

## RESOLUTIONS ADOPTED NOVEMBER 21 2011

- Res. #2011-298 Payment of Vouchers, \$170,489.67
- Res. #2011-299 Authorization for Refund of Taxes
- Res. #2011-300 Authorization for the Township of Lower to Apply for an Emergency Management Agency Assistance Subgrant
- Res. #2011-301 Insertion of Special Item of Revenue Pursuant to N.J.S.A. 40A:4-87, Chapter 159 (Body Armor Grant - \$3,908.30)
- Res. #2011-302 Resolution Authorizing an Interlocal Service Agreement with the Township of Middle for Emergency Animal Control Services (To be used only when Lower's ACO's are unavailable and an emergency exists - Middle Township has reciprocal agreement with Lower when they need emergency animal control)
- Res. #2011-303 Authorizing Sale of Personal Property Not Needed for Public Use by Private Sale (Sale of service weapon to Captain Lou Russo for \$275.00)
- Res. #2011-304 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." (Personnel - Police Dept., Potential Litigation, Labor Relations)





11/18/11  
14:13:40

Lower Township  
Bill List By Vendor Id

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
	11-03245	11/16/11	REFUND FOR FOOTBALL	Open	30.00	0.00		
01053	JACLYN STAMOS							
	11-03247	11/16/11	SOCCER REFUND	Open	71.25	0.00		
01054	TRACEY DONOHUE							
	11-03243	11/16/11	BASKETBALL REFUND	Open	10.00	0.00		
01056	BANDI WATSON							
	11-03244	11/16/11	SOCCER REFUND	Open	25.00	0.00		
01074	BALDWIN COOKE*							
	11-02907	10/25/11	51 CALENDARS	Open	101.74	0.00		
01087	ANTHONY J. COSTANZO							
	11-03056	11/08/11	GENERAL ELECTION 11/08/2011	Open	225.00	0.00		
01109	LOIS JANE CRAMER							
	11-03032	11/08/11	GENERAL ELECTION 11/08/2011	Open	200.00	0.00		
01125	MARGARET CROMPTON							
	11-03220	11/16/11	CONTRACT REIMB	Open	60.00	0.00		
01139	CORELOGIC							
	11-03183	11/14/11	OVERPYMT - VET EXEMPTION	Open	2,366.56	0.00		
01170	VERIZON WIRELESS* F/S							
	11-03174	11/09/11	CELL SERVICE - FIRE SAFETY	Open	79.12	0.00		
01171	VERIZON WIRELESS - TOWNHALL							
	11-03177	11/09/11	CELL SERVICE - 10/24-11/23	Open	997.73	0.00		
	11-03178	11/09/11	ACCT #723051842	Open	127.44	0.00		
					-----			
					1,125.17			
01196	H A DEHART & SON*							
	11-02874	10/19/11	PARTS FOR TRASH TRUCK/DPW	Open	164.78	0.00		
01201	DELL CORPORATION*							
	11-02621	09/21/11	COMPUTERS	Open	4,992.37	0.00		
	11-02649	09/26/11	2130CN INK BUNDLE	Open	372.96	0.00		
					-----			
					5,365.33			
01245	G & K SERVICES CO*							
	11-03150	11/09/11	UNIFORM RENTALS/DPW	Open	773.20	0.00		
01284	ARLENE DOUGLASS							
	11-03222	11/16/11	CONTRACT REIMB	Open	824.75	0.00		
01443	ERMA VOLUNTEER FIRE CO							
	11-02980	11/01/11	REIMB HURR IRENE SHELTER SUPP	Open	1,385.94	0.00		
	11-03186	11/14/11	GENERAL ELECTION 11/08/2011	Open	300.00	0.00		

11/18/11  
14:13:40

Lower Township  
Bill List By Vendor Id

Page No: 4

Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
						1,685.94			
01450	ERMA DELI*	11-02898	10/25/11	FOOD FOR VOLUNTEERS - HOCKEY	Open	52.00	0.00		
01519	TOM FOLS ELECTRICALCONTRACTOR*	11-03018	11/03/11	PLUG ADAPTERS/TRASH/RECY/TRUCK	Open	350.00	0.00		
01532	JACQUELINE U HENDERSON	11-03074	11/08/11	GENERAL ELECTION 11/08/2011	Open	200.00	0.00		
01579	BEATRICE M. FLANIGAN	11-03083	11/08/11	GENERAL ELECTION 11/08/2011	Open	200.00	0.00		
01581	FIRST ASSEMBLY OF GOD CHURCH	11-03184	11/14/11	GENERAL ELECTION 11/08/2011	Open	150.00	0.00		
01593	ANN F. FLYNN	11-03104	11/08/11	GENERAL ELECTION 11/08/2011	Open	200.00	0.00		
01603	GENERAL CODE PUBLISHERS*	11-02972	11/01/11	CODE BOOK SUPP. #18	Open	553.63	0.00		
01641	GALL'S INC*	11-02698	09/30/11	NEW VEHICLE OUTFITTING	Open	530.00	0.00		
		11-02711	10/03/11	UNIFORMS	Open	468.40	0.00		
						998.40			
01660	GENERAL SPRING SERVICE*	11-02943	10/27/11	PARTS FOR TRUCK 39	Open	4,000.00	0.00		
01728	BRADLEY-SCIOCCHETTI, INC*	11-02824	10/17/11	PULL AND CLEAN BURNER ASSEMBLY	Open	1,554.00	0.00		
01733	FRANCIS MCLAUGHLIN	11-03099	11/08/11	GENERAL ELECTION 11/08/2011	Open	200.00	0.00		
01736	NORMAN J GUNN	11-03085	11/08/11	GENERAL ELECTION 11/08/2011	Open	200.00	0.00		
01767	WILLIAM R. HARTLEY, SR	11-03063	11/08/11	GENERAL ELECTION 11/08/2011	Open	200.00	0.00		
01791	CINDY S. HARTLEY	11-03039	11/08/11	GENERAL ELECTION 11/08/2011	Open	225.00	0.00		
01793	ANNA M. HASSON	11-03067	11/08/11	GENERAL ELECTION 11/08/2011	Open	200.00	0.00		
01796	JENNIE HAUSER	11-03042	11/08/11	GENERAL ELECTION 11/08/2011	Open	225.00	0.00		



11/18/11  
14:13:40

Lower Township  
Bill List By Vendor Id

Page No: 6

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Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
	11-03012	11/03/11	SHOE ALLOWANCE FOR 2011	Open	95.20	0.00		
03001 STATE TOXICOLOGY LABORATORY*	11-02759	10/06/11	APPLICANT TESTING	Open	70.00	0.00		
03104 NORTHEAST IND.&MARINE SUPPLY*	11-02184	08/02/11	PARTS FOR RDS/SANT/RECY/DPW	Open	764.20	0.00		
03109 TRU GREEN CHEMLAWN	11-00957	04/13/11	FIELD MAINT CONTRACT-F.DOUGLAS	Open	5,825.00	0.00		
03144 NAOMI NICHOLS	11-03096	11/08/11	GENERAL ELECTION 11/08/2011	Open	200.00	0.00		
03160 OFFICE BASICS, INC*	11-02906	10/25/11	PAPER	Open	432.37	0.00		
03285 PARA PLUS TRANSLATIONS, INC.*	11-02899	10/25/11	INTERPRETER	Open	193.05	0.00		
03288 KATHRYN PATTERSON	11-03058	11/08/11	GENERAL ELECTION 11/08/2011	Open	225.00	0.00		
03289 THOMAS W. PATTERSON	11-03130	11/09/11	GENERAL ELECTION 11/08/2011	Open	200.00	0.00		
03296 PARISH OF ST. JOHN NEUMANN	11-03187	11/14/11	GENERAL ELECTION 11/08/2011	Open	675.00	0.00		
03305 PEDRONI FUEL*	11-03149	11/09/11	NO LEAD GAS/DPW	Open	887.74	0.00		
03366 AMERI-GAS*	11-03228	11/16/11	PROPANE FOR BENNETT'S	Open	687.22	0.00		
03427 POLAR BEAR*	11-02717	10/03/11	INSTALL AND SUPPLY RETURN	Open	4,300.00	0.00		
03458 JOANN H. RASH	11-03057	11/08/11	GENERAL ELECTION 11/08/2011	Open	225.00	0.00		
03496 REGISTRARS ASSN OF NEW JERSEY	11-02761	10/06/11	REGISTRAR'S MTG @ LEAGUE CONF	Open	49.00	0.00		
03507 JEAN ROBSON	11-03055	11/08/11	GENERAL ELECTION 11/08/2011	Open	225.00	0.00		
03512 JEANETTE SMITH-REEVES	11-03077	11/08/11	GENERAL ELECTION 11/08/2011	Open	200.00	0.00		
03518 RIGGINS, INC.*	11-03163	11/09/11	OFF-HIGHWAY DIESEL/DPW	Open	1,129.33	0.00		

11/18/11  
14:13:40

Lower Township  
Bill List By Vendor Id

Page No: 7

Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
03537	RUTGERS, THE STATE UNIVERSITY*	11-01883	06/29/11	MUNICIPAL CLERK CLASSES	Open	679.00	0.00		
03557	RUBBERCYCLE, LLC*	11-02870	10/19/11	PLAYSAFER RUBBER MULCH 17 TONS	Open	11,932.50	0.00		
03635	SHAFTON, INC.*	11-02867	10/19/11	REPLACEMENT HEADGEAR - SPARKY	Open	33.76	0.00		
03640	MADELINE R. SHOWERS	11-03137	11/09/11	GENERAL ELECTION 11/08/2011	Open	200.00	0.00		
03656	JOHN W. SKOWRONSKI	11-03049	11/08/11	GENERAL ELECTION 11/08/2011	Open	225.00	0.00		
03664	AUDREY L. SMITH	11-03109	11/08/11	GENERAL ELECTION 11/08/2011	Open	200.00	0.00		
03678	SMELTZER & SONS INC.*	11-02708	09/30/11	MISC. SUPPLIES FOR HAYRIDE	Open	200.00	0.00		
03679	BARBARA SLONIS	11-03034	11/08/11	GENERAL ELECTION 11/08/2011	Open	225.00	0.00		
03706	NICHOLAS C. SMARGIASSI	11-03060	11/08/11	GENERAL ELECTION 11/08/2011	Open	225.00	0.00		
03734	STEWART INDUSTRIES, INC.*	11-02982	11/01/11	09/23/11-12/23/11 MAINT	Open	1,214.00	0.00		
03784	ROBERT THOMPSON	11-03147	11/09/11	CONTRACTUAL REIMBURSEMENT - V	Open	720.00	0.00		
03805	TOWNBANK VOLUNTEER FIRE CO.	11-02981	11/01/11	REIMB HURR IRENE SHELTER SUPP	Open	1,686.74	0.00		
		11-03185	11/14/11	GENERAL ELECTION 11/08/2011	Open	450.00	0.00		
						2,136.74			
03834	CAPE MAY COUNTY TREASURER/HAVE	11-02838	10/17/11	HAVEN HOUSE IN LIEU-DUE COUNTY	Open	466.24	0.00		
03852	CATHERINE A. TURNEY	11-03031	11/08/11	GENERAL ELECTION 11/08/2011	Open	200.00	0.00		
03857	TRI-COUNTY BUILDING SUPPLIES*	11-02831	10/17/11	SUPPLIES FOR WASH-BAY/DPW	Open	1,238.97	0.00		
03902	DONALD VANAMAN JR	11-03179	11/14/11	CONTRACTUAL REIMBURSEMENTS	Open	1,425.00	0.00		
03904	LOWE'S HOME CENTER INC*	11-02937	10/27/11	MISC. SUPPLIES FOR HAYRIDE	Open	487.97	0.00		



11/18/11  
14:13:40

Lower Township  
Bill List By Vendor Id

Page No: 9

Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
11-03059			11/08/11	GENERAL ELECTION	11/08/2011	Open	225.00	0.00	
BUONO	MARTHA BUONOPANE								
11-03095			11/08/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
CARROLL	TERRY A CARROLL								
11-03116			11/09/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
CONGL	CHRISTINA CONGLETON								
11-03080			11/08/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
CZES	MARY LOU CZESCIK								
11-03029			11/08/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
DACEY	ELIZABETH H. DACEY								
11-03113			11/09/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
DOLLARD	MADELINE DOLLARD								
11-03090			11/08/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
DOLLJ	JAMES T. DOLLARD								
11-03037			11/08/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
EDWA	RITA EDWARDS								
11-03124			11/09/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
FANI	PATRICIA FANIEL								
11-03100			11/08/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
FARNELL	JAMES FARNELL								
11-03140			11/09/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
FRANKN	NICOLE FRANK								
11-03086			11/08/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
FREAS	JEAN FREAS								
11-03084			11/08/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
GAFF	PATRICIA A. GAFFNEY								
11-03097			11/08/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
GASSER	COZETTE GASSER								
11-03082			11/08/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
GIAIRO	ANN GIAIRO								
11-03081			11/08/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
HARTL	WILLIAM HARTLEY, JR								
11-03087			11/08/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
HARTLEY	CHRISTINE HARTLEY								
11-03070			11/08/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	

11/18/11  
14:13:40

Lower Township  
Bill List By Vendor Id

Page No: 10

Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
HAUSER	JUDITH HAUSER	11-03078	11/08/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
HELVE	ANN HEAP-HELVESTON	11-03033	11/08/11	GENERAL ELECTION	11/08/2011	Open	225.00	0.00	
HUGH	CHARLES HUGHES III	11-03088	11/08/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
HUGHC	CAROL MCCARTHY	11-03066	11/08/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
JASP	JANET JASPERSE	11-03119	11/09/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
JASPC	CRAIG JASPERSE	11-03111	11/08/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
JASPD	DEBBIE L JASPERSE	11-03112	11/09/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
KEEND	DOLORES RAMBO	11-03052	11/08/11	GENERAL ELECTION	11/08/2011	Open	225.00	0.00	
KINGR	RICHARD KING	11-03125	11/09/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
KIRSCHN	SCOTT KIRSCHNER	11-03134	11/09/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
LAMOC	CHARLES LAMONTE	11-03061	11/08/11	GENERAL ELECTION	11/08/2011	Open	225.00	0.00	
LETI	MARY LETIZIO	11-03121	11/09/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
LETIZIO	BARTOLOMEO J LETIZIO	11-03110	11/08/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
LIPS	JOHN LIPSETT	11-03093	11/08/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
LIPSM	MARGARET LIPSETT	11-03135	11/09/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
LISTW	JOAN LISTWAN	11-03094	11/08/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
LOGUEC	CHARLOTTA LOGUE	11-03143	11/09/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
LONEP	PATRICIA LONERGAN	11-03188	11/14/11	GENERAL ELECTION	11/08/2011	Open	225.00	0.00	



Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
11-03076	11/08/11 GENERAL ELECTION	11/08/2011	Open	200.00	0.00				
PRODO	MATTHIAS P PRODOEHL	11-03054	11/08/11	GENERAL ELECTION	11/08/2011	Open	225.00	0.00	
RAUD	DOROTHY M RAUDENBUSH	11-03127	11/09/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
REID	JOHN E REID & ASSOCIATES, INC*	11-02664	09/27/11	TRAINING		Open	1,080.00	0.00	
RODG	ROSE MARIE RODGERS	11-03102	11/08/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
SANTA	DENISE SANTAGATA	11-03108	11/08/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
SHEMAN	KAREN A SHEMANSKI	11-03065	11/08/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
SKOWR	CATHERINE SKOWRONSKI	11-03106	11/08/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
SMITHKM	KATHLEEN M SMITH	11-03091	11/08/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
SOMER	ELIZABETH M SOMERS	11-03043	11/08/11	GENERAL ELECTION	11/08/2011	Open	225.00	0.00	
STEBL	RALPH P STEBLEIN	11-03126	11/09/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
STINSON	KATHRYN STINSON	11-03139	11/09/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
TRUEH	PATRICIA TRUEHART	11-03128	11/09/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
TWEED	GAIL TWEED	11-03144	11/09/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
VANDEN	WILLIAM R VANDENACRE	11-03123	11/09/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
VILL	VILLAS VOL FIRE CO	11-02978	11/01/11	REIMB HURR IRENE SHELTER SUPP	Open	945.72	0.00		
VLISSOP	JON VLISSOPOULOS	11-03072	11/08/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
WEISSM	BEATRICE WEISSMAN	11-03101	11/08/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
WEISSMAN WAYNE WEISSMAN	11-03103	11/08/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
WERN JOSEPH WERNER	11-03131	11/09/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
WISSM MARY JANE WISSMAN	11-03141	11/09/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
WOLTJ JOAN WOLTJEN	11-03122	11/09/11	GENERAL ELECTION	11/08/2011	Open	200.00	0.00	
Total Purchase Orders: 217 Total P.O. Line Items: 318 Total List Amount:					170,489.67	Total Void Amount:	0.00	

I hereby certify the foregoing resolution was adopted by the Township Council at a meeting held on November 21, 2011.

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

	CONRAD	SIMONSEN	DOUGLASS	LARE	BECK
MOTION			+		
SECOND	+				
AYE	+	+	+	+	+
NAY					
ABSTAIN					
ABSENT					

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

RESOLUTION #2011-299

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 has been requested.

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>
512.21	11	Corelogic	Disabled Veteran	1,082.78
496.20	39	Corelogic	Paid Twice	1,283.78

I hereby certify the foregoing to be a resolution adopted by the governing body at a meeting held on November 21, 2011.

  
 Claudia R. Kammer, Township Clerk

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

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

**RESOLUTION #2011-300**

**TITLE: AUTHORIZATION FOR THE TOWNSHIP OF LOWER TO APPLY FOR AN  
EMERGENCY MANAGEMENT AGENCY ASSISTANCE SUBGRANT**

WHEREAS, the Lower Township Office of Emergency Management desires to apply for and obtain an Emergency Management Agency Assistance Subgrant. The Subgrant, consisting of a total amount of \$10,000.00, including \$5,000.00 Federal Award and \$5,000.00 local matching funds, is for the purpose of enhancing Lower Township's ability to prevent, protect against, respond to and recover from acts of terrorism, natural disasters and other catastrophic events and emergencies; and

WHEREAS, the Subgrant award incorporates all conditions and representations contained or made in application; and

WHEREAS, the Lower Township Office of Emergency Management, designated by the New Jersey State Police, Office of Emergency Management, has submitted an Application for Subgrant Award that has been required by the said New Jersey State Police Office of Emergency Management; and

WHEREAS, the Application for Subgrant Award calls for a match in the amount of \$5,000.00 which the Lower Township Office of Emergency Management adequately satisfies through the 2012 Lower Township approved budget for salaries and wages and fringe benefits.

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 State Police, Office of Emergency Management, 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 State Police, Office of Emergency Management.

BE IT FURTHER RESOLVED that Lauren Read, the Chief Fiscal Officer, Michael E. Beck, the Mayor and Richard Harron, Emergency Management Coordinator are authorized to sign the appropriate subgrant award documents; and

BE IT FURTHER RESOLVED that copies of this Resolution shall be forwarded to the New Jersey State Police, Office of Emergency Management; the Director of the Division of Local Government Services; Lauren Read, Chief Financial Officer; Richard Harron, Emergency Management Coordinator and the Office of the Treasury.

I hereby certify this is the original resolution adopted by the Township Council on Nov. 21, 2011.

Claudia R Kammer  
Claudia R. Kammer, Township Clerk

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

Resolution #2011-300

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

RESOLUTION #2011-301

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 \$3,908.30 for an item of revenue in the budget of the year 2011 as follows:

Miscellaneous Revenues –  
Revenue Offset with Appropriations - Body Armor Grant  
Total with increase to be \$3,908.30

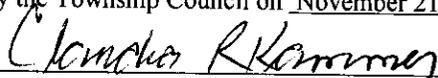
SECTION 2.

BE IT FURTHER RESOLVED that a like sum of \$3,908.30 be and the same is hereby appropriated under the caption of:

General Appropriations –  
Public & Private Programs Offset by Revenues - Body Armor Grant  
State/Federal Share \$ 3,908.30  
Non State Share \$  
Total with increase to be \$ 3,908.30

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 this is the original resolution adopted by the Township Council on November 21, 2011

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

	CONRAD	SIMONSEN	DOUGLASS	LARE	BECK
PRESENTED			X		
SECONDED	X				
AYE	X	X	X	X	X
NAY					
ABSTAIN					
ABSENT					

***New Jersey Division of Criminal Justice  
Body Armor Distribution  
FY 2011***

***Cape May***

Avalon Police	Local PD	\$2,289.36
Cape May County Prosecutor's Office	Prosecutor	\$3,652.68
Cape May County Sheriff's Office	Sheriff	\$11,662.18
Cape May Police	Local PD	\$2,374.56
Lower Township Police	Local PD	\$3,908.30
Middle Township Police	Local PD	\$4,419.54
North Wildwood Police	Local PD	\$2,885.81
Ocean City Police	Local PD	\$5,527.24
Sea Isle City Police	Local PD	\$2,544.98
Stone Harbor Police	Local PD	\$1,948.53
West Wildwood Police	Local PD	\$1,011.24
Wildwood City Police	Local PD	\$3,141.43
Wildwood Crest Police	Local PD	\$2,289.36

*Agencies:* 13

*Total County Distribution:* **\$47,655.21**

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

RESOLUTION #2011-302

**TITLE: RESOLUTION AUTHORIZING AN INTERLOCAL SERVICE AGREEMENT WITH THE TOWNSHIP OF MIDDLE FOR EMERGENCY ANIMAL CONTROL SERVICES**

WHEREAS, Middle Township has agreed to provide Emergency Animal Control Services for the years commencing January 1, 2012 through December 31, 2012 and

WHEREAS, Lower Township recognizes its requirements to provide such services in accordance with New Jersey State Law and has the need to utilize such services from time to time, and

WHEREAS, in consideration for providing such services to the Township, the Township agrees to the terms and conditions set forth in the attached Interlocal Services Agreement, and

WHEREAS, the parties are authorized and empowered to jointly provide such mutually beneficial services for general government administration pursuant to the Interlocal Services Act, N.J.S.A. 40:8A-1 et. seq.,

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Lower, County of Cape May, State of New Jersey, it hereby approves the Interlocal Services Agreement, in the form and content attached hereto as Exhibit A and by this reference made a part hereof, and further authorizes and directs the Township's Mayor and Clerk to execute the Interlocal Services Agreement on behalf of the Township to take any and all actions reasonably necessary to effectuate the terms and conditions thereof.

I hereby certify the foregoing to be a resolution adopted by the Township Council at a meeting held on November 21, 2011.

  
Claudia R. Kammer, Township Clerk

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

EXHIBIT "A"



**SHARED SERVICES AGREEMENT**

**BETWEEN**

**TOWNSHIP OF LOWER**

**AND**

**THE TOWNSHIP OF MIDDLE**

**FOR**

**ANIMAL CONTROL SERVICES  
January 1, 2012 to December 31, 2012**

**PURSUANT TO THE PROVISIONS  
OF  
N.J.S.A. 40A:65-1 ET SEQ.**

**SHARED SERVICES AGREEMENT  
BETWEEN THE TOWNSHIP OF LOWER  
AND  
THE TOWNSHIP OF MIDDLE  
FOR  
ANIMAL CONTROL SERVICES  
PURSUANT TO THE PROVISIONS OF  
N.J.S.A. 40A:65-1 ET SEQ.**

**THIS AGREEMENT** dated this 1<sup>st</sup> day of January 2012, by and between the Township of Lower, a Municipal Corporation of the State of New Jersey, hereinafter referred to as "Lower Township" and the Township of Middle, a Municipal Corporation of the State of New Jersey, hereinafter referred to as "Middle."

**WHEREAS**, N.J.S.A. 40A:65-4 authorizes municipalities to enter into an Agreement for the exchange of Shared Services pursuant to the provisions of that statute known as the "Shared Services Act," and

**WHEREAS**, Middle has certain equipment and personnel available to service the limited and specific needs of Lower Township relating to Animal Control Services, on an "as needed basis" for the years commencing January 1, 2012 through December 31, 2012.

**WHEREAS**, Lower Township has the need to utilize such equipment and services available by Middle on an "as needed basis": and

**WHEREAS**, each respective municipality has determined through its governing body that the exchange of such services is fair and equitable, shall serve to save each respective municipality substantial sums of money and serve the best interests and the health and welfare for each of the respective communities.

**FOR AND IN CONSIDERATION** of the exchange of mutual covenants and conditions and such other consideration as set forth in this Agreement and as authorized by the provisions of N.J.S.A. 40A:65-1 et. seq. the parties agree as follows:

**NATURE AND EXTENT OF SERVICES TO BE PERFORMED**

Middle shall furnish a licensed Animal Control Officer, on an "as needed basis", hereinafter "Officer" and such other part time Officers, as Middle shall, in its reasonable discretion, determine to be necessary to fulfill the obligations of this Agreement. Middle Township now has three licensed Animal Control Officers, all of which are Middle Township employees. Middle Township will maintain a schedule of which Animal Control Officer is on duty at any given time. The full time Animal Control Officer shall be responsible for keeping the schedule and providing a copy of that schedule to the Police Department of the Municipalities covered by this Agreement. Middle Township Administration shall also have a copy of the schedule on a monthly basis. In addition to the above, Middle shall furnish suitable transportation and adequate equipment necessary to implement the scope of services of any intent of this Agreement and in compliance with all applicable ordinances and laws and regulations.

The duties of the Officer shall include upon an as needed basis, the following:

- (a) Canvas, tour, inspect, patrol and respond to specific requests as many times as may be necessary to remove and maintain an area free of stray and unleashed dogs and other animals with the exception of cats, the latter to be addressed in accordance with the provision of the ordinance of each respective municipality.
- (b) Provide such other animal related services as are usual and customary or otherwise required by Municipal Ordinance or by statute or regulation.

### **REQUEST FOR SERVICE**

The manner of initiating a request for services of the Officer shall be communicated through the respective police departments. The Officer shall carry a pager/beeper and that number, as well as any other number or location at which the Officer can be reached, shall be provided to the municipal police departments. When requesting a response, each respective police department shall provide a description of the service requested and any special instructions including a telephone number or a specific frequency upon which the Officer can communicate with the department. The Officer will report to the police department of the respective municipality utilizing the same upon commencing and terminating his duties in that municipality by whatever means of communication the Officer is authorized to use.

In the event that two or more requests for assistance are received simultaneously, the Officer shall use his/her best judgment to determine which request has priority based upon his/her understanding of an evaluation of the circumstances involved with each particular request and the emergent nature of each request. There will only be one Animal Control Officer scheduled to work at any given time during the life of this Agreement. The additional licensed Animal Control Officers are substitutes in the event the full time Officer is not available for work through the posted schedule.

### **HOURS OF OPERATION**

The Officer shall only respond upon an "as needed" basis when on duty unless further modified and revised by mutual agreement pursuant to the appropriate officials of the governing bodies of each of the municipalities. In addition to the above, the Officer shall be available for emergency calls on evenings, weekends and holidays.

### **FACILITY: IMPOUNDED ANIMALS, BIRDS AND REPTILES**

It is understood that all municipalities participate with the Cape May County Animal Shelter Program. The Cape May County Animal Shelter is the first point of contact for housing animals, birds and reptiles that have been retrieved under this agreement. In the event that the Cape May County Animal Control Shelter is not available, then at the discretion of the officer, all impounded animals, birds and reptiles shall be taken to a licensed veterinarian if needed, or to a licensed animal shelter, operated and maintained in accordance with the laws of the State of New Jersey. The animal shelter shall have the capacity to humanely confine, house, care, and as needed, use a legally accepted humane method of euthanasia upon animals. Lower Township shall be responsible for all fees incurred thereby.

## **COST OF SERVICE**

In consideration for the afore described Animal Control Services, Lower Township shall pay to Middle Township from January 1, 2012 through December 31, 2012 an hourly rate of Seventy Seven (\$77.60) Dollars and Sixty Cents. Payments for services provided under this Agreement shall be made to the Township of Middle within 30 days of being billed for said services. Billing for services shall be March 30, June 30, September 30, and December 31 of each year.

The Township of Lower shall be charged from the time the Animal Control Officer leaves to answer the call until his return to the Township Police Department.

## **RECORDS**

Middle Township will maintain a record of all animal services and copies of such records will be provided to Lower Township upon request.

## **INSURANCE, INDEMNIFICATION**

Each party represents that it is a member of the Atlantic County Municipal Joint Insurance Fund, hereinafter referred to as "JIF" and each party agrees to provide, relative to the use of its equipment and personnel in the other municipality, the following minimum insurance coverage:

- (a) \$1,000,000.00 bodily injury and property damage for general and automobile liability.
- (b) Vehicle physical damage coverage upon the municipalities' respective vehicles.
- (c) Statutory workers compensation coverage.
- (d) Such other specialized coverage as the parties may otherwise agree.

Each party further agrees to hold the other harmless for its acts or omissions falling within the scope of the above operations and services provided, caused in part or in whole by either the employees or the equipment owned, operated and controlled by each respective municipality.

Each party represents and acknowledges that it has served notice of this proposed agreement upon its appropriate insurance carriers and "JIF."

## **TERMINATION DATE**

This Shared Agreement will expire December 31, 2012.

At such time as the County of Cape May establishes a countywide program of animal control, either party may void this Agreement.

## REGIONAL EFFICIENCY PROGRAM

Each party to this Agreement shall be responsible for completing in a timely fashion all reports and/or applications pertaining to the Regional Efficiency Aid Program. The Regional Aid Program (R.E.A.P.) is used to provide property tax relief for the providers and the recipients of services through the Shared/Shared Services Agreements. The relief requested from the State of New Jersey will be received by the provider and/or recipient as determined by R.E.A.P., financial benefits are not to be used in determining the cost of services within this Agreement.

### EFFECTIVE DATE

The effective date of this Agreement is January 1, 2012 or the earliest date following the adoption of the appropriate legislation by each respective municipality.

**IN WITNESS THEREOF**, the parties have set their hands and seals the day and year first above written.

ATTEST:

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

BY:

  
\_\_\_\_\_  
Mayor Michael Beck

ATTEST:

\_\_\_\_\_  
Municipal Clerk, Kimberly Krauss

BY:

\_\_\_\_\_  
Mayor Susan DeLanzo

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

RESOLUTION #2011-303

**TITLE: AUTHORIZING SALE OF PERSONAL PROPERTY NOT NEEDED FOR PUBLIC USE BY PRIVATE SALE**

WHEREAS, the Township has deemed the service weapon, a Glock, Model 21, 9MM with N/S and 3 magazines assigned to Louis Russo, retiring November 30, 2011, is no longer needed for public use, and

WHEREAS, the Township has obtained a quote from Lawmen Supply Company of New Jersey, Inc. as to the fair market value of the weapon, and

WHEREAS, N.J.S.A. 40A:11-36 permits a municipality to sell by private sale personal property no longer needed for public use, when the fair value of the property to be sold does not exceed the applicable bid threshold.

NOW, THEREFORE, BE IT RESOLVED the private sale to Lousi Russo of the above mentioned weapon for the amount of Two Hundred Seventy-five (\$275) Dollars is hereby authorized.

BE IT FURTHER RESOLVED that said weapon will be removed from the Lower Township Fixed Asset Inventory.

I hereby certify the foregoing to be a true copy of a resolution adopted by the Township at a meeting held November 21, 2011.

  
Claudia R. Kammer, Township Clerk

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

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

**RESOLUTION # 2011-304**

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

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

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

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

- (1) Matters Required by Law to be Confidential: Any matter which, by express provision of Federal law or State statute or rule of court shall be rendered confidential or excluded from the provisions of the Open Public Meetings Act.
- (2) Matters Where the Release of Information Would Impair the Right to Receive Funds: Any matter in which the release of information would impair a right to receive funds from the Government of the United States.
- (3) Matters Involving Individual Privacy: Any material the disclosure of which constitutes an unwarranted invasion of individual privacy such as any records, data, reports, recommendations, or other personal material of any educational, training, social service, medical, health, custodial, child protection, rehabilitation, legal defense, welfare, housing, relocation, insurance and similar program or institution operated by a public body pertaining to any specific individual admitted to or served by such institution or program, including but not limited to information, relative to the individual's personal and family circumstances, and any material pertaining to admission, discharge, treatment, progress or condition of any individual, unless the individual concerned (or, in the case of a minor or incompetent, his guardian) shall request in writing that the same be disclosed publicly.
- (4) Matters Relating to Collective Bargaining Agreement: Any collective bargaining agreement, or the terms and conditions which are proposed for inclusion in any collective bargaining agreement, including the negotiation of the terms and conditions thereof with employees or representatives of employees of the public body. (Negotiation Update)
- (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. (Potential Litigation)

X (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. (Police Dispatchers)

\_\_\_\_\_ (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 November 21, 2011 that an Executive Session closed to the public shall be held on this date at approximately 8:21 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 November 21, 2011.

  
 Claudia R. Kammer, Township Clerk

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