

RESOLUTIONS ADOPTED SEPTEMBER 7, 2011

- Res. #2011-240 Payment of Vouchers, \$1,885,884.25
Res. #2011-241 Authorization for Refund of Taxes (8 refunds -1 disabled vet,1 paid in error & 6 duplicate payments)
Res. #2011-242 Drunk Driving Enforcement Fund Application, \$8,514.15 (Annual application for grant funds)
Res. #2011-243 Adoption of State Model Citizen Participation Plan for DCA Small Cities Program (Required as part of Res. #2011-245)
Res. #2011-244 Identifying Small Cities Fair Housing Officer (Required in connection with grant application - Res. 2011-245)
Res. #2011-245 Approval of Public Facilities Grant Management Plan Removal of Architectural Barriers (Application for \$400,000 to remove barriers for elderly and handicapped at Rec Center and former Fishing Creek Schoolhouse)
Res. #2011-246 Appointment to Recreation Advisory Board (Regular member 3 yr term)
Res. #2011-247 Authorizing Payout of Terminal Leave (T. Keywood \$95,725.80 - Retired
Res. #2011-248 Authorizing Payout of Terminal Leave (K. McPherson \$52,601 Retired Sept. 1)
Res. #2011-249 Authorizing Payout of Terminal Leave (B. Marker \$29,308.80 pursuant to contract)
Res. #2011-250 Approval to Submit a Grant Application and Execute a Grant Agreement with the New Jersey Department of Transportation for the Beach Drive Access Improvement Project (Authorizing Hatch Mott to prepare and electronically file grant application)
Res. #2011-251 Resolution approving Project Proposal Between Hatch Mott MacDonald and the Township of Lower for Engineering Services Related to Beach Drive Improvement Project \$2500 to prepared and submit the application for construction of pedestrian safety and access improvements to Beach Drive from Lincoln to Pinewood including 6 ft. wide sidewalk for 1.48 miles & ADA improvements at intersections)
Res. #2011-252 Acceptance and Contract Award for Suspended Modular Tile Sports Floor System (\$36,632.00 including supervisor for installation - 2 proposals rec'd.)
Res. #2011-253 Resolution Acknowledging Award of Contract for Natural Gas Services for the South Jersey Power Cooperative (Award to Woodruff Energy for 3 yr term beginning Dec 1, 2011)
Res. #2011-254 Payment of Voucher to Lower Township Rescue Squad \$35,000. 00 (2011 fuel expense)
Res. #2011-255 Approval of Change Order No. 3 for Roof Replacement and Related Work at the Recreation Center
Res. #2011-256 Authorization for the Township of Lower to Make Application for a Subgrant of the Federal Fiscal Year 2011 of Department of Homeland Security Emergency Management Performance Grant Program Funding
Res. #2011-258 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." (Acquisition of Property)

RESOLUTION(S) NOT RECEIVING SUFFICIENT VOTES FOR PASSAGE

- Res. #2011-257 *Resolution to Release the Proposed Collective Bargaining Units' Contracts to the Public Prior to Final Approval by the Governing Body*

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
	11-02404	08/30/11	CONTRACTUAL REIMBURSEMENT	Open	150.84	0.00		
00348	BENNETT BATTERIES, LLC*							
	11-01956	07/08/11	SUPPLIES FOR RDS/SANT/RECY/DPW	Open	595.40	0.00		
	11-02229	08/08/11	SUPPLIES FOR COUNTY VEH.	Open	148.80	0.00		

					744.20			
00370	BLUE CROSS/BLUE SHIELD OF NJ							
	11-02350	08/19/11	SEPTEMBER, 2011 MED-D	Open	3,209.02	0.00		
00403	BLUE WAVE EXPRESS CAR WASH*							
	11-02331	08/19/11	CAR WASH - PLANNING & ZONING	Open	15.00	0.00		
	11-02332	08/19/11	CAR WASH - FIRE SAFETY	Open	20.00	0.00		
	11-02343	08/19/11	CAR WASH - POLICE DEPT	Open	540.00	0.00		

					575.00			
00535	PHILIP CALFINA							
	11-02363	08/23/11	OVER 65 MED SUPP	Open	1,440.00	0.00		
00611	COUNTY OF CAPE MAY							
	11-02317	08/17/11	GAS/DIESEL/JULY 2011	Open	37,311.19	0.00		
00616	ANIMAL ALLIANCE OF CAPE							
	11-02320	08/17/11	2010 PETSMART GRANT	Open	258.00	0.00		
	11-02321	08/17/11	TNR & SPAY/NEUTER PROGRAM	Open	525.00	0.00		
	11-02346	08/19/11	TNR AND SPAY/NEUTER PROGRAM	Open	225.00	0.00		
	11-02347	08/19/11	2010 PETSMART GRANT	Open	43.00	0.00		

					1,051.00			
00651	MUNICIPAL UTIL AUTH DUMP FEES							
	11-02292	08/12/11	DUMPING FEES-JULY 2011	Open	55,198.75	0.00		
00680	CMC JUNIOR FOOTBALL LEAGUE							
	11-02163	08/01/11	CAPE MAY COUNTY JUNIOR	Open	4,000.00	0.00		
00739	CAPE MAY VETERINARY HOSPITAL							
	11-02403	08/30/11	TNR PROGRAM	Open	40.00	0.00		
00775	CAPRIONI PORTABLE TOILETS, INC*							
	11-02351	08/22/11	STANDARD TOILET W/WKLY SERVICE	Open	248.00	0.00		
00784	CAPE MAY STAR & WAVE							
	11-02348	08/19/11	ORDINANCES 2011-15&16 8/17	Open	27.90	0.00		
	11-02352	08/22/11	LEGALS - 8/10/11	Open	79.36	0.00		
	11-02398	08/30/11	NOTICE OF DECISION 8/24/11	Open	21.08	0.00		

					128.34			
00807	CDW-GOVERNMENT INC*							
	11-02164	08/01/11	PRINTER	Open	590.00	0.00		

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
	11-02060	07/20/11	#SP752 8 WIDE ROCKY SLIP STOP	Open	70.98	0.00		
	11-02243	08/08/11	UNIFORMS	Open	200.00	0.00		
					270.98			
01690	GRANTURK EQUIPMENT CO*							
	11-02195	08/03/11	PARTS FOR STREET SWEEPER/DPW	Open	399.04	0.00		
01734	CHURCH'S SEASHORE NURSERY INC*							
	11-02238	08/08/11	REPAIRS/PARTS/LABOR DOUGLASS	Open	1,000.00	0.00		
01751	GRINGER WEAR PARTS, INC							
	11-01935	07/06/11	PARTS FOR TUB GRINDER/RECYCLIN	Open	2,540.57	0.00		
01781	HATCH MOTT MACDONALD, LLC*							
	11-02335	08/19/11	ESCROW BILLING	Open	1,005.03	0.00		
01785	ROBERT HARTMAN SR							
	11-02172	08/01/11	CONTRACT REIMB 2011	Open	115.40	0.00		B
01803	HORIZON DENTAL OPTION*							
	11-02349	08/19/11	SEPTEMBER, 2011 DENTAL	Open	15,134.69	0.00		
01805	HERTRICH FLEET SERVICES INC*							
	11-01755	06/13/11	POLICE CHARGERS	Open	25,073.00	0.00		B
01826	WILLIAM HIENKEL							
	11-02323	08/17/11	CONTRACTUAL REIMBURSEMENT	Open	322.92	0.00		
01859	HESS CORPORATION							
	11-02360	08/23/11	ELECTRICITY 7/20/11-8/18/11	Open	10,647.38	0.00		
01864	JONAS PIZZA, LLC							
	11-02344	08/19/11	NATIONAL NIGHT OUT PIZZA	Open	200.00	0.00		
01912	GRUCCIO, PEPPER, DESANTO&RUTH PA							
	11-00156	01/14/11	2011 CONTRACTUAL MONTHLY PMTS	Open	4,166.66	0.00		B
02125	KDI*							
	11-02307	08/15/11	CONTRACT CHARGE 5/1/11-7/31/11	Open	604.94	0.00		
02137	CHARLES MARANDINO, LLC*							
	11-02045	07/18/11	STATION RD. IMPROVEMENTS	Open	109,895.56	0.00		
02223	LANDSMAN UNIFORMS*							
	11-01543	06/01/11	UNIFORMS	Open	588.00	0.00		
02247	LAWSON PRODUCTS, INC.*							
	11-01961	07/08/11	SUPPLIES FOR GARAGE/DPW	Open	1,408.53	0.00		
02248	LAWMEN SUPPLY*							
	11-01989	07/11/11	BALLISTIC VESTS	Open	3,900.00	0.00		
	11-02055	07/20/11	BALLISTIC VESTS	Open	5,460.00	0.00		

Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
						9,360.00			
02334	LOWER TWP CHAMBER OF COMMERCE	11-02315	08/17/11	ANNUAL DUES OCT 2011-SEPT 2012	Open	100.00	0.00		
02351	LOWER CAPE MAY REGIONAL	11-01281	05/06/11	SCHOOL TAX DUE THE 15TH	Open	1,132,850.77	0.00		
02419	MALL CHEVROLET, INC	11-01756	06/13/11	2011 CHEVY TAHOE	Open	29,600.00	0.00		
02538	MARSH & MCLENNAN AGENCY, LLC*	11-02285	08/12/11	GROUP ACCIDENT 7/8/11-7/8/12	Open	350.00	0.00		
02647	KATHLEEN MCPHERSON	11-02329	08/17/11	CONTRACTUAL REIMBURSEMENT	Open	388.00	0.00		
02656	MICHAEL MCPHERSON*	11-01516	06/01/11	lot clearing	Open	1,500.00	0.00		B
02774	ROSE MOORE	11-02333	08/19/11	CONTRACTUAL REIMBURSEMENT - V	Open	70.00	0.00		
02800	MURPHY FENCE COMPANY*	11-01442	05/19/11	VINYL FENCE TOWNHALL REARENDIG	Open	1,399.56	0.00		
02940	MUNICIPAL RECORD SERVICE*	11-02194	08/03/11	TRAFFIC TICKETS	Open	311.00	0.00		
02948	NATW*	11-02289	08/12/11	NATIONAL NIGHT OUT	Open	305.00	0.00		
03026	NJ STATE HEALTH BENEFITS	11-02401	08/30/11	SEPTEMBER, 2011 HEALTH BENEFITS	Open	234,275.30	0.00		
03109	TRU GREEN CHEMLAWN	11-00957	04/13/11	FIELD MAINT CONTRACT-F.DOUGLAS	Open	900.00	0.00		B
03160	OFFICE BASICS, INC*	11-02241	08/08/11	OFFICE SUPPLIES/GARAGE/DPW	Open	100.02	0.00		
03172	OFFICE BUSINESS SYSTEMS INC*	11-02340	08/19/11	FTR USB FOOT PEDAL	Open	91.50	0.00		
03177	OCEAN CREST PRINTING*	11-01498	05/27/11	BUSINESS CARDS - R. HARRON	Open	25.00	0.00		
03241	SARGENT OSHEA	11-02324	08/17/11	CONTRACTUAL REIMBURSEMENT	Open	526.89	0.00		
03279	PARDO'S TRUCK PARTS WHSE*	11-01959	07/08/11	PARTS FOR RDS/SANT/RECY/DPW	Open	1,395.35	0.00		

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
	11-02231	08/08/11	PART FOR COUNTY VEH/DPW	Open	9.74	0.00		

					1,405.09			
03280			PARAMOUNT SANITARY SUPPLY*					
	11-00180	01/21/11	BAYRUN PAPER SUPPLIES	Open	43.99	0.00		
	11-02303	08/15/11	CLEANING SUPPLIES	Open	918.60	0.00		

					962.59			
03285			PARA PLUS TRANSLATIONS, INC.*					
	11-02254	08/09/11	INTERPRETER	Open	193.05	0.00		
03293			BLAINE PAYNTER					
	11-02322	08/17/11	CONTRACTUAL REIMBURSEMENTS	Open	44.00	0.00		
03365			LYNN JEFFERIS					
	11-02353	08/22/11	CONTRACTUAL REIMBURSEMENT	Open	317.00	0.00		
03427			POLAR BEAR*					
	11-02302	08/12/11	HVAC	Open	240.00	0.00		
03466			R & R SPECIALTIES					
	11-00178	01/21/11	BAYRUN TROPHIES	Open	1,575.90	0.00		
03495			ELIZABETH BYRNE					
	11-02304	08/15/11	CONTRACTUAL REIMBURSEMENT - V	Open	335.00	0.00		
03518			RIGGINS, INC.*					
	11-02295	08/12/11	OFF-HIGHWAY DIESEL/DPW	Open	1,284.59	0.00		
03607			SEASHORE FOOD SUPPLY*					
	11-02225	08/05/11	SUPPLIES FOR BAYRUN	Open	270.83	0.00		
	11-02287	08/12/11	NATIONAL NIGHT OUT	Open	150.54	0.00		

					421.37			
03611			SERVICE TIRE TRUCK CENTERS*					
	11-01957	07/08/11	TIRES FOR RDS/SANT/RECY/DPW	Open	2,944.37	0.00		
	11-02232	08/08/11	TIRES FOR RDS/SANT/RECY/DPW	Open	2,769.65	0.00		

					5,714.02			
03613			SEA ISLE ICE CO. INC.*					
	11-02149	08/01/11	BAGGED ICE FOR DPW	Open	189.00	0.00		
03637			SHOPPE					
	11-02061	07/20/11	ADVERTISEMENT - FARMERS MARKET	Open	288.00	0.00		
03663			SOUTH JERSEY AUTO SUPPLY*					
	11-02038	07/18/11	PARTS FOR RDS/SANT/RECY/DPS	Open	547.72	0.00		
	11-02230	08/08/11	PART FOR COUNTY VEH/SWEEPER	Open	8.48	0.00		

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
					556.20			
03683			SNAP-ON TOOLS*					
	11-01984	07/11/11	PARTS FOR GARAGE/SHOP/DPW	Open	1,057.50	0.00		
03692			SOUTH JERSEY GAS CO*					
	11-02407	08/30/11	AUGUST, 2011	Open	97.85	0.00		
03810			MUNICIPAL UTIL AUTH USAGE COST					
	11-02308	08/15/11	SEWER SERVICE DUE 9/10/11	Open	319.70	0.00		
	11-02309	08/15/11	WATER SERVICE DUE 9/10/11	Open	1,945.43	0.00		

					2,265.13			
03834			CAPE MAY COUNTY TREASURER/HAVE					
	11-02269	08/10/11	HAVEN HSE IN LIEU - DUE COUNTY	Open	463.68	0.00		
03844			GIACOMO TROMBETTA					
	11-02305	08/15/11	CONTRACTUAL REIMBURSEMENT	Open	160.00	0.00		
03904			LOWE'S HOME CENTER INC*					
	11-01855	06/27/11	IRRIGATION SYSTEM/BENNETT CRSN	Open	367.98	0.00		
03915			TURF EQUIPMENT & SUPPLY CO*					
	11-02235	08/08/11	PARTS FOR COUNTY MOWER/DPW	Open	431.82	0.00		
03935			STAPLES BUSINESS ADVANTAGE*					
	11-02081	07/21/11	OFFICE SUPPLIES	Open	28.20	0.00		
	11-02221	08/04/11	OFFICE SUPPLIES - TOWNHALL	Open	207.12	0.00		

					235.32			
03960			VECTOR SECURITY*					
	11-02090	07/25/11	REPAIR LOCK ON GYM DOOR	Open	70.00	0.00		
03963			US LUBES, LLC *					
	11-02141	08/01/11	BULK OIL FOR GARAGE/DPW	Open	2,393.92	0.00		
	11-02201	08/03/11	SUPPLIES FOR SANT/RECY/DPW	Open	445.13	0.00		

					2,839.05			
03969			VERIZON					
	11-02361	08/23/11	PHONE SERVICE	Open	329.01	0.00		
03978			USPS ACCT#48503619					
	11-02425	09/01/11	POSTAGE FOR METERS	Open	5,000.00	0.00		
03985			VILLAS NAPA AUTO PARTS					
	11-02199	08/03/11	PARTS FOR RDS/POLICE/DPW	Open	546.69	0.00		
03992			VAL-U AUTO PARTS LLC*					
	11-02200	08/03/11	PARTS FOR DPS/RDS/DPW	Open	1,938.47	0.00		

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
03998 VINELAND GUIDANCE CENTER*	11-02150	08/01/11	EVALUATION	Open	175.00	0.00		
04030 WEST PUBLISHING PAYMENT *	11-02313	08/15/11	NJ PRACTICE 34 35 35A UPDATES	Open	177.00	0.00		
04082 USA MOBILITY WIRELESS INC*	11-02297	08/12/11	PAGER FOR DPW	Open	6.24	0.00		
04097 CINTAS FIRST AID AND SAFETY*	11-02367	08/24/11	FIRST AID SUPPLIES - TOWNHALL	Open	133.32	0.00		
04105 PITNEY BOWES GLOBAL FINANCIAL	11-00164	01/18/11	MAIL MACHINES (2) ACCT#1468026	Open	902.00	0.00		
04127 SERVICE MASTER OF WILDWOOD	11-02443	09/02/11	CLEANING OF CARPET/ROOF LEAK	Open	1,500.62	0.00		
04155 BLACKLEY MASONRY LLC*	11-02206	08/03/11	TWP HALL PRK LOT SIDEWALK	Open	11,885.00	0.00		
04216 PRIVATE ISLAND EMBROIDERY*	11-02222	08/04/11	T-SHIRTS BAYRUN	Open	430.50	0.00		
04280 G.F.O.A. OF NJ	11-02430	09/01/11	2011 FALL CONFERENCE	Open	325.00	0.00		
04300 W B MASON CO INC*	11-02185	08/02/11	SAFETY PINS FOR BAYRUN	Open	116.00	0.00		
04301 SEASHORE ASPHALT CORPORATION*	11-00701	03/16/11	PATCH/ASPHALT FOR RDS/DPW	Open	887.35	0.00		
	11-02142	08/01/11	PATCH FOR RDS/DPW	Open	131.00	0.00		
	11-02175	08/02/11	PATCH FOR RDS/DPW	Open	98.00	0.00		
	11-02240	08/08/11	PATCH FOR ROADS/DPW	Open	111.00	0.00		

					1,227.35			
04380 NICOLE CARR	11-02400	08/30/11	INSTRUCTOR - HIIT CLASS	Open	26.00	0.00		
04382 RYAN MORMELLO	11-02399	08/30/11	INSTRUCTOR HIIT CLASS	Open	39.00	0.00		
04400 RICKY SLADE CONSTRUCTION INC*	11-02342	08/19/11	TOWNSHIP HALL PARKING LOT	Open	7,245.91	0.00		
04445 TRICOMM SERVICES CORP*	11-00710	03/17/11	IP500 OFFICE TEL SYS TOWNHALL	Open	23,907.52	0.00		B
	11-00716	03/18/11	TROUBLESHOOT VOICE MAIL PORTS	Open	758.80	0.00		
	11-01353	05/16/11	COMPUTER FOR TELEPHONE SYSTEM	Open	1,421.60	0.00		

					26,087.92			

Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type	
11-01581			06/08/11	FAMILY MOVIE NIGHT	Open	1,013.00	0.00			
TILL	TILL PAINT CO CORP*									
11-02151			08/01/11	FIELD WHITE PAINT	Open	2,220.00	0.00			
Total Purchase Orders:		165	Total P.O. Line Items:		343	Total List Amount:		1,883,598.25	Total Void Amount:	0.00

**Lower Township
Bill List
09/07/2011**

<u>Vendor</u>	<u>PO #</u>	<u>Description</u>	<u>Check #</u>	<u>Check Date</u>	<u>Amount</u>
NJ Div of Pensions	11-02245	Req for Claims Experience	45639	08/12/11	\$ 2,000.00
Michael Iames	11-02396	Reimb gasoline – Hurricane	45739	08/29/11	100.00
Gery Douglass	11-02418	Reimb purchase – Hurricane	45740	08/30/11	186.00

Total Manual Checks \$ 2,286.00

Total brought forward from computer generated bill list \$ 1,883,598.25

TOTAL BILL LIST \$ 1,885,884.25

I certify the foregoing to be a Resolution adopted by the Township Council on September 7, 2011.



Claudia R. Kammer, RMC, Township Clerk

	CONRAD	SIMONSEN	DOUGLASS	LARE	BECK
MOTION			X		
SECOND	X				
AYES	X	X	X	X	X
NAYS					
ABSTAIN					
ABSENT					

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

RESOLUTION #2011-241

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 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>
679	10	Corelogic	Paid twice	538.78
487.03	92	Corelogic	Paid twice	839.00
411	46	Corelogic	Paid twice	1,139.28
494.08	10	Corelogic	Paid twice	530.56
165	12	Corelogic	Paid twice	567.17
494.18	12	Jeffrey Reichle	Paid by mistake	2,981.68
349.09	4	Patricia Pomroy	Disabled veteran	1,228.18
512.27	8	Francine Hutchinson	Paid twice	852.78

I hereby certify the foregoing to be a resolution adopted by the governing body at a meeting held on September 7, 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

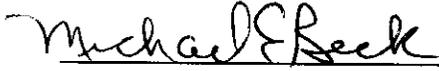
RESOLUTION #2011-242

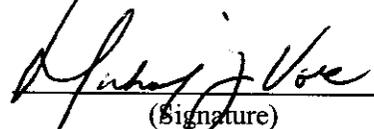
TITLE: DRUNK DRIVING ENFORCEMENT FUND APPLICATION, \$8,514.15

WHEREAS, the Township of Lower desires to apply for and obtain a grant from the New Jersey Department of Law and Public Safety, Division of Highway Traffic Safety for \$8,514.15 to receive funds from the Drunk Driving Enforcement Fund (DDEF) from July 1, 2011 through June 30, 2012.

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

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


 (Signature)
 Michael E. Beck, Mayor


 (Signature)
 Michael Voll, Township Manager

I hereby certify this is the original resolution adopted by the Township Council on Sept. 7, 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 #2011-243

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 2012 funds for approximately \$400,000 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 at the former Fishing Creek schoolhouse; 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 that the Mayor and the Township Committee of the Township of Lower, County of Cape May and 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 that the foregoing is a true copy of a resolution adopted by the Township of Lower, in the County of Cape May, at a meeting thereof held September 7, 2011.


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 #2011-244

TITLE: Identifying Small Cities Fair Housing Officer

Whereas, the Township of Lower is applying for a Fiscal Year 2012 Small Cities Community Development Block Grant application for approximately \$400,000 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 at the former Fishing Creek schoolhouse; 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; and

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; and

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; and

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 that the foregoing is a true copy of a resolution adopted by the Township of Lower, in the County of Cape May, at a meeting thereof held September 7, 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					

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

RESOLUTION #2011-245

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

WHEREAS, the Township of Lower will apply for approximately \$400,000 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 at the former Fishing Creek schoolhouse.;

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;

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

WHEREAS, the Township of Lower has prepared a Grant Management Plan for its Fiscal Year 2012 Public Facilities project;

NOW, THEREFORE BE IT RESOLVED, that the Township Committee of the Township of Lower adopts the Grant Management Plan prepared by Colleen Crippen for the Fiscal Year 2012 Public Facilities project.

I hereby certify that the foregoing is a true copy of a resolution adopted by the Township of Lower meeting thereof held September 7, 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- 246

TITLE: APPOINTMENT TO THE RECREATION ADVISORY BOARD

WHEREAS, Steve Morey's, Regular Member, term expired on June 30, 2011, and

WHEREAS, he has reapplied for membership and the Chairman has recommended reappointment, and

WHEREAS, Council has reviewed the applications on file with the Clerk.

NOW, THEREFORE, BE IT RESOLVED the following appointment to the Recreation Advisory Board be made as noted below:

<u>Name</u>	<u>Type</u>	<u>Term Exp.</u>
Steven Morey	Regular Member	June 30, 2014

I hereby certify the foregoing to be a resolution adopted by the Township Council at a meeting held on September 7, 2011.

Claudia R. Kammer
 Claudia R. Kammer, Township Clerk

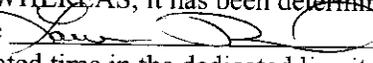
	CONRAD	SIMONSEN	DOUGLASS	LARE	BECK
MOTION			X		
SECOND	X				
AYE	X	X	X	X	X
NAY					
ABSTAIN					
ABSENT					

**TOWNSHIP OF LOWER, COUNTY OF CAPE MAY, STATE OF NEW JERSEY
RESOLUTION # 2011- 247**

Title: Authorizing Pay Out of Terminal Leave

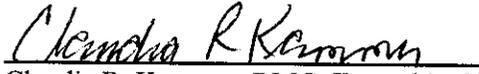
WHEREAS, the employee listed below has retired from the Township and is entitled to payment for accumulated vacation, sick and compensatory and personal time, and

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

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

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Township of Lower that a revised payment due to Thomas Keywood in the amount of \$ 95,725.80 is authorized and chargeable to the Reserve for Accumulated Absences.

I hereby certify the foregoing to be a resolution adopted by the Township Council on Sept 7, 2011


Claudia R. Kammer, RMC, Township Clerk

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

TOWNSHIP OF LOWER
 RETIREMENT PAYOUT ANALYSIS
 2011

EMPLOYEE: Keywood, Thomas
 DATE OF RESIGNATION: 8/31/2011
 DATE OF PAYMENT: _____
 RESOLUTION #: 2011

Annual Salary:	\$101,392.81
Longevity 6%	
Longevity 8%	\$8,111.42
Hourly Rate:	\$52.65
College Credits	

SALARY:	
Salary due to 8/31/2011	\$74,968.52
Salary paid through 8/20/11	\$72,089.52
Balance due	\$2,879.00

1/1/11-8/31/11	9/1/11-12/31/11	
\$71,598.92	\$37,905.31	
3369.6	-3369.6	
\$74,968.52	\$34,535.71	\$109,504.23

TERMINAL LEAVE:			
	Hours	Rate	Total
Comp	0.00	52.65	0.00
Personal	23.38	52.65	1,231.20
Sick	1,440.00	52.65	75,816.00
Vacation	290.77	52.65	15,309.00
Holidays	64.00	52.65	3,369.60
College Credits		1,000.00	0.00
Terminal Leave Payout			\$95,725.80
Salary Due			\$2,879.00
Total Amount			\$98,604.80

	(A) Carryover	(B) Annual Accrual	(C) 34 weeks / 52 weeks	(B * C) (D) Prorated Time Due	(E) Time Used	A + D - E (F) Hours to be paid
Comp				0.00		0.00
Personal		48.00	0.65	31.38	8.00	23.38
Sick	1,440.00		0.65	0.00		1,440.00
Vacation	328.00	200.00	0.65	130.77	88.00	370.77
Holidays (8)		8.00	8.00	64.00		64.00
Vacation Withheld					80.00	(80.00)
Total	1,768.00	256.00		162.15	176.00	1,818.15

1440 Max

Accrual and time used are current to _____ subject to change if time is used or not currently reported.

Employee Signature: _____
 Date: _____

Treasurer's Signature: _____
 Date: _____

**TOWNSHIP OF LOWER, COUNTY OF CAPE MAY, STATE OF NEW JERSEY
RESOLUTION # 2011-248**

Title: Authorizing Pay Out of Terminal Leave

WHEREAS, the employee listed below has retired from the Township and is entitled to payment for accumulated vacation, sick and compensatory and personal time, and

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

WHEREAS, it has been determined by the Township Treasurer as evidenced by signature [Signature] that adequate funding is available for accumulated time in the dedicated line item "Reserved for Accumulated Absences".

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Township of Lower that a revised payment due to Kathleen McPherson in the amount of \$ 52,601.00 is authorized and chargeable to the Reserve for Accumulated Absences.

I hereby certify the foregoing to be a resolution adopted by the Township Council on Sept 7 2011

[Signature]
Claudia R. Kammer, RMC, Township Clerk

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

McPherson

TOWNSHIP OF LOWER
 RETIREMENT PAYOUT ANALYSIS
 DATE:

EMPLOYEE: McPherson, Kathleen
 DATE OF RESIGNATION: 8/31/2011
 DATE OF PAYMENT: _____
 RESOLUTION #: 2011

Annual Salary:	\$111,774.00
Hourly Rate:	\$61.41
Longevity	\$3,000.00

SALARY:		
Salary due to	8/31/2011	\$76,522.20
Salary paid through	8/20/2011	\$73,083.34
Balance due		\$3,438.86

1/1/11-8/31/11	9/1/11-12/31/11	
73083	38691	
3439.2	-3439.2	
76522.2	35251.8	111774

TERMINAL LEAVE:			
	Hours	Rate	Total
Comp	0.00	61.41	0.00
Personal	0.00	61.41	0.00
Sick	800.50	61.41	49,162.14
Vacation	0.00	61.41	0.00
Terminal Leave Payout			\$49,162.14
Final pay			\$52,601.00

	(A)	(B)	(C)	(B * C) (D)	(E)	A + D - E (F)
	Carryover	Annual Accrual	34 weeks / 52 weeks	Prorated Time Due	Time Used	Hours to be paid
Comp	0.00	0.00		0.00		0.00
Personal	30.50	28.00	1.00	28.00	58.50	0.00
Sick	1,480.50	105.00	1.00	105.00	459.50	800.50
Vacation	182.00	175.00	1.00	175.00	357.00	0.00
Total	1,693.00	308.00		308.00	875.00	800.50

Accrual and time used are current to _____ subject to change if time is used or not currently reported.

Employee Signature: _____
 Date: _____

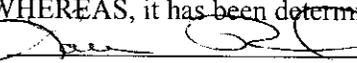
Treasurer's Signature: _____
 Date: _____

**TOWNSHIP OF LOWER, COUNTY OF CAPE MAY, STATE OF NEW JERSEY
RESOLUTION # 2011- 249**

Title: Authorizing Pay Out of Terminal Leave

WHEREAS, the employee listed below has retired from the Township and is entitled to payment for accumulated vacation, sick and compensatory and personal time, and

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

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

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Township of Lower that a revised payment due to Brian Marker in the amount of \$ 29,308.80 is authorized and chargeable to the Reserve for Accumulated Absences.

I hereby certify the foregoing to be a resolution adopted by the Township Council on Sept 7 2011


Claudia R. Kammer, RMC, Township Clerk

	CONRAD	SIMONSEN	DOUGLASS	LARE	BECK
INTRODUCED			X		
SECONDED	X				
AYE	X	X	X	X	Y
NAY					
ABSTAIN					
ABSENT					

TOWNSHIP OF LOWER
 RETIREMENT PAYOUT ANALYSIS
 2010

EMPLOYEE: Marker, Brian
 DATE OF RESIGNATION: _____
 DATE OF PAYMENT: _____
 RESOLUTION #: 2011

Annual Salary:	\$127,000.00
Longevity 6%	
Longevity 8%	
Hourly Rate:	\$61.06
College Credits (10 mo.):	

SALARY:	
Salary due to	
Salary paid through	
Balance due	\$0.00

TERMINAL LEAVE:			
	Hours	Rate	Total
Comp	0.00	61.06	0.00
Personal	0.00	61.06	0.00
Sick	480.00	61.06	29,308.80
Vacation	0.00	61.06	0.00
Holidays	0.00	61.06	0.00
College Credit	0.50		
Terminal Leave Payout			\$29,308.80

	(A)	(B)	(C)	(B * C)	(E)	A + D - E
	Carryover	Annual		Prorated	Time	Hours to be
		Accrual		Time Due	Used	paid
Comp				0.00		0.00
Personal			1.00	0.00		0.00
Sick		480.00	1.00	480.00		480.00
Vacation			1.00	0.00		0.00
Holidays (10)			1.00	0.00		0.00
Total	0.00	480.00		480.00	0.00	480.00

1440 Max

Accrual and time used are current to _____ subject to change if time is used or not currently reported.

Employee Signature: _____
 Date: _____

Treasurer's Signature: _____
 Date: _____

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

RESOLUTION #2011-250

TITLE: APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE GRANT AGREEMENT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE BEACH DRIVE ACCESS PROJECT

WHEREAS, State Aid to municipalities is available from the New Jersey Department of Transportation (NJDOT) for roadway improvements; and

WHEREAS, the Township of Lower desires to improve Beach Drive in North Cape May.

NOW, THEREFORE, BE IT RESOLVED the Mayor and Council of Lower Township, formally approve the grant application for the above stated project.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as MA-2012-Lower Township-00175 to the New Jersey Department of Transportation on behalf of Lower Township.

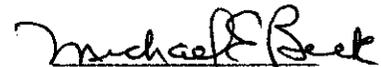
BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of Lower Township which constitutes acceptance of the terms and conditions and approves the execution of the grant agreement.

Certified as a true copy of the Resolution adopted by the Council on this 7th day of September, 2011.


Claudia R. Kammer, Clerk

My signature and the Clerk's seal serve to acknowledge the above resolution and constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement as authorized by the resolution above.

ATTEST and AFFIX SEAL 
Claudia R. Kammer, Clerk


Michael E. Beck, Mayor

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

#2011-250

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

RESOLUTION #2011-251

TITLE: RESOLUTION APPROVING PROJECT PROPOSAL BETWEEN HATCH MOTT MACDONALD AND THE TOWNSHIP OF LOWER FOR ENGINEERING SERVICES RELATED TO BEACH DRIVE IMPROVEMENT PROJECT

WHEREAS, Hatch Mott MacDonald is currently serving as the Municipal Engineer (the "Engineer") based upon a Contract For Services which sets forth their standard hourly rates as approved by the Township Council and executed by the Mayor and Clerk (the "Engineer's Contract");

WHEREAS, the Engineer has provided a separate fee proposal for engineering services related to the Application for NJDOT Municipal Aid FY 2012 Beach Drive Improvement Project which is set forth on EXHIBIT A attached hereto (the "Project Proposal"); and

WHEREAS, the Township Council desires to approve the Project Proposal and the CFO has certified the availability of funds by her signature in the budget as follows:


 Lauren Read, CFO

Engineering 1-01-20-165-201
 Account

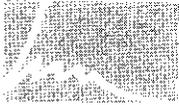
NOW, THEREFORE, BE IT RESOLVED, by the Township of Lower, County of Cape May, State of New Jersey, that:

1. The Project Proposal between Hatch Mott MacDonald and the Township of Lower, in the form attached hereto as EXHIBIT A, for a total amount of \$2,500, is hereby approved.
2. That the Mayor and Clerk are hereby authorized and directed to execute the Project Proposal on behalf of the Township of Lower, and to take any and all other actions necessary to effectuate the purposes thereof.
3. All of the terms and conditions of the Engineer's Contract except for the specific terms and conditions of the Project Proposal shall continue in full force and effect and the Project Proposal shall be deemed a supplement thereto.

I hereby certify the foregoing to be an original resolution adopted by the Township Council of the Township of Lower at a meeting held on September 7, 2011.


 Claudia R. Kammer, Township Clerk

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



Hatch Mott
MacDonald

Hatch Mott MacDonald
833 Rt 9 North
PO Box 373
Cape May Court House, NJ 08210
T 609.465.9377 www.hatchmott.com

August 25, 2011
Via email at gdouglasslowertownship@comcast.net

Mr. Gary Douglass, CPWM
Township of Lower
2600 Bayshore Road
Villas, NJ 08251

**RE: Application for NJDOT Municipal Aid FY2012
Beach Drive Access Improvement Project
Township of Lower, Cape May County**

Dear Mr. Douglass:

The New Jersey Department of Transportation (NJDOT) has issued its annual solicitation letter for applications for funding under the Municipal Aid Program for Fiscal Year 2012.

As requested, we will submit an application to the NJDOT for FY2012 Municipal Aid for the construction of pedestrian safety and access improvements to Beach Drive (from Lincoln Avenue to Pinewood Road). The existing Beach Drive roadway consists of a varied width paved cartway with on-street parking on the northbound side and portions of the southbound lane partially impeded by drifting sand from the adjoining dunes. The roadway currently supports vehicular traffic and is utilized in an uncontrolled manner by pedestrians (1) for ingress to and egress from the many beach access paths along the roadway, and (2) for recreation as a "walkway" along the bay front.

The proposed Beach-Walk will consist of a new six feet wide concrete sidewalk and concrete vertical curb along 1.48 miles of the Delaware Bay side of the roadway. The project will also include Federal and State required ADA improvements at adjacent street intersections. Due to its function as a minor collector, and the importance of the roadway to the general public for safe waterfront access, it is a good candidate for funding under the Municipal Aid Program.

Hatch Mott MacDonald will be able to prepare and submit an application to the NJDOT for a lump sum amount of **\$2,500** upon your authorization to proceed. As part of the application process the Township Council will also have to adopt a resolution in the format of the attached NJDOT sample resolution. We recommend adopting this resolution at the September 7, 2011 Council Meeting. The application is due on or before September 23, 2011.



Hatch Mott
MacDonald

Should you have any questions or require additional information, please feel free to contact our office.

Very truly yours,

Hatch Mott MacDonald

Handwritten signature of Mark R. Sray.

Mark R. Sray, PE, CME
Senior Associate
T 609.465.9377 F 609.465.5270
mark.sray@hatchmott.com

Handwritten signature of Steven C. Morey.

Steven C. Morey, CEP
Associate
T 609.465.9377 F 609.465.5270
steven.morey@hatchmott.com

encl.

cc (via e-mail): Michael Voll, Township Manager
Claudia R. Kammer, Township Clerk
Colleen Crippen, Coordinator of Federal & State Aid

<http://pims02/pims/llisapi.dll/Open/8358986>

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

RESOLUTION #2011-252

TITLE: ACCEPTANCE AND CONTRACT AWARD FOR SUSPENDED MODULAR TILE SPORTS FLOOR SYSTEM

WHEREAS, proposals were solicited via the Township's website on August 24, 2011, and due on September 1, 2011 at 9:00 a.m. for the Suspended Modular Tile Sports Floor System, and

WHEREAS, two proposals were submitted and reviewed by the QPA and the Assistant Superintendent of Recreation, and

WHEREAS, the CFO has certified available funds as indicated below by her signature,

Budget Year & Appropriation: Ord#05-09 C-04-55-382-691

CFO Signature

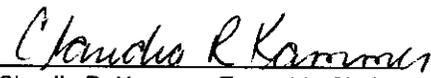


NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Lower, County of Cape May, State of New Jersey that the contract for the above is hereby awarded to the lowest qualified responsible bidders as follows:

AWARD TO: MS 3 SPORT SURFACE

TOTAL: \$35,632.00 Including Supervisor for Installation and delivery.

I hereby certify the foregoing resolution was adopted by the Township Council at a meeting held on September 7, 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 #2011-253

**TITLE: RESOLUTION ACKNOWLEDGING AWARD OF CONTRACT FOR
NATURAL GAS SERVICES FOR THE SOUTH JERSEY POWER COOPERATIVE**

WHEREAS, Camden County on behalf of the South Jersey Power Cooperative received and opened publicly advertised bids on May 19, 2011 at 11:30 a.m., Prevailing Time, for SJPC Bid for Supply and Delivery of Natural Gas to Various South Jersey Power Cooperative Locations; and

WHEREAS, Four (4) bids were received and Woodruff Energy was declared the lowest responsible bidder for Supply and Delivery of Natural Gas;

NOW, THEREFORE, BE IT RESOLVED the Township of Lower acknowledges the contract award to Woodruff Energy for a three year term beginning December 1, 2011 through October 31, 2014.

I hereby certify the foregoing to be a resolution adopted by the governing body at a meeting held on September 7, 2011.


Claudia R. Kammer, Township Clerk

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

RESOLUTION #2011-254

**Lower Township
Bill List II
09/07/2011**

<u>Vendor</u>	<u>PO #</u>	<u>Description</u>	<u>Amount</u>
Lower Township Rescue Squad	11-01580	2011 Fuel Expense	\$ 35,000.00

TOTAL BILL LIST \$35,000.00

I certify the foregoing to be a Resolution adopted by the Township Council on September 7, 2011.


 Claudia R. Kammer, RMC, Township Clerk

	CONRAD	SIMONSEN	DOUGLASS	LARE	BECK
MOTION			X		
SECOND		X			
AYES		X	X	X	Y
NAYS					
ABSTAIN	X				
ABSENT					

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

RESOLUTION #2011-255

TITLE: APPROVAL OF CHANGE ORDER NO. 3 FOR ROOF REPLACEMENT & RELATED WORK AT THE RECREATION CENTER

WHEREAS, Gen II Construction, Inc. was previously awarded a contract in the amount of \$426,520.00 for the Roof Replacement & Related Work at the Recreation Center, and

WHEREAS, two change orders have been previously approved on this project, and

WHEREAS, the original contract was to be completed by September 8, 2011 and Gen II Construction, Inc. has requested a 21 day extension to complete the contract pursuant to the attached email dated September 6, 2011 and attached as Schedule A.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Lower, that Change Order No. 3 for a 21 day extension pursuant to the contractor's request is hereby approved.

I hereby certify the foregoing to be a resolution adopted by the Township Council at a meeting held on September 7, 2011.


Claudia R. Kammer, Township Clerk

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

SCHEDULE "A"

From: Frank Knight [mailto:gen2cont@yahoo.com]
Sent: Tuesday, September 06, 2011 1:50 PM
To: Morey, Steven C
Subject: Re: Lower Twp Recreation Center

Mr. Morey

Due to the fabrication of the cubs and skylights we kindly request an extension of 3 weeks for the delivery and installation of said products. Please contact my office if you have any further questions or would like to discuss this request further.

Thank you,
Frank Knight

Res. #2011-255

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

RESOLUTION #2011-256

TITLE: AUTHORIZATION FOR THE TOWNSHIP OF LOWER TO MAKE APPLICATION FOR A SUBGRANT OF THE FEDERAL FISCAL YEAR 2011 OF DEPARTMENT OF HOMELAND SECURITY EMERGENCY MANAGEMENT PERFORMANCE GRANT PROGRAM FUNDING

WHEREAS, the Township of Lower, Office of Emergency Management has been authorized to file application for a State Homeland Security Grant Program from the New Jersey State Police Office of Emergency Management. The EMAA 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 EMAA Subgrant application incorporates all conditions and representations contained or made in application; and

WHEREAS, the Township of Lower 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 Township Of Lower Office of Emergency Management adequately satisfies through the 2011 Township of Lower approved budget for Division salaries and wages and fringe benefits.

NOW, THEREFORE, BE IT RESOLVED that officials of The Township of Lower hereby authorize the application of the award of the FFY11 Homeland Security Emergency Management Performance Grant Program Subgrant in the amount of \$5,000.00 Federal Funds from the New Jersey State Police, Office of Emergency Management; and

BE IT FURTHER RESOLVED that the Director of the Division of Local Government Services is requested to approve the insertion of an item of revenue in the budget of the year 2011 in the sum of \$5,000.00, once approved from the New Jersey State Police, Office of Emergency in the like amount of \$5,000.00 from the aforementioned grant; and

BE IT FURTHER RESOLVED that the like sum of \$5,000.00 is hereby appropriated under caption FFY11 Homeland Security Emergency Management Performance Grant; and

BE IT FURTHER RESOLVED that the Township of Lower Administrator, the Chief Financial Officer and the 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; the Township of Lower Administrator; the Township of Lower chief Financial Office; the Township of Lower Emergency Management Office and Office of the Treasury.

I hereby certify the foregoing to be a resolution adopted by the Township Council at a meeting held on September 7, 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 #2011-257

TITLE: RESOLUTION TO RELEASE THE PROPOSED COLLECTIVE BARGAINING UNITS' CONTRACTS TO THE PUBLIC PRIOR TO FINAL APPROVAL BY THE GOVERNING BODY

WHEREAS, a spirited discussion ensued between the public, union members and representatives and various members of the governing body during the regular meeting of September 7, 2011 concerning the proposal that negotiated union contracts be released to the public for review and comment by either resolution or ordinance prior to final ratification by the governing body, and

WHEREAS, Councilmember Conrad offered a motion to bring the matter to a vote.

NOW, THEREFORE, BE IT RESOLVED that all proposed collective bargaining agreements would be released to the public prior to final approval by the governing body.

I hereby certify the foregoing to be a resolution adopted by the Township Council at a meeting held on September 7, 2011.

NOT ADOPTED

Claudia R. Kammer, Township Clerk

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

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

RESOLUTION # 2011-25~~8~~

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

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

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

NOW, THEREFORE, BE IT RESOLVED by the Township council of the Township of Lower, assembled in public session on September 7, 2011 that an Executive Session closed to the public shall be held on this date at approximately 9:00 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 September 7, 2011.


 Claudia R. Kammer, Township Clerk

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