

COUNCIL MEETING MINUTES – MAY 7, 2018

The meeting of the Township Council of the Township of Lower, County of Cape May, State of New Jersey was held on May 7, 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
Mayor Erik Simonsen

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

Swearing in of Lt. Donald Vanaman – Mayor Simonsen

Mayor Simonsen administered the Oath of Office to Lt. Donald Vanaman. Lt. Vanaman's daughter, Liberty, held the Bible and Captain Biersbach pinned his badge.

Work Session

LAN Associates – Aquatic Center Presentation

Manager Ridgway invited LAN Associates to present the results of the aquatic center feasibility study.

Kim Vierheilig, Vice President of LAN Assoc. gave an overview of the feasibility study.

Doug Whiteaker, Water Technologies Inc., spoke of the aquatic design and programming of the facility.

Darin Barr, Ballard King, expounded on a proposed operational plan.

Kim Vierheilig spoke briefly about the cost estimate and overall building design.

Doug Whiteaker further described a proposed floor plan.

Rich Novakowski, 9 Fernwood, questioned the number of people surveyed about the water park.

Kim Vierheilig explained that 5-6 meetings were held with key stakeholders as well as an advertised public meeting with approximately 70-80 people in attendance.

Deb Johns, Chairperson of RAB, read a statement on behalf of the RAB encouraging Mayor and Council to strongly consider supporting the proposed indoor aquatic center as a major community asset.

Manager Ridgway communicated that discussions began over seven years ago about an indoor community pool in Lower Township and stressed the need for the same.

Mr. Novakowski questioned the Township's past practice. A brief exchange took place with Mr. Simonsen.

Darrin Barr intervened to address Mr. Novakowski's concerns.

Doug Whiteaker confirmed that the Township encouraged community input.

Rosalie Gallagher validated the Township's diligence with advertisement and expressed positive interest in the proposed aquatic center.

Mike Rosenberg, Villas, inquired about handicap access and locker rooms.

Sally Yerk, Roseann Avenue, and her daughter, strongly support the proposed aquatic center.

Marion Maguire voiced her support and stressed the need for an indoor swimming facility in the Township.

Tom Cook, Executive Director of DRBA, voiced the DRBA's commitment to making the aquatic center a success.

Bill Tirrell, Beach Drive, asked about the size in square miles of Lower Township in an effort to validate and support the efforts of the Township for the proposed aquatic center.

Bill Greenfield, Villas, expressed concern about the cost and inquired about partnering with private entities and the County to offset the cost.

Frank Simonsen, Sr., shared his history in Lower Township and stressed the need for an aquatic center in our growing community.

Jean Whalen, Shunpike Road, voiced full support of the proposed aquatic center; as a retired employee of Cape May City Recreation Department.

Bob Osborn, Mickel's Run, member of RAB, vowed his support of the project and described it as a positive, much needed resource for the community.

Nels Johnson, RAB, confirmed the need for an aquatic center in Lower Township.

Mayor Simonsen thanked LAN Associates for the feasibility study.

Kim Vierheilig thanked Lower Township for their cooperation.

Consent Agenda

Approval of Minutes	April 16, 2018
Res. #2018-153	A Resolution Awarding a Professional Service Contract Without Public Bidding to Dante Guzzi Engineering Associates, LLC for Professional Services Associated with Pending Complaints in the Tax Court of New Jersey (tabled from 4/16 mtg - not to exceed \$5,500.)
Res. #2018-154	Payment of Vouchers \$ 1,415,930.72
Res. #2018-155	A Resolution Authorizing an Agreement Between the Township of Lower, the City of Cape May and Cape May City Elementary School District for Use of A Soccer Field at Lafayette Street Park, City of Cape May
Res. #2018-156	A Resolution Approving the Extension of the Banking Services Agreement
Res. #2018-157	A Resolution Authorizing the Acceptance of In-Person Credit Card TAX Payments
Res. #2018-158	Resolution Requesting a Cape May County Water Quality Management (WQM) Plan Amendment for "Cabin City Motel and Vicinity"
Res. #2018-159	Click It or Ticket 2018 Seat Belt Mobilization (5/21 – 6/3/2018 - grant application \$5,500)
Res. #2018-160	Insertion of Special Item of Revenue Pursuant to N.J.S.A. 40A:4-87, Chapter 159 (Small Cities Housing Rehabilitation \$100,000)
Res. #2018-161	Authorization for the Payout of Accumulated Compensatory Time (S.Flitcroft \$7,174.10)
Res. #2018-162	Bid Acceptance and Award for Re-Bid of Roseanne Avenue Roadway and Utility Improvements (\$7,026,450.)
Res. #2018-163	Authorizing Payout of Terminal Leave (D.VanMourik \$6,149.48)
Res. #2018-164	Approval of Change Order #6 for additional work – Construction Phase Services – for the Roseann Avenue/Bayshore Estates Drainage and Stormwater Management Improvements Project (\$140,000.)
Res. #2018-165	Approval of Change Order #1 Extension to Original Contract Period to Asphalt Paving Systems, Inc. for the Beach Drive Pedestrian Safety Improvements Project (new date June 8, 2018)
Res. #2018-166	Approval of Change Order #2 for Additional Inspection Hours to Mott MacDonald for the Beach Drive Pedestrian Safety Improvements Project (\$9,504.00)
Res. #2018-167	Authorizing the Sale of Township of Lower Surplus no longer needed for Public Use on GovDeals Online Auction Website
Res. #2018-168	Authorization for Refund Of Taxes (2 properties \$1,261.87)
Res. #2018-169	Resolution Consenting to the Proposed Cape May County Water Quality Management (WQM) Plan Amendment (Portsmouth Rd. & Rockport Dr)
Res. #2018-170	Renewal of 2018 Campground License (Holly Shores)
Res. #2018-171	Issuance of Ice Cream Peddling and Ice Cream Salesman License for the year 2018 (A&T Ice)
Res. #2018-172	A Resolution Approving the Acceptance of and Participation in the State of New Jersey, Department of Law and Public Safety Emergency Management Agency Assistance (EMAA) Sub-grant FY2017
Res. #2018-173	Authorization for the Payout of Accumulated Compensatory Time (M.Nuscis \$5,259.40)

Res. #2018-174 A Resolution Authorizing and Approving a Shared Service Agreement between the Township of Lower and the County of Cape May for Law Enforcement Coverage at a Township Event (Escape the Cape)

Ordinance #2018-08 Amending Chapter 583 – Streets and Sidewalks – of the Code of the Township of Lower; Article 1, Subsection 583-4 Excavation, Restoration and Refilling of Roads, Streets and Alleys; Paragraph (8) Street Restoration; Adding a new Section (g) Five (5) Year Moratorium. This is the first reading of this Ordinance. The second reading and public hearing has been scheduled for May 21, 2018.

MOTION TO TABLE Ordinance #2018-08 moved by Deputy Mayor Sippel, seconded by Councilmember Conrad.
On the Motion:

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

On the CONSENT AGENDA:

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

Regular Agenda

Ordinance #2018-07 Bond Ordinance Providing for Various 2018 Capital Improvements, By and In the Township of Lower, in the County of Cape May, State of New Jersey (The "Township"); Appropriating \$2,250,000 Therefore and Authorizing the Issuance of \$2,135,000 Bonds or Note of the Township to Finance Part of the Costs Thereof. This is the second reading and public hearing for this Ordinance. This Ordinance has been published, posted and made available to the public.

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

Res. #2018-175 Authorization for the Payout of Accumulated Compensatory Time (M.Perry \$8,538.08)

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

Administrative Reports

Finance

Manager Ridgway provided Council with a prioritized list of streets needing improvements in each Ward.

Council Comments

Councilmember Conrad commented on the Vacant Property Ordinance and encouraged help from the residents. He gave an update on road repairs and MUA water and sewer updates. He also shared news about an Eagle Scout from his troop.

Councilmember Perry gave an update on the Beach Drive project and voiced disapproval to find dumping on the dunes. He gave an update on the Roseann Avenue project and encouraged Ward 2 residents to notify the Township of roads needing repair.

Councilmember Roy encouraged suggestions for road repairs in Ward 3. He informed of the upcoming beach cleanup and gave an update on the MUA's plan for sewer line extensions.

Deputy Mayor Sippel reminded about the Armed Forces Day Ceremony and thanked Manager Ridgway and LAN Associates for the presentation.

Mayor Simonsen thanked all who participated in the feasibility study and informed of the possibility of partnering with Middle Township. He spoke about the Eagle Scout projects at LCMR baseball field and gave an update on the MUA's water and sewer projects.

Call to the Public

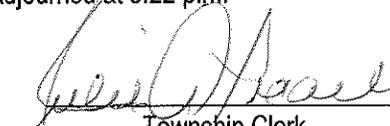
Mike Rosenberg, Villas, addressed Council concerning roads damaged by contractors.

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 8:22 p.m.



Mayor



Township Clerk

Approved: *5/21/2018*