

Signed Resolution - March 17, 2014

- Res. #2014-88 Payment of Vouchers \$2,383,945.58
- Res. #2014-89 Authorization for the Payout of Accumulated Compensatory Time (D.Fisher \$3,725.02)
- Res. #2014-90 Contract Award For 3rd Final Year Fertilizer/Slice Seed Township Grounds and Parks (Tru Green LP \$18,009.)
- Res. #2014-91 A Resolution In Support of a "No Passing Zone" Along the Entire Length of Route NJ 162 (requested by NJDOT - bridge entering south side of canal)
- Res. #2014-92 Bid Acceptance and Contract Amendment for Maintenance of Township Grounds and Parks (Douglass Landscaping \$55,475.)
- Res. #2014-93 Authorizing the Sale of Township of Lower Surplus No Longer Needed for Public Use on GovDeals Online Auction Website
- Res. #2014-94 Authorizing Payment of 2014 Employer Share Pension (PERS \$566,367.00, PFRS \$807,796.00)
- Res. #2014-95 Resolution Authorizing the Donation of Winter Police Jackets No Longer Needed For Public Use to Lower Cape May Regional High School's School Based Youth Services
- Res. #2014-96 Appointment of Acting Municipal Engineer for 2014 Without Public Bidding (Engineering Design Associates, PA Not to exceed \$5,000)
- Res. #2014-97 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. **Cape May School Funding Issue - Pending Litigation and Matters falling within Attorney/Client privilege with respect to this subject**

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
01171 VERIZON WIRELESS - TOWNHALL								
	14-00609	03/10/14	CELL SERVICE 02/24/14-03/23/14	Open	614.82	0.00		
	14-00610	03/10/14	I PHONE BILL MARCH 1-MARCH 28	Open	<u>972.59</u>	0.00		
					1,587.41			
01200 DELTA DENTAL PLAN OF NJ								
	14-00551	03/03/14	DENTAL MARCH 2014	Open	12,554.96	0.00		
01389 EDDIE'S AUTO BODY*								
	14-00397	02/07/14	PATROL UNIT PAINT	Open	900.00	0.00		
	14-00432	02/14/14	SHOP /ALIGNMENT	Open	<u>55.00</u>	0.00		
					955.00			
01530 FIRE DISTRICT #1								
	14-00429	02/14/14	2014 FIRE DISTRICT TAXES	Open	108,191.83	0.00		
01550 FIRE DISTRICT #3								
	14-00614	03/11/14	2014 FIRE DISTRICT TAXES	Open	157,493.10	0.00		
01643 WILLIAM GALESTOK								
	14-00633	03/12/14	MEDICAL CLAIMS	Open	85.00	0.00		
01781 HATCH MOTT MACDONALD, LLC*								
	13-01659	06/18/13	HATCH MOTT WATER INVESTIGATION	Open	2,712.50	0.00		
	14-00121	01/10/14	REMEDIAL INVESTIGATION UST DPW	Open	<u>432.50</u>	0.00		B
					3,145.00			
01806 ANTHONY J HARVATT, II, ESQ								
	14-00601	03/10/14	RESOLUTIONS	Open	600.00	0.00		
02140 KINDLE FORD LINC/MERC., INC.*								
	14-00596	03/10/14	RETURN OF UNUSED ESCROW	Open	148.64	0.00		
02223 LANDSMAN UNIFORMS*								
	13-03204	11/04/13	UNIFORMS	Open	1,915.50	0.00		
02247 LAWSON PRODUCTS, INC.*								
	14-00404	02/10/14	SUPPLIES FOR DPW/GARAGE	Open	699.67	0.00		
02248 LAWMEN SUPPLY*								
	13-03633	12/18/13	BALLISTIC VESTS	Open	745.00	0.00		
02320 LOWER TOWNSHIP BRD OF EDUCATN								
	14-00002	01/07/14	2014 SCHOOL TAXES DUE 1ST	Open	1,525,156.40	0.00		B
02521 JOSEPH MARKER								
	14-00611	03/10/14	MEDICAL CLAIMS	Open	2,517.00	0.00		
02714 MITCHELL HUMPREY*								
	14-00473	02/19/14	ANNUAL MAINTENANCE 2/14-1/15	Open	3,860.00	0.00		
02726 MIDDLE TOWNSHIP								
	14-00552	03/03/14	ANIMAL CONTROL SERVICES	Open	675.12	0.00		

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
02940 MUNICIPAL RECORD SERVICE*	14-00439	02/14/14	LABELS	Open	90.00	0.00		
02947 DONALD MURPHY	14-00550	03/03/14	MEDICAL CLAIMS	Open	746.00	0.00		
03104 NORTHEAST IND.&MARINE SUPPLY*	14-00369	02/05/14	PARTS/RDS/SANT/RECY/FEB.	Open	1,413.05	0.00		
03178 OCEANPORT INDUSTRIES INC*	14-00317	02/03/14	Road Salt	Open	6,342.25	0.00		
03305 PEDRONI FUEL*	14-00545	03/03/14	NO LEAD GAS/DPW	Open	427.74	0.00		
03366 AMERI-GAS*	14-00560	03/03/14	PROPANE-BENNETTS-CONSESSION	Open	241.32	0.00		
03387 POGUE INC. *	14-00493	02/24/14	SAFETY AND HEALTH CONSORTIUM	Open	266.00	0.00		
03427 POLAR BEAR*	14-00433	02/14/14	ROOFTOP HVAC PUBLIC SAFETY	Open	5,845.00	0.00		
03491 RENTAL COUNTRY*	14-00469	02/19/14	CHAIN SAW/PARTS/MACHINE RENTAL	Open	549.99	0.00		
03518 RIGGINS, INC.*	14-00549	03/03/14	HIGHWAY DIESEL	Open	703.14	0.00		
	14-00627	03/11/14	HIGHWAY DIESEL	Open	1,308.79	0.00		
					<u>2,011.93</u>			
03573 SAFETY-KLEEN CORP*	14-00472	02/19/14	EQUIP./MAINTENANCE	Open	309.29	0.00		
03688 SOUTHERN NJ CHAPTER NIGP*	14-00613	03/11/14	MARCH 2014 MEETING MVITELLI	Open	30.00	0.00		
03692 SOUTH JERSEY GAS CO*	14-00499	02/24/14	GAS FOR FEBRUARY 2014	Open	12,422.85	0.00		
03720 SOUTH SHORE BASKETBALL LEAGUE	14-00252	01/24/14	BASKETBALL REFEREE FEES	Open	1,080.00	0.00		
03810 MUNICIPAL UTIL AUTH USAGE COST	14-00617	03/11/14	SEWER CHARGES DUE 4/1/2014	Open	1,160.00	0.00		
03971 VERIZON WIRELESS MDT POLICE	14-00578	03/06/14	VERIZON WIRELESS - MDT'S	Open	587.32	0.00		
03985 VILLAS NAPA AUTO PARTS	14-00366	02/05/14	RDS/SANT/RECY/FEB.	Open	2,854.75	0.00		

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
04077 RONALD J. GELZUNAS	14-00018	01/07/14	2014 LEGAL SERVICES DNE \$90	Open	6,635.50	0.00		
04097 CINTAS FIRST AID AND SAFETY*	14-00588	03/10/14	FIRST AID/DPW	Open	100.37	0.00		
	14-00632	03/11/14	FIRST AID SUPPLIES- TOWNHALL	Open	<u>106.21</u>	0.00		
					206.58			
04204 ZACHARY ZELWAK	14-00595	03/10/14	MEDICAL CLAIMS	Open	96.00	0.00		
04266 NJ DEPT OF HEALTH&SENIOR SVCS	14-00607	03/10/14	STATE DOG LICENSE FEES-FEBRUAR	Open	412.80	0.00		
05101 VITELLI ELECTRIC*	14-00250	01/24/14	ELECTRIC SERVICE	Open	400.00	0.00		
06033 WYNS CONSULTING LLC*	14-00631	03/11/14	2014-62 \$16,500 INCREASE	Open	16,500.00	0.00		
06038 ALIANO BROTHER GENERAL CONTACT	14-00058	01/08/14	ADA UPGRADE REC#13-309 \$92,637	Open	32,851.07	0.00		
6043 TIFFANY HUTCHINSON	14-00537	02/28/14	REIMBURSEMENT-COACH-SOCCER	Open	15.00	0.00		
6061 AMERIHEALTH ADMINISTRATORS	14-00592	03/10/14	MARCH 3 HEALTH INS & RX	Open	63,605.94	0.00		
	14-00621	03/11/14	MARCH 10 HEALTH INS & RX	Open	<u>322,320.94</u>	0.00		
					385,926.88			
6088 CRAFT OIL CORPORATION*	14-00342	02/04/14	DIESEL MOTOR OIL	Open	1,425.60	0.00		
7041 CARI ECKEL	14-00538	02/28/14	REIMBURSEMENT-COACH-LACROSSE	Open	15.00	0.00		
7044 A SHORE THING CLEANING*	14-00449	02/18/14	CLEANING OF MILLMAN CENTER	Open	175.00	0.00		
7098 SHORE VETERINARIAN ANIMAL *	14-00157	01/13/14	ANIMAL RES# 2014-36 DUE 1ST	Open	4,166.67	0.00		
7117 NJLM	14-00500	02/24/14	EMPLOYMENT AD-ENGINEER	Open	130.00	0.00		
7122 JAMES PELLERIN	14-00539	02/28/14	REIMBURSEMENT-COACH-SOCCER	Open	25.00	0.00		
7123 CHRIS LAMBERT	14-00540	02/28/14	REIMBURSEMENT-COACH-LACROSSE	Open	15.00	0.00		

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
7124 KIM HARRIS	14-00546	03/03/14	REIMBURSEMENT-COACH-LACROSSE	Open	15.00	0.00		
7125 JOSEPH SCHAFFER	14-00547	03/03/14	REIMBURSEMENT-COACH-SOCCER	Open	15.00	0.00		
7126 MAGGIE SLEIGHT	14-00548	03/03/14	REFUND FOR JUDO	Open	40.00	0.00		
	14-00587	03/10/14	REFUND- JUDO REGISTRATIONS	Open	<u>120.00</u>	0.00		
					160.00			
7128 PAMELA LEVIN	14-00585	03/10/14	REIMBURSEMENT OF COACH/NYSCA	Open	35.00	0.00		
	14-00594	03/10/14	REIM LACROSSE COACH/NYSCA	Open	<u>35.00</u>	0.00		
					70.00			
7129 SPILKER FUNERAL HOME	14-00593	03/10/14	REFUND DUPLICATE PAYMENT DEATH	Open	20.00	0.00		
7131 DAN WAGNER	14-00623	03/11/14	REFUND FOR VOLUNTEER COACH	Open	15.00	0.00		
BERB BERNADETTE ERB	14-00535	02/28/14	REIMBURSEMENT- COACH-SOCCER	Open	25.00	0.00		
BLAUE BLAUER ASSOCIATES INC*	13-00857	03/26/13	ADA REC/FISHING 12-182\$16k DNE	Open	450.00	0.00		
BONNER ROBERT BONNER JR	14-00536	02/28/14	REIMBURSEMENT-COACH-SOCCER	Open	15.00	0.00		
CARROT CARROT-TOP INDUSTRIES, INC*	14-00237	01/24/14	AMERICAN FLAG- MILLMAN CENTER	Open	122.41	0.00		
COMMSERV COMMERCIAL SERVICES, INC	14-00531	02/27/14	RELEASE OF DEMO BOND	Open	500.00	0.00		
G-ISL ISLAND TROPHIES	13-02797	09/30/13	PLAQUE	Open	60.00	0.00		
JFLECK JACOB FLECK	14-00534	02/28/14	REIMBURSEMENT FOR COACH-SOCCER	Open	25.00	0.00		
SEAGE SEAGEAR MARINE SUPPLY*	14-00247	01/24/14	RAIN JACKET/ WINTER JACKET	Open	1,419.50	0.00		
STANI STANLEY ACCESS TECH LLC	14-00618	03/11/14	ELECTRIC DOOR MAINT 3/14-2/15	Open	1,964.96	0.00		

Total Purchase Orders: 90 Total P.O. Line Items: 228 Total List Amount: 2,382,047.58 Total Void Amount: 0.00

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

RESOLUTION # 2014-88

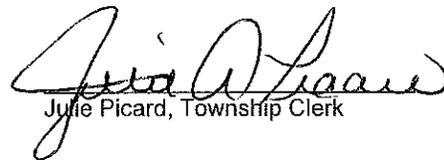
TITLE: AUTHORIZING THE PAYMENT OF VOUCHERS

<u>Vendor</u>	<u>PO #</u>	<u>Description</u>	<u>CK</u>	<u>Amount</u>
HILTON WOODBRIDGE	14-00574	3/12-14 HOTEL MASTRIANA	52174	\$ 398.00
JACK FIGHTER	14-00224	FEBRUARY PUBLIC INFO OFFICER	52173	\$1500.00

Total Manual Checks \$ 1,898.00
 Total Computer Generated \$ 2,382,047.58

Total Bill List \$ 2,383,945.58

I hereby certify the foregoing to be a resolution adopted by the Township Council at a meeting held on March 17, 2014..


 Julie Picard, Township Clerk

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

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

RESOLUTION # 2014-89

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

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

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

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

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Township of Lower that payment to David Fisher in the amount of \$3,725.02 is authorized and chargeable to the 2014 Budget account 4-01-25-240-12.

I hereby certify the foregoing to be the original resolution adopted by the Township Council at a meeting held on March 17, 2014.


Julie A Picard, Township Clerk

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

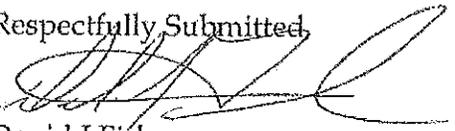
LOWER TOWNSHIP POLICE DEPARTMENT

SPECIAL REPORT

TO: Chief Mastriana
FROM: Cpl David Fisher #141
DATE: March 2, 2014
SUBJECT: Comp-time buy back

Chief,
I respectfully request to sell 83 hours of accrued comp time back to the township.

Respectfully Submitted,


David J Fisher
Corporal Badge 141

C	File	Date	Officer	Comments
		3/14/14	Chief Mastriana	forward to Township

APPROVED 

4-01-25-240-121

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

RESOLUTION # 2014-90

TITLE: CONTRACT AWARD FOR 3RD FINAL YEAR FERTILIZER/SLICE SEED TOWNSHIP GROUNDS AND PARKS

WHEREAS, the Township awarded bid for the Fertilizer/Slice Seed for Township of Lower Grounds and Parks on 2012-70 to Tru-Green LP with a 3rd final option for 2014 after approval by a resolution of the governing body;

WHEREAS, the Township is awarding the final 3rd year option for Fertilizing and Slice Seed for the Township's various locations to the following:

AWARD TO: TRU-GREEN LP
TERM: 2014 Season Final
TOTAL: \$18,009.00

WHEREAS, the CFO has certified the availability of funds as evidenced by her signature below:

Appropriation #: 4-01-28-370-298

CFO Signature:



NOW, THEREFORE, BE IT RESOLVED upon approval of the resolution, the fully executed purchase Order together with the official bid documents shall serve as the Contract for the award of the bids.

I hereby certify the foregoing to be the original Resolution adopted by the Township Council at a meeting held on March 17, 2014.



Julie A. Picard, Township Clerk

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

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

RESOLUTION #2014-91

Title: A RESOLUTION IN SUPPORT OF A "NO PASSING ZONE" ALONG THE ENTIRE LENGTH OF ROUTE NJ 162

WHEREAS, the New Jersey Department of Transportation (NJDOT) recently completed a traffic Investigation on Route 162 in Lower Township; and

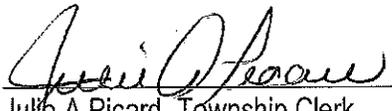
WHEREAS, NJDOT Investigation revealed the current centerline pavement markings on Route 162 meet and conform to current design standards; and

WHEREAS, NJDOT will update existing records to reflect current No Passing Zone conditions along Route NJ 162.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Lower, County of Cape May, State of New Jersey, that it supports the use of a "No Passing Zone" on Route 162 in Lower Township as recommended by NJDOT.

BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be forwarded to NJDOT as requested.

I hereby certify the foregoing to be the original Resolution adopted by Township Council at a meeting held on March 17, 2014.


Julie A Picard, Township Clerk

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



State of New Jersey

DEPARTMENT OF TRANSPORTATION
P.O. Box 600
Trenton, New Jersey 08625-0600

RECEIVED
2-27-14

CHRIS CHRISTIE
Governor

JAMES S. SIMPSON
Commissioner

KIM GUADAGNO
Lt. Governor

February 14, 2014

Julie A. Picard
2600 Bay Shore Road
Villas, New Jersey 08251-1399

**No Passing Zone
Route NJ 162
Lower Township
Cape May County**

Dear Ms. Picard:

This is in reference to an investigation conducted by the New Jersey Department of Transportation to inventory the existing centerline markings along Route NJ 162, in the Township of Lower, County of Cape May.

Staff of the Bureau of Traffic Engineering (BTE) has completed an investigation. Based on this investigation, the existing centerline markings are in compliance with current design standards. Therefore, Route NJ 162 will remain a "No Passing Zone" throughout the entire length of Lower Township.

Although the centerline markings will not change, NJDOT will still need to update our records. In order to do so, these updates must be legally established as "No Passing Zones" requiring a Traffic Regulation Order (TRO). An initial step in the TRO process is to receive a Resolution of Support (Concurrence) from the municipal governing body. The New Jersey Attorney General's Office now stipulates that the Resolution of Concurrence is required within 90 days. Enclosed is a sample for your use.

Once this office is in receipt of the certified adopted Resolution of Concurrence from the Lower Township governing body, a Traffic Regulation Order will be promulgated.

Should you have any questions, please feel free to contact Robert Smetanka, Principal Traffic Investigator, at 609-530-2657.

Sincerely,

Michael Mihalic
Supervisor, Traffic Investigations

enc.

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

RESOLUTION # 2014-92

TITLE: BID ACCEPTANCE AND CONTRACT AMENDMENT FOR MAINTENANCE OF TOWNSHIP
GROUNDS AND PARKS

WHEREAS, the Township advertised bids for the Maintenance of Township Grounds & Parks on December 21, 2011, accepted on January 11, 2012 at 9:00 a.m. and awarded on February 22, 2012 to Douglass Landscaping Services, LLC as per Resolution #2012-77 with option for 2014 upon approval by a resolution of the governing body;

WHEREAS, the Township is awarding Change Order #1 amending the contract to the following:

Add Mitnick School: 4 Baseball Fields and surrounding common areas 27 cuts @ 275.00=\$7425.00

Remove Servicing David Douglass Memorial School 31 cuts @ 125.00= \$3875.00.

CONTRACT AWARD TO:	DOUGLASS LANDSCAPING	
<u>ORIGINAL CONTRACT AMOUNT</u>	<u>\$51,925.00</u>	2014 Year
<u>Mitnick School</u>	<u>\$ 7,425.00</u>	Additional Services 2014
<u>David Douglass School</u>	<u>\$ 3,875.00</u>	Removed Location 2014

TOTAL \$55,475.00

WHEREAS, the CFO has certified the availability of funds as evidenced by her signature below:

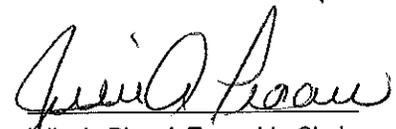
Appropriation #: 4-01-28-370-281

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 Change Order #1 for Douglass Landscaping is hereby approved to increase the contract total to \$55,475.00

I hereby certify the foregoing to be the original Resolution adopted by the Township Council at a meeting held on March 17, 2014.


Julie A. Picard, Township Clerk

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

2014 Season 3rd Final Year Option

2014 TOTAL BASE PRICE FOR GROUNDS AND PARK MAINTENANCE

The undersigned proposes to furnish and deliver the above goods/services pursuant to the contract bid specification and made part hereof:

The third/final year option shall be from **April 2014 - December 2014**. Providing that the performance under this contract is satisfactory and the contractor complies with the requirements of the specifications. The options to extend this contract for the final year shall be at the sole discretion of the Township of Lower and shall be enacted by a resolution of award by the Township Mayor and Council.

2014 Amend Contract for additional Services:

Add Mitnick School: 4 Baseball Fields and surrounding common areas 27 cuts @ 275.00=\$7425.00

Remove Servicing David Douglass Memorial School 31 cuts @ 125.00= \$3875.00

<u>ORIGINAL CONTRACT AMOUNT</u>	<u>\$51,925.00</u>	2014 Year
<u>Mitnick School</u>	<u>\$ 7,425.00</u>	Additional Services 2014
<u>David Douglass School</u>	<u>\$ 3,875.00</u>	Removed Location 2014

TOTAL **\$55,475.00**

Total Price: \$55,475.00

Fifty Five Thousand Four Hundred Seventy Five Dollars no cents

Total price in words

DOUGLASS LANDSCAPING SERVICES, LLC 270239497
Company Name Federal I.D. # or Social Security #

1213 EMERSON AVE, NORTH CAPE MAY, NJ 08204
Address


Signature of Authorized Agent

Ryan Douglass
Type or Print Name

Date 3/2/2014

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

RESOLUTION # 2014-93

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

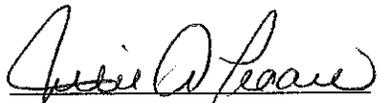
WHEREAS, the Township of Lower has determined that the property described on Schedule A attached hereto is no longer needed for public use; and

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; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of in the 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 March 17, 2014.


Julie A. Picard, Township Clerk

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

SCHEDULE A	
DESCRIPTION	
COMPUTER DELL OPTIPLEX SX260	
COMPUTER DELL OPTIPLEX SX260	
SMITH CORONA ELECTIRC TYPEWRITER XE 5100	
DELL AS500 COMPUTER SPEAKER	
MICROSOFT KU 0045 KEYBOARD- WHITE	
KENSINGTON 64333 KEYBOARD	
HP KU9963 KEYBOARD-BLACK	
HP MOUSE	
DELL SK8115 KEYBOARD - BLACK	
DELL MOUSE MUAN DEL1	
METROLOGIC MS 700i-H1 SCANNER	
METROLOGIC MS 700i-H1 SCANNER	
METROLOGIC MS 700i-H1 SCANNER	
IBM WHEEL WRITER 6 TYPEWRITER	
DELL E173FP6 COMPUTER MONITOR	
HP 1150C OFFICE JET PRO COPIER	
HP LASERJET 5P PRINTER	
2005 FORD 550 DUMPTRUCK	
DELL OPTIPLEX GX270	
DELL MONITORS MODEL 1703FPT	
DELL MONITOR MODEL 1907FPC	
DELL MONITOR MODEL E771P	
ACER MONITOR MODEL AL1906A	
DELL MONITOR MODEL E173FPT	
EPSON RECEIPT PRINTER	
EPSON RECEIPT PRINTER	
HP COLOR LASER JET 4650 N	
DELL LASER MFP 1600N	
HP COLOR LASER JET CP4005DN	
DELL COMPUTER MONITOR GX200	
DELL GX 400 COMPUTER	
DELL COMPUTER OPTIPLEX GX270	
DELL COMPUTER OPTIPLEX GX240	
1997 FORD NEW HOLLAND BACKHOE	
XEROX WORK CENTRE 3045	
HP LASER JET 4250DTN	
HP LASER JET 2200DT	
BROTHER INTELLIFAX 2800	
GATEWAY SOLO LAPTOP	
IBM WHEEL WRITER TYPEWRITER 1000	
(8) OPTIPLEX COMPUTERS GX270	

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

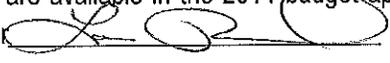
RESOLUTION # 2014-94

TITLE: AUTHORIZING PAYMENT OF 2014 EMPLOYER SHARE PENSION

WHEREAS, the amounts listed below are owed for the employer's share of pension in the current year 2014 and share due on April 1, 2014 and it is necessary to receive authorization for the payments of bills which affect the budget, and

WHEREAS, payment of employer's share of pension to the State is required to be remitted through electronic payment (EFT); and

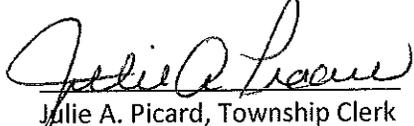
WHEREAS, it is the recommendation of the Chief Financial Officer that authorization for electronic payments be made through a resolution so that such payments are made in a timely and efficient manner, and

WHEREAS, fund for pension payment are available in the 2014 budget appropriations for PERS and PFRSW as certified by the Chief Financial Officer 

NOW, THEREFORE BE IT RESOLVED by the Township Council that the following pension payments totaling \$1,374,130.00 are hereby authorized:

Public Employees' Retirement Systems (PERS)	4-01-36-471-501	\$566,367.00
Police and Fireman's Retirement System (PFRS)	4-01-36-475-501	\$807,796.00

I hereby certify the foregoing to be the original Resolution adopted by the Township Council at a meeting held on March 17, 2014.


Julie A. Picard, Township Clerk

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

LOWER TOWNSHIP

Employer No: 2-51880

Due Date: 04/01/2014

Do not remit any other payment(s) with this invoice.

**PUBLIC EMPLOYEES' RETIREMENT SYSTEM
AUTHORIZATION INFORMATION**

Payment Amount

Confirmation #: _____ Date: _____

Remit payment through the TEPS system by calling 1-800-200-2269 or the TEPS Internet System at www.payments.govonesolutions.com/njpenmenu. Any questions regarding this invoice please call 609-984-1513.

**STATE OF NEW JERSEY
DIVISION OF PENSIONS AND BENEFITS
Trenton, New Jersey 08625**

Form Approved By
Division of Local Government Services
Department of Community Affairs

**PUBLIC EMPLOYEES' RETIREMENT SYSTEM
ANNUAL EMPLOYER APPROPRIATION INVOICE**

Date: 12/19/2013

Account or Appropriation Charged	LOWER TOWNSHIP	Billing Details	Amount
	Employer No: 2-51880	NORMAL CONTRIBUTION	\$ 146,839.00
		ACCRUED LIABILITY	397,783.00
		TOTAL REGULAR PENSION CONTRIBUTIONS	544,622.00
		NON-CONTRIBUTORY GROUP LIFE INSURANCE	8,304.00
		TOTAL PENSION & NON-CONTRIB. GRP. INS.	552,926.00
		ACCRUED LIABILITY - ERI 1	13,441.00
		TOTAL DUE:	\$ 566,367.00

Approved for Payment		Due Date: 04/01/2014
(Name and Title)	(Date)	Payment Record
		Voucher # _____
		Warrant # _____
		Date: _____
Invoice Received, Checked and Approved		Message Box
Signature: _____		Payments will only be accepted through TEPS.
Date: _____		Please retain this invoice for your records.
Officer's or Employee's Certification		Questions Call: (609) 984-1513
Having knowledge of the facts in the course of regular procedures, I certify that the services have been rendered; said certification is based on knowledge of a municipal official or employee or other reasonable procedures.		
Signature: _____		
Title: _____		

I do solemnly declare and certify under the penalties of the law that this bill is correct in all its particulars; that the services have been rendered as stated herein; that no bonus has been given or received by any person or persons with the knowledge of this claimant in connection with the above claim; that the amount herein stated is justly due and owing; and that the amount is a reasonable one.

J. M. Guido
Deputy Director of Finance

Jr

LOWER TOWNSHIP	
Employer No: 3-57600	
Due Date: 04/01/2014	
Do not remit any other payment(s) with this invoice.	

**POLICE AND FIREMEN'S RETIREMENT SYSTEM
AUTHORIZATION INFORMATION**

Payment Amount , , .

Confirmation #: _____ Date: _____

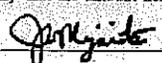
Remit payment through the TEPS system by calling 1-800-200-2269 or the TEPS Internet System at www.payments-govonesolutions.com/njpenment. Any questions regarding this invoice please call 609-984-1513.

STATE OF NEW JERSEY
DIVISION OF PENSIONS AND BENEFITS
Trenton, New Jersey 08625

Form Approved By
Division of Local Government Services
Department of Community Affairs

**POLICE AND FIREMEN'S RETIREMENT SYSTEM
ANNUAL EMPLOYER APPROPRIATION INVOICE**

Date: 12/19/2013

Account or Appropriation Charged	LOWER TOWNSHIP	Billing Details	Amount
	Employer No: 3-57600	NORMAL CONTRIBUTION	\$ 327,251.00
		ACCRUED LIABILITY	452,737.00
		TOTAL REGULAR PENSION CONTRIBUTIONS	779,988.00
		NON-CONTRIBUTORY GROUP LIFE INSURANCE	27,775.00
		TOTAL PENSION & NON-CONTRIB. GRP. INS.	807,763.00
Approved for Payment			
(Name and Title)	(Date)	Payment Record	
		Voucher # _____	
		Warrant # _____	
		Date: _____	
Invoice Received, Checked and Approved		Message Box	
Signature: _____		Payments will only be accepted through TEPS.	
Date: _____		Please retain this invoice for your records.	
Officer's or Employee's Certification		Questions Call:	TOTAL DUE:
Having knowledge of the facts in the course of regular procedures, I certify that the services have been rendered; said certification is based on knowledge of a municipal official or employee or other reasonable procedures.		(609) 984-1513	\$ 807,763.00
Signature: _____		I do solemnly declare and certify under the penalties of the law that this bill is correct in all its particulars: that the services have been rendered as stated herein; that no bonus has been given or received by any person or persons with the knowledge of this claimant in connection with the above claim; that the amount herein stated is justly due and owing; and that the amount is a reasonable one.	
Title: _____		 Deputy Director of Finance	

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

RESOLUTION #2014-95

TITLE: RESOLUTION AUTHORIZING THE DONATION OF WINTER POLICE JACKETS NO LONGER NEEDED FOR PUBLIC USE TO LOWER CAPE MAY REGIONAL HIGH SCHOOL'S SCHOOL BASED YOUTH SERVICES

WHEREAS, Lower Township Police Department currently has approximately 25 winter police jackets the Township has deemed are no longer needed for public use and are of no monetary value; and

WHEREAS, Lower Cape May Regional High School, through the school nurse and the School Based Youth Services has a program to assist local residents and children in need; and

WHEREAS, Lower Township would like to participate in this worthwhile objective to assist our local residents and children, through Bonnie Walker the Regional High School Nurse, Mr. Hickman and his Law Enforcement Class and the School Based Youth Services.

NOW, THEREFORE, BE IT RESOLVED by the Township Council that 25 winter jackets from the Lower Township Police Department are hereby authorized to be donated to Lower Cape May Regional High School.

I hereby certify the foregoing to be the original Resolution adopted by the Township Council at a meeting held on March 17, 2014.


Julie A Picard, Township Clerk

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

**LOWER TOWNSHIP POLICE DEPARTMENT
SPECIAL REPORT**

TO: William Mastriana, Chief of Police
FROM: Captain Thomas Beeby, Executive Officer
DATE: January 20, 2014
SUBJECT: Wissahickon Avenue, Route 109 through Third Avenue – Parking Conditions

Dear Sir:

On November, 2013, Township Manager, Michael Voll asked me to review the parking conditions in the area of Third Avenue, near Wissahickon Avenue in the Cold Spring Section of Lower Township.

Currently the south side of Third Avenue is a "No Parking Zone" from Route 109 to Wissahickon Avenue. The north side of Third Avenue has three residential homes with driveways.

Signs placed along the north side indicate "No Parking, Do Not Block Driveways," thus allowing space on the roadway for approximately four legally parked vehicles and in some instances, vehicles parked extremely close to the corner of Route 109 and Third Avenue, (on the north side), causing a potential traffic hazard.

Upon examination, we propose elimination of off road parking on the north side of Third Avenue from Route 109 to Wissahickon Avenue and in exchange, we would allow parking on the south side of Third Avenue with restrictions. The distance from the stop sign to the first legal parking spot would be 60 feet.

The reason for the extended distance, a wider turn radius is needed for fire apparatus responding to the Landing Area, tractor trailer deliveries to Sea Gear, Utsch's Marina and vehicles towing boats to the local boat ramp.

Parking along the side, would allow for four parking spots. These spaces shall be equally spaced and painted and spaces shall also have signs indicating, "No Boat Trailers." Curbing on Third Avenue, north side, should also be painted yellow from Route 109 to Wissahickon, indicating "No Parking."

The curbing on Third Avenue from the stop sign west towards the first parking spot, (60 feet), should also be painted yellow indicating "No Parking."

Behind the fourth parking spot on the south side, the curbing shall also be painted, indicating "No Parking" to the rear entrance of Lucky Bones.

SPECIAL REPORT
Parking Conditions
Page 2

Please note that these are merely recommendations if accepted by the township. It should be processed through the proper channels for all Local Ordinance changes.

Respectfully submitted,

A handwritten signature in cursive script that reads "Capt. Thomas Beeby". The signature is written in black ink and is positioned above the printed name.

Captain Thomas Beeby
Executive Officer

TMB/davm

C file

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

RESOLUTION #2014-96

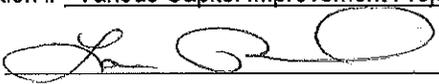
TITLE: APPOINTMENT OF ACTING MUNICIPAL ENGINEER FOR 2014 WITHOUT PUBLIC BIDDING

WHEREAS, the Township of Lower ("Township") has a need to acquire an acting municipal engineer as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5; and,

WHEREAS, the Township has determined and certified in writing that the value of the acquisition will not exceed \$17,500, and Engineering Design Associates, P.A.(EDA) has submitted a Municipal Rate Schedule and an agreement for services which will not exceed \$5000; and

WHEREAS, the CFO has determined sufficient funds will be available in the current budget as follows:

Appropriation # Various Capitol Improvement Projects

Signature 

WHEREAS, EDA completed and submitted a Business Entity Disclosure Certification which certifies that EDA has not made any reportable contributions to a political or candidate committee in the Township of Lower in the previous one year, and that the contract will prohibit EDA from making any reportable contributions through the term of the contract.

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Lower hereby approves the appointment of EDA as Acting Engineer of Record and that the Business Disclosure Entity Certification for the above appointment shall be published in the Township's Official paper.

I hereby certify the foregoing to be the original Resolution adopted by the Township Council at a meeting held on March 17, 2014.


Julie A Picard, Township Clerk

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



**ENGINEERING DESIGN ASSOCIATES
MUNICIPAL RATE SCHEDULE**

JANUARY 2013

Hourly Rates:

Principal Engineer/Planner	\$125.00
Associate Engineer/Planner	\$112.00
Project Landscape Architect	\$112.00
Project Engineer (Licensed Professional Engineer)	\$103.00
Professional Planner	\$98.00
Licensed Landscape Architect	\$92.00
Project Technician	\$87.00
Environmental Specialist	\$82.00
AutoCadd/Technician	\$82.00
Administrative Assistant	\$46.00
Clerical (other than overhead functions)	\$40.00
Inspector (Level One)	\$68.00
Inspector (Level Two)	\$72.00

Reimbursable Expenses:

- Reimbursable expenses will be invoiced using direct costs for all products.
- There shall be no mileage costs.

EXHIBIT A

MANDATORY EQUAL EMPLOYMENT OPPORTUNITY LANGUAGE
N.J.S.A. 10:5-31 et seq. (P.L. 1975, C. 127)
N.J.A.C. 17:27

GOODS, PROFESSIONAL SERVICE AND GENERAL SERVICE CONTRACTS

During the performance of this contract, the contractor agrees as follows:

The contractor or subcontractor, where applicable, will not discriminate against any employee or applicant for employment because of age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex. Except with respect to affectional or sexual orientation and gender identity or expression, the contractor will take affirmative action to ensure that such applicants are recruited and employed, and that employees are treated during employment, without regard to their age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex. Such action shall include, but not be limited to the following: employment, upgrading, demotion, or transfer; recruitment or recruitment advertising; layoff or termination; rates of pay or other forms of compensation; and selection for training, including apprenticeship. The contractor agrees to post in conspicuous places, available to employees and applicants for employment, notices to be provided by the Public Agency Compliance Officer setting forth provisions of this nondiscrimination clause.

The contractor or subcontractor, where applicable will, in all solicitations or advertisements for employees placed by or on behalf of the contractor, state that all qualified applicants will receive consideration for employment without regard to age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex.

The contractor or subcontractor, where applicable, will send to each labor union or representative or workers with which it has a collective bargaining agreement or other contract or understanding, a notice, to be provided by the agency contracting officer advising the labor union or workers' representative of the contractor's commitments under this act and shall post copies of the notice in conspicuous places available to employees and applicants for employment.

The contractor or subcontractor, where applicable, agrees to comply with any regulations promulgated by the Treasurer pursuant to N.J.S.A. 10:5-31 et seq., as amended and supplemented from time to time and the Americans with Disabilities Act.

The contractor or subcontractor agrees to make good faith efforts to employ minority and women workers consistent with the applicable county employment goals established in accordance with N.J.A.C. 17:27-5.2, or a binding determination of the applicable county employment goals determined by the Division, pursuant to N.J.A.C. 17:27-5.2.

The contractor or subcontractor agrees to inform in writing its appropriate recruitment agencies including, but not limited to, employment agencies, placement bureaus, colleges, universities, labor unions, that it does not discriminate on the basis of age, race, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex, and that it will discontinue the use of any recruitment agency which engages in direct or indirect discriminatory practices.

The contractor or subcontractor agrees to revise any of its testing procedures, if necessary, to assure that all personnel testing conforms with the principles of job-related testing, as established by the statutes and court decisions of the State of New Jersey and as established by applicable Federal law and applicable Federal court decisions.

In conforming with the applicable employment goals, the contractor or subcontractor agrees to review all procedures relating to transfer, upgrading, downgrading and layoff to ensure that all such actions are taken without regard to age, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex, consistent with the statutes and court decisions of the State of New Jersey, and applicable Federal law and applicable Federal court decisions.

The contractor shall submit to the public agency, after notification of award but prior to execution of a goods and services contract, one of the following three documents:

Letter of Federal Affirmative Action Plan Approval

Certificate of Employee Information Report

Employee Information Report Form AA302

The contractor and its subcontractors shall furnish such reports or other documents to the Div. of Contract Compliance & EEO as may be requested by the office from time to time in order to carry out the purposes of these regulations, and public agencies shall furnish such information as may be requested by the Div. of Contract Compliance & EEO for conducting a compliance investigation pursuant to Subchapter 10 of the Administrative Code at N.J.A.C. 17:27.

Firm Name: Engineering Design Associates, P.A.

Name of Agent: Vincent C. Orlando

Title: Secretary/Treasurer

Date: 3/11/14

BUSINESS ENTITY DISCLOSURE CERTIFICATION
 FOR NON-FAIR AND OPEN CONTRACTS
 Required Pursuant To N.J.S.A. 19:44A-20.8
 TOWNSHIP OF LOWER

Part I B Contractor Affirmation

The undersigned, being authorized and knowledgeable of the circumstances, does hereby certify that the business entity by the name Engineering Design Assoc. PA has not made and will not make any reportable contributions pursuant to N.J.S.A. 19:44A-1 et seq. that, pursuant to P.L. 2004, c. 19 would bar the award of this contract in the one year period preceding March 11, 2014 to any of the following named candidate committee, joint candidates committee; or political party committee representing the elected officials of the Township of Lower, defined pursuant to N.J.S.A. 19:44A-3(p), (q) and (r).

Thomas Conrad	Any present or future candidate committee or joint candidate committee or local political party committee formed for the election of members of the Lower Township governing body.
James Neville	
Erik Simonsen	
Norris Clark	
Michael E. Beck	

Part II B Ownership Disclosure Certification

I certify that the list below contains the names and home addresses of all owners holding 10% or more of the issued and outstanding stock of the undersigned.

Check the box that represents the type of business entity:

- Partnership
 Corporation
 Sole Proprietorship
 Subchapter S Corporation
 Limited Partnership
 Limited Liability Corporation
 Limited Liability Partnership

Name of Stock or Shareholder	Home Address
Vincent C. Orlando	406 W. Hampton Ct., Cape May Ct. House, NJ 08210
Steven L. Filippone	510 Sun Pine Dr., Mays Landing, NJ 08330
Joseph H. Maffei	231 Woodbine Rd., Steelmantown, NJ 08270
Christopher J. Carey	2344 Pine St., Mays Landing, NJ 08330

Part 3 B Signature and Attestation:

The undersigned is fully aware that if I have misrepresented in whole or part this affirmation and certification, I and/or the business entity, will be liable for any penalty permitted under law.

Name of Business Entity: Engineering Design Associates, P.A.
 Signed: [Signature] Title: Secretary/Treasurer
 Print Name: Vincent Orlando Date: 3/11/14

Subscribed and sworn before me this 11th day of March, 2014

My Commission expires:



[Signature]
 (Affiant)
G. M. Strabuk
 Print name & title of affiant (Corporate Seal)

**LOWER TOWNSHIP
2600 BAYSHORE ROAD
VILLAS, NJ 08251
(609) 886-2005**

AFFIDAVIT OF PAY-TO-PLAY COMPLIANCE

The Undersigned, being duly sworn, of full age according to law, upon my oath, depose and say:

1. I am a duly authorized representative of (the "Business Entity"), which for the purposes of this Affidavit includes all entities of which the Business Entity owns, directly or indirectly, a more than 50% equity interest.

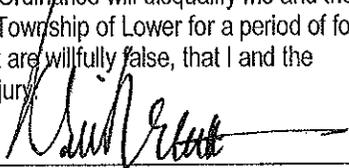
2. The Business Entity is seeking the award of a Professional Services Contract or Unspecifiable Services Contract pursuant to the exceptions from public bidding under Sections 5(1) of the Local Public Contracts Law, N.J.S.A. 40A:11-1, et seq.

3. In accordance with Lower Township Ordinance No. 2004-10 (the "Pay-to-Play Ordinance"), I am making this Affidavit under penalties of perjury to represent to the Township of Lower that neither I nor the Business Entity have made any political contributions in violation of Section 95-2 of the Pay-to-Play Ordinance.

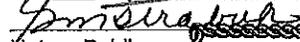
4. Also in accordance with the Pay-to-Play Ordinance, I am disclosing that the following represents all of the contributions that were made by the Business Entity and, to the best of my knowledge, all principals owning 10% more of the Business Entity's equity, their respective spouses, and all of the Business Entity's employees and officers and their respective spouses, to all New Jersey State and County political party committees commencing on the later of the effective date of the Pay-to-Play Ordinance (October 4, 2004) or twelve (12) months from date of this Affidavit and ending on the date of this Affidavit:

<u>Date</u>	<u>Name of Organization</u>	<u>Amount</u>
	(SEE ATTACHED SHEET)	

4. I represent and acknowledge that I have received, read and fully understand the Pay-to-Play Ordinance and that my violation of the Pay-to-Play Ordinance will disqualify me and the Business Entity from receiving any additional contract from the Township of Lower for a period of four (4) years and, in the event any statements made in this Affidavit are willfully false, that I and the Business Entity would be subject to criminal prosecution for perjury.



Sworn and Subscribed to before me
this 11th day of March, 2014.


Notary Public



EDA

5 Cambridge Drive
 Ocean View, NJ 08230-
 Tel: 609-390-0332 Fax: 609-390-9204

Account Quick Report

Printed on: 3/11/2014

Page 1 of 1

Accrual Basis

Filters Used:

- Account ID: 6153 to 6153

Type	Date	Num	Memo	Split	Amount
6153-Political Donations					
Check	10/25/2013	12742	Borough of Woodbine-Clarence Ryan	-Split-	200.00
Check	10/23/2013	12737	Fraklin Twp Committee	2531366-Newfield National Bank-Checking	300.00
Check	10/25/2013	12742	Franklin Twp Joe Petsch	-Split-	450.00
Check	10/2/2013	1	Francis, Wilburn & LaToree for Committee-West CM	2531366-Newfield National Bank-Checking	500.00
Check	2/27/2014	13030	Chris Brown for Assembly	2531366-Newfield National Bank-Checking	100.00
Check	10/16/2013	12717	Comm. to elect Michael Clark-MT Comm	2531366-Newfield National Bank-Checking	300.00
Check	10/16/2013	12718	Francis, Wilburn & LaTorre for Comm-West Cape May	2531366-Newfield National Bank-Checking	250.00
Check	10/4/2013	12685	Comm to elect michael Clarke-MT Comm	2531366-Newfield National Bank-Checking	250.00
Check	10/2/2013	12686	Murphy/O'connor for Comm-Dennis Twp Comm	2531366-Newfield National Bank-Checking	300.00
6153-Political Donations Total:					\$2,650.00

Chapter 95, PROFESSIONAL SERVICE CONTRACTS, REGULATION OF

[HISTORY: Adopted by the Township Council of the Township of Lower 10-4-2004 by Ord. No. 2004-10. Amendments noted where applicable.]

§ 95-1. Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

BUSINESS ENTITY SEEKING A PUBLIC CONTRACT -- An individual, including the individual's spouse, if any, and any child living at home, person, firm, corporation, professional corporation, partnership, organization or association. The definition of a business entity includes all principals who own 10% or more of the equity in the corporation or business trust, partners, and officers in aggregate employed by the entity as well as any subsidiaries directly controlled by the business entity.

PROFESSIONAL BUSINESS ENTITY -- A business entity as defined in this section which provides services by individuals who are required to be professionally licensed under the laws or regulations of this State or which provides "extraordinary unspecifiable services" pursuant to N.J.S.A. 40A:11-5(1)(a)(ii).

§ 95-2. Prohibition of awarding public contract to certain contributors.

A. Any other provision of law to the contrary notwithstanding, the Township of Lower or any of its purchasing agents or agencies or those of its independent authorities, boards or commissions, as the case may be, shall not enter into an agreement or otherwise contract to procure services from any professional business entity if that entity has solicited or made any contribution of money or pledge of a contribution, including in-kind contributions, to a campaign committee of any candidate for or holder of the office of Mayor or Council of the Township of Lower or to any Township of Lower political party committee in excess of the thresholds specified in Subsection C of this section within one calendar year immediately preceding the date of the contract or agreement.

B. No professional business entity which enters into negotiations for or agrees to any contract or agreement with the Township of Lower or any department or agency thereof or of its independent authorities, boards or commissions for the provision of professional services shall knowingly solicit or make any contribution of money or pledge of a contribution including in-kind contributions in excess of the thresholds specified in Subsection C of this section to a campaign committee of any candidate for or holder of the office of Mayor or Council of the Township of Lower or to any Township of Lower political party committee between the time of first communications between that business entity and the Township of Lower regarding a specific professional services agreement and the later of the termination of negotiations or the completion of the contract or agreement.

C. Notwithstanding Subsections A and B above, any individual who is a professional business entity may annually contribute a maximum of \$250 each for any purpose to any candidate for or holder of the offices of Mayor or Council of the Township of Lower, or \$500 to any Township of Lower political party committee, without violating this § 95-2; provided, however, that no group of individuals meeting the definition of a professional business entity may, in the aggregate, contribute annually for any purpose in excess of \$2,500 to all Township of Lower candidates for or holders of the offices of Mayor or Council and all Township of Lower political party committees combined without violating § 95-2.

§ 95-3. Contributions made prior to the effective date.

No contribution of money or any other thing of value, including in-kind contributions, made by a professional business entity to any candidate for or holder of the office of Mayor or Council of the Township of Lower or Township of Lower political party committee shall be deemed a

violation of this chapter, nor shall an agreement for services be disqualified thereby, if that contribution or agreement was made by the professional business entity prior to the effective date of this chapter.

§ 95-4. Contribution statement required by professional business entity.

A. Prior to awarding any contract or agreement to procure services with any professional business entity, the Township or any of its purchasing agents or agencies or independent authorities, boards or commissions, as the case may be, shall receive a sworn statement from the professional business entity made under penalty of perjury that the professional business entity has not made a contribution in violation of § 95-2.

B. Prior to awarding any contract or agreement to procure services with any professional business entity, the Township or any of its purchasing agents or agencies or independent authorities, boards or commissions, as the case may be, shall also receive a sworn statement from the professional business entity made under penalty of perjury disclosing all contributions made by the professional business entity during the immediately preceding 12 months to any New Jersey state and/or county political party committees which contributions, when added to any contributions made to any Township of Lower political party committees during the same time period, exceed the sum of \$500.

C. The professional business entity shall have a continuing duty to report any violations of this Chapter that may occur and to report any additional contributions to New Jersey state and/or county political party committees above the amounts set forth in Subsection B of this section during the negotiation or duration of a contract.

D. The sworn statement required under this section shall be made prior to entry into the contract or agreement with the Township and shall be in addition to any other certifications that may be required by any other provision of law.

§ 95-5. Penalty.

A. All Township of Lower professional service agreements shall provide that it shall be a breach of the terms of the government contract for a professional business entity to violate § 95-2 or to knowingly conceal or misrepresent contributions given or received or to make or solicit contributions through intermediaries for the purpose of concealing or misrepresenting the source of the contribution.

B. Any professional business entity who knowingly fails to reveal a contribution made in violation of § 95-2 or who knowingly makes or solicits contributions through intermediaries for the purpose of concealing or misrepresenting the source of the contribution shall be disqualified from eligibility for future Township contracts for a period of four calendar years from the date of the violation.

C. Nothing herein shall be deemed to apply to contributions made to any county or state campaign committee, candidate or officeholder, or to any county or state political party committee, however, such contributions are subject to the disclosure provision that may apply as set out in § 95-4C.

§ 95-6. Procedures to ensure compliance with regulation.

A. Neither the Chief Financial Officer nor his or her designee shall issue a certification of availability of funds without first receiving a certification from the Township Manager that the disclosures required by this chapter have occurred and that such disclosures do not violate the contribution limits set forth herein.

B. No contract or agreement for professional services shall be signed and delivered to any professional business entity without full compliance with this chapter.

State of New Jersey

Division of Consumer Affairs

State Board of Professional Engineers and Land Surveyors

THIS CERTIFIES THAT

ENGINEERING DESIGN ASSOCIATES
5 CAMBRIDGE DRIVE
Ocean View NJ 08230

Has met the requirements of the State Board of Professional Engineers and Land Surveyors and is hereby issued a

CERTIFICATE OF AUTHORIZATION

to offer the following services

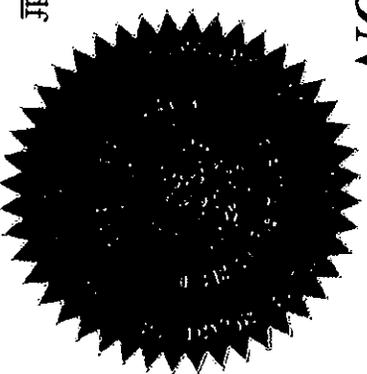
Engineering

07/17/2002

Person in Responsible Charge

STEVEN L FILIPPONE

For the names of other Responsible Charge Licensees, go to: <http://www.njconsumeraffairs.com/pels/certprt.pdf>



Date: September 13, 2012

Certificate No. 24GA27970300

Expiration Date: 08/31/2014


Acting Executive Director



STATE OF NEW JERSEY BUSINESS REGISTRATION CERTIFICATE

Taxpayer Name: ENGINEERING DESIGN ASSOCIATES OF MARMORA, P.A.

Trade Name:

Address: 5 CAMBRIDGE DR
OCEAN VIEW, NJ 08230-1228

Certificate Number: 0100782

Effective Date: January 13, 1987

Date of Issuance: December 02, 2011

For Office Use Only:

20111202095044636

BUSINESS ENTITY DISCLOSURE CERTIFICATION
 FOR NON-FAIR AND OPEN CONTRACTS
 Required Pursuant To N.J.S.A. 19:44A-20.8
 TOWNSHIP OF LOWER

Part I – Contractor Affirmation

The undersigned, being authorized and knowledgeable of the circumstances, does hereby certify that the business entity by the name Engineering Design Assoc., PA has not made and will not make any reportable contributions pursuant to N.J.S.A. 19:44A-1 et seq. that, pursuant to P.L. 2004, c. 19 would bar the award of this contract in the one year period preceding January 3, 2008 to any of the following named candidate committee, joint candidates committee; or political party committee representing the elected officials of the Township of Lower, defined pursuant to N.J.S.A. 19:44A-3(p), (q) and (r).

Thomas Conrad	
James Neville	Any present or future candidate committee or
Eric Simonsen	joint candidate committee or local political party
Norris Clark	committee formed for the election of members of
Michael E. Beck	the Lower Township governing body.

Part II – Ownership Disclosure Certification

I certify that the list below contains the names and home addresses of all owners holding 10% or more of the issued and outstanding stock of the undersigned.

Check the box that represents the type of business entity:

- Partnership Corporation Sole Proprietorship Subchapter S Corporation
 Limited Partnership Limited Liability Corporation Limited Liability Partnership

Name of Stock or Shareholder	Home Address
Vincent C. Orlando	406 W. Hampton Dr., Cape May Court House, NJ 08210
Steven L. Filippone	510 Sun Pine Drive, Mays Landing, NJ 08330
Joseph H. Maffei	231 Woodbine Rd., Steelmantown, NJ 08270
Christopher J. Carey	2344 Pine St., Mays Landing, NJ 08330

Part 3 – Signature and Attestation:

The undersigned is fully aware that if I have misrepresented in whole or part this affirmation and certification, I and/or the business entity will be liable for any penalty permitted under law.

Name of Business Entity: Engineering Design Associates, P.A.
 Signed: [Signature] Title: Secretary/Treasurer
 Print Name: Vincent C. Orlando Date: 2/25/14

Subscribed and sworn before me this 25th day of
February, 2014.
 My Commission expires: 01/07/19

[Signature]
 (Affiant)
Georgeann M. Strabuk
 (Print name & title of affiant) (Corporate Seal)



Professional Service Contract

THIS PROFESSIONAL SERVICE CONTRACT ("Contract"), made this ____ day of March, 2014, by and between the TOWNSHIP OF LOWER, a municipal corporation of the State of New Jersey, with offices located at 2600 Bayshore Road, Villas, New Jersey 08251 (the "Township") and ENGINEERING DESIGN ASSOCIATES, PA, with offices located at 5 Cambridge Drive, Ocean View, New Jersey (the "Contractor").

WITNESSETH:

WHEREAS, the Township desires to retain the services of Contractor as its municipal engineer to perform those services as set forth in this Contract; and

WHEREAS, the Contractor desires to be render services to the Township as its municipal engineer in accordance with the terms and conditions set forth herein.

NOW, THEREFORE, the Township and Contractor, in consideration of the mutual covenants contained herein, covenant and agree as follows:

1. Award. Contractor, pursuant to duly published notice of award per Resolution #2014-81 of Township accepting professional services ("Resolution"), adopted March 3, 2014, and which Resolution is herein incorporated by this reference, agrees to perform all work and/or services required by the Resolution and this Contract, and to otherwise comply with all requirements contained therein.

2. Assignment. Contractor agrees not to assign, transfer, convey, sublet or otherwise dispose of this Contract, or any part thereof, or its rights, title or interest therein, without first obtaining the written consent of the Township. Notwithstanding the above, the Township consents to the use by the Contractor, under the direct supervision of the Contractor, of other engineers employed by the same firm as the Contractor, provided they are licensed and in good standing in the State of New Jersey.

3. Licenses/Certifications. Contractor is hereby engaged to work in the capacity of municipal engineer in and for the Township, and hereby represents all personnel rendering engineering services are licensed engineers and in good standing with the State of New Jersey, and possess all the requisite licenses and permits to perform all work contemplated under the terms of this Contract, and will so continue to be throughout the duration of this Contract.

4. Term, Termination. Contractor shall commence services hereunder on the date of the Resolution, and this Contract shall automatically terminate upon the sooner of the appointment of a successor municipal engineer, or six (6) months from the date of the Resolution. Either party may terminate this Contract at any time by written notice to the other party.

5. Duties/Responsibilities. The Contractor shall provide general municipal engineering services the Township of Lower.

6 Compensation. In consideration for Contractor performing his obligations under this Contract, Township agrees to compensate Contractor in accordance with the Municipal Rate Schedule attached hereto but in no event shall the compensation exceed FIVE THOUSAND (\$5,000.00) DOLLARS ("Compensation").

7. Anti Discrimination Laws. During the performance of this Agreement, the Contractor agrees to comply with the provisions of N.J.S.A. 10:2-1, N.J.S.A. 10:5-33, which are incorporated herein by reference, and as follows:

(a) The Contractor, where applicable, will not discriminate against any employee or applicant for employment because of age, race, creed, color, national origin, ancestry, marital status or sex. The Contractor will take affirmative action to ensure that such applicants are recruited and employed, and that employees are treated during employment, without regard to their age, race, creed, color, national origin, ancestry, marital status or sex. Such action shall include, but not be limited to, the following: (i) employment, upgrading, demotion, or transfer; (ii) recruitment or recruitment advertising; (iii) layoff or termination; (iv) rates of pay or other forms of compensation; and selection for training, including apprenticeship. The Contractor agrees to post in conspicuous places, available to employees and applicants for employment, notices to be provided by the Public Agency Compliance Officer setting forth provisions of this non-discrimination clause.

(b) The Contractor, where applicable, will in all solicitations or advertisements for employees placed by or on behalf of the Contractor, state that all qualified applicants will receive consideration for employment without regard to age, race, creed, color, national origin, ancestry, marital status or sex.

(c) The Contractor, where applicable, will send to each labor union or representative of workers with which it has a collective bargaining agreement or other contract or understanding, a notice, to be provided by the agency contracting officer advising the labor union or workers' representative of Contractor's commitments under applicable law, and shall post copies of the notice in conspicuous places available to employees and applicants for employment.

(d) The Contractor, where applicable, agrees to comply with the regulations promulgated by the Treasurer of the State of New Jersey ("Treasurer") pursuant to P.L. 1975, c. 127, as amended and supplemented from time to time.

(e) The Contractor where applicable, agrees to attempt in good faith to employ minority and female workers consistent with the applicable county employment goals prescribed by N.J.A.C. 17:27-5.2 promulgated by the Treasurer pursuant to P.L. 1975, c. 127, as amended and supplemented from time to time, or in accordance with a binding determination of the applicable county employment goals determined by the Affirmative Action Office pursuant to N.J.A.C. 17:27-5.2 promulgated by the Treasurer pursuant to P.L. 1975, c. 127, as amended and supplemented from time to time.

(f) The Contractor, where applicable, agrees to inform in writing appropriate recruitment agencies in the area, including employment agencies, placement bureaus, colleges,

universities, labor unions, that it does not discriminate on the basis of age, creed, color, national origin, ancestry, marital status or sex, and that it will discontinue the use of any recruitment agency which engages in direct or indirect discriminatory practices.

(g) The Contractor, where applicable, agrees to review all procedures relating to transfer, upgrading, downgrading and layoff to ensure that all such actions are taken without regard to age, creed, color, national origin, ancestry, marital status or sex, and conform with the applicable employment goals, consistent with the statutes and court decisions of the State of New Jersey, and applicable federal law and applicable federal court decisions.

(h) The Contractor, where applicable, shall furnish such reports or other documents to the Affirmative Action Office as may be requested from time to time in order to carry out the purposes of the regulations of the Treasurer promulgated under P.L. 1975, c. 127, and public agencies shall furnish such information as may be requested by the Affirmative Action Office for conduction of a compliance investigation pursuant to Subchapter 10 of N.J.A.C. 17:27.

8. Miscellaneous Provisions.

(a) Contractor and Township agree that time is of the essence in the faithful performance of this Contract.

(b) This Contract represents the entire agreement by and between the parties and may only be amended by a written instrument signed by the parties.

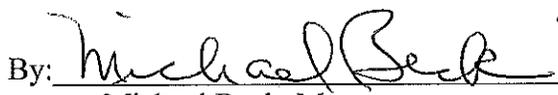
(c) This Contract shall be governed by and construed in accordance with the laws of the State of New Jersey.

IN WITNESS WHEREOF, the parties hereto have hereunto set their hands and seals the day and year first above written, pursuant to Resolution #2014-81. 95

ATTEST:

TOWNSHIP OF LOWER



By:  3/17/14
Michael Beck, Mayor

WITNESS:

ENGINEERING DESIGN ASSOCIATES, PA

By: _____
Vince Orlando

RESOLUTION # 2014-97

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 effect 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. **CAPE MAY SCHOOL FUNDING ISSUE**

_____ (8) Matters Relating to the Employment Relationship: Any matter involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the

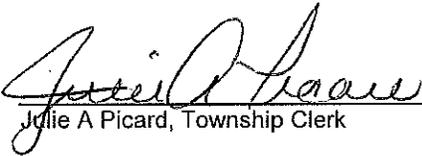
performance of promotion or disciplining of any specific prospective public officer or employee or current public officer or employee employed or appointed by the public body, unless all the individual employees or appointees whose rights could be adversely affected request in writing that such matter 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 March 17, 2014 that an Executive Session closed to the public shall be held on this date at approximately 6:54 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 March 17, 2014.


Julie A Picard, Township Clerk

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