

## COUNCIL MEETING MINUTES – March 5, 2018

The meeting of the Township Council of the Township of Lower, County of Cape May, State of New Jersey was held on March 5, 2018 at 7:00 p.m. in the meeting room of the Township Hall, 2600 Bayshore Road, Villas, New Jersey.

The Clerk announced that the meeting was being held in compliance with the Open Public Meetings Act and that adequate notice of the meeting had been provided according to law.

The following members of Council were present for roll call taken by the Clerk:

Councilmember Thomas Conrad  
Councilmember David Perry  
Councilmember Roland Roy, Jr.  
Deputy Mayor Frank Sippel

Also present: James Ridgway, Township Manager, David Stefankiewicz, Township Solicitor and Karen Fournier, Deputy Township Clerk

### Work Session

Proclamation - Victoria McCann – Mayor Simonsen & Councilman Roy

In Mayor Simonsen's absence, Deputy Mayor Sippel invited Victoria McCann to come forward to receive a Proclamation of Congratulations on behalf of Mayor Simonsen and Council.

Councilmember Roy read the Proclamation congratulating Victoria on her well-deserved accomplishments.

### Consent Agenda

Approval of Minutes - February 21, 2018

Approval of Closed Session Minutes February 21, 2018

Res. #2018-96 Payment of Vouchers \$ 706,076.12

Res. #2018-97 Authorization for the Payout of Accumulated Compensatory Time (K.Lewis \$14,962.59)

Res. #2018-98 Authorization to Cancel Uncashed Checks (5 cks total \$119.51)

Res. #2018-99 Authorization for the Payout of Accumulated Compensatory Time (J.Chew \$6,981.28)

Res. #2018-100 Authorizing the Payout of Terminal Leave (S.Jackson \$46,588.23)

Res. #2018-101 Authorization for Refund of Taxes (4 properties \$6,755.26)

Res. #2018-102 Amending Resolution #2017-210; Payout of Terminal Leave (W.Mastriana \$2,649.47)

Res. #2018-103 A Resolution Authorizing the Sixth Annual Escape the Cape Triathlon Scheduled for June 9<sup>th</sup> and 10<sup>th</sup>, 2018

Res. #2018-104 A Resolution Requesting Release of Performance Guarantee for Paul Merrick Subdivision; Block 806, Lot 3, Escrow #P15-09-02 (\$30,167.)

Res. #2018-105 Authorization for the Payout of Accumulated Compensatory Time (J.McNulty \$5,429.80)

Res. #2018-106 Approval for Roadside Solicitation by Erma Volunteer Fire Company (yearly request/approval)

Res. #2018-107 Authorization to Amend Various Resolution Regarding the Numerical Order of the Approved Charge Orders for the Roseann Avenue/Bayshore Estates Drainage and Stormwater Management Improvements Project Awarded to Mott MacDonald (correcting Change Order numbers)

Ordinance #2018-03 – An Ordinance Revising and Restating Article 1 of Chapter 178, Beaches of the Code of the Township of Lower. This is the first reading of Ordinance #2018-03. The second reading and public hearing of this Ordinance has been scheduled for March 19, 2018.

Ordinance #2018-04 – Amending Article IV Subsection 475-14 of Chapter 475; Parks and Recreation Areas of the Code of the Township of Lower – to Amend The Fee Schedule – This is the first reading of Ordinance #2018-04. The second reading and public hearing of this Ordinance has been scheduled for March 19, 2018.

Ordinance #2018-05 – Bond Ordinance Amending and Supplementing Bond Ordinance #2015-10 Finally Adopted by the Township Council on October 19, 2015 as Previously Amended and Supplemented, to Increase the Appropriation Therein by \$4,200,000 and to Increase the Authorization of Bonds or Notes Therein by \$3,990,000 to Finance Part of the Additional Costs Thereof. This is the first reading of Ordinance #2018-05. The second reading and public hearing of this Ordinance has been scheduled for March 19, 2018.

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD		X	X			
PERRY	X		X			
ROY			X			
SIPPEL			X			
SIMONSEN						X

**Regular Agenda**

Res. #2018-108 A Resolution Awarding A Professional Service Contract Without Public Bidding to Testa, Heck, Testa & White as Defense Attorney for a Lower Township Appointee in Accordance with Chapter 25 of the Code of the Township of Lower

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD	X		X			
PERRY			X			
ROY		X	X			
SIPPEL			X			
SIMONSEN						X

**Manager's Report**

Manager Ridgway gave an update on the status of the Beach Maintenance Permit and he informed of measures being taken to increase building security at Township Hall.

**Administrative Reports**

Treasurer's Report - December

**Council Comments**

Councilman Conrad commented on several topics including: Escape the Cape Triathlon; NJ state government leaders; FEMA CRS program update; and road repairs on Alabama, Georgia, Main Street, and Bayshore Road.

Councilman Perry shared his experience with Mrs. Bryant's 5<sup>th</sup> grade class. He talked about the recent storms and the effects on Beach Drive, urging residents to be patient during construction. He also pointed out the bond ordinance to address flooding issues on Roseann Avenue.

Councilman Roy thanked everyone who participated in the cleanup at Union Bethel Cemetery. He also recognized and thanked Public Works, Police, Fire, and EMS for a great job with storm cleanup.

Deputy Mayor Sippel informed of the collaborative efforts with Cape Assist to provide a Court Advocate. He read a statement from Mayor Simonsen announcing the Mayor's attendance at the LCMR Boys Basketball Championship game against Haddonfield for the South Jersey Group 2 Championship Title.

Manager Ridgway commented on the Championship Basketball Game and wished LCMR the best of luck.

**Call to the Public**

Dan Anderson, Townbank Road, reminded Veterans about free beach tags in Cape May with proof of service.

Bill Greenfield, Villas, inquired about the total amount bonded for the Roseann Avenue Project. Manager Ridgway and Councilmember Perry explained. Mr. Greenfield asked about projects originating from the Rec. Advisory Board (RAB) and voiced concern about the RAB minutes not being posted. Eileen Kreis explained.

**Closed Session**

Res. #2018-109

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. **Coastal Resiliency / Personnel Issue**

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD			X			
PERRY		X	X			
ROY	X		X			
SIPPEL			X			
SIMONSEN						X

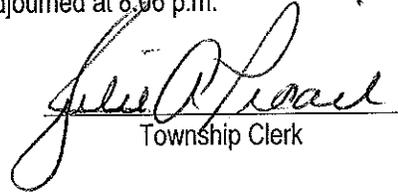
Council adjourned to Closed Session at 7:35 pm

Council returned to open session at 8:06 pm

**Adjournment**

There being no further business to address, motion to adjourn moved by Councilmember Conrad, seconded by Councilmember Roy. Motion to adjourn was unanimous. Meeting adjourned at 8:06 p.m.

  
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 Mayor

  
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 Township Clerk

Approved: 3/19/2018