

COUNCIL MEETING MINUTES – June 4, 2018

The meeting of the Township Council of the Township of Lower, County of Cape May, State of New Jersey was held on June 4, 2018 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
Deputy Mayor Frank Sippel
Mayor Erik Simonsen

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

Presentation of Certificates to the Jersey Shore Youth Lacrosse League – Mayor Erik Simonsen
Mayor Simonsen congratulated the Jersey Shore Youth Lacrosse team on their victory and presented certificates to each players, Coach Ken Brown, and Assistant Coaches Kurt Lindsay and Shawn Austin: Players include: Macky Bonner, Quinten Hagan, Kai Lindsay, Jackson Brown, Noah Plenn, Grant Reed, Nick Grieco, Brent Reidenbach, Chase Austin, Zac Castellano, Mason Cronin, Ryan Gibson, Robbie Grieco, Scott Harris, Eddie Hoover, Corson Hughes, Edward McVey, Brayden Melo, Jake Robson, Ricky Sandman, and Braswell Thomas.

Coach Ken Brown presented trophies to Mayor Simonsen and Council in appreciation of their support.

HPC Presentation to Councilman Perry and Councilman Roy
Judy Gillis and Linda Thomas, on behalf of the Historic Preservation Commission (HPC), thanked Council for their support and recognized Councilman Perry and Councilman Roy for participating in the annual beach clean-up. They also thanked NJ Clean Communities for donating the safety equipment and supplies necessary for the event.

Councilman Perry voiced appreciation to the HPC for all their efforts.

Ms. Gillis and Ms. Thomas also presented a certificate of appreciation to Pary Tell, HPC, for her support and dedication.

Work Session

Consent Agenda

- Approval of Minutes May 21, 2018
- Approval of Closed Session Minutes - May 21, 2018
- Res. #2018-189 Payment of Vouchers \$ 906,165.01
- Res. #2018-190 Authorization for the Payout of Accumulated Compensatory Time (M.Gamble, \$2762.21)
- Res. #2018-191 A Resolution of the Governing Body of the Township of Lower Adopting the Form of the New Jersey Tort Claims Act Questionnaire Required to be Utilized by Claimants for the Filing of Notices of Tort Claims Against the Township of Lower in Accordance with the Provisions of the New Jersey Tort Claims Act, N.J.S.A. 59:8-6 and Designating Qual-Lynx as the Agent for the Township of Lower to Provide the Questionnaire to all of the Claimants, and to Receive the Completed Questionnaire from the Claimants
- Res. #2018-192 Annual Renewal of Liquor Licenses for the Year 2018-2019 (25 of 28)
- Res. #2018-193 Resolution Requesting A Cape May County Water Quality Management (WQM) Plan Amendment for "Rabbit Run Subdivision Area" and Vicinity
- Res. #2018-194 A Resolution Approving a Professional Service Contract with Wizards Festival of Fun, Inc for the Township of Lower's July 3, 2018 Celebration (\$14,500)
- Res. #2018-195 Authorizing Payment for 2018 Regional School Taxes (July through December)
- Res. #2018-196 Authorizing Payment to Lower Township Board of Education (School Tax July through December)
- Res. #2018-197 Approving a Professional Service Contract with Mott MacDonald for Professional Engineering Services for Roseann Avenue/Bayshore Estates Drainage and Stormwater Management Improvements Project – Phase III (\$131,180.)

- Res. #2018-198 Approval for Pyrotecnico Fireworks Inc to Load and Unload a Fireworks Barge in Lower Township
- Res. #2018-199 Governing Body Certification of Compliance with the United States Equal Employment Opportunity Commission's "Enforcement Guidance on the Consideration of Arrest and Conviction Records in Employment Decisions Under Title VII of the Civil Rights Act of 1964 (JIF requirement)
- Res. #2018-200 A Resolution To Affirm the Township of Lower's Civil Rights Policy with Respect to All Officials, Appointees, Employees, Prospective Employees, Volunteers, Independent Contractors, and Members of the Public that Come Into Contact with Municipal Employees, Officials and Volunteers (JIF requirement)
- Res. #2018-201 A Resolution Authorizing the State Contract Vendor, Motorola Solutions, for the Statewide Compatible 7/800 MHZ Radio System Including Accessories for the Police Department (\$324,888.20)
- Res. #2018-202 Resolution of the Township of Lower Consenting to the Issuance by the Township of Lower Municipal Utilities Authority of Revenue Bonds (Junior Lien) to the New Jersey Infrastructure Bank, and to the Issuance of a Project Note in Anticipation of the Issuance of Such Bonds, For the Financing of Certain Water System Capital Improvements
- Res. #2018-203 A Resolution Requesting Reduction of Maintenance Guarantee for Cape Regional Holdings, LLC Block 629, Lots 130-159 & Block 630, Lots 168.01-173; Escrow Z14-09-05
- Ordinance #2018-08 Amending Chapter 583 – Streets and Sidewalks – of the Code of the Township of Lower; Article 1, Subsection 583-4 Excavation; Restoration and Refilling of Roads, Streets and Alleys ; Paragraph (8) Street Restoration; Adding New Sections (g), (h), & (i) – Five (5) Year Moratorium – This is the first reading of this Ordinance. The Second reading and public hearing has been scheduled for June 18, 2018.
- Ordinance #2018-10 An Ordinance Amending Chapter Seven, Entitled "Traffic" of the General Ordinances of the Township of Lower; Adding Section 7-3.5 (a) No Parking / No Stopping / No Standing - This is the first reading of this Ordinance. The Second reading and public hearing has been scheduled for June 18, 2018.
- Ordinance #2018-11 Amending Chapter 7 – Traffic – of the Code of the Township of Lower; Adding Article II, Regulating the Use and Operation of Bicycles within the Township of Lower. This is the first reading of this Ordinance. The Second reading and public hearing has been scheduled for June 18, 2018.

Councilman Conrad motioned to move **Resolution #2018-189 to Regular Agenda**; seconded by Councilman Perry.

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

Bill Greenfield, Villas, inquired about Ordinance #2018-11.

Manager Ridgway explained that the ordinance prohibits bicycles on the sidewalk on Beach Drive.

On the Consent Agenda:

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

Regular Agenda

Ordinance #2018-09 An Ordinance Revising and Restating Chapter 400 – Land Development; Article X, Sub-section 400-81; Guarantees and Inspections; of the Code of the Township of Lower. This is the second reading and public hearing of this Ordinance. This Ordinance has been posted, published and made available to the public.

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

Res #2018-189

Payment of Vouchers \$ 906,165.01

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

Manager's Report

Manager Ridgway gave an update on several matters including: communication with LCMR School Superintendent regarding increased security, communication with Lower Township Elementary School Superintendent regarding pre-school preparations, new recreation programs beginning in the fall, new police radios, central dispatch, Roseann Avenue Project, Community Shred Day, Beach Drive Pedestrian Safety Improvements Project, and demolition of the Everlon Building.

Mayor Simonsen requested a future work session with the Lower Township Elementary School Superintendent to explain the details of the grant affording the addition of preschool classrooms.

Administrative Reports

Finance

Council Comments

Councilman Conrad informed of the plan to tour the Foster House, he commented on the Memorial Day Ceremony at VFW, gave an update on Bayshore Road improvements and reminded about upcoming Escape the Cape events. Lastly, he reminded to use caution as schools will soon recess for the summer.

Councilman Perry gave an update on the Beach Drive Pedestrian Safety Improvements Project and the Roseann Avenue Project.

Councilman Conrad thanked Bob Church, County Engineers Office, for keeping the Township well informed.

Deputy Mayor Sippel – no comments

Mayor Simonsen gave a brief report on the fishing community Resilience Workshop by NOAA.

Call to the Public

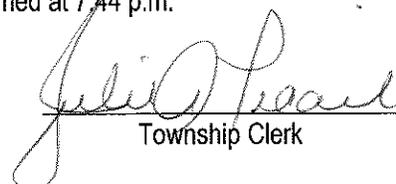
Steve Sheftz, Townbank, spoke passionately about the great history of Townbank and his desire for the Townbank sign to be returned to its original location.

Adjournment

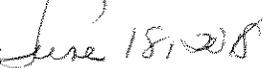
There being no further business to address, motion to adjourn moved by Councilmember Conrad, seconded by Mayor Simonsen. Motion to adjourn was unanimous. Meeting adjourned at 7:44 p.m.



 Mayor



 Township Clerk

Approved:  June 18, 2018