

WORK SESSION & REGULAR MEETING OF THE LOWER TOWNSHIP COUNCIL

*** REVISED AGENDA ***

SEPTEMBER 3, 2014 - 6:00 P.M.

Meeting called to order.

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

Kevin Maloney – Update on Life Saving Station Reconstruction Project

Consent Agenda

Approval of NJ State Fireman's Membership Application – Raymond C. Letts, Villas Fire Company
Approval of Minutes August 18, 2014
Res. #2014-239 Payment of Vouchers \$ 371,769.81
Res. #2014-240 Insertion of Special Item of Revenue Pursuant to N.J.S.A. 40A:4-87, Chapter 159 (Bulletproof Vests \$8,558.65)
Res. #2014-241 Authorization for Refund of Taxes (4 properties \$2,849.95 dup. pymt)
Res. #2014-242 Identifying Small Cities Fair Housing Officer (C.Crippen)
Res. #2014-243 Adoption of State Model Citizen Participation Plan for DCA Small Cities Program (requirement of State to receive Small Cities funds – Lower Twp applied for approx. \$274,000)
Res. #2014-244 Approval of Public Facilities Grant Management Plan Removal of Architectural Barriers (required by the state to remove architectural barriers which restrict accessibility of the elderly and handicapped at the Twp Rec complex)
Res. #2014-245 Approval of a Precious Metals License (North End Thrift, LLC P.Wilson)
Res. #2014-246 Authorizing AARTS Transportation Services Corp to Transfer Two (2) Taxi Vehicle Licenses (transfer of license from 2 vehicles that are broken down to 2 replacement vehicles)
Res. #2014-247 Insertion of Special Item of Revenue Pursuant to N.J.S.A. 40A:4-87, Chapter 159 (Body Armor \$3,725.00)
Res. #2014-248 Insertion of Special Item of Revenue Pursuant to N.J.S.A. 40A:4-87, Chapter 159 (Alcohol Education Rehabilitation \$1,063.44)
Res. #2014-249 Authorizing the Sale of Township of Lower Surplus No Longer Needed for Public Use on Govdeals Online Auction Website (Public Works equip - box insert for pickup/recycling body30 yrd packer/F250 pickup)
Res. #2014-250 Authorizing Payout of Terminal Leave (E.Umscheid \$2,310.85)
Res. #2014-251 Resolution Authorizing the Issuance by the Township of Lower, in the County of Cape May, New Jersey, of a Replacement Bond (requested by bond counsel for a bond lost during super storm Sandy at the New York Office of the Depository Trust Company)

Regular Agenda

Ordinance #2014-10 Bond Ordinance Providing for Various Capital Improvements in and by the Township of Lower in the County of Cape May, New Jersey, Appropriating \$1,312,000 Therefor and Authorizing the Issuance of \$1,235,000 Bonds or Notes of the Township to Finance Part of the Cost Thereof – 2nd reading and public hearing

Council Comments

Call to the Public

Closed Session

Res. #2014-252 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. Litigation – Cape May School Litigation Update and Stango v. Township

Adjournment

COUNCIL MEETING MINUTES – August 18, 2014

The meeting of the Township Council of the Township of Lower, County of Cape May, State of New Jersey was held on August 18, 2014 at 6:00 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 James Neville
Councilmember Erik Simonsen
Deputy Mayor Clark
Mayor Michael Beck

Also present: Michael Voll, Township Manager, Ron Gelzunas, Township Solicitor and Karen Fournier, Clerk's Office

Work Session

Conflict Discussion regarding Advisory Boards

Solicitor Gelzunas, upon Council's request, reviewed the ethics law to determine how it applies to the township's advisory boards. He determined that advisory boards do not fall under the same ethical regulations as the governing body. Due to a concern for consistency, Mr. Gelzunas stated that Council may want to consider giving guidance to the advisory boards as to what regulations they should follow. Councilmember Conrad said he would not have a problem with advisory boards following the state ethical regulations.

Mayor Beck cautioned the austerity of the law. He suggested clarity to the wording for such advisory boards to escape the perception of conflict.

Motion moved by Deputy Mayor Clark, seconded by Councilmember Neville for the solicitor to prepare and send a memorandum to all advisory boards and commissions advising of the ethical responsibilities that should be followed.

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

Consent Agenda

Councilmember Conrad pointed out that Res. #2014-237 is removing the "new" police building from the capital improvement budget – for this bond Ordinance. Mayor Beck informed that the purpose is to move forward with "this" bond ordinance. Deputy Mayor Clark requested clarification on how the items are purchased under this Ordinance. Manager Voll clarified that all purchases require his authorization, as well as all purchases over the bid threshold require council's approval.

Approval of Minutes August 4, 2014
Res. #2014-232 Payment of Vouchers \$505,737.03

- Res. #2014-233 Resolution Approving Settlement of Tax Appeal Litigation Known a SCP2010-C36-039, LLC C/O CVS Pharmacies (assessment for 2011/2012 from \$2,805,300 to \$2,700,000)
- Res. #2014-234 Authorization for Refund of Taxes (2 properties \$659.83)
- Res. #2014-235 Authorization for the Payout of Accumulated Compensatory Time (M.Gamble \$2,093.14)
- Res. #2014-236 Authorizing the Sale of Township of Lower Surplus No Longer Needed For Public Use On GovDeals Online Auction Website (police equipment – only authorized police agencies can buy)
- Res. #2014-237 Capital Budget Amendment (required for the Bond Ordinance)
- Ordinance #2014-10 Bond Ordinance Providing for Various Capital Improvements in and by the Township of Lower in the County of Cape May, New Jersey, Appropriating \$1,312,000 Therefor and Authorizing the Issuance of \$1,235,000 Bonds or Notes of the Township to Finance Part of the Cost Thereof – 1st reading - 2nd reading and public hearing scheduled for Wednesday, September 3, 2014. This Ordinance will be posted on the bulletin board and available to the public beginning August 19, 2014.

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

Administrative Reports

Personnel Action Report

Monthly Reports – Clerk, Construction, Dog Report, Police, Treasurer, Tax Collector, Vital Statistics

Council Comments

Councilmember Conrad pointed out the irony in Cape May City Council wanting the Special Election to be paid for by the same funding formula that they are fighting against.

Councilmember Neville commented on the success of the concert series. He thanked the Recreation Advisory Board for their work.

Councilmember Simonsen discussed a recent meeting with the DOT, Turnpike Authority and T&M Engineering regarding revisions to Exit 0 off the Garden State Parkway. He also informed about a recent meeting regarding emergency response to fire and safety in Diamond Beach. He commented on the Treaty Signing of the Lenape Nations and wished everyone a safe and happy Labor Day.

Deputy Mayor Clark referred to the donation recognition board and expressed gratitude to all the contributors to the recreation program. He complimented the Recreation Department for a great concert series and commented on the Lenape Nations Treaty Signing. He discussed the goings-on with the MUA and informed of some disturbing new developments upon attending their recent meeting. He urged his colleagues that are in opposition, to reconsider, for the sake of the ratepayers of the township.

Mayor Beck applauded the concert series and gave credit to the Recreation Advisory Board and the Recreation Department for its success. He spoke highly of the Lenape Nations and their efforts promoting stewardship of the land. He thanked Eileen Kreis for being the point person for their event. He announced the next meeting to be held on Wednesday, September 3rd due to Labor Day.

Call to Public

Ed Butler, Villas, addressed Councilmember Conrad to request help for the people in Ward 1 on the two issues of high importance: the MUA dissolution and relocating the Public Safety Building.

Eleanor Chestnut, North Cape May, addressed Councilmember Conrad with discontent about his indifference to the location of the police. She informed him that the people of the Villas care about the safety of the residents and the police officers. She urged Council to move the police back to Bayshore Road. Councilmember Conrad argued that the police are not stationed at headquarters, they travel throughout their zones. He informed that what he wants is more officers on the street and for them to be located wherever it is most cost effective to the taxpayers.

Mayor Beck clarified that Councilmember Conrad's concern is financial, but reminded that safety is paramount. He outlined upcoming developments on the issue and stressed their importance in shaping the township for the next 20 years.

John Sworonski, 607 Arctic Avenue, asked for clarification on who was appointed to the Recreation Advisory Board at the last meeting. Mayor Beck provided the information. Mr. Sworonski also commented on the condition of the roads at the intersection of Bayshore Road and Fishing Creek Road. Mayor Beck and Manager Voll informed of their contact with the County in hopes of getting them repaired.

Closed Session

Res. #2014-238

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. Litigation – Cape May School Litigation Update and Stango v. Township

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

Council adjourned to closed session at 6:40 p.m.

Council returned to open session at 7:01 p.m.

Motion moved by Councilmember Conrad, seconded by Councilmember Neville to move forward as discussed in closed session on both litigation matters.

There being no further business to address, motion to adjourn moved by Councilmember Conrad, seconded by Councilmember Neville. Motion to adjourn unanimous. Meeting adjourned at 7:02 pm.

Mayor

Township Clerk

Approved:

August 27, 2014
09:45 AM

P.O. Type: All	Include Project Line Items: Yes	Open: N	Paid: N	Void: N
Range: First to Last		Rcvd: Y	Held: Y	Aprv: N
Format: Condensed		Bid: Y	State: Y	Other: Y Exempt: Y

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
00153 ATLANTIC CITY ELECTRIC*	14-02241	08/21/14	ELECTRIC AUGUST 2014	Open	8,225.06	0.00		
00179 AVERY TEITLER*	14-01205	05/01/14	BOARD SOLICITOR SALARY	Open	625.00	0.00		
00194 ADVANCED VIDEO & SOUND LLC*	14-02074	08/01/14	EQUIPMENT MAINT.	Open	48.60	0.00		
00233 ROBERT BAILEY	14-02207	08/20/14	MEDICAL CLAIMS	Open	78.12	0.00		
00301 BELMONT AND CRYSTAL SPRINGS*	14-02168	08/13/14	WATER- COURT	Open	5.50	0.00		
	14-02194	08/18/14	WATER- FIRE SAFETY	Open	<u>5.61</u>	0.00		
					11.11			
00322 THOMAS BEEBY	14-02282	08/27/14	MEDICAL CLAIMS	Open	155.00	0.00		
00346 BERGEY'S TRUCK CENTERS*	14-01132	04/28/14	PARTS FOR RECYCLING/MAY	Open	130.46	0.00		
00370 BLUE CROSS/BLUE SHIELD OF NJ	14-02258	08/25/14	SEPTEMBER MED D GROUP	Open	3,231.00	0.00		
00458 BUDDS GRADING & EXCAVATING*	14-02069	07/31/14	ASBESTOS REMOVAL MANZONI PROP	Open	4,250.00	0.00		
00611 COUNTY OF CAPE MAY	14-02256	08/25/14	GASOLINE	Open	35,014.84	0.00		
00775 CAPRIONI PORTABLE TOILETS, INC*	14-02032	07/28/14	SPECIAL EVENT PORTA POTTIES	Open	143.00	0.00		
	14-02079	08/01/14	PORTA POTTIES FOR CONCERT	Open	96.50	0.00		
	14-02093	08/04/14	PORTA POTTIES- SUMMER CONCERTS	Open	186.00	0.00		
	14-02200	08/18/14	MONTHLY SERVICES-CANAL PARK	Open	<u>325.00</u>	0.00		
					750.50			
00784 CAPE MAY STAR & WAVE	14-02269	08/26/14	LEGAL PUBLICATION 7-30-14	Open	19.84	0.00		
	14-02270	08/26/14	LEGAL PUBLICATION 8-13-14	Open	<u>29.14</u>	0.00		
					48.98			
00825 COMCAST*	14-02195	08/18/14	INTERNET TOWNHALL 8/19/14-9/18	Open	120.55	0.00		
	14-02201	08/18/14	INTERNET SERVICE-CLEM MULLIGAN	Open	111.48	0.00		
	14-02249	08/22/14	8/30-9/29/14 INTERNET-FIRE SAF	Open	112.90	0.00		

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
00825 COMCAST*				Continued				
	14-02264	08/25/14	DPS - INTERNET	Open	<u>0.95</u>	0.00		
					345.88			
00991 COLONIAL ELECTRIC SUPPLY*								
	14-02076	08/01/14	LIGHT BULDS/TOWNSHIP BUILDINGS	Open	174.90	0.00		
01139 CORELOGIC								
	14-02250	08/22/14	RES#2014-241 REFUND 2ND QRT TA	Open	1,431.50	0.00		
	14-02251	08/22/14	RES#2014-241 REFUND 2ND QRT TA	Open	<u>730.21</u>	0.00		
					2,161.71			
01170 VERIZON WIRELESS* F/S								
	14-02193	08/18/14	06/27/14-07/26/14 CELL FIRE SA	Open	67.51	0.00		
01171 VERIZON WIRELESS - TOWNHALL								
	14-02265	08/25/14	I PHONE BILL JULY 29-AUG 28	Open	873.46	0.00		
	14-02266	08/25/14	CELL SERVICE 07/24/14-08/23/14	Open	<u>534.86</u>	0.00		
					1,408.32			
01269 DISCOUNT HYDRAULICS*								
	14-02081	08/01/14	HYDRAULIC HOSES	Open	427.36	0.00		
01389 EDDIE'S AUTO BODY*								
	14-02120	08/08/14	FRONT END ALIGNMENT	Open	55.00	0.00		
01403 ENFORSYS FIRE SYSTEMS, INC*								
	14-02084	08/01/14	INSPEC SYSTEM MAIN 10/14-10/15	Open	525.00	0.00		
01519 TOM FOLS ELECTRICALCONTRACTOR*								
	14-02119	08/08/14	FIX ELECTRIC ON TRUCK EXHAUST	Open	125.00	0.00		
	14-02152	08/12/14	INSTALL CIRCUITS AT POOL CONCE	Open	250.00	0.00		
	14-02153	08/12/14	EMERGENCY SERVICE FOR PUMPS	Open	<u>250.00</u>	0.00		
					625.00			
01768 ROBERT HARTMAN JR								
	13-01072	04/16/13	2013 EQUIP. ALLOWANCE	Open	12.77	0.00		B
	14-01074	04/25/14	2014 EQUIP. ALLOWANCE	Open	<u>150.00</u>	0.00		
					162.77			
01781 HATCH MOTT MACDONALD, LLC*								
	13-02313	08/08/13	TAX MAP REVISIONS RES 2013-216	Open	6,960.00	0.00		
	14-00256	01/24/14	RECONSTR CLUBHOUSE DR #2014-43	Open	1,164.50	0.00		
	14-02271	08/26/14	PROFESSIONAL ENGINEERING	Open	697.50	0.00		
	14-02272	08/26/14	PROFESSIONAL ENGINEERING	Open	227.96	0.00		
	14-02273	08/26/14	PROFESSIONAL ENGINEERING	Open	227.96	0.00		
	14-02274	08/26/14	PROFESSIONAL ENGINEERING	Open	<u>259.50</u>	0.00		
					9,537.42			
01785 ROBERT HARTMAN SR								
	14-00104	01/09/14	CONTRACTUAL REIMBURSEMENT	Open	314.70	0.00		

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
02005 JUST SPORTS INC.*	14-02112	08/06/14	FOOTBALL PANTS AND JAW PADS	Open	210.60	0.00		
02175 BRUCE KLAUSING	14-02206	08/20/14	MEDICAL CLAIMS	Open	10.00	0.00		
02183 KLENSWITE POOL SPA SUP.CO INC*	14-02247	08/22/14	POOL TEST CHEMICALS	Open	32.77	0.00		
02247 LAWSON PRODUCTS, INC.*	14-01698	06/16/14	SUPPLIES FOR DPW/AUG	Open	699.75	0.00		
02585 WILLIAM MASTRIANA	14-02171	08/18/14	TRAINING MEALS	Open	22.78	0.00		
02940 MUNICIPAL RECORD SERVICE*	14-02091	08/04/14	TRAFFIC TICKETS	Open	334.00	0.00		
03109 TRU GREEN CHEMLAWN	14-01164	04/29/14	FERTILIZER/SLICE SEED FOR L.T.	Open	1,115.00	0.00		B
03305 PEDRONI FUEL*	14-02170	08/18/14	NO LEAD GAS/DPW	Open	724.37	0.00		
03449 QC INC*	14-02137	08/11/14	EXTRA POOL MONITORING	Open	29.50	0.00		
03466 R & R SPECIALTIES	14-02083	08/01/14	7 X 9 CHERRY SPONSOR PLAQUES	Open	185.00	0.00		
03518 RIGGINS, INC.*	14-02255	08/25/14	DIESEL FUEL	Open	1,490.86	0.00		
03608 SEAWAVE CORPORATION*	14-02202	08/18/14	HELP WANTED FINANCE AD 11-6-13	Open	115.92	0.00		
03692 SOUTH JERSEY GAS CO*	14-02239	08/21/14	GAS FOR AUGUST 2014	Open	1,430.60	0.00		
03695 SPECIALTY AUTOMOTIVE EQUIP INC*	14-02041	07/28/14	OSHA REQUIRED LIFT INSPECTION	Open	750.00	0.00		
03969 VERIZON	14-02240	08/21/14	AUGUST 2014 PHONE SERVICE	Open	4,049.32	0.00		
04097 CINTAS FIRST AID AND SAFETY*	14-02257	08/25/14	FIRST AID SUPPLIES-BOCA	Open	158.29	0.00		
04105 PITNEY BOWES GLOBAL FINANCIAL	14-01216	05/05/14	MAIL MACHINE JULY-DECEMBE 2014	Open	451.00	0.00		
04176 CHRISTOPHER J WINTER SR*CALEA	14-01398	05/23/14	CALEA- ACCRED. CONSULT SERVICE	Open	450.00	0.00		

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
04176	CHRISTOPHER J WINTER SR*CALEA		Continued					
	14-01399	05/23/14	CALEA- ACCRED. CONSULT SERVICE	Open	<u>450.00</u>	0.00		
					900.00			
04300	W B MASON CO INC*							
	14-01839	07/02/14	#10 Custom Envelopes	Open	145.00	0.00		
	14-01943	07/17/14	CLEANING SUPPLIES	Open	1,435.65	0.00		
	14-02031	07/28/14	OFFICE SUPPLIES	Open	<u>388.26</u>	0.00		
					1,968.91			
06037	THOMAS BARRY MARINE CONST INC							
	14-00056	01/08/14	ADA FISHING CREEK 2013-308	Open	43,610.00	0.00		B
2023	ATLANTIC TACTICAL INC*							
	14-01935	07/15/14	PATROL OPERATION SUPPLIES	Open	1,890.15	0.00		
5089	MICHAEL LUCCHESI							
	14-02213	08/20/14	REF SUMMER BASKETBALL LEAGUE	Open	140.00	0.00		
6059	USABLE LIFE							
	14-02280	08/27/14	SEPTEMBER LIFE INSURANCE	Open	468.22	0.00		
6061	AMERIHEALTH ADMINISTRATORS							
	14-02204	08/19/14	AUGUST 18 HEALTH & RX	Open	91,034.73	0.00		
	14-02281	08/27/14	AUGUST 25 HEALTH & RX	Open	<u>126,635.30</u>	0.00		
					217,670.03			
6071	UNITED UNIFORMS LIMITED LIAB*							
	14-02185	08/18/14	ACADEMY RECRUIT UNIFORMS	Open	1,230.00	0.00		
7091	STEVE SELBY							
	14-02211	08/20/14	REF SUMMER BASKETBALL LEAGUE	Open	210.00	0.00		
7098	SHORE VETERINARIAN ANIMAL *							
	14-00157	01/13/14	ANIMAL RES# 2014-36 DUE 1ST	Open	4,166.67	0.00		
7119	ENGINEERING DESIGN ASSOC*							
	14-02275	08/26/14	PROFESSIONAL ENGINEERING	Open	168.00	0.00		
	14-02277	08/26/14	PROFESSIONAL ENGINEERING	Open	112.00	0.00		
	14-02278	08/26/14	PROFESSIONAL ENGINEERING	Open	168.00	0.00		
	14-02279	08/26/14	PROFESSIONAL ENGINEERING	Open	<u>476.00</u>	0.00		
					924.00			
7122	JAMES PELLERIN							
	14-02191	08/18/14	REIMBURSEMENT- COACH	Open	15.00	0.00		
7125	JOSEPH SCHAFFER							
	14-02197	08/18/14	REIMBURSEMENT- SOCCER COACH	Open	25.00	0.00		
7181	JENNIFER KELLY, PHD, LLC*							
	14-02118	08/08/14	PRE EMPLOYMENT SCREENING	Open	1,200.00	0.00		

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
7196	LAUREN HUGGINS SUIT*							
	14-01612	06/06/14	PUBLIC INFORMATION OFFICER	Open	1,500.00	0.00		
7199	STAPLES CREDIT PLAN-INSTORE PU							
	14-01904	07/11/14	APC BACK UP	Open	142.49	0.00		
	14-02015	07/24/14	OFFICE SUPPLIES	Open	128.14	0.00		
					270.63			
7233	BARBARA HOWELL							
	14-02127	08/08/14	NNO PONY RIDES	Open	350.00	0.00		
7238	JENNIFER BAILEY							
	14-02198	08/18/14	REIMBURSEMENT- CHEERLEADING	Open	15.00	0.00		
7239	ELLISON HUGGINS							
	14-02210	08/20/14	REF SUMMER BASKETBALL LEAGUE	Open	105.00	0.00		
7240	MIKE COLLINS							
	14-02214	08/20/14	REF SUMMER BASKETBALL LEAGUE	Open	105.00	0.00		
7241	SKIP HOPPING							
	14-02243	08/21/14	REF SUMMER BASKETBALL LEAGUE	Open	210.00	0.00		
7243	CCO MORTGAGE							
	14-02252	08/22/14	RES#2014-241 REFUND 2ND QRT TA	Open	688.24	0.00		
7244	CHRISTINA WALLS							
	14-02254	08/22/14	REFUND- SPRING SOCCER	Open	15.00	0.00		
8201	DIRECT ENERGY BUSINESS							
	14-02242	08/21/14 07/18/14-8/18/14	ELECTRIC	Open	8,578.96	0.00		
BERB	BERNADETTE ERB							
	14-02237	08/21/14	REFUND- SOCCER COACH	Open	25.00	0.00		
BLAUE	BLAUER ASSOCIATES INC*							
	14-01940	07/16/14	SMALL CITIES 2015 APPLICATION	Open	1,500.00	0.00		
BRITB	BRUCE BRITTON							
	14-02212	08/20/14	REF SUMMER BASKETBALL LEAGUE	Open	70.00	0.00		
EMAGAN	ED MAGAN							
	14-02244	08/21/14	REF SUMMER BASKETBALL LEAGUE	Open	280.00	0.00		
G-ISL	ISLAND TROPHIES							
	14-02169	08/18/14	RETIREMENT PLAQUE	Open	30.00	0.00		
G-YAP	CENTER FOR COMMUNITY ARTS							
	14-01708	06/17/14	YOUTH ARTS PROGRAM-SUMMER	Open	3,250.00	0.00		B
MATTHEWS	ROBERT MATTHEWS SR							
	14-02215	08/20/14	REF SUMMER BASKETBALL LEAGUE	Open	175.00	0.00		

RESOLUTION # 2014-239

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

Julie A Picard, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD						
NEVILLE						
SIMONSEN						
CLARK						
BECK						

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

RESOLUTION #2014-240

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 \$8,558.65 for an item of revenue in the budget of the year 2014 as follows:

Miscellaneous Revenues
Revenue Offset with Appropriations - Bulletproof Vest Partnership
Total with increase to be \$8,558.65

SECTION 2.

BE IT FURTHER RESOLVED that a like sum of \$8,558.65 be and the same is hereby appropriated under the caption of:

General Appropriations
Public & Private Programs Offset by Revenues - Bulletproof Vest Partnership
State/Federal Share \$ 8,558.65
Non State Share \$
Total with increase to be \$ 8,558.65

BE IT FURTHER RESOLVED that a certified copy of this resolution with a copy of the appropriate documentation be filed with the Division of Local Government Services.

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

Julie A. Picard, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD						
NEVILLE						
SIMONSEN						
CLARK						
BECK						

From: BVP [mailto:bvp@usdoj.gov]
Sent: Monday, August 18, 2014 7:30 PM
To: Undisclosed recipients:
Subject: Fiscal Year 2014 Bulletproof Vest Partnership Awards

Dear BVP applicant,

The Bureau of Justice Assistance (BJA) is pleased to inform you that your agency will receive an award under the Fiscal Year (FY) 2014 Bulletproof Vest Partnership (BVP) solicitation. These funds have been posted to your account in the BVP System. A complete list of FY 2014 BVP awards is available at: <http://www.ojp.usdoj.gov/bvpbasi/>.

The FY 2014 award may be used for National Institute of Justice (NIJ) compliant armored vests which were ordered after April 1, 2014. The deadline to request payments from the FY 2014 award is August 31, 2016, or until all available funds have been requested. Awards will not be extended past that date, and any unused funds will be forfeited.

Please see the following websites for a list of NIJ compliant vests:

Ballistic Vests: <http://nij.gov/nij/topics/technology/body-armor/compliant-stab-armor.htm>

As a reminder, all jurisdictions that applied for FY 2014 BVP funding certified that a mandatory wear policy was in place for their jurisdiction. BJA will be conducting reviews of the mandatory wear policies as funds are requested from the BVP System. For more information on the BVP mandatory wear policy, please see the BVP Frequently Asked Questions document: <http://ojp.gov/bvpbasi/bvpprogramresources.htm>

For questions regarding the BVP Program or your award, please do not hesitate to contact the BVP Help Desk at vests@usdoj.gov or 1-877-758-3787.

Thank you

BVP Program Support Team

NJ	LITTLE FALLS TOWNSHIP	\$3,188.19	7
NJ	LITTLE FERRY BOROUGH	\$3,795.17	9
NJ	LITTLE SILVER BOROUGH	\$1,170.35	3
NJ	LIVINGSTON TOWNSHIP	\$13,168.27	31
NJ	LOGAN TOWNSHIP	\$1,596.85	4
NJ	LONG BRANCH CITY	\$7,969.89	15
NJ	LONGPORT BOROUGH	\$1,169.87	3
NJ	LOWER ALLOWAYS CREEK TOWNSHIP	\$380.54	1
NJ	LOWER TOWNSHIP	\$8,558.65	24
NJ	LUMBERTON TOWNSHIP	\$1,593.98	3
NJ	MADISON BOROUGH	\$1,114.13	3
NJ	MANALAPAN TOWNSHIP	\$2,882.89	6
NJ	MANASQUAN BOROUGH	\$1,579.62	4
NJ	MANSFIELD TOWNSHIP	\$608.39	1
NJ	MANTUA TOWNSHIP	\$4,142.08	8
NJ	MAPLE SHADE TOWNSHIP	\$3,491.43	7
NJ	MAPLEWOOD TOWNSHIP	\$1,643.86	4
NJ	MARLBORO TOWNSHIP	\$18,454.72	37
NJ	MAYWOOD BOROUGH	\$1,598.76	4
NJ	MEDFORD TOWNSHIP	\$2,225.82	5
NJ	MENDHAM BOROUGH	\$765.88	2
NJ	MENDHAM TOWNSHIP	\$1,283.58	3
NJ	MERCHANTVILLE BOROUGH	\$498.78	1
NJ	MIDDLE TOWNSHIP	\$4,255.39	10
NJ	MIDDLESEX BOROUGH	\$3,444.28	9
NJ	MIDLAND PARK BOROUGH	\$728.73	2
NJ	MILLVILLE CITY	\$2,139.66	12
NJ	MONROE TOWNSHIP (MONROE TOWNSHIP)	\$6,375.91	12
NJ	MONROE TOWNSHIP (WILLIAMSTOWN)	\$4,303.26	10
NJ	MONTGOMERY TOWNSHIP	\$4,475.58	11
NJ	MONTVALE BOROUGH	\$1,627.48	4
NJ	MONTVILLE TOWNSHIP	\$9,220.87	23
NJ	MORRIS PLAINS BOROUGH	\$1,998.46	5
NJ	MORRIS TOWNSHIP	\$2,782.23	8
NJ	MOUNT EPHRAIM BOROUGH	\$2,982.13	7
NJ	MOUNT LAUREL TOWNSHIP	\$6,023.61	13
NJ	MOUNT OLIVE TOWNSHIP	\$2,736.62	6
NJ	MOUNTAIN LAKES BOROUGH	\$1,053.08	2
NJ	NEPTUNE CITY BOROUGH	\$2,230.13	6
NJ	NEPTUNE TOWNSHIP	\$1,844.99	4
NJ	NEW BRUNSWICK CITY	\$14,258.94	41
NJ	NEW MILFORD BOROUGH	\$799.38	2
NJ	NEW PROVIDENCE BOROUGH	\$3,163.06	8
NJ	NEWTON TOWN	\$5,361.13	14
NJ	NORTH ARLINGTON BOROUGH	\$5,480.79	12
NJ	NORTH BRUNSWICK TOWNSHIP	\$10,425.48	20
NJ	NORTH CALDWELL BOROUGH	\$804.89	3
NJ	NORTH HALEDON BOROUGH	\$6,211.02	8
NJ	NORTHVALE BOROUGH	\$1,627.48	4
NJ	NUTLEY TOWNSHIP	\$11,213.70	31
NJ	OAKLYN BOROUGH	\$764.92	2
NJ	OCEAN CITY	\$5,270.35	13
NJ	OCEAN TOWNSHIP	\$4,690.99	14
NJ	OLD BRIDGE TOWNSHIP	\$6,701.41	20
NJ	OLD TAPPAN BOROUGH	\$1,220.61	3
NJ	PALISADES PARK BOROUGH	\$3,851.18	9
NJ	PALMYRA BOROUGH	\$1,128.68	3
NJ	PARK RIDGE BOROUGH	\$945.86	2
NJ	PAULSBORO BOROUGH	\$2,197.10	6

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

RESOLUTION #2014-241

TITLE: AUTHORIZATION FOR REFUND OF TAXES

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

WHEREAS, a refund is due.

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

<u>Block</u>	<u>Lot</u>	<u>Refund To</u>	<u>Reason</u>	<u>Tax</u>
426.01	14	CCO Mortgage	paid twice	688.24
368.03	1	Corelogic	paid twice	730.21
387	12	Corelogic	paid twice	586.50
677	10	Corelogic	paid twice	845.00

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

Julie A Picard, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD						
NEVILLE						
SIMONSEN						
CLARK						
BECK						

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

RESOLUTION #2014-242

TITLE: IDENTIFYING SMALL CITIES FAIR HOUSING OFFICER

WHEREAS, the Township of Lower is applying for a Fiscal Year 2015 Small Cities Community Development Block Grant application for approximately \$274,270 to carry out a Public Facilities project to remove architectural barriers which restrict accessibility of the elderly and handicapped at the Township Recreation Complex; and

WHEREAS, the Township of Lower must make efforts to affirmatively further fair housing; and

WHEREAS, the Township of Lower has reviewed various actions that would be acceptable to the New Jersey State Department of Community Affairs and the U.S. Department of Housing and Urban Development; and

WHEREAS, the Township of Lower has made assurances in the grant agreement that:

1. It will comply with the Housing and Community Development Act of 1974, as amended, and regulations issues thereto; and
2. It will comply with the Civil Rights Act of 1964, and the regulations issued thereto it; and
3. It will comply with the Fair Housing Act of 1968 and will affirmatively further fair housing; and
4. It will comply with the Age Discrimination Act of 1975 and with the Rehabilitation Act of 1973.

NOW, THEREFORE, BE IT RESOLVED that Colleen Crippen shall be designated as the Small Cities Program Fair Housing Officer for the Township of Lower.

BE IT FURTHER RESOLVED that the Fair Housing Officer shall contact the USHUD Regional Office of Housing and Equal Opportunity and the NJ Division on Civil Rights to inform those agencies of her appointment as Fair Housing Officer and request Fair Housing Information.

BE IT FURTHER RESOLVED, that the Fair Housing Officer shall provide fair housing advisory services and assistance and referral advice to persons requesting such assistance from the Township of Lower.

BE IT FURTHER RESOLVED, that the Township of Lower will publish in the local newspaper of record and post at the Township Municipal Building a public notice announcing the appointment of the Fair Housing Officer and the availability of local fair housing advisory services.

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

Julie A. Picard, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD						
NEVILLE						
SIMONSEN						
CLARK						
BECK						

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

RESOLUTION #2014-243

TITLE: ADOPTION OF STATE MODEL CITIZEN PARTICIPATION PLAN FOR DCA SMALL CITIES PROGRAM

WHEREAS, the Township of Lower is an applicant for Department of Community Affairs Fiscal Year 2015 funds for approximately \$274,270 to carry out a Public Facilities project to remove architectural barriers which restrict accessibility of the elderly and handicapped at the Township Recreation Complex; and

WHEREAS the Township will enter into grant agreement(s) for said grant(s) if approved; and

WHEREAS, that grant agreement(s) will require the Township of Lower to comply with all federal regulations with respect to citizen participation; and

WHEREAS, the Township of Lower has reviewed the State Model Citizen Participation Plan prepared for Small Cities CDBG grantees.

NOW, THEREFORE BE IT RESOLVED by the Mayor and Township Council of the Township of Lower, County of Cape May, State of New Jersey, that:

The State Model Citizen Participation Plan developed by the New Jersey Department of Community Affairs, Small Cities Community Development Block Grant program is adopted by the Township of Lower; and

The Township of Lower will follow all regulations set forth in that document throughout the term of the grant agreement cited above.

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

Julie A. Picard, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD						
NEVILLE						
SIMONSEN						
CLARK						
BECK						

SMALL CITIES PROGRAM

CITIZEN PARTICIPATION PLAN

I. Purpose

The federal Housing and Community Development Act of 1974, as amended, requires that all recipients of Small Cities funds certify that they are following a detailed Citizen Participation Plan (CPP). By choosing to participate in this program, the State of New Jersey has certified that it will comply with the law by preparing a CPP that identifies those tasks that units of local government receiving Small Cities funds must perform.

It is the State's responsibility to assist participating units of local government in complying with the law and in documenting such compliance. It is the responsibility of all grantees to certify to the State that they will manage their Small Cities program in accordance with the State's CPP. Grantees will provide documentation demonstrating such compliance.

In the following sections, basic requirements of the law will be presented and methods of satisfying these requirements discussed. Please read this material carefully and thoroughly. If you have any questions, contact your Small Cities Program Representative. It is essential that each grantee complies with these requirements, since no Small Cities funds will be disbursed until compliance is certified by the grantee and approved by the Department.

II. Statutory Requirements

Each recipient of Small Cities Community Development Block Grant (CDBG) funds must certify that it is following a detailed Citizen Participation Plan that --

- (A) encourages citizen participation with particular emphasis on participation by persons of low and moderate income who are residents of areas in which CDBG Funds are proposed to be used, and in the case of a grantee described in Section 106(a) of the Act, provides for participation of residents in low and moderate income neighborhoods as defined by the local jurisdiction;
- (B) provides citizens with reasonable and timely access to local meetings, information, and records relating the grantee's proposed and actual use of funds under this program;
- (C) provides for technical assistance to groups representative of persons of low and moderate income who request assistance in developing proposals with the level and type of assistance to be determined by the grantee;
- (D) provides for public hearings to obtain citizen views and to respond to proposals and questions at all stages of the community development program including at least the development of needs, the review of proposed activities, and review of program performance. Hearings shall be held after adequate notice at times and locations convenient to potential or actual beneficiaries and with accommodation for the handicapped;
- (E) provides for a timely written answer to written complaints and grievances, within 15 working days where practicable; and

-
- (F) identifies how the needs of non-English speaking residents will be met in the case of public hearings where a significant number of non-English speaking residents can be reasonably expected to participate.

The provision and implementation of a CPP may not be construed to restrict the responsibility or authority of the grantee for the development and execution of its community development program.

All grantees must adopt the CPP and provide documentation of compliance throughout the term of the grant agreement. The components of the Plan and the kind of information necessary to document compliance are discussed in the following section.

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

RESOLUTION #2014-244

**TITLE: APPROVAL OF PUBLIC FACILITIES GRANT MANAGEMENT PLAN
REMOVAL OF ARCHITECTURAL BARRIERS**

WHEREAS, the Township of Lower will apply for approximately \$274,270 to carry out a NJDCA Fiscal Year 2015 Small Cities CDBG Public Facilities project to remove architectural barriers which restrict accessibility of the elderly and handicapped at the Township Recreation Complex; and

WHEREAS, the NJ Department of Community Affairs requires the Township of Lower to prepare a Grant Management Plan to define project staffing and project activities; and

WHEREAS, the NJ Department of Community Affairs requires the Township of Lower to officially adopt its Grant Management Plan; and

WHEREAS, the Township of Lower has prepared a Grant Management Plan for its Fiscal Year 2015 Public Facilities project.

NOW, THEREFORE BE IT RESOLVED, that the Township Council of the Township of Lower adopts the Grant Management Plan prepared by Colleen Crippen for the Fiscal Year 2015 Public Facilities project.

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

Julie A. Picard, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD						
NEVILLE						
SIMONSEN						
CLARK						
BECK						

**GRANT MANAGEMENT PLAN
TOWNSHIP OF LOWER
FY 2015 SMALL CITIES
PUBLIC FACILITIES
RECREATION COMPLEX ADA COMPLIANCE PH II**

August 2014

Project Director functions are handled by Ms. Colleen Crippen, Township Grants Coordinator. Ms. Crippen has experience in implementing 18 DCA Small Cities projects including 10 public facilities projects. In addition she has administered Neighborhood Preservation and Safe Housing projects. She is a full-time employee of the Township. The address and phone number for Ms. Crippen are:

Colleen Crippen, Grants Coordinator
Township of Lower
Township Building
2600 Bayshore Road
Villas, NJ 08251-1399
(609) 886-2005 & (609) 886-1694 (fax)
ccrippen@townshipoflower.org

The principal of Blauer Associates, Mark Blauer will be assigned to this project as **Project Coordinator**. He has worked on Small Cities programs since 1977. Mr. Blauer's address and phone number are shown below:

Mark Blauer
Blauer Associates
P.O. Box 363
Nescopeck, Pa. 18635
(570) 379-2552 & (570) 379-2006 (fax)
mblauer@evenlink.com

Fiscal management will be handled by Township CFO/Treasurer, Ms. Lauren Read . The address and phone number for Ms. Read are shown below:

Lauren Read, CFO/Treasurer
Township of Lower
Township Building
2600 Bayshore Road
Villas, NJ 08251-1399
(609) 886-2005 & (609) 886-1694 (fax)
lread@townshipoflower.org

Lower Township will contract with Lindemon, Winckelmann, Deupree, Martin, Russell & Associates PC, an architectural/engineering consulting firm, for the design, bidding, and construction inspection of this mobility barrier removal project. That firm is assigning Mr. James Lindemon as Project Architect. Below is his contact information:

James Lindemon
 Lindemon, Winckelmann, Deupree, Martin, Russell & Associates PC
 224 North High Street
 Millville, NJ 08332
 856-293-9554 & (856) 293-1571 fax
 jlindemon@lwdmr.com

Administrative Tasks Necessary to Implement the Grant

- | | |
|--|---------------------------------|
| • Preparation of Community Development Needs Statement | Mark Blauer |
| • Preparation of Environmental Review Record | Mark Blauer |
| • Preparation of Grant Management Plan | Mark Blauer |
| • Fair Housing Compliance | Mark Blauer |
| • Historic preservation clearance | Mark Blauer |
| • Program record keeping | Mark Blauer and Colleen Crippen |
| • Engineering Design | James Lindemon |
| • Preparation of bid package and bidding | James Lindemon |
| • MBE & WBE contractor outreach | Mark Blauer |
| • Preparation of construction contract | James Lindemon |
| • Citizen participation compliance | Mark Blauer |
| • Labor Standards Compliance | Mark Blauer |
| • Construction inspection | James Lindemon |
| • Review and approval of construction invoices | James Lindemon |
| • Preparation of FSR and FMR reports | Mark Blauer |
| • Submission of FSR and FMR reports | Colleen Crippen and Lauren Read |
| • Processing of payment requests from contractor | Lauren Read |
| • Coordination with NJDCA staff | Mark Blauer |
| • Attendance of NJDCA monitoring visits | Mark Blauer |
| • Program closeout | Mark Blauer |

Project Schedule

- | | |
|--|------------------------|
| • Preparation of Community Development Needs Statement | Completed |
| • Preparation of Environmental Review Record | Completed |
| • Preparation of Grant Management Plan | Completed |
| • Fair Housing Compliance | Completed |
| • Historic preservation clearance | Completed |
| • Program record keeping | Jan 2015 - July 2016 |
| • Engineering Design | Mar 2015 - June 2015 |
| • Preparation of bid package and bidding | July 2015 |
| • MBE & WBE contractor outreach | July 2015 |
| • Preparation of construction contract | Sept 2015 |
| • Citizen participation compliance | Jan 2015 - July 2016 |
| • Labor Standards Compliance | Aug 2015- May 2016 |
| • Construction inspection | Sept 2015 - May 2016 |
| • Review and approval of construction invoices | Sept 2015 - May 2016 |
| • Preparation of FMR reports | Jan 2015 - July 2016 |
| • Submission of FSR requests | Sept 2015 - July 2016 |
| • Processing of payment requests from contractor | Sept 2015 - July 2016 |
| • Coordination with NJDCA staff | Jan 2015 - August 2016 |
| • Program closeout | August 2016 |

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

RESOLUTION # 2014-245

TITLE: APPROVAL OF A PRECIOUS METALS LICENSE

WHEREAS, an application has been made for a Precious Metal License by the following applicant in accordance with Ordinance #2014-05; and

WHEREAS, the applicant has paid the proper fee, posted the required bond and the Police have no objection to the issuance of said license.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Lower, that a Precious Metal License for the year 2014 be approved and is hereby approved for the following applicant:

North End Thrift, LLC

901 Bayshore Road, Villas

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

Julie A. Picard, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD						
NEVILLE						
SIMONSEN						
CLARK						
BECK						

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

RESOLUTION #2014-246

TITLE: AUTHORIZING AARTS TRANSPORTATION SERVICES CORP TO TRANSFER TWO (2) TAXI VEHICLE LICENSES

WHEREAS, AARTS Transportation Services Corp applied for and received a taxi license for a 2001 Dodge Grand Caravan, Vin #2B8GP44391R206491 and a 2003 Dodge Grand Caravan Vin #2C4GP24R53R250584; and

WHEREAS, AARTS has replaced the above vehicles with a 2000 Dodge Caravan Vin #1B4GP44G0YB806796 and a 2006 Chrysler Town & Country Vin #2A8GP44RX6R632117 and have requested the licenses be transferred to the new vehicles; and

WHEREAS, AARTS has paid the required twenty five dollar (\$25) transfer fee per vehicle and provided the required insurance certificates showing the new vehicles.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Lower that the license transfers are hereby approved.

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

Julie A Picard, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD						
NEVILLE						
SIMONSEN						
CLARK						
BECK						

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

RESOLUTION #2014-247

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 \$3725.00 for an item of revenue in the budget of the year 2014 as follows:

Miscellaneous Revenues
Revenue Offset with Appropriations - Body Armor Fund
Total with increase to be \$3,725.00

SECTION 2.

BE IT FURTHER RESOLVED that a like sum of \$3,725.00 be and the same is hereby appropriated under the caption of:

General Appropriations
Public & Private Programs Offset by Revenues - Body Armor Fund
State/Federal Share \$ 3,725.00
Non State Share \$
Total with increase to be \$ 3,725.00

BE IT FURTHER RESOLVED that a certified copy of this resolution with a copy of the appropriate documentation be filed with the Division of Local Government Services.

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

Julie A. Picard, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD						
NEVILLE						
SIMONSEN						
CLARK						
BECK						



Company: Township Of Lower

Account Details

Information valid as of Friday, August 22, 2014 at 09:08 AM PST

Account Selection	Account Description	Current Balance	Available Balance
455000505 - Council Checking	Council Checking	9,348,103.73	9,316,719.31

Request Specific Date Range

From To

Advanced Search >>

The system has completed your history request for dates 03/14/2014 through 03/14/2014 for 455000505 - Council Checking account.

Posted Transactions

Date	Item Reference	Transaction	Description	Debit	Credit	Balance
03/14/2014		External Deposit DOJ TREAS 310	- MISC PAY DOCNO:H32198065 YREGDOC:LB12062 492 216005700150400		1,117.50	4,591,626.95

Posted Transactions

Date	Item Reference	Transaction	Description	Debit	Credit	Balance
05/12/2014		External Deposit DOJ TREAS 310	- MISC PAY DOCNO:H47840122 YREGDOC:XXB130 66345 216005700150400	43,725	1,385.00	9,851,598.45
05/12/2014		External Deposit DOJ TREAS 310	- MISC PAY DOCNO:H47540122 YREGDOC:LB12062 492 216005700150400		1,222.50	9,852,820.95

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

RESOLUTION #2014-248

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 \$1,063.44 for an item of revenue in the budget of the year 2014 as follows:

Miscellaneous Revenues
Revenue Offset with Appropriations - Alcohol Education Rehabilitation Enforcement Fund
Total with increase to be \$1,063.44

SECTION 2.

BE IT FURTHER RESOLVED that a like sum of \$1,063.44 be and the same is hereby appropriated under the caption of:

General Appropriations
Public & Private Programs Offset by Revenues - Alcohol Education Rehabilitation Enforcement Fund
State/Federal Share \$ 1,063.44
Non State Share \$
Total with increase to be \$ 1,063.44

BE IT FURTHER RESOLVED that a certified copy of this resolution with a copy of the appropriate documentation be filed with the Division of Local Government Services.

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

Julie A. Picard, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD						
NEVILLE						
SIMONSEN						
CLARK						
BECK						

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

RESOLUTION # 2014-249

TITLE: AUTHORIZING THE SALE OF TOWNSHIP OF LOWER SURPLUS NO LONGER NEEDED FOR PUBLIC USE ON GOVDEALS ONLINE AUCTION WEBSITE

WHEREAS, the Township of Lower has determined that the property described on Schedule A attached hereto is no longer needed for public use; and

WHEREAS, the Local Unit Technology Pilot Program and Study Act (P.L. 2001, c. 30) authorizes the sale of surplus personal property no longer needed for public use through the use of an online auction service; and;

WHEREAS, the Township of Lower intends to utilize the online auction services of GovDeals located at www.govdeals.com; and sell the Township surplus property.

NOW, THEREFORE, BE IT RESOLVED by the Lower Township Council , County of Cape May, State of New Jersey, that the Township of Lower is hereby authorized to utilize the online auction services of GovDeals located at www.govdeals.com ; and sell the surplus property as indicated on Schedule A on an online auction website.

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

Julie A. Picard, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD						
NEVILLE						
SIMONSEN						
CLARK						
BECK						

- (1) Deer Skin Animal Control Truck Box Insert for Pickup
- (1) Pak-Mor Recycling Body 30 Yard Packer
- (1) 2004 Ford F250 Pickup

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

RESOLUTION # 2014-250

Title: AUTHORIZING PAYOUT OF TERMINAL LEAVE

WHEREAS, the employee listed below has resigned from the Township and is entitled to payment for accumulated vacation, compensatory and personal time, as well as, guaranteed overtime; and

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

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

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Township of Lower that a revised payment due to Erin Umscheid in the amount of \$ 163.54 is authorized and chargeable to the Reserve for Accumulated Absences and \$2,147.31 is authorized and chargeable to the current budget 4-01-25-250-102 .

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

Julie A. Picard, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD						
NEVILLE						
SIMONSEN						
CLARK						
BECK						

Umscheid, Erin

TOWNSHIP OF LOWER
RETIREMENT PAYOUT ANALYSIS

DATE: 8/27/2014

EMPLOYEE: Umscheid, Erin
DATE OF RETIREMENT 8/14/2014
DATE OF PAYMENT:
RESOLUTION #:

Annual Salary:	\$45,121.71
Hourly Rate:	\$21.69
Longevity	

SALARY:		
Salary due to	8/14/2014	\$29,329.10
Salary paid through	8/16/2014	\$29,329.10
longevity due		
Longevity paid		
Balance due		\$0.00

TERMINAL LEAVE:			
	Hours	Rate	Total
Comp	6.00	21.6931	130.16
Personal	10.31	21.6931	223.61
Sick	0.00	21.6931	0.00
Vacation	(64.77)	21.6931	(1,405.05)
Holidays	56.00	21.6931	1,214.81
Terminal Leave Payout			\$163.54
104 Hours	66.00	32.54	\$2,147.31
Final pay			\$2,310.85

	(A)	(B)	(C)	(B * C) (D)	(E)	A + D - E (F)
	Carryover	Annual Accrual	33 weeks / 52 weeks	Prorated Time Due	Time Used	Hours to be paid
Comp	0.00	36.00	1.00	36.00	30.00	6.00
Personal	2.00	32.00	0.63	20.31	12.00	10.31
Sick	53.50	120.00	0.63	76.15	128.00	0.00
Vacation	16.50	128.00	0.63	81.23	162.50	(64.77)
Holidays	7 holidays	112.00		56.00	0.00	56.00
Total	72.00	428.00		269.69	332.50	7.54

Accrual and time used are current to 8/16/14 subject to change if time is used or not currently reported.

Employee Signature: _____

Date: _____

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

RESOLUTION # 2014-251

TITLE: RESOLUTION AUTHORIZING THE ISSUANCE BY THE
TOWNSHIP OF LOWER, IN THE COUNTY OF CAPE MAY, NEW
JERSEY OF A REPLACEMENT BOND

WHEREAS, the Township of Lower, in the County of Cape May, New Jersey (the "Township") issued \$2,720,000 General Improvement Refunding Bonds, Series 2011 on August 31, 2011 (the "Bonds"); and

WHEREAS, the Bonds were issued in the form of one certificate for the principal amount of the Bonds maturing July 15th in each of the years 2012 to 2015, inclusive, and are registered in the name of CEDE & CO., as nominee of The Depository Trust Company ("DTC"), which acts as a Securities Depository; and

WHEREAS, the Township received the "Affidavit of Loss" (See Exhibit A attached hereto) (the "Affidavit") from DTC notifying the Township that the \$680,000 General Improvement Refunding Bond Numbered GIR-4, Cusip Number 548622 GA1, bearing interest at a rate of 4.00% and maturing July 15, 2015 (the "Original Bond") cannot be located due to damage and flooding to its premises located at 55 Water Street, New York, New York 10041 which occurred during the Super Storm Sandy flood in October, 2012; and

WHEREAS, DTC has requested that the Township issue a replacement bond; and

WHEREAS, DTC has assured the Township in the Affidavit that should DTC recover the Original Bond, it will immediately contact the Township.

NOW THEREFORE, BE IT RESOLVED by the Township Council of the Township of Lower in the County of Cape May, New Jersey (not less than two-thirds of all members thereof affirmatively concurring) as follows:

Section 1. A \$680,000 General Improvement Refunding Replacement Bond (the "Replacement Bond") shall be issued with the same parameters as the Original Bond (See Exhibit B attached hereto).

Section 2. The Township Mayor, Chief Financial Officer and Clerk are hereby authorized to execute the Replacement Bond.

Section 3. McManimon, Scotland & Baumann, LLC is hereby authorized to deliver the Replacement Bond to DTC.

Section 4. This resolution shall take effect immediately.

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

Julie A Picard, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD						
NEVILLE						
SIMONSEN						
CLARK						
BECK						

McMANIMON & SCOTLAND, L.L.C.

ATTORNEYS AT LAW

TELEPHONE
(973) 622-1000

1037 RAYMOND BOULEVARD, SUITE 400
NEWARK, NEW JERSEY 07102-5408

FAX (973) 622-7333
FAX (973) 622-3744

August 31, 2011

Township Council of the
Township of Lower
County of Cape May, New Jersey

Dear Council:

We have acted as bond counsel to the Township of Lower, in the County of Cape May, New Jersey (the "Township") in connection with the issuance by the Township of \$2,720,000 General Improvement Refunding Bonds, Series 2011 (the "Bonds"). In order to render the opinions herein, we have examined laws, documents and records of proceedings, or copies thereof, certified or otherwise identified to us, as we have deemed necessary.

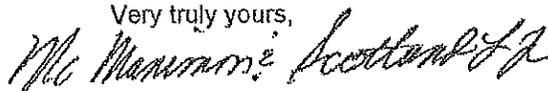
The Bonds are issued pursuant to the Local Bond Law of the State of New Jersey, a bond ordinance finally adopted on May 16, 2011 and a resolution of the Township adopted May 16, 2011.

In our opinion, except insofar as the enforcement thereof may be limited by any applicable bankruptcy, moratorium or similar laws or application by a court of competent jurisdiction of legal or equitable principles relating to the enforcement of creditors' rights, the Bonds are valid and legally binding general obligations of the Township, and the Township has the power and is obligated to levy *ad valorem* taxes upon all the taxable real property within the Township for the payment of the Bonds and the interest thereon without limitation as to rate or amount.

The Township has covenanted to comply with continuing requirements that must be satisfied subsequent to the issuance of the Bonds in order to preserve tax exemption under Section 103(a) of the Internal Revenue Code of 1986, as amended (the "Code"). Failure to comply with certain requirements of the Code may cause interest on the Bonds to be included in gross income for federal income tax purposes retroactive to the date of issuance of the Bonds. In the event that the Township continuously complies with its covenant and in reliance on representations, certifications of fact and statements of reasonable expectations made by the Township in its Arbitrage and Tax Certificate, it is our opinion that interest on the Bonds is not included in the gross income of the owners thereof for federal income tax purposes pursuant to Section 103(a) of the Code and is not an item of tax preference to be included in calculating alternative minimum taxable income under the Code for purposes of the alternative minimum tax imposed with respect to individuals and corporations. Interest on the Bonds held by a corporate taxpayer is included in the relevant income computation for calculation of the federal alternative minimum tax as a result of the inclusion of interest on the Bonds included in "adjust current earnings." We express no opinion regarding other federal tax consequences arising with respect to the Bonds. Further, in our opinion, interest on the Bonds and any gain on the sale thereof is not included in gross income under the New Jersey Gross Income Tax Act.

This opinion is issued as of the date hereof. We assume no obligation to update, revise or supplement this opinion to reflect any facts or circumstances that may come to our attention or any changes in law or interpretations thereof that may occur after the date of this opinion or for any reason whatsoever.

Very truly yours,



Affidavit of Loss

Subject: CUSIP 548622GA1, Security Description: LOWER TWP N J NJ D08/31/11 04.000% JJ15 BE, Certificate Number 4 @ 680,000, Registered In The Name of CEDE & CO.

Agent: Township of Lower, 2600 Bayshore Rd, Villas, NJ 08251.
Attn: Lauren Read

I, Mary Erbacher, being duly sworn, deposes and says:

That the deponent is of legal age and that he/she has an office at 18301 Bermuda Green Drive, Tampa, Florida 33647; that he/she is an authorized representative of The Depository Trust Company ("DTC") and that the statements made herein are based upon information, investigation and belief made on or about 08/12/2014.

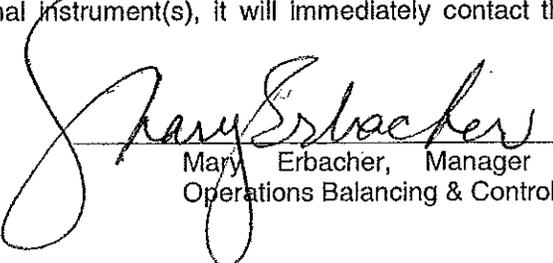
That DTC held or received the above-captioned instrument(s) at its premises located at 55 Water Street, New York, N.Y. 10041.

That a thorough recovery effort has been made following Super Storm Sandy and a thorough search of the offices of DTC has been conducted and the said instrument(s) cannot now be found.

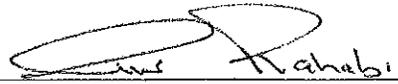
That except as specifically stated, neither said instrument(s) nor any interest therein has been sold, assigned, endorsed, transferred, deposited under any agreement, hypothecated, pawned, pledged for any bank of brokerage loan or otherwise, or disposed of in any manner by or on behalf of DTC. DTC has no actual knowledge of contrary disposition of said instrument(s) in any manner by any party.

That this affidavit is made to induce the issuance of a replacement certificate for said instrument(s).

If DTC should find or recover the original instrument(s), it will immediately contact the Township of Lower, the Agent.


Mary Erbacher, Manager -
Operations Balancing & Control

Sworn to before me this
12th day of August, 2014


Amir Rahabi



REGISTERED
No. GIR-4

REGISTERED
\$680,000

UNITED STATES OF AMERICA
STATE OF NEW JERSEY

TOWNSHIP OF LOWER

GENERAL IMPROVEMENT REFUNDING BOND

DATED DATE:	MATURITY DATE:	RATE OF INTEREST PER ANNUM:	CUSIP:
8/31/11	7/15/15	4.00%	548622 GA1

TOWNSHIP OF LOWER, a municipal corporation of the State of New Jersey (the "Township"), hereby acknowledges itself indebted and for value received promises to pay to CEDE & Co., as nominee of The Depository Trust Company which will act as Security Depository on the Maturity Date specified above, upon presentation and surrender of this bond, the principal sum of SIX HUNDRED EIGHTY THOUSAND DOLLARS (\$680,000), and to pay interest on such sum from the Dated Date stated above until it matures at the Rate of Interest Per Annum specified above semiannually on the fifteenth day of January and July in each year until maturity, commencing January 15, 2012. Principal of and interest on this bond will be paid to the Security Depository by the Township and will be credited to the participants of The Depository Trust Company as listed on the records of The Depository Trust Company as of the January 1 and July 1 next preceding the date of such payments (the "Record Dates"). The principal of and interest on this bond are payable in lawful money of the United States of America.

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

This bond is not subject to redemption prior to its stated maturity.

This bond is one of an authorized issue of bonds and is issued pursuant to the Local Bond Law of the State of New Jersey, a bond ordinance of the Township finally adopted May 16, 2011, and entitled, "Refunding Bond Ordinance of the Township of Lower, in the County of Cape May, New Jersey, Providing For The Refunding of all or a Portion Of Certain General Improvement Bonds, Appropriating \$3,000,000 Therefor and Authorizing the Issuance by the Township of Refunding Bonds in the Aggregate Principal Amount of not Exceeding \$3,000,000 for Financing the Cost Thereof" shall be issued as "General Improvement Refunding Bonds" and a resolution of the Township adopted May 16, 2011.

As long as The Depository Trust Company is the depository for the Bonds as provided herein, the procedures of The Depository Trust Company will determine the method of selection for redemption within a maturity. Otherwise, it will be by lot or by a similar method.

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

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

IN WITNESS WHEREOF, the Township has caused this bond to be executed in its name by the manual or facsimile signatures of its Mayor and its Chief Financial Officer, its corporate seal to be hereunto imprinted or affixed, this bond and the seal to be attested by the manual or facsimile signature of its Clerk and this bond to be dated the Dated Date as specified above.

TOWNSHIP OF LOWER

By Michael E Beck
Mayor

ATTEST:

By: Julie G. Roane
Township Clerk

By: Laura Reed
Chief Financial Officer

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

ORDINANCE NO. 2014-10

BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY THE TOWNSHIP OF LOWER, IN THE COUNTY OF CAPE MAY, NEW JERSEY, APPROPRIATING \$1,312,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,235,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF.

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF LOWER, IN THE COUNTY OF CAPE MAY, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The several improvements described in Section 3 of this bond ordinance are hereby respectively authorized to be undertaken by the Township of Lower, in the County of Cape May, New Jersey (the "Township") as general improvements. For the several improvements or purposes described in Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriation made for each improvement or purpose, such sums amounting in the aggregate to \$1,312,000, and further including the aggregate sum of \$77,000 as the several down payments for the improvements or purposes required by the Local Bond Law. The down payments have been made available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the several improvements or purposes not covered by application of the several down payments, negotiable bonds are hereby authorized to be issued in the principal amount of \$1,235,000 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. The several improvements hereby authorized and the several purposes for which the bonds are to be issued, the estimated cost of each improvement and the appropriation therefor, the estimated maximum amount of bonds or notes to be issued for each improvement and the period of usefulness of each improvement are as follows:

<u>Purpose</u>	<u>Appropriation & Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds & Notes</u>	<u>Period of Usefulness</u>
a) Court Department The acquisition of a copier, including all related costs and expenditures incidental thereto.	\$10,520	\$9,860	10 years
b) Police Department 1) The acquisition of mobile data recorders, SWAT term ballistic vests, mobile video recorders, a weapon storage cabinet, a variable message board with radar, fixed/mounted radar			

speed displays, a digital camera and case, armorers kits, radar units, radio power supply and a narrowband base radio, including all related costs and expenditures incidental thereto.	\$159,175	\$141,975	10 years
2) The acquisition of an ID card system, a neatdesk scanner, office chairs, desktops, and a touchbook computer, including all related costs and expenditures incidental thereto.	\$15,550	\$14,550	5 years
3) The acquisition of sport utility vehicles and a vehicle outfitting truck vault, including all related costs and expenditures incidental thereto.	\$83,005	\$78,645	5 years
c) EMS Department The acquisition of emergency shelter supplies, including all related costs and expenditures incidental thereto.	\$17,535	\$16,535	15 years
d) Department of Public Works 1) The acquisition of a dump truck with plow, including all related costs and expenditures incidental thereto.	\$169,515	\$160,815	5 years
2) The acquisition of a vacuum street sweeper, a backhoe, various small equipment, stop signs and posts, including all related costs and expenditures incidental thereto.	\$478,150	\$454,020	15 years
e) Recreation Department 1) Improvements to various basketball systems, asphalt resurfacing, ADA improvements, the acquisition of soccer goals at various parks, the acquisition of playground equipment, improvements to soccer fields, improvements to the bike trail, and ADA compliant playground and bathroom upgrades, including all work and materials necessary therefor and incidental thereto and further including all related costs and expenditures incidental thereto.	\$293,560	\$278,660	15 years
2) The acquisition of office equipment, including all related costs and expenditures incidental thereto.	\$820	\$770	5 years

f) General Department The acquisition of office equipment, including all related costs and expenditures incidental thereto.	\$35,655	\$33,655	5 years
g) Municipal Land Use Department The acquisition of computers and archiving upgrades, including all related cost and expenditure incidental thereto.	\$17,535	\$16,535	5 years
h) Collector Department The acquisition of office equipment, including all related costs and expenditures incidental thereto.	\$11,105	\$10,305	5 years
i) Clerk Department The acquisition of office equipment, including all related costs and expenditures incidental thereto.	\$19,875	\$18,675	5 years
TOTAL:	\$1,312,000	\$1,235,000	

The excess of the appropriation made for each of the improvements or purposes aforesaid over the estimated maximum amount of bonds or notes to be issued therefor, as above stated, is the amount of the down payment for each purpose.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no bond anticipation note shall mature later than one year from its date. The bond anticipation notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with bond anticipation notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law. The chief financial officer is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

Section 5. The Township hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Township is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3(a) of this bond ordinance are not current expenses. They are all improvements or purposes that the Township may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The average period of usefulness, computed on the basis of the respective amounts of obligations authorized for each purpose and the reasonable life thereof within the limitations of the Local Bond Law, is 11.68 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$1,235,000, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$209,700 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purposes or improvements.

Section 7. The Township hereby declares the intent of the Township to issue bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use the proceeds to pay or reimburse expenditures for the costs of the purposes or improvements described in Section 3 of this bond ordinance. This Section 7 is a declaration of intent within the meaning and for purposes of Treasury Regulations.

Section 8. Any grant moneys received for the purposes or improvements described in Section 3 hereof shall be applied either to direct payment of the cost of the improvements or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 9. The chief financial officer of the Township is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Township and to execute such disclosure document on behalf of the Township. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the ARule@) for the benefit of holders and beneficial owners of obligations of the Township and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 10. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy *ad valorem* taxes upon all the taxable real property within the Township for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

Thomas Conrad, Councilmember

James Neville, Councilmember

Erik Simonsen, Councilmember

Norris Clark, Deputy Mayor

Michael E Beck, Mayor

Adopted: _____

Attest: _____
Julie A Picard, Township Clerk

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

RESOLUTION # 2014-252

TITLE:

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

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

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

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

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

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

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

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

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

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

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

LITIGATION UPDATE: CAPE MAY SCHOOL LITIGATION & STANGO v. TOWNSHIP

_____ (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 September 3, 2014 that an Executive Session closed to the public shall be held on this date at approximately _____ P.M. in the Conference Room of the Township Hall, 2600 Bayshore Road, Villas for the discussion of matters relating to the specific items designated above.

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

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

Julie A Picard, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD						
NEVILLE						
SIMONSEN						
CLARK						
BECK						