
Res. #2015-186	Authorization for 2015 Incentive Award for Insurance Waiver (24 employees \$56,083.33)
Res. #2015-187	A Resolution Authorizing the Leasing of Certain Real Property Located in the Township of Lower (Seaview Ave & Rochester Ave – open public auction 6/25/15)
Res. #2015-188	COPS Hiring Program (CHP) (Applying for a grant \$250,000)
Res. #2015-189	Resolution Approving a Professional Service Contract with Hatch Mott MacDonald for Proposed Lower/Middle Township Bike Path Improvements (Sally Marshall Crossing to Sat Blvd. \$32,500.)

Res. #2015-190

A Resolution Authorizing the Execution of a Contract Renewing Membership in the Atlantic County Municipal Joint Insurance Fund (Every 3 years)

Ordinance #2015-05

Salary Ordinance – Required by Township Code to be adopted annually. 1st reading of Ordinance. 2nd reading and public hearing will be scheduled for July 6, 2015

Councilman Perry requested Resolution #2015-186 be moved to the regular agenda.

Manager Ridgway made a recommendation for Council to consider tabling Resolution #2015-188 until further discussing the mandates of the grant.

Motion to table Resolution #2015-188 made by Councilman Conrad, seconded by Councilman Simonsen. Mayor Beck expressed an interest in discussing it further during a work session.

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

Janet Pitts, Villas, made a request for Council to eliminate the position of director of personnel from the Salary Ordinance. Mayor Beck questioned the history of the position. Councilman Conrad agreed that it needs to be looked into further. Councilman Perry expressed an interest in knowing the history of the position before making a decision about removing it.

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. #2015-186

Authorization for 2015 Incentive Award for Insurance Waiver (24 employees \$56,083.33)

Janet Pitts, Villas, questioned the waiver calculations and referred to N.J.S.A. 40-17.1 Chapter 7 for waiver payments. Discussion ensued about contracts. Council agreed that it needs to be investigated.

Motion to table Resolution #2015-186 moved by Councilman Conrad, seconded by Councilman Simonsen.

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

Res. #2015-191

Appointment to the Zoning Board of Adjustment (D. Brand term expires 6/30/2015)

Motion to re-appoint David Brand

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

Res. #2015-192

Appointment to the Zoning Board of Adjustment (B. Waterman term expires 6/30/2015)

Motion to re-appoint Bruce Waterman

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

Res. #2015-193

Appointment to the Zoning Board of Adjustment (D. Kelly term expires 6/30/2015)

Motion to re-appoint Dianne Kelly

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

Res. #2015-194

Appointment to the Planning Board (J. McNulty term expires 6/30/2015)

Motion to re-appoint John McNulty

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

Res. #2015-195

Appointment to the Planning Board (Vacancy Alt #1)

Motion to appoint John Loudereback

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

Motion to appoint Robert Crompton moved by Councilman Conrad – NO SECOND

Motion to appoint John Young

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

Res. #2015-196

Appointment to the Planning Board (Vacancy Alt #2)

Motion to appoint Robert Crompton

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

Administrative Reports

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

Council Comments

Councilman Conrad made several comments about the new beach ordinance and referred to Ordinance 85-07. He cautioned about zero tolerance and encouraged people to practice common sense rules on the beach.

Councilman Perry made favorable remarks about the triathlon, giving special recognition to the police and rescue squad. He congratulated LCMR class of 2015 and wished them well in the future. He also wished everyone a safe and happy 4th of July.

Councilman Simonsen expressed gratitude to everyone involved in the Runway 5k, Kids Rock Music Festival and Escape the Cape Triathlon. He congratulated Eileen Kreis for finishing her first triathlon. He gave an update on the ISO Ratings for Diamond Beach and thanked the many people involved in assisting with the reduction.

Deputy Mayor Clark complimented Councilman Simonsen for his participation in the triathlon. He also thanked the taxpayers and everyone in attendance at the Council meetings.

Mayor Beck spoke favorably about Escape the Cape and the Cape May Brewery. He announced the following: pool passes on sale at the Recreation Center, Independence Day Festival, and the Summer Concert Series. He also spoke briefly about the FEMA flood map appeal and his hope to get cooperation from political friends.

Call to Public

Dan Anderson, Townbank Road, inquired about changing the time of special meetings.

Patience Carroll, Villas, quoted the minutes from May 18th and questioned the chain of events between then and the special meeting. She voiced her discontent with the vote on the beach ordinance and the comments she heard about the meeting.

Robert Rizzo, Mickel's Run, agreed with a suggestion in Spout Off to have DPW worker's report unkept properties during their trash run. He expressed concern about the appearance of the Township.

Rosely Gallagher, Springtime Road, spoke favorably about the Fisherman's Festival and expressed pride in the fact that Lower Township is home to the 2nd largest commercial fishing port on the Eastern Seaboard.

Mary Reader, Villas, expressed pride in Lower Township and volunteering for the triathlon. She also voiced concern about the time permitted to clear an undeveloped lot.

Mickey Kane, Villas, thanked Councilman Conrad for responding to her letter. She also made a request for benches and trash receptacles along Villas beaches.

Bill Greenfield, Villas, asked for clarification on the ordinance about dogs on the beach. He voiced disfavor that no discussion occurred after tabling the ordinance.

Diane Rickards, Florida Avenue, asked for an explanation from each Councilmember why they voted for the beach ordinance. She also thanked Mayor Beck for the update on the FEMA issues.

Helen Thompson, Villas, asked Council for their opinions about Mutt's Cove. She also expressed concern about a safe place for dogs to swim.

Daniel Morley, Erma, addressed Council regarding veto power of the mayor, the fine structure of the beach ordinance, the enforcement agency and cost to enforce the beach ordinance. He suggested cautious consideration in the future when establishing new regulations.

John Klos, 1000 Crest Place, thanked Council and Manager Ridgway for getting his street paved.

Betty Somers, W. Atlantic Avenue, communicated disfavor with the beach ordinance. She also voiced concern about trailers on the streets.

Diane Rickards, Florida Avenue, inquired about signage and requested they be reserved for Township beaches only.

Helen Thompson, Villas, asked where dogs are allowed to swim.

Glen Rickards, Ohio Avenue, questioned the ordinance and urged Council to get their priorities in order.

Bill Greenfield, Villas, suggested a list of Township beaches be posted on the Township website.

Adjournment

There being no further business to address, motion to adjourn moved by Councilmember Simonsen, seconded by Councilmember Conrad. Motion to adjourn unanimous. Meeting adjourned at 8:46 p.m.

Mayor

Township Clerk

Approved:

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

RESOLUTION #2015- 197

TITLE: AUTHORIZING THE PAYMENT OF VOUCHERS

<u>Vendor</u>	<u>PO #</u>	<u>Description</u>	<u>CK</u>	<u>Amount</u>
FIRE DISTRICT # 2	15-00451	2015 2 ND QRT FIRE TAXES	55280	\$ 183,718.00
WIZARDS FESTIVAL	15-01700	RIDES FOR 4 TH OF JULY	55285	\$ 12,550.00
NJ CVS PHARMACY	15-01758	NALOXONE KITS	55286	\$ 203.99
			Total Manual Checks	\$ 196,471.99
			Total Computer Generated	\$ 287,902.58
			Total Bill List	\$ 484,374.57

I hereby certify the foregoing to be a resolution adopted by the Township Council at a meeting held on July 6, 2015

Julie Picard, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD						
PERRY						
SIMONSEN						
CLARK						
BECK						

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
01092 CONTINENTAL FIRE & SAFETY, INC*	15-01260	05/19/15	CAR FIRE EXTINGUISHERS	Open	257.00	0.00		
01139 CORELOGIC	15-01719	06/29/15	RES#2015-205 REFUND 2ND QRT TA	Open	963.18	0.00		
01201 DELL CORPORATION*	15-00785	04/01/15	NEW SERVER	Open	3,742.78	0.00		
01246 ROCCO SANSONE	15-01597	06/15/15	SOCCER OFFICIAL	Open	180.00	0.00		
01499 JOSEPH FAZZIO, INC*	15-01526	06/08/15	STEEL PRODUCTS/CONTAINER WHEEL	Open	331.74	0.00		
01519 TOM FOLS ELECTRICAL CONTRACTOR*	15-01192	05/14/15	GYM LIGHTING	Open	1,600.00	0.00		
	15-01511	06/04/15	GROUND FAULT SAFETY-POOL	Open	500.00	0.00		
					<u>2,100.00</u>			
01550 FIRE DISTRICT #3	15-01150	05/11/15	INTERLOCAL SERVICE AGREEMENT	Open	10,000.00	0.00		
01590 FORD, SCOTT & ASSOCIATES*	15-00273	01/27/15	RES 2015-08 DNE \$40,000	Open	3,500.00	0.00		
01602 THOMSON WEST*	15-01135	05/07/15	NJ STAT T54:1-54:54A 2015 PP	Open	200.00	0.00		
01603 GENERAL CODE PUBLISHERS*	15-01620	06/17/15	TOWNSHIP CODE BOOK (2)	Open	296.00	0.00		
01641 GALL'S INC*	15-01300	05/21/15	SHORTS-FIRE SAFETY	Open	195.72	0.00		
01655 GANN LAW BOOKS*	15-00798	04/06/15	NJ RULES OF EVIDENCE	Open	122.00	0.00		
01657 GOPHER SPORT*	15-01603	06/15/15	SAFEPRO BOLT ON PADDING	Open	505.73	0.00		
01730 GTBM INC.*	15-00919	04/23/15	POLICE CAR TRACKING	Open	1,560.00	0.00		
01781 HATCH MOTT MACDONALD, LLC*	15-01658	06/22/15	PROFESSIONAL ENGINEERING	Open	221.00	0.00		
	15-01659	06/22/15	PROFESSIONAL ENGINEERING	Open	657.50	0.00		
	15-01660	06/22/15	PROFESSIONAL ENGINEERING	Open	840.75	0.00		
					<u>1,719.25</u>			
01785 ROBERT HARTMAN SR	15-00421	02/11/15	2015 CONTRACT REIMB	Open	314.70	0.00		B

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
01873 HOME DEPOT*	15-01601	06/15/15	36 X 80 FLUSH DOOR FOR POOL	Open	174.13	0.00		
02140 KINDLE FORD LINC/MERC., INC.*	15-01048	04/28/15	PARTS FOR POLICE VEHICLES/MAY	Open	329.88	0.00		
02183 KLENSWITE POOL SPA SUP.CO INC*	15-01602	06/15/15	POOL PLASTER	Open	29.98	0.00		
	15-01621	06/17/15	POOL SUPPLIES	Open	532.00	0.00		
					561.98			
02247 LAWSON PRODUCTS, INC.*	15-01064	04/29/15	SUPPLIES FOR DPW/JUNE	Open	699.75	0.00		
02292 DONALD LOMBARDO	15-01752	06/30/15	CONTRACTUAL REIMBURSEMENT-V	Open	1,320.54	0.00		
02410 MAGLOELEN*	15-01585	06/10/15	ANNUAL FEE 7/1/15-6/30/16	Open	400.00	0.00		
02461 JOHN MAHER	15-01676	06/23/15	CONTRACTUAL REIMBURSEMENT-M	Open	1,734.18	0.00		
02944 MV ENGINEERING*	15-01657	06/22/15	PROFESSIONAL ENGINEERING	Open	900.00	0.00		
03034 SAFEGUARD DOCUMENT DESTRUCTION	15-01362	06/01/15	DOCUMENT DESTRUCTION	Open	415.00	0.00		
03072 NJ STATE LEAGUE OF MUNICIPALIT*	15-01179	05/12/15	CLASSIFIED AD FOR ASSESSOR	Open	110.00	0.00		
03158 NYSCA*	15-01614	06/15/15	FOOTBALL COACHES CERTIFICATION	Open	280.00	0.00		
	15-01615	06/15/15	CHEERLEADING COACHES CERTIFICA	Open	100.00	0.00		
					380.00			
03284 STEPHEN H. PARKER(REF FEES)	15-01594	06/15/15	SOCCER OFFICIAL	Open	210.00	0.00		
03293 BLAINE PAYNTER	15-01599	06/15/15	CONTRACTUAL REIMBURSEMENT-V	Open	50.00	0.00		
03305 PEDRONI FUEL*	15-01595	06/15/15	NO LEAD GAS	Open	304.69	0.00		
	15-01717	06/29/15	NO LEAD GAS	Open	388.21	0.00		
					692.90			
03353 POOL OPERATION MANAGEMENT*	15-01509	06/04/15	SEASONAL LOG BOOKS	Open	72.00	0.00		
03387 POGUE INC. *	15-01365	06/01/15	PER EMPLOYMENT TESTING	Open	399.00	0.00		

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
03414 WILLIAM PRIOLE								
	14-01086	04/25/14	2014 EQUIP. ALLOWANCE	Open	150.00	0.00		
	15-01034	04/28/15	2015 EQUIP. ALLOWANCE	Open	150.00	0.00		
	15-01711	06/29/15	TRAINING MEALS	Open	75.27	0.00		
					<u>375.27</u>			
03466 R & R SPECIALTIES								
	15-00941	04/24/15	PLAQUE EMILY STEVENS	Open	270.00	0.00		
03518 RIGGINS, INC.*								
	15-01622	06/17/15	OFF HIGHWAY DIESEL	Open	628.96	0.00		
	15-01716	06/29/15	OFF HIGHWAY DIESEL	Open	659.28	0.00		
					<u>1,288.24</u>			
03611 SERVICE TIRE TRUCK CENTERS*								
	15-01050	04/28/15	TIRES/RDS/SANT/RECYL/DPW/MAY	Open	6,454.48	0.00		
	15-01051	04/28/15	TIRES/RDS/SANT/RECY/DPW/JUNE	Open	2,451.68	0.00		
					<u>8,906.16</u>			
03613 SEA ISLE ICE CO, INC.*								
	15-01316	05/26/15	START UP OF ICE/DPW	Open	472.50	0.00		
03630 DAN SHERNO								
	15-01596	06/15/15	SOCCER OFFICIAL	Open	30.00	0.00		
03652 FRANK SIPPLE								
	15-01636	06/17/15	SOCCER OFFICIAL	Open	270.00	0.00		
03692 SOUTH JERSEY GAS CO*								
	15-01722	06/30/15	JUNE 2015 GAS BILL	Open	2,004.78	0.00		
03723 STAPLES, INC.*								
	15-01634	06/17/15	OFFICE SUPPLIES	Open	307.49	0.00		
03734 STEWART INDUSTRIES, INC.*								
	15-00810	04/07/15	PRINTER MAIN 3/23/15-6/23/15	Open	2,143.11	0.00		
	15-01645	06/18/15	PRINTER MAINT 12/23/14-3/23/15	Open	2,302.61	0.00		
					<u>4,445.72</u>			
03804 PETER M. TOURISON								
	15-00272	01/27/15	2015 PROSECUTOR DNE \$14,000	Open	1,166.66	0.00		B
03899 UPS								
	15-01647	06/18/15	SHIPPING	Open	16.52	0.00		
03904 LOWE'S HOME CENTER INC*								
	15-01062	04/29/15	SUPPLIES DOR DPW	Open	318.09	0.00		
03914 ULINE INC*								
	15-01261	05/19/15	EVIDENCE BOXES	Open	158.41	0.00		
03969 VERIZON								
	15-01721	06/30/15	VERIZON PHONE BILL JUNE 2015	Open	4,269.04	0.00		

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
03985 VILLAS NAPA AUTO PARTS	15-01247	05/19/15	RD/SANT/RECY/MAY	Open	2,919.81	0.00		
04017 WILDWOOD LINEN SUPPLY*	15-01222	05/15/15	CLEANING OF EQUIPMENT-FOOTBALL	Open	82.80	0.00		
04030 WEST PUBLISHING PAYMENT *	15-01646	06/18/15	ANNUAL UPDATES -COURT	Open	421.50	0.00		
04075 BARBER CONSULTING SERVICES LLC	15-00784	04/01/15	INSTALLATION OF NEW SERVER	Open	860.00	0.00		
04176 CHRISTOPHER J WINTER SR*CALEA	15-00651	03/17/15	ACCRED. CONSULT - MAY	Open	450.00	0.00		
04300 W. B. MASON CO. INC*	15-01299	05/21/15	OFFICE SUPPLIES- FIRE SAFETY	Open	266.72	0.00		
	15-01520	06/04/15	OFFICE SUPPLIES	Open	302.72	0.00		
					569.44			
04504 MEDIA FIVE LTD*	15-01281	05/20/15	CONCERT SERIES @ DRBA	Open	7,500.00	0.00		
05083 SJSHORE MARKETING LIMITED	15-01092	05/01/15	CONSTRUCTION FORMS	Open	613.00	0.00		
2122 DOLORES MAJANE	15-01677	06/23/15	CONTRACTUAL REIMBURSEMENT-M	Open	182.99	0.00		
2422 ELISA MOORE	15-01625	06/17/15	REIMBURSEMENT FOR BASKETBALL	Open	15.00	0.00		
2423 MATTHEW STEERE	15-01627	06/17/15	REIMBURSEMENT FOR FOOTBALL	Open	20.00	0.00		
6059 USABLE LIFE	15-01727	06/30/15	JULY 2015 LIFE INSURANCE	Open	458.38	0.00		
6061 AMERIHEALTH ADMINISTRATORS	15-01678	06/23/15	6/22/15 HEALTH AND RX	Open	39,711.14	0.00		
	15-01728	06/30/15	JULY 2015 ADMIN/STOP LOSS	Open	41,280.68	0.00		
					80,991.82			
6071 UNITED UNIFORMS LIMITED LIAB*	15-00803	04/06/15	UNIFORMS	Open	1,040.00	0.00		
	15-01220	05/15/15	UNIFORMS	Open	396.00	0.00		
	15-01358	05/28/15	UNIFORMS	Open	182.99	0.00		
	15-01538	06/08/15	UNIFORMS	Open	267.00	0.00		
					1,885.99			
6081 SCOTT DOYLE	15-01578	06/10/15	LACROSSE OFFICIAL	Open	28.00	0.00		

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
6083 GENE DOWE	15-01577	06/10/15	LACROSSE OFFICIAL	Open	84.00	0.00		
7041 CARI ECKEL	15-01624	06/17/15	REIMBURSEMENT FOR FOOTBALL	Open	30.00	0.00		
7074 J & B LOCKSMITHS*	15-01221	05/15/15	MAINTENANCE ON ROOM 2 LOCK	Open	100.00	0.00		
7098 SHORE VETERINARIAN ANIMAL *	15-00279	01/27/15	2014-47 ANIMAL CONTROL SERV 15	Open	4,250.00	0.00		B
7119 ENGINEERING DESIGN ASSOC*	15-01655	06/22/15	PROFESSIONAL ENGINEERING	Open	168.00	0.00		
	15-01656	06/22/15	PROFESSIONAL ENGINEERING	Open	840.00	0.00		
					<u>1,008.00</u>			
7147 VICTORIAN GARDENS LANDSCAPING*	15-00709	03/23/15	INFIELD RENOVATIONS-CLEM MULL.	Open	1,987.50	0.00		
7153 SUSAN ZACCAGNINO	15-01580	06/10/15	LACROSSE OFFICIAL	Open	60.00	0.00		
7165 NICOLE PERONE	15-01583	06/10/15	LACROSSE OFFICIAL	Open	60.00	0.00		
7177 WESLEY OCHS	15-01103	05/05/15	BAND- INDEPENDANCE DAY FESTIVA	Open	700.00	0.00		
7195 PHOENIX ADVISORS, LLC*	15-01616	06/15/15	ANNUAL CONTINUING DISCLOSURE	Open	750.00	0.00		
7196 LAUREN HUGGINS SUIT*	15-01285	05/20/15	RES 2015-109 MAY1-JULY 31,2015	Open	600.00	0.00		B
7216 THE ZONE GROUP, INC.	15-01307	05/26/15	BAND FOR INDEPENDENCE DAY FEST	Open	700.00	0.00		
7251 REIT LUBRICANTS CO*	15-00885	04/15/15	CHEVRON AW 15W40 MOTOR OIL	Open	1,797.05	0.00		
7322 BRUCE BRITTON	15-01680	06/23/15	SOCCER OFFICIAL	Open	180.00	0.00		
7324 DAVID A. STEFANKIEWICZ	15-00113	01/09/15	RES#2015-01 MONTHLY \$28k DNE	Open	2,333.33	0.00		B
	15-00114	01/09/15	RES 2015-01 SOLICITOR DNE \$99k	Open	3,894.88	0.00		
					<u>6,228.21</u>			
7336 DEBRA QUINN	15-01751	06/30/15	CONTRACTUAL REIMBURSEMENT-V	Open	513.00	0.00		

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
7354 FLEETPRIDE INC.	15-01241	05/19/15	GARAGE SUPPLIES/DPW	Open	437.32	0.00		
7380 GAILE ROCKEY	15-01589	06/10/15	LACROSSE OFFICIAL	Open	60.00	0.00		
7383 SHAWN LAFFERTY	15-01046	04/28/15	2015 EQUIP. ALLOWANCE	Open	150.00	0.00		
	15-01057	04/28/15	PRO-RATED EQUIP ALLOWANCE	Open	58.89	0.00		B
					<u>208.89</u>			
7388 JONATHAN SCHECK	15-01598	06/15/15	CONTRACTUAL REIMBURSEMENT-V	Open	235.00	0.00		
7393 ACCESS REC, LLC.	15-01134	05/07/15	ADA ROLLOUT AND DECKING	Open	4,499.95	0.00		
7396 RIC RUTHERFORD	15-01148	05/11/15	BAND-INDEPENDANCE FESTIVAL	Open	1,500.00	0.00		
7399 PATRICIA CONNOR	15-01582	06/10/15	LACROSSE OFFICIAL	Open	60.00	0.00		
7418 MARK RADOWITZ	15-01588	06/10/15	LACROSSE OFFICIAL	Open	56.00	0.00		
7419 KEVIN DONOHUE	15-01609	06/15/15	SOCCER OFFICIAL	Open	240.00	0.00		
7422 LARRY WITTIG	15-01629	06/17/15	RELEASE OF RE-VEG BOND	Open	1,000.00	0.00		
	15-01664	06/22/15	RETURN OF UNUSED ESCROW	Open	250.00	0.00		
					<u>1,250.00</u>			
7423 CLERMONT HOMES	15-01630	06/17/15	RELEASE OF DEMO BOND	Open	1,250.00	0.00		
7424 AUGUSTINE J LODISE, JR	15-01652	06/22/15	RES#2015-205 REFUND 2 QRT TAX	Open	645.18	0.00		
7425 ROBERT C & JOANNE SMITH	15-01653	06/22/15	RES#2015-205 REFUND 2 QRT TAX	Open	387.34	0.00		
7426 TOWER CAPITAL MANAGEMENT, LLC	15-01654	06/22/15	RES#2015-205 REFUND LIEN PAYME	Open	990.60	0.00		
7427 HARRY & FRANCES MCCLOY	15-01662	06/22/15	RES#2015-205 REFUND 2 QRT TAX	Open	1,030.35	0.00		
7428 JAMES & AMELIA GONZALEZ	15-01718	06/29/15	RES#2015-205 REFUND 2ND QRT TA	Open	609.61	0.00		

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
8201 DIRECT ENERGY BUSINESS	15-01643	06/18/15	ELECTRIC MAY-JUNE	Open	3,748.82	0.00		
CRONIN MICHAEL CRONIN	15-01626	06/17/15	REIMBURSEMENT FOR FOOTBALL	Open	30.00	0.00		
FLYIN FLYING FISH STUDIO	15-01306	05/26/15	T-SHIRTS PER UNION CONTRACT	Open	2,569.20	0.00		
GRIFFI GRIFFIN AUTO-MANUAL SALES, INC*	15-01527	06/08/15	TRUCK MANUAL UPDATE/YEARLY	Open	2,300.00	0.00		
MCMAST SANDRA MCMASTER	15-01579	06/10/15	LACROSSE OFFICIAL	Open	60.00	0.00		
	15-01581	06/10/15	LACROSSE OFFICIAL	Open	60.00	0.00		
					120.00			
SEAGE SEAGEAR MARINE SUPPLY*	15-01075	04/29/15	SUPPLIES FOR DPW	Open	450.00	0.00		
SIXSM LLOYD SIXSMITH*	15-01165	05/12/15	COUNCIL SHIRTS	Open	380.40	0.00		
STAN1 STANLEY ACCESS TECH LLC	15-01133	05/07/15	SERVICE CONTRACT FOR TOWNHALL	Open	2,023.88	0.00		
SYKEJ JOE SYKES	15-01638	06/18/15	SOCCER OFFICIAL	Open	465.00	0.00		
TOMT0005 TOM TOTO	15-01617	06/17/15	LACROSSE OFFICIAL	Open	28.00	0.00		
Total Purchase Orders: 142				Total P.O. Line Items: 0	Total List Amount: 287,902.58	Total Void Amount: 0.00		

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

RESOLUTION #2015-198

TITLE: A RESOLUTION REQUESTING RELEASE OF DEMOLITION BOND FOR
BLOCK 52, LOTS 6 & 7, 410 EAST ST JOHNS AVENUE, VILLAS

WHEREAS, Clermont Homes posted a Demolition Bond with the Township of Lower, in the amount of \$1,250.00; and

WHEREAS, the Township Building Inspector made a final inspection and the Certificate of Occupancy was issued May 28, 2015.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Lower, the Governing Body thereof, that the demolition bond be and hereby is **released**,

BE IT FURTHER RESOLVED, that the Township Treasurer is granted permission to issue a check in the amount of \$1,250.00 plus any accrued interest for payment of the above released demolition bond.

I hereby certify the foregoing to be the original resolution adopted by the Township Council at a meeting held on July 6, 2015.

Julie A Picard, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD						
PERRY						
SIMONSEN						
CLARK						
BECK						

MEMORANDUM

TO: Mayor Michael Beck &
Council Members

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

DATE: June 16, 2015

RE: Release of Demolition Bond
Clermont Homes
410 East St. Johns Avenue
Villas, NJ 08251
Block 52, Lots 6 & 7
Resolution #2015-198

Please release to the applicant the demolition bond that the Township is hold in trust, to assure the required demolition. A certificate of occupancy was issued May 28, 2015. Thank you.

WJG:las

att.

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

RESOLUTION #2015-199

TITLE: A RESOLUTION REQUESTING RELEASE OF REVEGETATION AND RESTORATION GUARANTEE FOR DUNE SITE PLAN; BLOCK 394, LOTS 5-8, BLOCK 295.01, LOT 2.01, ESCROW #Z05-08-05

WHEREAS, Larry A. Wittig posted a bond for the revegetation and restoration of dune grass with the Township of Lower, in the amount of \$1,000.00; and

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

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

BE IT FURTHER RESOLVED that the Township Treasurer is granted permission to issue a check in the amount of \$1,000.00 plus any accrued interest for payment of the above released Guarantee.

I hereby certify the foregoing to be the original resolution adopted by the Township Council at a meeting held on July 6, 2015.

Julie A Picard, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD						
PERRY						
SIMONSEN						
CLARK						
BECK						

MEMORANDUM

TO: Mayor Michael Beck &
Council members

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

DATE: June 16, 2015

RE: Release of Bond for Restoration
and Revegetation of Dune Grass;
Larry Wittig
2693 Bay Drive
Villas, NJ 08251
Block 394, Lots 5-8 &
Block 295.01, Lot 2.01
Escrow #Z05-08-05
Resolution #2015-199

Larry Wittig posted a bond for the restoration and revegetation of Dune grass, on June 2, 2006 per Zoning Board Resolution #05-90. A site inspection by the Planning Director on June 16, 2015 revealed that all the required work was complete. Therefore, I recommend return of the above referenced bond for revegetation of dune grass by Township Council.

Thank you.

c: Julie Picard, Township Clerk

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

RESOLUTION #2015-200

TITLE: INSERTION OF SPECIAL ITEM OF REVENUE PURSUANT TO N.J.S.A. 40A:4-87, CHAPTER 159

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amount.

SECTION 1.

NOW, THEREFORE BE IT RESOLVED that the Township of Lower, County of Cape May, hereby requests the Director of the Division of Local Government Services to approve the increase of \$58.93 for an item of revenue in the budget of the year 2015 as follows:

Miscellaneous Revenues –
Revenue Offset with Appropriations - Alcohol Education and Rehabilitation Fund
Total with increase to be \$58.93

SECTION 2.

BE IT FURTHER RESOLVED that a like sum of \$58.93 be and the same is hereby appropriated under the caption of:

General Appropriations –
Public & Private Programs Offset by Revenues - Alcohol Education and Rehabilitation Fund
State/Federal Share \$ 58.93
Non State Share \$
Total with increase to be \$ 58.93

FURTHER RESOLVED that two certified copies of this resolution with a copy of the appropriate documentation be forwarded to the Division of Local Government Services.

I hereby certify the foregoing to be the original resolution adopted by the Township Council at a meeting held on July 6, 2015.

Julie A. Picard, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD						
PERRY						
SIMONSEN						
CLARK						
BECK						

GLENN A. GRANT, J.A.D.
Acting Administrative Director of the Courts

www.njcourts.com • Phone: 609-984-0275 • Fax: 609-984-6968

MEMORANDUM TO: Municipal Treasurer

FROM: Glenn A. Grant, J.A.D. 

SUBJECT: N.J.S.A. 26:2B-35(b)(3) – Municipal Court Alcohol Education, Rehabilitation and Enforcement Fund

DATE: May 29, 2015

A municipality is eligible to receive funds from the "Municipal Court Alcohol Education, Rehabilitation and Enforcement Fund" if the number of DWI arrests made in the municipality during 2014 was greater than the number of DWI arrests made in the municipality during the statutorily assigned base year. N.J.S.A. 26:2B-35.

The Administrative Office of the Courts is responsible for collecting these statistics and calculating the amount each municipality receives from the fund. An analysis of your municipality's base year figure and its 2014 DWI arrests indicates that your municipality qualifies to receive such funds this year. The Department of the Treasury will soon issue a check to your municipality in accordance with the statutory formula in the amount set forth on the attached sheet.

Those municipalities receiving funds should be cognizant that the statute expressly provides that these funds be used solely for the purpose of maintaining the Municipal Courts in their efforts to dispose of DWI cases. This includes "payments to municipal court judges, municipal prosecutors and other municipal court personnel for work performed in addition to regular employment hours[,]" N.J.S.A. 26:2B-35(b). To assist you in budgeting these funds, please refer to the attached August 20, 1985 memorandum from the Division of Local Government Services. That memorandum indicates that "municipalities may budget such funds as they would a categorical grant-in-aid" (see N.J.S.A. 40A:4-67). As with other such grants, "these funds are to be appropriated as an exception to the Cap Law." As noted, however, use of these funds is restricted to the statutorily specified areas, i.e., for the maintenance of the Municipal Courts. The monies are not intended to replace amounts normally budgeted to fund the operation of a Municipal Court, but rather should be viewed as funding only for the court's additional DWI-related work.

Additionally, please keep in mind the policy that I promulgated on May 18, 2009, requiring preapproval of the Assignment Judge before the expenditure of any DWI Fund monies (as well as P.O.A.A. monies). Please do not hesitate to contact your municipal court judge or court administrator if you have any questions regarding the preapproval policy.

Any questions on this subject should be directed to Debra Jenkins, Assistant Director, Municipal Court Services Division, at (609) 984-8241.

Attachments

- c: Chief Justice Stuart Rabner (w/o attachments)
- Assignment Judges (w/o attachments)
- Presiding Judges – Municipal Court (w/attachments)
- Municipal Court Judges (w/attachments)
- Thomas H. Neff, Director, Div. of Local Government Services (w/o attachments)
- Steven D. Bonville, Chief of Staff (w/o attachments)
- Jennifer M. Perez, Director (w/o attachments)
- Debra Jenkins, Assistant Director, MCSD (w/o attachments)
- Gurpreet Singh, Special Assistant (w/o attachments)
- Trial Court Administrators (w/o attachments)
- Jorge F. Carmona, Municipal Auditor, NJ Div. of Local Government Services (w/o attachments)
- Steven A. Somogyi, Chief (w/o attachments)
- Municipal Division Managers (w/attachments)
- Municipal Court Directors and Administrators (w/attachments)



363 West State Street
CN 803
Trenton, N.J. 08625-0803

STATE OF NEW JERSEY
DEPARTMENT OF COMMUNITY AFFAIRS
DIVISION OF LOCAL GOVERNMENT SERVICES

August 20, 1985

MEMORANDUM

TO: Robert D. Lipscher, Director
Administrative Office of the Courts

FROM: Barry Skokowski, Director
Division of Local Government Services

SUBJECT: Municipal Court Administration Reimbursement Fund
(P.L. 1983 c.531)

This is in response to inquiries from members of your staff as to how municipalities are to budget monies paid from the referenced fund.

Please be advised that municipalities may budget such funds as they would a categorical grant-in-aid. Anticipation of revenues from this source requires prior written consent pursuant to N.J.S. 40A:4-25, or N.J.S. 40A:4-67. Appropriations of this revenue must fall within the areas specified in the law treating the fund - ". . . for the purpose of maintaining [the] municipal court which may include payments to municipal prosecutors and other municipal court personnel for work performed in addition to regular employment hours" (P.L. 1983, c531, section 5.b.(3)).

As is the case with other categorical grants-in-aid, these funds are to be appropriated as an exception to the CAP law (N.J.S. 40A:4-45.1 et seq.).

cc: John Podeszwa, Project Director
N.J. Administrative Office of the Courts

Joseph Scrivo, Bureau Chief
Bureau of Financial Regulation and Assistance



Anticipated Money	Court Code	Municipality	DWI Filings Base Year	2014 DWI Filings	Difference
\$235.73	0425	MT. EPHRAIM BORO	23	27	4
\$58.93	0426	OAKLYN BORO	13	14	1
\$353.60	0427	PENNSAUKEN BORO	282	288	6
\$1,237.60	0428	PINE HILL BORO	14	35	21
\$0.00	0429	PINE VALLEY BORO	0	0	0
\$0.00	0430	RUNNEMEDE BORO	23	19	-4
\$0.00	0431	SOMERDALE BORO	122	83	-39
\$11,727.70	0432	STRATFORD BORO	29	228	199
\$1,591.20	0434	VOORHEES TWP	21	48	27
\$2,475.19	0435	WATERFORD TWP	8	50	42
\$0.00	0436	WINSLOW TWP	154.5	136	-18.5
\$58.93	0437	WOODLYNNE BORO	4	5	1
\$58,874.16		CAMDEN COUNTY TOTAL			

CAPE MAY COUNTY

\$0.00	0501	AVALON BORO	21	20	-1
\$0.00	0502	CAPE MAY CITY	22	19	-3
\$0.00	0503	CAPE MAY POINT BORO	0	0	0
\$589.33	0504	DENNIS TWP	49	59	10
\$58.93	0505	LOWER TWP	57	58	1
\$707.20	0506	MIDDLE TWP	83	95	12
\$0.00	0507	NORTH WILDWOOD CITY	110	91	-19
\$0.00	0508	OCEAN CITY	83	35	-48
\$0.00	0509	SEA ISLE CITY	66.5	38	-28.5
\$0.00	0510	STONE HARBOR BORO	21	21	0
\$0.00	0511	UPPER TWP	95.5	64	-31.5
\$471.47	0512	WEST CAPE MAY BORO	1	9	8
\$0.00	0513	WEST WILDWOOD BORO	10	3	-7
\$1,473.33	0514	WILDWOOD CITY	50	75	25
\$0.00	0515	WILDWOOD CREST BORO	56	34	-22
\$412.53	0516	WOODBINE BORO	11	18	7
\$3,712.79		CAPE MAY COUNTY TOTAL			

CUMBERLAND COUNTY

\$3,300.26	0601	BRIDGETON CITY	84	140	56
\$0.00	0602	COMMERCIAL TWP	38	18	-20
\$0.00	0603	DEERFIELD TWP	80	64	-16
\$0.00	0604	DOWNE TWP	12	3	-9
\$0.00	0605	FAIRFIELD TWP	43	34	-9
\$0.00	0606	GREENWICH TWP	6	3	-3
\$0.00	0607	HOPEWELL TWP	17	11	-6
\$235.73	0608	LAWRENCE TWP	9	13	4

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

RESOLUTION # 2015-201

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 her 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 Stephen Flitcroft in the amount of \$1,583.65 is authorized and chargeable to the 2015 Budget account 5-01-25-240-124.

I hereby certify the foregoing to be the original resolution adopted by the Township Council at a meeting held on July 6, 2015.

Julie A Picard, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD						
PERRY						
SIMONSEN						
CLARK						
BECK						

LOWER TOWNSHIP POLICE DEPARTMENT

SPECIAL REPORT

TO: Chief Mastriana
FROM: Ptlm. Flitcroft
DATE: 05/29/2015
SUBJECT: Compensation time, cash out.

Sir,

I am respectfully requesting to sell back accrued compensation time, totaling 70 hrs. Thank you in advance for your consideration in this matter.

Respectfully Submitted,

Stephen Flitcroft 189
Stephen Flitcroft
Patrolman Badge 189

C	File	Date	Officer	Comments
		6/15/15	Stephen Flitcroft	forward township for review.

22-111
70-
12000-12

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

RESOLUTION #2015-202

TITLE: 2015 DRIVE SOBER OR GET PULLED OVER STATEWIDE LABOR DAY CRACKDOWN GRANT

WHEREAS, the Township of Lower desires to apply for and obtain a grant from the New Jersey Department of Law and Public Safety, Division of Highway Traffic Safety for \$5000.00 to carry out a 2015 Drive Sober or Get Pulled Over Statewide Labor Day Crackdown Grant from August 21, 2015 – September 7, 2015.

NOW, THEREFORE, BE IT RESOLVED, that the Township of Lower does hereby authorize the application for such a grant; and, upon receipt of the grant agreement from the New Jersey Department of Law and Public Safety, Division of Highway Traffic Safety, does further authorize the execution of the grant agreement; and also, upon receipt of the fully executed agreement from the Department, does further authorize the expenditure of funds pursuant to the terms of said agreement between the Township of Lower and the New Jersey Department of Law and Public Safety, Division of Highway Traffic Safety.

BE IT FURTHER RESOLVED, that the persons whose names, titles and signatures appear below are authorized to sign the application, and that they or their successors in said titles are authorized to sign the agreement and any other documents necessary in connection therewith:

(Signature)
Michael E. Beck, Mayor

(Signature)
William Mastriana, Chief of Police

I hereby certify the foregoing to be the original resolution adopted by the Township Council at a meeting held on July 6, 2015.

Julie A. Picard, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD						
PERRY						
SIMONSEN						
CLARK						
BECK						

NARRATIVE DESCRIPTION OF PROJECT

I agree to the Terms and Conditions found below.*

Problem Statement:

In 2013, alcohol impaired fatalities accounted for 22% of New Jersey's traffic fatalities. The rate of alcohol impaired fatalities has been declining in recent years; however impaired driving remains a significant issue, both in New Jersey and nationally. This project will provide funding to implement an impaired driving enforcement campaign as part of the 2015 *Drive Sober or Get Pulled Over Statewide Labor Day Crackdown*. Between August 21, 2015 and September 7, 2015, police officers, on an overtime basis, will conduct special enforcement patrols targeting impaired drivers. The patrols will consist of roving patrols and fixed checkpoints.

Objectives:

To reduce the rate of alcohol-impaired driving fatalities in the state by three percent from the 2011-2013 calendar base-year average through targeted impaired driving enforcement and education during the 2015 *Drive Sober or Get Pulled Over Statewide Labor Day Crackdown*.

Methodology:

REMINDER: As per directives from the National Highway Traffic Safety Administration (which provides the federal funding for this grant) Chiefs of Police are not eligible to work grant-funded overtime through this grant.****

This federally-funded grant project consists of an enforcement overtime campaign from August 21, 2015 through September 7, 2015. The project is designed to raise awareness about the dangers of drinking and driving, to offer deterrence through visible enforcement, to arrest impaired drivers, and to issue summonses for relevant motor vehicle violations. The grant will pay for 100 hours of overtime enforcement during the crackdown period, with a maximum rate to be reimbursed of \$50 per hour. The 100 overtime hours will be used for roving patrols and checkpoints.

This is a **reimbursement grant**. Participating departments will incur all costs and then submit the necessary documentation to the Division of Highway Traffic Safety for reimbursement.

This is an **enforcement campaign**. A reasonable number of impaired driving arrests and other summonses are expected in relation to overtime hours worked. **Overtime activities can only be conducted within the dates of the project period and must be conducted between the hours of 8 pm and 4 am.**

All grantees are expected to conform with the established "Law Enforcement Performance/Productivity Standards for Federally Funded NJDHTS Grants."

The maximum project overtime rate is \$50.00 per hour regardless of what

officer works the project hours. The officer is to receive the full dollar amount in overtime. Administrative costs or fees should be considered "in kind services" or soft matches and are not a part of this grant. It is up to the agency to establish its pay rate for the project. The Division encourages agencies to pay all participating officers a flat \$50 per hour rate for this overtime detail, but agencies may pay their usual overtime rates, if they wish, in which case the reimbursement from the Division will be:

Officers paid \$50.00 - project will reimburse at \$50.00 per hour
Officers paid less than \$50.00 - project will reimburse at that lower rate
Officers paid more than \$50.00 - project will reimburse at \$50.00 per hour with the municipality covering the remainder of the rate

Again, the maximum hourly rate to be reimbursed is \$50 per hour, regardless of whether all the grant-budgeted hours are worked or not.

Draft

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

RESOLUTION # 2015-203

TITLE: CONTRACT AWARD MORPHO TRAK LIVE SCAN FINGERPRINT SYSTEM

WHEREAS, the Township of Lower Police Department intends to purchase a Morpho Trak LiveScan Fingerprint System with Duplex Fingerprint Card Printer as per Division of Purchase and Property, Department of Treasury, State of New Jersey Contract #A81520 with Morpho Trak. Through this resolution, pursuant to N.J.S.A 40A:11-12a and N.J.A.C 5:34-7.29 the Township of Lower enters into a contract which shall be subject to all the conditions applicable to the current State contracts; and

WHEREAS, all portions of this contract were reviewed and approved by Chief Mastriana and the QPA; and

WHEREAS, the CFO has certified the availability of funds as evidenced by her signature below:

Lauren Read, CFO

Ord #15-03 C-04-55-416-820
Budget Account

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Lower, County of Cape May, State of New Jersey that the following contract is hereby awarded:

AWARD TO:	MORPHO TRAK
LIVE SCAN FINGERPRINT SYSTEM	\$37,030.00
Includes 3 Year On-Site Warranty	
DUPLEX FINGERPRINT CARD PRINTER	\$2,073.55
Includes 1 Year On-Site Warranty	
TOTAL	\$39,103.55

BE IT FURTHER RESOLVED, upon approval of the resolution, the fully executed Purchase Order shall serve as the Contract for the award of the contract.

I hereby certify the foregoing to be the original resolution adopted by the Township Council at a meeting held on July 6, 2015.

Julie A. Picard, Township Clerk

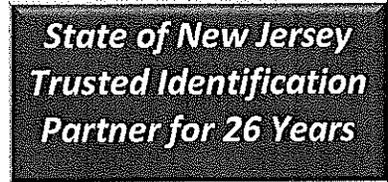
	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD						
PERRY						
SIMONSEN						
CLARK						
BECK						



1250 North Tustin Avenue
Anaheim, CA 92807
Fax (714) 238-2049

June 17, 2015

Ms. Margaret Vitelli
Lower Township Police Department
405 Breakwater Road
Erma, NJ 08204
Tel: (609) 886-2005 Ext. 123
Email: mvitelli@townshipoflower.org



Reference No. MTNJ-L022714-01G

Dear Ms. Vitelli:

This proposal replaces the previous proposal Reference No. MTNJ-L022714-01F.

MorphoTrak is pleased to provide Lower Township Police Department with the following proposal for MorphoTrak LiveScan Systems. Since 1989, MorphoTrak has been the State of New Jersey AFIS provider. In 2012, MorphoTrak was awarded the **State of New Jersey Livescan Contract # A81520**.

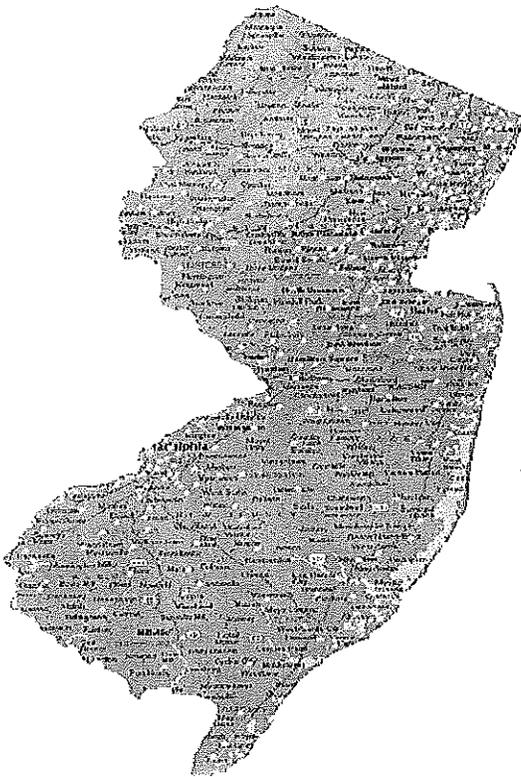
Please note the purchase price of all livescan configurations includes on-site installation, training, three (3) years of next-day on-site support with corrective maintenance and parts replacement.

MorphoTrak's fully integrated LiveScan solution provides Lower Township Police Department all of the following features and benefits:

- ◆ Single-source vendor for all components of the LiveScan solution, including the AFIS interface
- ◆ Integrated Palmprint Capture ensures compliance with the Federal Sex Offender Registry and Notification Act (SORNA)
- ◆ Digital image capture of upper, lower and writer's palms, slaps and rolls
- ◆ Fingerprinting and mugshot capture seamlessly integrated into the same interface
- ◆ Certification to the FBI's Electronic Fingerprint Transmission Specifications
- ◆ Full compliance with New Jersey State AFIS, FBI IAFIS/NGI EBTS and ANSI/NIST image standards
- ◆ All livescan configurations includes on-site installation and training
- ◆ Purchase price includes 3 years of next-day on-site support and parts replacement
- ◆ Eliminate all RFP associated costs by purchasing livescan system off the State of New Jersey State Contract



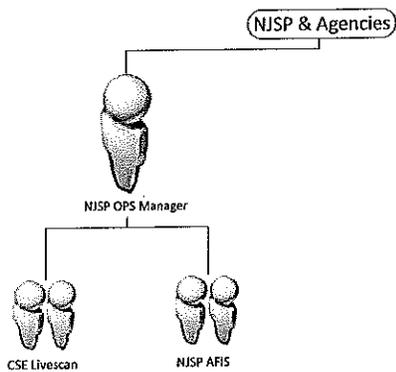
State of New Jersey Trusted Identification Partner for 26 Years



MorphoTrak has been the sole provider of the AFIS System in place at the New Jersey State Police since 1989. MorphoTrak is the only vendor who can deliver a Livescan system that is 100% compatible with the NJSP system. In fact, MorphoTrak Livescan systems use the same AFIS quality checking algorithms to ensure Lower Township Police Department can submit the highest-quality prints to NJSP and FBI IAFIS/NGI.

Figure 1 shows a map of the state of New Jersey with MorphoTrak Livescan installations.

500+ MorphoTrak Livescans installed in the State of New Jersey



MorphoTrak's *In-State Support Organization* is dedicated solely to the support of New Jersey customers. Our Organization includes both a LiveScan Support Team and an AFIS Support Team managed by the MorphoTrak Operations Manager who is also located in New Jersey.

MorphoTrak's approach to in-state support is demonstrated by our commitment to provide field resources that are located in close proximity to our customer sites. This reinforces MorphoTrak's on-going commitment to customer satisfaction and the delivery of the highest level of support in the industry.

Figure 2 MorphoTrak's dedicated in-State New Jersey Support Team

In 2014 MorphoTrak's New Jersey Support Organization resolved 99% of all livescan service calls within 24 hours.

Tenprint/Palmprint Capture with Integrated Mug Photo - Cabinet Ruggedized fixed-height Table 1

New Jersey Comm. Code	Qty	GSA Sched #	Description	Unit Price
204-10-083974	1	TPL5- OPT012-00	Live Scan System Cabinet (fixed-height) to include: ♦ Live Scan Station Application Software License ♦ Tenprint/Palmprint 500PPI Scanner ♦ Computer, monitor, keyboard ♦ Ruggedized fixed-height Cabinet ♦ Signature Capture Pad ♦ NJ specific transmission Software ♦ Integrated Mug Photo Capture Installation / On-site Training Freight Warranty: 1 Year On-site <i>Advantage</i> Solution, 9X5 (Year 1) Maintenance: 2 Years - On-site <i>Advantage</i> Solution, 9X5 (Year 2, Year 3)	\$37,030.00

Duplex Fingerprint Card Printer Table 2

New Jersey Comm. Code	Qty	GSA Sched #	Description	Unit Price
204-96-083970	1	TPL0- DFCP00-01	Duplex Fingerprint Card Printer to include: ♦ Network capability ♦ Duplex for double-sided card printing Installation / On-site Training Warranty: 1 Year On-site <i>Advantage</i> Solution, 9X5 (Year 1) Freight	\$2,073.55

Shipment is approximately 30 days after MorphoTrak receipt of purchase order.
Livescan System pricing includes a 1 year warranty and 2 additional years of annual maintenance.

Customer Responsibilities

Lower Township Police Department is responsible for the following:

- ♦ Providing necessary facility resources required for equipment installation and operation including access, space, environmental control, electrical power and networking.
- ♦ Network communications: To obtain and maintain the required transmission lines and hardware for remote communications to and from the necessary agencies (to/from NJSP).
- ♦ Obtaining all required authorizations and permissions for connecting to New Jersey State Police (NJSP) AFIS. This includes establishing a network connection and user agreement with NJSP

MorphoTrak's Standard Warranty and Maintenance support includes remote dial in AND on-site support services.

Assumptions

In developing this proposal, MorphoTrak has made the following assumptions:

- ♦ Should Lower Township Police Department desire or require the ability to interface the proposed MorphoTrak Livescan with an RMS, MorphoTrak will provide Lower Township Police Department an Interface Control Document (ICD) in which the Lower Township Police Department RMS vendor can use to ensure compliance for the interface. If it is determined that the RMS cannot meet the requirements of the ICD, MorphoTrak can analyze and quote any specific development needs required to establish the interface between the proposed MorphoTrak Livescan and the Lower Township Police Department RMS.
- ♦ An inter-agency agreement between Lower Township Police Department and NJSP will be in place.
- ♦ Lower Township Police Department will provide all necessary communication to connect to NJSP. This includes, but is not limited to hubs, routers, modems, etc.
- ♦ Existing Lexmark Optra R, Optra S, T620, T630, T640 or Xerox Printers are not supported with the new Live Scan System.

- ◆ On-site Installation Services will be scheduled after network connectivity to NJSP has been established and verified.

Installation is contingent upon Lower Township Police Department establishing a network connection and user agreement with the New Jersey State Police (NJSP). Lower Township Police Department shall be responsible for the purchase and installation of all necessary external communications equipment and electrical wiring of the facilities. Permission from the NJSP is required for access to their AFIS network.

The MugPhoto system interfaces directly with the Live Scan Booking System. Front and side profile mug shots are captured through the Live Scan Software and transmitted to the New Jersey State Police's mug shot database at the same time as the tenprint fingerprint card transmission. These mug shots can then be accessed through an SBI# from a CJIS terminal. The MugPhoto System features software-driven zooming (in/out) as well as an automated facial cropping feature with the option of manual cropping. The MugPhoto System allows for the capture of front and profile mug shots only (no scars/marks/tattoos) which are then transmitted with the electronic tenprint card, stored in a New Jersey State Police mug shot database, and can be retrieved locally via the Lower Township Police Department CJIS terminal. An interface can be set up to store the mug shots locally, but the majority of the work in setting up this type interface will need to be completed by Lower Township Police Department IT staff. MorphoTrak can transmit the ANSI/NIST records to a local Lower Township Police Department-specified e-mail address/server in addition to sending the transmission to the New Jersey State Police. The extraction and storage of the mug shots from the ANSI/NIST records is solely the responsibility of Lower Township Police Department.

Prices are exclusive of any and all state, or local taxes, or other fees or levies. Customer payments are due to MorphoTrak within twenty days after the date of the invoice.

Proposal Expiration: September 30, 2015

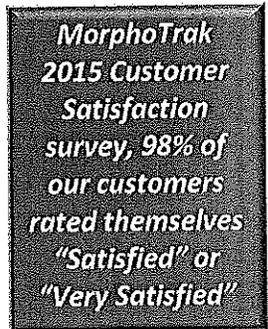
Purchase orders should be sent to MorphoTrak by electronic mail, facsimile or United States mail. Please direct all order questions and correspondence, including Purchase Order, to: Jayne Goodall, MorphoTrak, LLC, 1250 North Tustin Avenue, Anaheim, California 92807; Tel: (714) 575-2956; Fax: (714) 238-2049; Email: jayne.goodall@morpho.com.

We look forward to working with you.

Sincerely,



Barry Fisher
Senior Sales Director



Advantage Solution Support – New Jersey

The following table provides a summary of the maintenance services and support available during warranty and following warranty expiration. Initial warranty period is 3 years from the date of installation.

Support Features	Warranty Period	Post Warranty
Software Support 24x7	Included in Warranty	Available for purchase
Unlimited Telephone Technical Support	√	√
1 Hour Telephone Response Time	√	√
Remote Dial-in Analysis	√	√
Software Standard Releases	√	√
Software Supplemental Releases	√	√
Automatic Call Escalation	√	√
Software Customer Alert Bulletins	√	√
Hardware Support – On-site 9X5 (8 am-5 pm M-F) Customer Local Time	Included in Warranty	Available for purchase
On-Site Response	4-hours	√
On-Site Corrective Maintenance	√	√
On-Site Parts Replacement	√	√
Preventive Maintenance	√	√
Escalation Support	√	√
Hardware Service Reporting	√	√
Hardware Customer Alert Bulletins	√	√
Parts Support	Included in Warranty	Available for purchase
Advanced Exchange Parts Replacement	√	√
Telephone Technical Support for Parts Replacement	√	√
Parts Customer Alert Bulletins	√	√

Attachment A

Terms

Additional engineering effort by MorphoTrak beyond the scope of the standard product will be quoted at a firm fixed price based on our current service rates in effect at the time of the change, plus any related travel or administrative expenses. Assistance with training and questions for Lower Township Police Department database or any programming, scripting, or review of programs beyond work quoted above are excluded from this offer. MorphoTrak assumes that organizations requesting these utilities have advanced programming expertise and will assume all responsibility for the deployment and support of the final application.

MorphoTrak reserves the right to substitute hardware of equal value with equal or better capability, based upon market availability. If, however, such equipment is unavailable, MorphoTrak will make its best effort to provide a suitable replacement.

Purchase orders should include the reference ***New Jersey State Contract # A81520 / MorphoTrak GSA Contract #GS-35F-0523U, Schedule 70*** and should be sent to MorphoTrak by electronic mail, facsimile or United States mail. Please direct all questions and order correspondence, including Purchase Order, to:

Jayne Goodall
MorphoTrak
1250 North Tustin Avenue
Anaheim, California 92807
Tel: (714) 575-2956
Fax: (714) 238-2049
Email: jayne.goodall@morpho.com

Product purchase shall be governed by ***New Jersey State Contract # A81520 / MorphoTrak GSA Contract #GS-35F-0523U, Schedule 70***. No subsequent Purchase Order can override such terms. Nothing additional shall be binding upon MorphoTrak unless a subsequent agreement is signed by both parties. Firm delivery schedules will be provided and order fulfillment will commence upon receipt of Purchase Order from Lower Township Police Department.

By signing this signature block below, Lower Township Police Department agrees to the terms and pricing stated in this proposal for the product and services as referenced above. My signature below constitutes the acceptance of this order and authorizes MorphoTrak, LLC to ship and provide these product and services:

Please ensure that Lower Township Police Department references New Jersey State Contract # A81520 and GSA Contract #GS-35F-0523U, Schedule 70 on the Purchase Order.

Signature Authorization for Order:

Signature _____
Name _____
Date _____

Total Purchase Price (including any Options): _____

Please provide Billing Address:

Check if Billing Address is same as Shipping Address:

Please provide Shipping Address (if different from Billing Address):

PLEASE PROVIDE A COPY OF YOUR CURRENT TAX EXEMPTION CERTIFICATE (if applicable).

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

RESOLUTION #2015-204

Title: ISSUANCE OF 2015 LIMOUSINE OPERATOR LICENSES

WHEREAS, an application has been submitted by G Transportation pursuant to Ord. #2000-4 for an Operator License; and

WHEREAS, the applicant 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:

G Transportation

<u>License Type</u>	<u>Description</u>
Operator	Jose D. Perez
Operator	Michelle Derrano

I hereby certify the foregoing to be the original resolution adopted by the Township Council at a meeting held on July 6, 2015.

Julie A. Picard, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD						
PERRY						
SIMONSEN						
CLARK						
BECK						

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

RESOLUTION #2015-205

TITLE: AUTHORIZATION FOR REFUND OF TAXES

WHEREAS, the Township Tax Collector has certified an overpayment due to the reasons listed below;
and

WHEREAS, a refund is due.

NOW, THEREFORE BE IT RESOLVED, by the Township Council of the Township of Lower, County of Cape May, State of New Jersey that the CFO/Treasurer be and the same is authorized and directed to refund the overpayments according to the Tax Collector's certification on file with the CFO/Treasurer.

<u>Block</u>	<u>Lot</u>	<u>Refund To</u>	<u>Reason</u>	<u>Tax</u>	<u>MUA charges</u>
635	10	Corelogic	Paid twice	459.49	
347	25	Corelogic	Paid twice	503.69	
86	29	James & Am Gonzalez	Paid twice	609.61	
50	21	Harry & Frances McCloy	Disabled Veteran	1,030.35	
373.02	33	Augustine Lodise	Disabled Veteran	645.18	
420	1	Robert & Joanne Smith	Disabled Veteran	387.34	
512.16	6	Tower Capital	Lien Paid		990.60

I hereby certify the foregoing to be the original resolution adopted by the Township Council at a meeting held on July 6, 2015.

Julie A Picard, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD						
PERRY						
SIMONSEN						
CLARK						
BECK						

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

RESOLUTION # 2015-206

TITLE: RESOLUTION AWARDING CONCESSION STAND LEASE FOR THE TOWNSHIP OF LOWER SWIMMING POOL 2015 SEASON

WHEREAS, the Township of Lower has advertised on two separate occasions with no responsible bidders, therefore the Township has negotiated a Concession Lease for the 2015 season with Holly Mello for \$1,500.00; and

WHEREAS, Holly Mello has provided a certified check and the insurance liability certificate.

NOW, THEREFORE, BE IT RESOLVED by the Lower Township Council, County of Cape May, State of New Jersey, that the Township of Lower Swimming Pool Concession is hereby awarded to Holly Mello for the sum of \$1,500.00 for the 2015 Season.

I hereby certify the foregoing to be the original Resolution adopted by the Township Council at a meeting held on July 6, 2015

Julie A. Picard, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD						
PERRY						
SIMONSEN						
CLARK						
BECK						



**2015 LICENSE
LOWER TOWNSHIP
2600 BAYSHORE ROAD
VILLAS, NEW JERSEY 08251-1399**

No. 258

Date of Issue Date of Expiration

7/ 1/2015 7/14/2016

Type of License

BUSINESS MERCA

Amount

\$ 75.00

License is hereby granted to:

MELO, HOLLY
700 WINSLOW AVENUE
N CAPE MAY, NJ 08204

From date of issue, for the following purpose:

RETAIL SALES

THIS LICENSE MUST BE POSTED

NOT TRANSFERABLE

This is to Certify that the above licensee having paid the fixed fee and having agreed to comply and abide by all the provisions of the N.J. State Codes, is hereby permitted to operate the above business. This license is granted subject to the provisions of said code. This license is also subject to suspension/revocation due to non compliance.

BY ORDER OF

JULIE PICARD

Julie A. Picard, Township Clerk



**2015 LICENSE
LOWER TOWNSHIP
2600 BAYSHORE ROAD
VILLAS, NEW JERSEY 08251-1399**

No. 258

Date of Issue Date of Expiration

7/ 1/2015 7/14/2016

Type of License

BUSINESS MERCA

Amount

\$ 75.00

License is hereby granted to:

MELO, HOLLY
700 WINSLOW AVENUE
N CAPE MAY, NJ 08204

From date of issue, for the following purpose:

RETAIL SALES

THIS LICENSE MUST BE POSTED
IN PUBLIC VIEW

NOT TRANSFERABLE

This is to Certify that the above licensee having paid the fixed fee and having agreed to comply and abide by all the provisions of the N.J. State Codes, is hereby permitted to operate the above business. This license is granted subject to the provisions of said code. This license is also subject to suspension/revocation due to non compliance.

BY ORDER OF

JULIE PICARD

Julie A. Picard, Township Clerk

CONCESSION RENTAL
2015 SEASON

SCOPE OF WORK: The Township of Lower grants to the concessionaire the right and privilege during the term of this agreement to operate the snack stand located in the Township Swimming Pool, Winslow Avenue, North Cape May, subject to the terms set forth in this agreement.

CONTRACT TERM- This contract shall be for the period of ONE summer season 2015 commencing on the opening of the Township Pool based on the negotiated contract.

FEE-* In consideration for the rights and privileges herein granted, the Concessionaire agrees to pay the Township \$1,500.00 for the term of the contract.

The Township of Lower shall supply:

The area
Lighting fixtures
Outside maintenance
Water

1. Concessionaire will provide or be responsible for the following:
All equipment, counters, display racks, dispensing machines, etc. including any replacement of equipment supplied which is required to comply with Health or Fire codes, and specifically including a hot water heater.
2. All maintenance and cleaning within the leased area.
3. Obtaining mercantile or other license, or permits, including County Health Department approval.
4. Disposal of grease from cooking.
5. Compliance with health laws, fire codes, ordinances, rules, regulations and for maintaining a neat and clean operation.
6. Manage the Conduct of his employees while on Township property.
7. Trash Collection: Trash disposal to be supplies and disposed of on a daily basis by lessee and recyclable will be separated from the trash and properly disposed of.
8. Food will be dispensed in a manner so as to use a minimum of water and comply as follows: Disperse food with the use of disposable plates, cups and wrappers.
9. No grease dumped into drains.
10. Keep interior and immediate exterior area "bussed" and trash containers emptied and neat.
11. Use disposable liners and bags for trash.

ITEMS TO BE SOLD AND RATES: Rates to be charged to the items to be sold shall be fair and reasonable and commensurate with the prices charged for similar products offered in the Cape May County area. The bidder shall supply with this proposal a list items they would like to sell at the pool. The Township will approve a price list for the items to be sold upon award of contract.

HOURS OF OPERATION: The Concessionaire, except where the hours are herein specified shall keep the snack stand open during all reasonable hours 7 days 10:00 a.m. – 6:00 p.m.

RESPONSIBILITIES: The Concessionaire shall supply and pay for all equipment used in connection with the operation of the concession. All additional installations which require the use of utilities shall be made and maintained at the expense of the concessionaire and only after securing prior approval from the Township. The concessionaire shall be operated by the Concessionaire's employees. For the purpose of this agreement an employee shall be "a person either employed on a salary basis or working on a commission basis or both, whose wages are deducted withholding taxes, and all "social security taxes. The Concessionaire's employees and equipment shall be in sufficient quantities to properly service the public, and available at such times as specified by the Township.

HOLD HARMLESS: The Concessionaire shall hold harmless the Township of Lower from the payment of all claims or demand arising out of any infringement, alleged infringement, or use of any patent or patented device, article, system, arrangement, material, or process used by him the performance of this Agreement. The Concessionaire shall indemnify and save harmless the Township of Lower from all suits or actions brought against the said Township of Lower for or on account of any injuries for damages sustained or received by any party or parties by or from said concessionaire, his servants or agents, in the exercise of the rights and privileges herein granted, or by or on account of any act or omission of the said concessionaire or his agents.

LICENSES AND FEES: The Concessionaire shall pay any and all license fees and taxes that may be imposed by any Township, county, State or Federal Authority. Such fees and taxes shall not be deductible from any rental or fees due to the Township of Lower.

HEALTH CODE: The concessionaire agrees to conform to all Municipal, county or State health codes and regulations and to obtain all necessary Municipal and State license and permits at their own expense.

INSURANCE: The concessionaire agrees to pay for and maintain for the term of the agreement public and product liability insurance protection listing the Township of Lower as additionally insured.

TERMS AND CONDITIONS: The Concessionaire shall not underlet or sublet any portion of said building of this concession without the approval of the Township of Lower. The Concessionaire agrees not to erect or maintain any signs upon the premises except that they be approved by the Township of Lower as to the number, size, location, color and lighting equipment. The concessionaire covenants that no alterations or additions will be made to the building now standing without the prior written consent of the Township of Lower. The Concessionaire is not to sell any alcoholic beverages of any kind. Upon failure of the Concessionaire to comply with the terms and provisions contained herein, there shall be a forfeiture of the privileges and the Township of Lower

may terminate this Agreement. Such forfeiture and termination shall not waive the right of the Township of Lower to recover damages from the concessionaire for the failure to comply with the terms of the Agreement.

If any provision of this Agreement shall be invalid for any reason, such invalidity shall not affect the remaining provisions herein. The parties to this Agreement hereby declare that they would have agreed to the provision of this Agreement notwithstanding such invalidity.

The Township of Lower reserves the right to itself or other it designates to sell specialized merchandise, which is not available to Lessee. The right to sell souvenirs or merchandise given under the lease is not exclusive. The Township makes no warranties with regard to the habitability of the concession stand.

Insurance Requirements: Certificate of Insurances with Lower Township listed prior to award of contract must be provided.

Commercial General Liability \$ 1,000,000
Municipality to be named as "Additional Insured"
60 days' notice of cancellation
Hold Harmless Agreement required *mandatory

Bidders are required to comply with Public Laws of 1975, Chapter 127, Affirmative Action Requirements, and Prevailing Wage Rates Apply. Bidders are required to comply with the requirements of N.J.S.A. 10:5-31 and N.J.A.C. 17:27 et seq.

*Upon award of contract Vendor must provide:

Insurance Certificate listing Township of Lower as additionally insured
 Lower Township Mercantile License

END

Holly Melo
Holly Melo

Date 6/20/2015

Township of Lower

Date: 7/1/2015

may terminate this Agreement. Such forfeiture and termination shall not waive the right of the Township of Lower to recover damages from the concessionaire for the failure to comply with the terms of the Agreement.

If any provision of this Agreement shall be invalid for any reason, such invalidity shall not affect the remaining provisions herein. The parties to this Agreement hereby declare that they would have agreed to the provision of this Agreement notwithstanding such invalidity.

The Township of Lower reserves the right to itself or other it designates to sell specialized merchandise, which is not available to Lessee. The right to sell souvenirs or merchandise given under the lease is not exclusive. The Township makes no warranties with regard to the habitability of the concession stand.

Insurance Requirements: Certificate of Insurances with Lower Township listed prior to award of contract must be provided.

Commercial General Liability \$ 1,000,000

Municipality to be named as "Additional Insured"

60 days' notice of cancellation

Hold Harmless Agreement required *mandatory

Bidders are required to comply with Public Laws of 1975, Chapter 127, Affirmative Action Requirements, and Prevailing Wage Rates Apply. Bidders are required to comply with the requirements of N.J.S.A. 10:5-31 and N.J.A.C. 17:27 et seq.

*Upon award of contract Vendor must provide:

Insurance Certificate listing Township of Lower as additionally insured
 Lower Township Mercantile License

END

Holly Melo
Holly Melo

Date: 6/26/2015

Township of Lower

Date: 7/1/2015

**Township of Lower
INDEMNITY CLAUSE
(Hold Harmless Agreement)**

"To the fullest extent permitted by law,

Holly Melo

Name of Contractor/Vendor/Facility User

agrees to defend, pay on behalf of, indemnify, and hold harmless the Township of Lower, its elected and appointed officials, its agents, employees and volunteers and others working on behalf of the Township of Lower against any and all claims, demands, suits, or loss, including all costs connected therewith, and for any damages which may be asserted, claimed or recovered against or from the Township of Lower, its elected and appointed officials, its agents, employees, volunteers or others working on behalf of the Township of Lower, by reason of personal injury, including bodily injury or death and/or property damage, including loss of use thereof, which arises out of or is in any way connected or associated with this contract."

By:

Holly Melo
For the Contractor

For the Municipality

Sheila D. Smith, Notary
Notary

SHEILA D. SMITH

Notary Public of New Jersey

My Commission Expires 3/10/2018

Notary

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

RESOLUTION #2015-207

TITLE: ANNUAL RENEWAL OF LIQUOR LICENSES FOR THE YEAR 2015-2016

WHEREAS, applications have been made by the persons, firms, and/or corporations hereinafter named for renewal of Plenary Retail Consumption Licenses, Plenary Retail Distributions Licenses and/or Club Licenses, heretofore granted by this issuing authority; and

WHEREAS, all requirements of the applicants have been met, including the payment of the required fees and all laws and regulations for the control of alcoholic beverages; and

WHEREAS, no written objections to the renewals have been received; and

WHEREAS, this governing body is of the opinion that said applications should be granted and licenses issued.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council, the Municipal Issuing Authority, that the licenses be issued to the person, firms and/or corporations named on the attached Schedule "A" for the period of one year commencing July 1, 2015 through June 30, 2016.

I hereby certify the forgoing to be the original resolution adopted by the Township Council at the meeting held on July 6, 2015.

Julie A Picard, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD						
PERRY						
SIMONSEN						
CLARK						
BECK						

SCHEDULE "A"

<u>Number</u>	<u>Name & Address</u>	<u>Type</u>	<u>Amount</u>
0505-31-024-001	Sunset Beach Sportsmen's Club Sunset Blvd., Lower Township Cape May Point, NJ 08212 t/a Sunset Beach Sportsmen Club	Club	\$150.00
0505-31-030-001	Grand Beach Club 600 E. Rochester Avenue Wildwood Crest, NJ 08260 t/a Grand Beach Club	Club	\$150.00
0505-31-023-003	Villas Fishing Club, Inc. 301 Pennsylvania Ave. Villas, NJ 08251 t/a Villas Fishing Club	Club	\$150.00
0505-31-031-002	Greater Cape May Elks Lodge #2839 901 Bayshore Road Villas, NJ 08251 t/a Greater Cape May Elks Lodge #2839 Benevolent and America Inc.	Club	\$150.00
0505-31-029-001	Diamond Beach Beach Club 600 E. Raleigh Avenue Wildwood Crest, NJ 08260 t/a Diamond Beach Beach Club	Club	\$150.00
0505-32-001-012	Renaissance Beverages III, LLC 3845 Bayshore Road N. Cape May, NJ 08204 t/a Gorman's Wines & Spirits	PRC (Broad C)	\$2,000.00
0505-33-003-007	Buttonwood Manor Inc. 3832 Bayshore Road N. Cape May, NJ 08204 t/a The Bayshore	PRC	\$2,000.00
0505-33-004-005	Spicer Creek 1216 Rt 109 Cape May, NJ 08204 t/a Mayer's Bar	PRC	\$2,000.00
0505-33-005-005	Cape May Pub Inc Rt. 9 Florence Avenue Cape May, NJ 08204 t/a Cape May National Golf Club	PRC	\$2,000.00
0505-33-006-007	The Cold Spring Fish & Supply Co. Fisherman's Wharf, P.O. Box 497 Cape May, NJ 08204 t/a Lobster House & Bar, The Raw Bar	PRC	\$2,000.00

0505-33-007-004	Two Mile Crab House, LLC Fishdock Road Wildwood NJ 08260 t/a Two Mile Crab House	PRC	\$2,000.00
0505-33-008-006	Ford Creek LLC 954 Ocean Drive Cape May, NJ 08204 t/a Harbor View Restaurant	PRC	\$2,000.00
0505-33-009-010	Driftwood Cove LLC 1200 Route 9 Cape May, NJ 08204 t/a Lucky Bones	PRC	\$2,000.00
0505-33-010-009	PM Properties Management Corp 3729 Bayshore Road N. Cape May, NJ 08204 t/a 5 West Bar & Grille	PRC	\$2,000.00
Special Conditions	<p>The outside patio area is used as a waiting area for dining patrons with no table service and no consumption of food.</p> <p>The outdoor patio area consist of not more than 12 tables and that the bar area shall not have any seating.</p> <p>There shall be no live music outside of the premises. Recorded music as well as sound from a large screen television at the bar area will be permitted provided that the sound complies with applicable Township ordinances.</p> <p>The patio area be open only from the hours of 12:00 noon until 10:00 p.m.</p> <p>There shall be no signs advertising or indicating that the outdoor waiting area is a "bar".</p>		
0505-33-012-008	Harbour Side, Inc. 5101 Shawcrest Road, Lower Township Wildwood, NJ 08260 t/a Lighthouse Pointe Restaurant	PRC	\$2,000.00
0505-33-015-009	Marie Nicole Inc. 9510 Pacific Avenue Wildwood Crest, NJ 08260 t/a Marie Nicole's	PRC	\$2,000.00
Special Conditions	<p>This license shall be operated at the eating establishment, serving alcoholic beverages only to dining customers, no more than six seats for waiting customers, not bar only customers. No seating after 10:30 p.m., no package sales of alcoholic beverages.</p>		
0505-33-016-005	Del Bay, LLP Scott Ave. & Beach Drive N. Cape May, NJ 08204 t/a Harpoon Henry's	PRC	\$2,000.00
0505-33-017-006	Jake's Bar & Grill, Inc. 5-7 W. Delaware Parkway, Villas, NJ 08251 t/a Jake's Bar & Grill	PRC	\$2,000.00

0505-33-020-004	Marco Voeks, Inc. 9600 Pacific Ave., Lower Township Wildwood Crest, NJ 08260 t/a Fitzpatrick's Crest Tavern	PRC	\$2,000.00
0505-36-014-005	Pier Beverage / Icona Ocean Blue 9701 Atlantic Ave., Wildwood Crest, NJ 08260 T/A Pier 6600 Motor Inn	PRC	\$2,000.00
Special Conditions	This license shall be exercised only during such period of time as the establishment is in operation as a hotel/motel containing at least 100 sleeping rooms equipped furnished for accommodation of guests.		
0505-44-013-006	Matteras Liquor 908 Route 109 Cape May, NJ 08204 t/a Cape Liquors	PRD	\$1,000.00
0505-44-018-005	O'Doyal's Inc. 1900 Bayshore Road Villas, NJ 08251 t/a Villas Country Liquor Store	PRD	\$1,000.00
0505-44-028-005	Acme Markets Inc. 3845 Bayshore Road N. Cape May, NJ 08204 t/a Acme	PRD	\$1,000.00
0505-33-019-009	A & J Blue Claw, Inc. 9901 Ocean Drive, Lower Township Cape May, NJ 08204 t/a Tall Ships room, Axelsson's Blue Claw Restaurant	PRC	\$2,000.00

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

RESOLUTION # 2015-208

RESOLUTION PROVIDING FOR THE COMBINATION OF CERTAIN ISSUES AND DETERMINING THE FORM AND OTHER DETAILS OF THE OFFERING OF \$9,900,000 GENERAL OBLIGATION BONDS, SERIES 2015 OF THE TOWNSHIP OF LOWER, IN THE COUNTY OF CAPE MAY, STATE OF NEW JERSEY AND PROVIDING FOR THE SALE OF SUCH BONDS

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

Section 1. Pursuant to the provisions of N.J.S.A. 40A:2-26(f), the bonds of the Township, authorized pursuant to the bond ordinances of the Township heretofore adopted and described in Section 2 hereof, shall be combined into a single issue of General Obligation Bonds, Series 2015 in the aggregate principal amount of \$9,900,000 (the "Bonds" or "General Obligation Bonds").

Section 2. The principal amount of bonds authorized by each ordinance to be combined into a single issue as above provided, the bond ordinances authorizing the Bonds described by reference to the ordinance number, description and date of final adoption, amount of issue and average period of usefulness determined in each of the bond ordinances are respectively as follows:

<u>Ordinance Number</u>	<u>Description and Date of Final Adoption</u>	<u>Amount of Issue</u>	<u>Useful Life</u>
2007-14	Various Capital Improvements, Finally Adopted July 2, 2007	\$347,000	7.20 years
2008-20	Various Capital Improvements, Finally Adopted October 6, 2008	\$699,000	7.32 years
2009-11	Installation of Storm Water Outfall Extensions for Various Roads, Finally Adopted August 17, 2009	\$241,000	40.00 years
2009-12	Various Capital Improvements, Finally Adopted August 17, 2009	\$311,000	7.66 years
2010-08	Various Capital Improvements, Finally Adopted September 8, 2010	\$905,000	16.02 years
2010-09	Road and Drainage Improvements, Finally Adopted September 8, 2010	\$393,000	10.00 years
2011-14	Various Capital Improvements, Finally Adopted August 1, 2011	\$400,000	9.22 years
2012-10	Various capital improvements, Finally Adopted May 7, 2012	\$829,000	8.27 years

<u>Ordinance Number</u>	<u>Description and Date of Final Adoption</u>	<u>Amount of Issue</u>	<u>Useful Life</u>
2012-16	Acquisition of Property In Township of Lower, finally adopted July 16, 2012	\$200,000	40.00 years
2012-19	Various Road and Drainage Improvements, Finally Adopted August 20, 2012	\$1,700,000	10.00 years
2013-10	Acquisition of Various Capital Equipment and Various Capital Improvements, Finally Adopted June 3, 2013	\$1,080,000	10.76 years
2014-10	Various Capital Improvements, Finally Adopted September 3, 2014	\$1,235,000	11.68 years
2015-03	Various 2015 Capital Improvements, Finally Adopted May 18, 2015	\$1,560,000	7.78 years
TOTALS		\$9,900,000	

Section 3. The following matters are hereby determined with respect to the combined issue of Bonds:

(a) The average period of usefulness, computed on the basis of the respective amounts of Bonds presently authorized to be issued pursuant to each of the bond ordinances and the respective periods or average periods of usefulness therein determined, is not more than 11.29 years.

(b) The Bonds of the combined issue shall be designated "General Obligation Bonds, Series 2015" and shall mature within the average period of usefulness hereinabove determined.

(c) The Bonds of the combined issue shall be sold and issued in accordance with the provisions of the Local Bond Law that are applicable to the sale and issuance of bonds authorized by a single bond ordinance and accordingly may be sold with other issues of bonds.

Section 4. The following additional matters are hereby determined, declared, recited and stated:

(a) None of the Bonds described in Section 2 hereof have been sold or issued heretofore, and the several bond ordinances described in Section 2 have not been rescinded heretofore and now remain in full force and effect as authorizations for the respective amounts of bonds set opposite the descriptions of the bond ordinances set forth in Section 2 hereof.

(b) The several purposes or improvements authorized by the respective bond ordinances described in Section 2 hereof are purposes for which bonds may be issued lawfully pursuant to the Local Bond Law and some of such improvements or purposes, if applicable and permitted by law, a deduction may be taken in any annual or supplemental debt statement.

Section 5. The Bonds shall mature in the principal amounts on July 15 in each of the years as follows:

<u>Year</u>	<u>Principal Amount</u>	<u>Year</u>	<u>Principal Amount</u>
2016	\$ 680,000	2021	\$1,000,000
2017	700,000	2022	1,000,000
2018	800,000	2023	1,140,000
2019	900,000	2024	1,320,000
2020	1,000,000	2025	1,360,000

The Bonds are not subject to redemption prior to their stated maturities in accordance with the terms provided in the Notice of Sale authorized herein and attached hereto as Exhibit B (the "Notice of Sale"). The Bonds shall be ten (10) in number, unless the purchaser shall structure a portion of the serial maturities as one or more term bonds in accordance with the Local Bond Law and the Notice of Sale, with one bond certificate being issued for each year of maturity, and shall be designated and numbered GO-1 to GO-10, inclusive.

Section 6. The General Obligation Bonds are sometimes referred to hereinafter as the "Bonds".

Section 7. The Bonds will be issued in fully registered book-entry only form, without coupons. One certificate shall be issued for the aggregate principal amount of the Bonds maturing in each year. Both principal of and interest on the Bonds will be payable in lawful money of the United States of America. Each certificate will be registered in the name of Cede & Co., as nominee of The Depository Trust Company, New York, New York ("DTC"), which will act as Securities Depository (the "Securities Depository") for the Bonds. The certificates will be on deposit with DTC. DTC will be responsible for maintaining a book-entry system for recording the interests of its participants or the transfers of the interests among its participants. The participants will be responsible for maintaining records recording the beneficial ownership interests in the Bonds on behalf of individual purchasers. Individual purchases of the Bonds may be made in the principal amount of in \$5,000 or any integral multiple thereof, through book entries made on the books and records of DTC and its participants. The Bonds will be dated the date of delivery and shall bear interest from the date of delivery, which interest shall be payable semiannually on the fifteenth (15th) day of January and July of each year (each an "Interest Payment Date"), until maturity, commencing January 15, 2016, at such rate or rates of interest per annum as proposed by the successful bidder in accordance with the Notice of Sale authorized herein. The principal of and the interest on the Bonds will be paid to the Securities Depository by the Township, or some other paying agent as the Township may designate and appoint, on the maturity dates and due dates and will be credited on the maturity dates and due dates to the participants of DTC as listed on the records of DTC as of each January 1 and July 1 preceding an Interest Payment Date (the "Record Dates"). The Bonds shall be executed by the manual or facsimile signatures of the Mayor or Acting Mayor (the "Mayor") and Chief Financial Officer or Acting Chief Financial Officer (the "Chief Financial Officer") or Manager (the "Manager") of the Township under the official seal (or facsimile thereof) affixed, printed, engraved or reproduced thereon and attested to by the manual signature of the Clerk of the Township (the "Clerk" or "Township Clerk". The following matters are hereby determined with respect to the Bonds:

Date of Bonds	Date of Delivery
Principal Payment Dates:	July 15, 2016 and each July 15 thereafter until maturity
Interest Payment Dates:	Semiannually on each January 15 and July 15 until maturity, commencing January 15, 2016
Place of Payment:	Cede & Co., New York, New York

Section 8. The Bonds shall be substantially in the form set forth in Exhibit A attached hereto with such additions, deletions and omissions as may be necessary for the Township to market the Bonds in accordance with the requirements of DTC, upon advice of Bond Counsel (as hereinafter defined).

Section 9. The Bonds shall be sold upon receipt of electronic proposals on Tuesday, July 22, 2015 at 11:00 a.m. by the Mayor, Manager or Chief Financial Officer of the Township via Grant Street Group's MuniAuction website ("MuniAuction") in accordance with the Notice of Sale authorized herein. The use of the services provided by MuniAuction and the fees associated therewith are hereby approved. Archer & Greiner P.C. ("Bond Counsel"), on behalf of the Township Clerk, is hereby authorized and directed, to arrange for (i) the publication of a summary of such Notice of Sale to be published not less than seven (7) days prior to the date of sale in The Bond Buyer, a financial newspaper published and circulating in the City of New York, New York, (ii) the publication of the full text of such Notice of Sale in the Press of Atlantic City and/or the Cape May Star and Wave, such Notice of Sale to be published not less than seven (7) days prior to the date of sale, and (iii) the posting of the full text of the Notice of Sale on the website provided by or for MuniAuction, and any of the aforesaid actions of Bond Counsel undertaken heretofore are hereby ratified and confirmed.

Pursuant to N.J.S.A. 40A:2-34, the Township hereby designates the Mayor, Manager or Chief Financial Officer of the Township as the financial officer authorized to sell and to award the Bonds in accordance with the Notice of Sale authorized herein, and such financial officer shall report in writing the results of the sale to the Township Council at its regularly scheduled meeting thereafter. The Mayor, Manager or Chief Financial Officer is hereby further authorized and directed to do and accomplish all matters and things necessary or desirable to effectuate the offering and sale of the Bonds.

Section 10. The Notice of Sale shall be substantially in the form set forth in Exhibit B attached hereto with such additions, deletions and omissions as may be necessary for the Mayor, Manager or Chief Financial Officer to market the Bonds, upon advice of Bond Counsel to the Township.

Section 11. The Bonds shall have affixed thereto a copy of the written opinion with respect to such Bonds that is to be rendered by Bond Counsel. The Clerk of the Township is hereby authorized and directed to file a signed duplicate of such written opinion in the office of the Clerk of the Township.

Section 12. Bond Counsel is hereby authorized and directed, as applicable, to arrange for the printing of the Bonds and for the printing and electronic posting of the Preliminary Official Statement (as hereinafter defined) and the Official Statement (as hereinafter defined), and any and all fees associated therewith, and any such actions undertaken heretofore are hereby ratified and confirmed. The Preliminary Official Statement and the Official Statement are hereby authorized to be prepared by Bond Counsel, Ford-Scott Associates, L.L.C., Ocean City, New Jersey, auditor to the Township (the "Auditor") and other Township officials and professionals, and any such actions undertaken heretofore are hereby ratified and confirmed. Bond Counsel is also authorized and directed to arrange for the distribution of the Preliminary Official Statement on behalf of the Township to those financial institutions that customarily submit bids for such Bonds, and any such actions undertaken heretofore are hereby ratified and confirmed. The Mayor and the Chief Financial Officer are each authorized and directed to execute and deliver any certificates necessary in connection with the distribution of the Preliminary Official Statement and the Official Statement. Bond Counsel and the Auditor are further authorized and directed to obtain ratings on the Bonds and to prepare and submit financial and other information on the Township to each rating agency and the preparation and submission of any such application is hereby ratified and confirmed.

Section 13. The Township hereby covenants that it will comply with any conditions subsequently imposed by the Internal Revenue Code of 1986, as amended (the "Code"), to preserve the exemption from taxation of interest on the Bonds, including the requirement to rebate all net investment earnings on the gross proceeds above the yield on the Bonds, if necessary.

Section 14. The Township is hereby authorized to make representations and warranties, to enter into agreements and to make all arrangements with DTC, as may be necessary to provide that the Bonds will be eligible for deposit with DTC and to satisfy any obligation undertaken in connection therewith.

Section 15. In the event DTC may determine to discontinue providing its services with respect to the Bonds or is removed by the Township and if no successor Securities Depository is appointed, the Bonds which were previously issued in book-entry form shall be converted to Registered Bonds (the "Registered Bonds") in denominations of \$5,000 or any integral multiple thereof. The beneficial owner under the book-entry system, upon registration of the Bonds held in the beneficial owner's name, will become the registered owner of the respective Registered Bonds. The Township shall be obligated to provide for the execution and delivery of the respective Registered Bonds in certified form.

Section 16. The Chief Financial Officer or Manager are each hereby authorized and directed to "deem final" the Official Statement (the "Official Statement") prepared with respect to the issuance of the Bonds and pursuant to the provisions of the Rule (as hereinafter defined) and to execute a certificate regarding same, and any such actions undertaken heretofore are hereby ratified and confirmed. The Chief Financial Officer or Manager are each hereby authorized and directed to authorize and approve the use and distribution of the Official Statement in preliminary form (the "Preliminary Official Statement") in connection with the offering and sale of the Bonds, and any such actions undertaken heretofore are hereby ratified and confirmed. Upon the sale of the Bonds, the Preliminary Official Statement shall be modified, in consultation with Bond Counsel, to reflect the effect of the sale of the Bonds and said modified Preliminary Official Statement shall constitute the final Official Statement (the "Final Official Statement"). The Chief Financial Officer

or Manager are each hereby authorized and directed to execute and deliver the Final Official Statement to the purchaser of the Bonds in accordance with the provisions of the Rule, for its use in the sale, resale and distribution of the Bonds, where and if applicable.

Section 17. The final Official Statement to be dated on or about July 22, 2015 (the "Final Official Statement"), prepared with respect to the issuance of the Bonds, is hereby authorized to be executed on behalf of the Township by the Chief Financial Officer or Manager of the Township, and delivered to the purchaser of the Bonds or for its in connection with the sale, resale and distribution of the Bonds, where and if applicable. The Mayor, Manager or Chief Financial Officer of the Township are each hereby further authorized and directed to deliver any certificates necessary in connection with the distribution of the Official Statement.

Section 18. The Township hereby covenants and agrees that it will comply with and carry out all of the provisions of the respective Continuing Disclosure Certificate (the "Certificate") which will set forth the obligation of the Township to file, as applicable, budgetary, financial and operating data on an annual basis and notices of certain enumerated events deemed material in accordance with the provisions of Rule 15c2-12, as amended and supplemented (the "Rule"), promulgated by the Securities and Exchange Commission pursuant to the Securities Exchange Act of 1934, as amended and supplemented. The Mayor, Manager or Chief Financial Officer of the Township are each hereby authorized and directed to execute and deliver the Certificate to the purchaser of the Bonds, evidencing the Township's undertaking with respect to the Rule. Notwithstanding the foregoing, failure of the Township to comply with the Certificate shall not be considered a default on the Bonds, as applicable; however, any Bondholder may take such actions as may be necessary and appropriate, including seeking mandamus or specific performance, to cause the Township to comply with its obligations hereunder and thereunder.

Section 19. The Mayor, Manager or Chief Financial Officer of the Township are each hereby authorized and directed to sell the aforesaid Bonds and to determine all matters in connection with the Bonds (including adjusting the maturity schedule or any other matters set forth in this resolution that are deemed necessary and advisable to change by the Mayor, Manager or Chief Financial Officer of the Township prior to the sale or closing of the Bonds, all in consultation with Bond Counsel and the Auditor), and the manual or facsimile signature of the Mayor, Manager or Chief Financial Officer of the Township upon any documents shall be conclusive as to all such determinations. The Mayor, Manager, Chief Financial Officer, Clerk of the Township and any other Township Official or professional, including but not limited to Bond Counsel, the Auditor, the Township Engineer and the Township Attorney (collectively, the "Township Officials"), are each hereby authorized and directed to execute and deliver such documents as are necessary to consummate the sale and closing of the Bonds, and to take such actions or refrain from such actions as are necessary for the issuance of the Bonds and all such actions or inactions taken by the aforesaid Township Officials heretofore are hereby ratified and confirmed.

Section 20. The Bonds will be designated as "qualified tax-exempt obligations" for purposes of section 265(b)(3)(B)(ii) of the Code.

Section 21. This resolution shall take effect immediately.

I hereby certify the foregoing to be the original resolution adopted by Township Council at a meeting held on July 6, 2015.

Julie A Picard, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD						
PERRY						
SIMONSEN						
CLARK						
BECK						

CERTIFICATION

I, JULIE A PICARD, Clerk of the Township of Lower, in the County of Cape May, State of New Jersey (the "Township"), DO HEREBY CERTIFY that the annexed resolution entitled, "RESOLUTION PROVIDING FOR THE COMBINATION OF CERTAIN ISSUES AND DETERMINING THE FORM AND OTHER DETAILS OF THE OFFERING OF \$9,900,000 GENERAL OBLIGATION BONDS, SERIES 2015 OF THE TOWNSHIP OF LOWER, IN THE COUNTY OF CAPE MAY, STATE OF NEW JERSEY AND PROVIDING FOR THE SALE OF SUCH BONDS" is a copy of a resolution which was duly adopted by the Township Council at a meeting of the Township Council duly called and held on July 6, 2015 in full compliance with the Open Public Meetings Act, N.J.S.A. 10:4-6 et seq., at which meeting a quorum was present and acting throughout and which resolution has been compared by me with the original thereof as contained in the minutes as officially recorded in my office in the Minute Book of such governing body and is a true, complete and correct copy thereof and of the whole of the original minutes so far as they relate to the subject matters referred to within and aforesaid resolution has not been repealed, amended or rescinded but remains in full force and effect on and as of the date hereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Township as of this ____ day of _____, 2015.

(SEAL)

JULIE A PICARD,
Township Clerk

EXHIBIT A

UNITED STATES OF AMERICA
STATE OF NEW JERSEY
COUNTY OF CAPE MAY
TOWNSHIP OF LOWER

GENERAL OBLIGATION BOND, SERIES 2015

NUMBER GO- _____

<u>DATE OF ORIGINAL ISSUE</u>	<u>MATURITY DATE</u>	<u>RATE OF INTEREST PER ANNUM</u>	<u>CUSIP NUMBER</u>
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August 5, 2015	July 15, _____	_____ %	
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REGISTERED OWNER: Cede & Co.

PRINCIPAL SUM: _____ Dollars
(\$ _____)

The TOWNSHIP OF LOWER, a body politic and corporate of the State of New Jersey (the "Township"), hereby acknowledges itself indebted and for value received promises to pay to CEDE & CO., as nominee of The Depository Trust Company ("DTC"), New York, New York, which will act as Securities Depository (the "Securities Depository"), on the Maturity Date specified above, the Principal Sum specified above, and to pay interest on such sum from the Date of Original Issue of this Bond at the Rate of Interest Per Annum specified above semiannually on the fifteenth day of January and July (each an "Interest Payment Date") in each year until maturity, commencing January 15, 2016. Principal of and interest on this Bond will be paid to the Securities Depository by the Township, or a duly designated paying agent, and will be credited to the participants of DTC as listed on the records of DTC as of the first day of January and July preceding each Interest Payment Date (the "Record Dates" for such payments).

This Bond is not transferable as to principal or interest except to an authorized nominee of DTC. DTC shall be responsible for maintaining the book-entry system for recording the interests of its participants or the transfers of the interests among its participants. The participants are responsible for maintaining records regarding the beneficial ownership interests in the Bonds on behalf of individual purchasers.

The Bonds are not subject to redemption prior to their stated maturities.

This Bond is one of an authorized issue of Bonds issued pursuant to the provisions of the Local Bond Law (N.J.S.A. 40A:2-1 et seq.), as amended and supplemented, a resolution duly adopted by the Township Council of the Township of Lower on July 6, 2015, entitled, "RESOLUTION PROVIDING FOR THE COMBINATION OF CERTAIN ISSUES AND DETERMINING THE FORM AND OTHER DETAILS OF THE OFFERING OF \$9,900,000 GENERAL OBLIGATION BONDS, SERIES 2015 OF THE TOWNSHIP OF

LOWER, IN THE COUNTY OF CAPE MAY, STATE OF NEW JERSEY AND PROVIDING FOR THE SALE OF SUCH BONDS", and the various bond ordinances referred to therein, all such ordinances being published as required by law.

The full faith and credit of the Township are hereby irrevocably pledged for the punctual payment of the principal of and the interest on this Bond according to its terms.

It is hereby certified and recited that all conditions, acts and things required by the Constitution or the statutes of the State of New Jersey to exist, to have happened or to have been performed precedent to or in the issuance of this Bond exist, have happened and have been performed and that the issue of Bonds of which this is one, together with all other indebtedness of the Township, is within every debt and other limit prescribed by such Constitution or statutes.

IN WITNESS WHEREOF, the Township of Lower, in the County of Cape May, State of New Jersey has caused this Bond to be executed in its name by the manual or facsimile signatures of its Mayor or Acting Mayor and its Chief Financial Officer, its corporate seal to be hereunto imprinted or affixed, this Bond and the seal to be attested to by the manual signature of its Clerk, and this Bond to be dated the Date of Original Issue as specified above.

ATTEST:

TOWNSHIP OF LOWER

By: _____
JULIE PICARD,
Township Clerk

By: _____
MICHAEL BECK,
Mayor

By: _____
LAUREN READ,
Chief Financial Officer

EXHIBIT B

**TOWNSHIP OF LOWER
IN THE COUNTY OF CAPE MAY, STATE OF NEW JERSEY
NOTICE OF SALE**

**\$9,900,000 GENERAL OBLIGATION BONDS, SERIES 2015
(BANK QUALIFIED) (BOOK-ENTRY ONLY) (NON-CALLABLE)**

SUMMARY

ISSUER: Township of Lower, in the County of Cape May, State of New Jersey (the "Township")

PAR AMOUNT: \$9,900,000 General Obligation Bonds, Series 2015 (the "Bonds")

SECURITY: General Obligations of the Township as to all Bonds

TAX EXEMPT: Yes

RATING: Standard & Poor's – Expected

INSURANCE: The Winning Bidder of the Bonds may, at its sole option and expense, purchase a policy of municipal bond insurance

TYPE OF SALE: Electronic Auction with Two Minute Rule (See Bidding Details Item (8) herein)

AUCTION AGENT: MuniAuction

BID/AWARD DATE: July 22, 2015 at 11:00 a.m. to 11:15 a.m. with the Two Minute Rule applicable. Award by 2:00 p.m.

DATED DATE: Date of Delivery

DELIVERY DATE: On or about August 5, 2015

INTEREST PAYMENT DATES: January 15 and July 15, commencing January 15, 2016

CALL DATE: None – Non-Callable

MINIMUM BID: \$9,900,000 (Par); the Bonds will be sold on the basis of the maturity schedule set forth herein

BID SECURITY: Good Faith Check or Wire Transfer in the amount of \$198,000 received by the Township prior to bidding as provided in this Notice

BASIS OF AWARD: True Interest Cost

OFFERING STATEMENT: Preliminary Official Statement available at www.GrantStreet.com.

NOTICE

NOTICE IS HEREBY GIVEN that bids will be received by the Township of Lower, County of Cape May, State of New Jersey (the "Township") for the purchase of the Township's \$9,900,000 aggregate principal amount of General Obligation Bonds, Series 2015 (the "General Obligation Bonds" or the "Bonds"). **All Bids (as defined below) must be submitted in their entirety on Grant Street Group's MuniAuction website ("MuniAuction") prior to 11:15 a.m., prevailing New Jersey time, on July 22, 2015, unless otherwise extended by the two-minute rule described herein (see "Bidding Details"). The auction will begin at 11:00 a.m., prevailing New Jersey time, on July 22, 2015 (the "Bid Date"). To bid via MuniAuction, Bidders (as defined below) must have: (1) completed the registration form on either the MuniAuction or Grant Street Group website (parent of MuniAuction, herein referred to as "Grant Street"), (2) requested and received admission to the Township's auction, as described herein (see "Registration and Admission to Bid") and (3) submitted a good faith check or wire transfer payable to the Township in the amount of \$198,000 prior to the Bid Date (see "Bidding Details" below). The use of MuniAuction shall be at the Bidder's risk and expense, and the Township shall have no liability with respect thereto.**

Preliminary and Final Official Statement

The Township's Preliminary Official Statement (the "POS" or "Preliminary Official Statement") is available for viewing in electronic format on MuniAuction. The MuniAuction address is www.GrantStreet.com. In addition, broker dealers registered with the National Association of Securities Dealers (the "NASD") and dealer banks with The Depository Trust Company, New York, New York ("DTC") clearing arrangements may either: (a) print out a copy of the POS on their own printer, or (b) at any time prior to July 22, 2015, elect to receive a copy of the POS in the mail by requesting it on MuniAuction or by contacting the Township's bond counsel, Archer & Greiner P.C., 10 Highway 35, Red Bank, New Jersey 07701. Calls should be directed to John M. Cantalupo, Esq. at 732.268.8009 and emails should be directed to jcantalupo@archerlaw.com. In order to print a copy or request a photocopy of the POS from MuniAuction, click the "View POS" button on the MuniAuction Selections Page and follow the instructions. All Bidders must review the POS and certify that they have done so prior to participating in the bidding.

The POS is deemed by the Township to be final as of its date, for purposes of Rule 15c2-12 (the "Rule") promulgated by the Securities and Exchange Commission pursuant to the Securities Exchange Act of 1934, as amended and supplemented, except for the omission of information concerning the offering price(s), interest rate(s), selling compensation, aggregate principal amount of the Bonds and any other terms or provisions to be determined from the successful Bid(s) or depending on such matters, and the identity of the underwriter(s). The POS is, however, subject to such further revisions, amendments and completion in a Final Official Statement (the "Official Statement"), as may be necessary.

The Township at its expense, will make available to the Winning Bidder (as defined herein) a reasonable number of Official Statements within seven (7) business days following the date of acceptance of the Bid.

Types of Bids Allowed

Subject to the Bid requirements described below, Bids for the Bonds must be submitted on an "All-or-None" ("AON") basis for the entire amount of \$9,900,000. First, a Bidder must submit a conforming Bid for the entire issue, and if such Bid is accepted by the Township, the Bidder will be required to purchase the entire issue in accordance with such Bid.

Insurance

If the Bonds qualify for the issuance of any policy of municipal bond insurance, the Bidder of the Bonds may, at its sole option and expense, purchase such insurance. The insurance premium, if any, will be paid by the Bidder. Any failure of the Bonds to be so insured shall not in any way relieve the Winning Bidder of its contractual obligations arising from the acceptance of its proposal for the purchase of the Bonds.

Interest Payment Dates; Description of the Bonds

The Bonds will be dated their date of delivery and will bear interest from such date payable semiannually on each January 15 and July 15 (each an "Interest Payment Date"), commencing January 15, 2016, in each year until maturity, by payment of money to DTC or its authorized nominee. DTC will credit payments of principal of and interest on the Bonds to the Participants of DTC as listed on the records of DTC as of each January 1 and July 1 preceding each Interest Payment Date for the Bonds (the "Record Dates").

Principal Amortization

The Bonds will consist of one series of serial bonds maturing on July 15 in each year, commencing July 15, 2016, as indicated in the maturity schedule set forth below, subject to the applicable limitations set forth herein under "Term Bond Option".

\$9,900,000 General Obligation Bonds, Series 2015

<u>Year</u>	<u>Principal Amount</u>	<u>Year</u>	<u>Principal Amount</u>
2016	\$ 680,000	2021	\$1,000,000
2017	700,000	2022	1,000,000
2018	800,000	2023	1,140,000
2019	900,000	2024	1,320,000
2020	1,000,000	2025	1,360,000

Book-Entry Only

The Bonds will be issued in book-entry only form, and each certificate will be registered in the name of Cede & Co., as nominee of DTC, which will act as securities depository for the Bonds. The Bonds will be issued in the form of one certificate for the aggregate principal amount of the Bonds maturing in each year and will be payable as to both principal and interest in lawful money of the United States of America. The certificates will be on deposit with DTC. DTC will be responsible for maintaining a book-entry system for recording the interests of its Participants or the transfers of the interests among its Participants. The Participants will be responsible for maintaining records regarding the beneficial ownership interests in the Bonds on behalf of the individual purchasers. The Winning Bidder will not receive certificates representing its interests in the Bonds. Individual purchases may be made in the principal amount of \$5,000 or any integral multiple thereof, through book entries made on the books and records of DTC and its participants. Payments of principal, interest and redemption premium, if any, will be made by the Township or a designated paying agent to DTC for subsequent disbursement to Participants to then be remitted to the Beneficial Owners of the Bonds. It shall be the obligation of the Winning Bidder to furnish to DTC an underwriter's questionnaire and the denominations of the Bonds not less than seventy-two (72) hours prior to the delivery of the Bonds.

Redemption Provisions

The Bonds are not subject to redemption prior to their stated maturities.

Term Bond Option

Bidders may elect to structure the issue to include term bonds (the "Term Bond Option"), which term bonds, if selected by the Bidder, will be subject to mandatory redemption prior to maturity, in the years and amounts shown above as serial maturities, upon payment of one hundred percent (100%) of the principal amount of the Bonds to be redeemed, together with accrued interest to the date fixed for such mandatory redemption of such amounts. Bidders must designate the Bonds that are to be term bonds at the time of their bid. If the Bonds are awarded and no term bonds are designated in the Winning Bid (as defined herein), the Bonds will mature serially as shown in the preceding maturity schedule.

Registration and Admission to Bid

To bid by MuniAuction, Bidders must first visit MuniAuction where, if they have never registered with either MuniAuction or Grant Street, they can register and then request admission to bid on the Bonds. Bidders will be notified prior to the scheduled bidding time of their eligibility to bid. Only NASD registered broker-dealers or dealer banks with DTC clearing arrangements will be eligible to bid. Bidders who have previously registered with MuniAuction may call MuniAuction at (412) 391-5555 (ext. 370 Auction Support) for their ID Number or password. Rules governing the sale and

the rules applicable to MuniAuction are available in the full Notice of Sale at www.muniauction.com.

Bidding Details

Bidders should be aware of the following bidding details associated with the sale of the Bonds:

(1) **THE BONDS ARE BEING SOLD ON THE BASIS OF THE MATURITY SCHEDULE SET FORTH ABOVE. ALL BIDDERS SUBMITTING PROPOSALS MUST BID ON ALL OF THE BONDS.**

(2) **BIDDERS MUST SUBMIT EITHER A GOOD FAITH CHECK OR WIRE IN THE AMOUNT OF \$198,000 PAYABLE TO THE TOWNSHIP PRIOR TO THE TIME FOR SUBMISSION OF BIDS AT THE FOLLOWING ADDRESS:**

Lauren Read
Chief Financial Officer
Township of Lower
2600 Bayshore Road
Villas, New Jersey 08251

BIDDERS SUBMITTING GOOD FAITH CHECKS SHOULD ALSO ENCLOSE A RETURN ENVELOPE FOR USE BY THE TOWNSHIP. TO OBTAIN WIRE TRANSFER INSTRUCTIONS PLEASE CONTACT THE TOWNSHIP'S BOND COUNSEL, JOHN M. CANTALUPO, ESQ., ARCHER & GREINER P.C., 10 HIGHWAY 35, RED BANK, NEW JERSEY 07701, OR BY TELEPHONE AT (732) 268-8009 OR BY EMAIL AT JCANTALUPO@ARCHERLAW.COM.

(3) All Bids must be submitted on the MuniAuction website at www.GrantStreet.com. **No telephone, telefax, telegraph or personal delivery Bids will be accepted.**

(4) All Bids for the Bonds must be submitted on an AON basis.

(5) Bidders may bid to purchase Bonds from the Township with a bid premium payable to the Township not to exceed \$750,000. No Bid shall be considered that offers to pay an amount less than the total principal amount of Bonds offered for sale or under which the total loan is made at an interest cost higher than the lowest True Interest Cost to the Township under any legally acceptable Bid.

(6) Bidders must specify a rate of interest for each maturity of the Bonds which rate of interest must be expressed in multiples of one-eighth (1/8) or

one-twentieth (1/20) of one percent (1%). If more than one rate of interest is named, no interest rate named for any maturity may exceed a subsequent interest rate by more than one percent (1%) per annum and not more than one rate of interest may be named for the Bonds of the same maturity. There is no limitation on the number of rates of interest that may be named.

- (7) Bidders are only permitted to submit Bids for the Bonds during the bidding period.
- (8) If any Bid on the auction becomes a leading Bid two (2) minutes, or less, prior to the end of the auction, then the auction will be automatically extended by two (2) minutes from the time such Bid was received by MuniAuction. The auction end time will continue to be extended, indefinitely, until a single leading Bid remains the leading Bid for at least two (2) minutes.
- (9) Bidders may change and submit Bids as many times as they like during the bidding time period; provided however, each and any Bid submitted subsequent to a Bidder's initial Bid must result in a lower True Interest Cost (as defined herein and referred to as "TIC") when compared to the immediately preceding Bid of such Bidder. In the event that the revised Bid does not produce a lower TIC, the prior Bid will remain valid.
- (10) The last Bid submitted by a Bidder before the end of the bidding time period will be compared to all other final Bids submitted by others to determine the Winning Bidder or Bidders.
- (11) During the bidding, no Bidder will see any other Bidder's Bid, but Bidders will be able to see the ranking of their Bid relative to other Bids (i.e., "Leader", "Cover", "3rd", etc.).
- (12) The Winning Bidder shall be obligated to furnish to the Township within forty-eight (48) hours prior to the date of delivery of the Bonds a certificate satisfactory to Bond Counsel to the Township to the effect that: (i) each maturity of the Bonds has been the subject of a bona fide initial offering to the public (excluding bond houses, brokers or similar persons or organizations acting in the capacity of underwriters or wholesalers) at the initial public offering price set forth in such certificate; (ii) ten percent (10%) or more in par amount of the Bonds of each maturity were sold to the public (excluding bond houses, brokers or similar persons or organizations acting in the capacity of underwriters or wholesalers) at the initial public offering price for such maturity set forth in such certificate; and (iii) at the time the Winning Bidder submitted its Bid to the Township, based upon then prevailing market conditions, the Winning Bidder had no reason to believe that any maturity of the Bonds would be sold to the public (excluding bond houses, brokers or similar persons or organizations

acting in the capacity of underwriters or wholesalers) at a price greater than the initial public offering price for that maturity, or that the fair market of any maturity of the Bonds would be in excess of the initial public offering price for that maturity. Such certificate shall state that it is made to the best knowledge, information and belief of the Winning Bidder.

- (13) Additionally, the Winning Bidder shall be obligated to furnish to the Township within forty-eight (48) hours of the Bid Date (i) the public offering prices and reoffering yields for each maturity of the Bonds, and (ii) the arbitrage yield for the Bonds, and provide an initial issue price certificate as of the date of closing with regard to same.

Rules of MuniAuction

The rules of MuniAuction (the "Rules") can be viewed on MuniAuction and are incorporated herein by reference. Bidders must comply with the Rules in addition to the requirements of this Notice of Sale for the Township's Bonds (the "Notice of Sale"). To the extent there is a conflict between the Rules and this Notice of Sale, this Notice of Sale shall control.

Rules

- (1) A Bidder submitting a Winning Bid is irrevocably obligated to purchase the Bonds at the rates and prices of the Winning Bid, if acceptable to the Township, as set forth in this Notice of Sale. **Winning Bids are not officially awarded to the Bidder until formally accepted by the Township.**
- (2) Neither the Township, the Bond Counsel, nor MuniAuction (the "Auction Administrator") are responsible for technical difficulties that result in a loss of the Bidder's internet connection with MuniAuction, slowness in transmission of Bids, or other technical problems.
- (3) If for any reason a Bidder is disconnected from MuniAuction's Auction Page during the auction after having submitted a Winning Bid, such Bid is valid and binding upon the Bidder, unless the Township exercises its right to reject Bids, as set forth herein.
- (4) Bids which generate error messages are not accepted until the error is corrected and the Bid is received prior to the deadline.
- (5) Bidders accept and agree to abide by all terms and conditions specified in this Notice of Sale (including amendments, if any) related to each auction.

- (6) Neither the Township, the Bond Counsel, nor the Auction Administrator is responsible to any Bidder for any defect or inaccuracy in this Notice of Sale, amendments, or the POS as they appear on MuniAuction.
- (7) Only Bidders who requested and received admission to an auction and who have submitted a good faith check or wire transfer as required by the terms of this Notice of Sale may submit Bids. The Bond Counsel and the Auction Administrator reserve the right to deny access to MuniAuction to any Bidder, whether registered or not, at any time and for any reason whatsoever, in their sole and absolute discretion.
- (8) None of the Township, the Bond Counsel or the Auction Administrator is responsible for protecting the confidentiality of a Bidder's MuniAuction password.
- (9) If two (2) Bids are submitted in the auction by the same or two or more different Bidders and result in the same TIC, the first confirmed Bid received by MuniAuction prevails. Any change to a submitted Bid constitutes a new Bid, regardless of whether there is a corresponding change in TIC.
- (10) Bidders must compare their final Bids to those shown on the Observation Pages immediately after the bidding time period ends, and if they disagree with the final results shown on the Observation Pages they must report them to MuniAuction within fifteen (15) minutes after the bidding time period ends. Regardless of the final results reported by MuniAuction, bonds are definitively awarded to Winning Bidders only upon official award by the Township. If, for any reason, the Township fails to: (i) award bonds to the Winning Bidder reported by MuniAuction, or (ii) deliver bonds to the Winning Bidder at settlement, neither the Bond Counsel nor the Auction Administrator will be liable for damages.

Definitions

- "Bid" any confirmed purchase offer received by MuniAuction on or before the auction deadline.
- "Bidder" any firm registered with either MuniAuction or Grant Street and approved for participation in auctions.
- "True Interest Cost" computed by determining the interest rate, compounded semiannually, necessary to discount the debt service payments to the date of the bonds and to the price bid, excluding accrued interest to the delivery date. The True Interest Cost serves as the basis for awarding bonds to Winning Bidders.

“Winning Bid” any purchase offer made by a Bidder by clicking the “Submit Bid” button and received by MuniAuction which, at the end of the bidding time period, results in the lowest TIC which is acceptable to the Township.

Bid Procedure and Basis of Award

Subject to the right reserved by the Township to reject any or all Bids, the Bonds will be sold to the Bidder whose Bid produces the lowest TIC for the Township and otherwise complies with this Notice of Sale.

Bids must remain valid until at least 2:00 p.m., prevailing New Jersey time, on the date of the sale, and if accepted by the Township, prior to such time, shall be irrevocable except as otherwise provided in this Notice of Sale. Upon selection of the Winning Bidder, the Township will execute an award certificate to award the Bonds and will promptly communicate with the Winning Bidder by telephone, e-mail or fax.

Bid Security and Method of Payment for Bonds

A Good Faith Deposit (“Deposit”) in the form of a certified or cashier’s or treasurer’s check or wire transfer in the amount of \$198,000, payable to the order of the Township, is required for each Bid to be considered. Wire instructions may be obtained by contacting the Township’s Bond Counsel, John M. Cantalupo, Esq., Archer & Greiner P.C., 10 Highway 35, Red Bank, New Jersey 07701, or by telephone at (732) 268-8009 or by email at jcantalupo@archerlaw.com, prior to 10:30 A.M., prevailing New Jersey time on the date of Sale, and such wire must be received and confirmed by the Township prior to the time for bids to be submitted. If a check is used, it must be a certified or cashier’s or treasurer’s check and must be provided to the Township prior to the time for Bids to be submitted. Each Bidder accepts responsibility for delivering such check or wire on time and the Township is not responsible for any check or wire that is not received on time. No interest on the Deposit will accrue to the Winning Bidder. The Deposit will be applied to the purchase price of the Bonds. In the event the Winning Bidder fails to honor its accepted Bid or fails (other than for reasons permitted under this Notice) to accept delivery of and pay for the Bonds on the closing date, the Deposit shall be retained by the Township as and for full liquidated damages to secure the Township from any loss resulting from such failure by the Winning Bidder. Award of the Bonds to the Winning Bidder or rejection of all Bids is expected to be made within two hours after opening of the Bids, but such Winning Bidder may not withdraw its proposal until after 2:00 p.m. of the day for receipt of such Bids and then only if such award has not been made prior to the withdrawal. The balance of the purchase price shall be paid in Federal Funds by wire transfer to the Township on or about August 5, 2015.

Right to Reject Bids; Waive Irregularities

The Township reserves the right to reject any and all Bids and to the extent permitted by law to waive any irregularity or informality in any Bid.

Delivery of the Bonds

The Bonds will be delivered on or about August 5, 2015 (UNLESS A NOTICE OF A CHANGE IN THE DELIVERY DATE IS PUBLISHED ON MUNIAUCTION NOT LATER THAN TWO (2) HOURS PRIOR TO ANY ANNOUNCED DATE FOR RECEIPT OF BIDS) in New York, New York at the offices of DTC against payment of the purchase price therefor (less the amount of the good faith deposit). PAYMENT FOR THE BONDS AT THE TIME OF ORIGINAL ISSUANCE AND DELIVERY SHALL BE BY WIRE TRANSFER OF IMMEDIATELY AVAILABLE FUNDS.

There will also be furnished the usual closing papers, including (1) a certificate, in form and tenor satisfactory to Bond Counsel and dated as of the date of such delivery of the Bonds, to the effect that there is no litigation pending or (to the knowledge of the signer or signers thereof) threatened affecting the validity of the Bonds, (2) certificates in form satisfactory to Bond Counsel evidencing the proper execution and delivery of the Bonds, the receipt of payment therefor and compliance with the requirements of the Code necessary to preserve tax exemption, (3) a certificate signed by the Township relating to the Official Statement, and (4) a Continuing Disclosure Certificate evidencing compliance with SEC Rule 15c2-12 and the undertaking of the Township with respect thereto.

CUSIP Identification Numbers

CUSIP Identification Numbers will be applied for with respect to the Bonds. Obtaining such CUSIP Identification Numbers and the CUSIP Service Bureau charge for the assignment of the numbers shall be the responsibility of and shall be paid for by the Winning Bidder of the Bonds. The Township will assume no obligation for the assignment or printing of such numbers on the Bonds or for the correctness of such numbers, and neither the failure to print such numbers on any Bond nor any error with respect thereto shall constitute cause for a failure or refusal by the Winning Bidder thereof to accept delivery of and make payment for the Bonds.

Legal Opinion

The approving opinion of Archer & Greiner P.C., Red Bank, New Jersey, Bond Counsel to the Township, will be furnished without cost to the Winning Bidder, such opinion to be substantially in the form set forth in the Official Statement distributed in preliminary form in connection with the sale of the Bonds, to the effect that the Bonds are valid and legally binding obligations of the Township, unless paid from other sources, that all the taxable property therein will be subject to the levy of *ad valorem* taxes to pay the Bonds and the interest thereon without limitation as to rate or amount and that interest on the Bonds is not includable as gross income under current law if the Township complies

with all conditions subsequent contained in the Code, except to the extent that interest on the Bonds held by a corporate taxpayer is included in the income computation for calculation of the corporate alternative minimum tax, and that interest on the Bonds and any gain on the sale thereof is not includable as gross income under the existing New Jersey Gross Income Tax Act.

Postponement

The Township reserves the right to postpone, from time to time, the date and time established for receipt of Bids. **ANY SUCH POSTPONEMENT WILL BE PUBLISHED ON MUNIAUCTION, BEFORE 11:00 A.M. ON THE DAY OF THE SALE.** If any date fixed for the receipt of Bids and the sale of the Bonds is postponed, an alternative sale date will be announced via MuniAuction at least forty-eight (48) hours prior to such alternative sale date. On any such alternative sale date, any Bidder may submit a Bid for the purchase of the Bonds in conformity in all respects with the provisions of this Notice of Sale, except for the date of sale and except for the changes announced on MuniAuction at the time the sale date and time are announced.

Termination

The Winning Bidder at its option may refuse to accept the Bonds if prior to their delivery any change in any income tax law of the United States of America, shall provide that the interest thereon is includable or shall be includable in gross income at a future date for Federal income tax purposes. In such case, the deposit made by such Winning Bidder shall be returned and such bidder will be relieved of its contractual obligations arising from the acceptance of its Winning Bid.

Clarification of Notice of Sale Terms

The Township may, in its sole discretion and prior to the electronic receipt of proposals, clarify any term hereof, including, without limitation, its decision to discontinue use of electronic bidding via MuniAuction, by publishing the clarification on MuniAuction, or any other available means, no later than 3:00 p.m., prevailing New Jersey time, on the last business day prior to the Bid Date.

Bank Qualification

The Bonds will be designated "qualified tax-exempt obligations" of the Township for the purposes of section 265(b)(3)(B)(ii) of the Code and the Township will represent that it reasonably expects that neither it nor its subordinate entities will issue in the aggregate more than \$10,000,000 of tax-exempt obligations, other than obligations described in section 265(b)(3)(C)(ii) of the Code, in the current calendar year (2015).

Maturity Schedule Adjustment By The Township

The Chief Financial Officer of the Township may, up to 24 hours prior to the date of advertised sale of and within 4 hours after the award of the Bonds, adjust the maturity schedule of the Bonds in increments of \$5,000, provided, however, that after the award of the Bonds (i) no maturity schedule adjustment shall exceed 10% upward or downward of the principal for any maturity as specified herein (or as adjusted prior to the date of advertised sale) and (ii) the aggregate adjustment to the maturity schedule shall not exceed 10% upward or downward of the aggregate principal amount of bonds as specified herein (or as adjusted prior to the date of advertised sale) and as adjusted will not exceed the amount authorized by the ordinance(s) authorizing the issuance of the Bonds. NOTICE OF ANY ADJUSTMENT TO THE MATURITY SCHEDULE OF THE BONDS PRIOR TO THE DATE OF THE ADVERTISED SALE SHALL BE GIVEN BY CAUSING A NOTICE THEREOF TO BE PUBLISHED VIA TM3. The dollar amount bid by the successful bidder shall be adjusted to reflect any adjustments in the aggregate principal amount of bonds to be issued. The adjusted bid price will reflect changes in the dollar amount of the underwriter's discount and the original issue premium or discount, but will not change the per bond underwriter's discount as calculated from the bid and the Initial Public Offering Prices required to be delivered to the Township as stated herein. The Township shall notify the successful bidder of the final maturity schedule and the resulting adjusted purchase price no later than 5:00 p.m., New Jersey time, on the day of the sale and award of the Bonds. The interest rate or rates specified by the successful bidder for each maturity will not be altered.

Successful Bidder ELEC Filing

The successful bidder is advised of its responsibility to file an annual disclosure statement on political contributions with the New Jersey Election Law Enforcement Commission ("ELEC") pursuant to N.J.S.A. 19:44A-20.13 (P.L. 2005, c.271, s.3) if the successful bidder enters into agreements or contracts, such as its agreement to purchase the Bonds, with a public entity, such as the Township and receives compensation or fees in excess of \$50,000 in the aggregate from public entities, such as the Township, in a calendar year. It is the successful bidder's responsibility to determine if filing is necessary. Failure to do so can result in the imposition of financial penalties by ELEC. Additional information about this requirement is available from ELEC at 888-313-3532 or at www.elec.state.nj.us.

Additional Information

For further information relating to the Bonds, reference is made to the POS prepared for and authorized by the Township. This Notice of Sale and the POS may be viewed on MuniAuction. However, the Township makes no assurance or representation with respect to the form of this Notice of Sale and the POS on MuniAuction, and no investment decision should be made in reliance thereon. Printed copies of the POS and this Notice of Sale may be obtained from the Bond Counsel at the address and phone number stated below. Additional information relating to the auction or a private bidding

tutorial may be obtained by calling the Auction Administrator at (412) 391-5555 (ext. 370 Auction Support). Additional information relating to the financing of the Township can be obtained by contacting Lauren Read, Chief Financial Officer, 2600 Bayshore Road, Villas, New Jersey 08251, or by telephone at (609) 886-2005 or by email at lread@townshipoflower.org; or John M. Cantalupo, Esq., Archer & Greiner P.C., 10 Highway 35, Red Bank, New Jersey 07701, or by telephone at (732) 268-8009 or by email at jcantalupo@archerlaw.com.

/s/ Lauren Read
Lauren Read
Chief Financial Officer
Township of Lower
County of Cape May
State of New Jersey

Dated: July 13, 2015

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

RESOLUTION #2015-209

TITLE: APPOINTMENT OF FORD SCOTT AND ASSOCIATES AS A PROFESSIONAL SERVICE CONTRACT IN CONNECTION WITH THE 2015 BOND SALE

WHEREAS, the Township of Lower ("Township") Via Resolution #2015-08 has appointed Ford Scott and Associates as the Township's Auditor as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, the Township now has the need for a professional services contract with the auditor in connection with the 2015 Bond Sale, and Ford Scott and Associates, LLC has submitted a proposal indicating that they will provide the goods or services described above for a price not to exceed \$ 6,000.00; and

WHEREAS, the term of this contract is *until completion of the 2015 Bond Sale*; and the CFO has determined sufficient funds will be available in the current budget as follows:

Appropriation # C-04-55-395-910 - Section 20 Costs

Signature _____

WHEREAS, Ford Scott and Associates, LLC has completed and submitted a Business Entity Disclosure Certification which certifies that Ford Scott and Associates, LLC has not made any reportable contributions to a political or candidate committee in the Township of Lower in the previous one year, and that the contract will prohibit Ford Scott and Associates, LLC from making any reportable contributions through the term of the contract.

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Lower hereby approves a contract with Ford Scott and Associates, LLC for the goods and services herein described and that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution and that a notice of Award of Professional Contract for the above appointment shall be published in the Township's Official paper

I hereby certify the foregoing to be the original resolution adopted by the Township Council at a meeting held on July 6, 2015.

Julie A. Picard, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD						
PERRY						
SIMONSEN						
CLARK						
BECK						

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

RESOLUTION #2015-210

Title: SUBMISSION OF A SMALL CITIES HOUSING REHABILITATION APPLICATION, \$200,000

WHEREAS, the Township of Lower desires to apply for and obtain a grant from the New Jersey Department of Community Affairs for approximately \$200,000 to carry out a project for the purpose of subsidizing the rehabilitation of homes owned and occupied by low and moderate income homeowners in Lower Township; a

NOW THEREFORE, BE IT RESOLVED:

- 1) that the Mayor and Township Council does hereby authorize the application for such a grant; and,
- 2) recognizes and accepts that the Department may offer a lesser or greater amount and therefore, upon receipt of the grant agreement from the New Jersey Department of Community Affairs, does further authorize the execution of the agreement; and also, upon receipt of the fully executed agreement form the Department, does further authorize the expenditure of funds pursuant to the terms of said agreement between the Township of Lower and the New Jersey Department of Community Affairs.

BE IT FURTHER RESOLVED, that the persons whose names, titles, and signatures appear below are authorized to sign the application, and they or their successors in said titles are authorized to sign the agreement and any other documents necessary in connection therewith:

(signature)
Michael E. Beck
Mayor

(signature)
James Ridgway
Township Manager

I hereby certify the foregoing to be the original resolution adopted by the Township Council at a meeting held on July 6, 2015.

Julie A Picard, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD						
PERRY						
SIMONSEN						
CLARK						
BECK						

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

RESOLUTION #2015-211

Title: PUBLIC FACILITIES GRANT APPLICATION FOR \$400,000, ROSEANN AVENUE IMPROVEMENTS

WHEREAS, the Township of Lower desires to apply for and obtain a grant from the New Jersey Department of Community Affairs Small Cities CDGB Public Facilities Program for approximately \$400,000, for Roseann Avenue improvements.

NOW, THEREFORE, BE IT THEREFORE RESOLVED, that the Township of Lower does hereby authorize the application for such a grant; and, upon receipt of the grant agreement from the New Jersey Department of Community Affairs, does further authorize the execution of the agreement; and also, upon receipt of the fully executed agreement form the Department, does further authorize the expenditure of funds pursuant to the terms of said agreement between the Township of Lower and the New Jersey Department of Community Affairs.

BE IT FURTHER RESOLVED, that the persons whose names, titles, and signatures appear below are authorized to sign the application, the agreement, and any other documents in connection therewith:

(signature)
Michael E. Beck
Mayor

(signature)
James Ridgway
Township Manager

I hereby certify the foregoing to be the original resolution adopted by the Township Council at a meeting held on July 6, 2015.

Julie A Picard, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD						
PERRY						
SIMONSEN						
CLARK						
BECK						

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

RESOLUTION # 2015-212

TITLE: APPROVAL OF CHANGE ORDER #1 FOR TRU GREEN TO ESTABLISH GRASS AT THE MILLMAN CENTER PROPERTY AND ADDITIONAL VEGETATION CONTROL SERVICES

WHEREAS, Tru Green was originally awarded a contract in the amount of \$14,096.00 on March 21, 2015 Resolution #2015-81; for the years 2015 & 2016, including a third year 2017 Option; and

WHEREAS, Change Order #1 will establish grass at the Millman Center, 209 Bayshore Road, Villas NJ property which will result in an increase of \$905.00; and

WHEREAS, the Township is in need of occasional Vegetation Control for the Playground areas at \$150.00 per site, a total of 3 locations at and increase of \$450.00; and

WHEREAS, the CFO has determined sufficient funds are available in the budget as follows:

CFO Signature: _____ Appropriation # : 5-01-28-370-298

Establish Initial grass application for Millman Center	\$ 905.00
Vegetation Control for Playgrounds (3 sites) (\$150.00 Per Site)	\$ 450.00
TOTAL CHANGE	\$ <u>1,355.00</u>

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Lower, County of Cape May, State of New Jersey that the Change Order #1 for Tru Green Chemlawn is hereby approved to increase the contract total to \$15,451.00.

I hereby certify the foregoing Resolution was adopted by the Township Council at a meeting held on July 6, 2015.

Julie A. Picard, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD						
PERRY						
SIMONSEN						
CLARK						
BECK						



**COMMERCIAL SERVICE
AGREEMENT**

**P.O. BOX 155
1250 IMPERIAL WAY
THOROFARE NJ 08086
(856) 848-1589 EXT. 2 FAX: (856) 848-2796**

PROPERTY NAME: Township of Lower/ Millman Center
ADDRESS: 209 Bayshore Rd
CITY/STATE: Villas, NJ 08251
CONTACT NAME/PHONE NUMBER:

BILL TO NAME: Township of Lower
ADDRESS:
CITY/STATE:
CONTACT NAME:
EMAIL:

LAWN CARE SERVICES

TREE AND SHRUB CARE SERVICES

TREATMENT	DESCRIPTION/AS NEEDED	COST
LATE AUG	Vegetation Control Herbicide - Total Kill Appl	\$100.00
EARLY SEPT	FERTILIZRR Core Aeration & Slice Seed Turf Type Tall Fescue Falcon IV 10-12 LBS@ 1000	\$640.00
OCT	FERTILIZRR WEED CONTROL SEEDING FOLLOW UP IF NEEDED	\$75.00
NOV	LIME PELLETTIZED LIMESTONE WITH MAGNESIUM 205s @ 1000	\$90.00
ANNUAL LAWN CARE COST:		\$905.00

TREATMENT	DESCRIPTION/AS NEEDED	COST
ANNUAL TREE/SHRUB CARE COST:		\$0.00

BENEFICIAL SERVICES

BENEFICIAL SERVICES

ANNUAL BENEFICIAL & LAWN CARE COST:		\$905.00
TOTAL SALES TAX:		
TOTAL ANNUAL LAWN CARE SERVICE COST:		\$905.00

ANNUAL BENEFICIAL & TREE/SHRUB SERVICE COST:		\$0.00
TOTAL SALES TAX:		0.00
TOTAL ANNUAL TREE/SHRUB SERVICE COST:		\$0.00

COMMENTS:
lawn apps for entire front & left side see map

COMMENTS:
Geese control entire lawn area 79,404 sqft



COMMERCIAL SERVICE AGREEMENT

200 IVYLAND RD
 WARMINSTER, PA 18974
 (215) 441-0775 EXT. 2 FAX: (215) 773-8245

PROPERTY NAME: **Lower Township**

CITY/STATE:

CONTACT NAME/
PHONE NUMBER:

BILL TO NAME:

ADDRESS:

CITY/STATE:

CONTACT NAME:

EMAIL:

LAWN CARE SERVICES

TREE AND SHRUB CARE SERVICES

TREATMENT	DESCRIPTION AS NEEDED	COST
1. EARLY SPRING (MARCH)	X PRE-EMERGENT FOR CRABGRASS CONTROL X FERTILIZER	
2. LATE SPRING (APRIL)	X PRE-EMERGENT FOR CRABGRASS CONTROL X BROADLEAF WEED CONTROL X FERTILIZER	
3. EARLY SUMMER (JUNE)	X FERTILIZATION	
4. LATE SUMMER	X FERTILIZATION	
5. EARLY FALL (OCTOBER)	X FERTILIZER X BROADLEAF WEED CONTROL	
6. LATE FALL (NOVEMBER)	X FERTILIZER	
7. SPECIAL SERVICES	X POTASSIUM- WINTERIZER	
ANNUAL LAWN CARE COST:		\$0.00

TREATMENT	DESCRIPTION AS NEEDED	COST
1. EARLY SPRING	X SUPERIOR HORTICULTURE OIL	
2. LATE SPRING	X ROOT ZONE FERTILIZATION	****
3. EARLY SUMMER	X INSECT CONTROL X DISEASE CONTROL	****
4. LATE SUMMER	X INSECT CONTROL X DISEASE CONTROL	****
5. EARLY FALL	X INSECT CONTROL X DISEASE CONTROL	
6. LATE FALL	X ROOT ZONE FERTILIZATION	****
7. SPECIAL SERVICES	X SUPERIOR HORTICULTURE OIL	****
ANNUAL TREE/SHRUB CARE COST:		\$0.00

BENEFICIAL SERVICES

BENEFICIAL SERVICES

X VEGETATION CONTROL- 3 Playground Locs; <i>Rubber mulch for</i>	
Diamond Beach Playground (Seaview & Rochester)	\$150.00
Municipal Park 2600 Bayshore Playground	\$150.00
Clem Mulligan 201 Carolina Ave Playground	\$150.00
ANNUAL BENEFICIAL & LAWN CARE COST:	\$450.00
TOTAL SALES TAX:	0.00
TOTAL ANNUAL LAWN CARE SERVICE COST:	\$450.00

X WINTER PROTECTION	
X GOOSE CONTROL \$.00 APP. X 4 APPS	
FLIGHT CONTROL	
SNAP-SHOT PRE-EMERGENT	
X BED WEED CONTROL- SPRING	
X BEDWEED CONTROL - SUMMER	
X BEDWEED CONTROL - SUMMER	
X BEDWEED CONTROL - EARLY FALL	
X BED WEED CONTROL	
ANNUAL BENEFICIAL & TREE/SHRUB SERVICE COST:	\$0.00
TOTAL SALES TAX:	0.00
TOTAL ANNUAL TREE/SHRUB SERVICE COST:	\$0.00

COMMENTS:

COMMENTS:

****RECOMMENDED SERVICES

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

RESOLUTION # 2015-213

TITLE: A RESOLUTION AWARDING THE LEASE OF PUBLIC LAND LOCATED AT THE INTERSECTION OF SEAVIEW AND ROCHESTER AVENUES AFTER THE JUNE 25, 2015 OPEN PUBLIC AUCTION

WHEREAS, the Township of Lower deems it to be in the best interests of the Township to offer for lease certain real property located in Diamond Beach at the intersection of Seaview Avenue and Rochester Avenue, Block 703, Lots 1, 2, and a portion of lots 3, 5, and 32, with an approximate lot size of 100 x 150 ft., with a 10 foot buffer for playground safety; and

WHEREAS, pursuant to N.J.S.A. 40A:12-14, the Township of Lower may lease any real property not needed for public use to the highest bidder by open public bidding at auction or by submission of seal bids provided that said method of bidding is advertised in a newspaper circulating within the municipality by two insertions at least once a week during two consecutive weeks; and

WHEREAS, the Township of Lower advertised its intention to lease said property and conduct an open public auction on June 25, 2015 in the Cape May Star and Wave on June 10, 2015 and June 17, 2015; and

WHEREAS, the Township of Lower held said auction on June 25, 2015, and received one bid in the amount of \$8,000 from Achristavest Pier 6600 LLC for the lease of real property located at the intersection of Seaview Avenue and Rochester Avenue, Block 703, Lots 1, 2, and a portion of lots 3, 5, and 32, with an approximate lot size of 100 x 150 ft., with a 10 foot buffer for playground safety.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Lower, as follows:

1. The Township of Lower is hereby awarding the lease of the above referenced property to Achristavest Pier 6600 LLC for a sum of \$8,000 in accordance with the results of the open public auction conducted on June 25, 2015; and
2. The term of the lease shall run from July 1, 2015 through May 1, 2016; and
3. It is understood by the Township of Lower and Achristavest Pier 6600 LLC that the intended use of the leased property will be to park the vehicles of the guests of Hotel Icona; and
4. The rights, responsibilities, requirements, and obligations of Achristavest Pier 6600 LLC and the Township of Lower are governed by the provisions and covenants contained within the Lease Agreement annexed hereto.

I hereby certify the foregoing to be the original resolution adopted by the Township Council at a regular meeting held on July 6, 2015.

Julie A. Picard, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD						
PERRY						
SIMONSEN						
CLARK						
BECK						

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

RESOLUTION #2015-214

TITLE: AUTHORIZING A PROFESSIONAL SERVICE CONTRACT WITH BLAUER ASSOCIATES INC.

WHEREAS, N.J.S.A. 40A:11-3 authorizes the award of any contract without competitive bidding for any purchase, work or service that does not exceed in the fiscal year the total sum of Seventeen Thousand Five Hundred (\$17,500) Dollars; and

WHEREAS, the Township is desirous of entering into a contract with Blauer Associates, Inc. for application and administration, if needed, of a Small Cities CDBG, and

WHEREAS, the contract amount for the grant application for 2015 is One Thousand Five Hundred (\$1500.00) and the amount for the administration, if needed, is Sixteen Thousand Dollars (\$16,000) and funds are available as evidenced by the Chief Financial Officer's Certification & signature as follows:

Budget Account: C-04-55-416-910 - Ord #2015-3

CFO Signature: _____
Lauren Read, CFO

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Clerk are hereby authorized to sign the contract agreement for the year 2015.

I hereby certify the foregoing to be the original resolution adopted by the Township Council at the meeting of July 6, 2015.

Julie A Picard, Twp. Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD						
PERRY						
SIMONSEN						
CLARK						
BECK						



BLAUER ASSOCIATES



P.O. Box 363, Nescopeck, Pa. 18635
Tel: 570.379.2552
mblauer@evenlink.com

June 19, 2015

Ms. Colleen Crippen
Grants Coordinator
Lower Township
2600 Bay Shore Road
Villas, NJ 08251-1399

Re: DCA FY 2016 Project

Dear Colleen;

I am enclosing two copies of my firm's proposal to assist the Township with a Fiscal Year 2016 Small Cities project. The storm drainage project discussed for North Cape May is eligible provided we conduct the necessary income survey.

The fee for application submission will again be \$1,500. Post approval administrative work would again be applicable only if the grant is approved. The contract notes that administrative work is not to exceed \$16,000 charged at the rate of \$125 per hour for professional time.

Contact my office if you have any questions on my contract proposal. If it is satisfactory please return one signed copy.

Sincerely,

Mark Blauer
President

Enclosures

AGREEMENT

BETWEEN

TOWNSHIP OF LOWER, NEW JERSEY

AND

MARK BLAUER, DBA BLAUER ASSOCIATES

This agreement entered into this _____ day of _____ 2015, by and between the Township of Lower, New Jersey, hereinafter called the "Municipality" and Mark Blauer, an individual doing business as Blauer Associates, hereinafter called the "Service Provider".

Whereas, the Municipality desires to engage the Service Provider to assist the Municipality in developing an application for assistance under the Fiscal Year 2016 New Jersey Small Cities Community Development Block Grant (CDBG) program and in administering such project, the following shall apply;

ARTICLE I: SCOPE OF SERVICES

Section A - Activities Prior to Application Submission

The Service Provider will assist the Municipality in conducting an analysis of local needs to determine which of several funds the Municipality should address its application. The analysis will seek to examine the Municipality's relative strengths and weaknesses under the review criteria which have been developed and made public as a document entitled "Final Statement For New Jersey's Administration of the Small Cities Community Development Block Grant Program". Based upon this analysis, the Service Provider will make its recommendations to the Municipality as to the type of application it should submit.

Section B - Application Services

Based upon the results of Section A of Article I above, the Service Provider will prepare the required application for funds from the state's Public Facilities Fund, in cooperation with the appropriate Municipal staff or its assigns, in accordance with the State's Fiscal Year 2016 Application Guide.

Section C - Post Approval Advisory and Monitoring
Administrative Assistance

The Service Provider will perform the following services, contingent only upon the approval of the Small Cities Program application by the Department of Community Affairs.

Item 1 - Environmental Review Record

The Service Provider will conduct an Environmental Assessment process necessary to comply with the National Environmental Policy Act (NEPA).

Such services will include:

- a. Researching local environmental conditions with respect to the CDBG project;
- b. Conducting an Environmental Impact Assessment in accordance with regulations implementing NEPA established by HUD or DCA, as appropriate;
- c. Discussing possible project modifications, where appropriate, with the Municipality so as to minimize potentially adverse environmental impacts;
- d. Making the appropriate level of clearance finding;
- e. Preparing the written Environmental Review Record to document the level of clearance finding;
- f. Where the level of clearance finding does not require an Environmental Impact Statement, the Service Provider may prepare newspaper notices and HUD "Request for Release of Funds and Certification Form" and assist in the publication and distribution of same;
- g. Environmental review services do not include completion of Environmental Impact Statements as may be required by NEPA or by State regulations such as those of CAFRA.

Item 2 - Accounting System

The Service Provider will assist in establishing an accounting system in accordance with Federal and State standards.

Item 3 - Construction Contractor Selection and Labor Standards Compliance (applicable to Public Facilities Fund projects):

The Service Provider will assist the Municipality in the following areas:

- a. Assistance in coordination activity with the local engineer for preparation of bid specifications;

Item 7 - Assistance in Performance Reporting

The Service Provider will assist the Municipality in the research for and preparation of grant performance reports as may be required by the Department of HUD or DCA. These reports will include but are not limited to the following:

- Monthly Fiscal Monitoring Report
- Monthly Program Progress Report
- Monthly Matching Funds Report
- Monthly Contract and Subcontract Activity Report
- Monthly Fiscal Monitoring Report/Payment Voucher

Item 8 - DCA Monitoring Sessions

The Service Provider will assist the Municipality at monitoring visits and attend meetings with DCA staff at Trenton as necessary.

Item 9 - Grant Close-out Procedures

The Service Provider will coordinate the Activity necessary to accomplish the audit upon completion of the project and also prepare the necessary project completion forms.

ARTICLE II: PAYMENT FOR ARTICLE I SERVICES

The Municipality agrees to pay the Service Provider a fee of \$1,500.00 for Article I, Section A and B services. Such fee is due upon execution of this agreement.

Services under Article I, Section C shall be compensated upon the basis of invoices submitted monthly describing the services performed and the hourly rate and number of hours taken to perform the service. Invoices will list an hourly fee of \$125.00 for professional time.

It is understood and agreed that total compensation for Article I, Section C services shall not exceed \$16,000.00 per approved DCA grant project.

ARTICLE III: TERM OF SERVICE

The termination date of this agreement will coincide with the Department of Community Affairs's grant agreement with the Municipality ending date or March 31, 2018, whichever date is later.

ARTICLE IV: TERMINATION OF SERVICE FOR CAUSE

If, through any cause, the Service Provider shall fail to fulfill in a timely and proper manner his obligations under this agreement, or if the Service Provider shall violate any of the covenants, agreements, or stipulations of this agreement the Municipality shall, thereupon, have the right to modify, suspend or terminate this agreement by giving written notice to the Service Provider and specifying the effective date thereof, at least five days before the effective date of such suspension, modification, or termination.

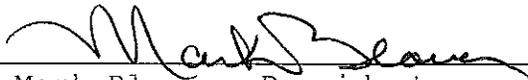
IN WITNESS THEREOF, the parties hereto executed this agreement on the day and year first written above.

TOWNSHIP OF LOWER, NEW JERSEY
MUNICIPALITY

BY: _____
Michael Beck, Mayor

WITNESS:

MARK BLAUER, dba BLAUER ASSOCIATES
SERVICE PROVIDER

BY:  _____
Mark Blauer, President

WITNESS:



Susan Barron

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

RESOLUTION # 2015-215

TITLE: AUTHORIZATION TO AWARD TO ECOVERSE THROUGH THE HOUSTON-GALVESTON AREA COUNCIL (H-GAC BUY) 2016 BACKHUS 21.5 COMPOST WINDROW TURNER

WHEREAS, the Township approved participation in the National Cooperative Contract with Houston-Galveston Area Council (H-GAC) as per Resolution 2015-183;

WHEREAS, the Township's met all the requirements of Local Finance Notice 2012-10 by placing a legal advertisement on June 10, 2015 and with no comments made by the June 23, 2015 deadline, met the national cooperative purchasing agreements under the authority of N.J.S.A 52:34-6.2 ; and

WHEREAS, the Public Works Director has recommended and reviewed the purchase of the 2015 Backhus 21.5 Compost Windrow Turner through the Houston-Galveston Area Council (H-GAC Buy) from Ecoverse, as per H-GAC Contract #SM10-14 Street Maintenance Equipment Award Line Item #41H; and

WHEREAS, the CFO has certified the availability of funds as evidenced by her signature below:

 Lauren Read, CFO

Ord #15-03 C-04-55-416-220
 Budget Account

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Lower, County of Cape May, State of New Jersey that the following award is approved and upon approval of the Resolution, the fully executed Purchase Order shall serve as the Contract. :

Award to:	Ecoverse	
	2016 Backhus 21.5 Compost Windrow Turner	\$404,782.00
	Discount	-\$6,180.00
	Freight Delivery to Public Works Yard	\$2,000.00
	Extended Warranty 3 year/1,500 hours	\$17,000.00
	TOTAL	\$417,602.00

I hereby certify the foregoing to be the original Resolution adopted by the Township Council at a meeting held on July 6, 2015.

 Julie A. Picard, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD						
PERRY						
SIMONSEN						
CLARK						
BECK						

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

ORDINANCE #2015-06

TITLE: AMEND CHAPTER 475, PARKS AND RECREATION AREAS, OF THE CODE OF THE TOWNSHIP OF LOWER TO ADD ARTICVLE IV, FEE SCHEDULE

WHEREAS, Chapter 475 Parks and Recreation Areas of the Township of Lower governs the general provisions regarding general Rules and Regulations of all recreational parks and facilities of the Township of Lower.

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

Chapter 475 Article IV of the Township of Lower Municipal Ordinance is hereby enacted as follows:

Section 1. A New Section 475-14 entitled Recreation Fee Schedule is hereby added

475-14. RECREATION FEE SCHEDULE

Judo-Winter/Fall	\$	40.00	per person for 16 weeks	
Yoga		5.00	per class	
Yoga on the Bay		5.00	per class	
Pilates		5.00	per class	
Aqua Yoga		5.00	per class	
Zumba		5.00	per class	
Lacrosse / Soccer / Cheerleading / Basketball / Wrestling				
Residents:	\$15.	1 Child / \$25.	2 Children / \$30.	3 or more Children
Non-Residents:	\$20.	1 Child / \$30.	2 Children / \$35.	3 or more Children
Football				
Residents:	\$20.	1 Child / \$30.	2 Children / \$35.	3 or more Children
Non-Residents:	\$30.	1 Child / \$40.	2 Children / \$45.	3 or more Children
Travel Basketball		20.00	per person	
High School Basketball League		400.00	per team	
Adult Basketball League		500.00	per team	
Pool Passes:				
Daily Pool Pass		5.00	per day (16 yrs or older)	
		3.00	per day (children under the age of 16)	
Seasonal Pass				
Single Pass		30.00	per person	
Family Pass		30.00	per person – unlimited	
Identification Cards		5.00	for replacement cards	
Ping Pong Balls		0.25	per ball	

Section 2. A new section 475-15 entitled Reimbursements is hereby added

475-15. REIMBURSEMENTS

The Township of Lower will reimburse NYSCA Coaches Certificates at the rate of \$20.00 per Coach Certification.

The Township of Lower will reimburse the cost of background fees provided a receipt is provided.

The Township of Lower will reimburse any coach the fee for his/her child's registration to a sport which the parent is coaching.

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

Section 4. Should any section, paragraph, sentence, clause or phrase of this Ordinance be declared unconstitutional or invalid for any reason, the remaining portions of this Ordinance shall not be affected thereby and shall remain in full force and effect, and to this end the provision of this Ordinance are hereby declared to be severable.

Section 5. This Ordinance shall become effective immediately upon final passage and publication, according to law.

Thomas Conrad, Councilmember

David Perry, Councilmember

Erik Simonsen, Councilmember

Norris Clark, Deputy Mayor

Michael E Beck, Mayor

Adopted:

Attest: _____
Julie A Picard, Township Clerk

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

RESOLUTION # 2015-216

Title: AUTHORIZATION FOR 2015 INCENTIVE AWARD FOR INSURANCE WAIVER

WHEREAS, the employees listed on the attached schedule have waived health insurance and are due an incentive amount per Superior Officers Union and PBA Union Contract, Article 12, Section F, AFSCME Union Contract, Article VII, Section F and Supervisors Contract, Article VI, Section F; 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 her signature _____ that adequate funding is available for such payment in the current year's budget for Health Insurance.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Township of Lower that payment to the attached schedule of employees in the amount of \$56,083.33 is authorized and chargeable to the 2015 Budget account 5-01-23-220-412.

I hereby certify the foregoing to be the original resolution adopted by the Township Council at a meeting held on July 6, 2015.

Julie A. Picard, Township Clerk

	MOITON	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD						
PERRY						
SIMONSEN						
CLARK						
BECK						

First	Last	Contract Incentive	Months of Waiver	Amount
Mark	Alexander	\$5,000.00	2	\$833.33
Jennifer	Anzelone	\$5,000.00	6	\$2,500.00
Howard	Bailey	\$5,000.00	6	\$2,500.00
William	Barcas	\$5,000.00	6	\$2,500.00
George	Barger	\$5,000.00	6	\$2,500.00
Louis	Bartleson	\$5,000.00	6	\$2,500.00
Martin	Biersbach	\$5,000.00	6	\$2,500.00
Maria	Brewster	\$4,000.00	6	\$2,000.00
Colleen	Crippen	\$5,000.00	6	\$2,500.00
Gary	Douglass	\$5,000.00	6	\$2,500.00
Scott	Douglass	\$5,000.00	6	\$2,500.00
David	Fisher	\$5,000.00	6	\$2,500.00
Patrick	Greene	\$5,000.00	6	\$2,500.00
Anthony	Greto	\$5,000.00	4	\$1,666.67
David	Lepor	\$5,000.00	6	\$2,500.00
Kevin	Lewis	\$5,000.00	6	\$2,500.00
Michael	Majane	\$5,000.00	6	\$2,500.00
William	Mastriana	\$5,000.00	6	\$2,500.00
Michael	Nuscis	\$5,000.00	6	\$2,500.00
Michael	Perry	\$5,000.00	6	\$2,500.00
Mitchell	Plenn	\$5,000.00	6	\$2,500.00
Charles	Ryan	\$5,000.00	5	\$2,083.33
Jennifer	Saunders	\$4,000.00	6	\$2,000.00
Donald	Vanaman	\$5,000.00	6	\$2,500.00

\$56,083.33

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

RESOLUTION #2015- 217

TITLE: AUTHORIZING THE PAYMENT OF VOUCHERS

<u>Vendor</u>	<u>PO #</u>	<u>Description</u>	<u>CK</u>	<u>Amount</u>
LOWER TWP RESCUE	15-01321	1 ST PAYMENT- EXPENSES		\$ 10,000.00

Total Bill List \$ 10,000.00

I hereby certify the foregoing to be a resolution adopted by the Township Council at a meeting held on July 6, 2015

Julie Picard, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD						
PERRY						
SIMONSEN						
CLARK						
BECK						

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

ORDINANCE #2015-05

SALARY AND BENEFIT ORDINANCE FOR THE TOWNSHIP OF LOWER

BE IT ORDAINED by the Township Council, the governing body of the Township, County of Cape May, State of New Jersey that the following ranges and rates of pay are established as follows, exclusive of longevity:

TOWNSHIP COUNCIL

Mayor	15,000.00	to	15,500.00
Councilmembers	12,000.00	to	12,500.00

NON-UNION ADMINISTRATIVE/MANAGEMENT PERSONNEL

Township Manager	85,000.00	to	120,000.00
Township Clerk	74,000.00	to	87,000.00
Chief Financial Officer	77,000.00	to	94,000.00
Assistant Township Clerk	46,000.00	to	53,000.00
Director of Personnel	70,000.00	to	90,000.00

NON-UNION POLICE PERSONNEL

Chief of Police	107,584.00	to	140,000.00
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SUPERIOR OFFICERS - POLICE

Police Captain	100,034.00	to	128,000.00
Police Lieutenant	94,000.00	to	119,000.00

SUPERVISORS UNION

General Supervisor Public Works	59,000.00	to	76,000.00
Tax Assessor	60,000.00	to	92,000.00
Tax Collector	60,000.00	to	90,000.00
Construction Official	52,000.00	to	80,000.00
Supt. Recreation Parks	56,000.00	to	85,000.00
Supt. of Public Works	75,000.00	to	100,000.00
Planning Director	60,000.00	to	90,000.00
Court Administrator	55,000.00	to	85,000.00
Coordinator Fed. & State Aid	50,000.00	to	75,000.00
Deputy Court Administrator	45,000.00	to	55,000.00
Supervisor of Garage Services	66,000.00	to	76,000.00
Supervisor Building, Grounds	59,000.00	to	79,000.00
Qualified Purchasing Agent	45,000.00	to	68,000.00
Purchasing Agent	45,000.00	to	68,000.00
Township Engineer	70,000.00	to	100,000.00

AFSCME

Cashier	26,966.00	to	38,000.00
Clerk Typist	26,966.00	to	42,000.00
Clerk	26,966.00	to	42,000.00
Assessing Clerk	26,966.00	to	42,000.00
Assessing Clerk Typist	26,966.00	to	42,000.00
Tax Clerk	26,966.00	to	42,000.00
Building Maintenance Worker	26,966.00	to	38,000.00
Building Maintenance Worker (PT)	15,000.00	to	22,500.00
Building Service Worker	26,966.00	to	38,000.00

Sr. Building Service Worker	38,000.00	to	55,000.00
Account Clerk-Typing	26,966.00	to	42,000.00
Computer Operator	26,966.00	to	42,000.00
Senior Tax Clerk	30,567.00	to	45,000.00
Senior Police Records Clerk	30,567.00	to	45,000.00
Senior Account Clerk	30,567.00	to	45,000.00
Senior Assessing Clerk	30,567.00	to	45,000.00
Senior Clerk Typist	30,567.00	to	45,000.00
Senior Clerk Stenographer	30,567.00	to	45,000.00
Senior Telephone Operator/Receptionist	30,567.00	to	45,000.00
Senior Computer Operator	30,567.00	to	45,000.00
Code Enforcement Officer	30,567.00	to	45,000.00
Registrar of Vital Statistics	30,567.00	to	45,000.00
Assessing Aide	34,168.00	to	52,000.00
Senior Code Enforcement Officer	34,168.00	to	52,000.00
Principal Clerk	34,168.00	to	58,000.00
Principal Account Clerk	34,168.00	to	58,000.00
Principal Assessing Clerk	34,168.00	to	58,000.00
Principal Clerk Stenographer	34,168.00	to	58,000.00
Principal Clerk Typist	34,168.00	to	58,000.00
Supervising Computer Operator	34,168.00	to	58,000.00
Building Inspector	37,769.00	to	52,000.00
Building Subcode Official	37,769.00	to	52,000.00
Plumbing Subcode Official	37,769.00	to	52,000.00
Plumbing Subcode Inspector (PT)	10,000.00	to	30,000.00
Plumbing Inspector	26,062.00	to	52,000.00
Plumbing Inspector (P/T)	10,000.00	to	30,000.00
Electrical Subcode Official	37,769.00	to	52,000.00
Electrical Inspector	26,062.00	to	52,000.00
Electrical Inspector (PT)	10,000.00	to	30,000.00
Fire Protection Inspector	26,062.00	to	52,000.00
Fire Protection Inspector (PT)	10,000.00	to	30,000.00
Assistant Zoning Officer	37,769.00	to	52,000.00
Assistant Tax Collector	37,769.00	to	52,000.00
Assistant Treasurer (FT)	37,769.00	to	52,000.00
Assistant Superintendent of Recreation	37,769.00	to	52,000.00
Assistant Superintendent of Recreation (PT)	32,000.00	to	52,000.00
Public Safety Telecommunicator or Trainee	30,000.00	to	50,000.00
Relief Public Safety Telecommunicator or Trainee	14.42 hr.	to	19.00 hr.
Violations Clerk	30,567.00	to	41,000.00

POLICE PERSONNEL

Police Sergeant	86,051.00	to	102,267.00
Police Officer	33,000.00	to	94,424.00
Special Law Enforcement Officer (Class I)	8.25 hr.	to	10.00 hr.
Special Law Enforcement Officer (Class II)	11.00 hr.	to	16.00 hr.
Special Law Enforcement Officer - without Police Academy Certification	Applicable Minimum Wage Established by Department of Labor		

PUBLIC WORKS PERSONNEL

Equipment Operator	23.81	to	27.30 hr.
Supervising Equipment Operator	25.82	to	29.48 hr.
Motor Broom Driver	22.58	to	25.97 hr.
Mechanic	26.50	to	30.50 hr.

Mechanics Helper	24.14	to	27.66 hr.
Senior Mechanic/Diesel	28.25	to	32.11 hr.
Maintenance Repairer	23.06	to	26.49 hr.
Sr. Maintenance Repairer	26.43	to	28.05 hr.
Laborer	14.42	to	25.16 hr.
Supervising Laborer	23.84	to	27.34 hr.
Rec. Parks Maintenance Worker/Groundskeeper	17.42	to	22.13 hr.
Electrician	22.64	to	26.04 hr.
Sign Maker/Wood & Metal	22.17	to	25.53 hr.
Senior Groundskeeper	19.03	to	22.13 hr.
Groundskeeper	14.42	to	25.16 hr.
Temporary Laborers	14.42	to	16.58 hr.
Recycling Program Aide	12.00	to	14.42 hr.
Animal Control Officer	21.83	to	25.16 hr.

OTHER EMPLOYEES

Deputy Manager	2,600.00	to	3,500.00
Court Attendant	8,000.00	to	9,000.00
Township Prosecutor	14,000.00	to	25,000.00
Municipal Judge	40,000.00	to	50,000.00
Public Defender	11,000.00	to	15,000.00
Recording Secretary Planning/Zoning Board	3,500.00	to	4,000.00
Fire Subcode Official	9,000.00	to	18,000.00
Safety Coordinator	3,000.00	to	4,000.00
District Recycling Coordinator	250.00	to	5,000.00
Emergency Management Coordinator	6,900.00	to	8,000.00
Dep. Emergency Management Coordinator	2,000.00	to	3,000.00
Code Enforcement Officer Trainee	9.00 hr.	to	12.00 hr.
Assistant Treasurer (PT)	6,900.00	to	13,000.00
Tax Search Officer	3,000.00	to	3,500.00
Terminal Agency Coordinator	1,500.00	to	1,500.00
Animal Control (PT)	4,000.00	to	10,000.00

HOURLY EMPLOYEES

Lifeguard/Swimming Instructor	10.00	to	16.00 hr.
Recreation Aide	9.76	to	16.00 hr.
Senior Citizen Program Aide	9.76	to	16.00 hr.
Ticket Taker	7.25	to	10.00 hr.
Park Attendant	11.00	to	14.00 hr.

BUREAU OF FIRE SAFETY

Fire Official	67,000.00	to	87,000.00
Fire Prevention Specialist (FT)	42,000.00	to	58,000.00
Fire Prevention Specialist (PT)	17.50	to	21.00 hr.
Fire Safety Board Members	1,400.000 Annually		

Section 2. Longevity pay is only applicable to PBA union employees hired prior to May 10, 2012. All other employees (union and non-union) are ineligible for longevity pay.

Section 3. Owners of private automobiles that are used for travel in connection with Township business shall be reimbursed for the use of said automobiles in accordance with the business use mileage rate established by the Internal Revenue Service in the year in which the travel occurred. All employees who do use their personal

cars for Township business must furnish the Department of Revenue & Finance with a Certificate of Insurance supplied by the employee's insurance agent.

Section 4. Whenever a salary range is provided in this ordinance, the Township Council pursuant to the Lower Township Administrative Code and pursuant to contract shall determine the salary of the employees involved in the range, such determination to be made on the basis of time holding the position, experience, ability and performance. The Township shall not be obligated with respect to any employee to grant an increase in any year, except as may be provided by contract.

A. The Township Clerk shall be granted the same salary increase as shall be agreed for the Township Chief Financial Officer/Treasurer, Township Tax Assessor and Township Tax Collector pursuant to contract and New Jersey State Statute.

B. Permanent managerial/confidential employees not part of any bargaining unit by nature of their position shall continue to be governed by and receive the same benefits pursuant to the union contract which governs their annual increase.

C. All other non-union personnel shall be granted such salary increases as approved by the Township Council.

Section 5. The Chief Executive Official is hereby authorized to adopt a group hospitalization plan and other insurance plans pursuant to contract and to provide that such premiums be paid by the Township of Lower.

Section 6. The Township Council is hereby authorized to award overtime pay at the rate of one and one half of the regular rate, in accordance with the Federal Labor Standards Act applicable thereto, pursuant to contracts for all employees.

Section 7. All other ordinances in conflict or inconsistent with this Ordinance are hereby repealed to the extent of such conflict or inconsistency.

Thomas Conrad, Councilmember

David Perry, Councilmember

Erik Simonsen, Councilmember

Norris Clark, Deputy Mayor

Michael E. Beck, Mayor

Adopted:

Attest: _____
Julie A. Picard, Township Clerk

	Total	Jan	Feb	Mar	Apr	May
BEG. BAL. JAN. 1, 2015	6,590,749.19	6,590,749.19	7,183,144.82	9,360,370.92	4,646,308.30	4,334,239.58
RECEIPTS:						
Per Revenue Status	29,828,790.89	5,060,539.73	8,779,666.78	1,594,491.74	4,856,648.35	9,537,444.29
less: post cash surplus	0.00					
Interest due from Escrow	(78.38)	(16.16)	(14.22)	(16.72)	(15.82)	(15.46)
Interest due from Capital	(69.76)	(25.64)	(44.09)			(0.03)
DUE TRUST	0.00			4.00	(4.00)	
	29,828,642.75	5,060,497.93	8,779,608.47	1,594,479.02	4,856,628.53	9,537,428.80
Transfers:						
Capital	825,331.66				825,331.66	
Grants Received:						
CC\$ RECD	79,302.73					79,302.73
SC \$ RECD 0144	0.00		44,716.73			(44,716.73)
SC \$ RECD 0123	0.00				34,080.54	(34,080.54)
OLUA \$ RECD	6,121.74		6,121.74			
BODY ARMOR\$ RECD	1,144.50	1,144.50				
WILDFIRE GRANT \$ RECD	5,000.00					5,000.00
91,568.97						
TOTAL RECEIPTS:	30,745,543.38	5,061,642.43	8,830,446.94	1,594,479.02	5,716,040.73	9,542,934.26
DISBURSEMENTS:						
2014 Reserves	731,774.93	615,318.92	67,274.40	15,614.16	5,168.80	28,398.65
2015 Current	30,658,714.80	3,836,452.16	6,667,908.82	6,269,267.66	6,020,135.32	7,864,950.84
2015 Capital	652,635.96	42,862.62	8,443.88	62,176.19	67,390.73	471,762.54
32,043,125.69						
Appropriation Refunds:	(345,699.57)	(25,386.90)	(90,406.26)	(38,516.37)	(64,585.40)	(126,804.64)
TOTAL DISBURSEMENTS	31,697,426.12	4,469,246.80	6,653,220.84	6,308,541.64	6,028,109.45	8,238,307.39
END. BAL. DEC. 31, 2015	5,638,866.45	7,183,144.82	9,360,370.92	4,646,308.30	4,334,239.58	5,638,866.45
Total Appropriation Refunds	(345,699.57)	(25,386.90)	(90,406.26)	(38,516.37)	(64,585.40)	(126,804.64)

Bank Balance						
Checking	4,689,811.73	7,461,945.98	4,551,057.06	3,800,049.62	5,203,969.61	
Online Payment Acct	351,746.94	482,657.35	329,508.14	133,577.87	326,497.62	
Total Bank Balance	5,041,558.67	7,944,603.33	4,880,565.20	3,933,627.49	5,530,467.23	
ADD: Deposits in Transit	2,185,590.48	1,679,205.09	413,590.72	432,379.25	119,664.52	
LESS: Outstanding Checks	(44,004.33)	(263,437.50)	(647,847.62)	(31,767.16)	(11,265.30)	
Adjusted Bank Balance	7,183,144.82	9,360,370.92	4,646,308.30	4,334,239.58	5,638,866.45	
	0.00	0.00	0.00	0.00	0.00	

Deposits in Transit: Treasurer's Report

1,509.24
3,362.49
15,310.74
14,082.15
25.00
2,650.00
634.00
1,145.00
5,182.50
1,422.00
312.00
54.80
17,993.37
38,711.48
17,269.75
119,664.52

Outstanding Checks:

52240	15.00
52358	15.00
53014	5.00
53451	15.00
53458	15.00
53571	50.00
53661	1.00
53665	15.00
53666	9.00
53919	200.00
54229	21.17
54471	668.19
54614	25.00
54640	29.58
54736	15.00
54746	25.00
54805	15.00
54810	95.00
54823	1,200.00
54859	720.00
54875	79.20
54899	152.43
54900	539.50
54911	71.50
54927	11.09
54929	4,085.00
54940	300.00
54958	437.75
54962	319.26
54968	720.00
54974	60.00
54979	945.63
54884	390.00
	11,265.30