

## RESOLUTIONS ADOPTED FEBRUARY 6 2012

- Res. #2012-43 Approval of Vouchers, \$4,276,100.81
- Res. #2012-44 Renewal of Trailer Park Licenses for the Year 2012 (Annual renewals)
- Res. #2012-45 Approval of 2012 Rotary Towing Licenses (Annual renewals)
- Res. #2012-46 Authorization for Payout of Accumulated Compensatory Time (T Whittington, \$7,263.92)
- Res. #2012-47 Authorization for the Payout of Accumulated Compensatory Time (M. Perry, \$4,992.71)
- Res. #2012-48 Authorization for 2011 Incentive Award For Insurance (Pursuant to union contract for employee who declines medical insurance)
- Res. #2012-49 Authorization for the Payout of Accumulated Sick Time (annual resolution for qualifying employee)
- Res. #2012-50 A Resolution Requesting Release of Maintenance Guarantee for Manzoni Realty; Block 410.01, Lot 63.02; Escrow PO4-01-09 (Project completed)
- Res. #2012-51 A Resolution requesting Release of Performance Guarantee for Cape May Mobile Estates; Block 510, Lots 14.01, 15.01 & 16, Escrow #P07-09-04 (Perf. Guarantee released with maintenance bond in place)
- Res. #2012-52 Transfer of 2011 Appropriations, \$20,000 (from insurance to tipping fees)
- Res. #2012-53 Authorizing the Acceptance of Online Tax Payments (Authorizing the township to accept online tax payments and the installation of the necessary software)
- Res. #2012-54 Authorizing an Agreement with Paymentch, LLC and JP Morgan Chase Bank, N.A. (Authorizing the agreement with the payment processing agency for the online tax payments)
- Res. #2012-55 Amending Resolution #2012-13 Designation of Official Depositories (Adding on line payment acct)
- Res. #2012-56 Resolution Requesting the County Prosecutor to Investigate Certain Actions (authorizing investigation in Jan. 18 actions regarding Ward 2 vacancy)
- Res. #2012-57 Resolution Providing for a Meeting Not Open to the Public in Accordance with the Provisions of the New Jersey Open Public Meetings Act, N.J.S.A. 10:4-12)(PBA & SOA Contract Negotiation Status & Update & Potential Interest Arbitration Petition)



02/02/12  
11:09:56

Lower Township  
Bill List By Vendor Id

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Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
	12-00209	01/20/12	MEDICAL CLAIMS	Open	73.13	0.00		
00346	BERGEY'S TRUCK CENTERS*							
	12-00062	01/09/12	PARTS FOR ROADS DEPARTMENT	Open	131.80	0.00		
00348	BENNETT BATTERIES, LLC*							
	12-00064	01/09/12	PARTS FOR POLICE/RECYCLING/DPW	Open	693.30	0.00		
00363	MARTIN J. BIERSBACH							
	12-00222	01/20/12	MEDICAL CLAIMS	Open	394.81	0.00		
00367	APM BLAST PEST CONTROL*							
	12-00109	01/11/12	PEST CONTROL/CLEM MULLIGAN	Open	20.79	0.00		
00370	BLUE CROSS/BLUE SHIELD OF NJ							
	12-00213	01/20/12	FEBRUARY 2012 MED-D	Open	2,801.07	0.00		
00388	BLUE BOOK*							
	11-03600	12/29/11	LAW ENFORCEMENT DIRECTORY	Open	108.95	0.00		
00419	RICHARD M BRASLOW, ESQ							
	12-00167	01/17/12	PROFESSIONAL SERVICES	Open	30.00	0.00		
00616	ANIMAL ALLIANCE OF CAPE							
	12-00187	01/19/12	TNR SPAY/NEUTER PROGRAM	Open	300.00	0.00		
	12-00253	01/25/12	TNR SPAY / NEUTER PROGRAM	Open	250.00	0.00		
	12-00311	01/27/12	TNR SPAY/NEUTER PROGRAM	Open	50.00	0.00		
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					600.00			
00650	CAPE MAY COUNTY CLERK'S ASSN							
	12-00104	01/10/12	2012 MEMBERSHIP	Open	200.00	0.00		
00731	CAPE PORT MARINE*							
	12-00066	01/09/12	PARTS FOR RECYCLING-DPW	Open	199.74	0.00		
00736	CAPE PRINTING EXPRESS*							
	11-03524	12/20/11	BUSINESS CARDS	Open	266.00	0.00		
00784	CAPE MAY STAR & WAVE							
	12-00115	01/11/12	ADVERTISING FIRE DISTRICT ELEC	Open	297.00	0.00		
	12-00132	01/12/12	ASSISTANT REC JOB PUBLICATION	Open	56.40	0.00		
	12-00216	01/20/12	LEGAL NOTICES	Open	168.02	0.00		
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					521.42			
00807	CDW-GOVERNMENT INC*							
	11-03511	12/19/11	COMPUTER EQUIPMENT	Open	1,395.00	0.00		
	11-03541	12/21/11	CANNON POWERSHOT A1200	Open	616.00	0.00		
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					2,011.00			
00819	CPMSNJ							

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
	12-00127	01/12/12	CPM SOUTHERN NJ M VOLL 2012	Open	50.00	0.00		
00820	COMCAST OF WILDWOOD* DPW							
	12-00155	01/13/12	INTERNET PROVIDER/DPW	Open	95.18	0.00		
00825	COMCAST*							
	12-00188	01/19/12	INTERNET JANUARY 2012	Open	95.18	0.00		
	12-00226	01/24/12	MONTHLY INTERNET ACCESS	Open	67.07	0.00		
	12-00268	01/25/12	MONTHLY INTERNET 1/30 TO 2/29	Open	100.13	0.00		
					262.38			
00925	DONALD PAUL CLARK JR.							
	12-00267	01/25/12	SHOE ALLOWANCE FOR 2012/DPW	Open	108.20	0.00		
01049	CONNECTED OFFICE PRODUCTS INC*							
	12-00024	01/06/12	CARD DATA TECHNICAL SUPPORT	Open	1,533.00	0.00		
01110	COLLEEN CRIPPEN							
	12-00319	02/01/12	MEDICAL CLAIMS-	Open	25.00	0.00		
01120	LINK COMMUNICATIONS LTD*							
	12-00150	01/13/12	ANNUAL DIVR SYSTEM	Open	2,483.00	0.00		
01125	MARGARET CROMPTON							
	12-00160	01/13/12	MEDICAL CLAIMS	Open	30.00	0.00		
01130	GAYLE HADLEY							
	12-00285	01/27/12	ZUMBA	Open	222.00	0.00		
01201	DELL CORPORATION*							
	11-03570	12/27/11	OEM 2 COMPUTERS	Open	2,488.00	0.00		
01225	DOLLAMUR SPORT SURFACES*							
	12-00133	01/12/12	12' MAT STRAPS	Open	98.00	0.00		
01239	DIANA L DeNOTE							
	12-00186	01/18/12	MEDICAL CLAIMS	Open	333.50	0.00		
01241	BRIAN MCEWING							
	11-01379	05/16/11	2011 EQUIP. ALLOWANCE	Open	105.00	0.00		B
01245	G & K SERVICES CO*							
	12-00308	01/27/12	UNIFORM RENTALS/DPW	Open	747.86	0.00		
01277	NJ DIVISION OF CRIMINAL JUSTIC							
	12-00151	01/13/12	TRAINING	Open	300.00	0.00		
01281	JEFFREY DOUGLASS							
	12-00166	01/17/12	MEDICAL CLAIMS-VISION	Open	194.98	0.00		
01321	DFFLM LLC*							
	11-02947	10/27/11	2012 FORD ESCAPE 4WD POLICE	Open	21,438.00	0.00		

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
01403 ENFORSYS FIRE SYSTEMS, INC*	12-00022	01/06/12	MAINTENANCE COVERAGE 1/12-1/13	Open	440.00	0.00		
01502 PAMELA FELDER	12-00158	01/13/12	MEDICAL CLAIMS	Open	88.76	0.00		
	12-00163	01/13/12	MEDICAL CLAIMS	Open	34.00	0.00		
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					122.76			
01640 J.GARDNER & ASSOCIATES,LLC*	11-03548	12/22/11	TATTOOS & STICKERS	Open	451.00	0.00		
01641 GALL'S INC*	11-03546	12/22/11	LIGHTS	Open	665.00	0.00		
01690 GRANTURK EQUIPMENT CO*	11-02879	10/19/11	PARTS TO OVERHAUL LEAF COMPOST	Open	14,766.58	0.00		
	11-03518	12/20/11	PARTS FOR SWEEPER/DPW	Open	2,602.52	0.00		
	12-00068	01/09/12	PARTS FOR TRASH TRUCK-DPW	Open	97.88	0.00		
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					17,466.98			
01729 GLOBAL EQUIPMENT COMPANY INC*	11-03238	11/16/11	CLEAR FILTER BOWL FOR HP1016	Open	22.12	0.00		
01781 HATCH MOTT MACDONALD, LLC*	11-00781	03/25/11	ENGINEERING SERVICES/OUTFALLS	Open	1,287.10	0.00		B
	11-01456	05/20/11	PKG LOT/STATION RD PHASE 3	Open	874.50	0.00		
	12-00217	01/20/12	ENGINEERING FEES	Open	155.50	0.00		
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					2,317.10			
01803 HORIZON DENTAL OPTION*	12-00214	01/20/12	FEBRUARY DENTAL	Open	15,017.60	0.00		
01806 ANTHONY J HARVATT, II, ESQ	12-00075	01/09/12	BOARD SOLICITOR SALARY	Open	383.33	0.00		
01826 WILLIAM HIENKEL	12-00171	01/17/12	MEDICAL CLAIMS	Open	295.05	0.00		
01859 HESS CORPORATION	12-00266	01/25/12	ELECTRICITY 12/20/11-01/20/12	Open	7,696.33	0.00		
01898 HERITAGE BUSINESS SYSTEMS,INC*	11-03253	11/18/11	DIGITAL COPY SYSTEM	Open	2,803.00	0.00		
01912 GRUCCIO,PEPPER,DESANTO&RUTH PA	11-00157	01/14/11	2011 CONTRACT EXPENSES DNE	Open	2,881.25	0.00		
	12-00316	01/30/12	DECEMBER BALANCE DUE 2011	Open	7,114.25	0.00		
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					9,995.50			



Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
	12-00271	01/25/12	ACO COVERAGE 4TH QUARTER 2011	Open	329.80	0.00		
02777 MOORE WALLACE NORTH AMERICA*	11-03017	11/03/11	VITAL STATISTIC SUPPLIES	Open	125.00	0.00		
02800 MURPHY FENCE COMPANY*	11-02805	10/12/11	INSTALL APPX. 30'OF NEW CHAIN	Open	618.84	0.00		
02811 JAMES MOY	12-00236	01/24/12	MEDICAL CLAIMS	Open	140.06	0.00		
02862 MUNICIPAL CLERK'S ASSN. NJ,INC	12-00169	01/17/12	2012 DUES FOR CLERK	Open	175.00	0.00		
03001 STATE TOXICOLOGY LABORATORY*	11-03506	12/19/11	APPLICANT TESTING	Open	35.00	0.00		
03020 NJ DIVISION OF MOTOR VEHICLES	12-00192	01/20/12	NEW VEHICLE REG	Open	60.00	0.00		
03026 NJ STATE HEALTH BENEFITS	12-00296	01/27/12	FEBRUARY 2012 HEALTH BENEFITS	Open	249,562.30	0.00		
03072 NJ STATE LEAGUE OF MUNICIPALITI*	12-00129	01/12/12	2012 MEMBERSHIP	Open	1,495.00	0.00		
03158 NYSCA*	11-02886	10/20/11	COACHING CERTIFICATION	Open	20.00	0.00		
03226 OLD DOMINION BRUSH CO.*	11-03276	11/22/11	PARTS FOR LEAF MACHINE/DPW	Open	4,085.34	0.00		
	11-03458	12/13/11		Open	3,417.24	0.00		
	11-03591	12/29/11	PARTS FOR LEAF VAC	Open	1,308.62	0.00		
					8,811.20			
03279 PARDO'S TRUCK PARTS WHSE*	11-03360	12/05/11	PARTS FOR RDS/SANT/RECY/DPW	Open	88.57	0.00		
	12-00065	01/09/12	PARTS FOR DPW RECYCLING/POLICE	Open	139.93	0.00		
					228.50			
03280 PARAMOUNT SANITARY SUPPLY*	11-03623	12/30/11	SUPPLIES FOR TOWNSHIP BLDGS	Open	1,616.83	0.00		
03305 PEDRONI FUEL*	12-00069	01/09/12	NATURAL GAS-DPW	Open	374.69	0.00		
	12-00309	01/27/12	NO LEAD GAS/DPW	Open	679.25	0.00		
					1,053.94			
03321 PATRICK MARTIN, ESQ	12-00013	01/06/12	CONFLICT PROSECUTOR	Open	400.00	0.00		

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
03365 LYNN JEFFERIS	12-00164	01/13/12	MEDICAL CLAIMS	Open	61.09	0.00		
03366 AMERI-GAS*	12-00112	01/11/12	PROPANE FOR CONCESSION STAND	Open	498.91	0.00		
	12-00251	01/25/12	PROPANE FOR BENNETT'S	Open	316.26	0.00		
	12-00281	01/27/12	PROPANE FOR BENNETT'S	Open	508.56	0.00		
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					1,323.73			
03387 POGUE INC. *	12-00073	01/09/12	EMPLOYMENT TESTING/DPW	Open	60.00	0.00		
	12-00141	01/13/12	2012 PUBLIC CONSORTIUM/DPW	Open	2,320.00	0.00		
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					2,380.00			
03427 POLAR BEAR*	12-00144	01/13/12	HVAC	Open	1,483.00	0.00		
	12-00156	01/13/12	INV#4088 THERM REPAIR CLERK	Open	120.00	0.00		
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					1,603.00			
03435 PUBLIC ENGINES INC*	12-00149	01/13/12	CRIME REPORTS	Open	1,188.00	0.00		
03449 QC INC*	12-00012	01/06/12	POND WATER SAMPLE	Open	41.50	0.00		
03466 R & R SPECIALTIES	12-00230	01/24/12	DESK WEDGE - W.CRAIG	Open	24.00	0.00		
03491 RENTAL COUNTRY*	11-03456	12/13/11	PARTS FOR RDS/DPW	Open	874.15	0.00		
03518 RIGGINS, INC.*	12-00153	01/13/12	OFF-HIGHWAY DIESEL FUEL/DPW	Open	1,354.50	0.00		
	12-00327	02/01/12	OFF-HIGHWAY DIESEL/DPW	Open	1,448.28	0.00		
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					2,802.78			
03608 SEAWAVE CORPORATION*	12-00183	01/18/12	LEGAL NOTIFICATION	Open	87.49	0.00		
	12-00215	01/20/12	LEGAL NOTICES	Open	99.63	0.00		
	12-00321	02/01/12	LEGAL NOTICES	Open	98.41	0.00		
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					285.53			
03611 SERVICE TIRE TRUCK CENTERS*	12-00067	01/09/12	TIRES FOR TRASH-RECYCLE VEH	Open	4,033.32	0.00		
03652 FRANK SIPPLE	12-00080	01/10/12	ALS BBALL OFFICIAL 12/27,28,29	Open	120.00	0.00		



Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
	11-02710	10/03/11	RESOLUTION 2011-224	Open	1,450.00	0.00		B
03985 VILLAS NAPA AUTO PARTS	12-00061	01/09/12	PARTS FOR ROADS DEPARTMENT	Open	1,303.43	0.00		
	12-00063	01/09/12	PARTS FOR COUNTY VEHICLE	Open	135.47	0.00		
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					1,438.90			
03992 VAL-U AUTO PARTS LLC*	12-00060	01/09/12	PARTS FOR POLICE VEHICLE	Open	615.42	0.00		
03995 VITAL COMMUNICATIONS, INC.*	12-00054	01/09/12	MOD IV UPDATE TO EDMUNDS	Open	100.00	0.00		
03998 VINELAND GUIDANCE CENTER*	11-03507	12/19/11	PSYCHOLOGICAL EVAL	Open	175.00	0.00		
	11-03513	12/19/11	EVAL	Open	175.00	0.00		
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					350.00			
04059 THOMAS WILL	12-00342	02/01/12	MEDICAL CLAIMS	Open	145.75	0.00		
04082 USA MOBILITY WIRELESS INC*	12-00143	01/13/12	PAGER FOR PUBLIC WORKS	Open	6.24	0.00		
04085 CHRISTOPHER WINTER	12-00159	01/13/12	MEDICAL CLAIMS	Open	49.00	0.00		
04097 CINTAS FIRST AID AND SAFETY*	12-00140	01/13/12	FIRST-AID KIT SUPPLIES/DPW	Open	201.06	0.00		
04123 TAMMY DECKER	12-00286	01/27/12	PILATES CLASSES	Open	72.00	0.00		
04124 MOTOROLA	11-03434	12/12/11	RADIO BATTERIES	Open	1,125.00	0.00		
04261 STATE OF NEW JERSEY	12-00174	01/17/12	4TH QTR 2011	Open	19,980.33	0.00		
04276 WPCS INTERNATIONAL- LAKEWOOD*	11-02187	08/03/11	STATE CONTRACT RADIO RECEIVER	Open	54,743.36	0.00		
	11-03285	11/28/11	NEW VEHICLE OUTFITTING	Open	135.44	0.00		
	11-03615	12/30/11	RADIO EQUIPMENT	Open	451.00	0.00		
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					55,329.80			
04278 RICHARD SANDMAN, ESQ	12-00027	01/06/12	CONFLICT PUBLIC DEFENDER	Open	200.00	0.00		
04288 NUANCE COMMUNICATIONS INC*	11-03289	11/28/11	DICTAPHONE EQUIPMENT	Open	859.79	0.00		



Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
	12-00038	01/06/12	#ABC0002 OLD STYLE SWING	Open	461.50	0.00		
G-MUA LTMUA	11-03594	12/29/11	ONE CALL CONCEPTS NOV 2011	Open	106.23	0.00		
HALLK KERRY HALL	12-00077	01/10/12	ALS BBALL OFFICIAL 12/27,28,29	Open	160.00	0.00		
HOLD PATRICK HOLDEN	12-00228	01/24/12	12 HRS SCORE KEEPER ALS TOURNA	Open	96.00	0.00		
KONZ THOMAS & NANCY KONZ	12-00320	02/01/12	SPAY NEUTER PROGRAM	Open	35.00	0.00		
LHOLDEN LAUREN HOLDEN	12-00229	01/24/12	9 HRS SCORE KEEPER ALS TOURNA	Open	72.00	0.00		
LIUZZI JOSEPH & KAREN LIUZZI	12-00297	01/27/12	RETURN OF UNUSED ESCROW	Open	11.00	0.00		
LUBBERMA BOB LUBBERMAN	12-00091	01/10/12	ALS BBALL OFFICIAL 12/27,28,29	Open	160.00	0.00		
MATTHEWS ROBERT MATTHEWS SR	12-00090	01/10/12	ALS BBALL OFFICIAL 12/27,28,29	Open	160.00	0.00		
MCAA MCAA OF NEW JERSEY	12-00212	01/20/12	DUES	Open	90.00	0.00		
OCONNOR BRIAN O'CONNOR	12-00092	01/10/12	ALS BBALL OFFICIAL 12/27,28,29	Open	80.00	0.00		
PERLIS JOE PERLIS	12-00076	01/10/12	ALS BBAL OFFICIAL DEC 27,28,29	Open	240.00	0.00		
PJOHNSON PATRICIA & ERIC JOHNSON	12-00298	01/27/12	RETURN OF UNUSED ESCROW	Open	82.00	0.00		
ROSSIS STEVEN ROSSI	12-00079	01/10/12	ALS BBALL OFFICIAL 12/27,28,29	Open	240.00	0.00		
RUTHERF WILLIAM RUTHERFORD	12-00087	01/10/12	ALS BBALL OFFICIAL 12/27,28,29	Open	120.00	0.00		
SIXSM LLOYD SIXSMITH*	11-03416	12/08/11	BASKETBALL UNIFORMS	Open	985.00	0.00		
	11-03622	12/30/11	JACKETS	Open	42.95	0.00		
					----- 1,027.95			
WATER BRUCE WATERMAN	12-00254	01/25/12	RETURN OF UNUSED SCROW	Open	233.92	0.00		
	12-00255	01/25/12	RETURN OF UNUSED ESCROW	Open	109.00	0.00		

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
12-00256	01/25/12	RETURN OF UNUSED ESCROW	Open	400.00	0.00			
					742.92			
Total Purchase Orders: 202		Total P.O. Line Items: 452		Total List Amount: 4,268,100.45		Total void Amount: 0.00		

Vendor	PO #	Description	Check #	Check Date	Amount
VFIS	12-00128	Insurance Policy Fire Safety	046783	01/26/12	\$8000.36

Total Manual Checks	\$ 8,000.36
Total brought forward from computer generated bill list	\$ 4,268,100.45
<b>TOTAL BILL LIST</b>	<b><u>\$ 4,276,100.81</u></b>

I certify the foregoing to be a Resolution adopted by the Township Council on February 6, 2012.

  
 Claudia R. Kammer, RMC, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD		X	X			
CRAIG			X			
DOUGLASS	X		X			
LARE			X			
BECK			X			

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

RESOLUTION #2012-44

**TITLE: RENEWAL OF TRAILER PARK LICENSES FOR THE YEAR 2012**

WHEREAS, the following applicants have submitted applications for renewal of their trailer park licenses for the year 2012, and,

WHEREAS, the appropriate license fees have been received and the real estate taxes on subject properties are current; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Lower, the governing body thereof, that the renewal of trailer park licenses for the year 2012 are hereby approved for the following applicants:

<u>NAME</u>	<u>LOCATION</u>
Cape Meadows Inc. t/a Cape Meadow	306 Route 9
Victor & Patricia Major t/a Broadway Mobile Park	901 Broadway
Jeffrey VanMourik t/a Cape May Mobile Estates	753 Route 9
Inter Coastal Enterprises, Inc. t/a Shawcrest Mobile Home Park	5200 Shawcrest Road

I hereby certify the foregoing to be a resolution adopted by the Township Council at a meeting held on February 6, 2012.

  
Claudia R. Kammer, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD		X	X			
CRAIG			X			
DOUGLASS	X		X			
LARE			X			
BECK			X			

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

RESOLUTION #2012-45

TITLE: APPROVAL OF 2012 ROTARY TOWING LICENSES

WHEREAS, Section 22-1 requires any contractor providing towing and storage services for the Township of Lower be licensed by the Township, and

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

WHEREAS, the Police have reviewed said applications as required by Section 22-4 (d) of the General Ordinances and have no objection to the issuance of said license.

NOW, THEREFORE, BE IT RESOLVED by the Township Council that the following applicants shall be issued Rotary Towing Licenses for the year 2012.

Jerry Mancuso - Cape Harbor Auto Repair, Inc.  
Barney Linn - Cape May Exxon  
John Harron - Off Shore Getty  
Louis H. Altobelli - South Jersey Towing  
Edward Cooper - Eddie's Auto Body  
Stephen Lewis - Just in Time Towing

I hereby certify the foregoing to be a resolution adopted by the Township Council at a meeting held on February 6, 2012.

  
Claudia R. Kammer, Township Clerk

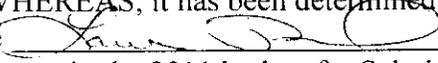
	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD		X	X			
CRAIG			X			
DOUGLASS	X		X			
LARE			X			
BECK			X			

**TOWNSHIP OF LOWER, COUNTY OF CAPE MAY, STATE OF NEW JERSEY  
RESOLUTION # 2012-46**

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

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

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

WHEREAS, it has been determined by the Township Treasurer as evidenced by signature  that adequate funding is available for such payment in the 2011 budget for Salaries and Wages.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Township of Lower that payment to Timothy Whittington in the amount of \$7,263.92 is authorized and chargeable to the 2011 Budget account 1-01-25-240-122.

**I hereby certify the foregoing to be a resolution adopted by the  
Township Council on February 6, 2012.**

  
Claudia R. Kammer, RMC, Township Clerk

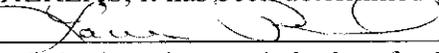
	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD		X	X			
CRAIG			X			
DOUGLASS	X		X			
LARE			X			
BECK			X			

**TOWNSHIP OF LOWER, COUNTY OF CAPE MAY, STATE OF NEW JERSEY  
RESOLUTION # 2012- 47**

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

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

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

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

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Township of Lower that payment to Michael Perry in the amount of \$4,992.71 is authorized and chargeable to the 2011 Budget account 1-01-25-240-127.

**I hereby certify the foregoing to be a resolution adopted by the  
Township Council on Feb 16 2012.**

  
Claudia R. Kammer, RMC, Township Clerk

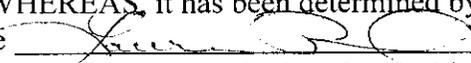
	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD		X	X			
CRAIG			X			
DOUGLASS	X		X			
LARE			X			
BECK			X			

**TOWNSHIP OF LOWER, COUNTY OF CAPE MAY, STATE OF NEW JERSEY  
RESOLUTION # 2012-48**

**Title: AUTHORIZATION FOR 2011 INCENTIVE AWARD FOR INSURANCE  
WAIVER**

WHEREAS, the employee listed below has waived health insurance and is due an incentive amount per AFSCME Union Contract, Article VII, 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 signature  that adequate funding is available for such payment in the prior year's budget for Health Insurance.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Township of Lower that payment to Jennifer Saunders in the amount of **\$4,000** is authorized and chargeable to the 2011 Budget account 1-01-23-220-412.

**I hereby certify the foregoing to be a resolution adopted by the  
Township Council on Feb. 6, 2012.**

  
Claudia R. Kammer, RMC, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD		X	X			
CRAIG			X			
DOUGLASS	X		X			
LARE			X			
BECK			X			

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

RESOLUTION # 2012-49

Title: AUTHORIZATION FOR THE PAYOUT OF ACCUMULATED SICK TIME

WHEREAS, the employees listed on the attached schedule have accrued sick time due from the Township and per union contract the Township will at the employees request, annually buy back five (5) days of unused sick leave in December of any year, from employees who have not used more than five (5) sick days that calendar year.

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

WHEREAS, it has been determined by the Township Treasurer as evidenced by signature *[Signature]* that adequate funding is available for such payment in the 2011 budget for Salaries and Wages

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Township of Lower that payment to the employees listed on the attached schedule not to exceed the amount of \$462.40 is authorized and chargeable to the 2011 Budget:

I hereby certify the foregoing to be a resolution adopted by the Township Council on Feb. 6, 2012.

*Claudia R Kammer*  
Claudia R. Kammer, RMC, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSENT	ABSTAIN
CONRAD		X	X			
CRAIG			X			
DOUGLASS	X		X			
LARE			X			
BECK			X			

**2011 Sick Buy Back  
Recreation Miscellaneous**

<b>Sick Time Buy Back 2011</b>								
<b>Last Name</b>	<b>First Name</b>	<b>Dept.</b>	<b>Union</b>	<b>Hours</b>	<b>Rate</b>	<b>Tot. Check</b>	<b>Submitted</b>	<b>Qualifies</b>
McDermott	Elaine	Recreation	Afscme 3	40	11.56	462.40	Y	Y
					<b>Total</b>	<b>462.40</b>		2/9/12 pay

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

**RESOLUTION #2012-50**

**TITLE: A resolution requesting release of Maintenance Guarantee for Manzoni Realty; Block 410.01, Lot 63.02; Escrow P04-01-09**

WHEREAS, Manzoni Realty posted a Maintenance Guarantee with the Township of Lower, in the amount of \$750.00; and

WHEREAS, the Township Engineer has recommended that the improvements have been properly installed and are presently acceptable; and.

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

AND, HEREBY BE IT FURTHER RESOLVED that the Township Treasurer be granted permission to issue a check in the amount of \$750.00 plus any accrued interest in payment of the released Maintenance Guarantee.

I hereby certify the foregoing to be a resolution adopted by the Township Council at a meeting held on February 6, 2012.

  
Claudia R. Kammer, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD		X	X			
CRAIG			X			
DOUGLASS	X		X			
LARE			X			
BECK			X			

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

**RESOLUTION #2012-51**

**TITLE: A resolution requesting release of Performance Guarantee for Cape May Mobile Estates; Block 510, Lots 14.01, 15.01 & 16, Escrow #P07-09-04**

WHEREAS, Jeffrey A. Van Mourik posted a Performance Guarantee with the Township of Lower, in the amount of \$322,098.00; and

WHEREAS, the Township Engineer has recommended that the improvements have been properly installed and are presently acceptable; and

WHEREAS, the Township of Lower Land Development ordinance requires the posting of a fifteen percent (15%) Maintenance Guarantee prior to the complete release of the original Performance Guarantee; and

WHEREAS, fifteen percent (15%) of the original Performance Guarantee equals \$40,262.25,

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Lower, the Governing body thereof, that the Performance Guarantee be and hereby is released leaving a balance of \$40,262.25 on account as Maintenance Guarantee.

I hereby certify the foregoing to be a resolution adopted by the Township Council at a meeting held on February 6, 2012.

  
Claudia R. Kammer, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD		X	X			
CRAIG			X			
DOUGLASS	X		X			
LARE			X			
BECK			X			

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

**RESOLUTION #2012-52**

**Title: Transfer of 2011 Appropriations**

WHEREAS, N.J.S.A. 40A: 4-59 provides for appropriation transfers during the first three months of the succeeding year when it has been determined that any appropriation reserve for the immediately preceding fiscal year is insufficient to pay the claims authorized or incurred during the preceding year, which were chargeable to said appropriation, and there is an excess in any appropriation reserve over and above the amount deemed to be necessary to fulfill its purpose.

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of Lower, State of New Jersey that the following transfers, and totaling \$20,000.00 be made between the 2011 budget appropriation reserves.

<u>LINE ITEM</u>		<u>ACCT. NUMBER</u>	<u>TO</u>	<u>FROM</u>
TIPPING FEES	OE	1-01-32-465-611	20,000.00	
INSURANCE	OE	1-01-23-220-400		20,000.00
			<u>20,000.00</u>	<u>20,000.00</u>

**I hereby certify the foregoing to be a resolution adopted by the Township Council on**

February 6, 2012.

  
 \_\_\_\_\_  
 Claudia R. Kammer, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD		X	X			
CRAIG			X			
DOUGLASS	X		X			
LARE			X			
BECK			X			

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

**RESOLUTION #2012-53**

**Title: AUTHORIZING THE ACCEPTANCE OF ONLINE TAX PAYMENTS**

WHEREAS, the Township wishes to accept online tax payments in the form of checks, debit cards and credit cards; and

WHEREAS, the Township has received a proposal from Edmunds & Associates in the amount of \$1,200.00 to provides these services; and

WHEREAS, it has been determined by the Tax Collector and Chief Financial Officer that acceptance of these payments will be in compliance with N.J.A.C. 5:30-9.1et seq.; and

WHEREAS, the Chief Financial Officer has certified the availability of funds in the Tax Collector's Other Expenses budget account #2-01-20-145-201 as evidenced by signature 

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

- That the Governing Body hereby authorizes the Tax Collector to accept online tax payments.
- That the service contract with Edmunds & Associates is hereby approved.
- That all Township officials are hereby authorized to execute the service contract and take all advisable and necessary action to carry out the purpose and intent of this Resolution.

**I hereby certify the foregoing to be a resolution adopted by the Township Council on February 6, 2012.**

  
Claudia R. Kammer, RMC, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD		X	X			
CRAIG			X			
DOUGLASS	X		X			
LARE			X			
BECK			X			

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

**RESOLUTION #2012-54**

**Title: AUTHORIZING AN AGREEMENT WITH PAYMENTECH, LLC AND JP MORGAN CHASE BANK, N.A**

WHEREAS, the Township has authorized the Tax Collector to accept online tax payments; and

WHEREAS, in order to accept said payments the Township must enter into an agreement with Paymentech, LLC and JP Morgan Chase Bank, N.A. for payment processing services; and

WHEREAS, the proposed agreement has been reviewed by the Tax Collector and Chief Financial Officer and has been found to be in compliance with the provisions of N.J.A.C. 5:30-9.

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of Lower, County of Cape May, State of New Jersey that the proposed agreement with Paymentech, LLC and JP Morgan Chase Bank, N.A. is hereby authorized.

**I hereby certify the foregoing to be a resolution adopted by the Township Council on February 6, 2012.**

  
\_\_\_\_\_  
Claudia R. Kammer, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD		X	X			
CRAIG			X			
DOUGLASS	X		X			
LARE			X			
BECK			X			



## SUBMITTER MERCHANT PAYMENT PROCESSING INSTRUCTIONS AND GUIDELINES

Paymenttech, LLC ("Paymenttech" or "we", us" or "our" and the like), for itself and on behalf of JPMorgan Chase Bank, N.A., a national banking association ("Member"), is very excited about the opportunity to join Link2Gov, Corp. in providing you with state-of-the-art payment processing services. When your customers pay you through Link2Gov, Corp., you may be the recipient of a credit card or debit card ("Card") funded payment. The organizations that operate these credit card and debit card systems (such as Visa U.S.A., Inc. and MasterCard International Incorporated (collectively, the "Associations")) require that you (i) enter into a direct contractual relationship with an entity that is a member of the Associations and (ii) agree to comply with Association rules as they pertain to applicable credit and debit card payments you receive through Link2Gov, Corp..

By executing this document, you are fulfilling the Association rule of entering into a direct contractual relationship with a member, and you are agreeing to comply with Association rules as they pertain to payments you receive through the Link2Gov, Corp. service. We understand and acknowledge that you have contracted with Link2Gov, Corp. to obtain credit card and debit card processing services on your behalf and that Link2Gov, Corp. may have agreed to be responsible to you for your obligations to us set forth in this agreement.

The following information is designed to inform and assist you as we begin our relationship.

### Your Acceptance of Cards

- You agree to comply with all Association rules, as may be applicable to you and in effect from time. You understand that we may be required to modify these instructions and guidelines in order to comply with requirements imposed by the Associations.
- In offering payment options to your customers, you may elect any one of the following options: (1) Accept all types of Visa and MasterCard cards, including consumer credit and debit/check cards, and commercial credit and debit/check cards; (2) Accept only Visa and MasterCard credit cards and commercial cards (If you select this option, you must accept all consumer credit cards (but not consumer debit/check cards) and all commercial card products, including business debit/check cards); or (3) Accept only Visa and MasterCard consumer debit/check cards (If you select this option, you must accept all consumer debit/check card products (but not business debit/check cards) and refuse to accept any kind of credit cards). The acceptance options above apply only to domestic transactions.
- If you choose to limit the types of Visa and MasterCard cards you accept, you must display appropriate signage to indicate acceptance of the limited acceptance category you have selected (that is, accept only debit/check card products or only credit and commercial products).
- For recurring transactions, you must obtain a written request or similar authentication from your customer for the goods and/or services to be charged to the customer's account, specifying the frequency of the recurring charge and the duration of time during which such charges may be made.

### Settlement

- Upon our receipt of your Sales Data for Card transactions, we will process your Sales Data to facilitate the funds transfer between the various Associations and you for Card sales. After we receive credit for such Sales Data, we will provide provisional credit to you as you designate in the Funding Schedule.
- You must not submit transactions for payment until the goods are delivered, shipped, or the services are performed. If the Cardholder disputes being charged for merchandise or services before receiving them, the result may be a chargeback to you.

### Chargebacks

- You may receive a chargeback for a number of reasons. The following are some of the most common reasons for chargebacks: (1) You do not issue a refund to a customer upon the return or non-delivery of goods or services; (2) An authorization/approval code was required and not obtained; (3) The transaction was fraudulent; (4) The customer disputes the Card sale or the signature on the sale documentation, or claims that the sale is subject to a set-off, defense or counterclaim; or (5) The customer refuses to make payment for a Card sale because in the customer's good faith opinion, a claim or complaint has not been resolved, or has been resolved by you but in an unsatisfactory manner.

### Data Security and Privacy

- You represent to us that you do not have access to Card information (such as the cardholder's account number, expiration date, and CVV2) and you will not request access to such Card information from Link2Gov, Corp.. In the event that you receive such Card information in connection with the processing services provided under this agreement, you agree that you will not use it for any fraudulent purpose or in violation of any Association rules or applicable law. If at any time you believe that Card information has been compromised, you must notify us promptly and assist in providing notification to the proper parties. You must ensure your compliance with all security standards and guidelines that are

applicable to you and published from time to time by Visa, MasterCard or any other Association, including, without limitation, the Visa U.S.A. Cardholder Information Security Program ("CISP"), the MasterCard Site Data Protection ("SDP"), and (where applicable), the VISA Payment Application Best Practices ("PABP") (collectively, the "Security Guidelines"). If any Association requires an audit of you due to a data security compromise event or suspected event, you agree to cooperate with such audit. You may not use any Card information other than for the sole purpose of completing the transaction authorized by the customer for which the information was provided to you, or as specifically allowed by Association Rules, or required by law.

**Convenience Fee Transactions**

- A CONVENIENCE FEE TRANSACTION is a transaction representing a charge to a customer's Card for the convenience of using the payment channel offered by you and Link2Gov.
- You and Link2Gov hereby agree that (i) all CONVENIENCE FEE TRANSACTIONS will be submitted by Link2Gov to Paymentech under that certain Submitter Agreement entered into by and between Link2Gov and Paymentech; (ii) all Card transactions will be submitted by Link2Gov on your behalf to Paymentech under the terms of these Payment Processing Instructions and Guidelines, (iii) all Paymentech processing fees, interchange and assessment fees, or other fees that may arise from or relate to the CONVENIENCE FEE TRANSACTION shall be paid by Link2Gov, (iv) all Paymentech processing fees, interchange and assessment fees, or other fees that may apply associated with Card transactions shall be paid by Link2Gov, (v) all Chargebacks (but not chargeback fees), returns and similar charges arising from or relating to Card transactions shall be paid by you, (vi) all Chargebacks, Chargeback fees, funds transfer fees, returns and similar charges arising from or relating to CONVENIENCE FEE TRANSACTIONS shall be paid by Link2Gov, (vii) all funds transfer fees, Chargeback fees and similar charges related to Card transactions shall be paid by Link2Gov (viii) all settlement funds for CONVENIENCE FEE TRANSACTIONS will be paid directly to a bank account designated by Link2Gov, and (ix) all settlement funds for Card transactions will be paid directly to a bank account designated by you in the Funding Schedule attached hereto.

Please acknowledge your receipt of these instructions and guidelines and your agreement to comply therewith.

Lower Township  
 Name of Entity \_\_\_\_\_  
 By:  \_\_\_\_\_  
 Printed Name: Susan Jackson \_\_\_\_\_  
 Title: Tax Collector \_\_\_\_\_  
 Date: \_\_\_\_\_

Agreed and Accepted by:

Link2Gov, Corp.

Agreed and Accepted by:

**PAYMENTECH, LLC. for itself and on behalf of  
JPMORGAN CHASE BANK, N.A.**

By: \_\_\_\_\_  
 Print Name: \_\_\_\_\_  
 Title: \_\_\_\_\_  
 Date: \_\_\_\_\_  
 Address: \_\_\_\_\_

By: \_\_\_\_\_  
 Print Name: Kyle J. Salvati \_\_\_\_\_  
 Title: Group Manager and Senior Director \_\_\_\_\_  
 Date: \_\_\_\_\_  
 Address: 4 Northeastern Boulevard, Salem, NH 03079 \_\_\_\_\_



**FUNDING SCHEDULE**

In order to receive funds from Paymentech, you must designate a bank account at a bank that is a member of the Automated Clearing House ("ACH") system and the Federal Reserve wire system. You authorize Paymentech to initiate electronic credit and debit entries and adjustments to this bank account in accordance with this funding schedule. We will not be liable for any delays in receipt of funds or errors in bank account entries caused by third parties, including but not limited to delays or errors by the Associations or the bank.

The proceeds payable to such bank account shall be equal to the amounts received by us in respect of your Card transactions less all chargebacks, customer refunds and other applicable charges. Such amounts will be paid into the account promptly following our receipt of the funds. If the proceeds payable to the account do not represent sufficient credits, or the bank account does not have a sufficient balance to pay amounts due from you under this funding schedule, we may pursue one or more of the following options: (i) demand and receive immediate payment for such amounts; (ii) debit the bank account for the amount of the negative balance; (iii) withhold settlement payments to the account until all amounts are paid, (iv) delay presentation of refunds until a payment is made to us of a sufficient amount to cover the negative balance; and (v) pursue any remedies we may have at law or in equity.

Unless otherwise agreed to or until we receive written instructions from you to the contrary, all amounts payable by Paymentech to you will be deposited in the bank account designated and authorized by you as set forth below:

Name of Bank: Sturdy Savings Bank

ABA No. \_\_\_\_\_

Account No. \_\_\_\_\_

Account Name: \_\_\_\_\_

Reference: \_\_\_\_\_

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

**RESOLUTION #2012-55**

**Title: AMENDING RESOLUTION #2012-13 DESIGNATION OF OFFICIAL  
DEPOSITORIES**

WHEREAS, the Township has authorized the Tax Collector to accept online tax payments; and

WHEREAS, it is advisable that the Township receive said payments in a separate bank account designated for online payment activity.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Lower, State of New Jersey that Resolution #2012-13 be amended to include the following account:

ACCOUNT

Council Online Payment Account

AUTHORIZED OFFICIALS

Tax Collector, Asst. Tax Collector  
CFO, Asst. Treasurer, Twp. Clerk  
Asst. Twp. Clerk

I hereby certify the foregoing to be a resolution adopted by the Township Council on February 6, 2012.

  
Claudia R. Kammer, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD		X	X			
CRAIG			X			
DOUGLASS	X		X			
LARE			X			
BECK			X			

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

RESOLUTION #2012-56

TITLE: RESOLUTION REQUESTING THE COUNTY PROSECUTOR TO INVESTIGATE CERTAIN ACTIONS

WHEREAS, on January 18, 2012, the Township Council of the Township of Lower was scheduled to hold a regular meeting at 7 p.m.; and

WHEREAS, on that same date and time, the Lower Township Republican Organization held a meeting to determine the person to fill a vacancy in Ward 2; and

WHEREAS, at some point that evening, it was apparent that the Township Manager and a member of the Lower Township Police Department were in some way instructed to go to the Lower Township Republican Organization meeting in some official capacity for the Township; and

WHEREAS, it is of great concern to the members of the governing body that a law enforcement officer in uniform as well as the Township manager were sent to a private political caucus and it remains unclear who gave such orders, what the orders consisted of and under what authority such orders were given; and

WHEREAS, the governing body believes that it would be most beneficial to have an independent investigation of the above circumstances,

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Township of Lower, duly assembled in public session this 6<sup>th</sup> day of February, 2012, as follows:

1. The preamble of this Resolution is hereby incorporated and adopted by reference.
2. The Township of Lower hereby requests that the Cape May County Prosecutor's Office investigate the above and advise as to whether any laws were violated, including but not limited to, those sections of the Optional Municipal Charter Law applicable to the Township of Lower.
3. The Clerk is hereby authorized and directed to send a true copy of this Resolution to the Cape May County Prosecutor as the official request of the Township for such investigation.

I hereby certify the foregoing to be a resolution adopted by the Township Council at a meeting held on February 6, 2012.

  
Claudia R. Kammer, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD	X		X			
CRAIG		X	X			
DOUGLASS				X		
LARE			X			
BECK				X		

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

**RESOLUTION # 2012-57**

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

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

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

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

- \_\_\_\_\_ (1) Matters Required by Law to be Confidential: Any matter which, by express provision of Federal law or State statute or rule of court shall be rendered confidential or excluded from the provisions of the Open Public Meetings Act.
- \_\_\_\_\_ (2) Matters Where the Release of Information Would Impair the Right to Receive Funds: Any matter in which the release of information would impair a right to receive funds from the Government of the United States.
- \_\_\_\_\_ (3) Matters Involving Individual Privacy: Any material the disclosure of which constitutes an unwarranted invasion of individual privacy such as any records, data, reports, recommendations, or other personal material of any educational, training, social service, medical, health, custodial, child protection, rehabilitation, legal defense, welfare, housing, relocation, insurance and similar program or institution operated by a public body pertaining to any specific individual admitted to or served by such institution or program, including but not limited to information, relative to the individual's personal and family circumstances, and any material pertaining to admission, discharge, treatment, progress or condition of any individual, unless the individual concerned (or, in the case of a minor or incompetent, his guardian) shall request in writing that the same be disclosed publicly.
- X   (4) Matters Relating to Collective Bargaining Agreement: Any collective bargaining agreement, or the terms and conditions which are proposed for inclusion in any collective bargaining agreement, including the negotiation of the terms and conditions thereof with employees or representatives of employees of the public body. (PBA & SOA Contract Negotiation Status & Update & Potential Interest Arbitration Petition)
- \_\_\_\_\_ (5) Matters Relating to the Purchase, Lease of Acquisition of Real Property or the Investment of Public Funds: Any matter involving the purchase, lease or acquisition of real property with public funds, the setting of banking rates or investment of public funds, where it could adversely affect the public interest if discussion of such matters were disclosed.
- \_\_\_\_\_ (6) Matters relating to Public Safety and Property: Any tactics and techniques utilized in protecting the safety and property of the public, provided that their disclosure could impair such protection. Any investigations of violations of possible violations of the law.
- \_\_\_\_\_ (7) Matters Relating to Litigation, Negotiations and the Attorney-Client Privilege: any pending or anticipated litigation or contract negotiation in which the public body is, or may become a party. Any matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer.

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

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

NOW, THEREFORE, BE IT RESOLVED by the Township council of the Township of Lower, assembled in public session on February 6, 2012 that an Executive Session closed to the public shall be held on this date at approximately 8:23 P.M. in the Conference Room of the Township Hall, 2600 Bayshore Road, Villas for the discussion of matters relating to the specific items designated above.

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

I hereby certify the foregoing to be a resolution adopted by the Township Council on February 6, 2012.

Claudia R. Kammer  
 Claudia R. Kammer, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD	X		X			
CRAIG			X			
DOUGLASS		X	X			
LARE			X			
BECK			X			