

Signed Resolutions - May 21, 2018

- Res. #2018-176 Payment of Vouchers \$ 202,727.53
Res. #2018-177 Insertion of Special Item of Revenue Pursuant to N.J.S.A. 40A:4-87, Chapter 159 (Click It or Ticket \$5,500)
- Res. #2018-178 Insertion of Special Item of Revenue Pursuant to N.J.S.A. 40A:4-87, Chapter 159 (Distracted Driving Crackdown \$6,600)
- Res. #2018-179 A Resolution Authorizing High Roller Limousine, Inc to Transfer a Limousine License
Res. #2018-180 Authorization for Refund of Taxes (8 properties)
Res. #2018-181 Authorization for the Payout of Accumulated Compensatory Time (R.Hansberry \$4,456.70)
- Res. #2018-182 Authorization for South Jersey Power Cooperative Electric Bid (Cape May County Cooperative as lead agency)
- Res. #2018-183 Certification to Local Finance Board of Receipt and Review of Audit; Sections General Comments & Recommendations
- Res. #2018-184 Appointment of Marcus Karavan, Esq. as Special Counsel to the Tax Assessors Office for Tax Related and Land Use Matters as a Professional Service Contract without Public Bidding (not to exceed \$10,000)
- Res. #2018-185 Appointment to the Planning Board (J.Hemingway)
Res. #2018-186 Authorizing the Payment of Vouchers – Rescue \$35,000 Contribution
Res. #2018-187 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.
Attorney/Client Privilege/Possible Litigation
- Res. #2018-188 A Resolution Amending Res. #2018-174; Authorizing a Shared Service Agreement between the Township of Lower and the County of Cape May for Law Enforcement Coverage at a Township Event (changing the hourly rate for Sheriff Officers to \$70.)

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
01340 EAGLE POINT GUN*	18-01163	04/27/18	AMMUNITION	Open	3,046.94	0.00		
01390 EDMUNDS & ASSOCIATES, INC.*	18-01057	04/16/18	CREDIT CARD SWIPE DEVICE	Open	90.00	0.00		
01450 ERMA DELI*	18-00720	03/19/18	LUNCHEON FOR CLEAN UP SHORES	Open	825.50	0.00		
01590 FORD, SCOTT & ASSOCIATES*	18-00130	01/11/18	RES 18-03 AUDITOR DNE 40K	Open	6,000.00	0.00		
01649 GARDEN STATE HWY PRODUCTS, INC*	18-00941	04/03/18	SIGN MATERIAL FOR BEACH DR	Open	4,327.43	0.00		
01703 HARBOR SALES COMPANY*	18-00933	04/03/18	SUPPLIES FOR BEACH FRONT	Open	938.09	0.00		
01806 ANTHONY J HARVATT, II, ESQ	18-00759	03/21/18	ZBA SOLICITOR SALARY	Open	625.00	0.00		
	18-01253	05/07/18	RESOLUTIONS CONCERNING	Open	900.00	0.00		
					1,525.00			
02025 HUNTER JERSEY PETERBILT*	18-00908	03/29/18	PARTS FOR TRUCKS/APRIL	Open	2,233.77	0.00		
02027 JESCO INC*	18-01266	05/07/18	WINDSHIELD FOR LOADER & PARTS	Open	1,609.32	0.00		
02189 KNOX ASSOCIATES, INC*	18-01134	04/24/18	KNOX BOX MODEL3261 SURFACE MNT	Open	336.00	0.00		
02200 KOHLER'S AUTO GLASS*	18-01273	05/07/18	INSTALL WINDSHIELD	Open	210.00	0.00		
02245 DAVID LEPOR	18-01348	05/16/18	IPHONE CASE REIMBURSEMENT	Open	53.30	0.00		
02247 LAWSON PRODUCTS, INC.*	18-00902	03/29/18	SUPPLIES FOR DPW/APRIL	Open	699.99	0.00		
	18-00903	03/29/18	SUPPLIES FOR DPW/MAY	Open	699.35	0.00		
					1,399.34			
02294 MARIE A. LOMONACO	18-00366	02/06/18	CONTRACTUAL REIMBURSEMENT	Open	196.46	0.00		B
02411 MENEAR'S TREE SERVICE*	18-01079	04/18/18	REMOVE TRUNK LIMBS @ PARK	Open	400.00	0.00		
02538 MARSH & MCLENNAN AGENCY, LLC*	18-00140	01/16/18	DNE \$26,664 RES 18-43 BROKER	Open	2,222.00	0.00		B

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
03102 NJ POLICE TRAFFIC OFFICERS ASS	18-01035	04/16/18	MEMBERS DUES 1/1/18-12/31/18	Open	50.00	0.00		
03160 OFFICE BASICS, INC*	18-01130	04/24/18	OFFICE SUPPLIES	Open	85.02	0.00		
03172 OFFICE BUSINESS SYSTEMS INC*	18-00779	03/22/18	MICROPHONE FOR COURT BENCH	Open	245.00	0.00		
03285 PARA PLUS TRANSLATIONS, INC.*	18-01181	05/01/18	SPANISH INTERPRETER 4/24/18	Open	201.55	0.00		
03305 PEDRONI FUEL*	18-01290	05/09/18	NO LEAD GAS	Open	282.16	0.00		
03387 POGUE INC. *	18-01131	04/24/18	CONTROLLED SUBSTANCES/PRE EMPL	Open	133.00	0.00		
03495 ELIZABETH BYRNE	18-00371	02/07/18	CONTRACTUAL REIMBURSEMENT-M	Open	328.08	0.00		B
03518 RIGGINS, INC.*	18-01281	05/08/18	OFF HIGHWAY DIESEL	Open	859.50	0.00		
03764 TCTANJ	18-00851	03/27/18	2018 SPRING CONF MAY 15-17/18	Open	395.00	0.00		
	18-00986	04/06/18	SPRING CONFERENC 5/15/18-5/16/	Open	310.00	0.00		
					705.00			
03904 LOWE'S HOME CENTER INC*	18-00695	03/16/18	SUPPLIES FOR DPW/MARCH	Open	406.17	0.00		
03914 ULINE INC*	18-00919	03/29/18	MOVING BOXES	Open	489.60	0.00		
03985 VILLAS NAPA AUTO PARTS	18-00892	03/29/18	RSA/SANT/RECY/DPW/APRIL	Open	3,849.13	0.00		
04261 STATE OF NEW JERSEY	18-01184	05/01/18	1ST QTR UNEMPLOYMENT 2018	Open	25,225.03	0.00		
04266 NJ DEPT OF HEALTH&SENIOR SVCS	18-01280	05/08/18	DOG DAMAGE APRIL 2018	Open	259.20	0.00		
04300 W.B. MASON CO INC*	18-01029	04/12/18	CONFERENCE TABLE	Open	279.99	0.00		
	18-01083	04/18/18	PRINTER PAPER AND TONER	Open	345.45	0.00		
					625.44			
04327 SHI INTERNATIONAL CORP*	18-00995	04/09/18	SOPHOS LICENCE RENEWAL	Open	3,918.10	0.00		

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
04445 TRICOMM SERVICES CORP*	18-00348	02/02/18	TELEPHONE TRANSFER POLICE MOVE	Open	127.50	0.00		
05083 SJSHORE MARKETING LIMITED	18-01016	04/10/18	POSTERS AND RACK CARDS	Open	439.33	0.00		
06028 FORESITE USA LLC*	18-01252	05/07/18	ENDPOINTE PROTECTION AVAST 18	Open	759.25	0.00		
5053 ANTHONY GRETO	17-00763	03/21/17	2017 EQUIP. ALLOWANCE	Open	110.02	0.00		
6054 ANDREA SHEPPARD	18-01271	05/07/18	LACROSSE OFFICIAL	Open	120.00	0.00		
6071 UNITED UNIFORMS LIMITED LIAB*	18-01166	04/27/18	UNIFORMS	Open	612.00	0.00		
7079 SUBURBAN PROPANE L P*	18-01363	05/16/18	PROPANE CLEM MULLIGAN	Open	135.96	0.00		
7092 TREASURER, STATE OF NEW JERSEY	18-01056	04/16/18	REGISTRATION FEE/BFCE	Open	191.00	0.00		
	18-01183	05/01/18	LIFE HAZARD - FISHING CREEK SC	Open	191.00	0.00		
					382.00			
7119 ENGINEERING DESIGN ASSOC*	15-01760	07/06/15	14-323 COASTAL DNE 54996.27	Open	43,875.19	0.00		
7151 ART SHEPPARD	18-01246	05/04/18	LACROSSE OFFICIAL	Open	120.00	0.00		
7165 NICOLE PERONE	18-01298	05/10/18	LACROSSE OFFICIAL	Open	60.00	0.00		
7168 SEAN COLLINS	18-01296	05/10/18	LACROSSE OFFICIAL	Open	120.00	0.00		
7181 JENNIFER KELLY,PHD,LLC*	18-01162	04/27/18	PRE-EMPLOYMENT EXAMS	Open	800.00	0.00		
7241 SKIP HOPPING	18-01268	05/07/18	LACROSSE OFFICIAL	Open	60.00	0.00		
7280 FARO TECHNOLOGIES,INC*	18-01005	04/10/18	FARO CRASH ZONE	Open	1,190.00	0.00		
7302 GUARDIAN TRACKING LLC*	18-01069	04/18/18	GUARD TRACK PRO 12/1 11/30/19	Open	2,705.00	0.00		
7380 GAILE ROCKEY	18-01267	05/07/18	LACROSSE OFFICIAL	Open	120.00	0.00		

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
7508 BLANEY & KARAVAN PC*	18-00129	01/11/18	LABOR ATTORNEY DNE \$25K R 18-2	Open	1,700.00	0.00		B
7636 MOTT MACDONALD LLC*	18-01254	05/07/18	PROFESSIONAL SERVICES DIFELICE	Open	221.60	0.00		
	18-01255	05/07/18	PROFESSIONAL SERVICE DIFELICE	Open	664.80	0.00		
	18-01256	05/07/18	PROFESSIONAL ENGINEERING SER	Open	68.76	0.00		
	18-01257	05/07/18	PROFESSIONAL ENGINEERING SERV	Open	346.25	0.00		
	18-01258	05/07/18	PROFESSIONAL ENGINEERING SERV	Open	277.00	0.00		
	18-01259	05/07/18	PROFESSIONAL ENGINEERING SERV	Open	467.25	0.00		
	18-01261	05/07/18	PROFESSIONAL ENGINEERING SERV	Open	459.00	0.00		
	18-01262	05/07/18	PROFESSIONAL ENGINEERING SER	Open	3,129.57	0.00		
	18-01327	05/14/18	PROFESSIONAL ENGINEERING	Open	0.55	0.00		
					<u>5,634.78</u>			
7637 BUCKLEY CABLE COMPANY	18-00330	01/31/18	RETURN OF UNUSED ESCROW	Open	370.00	0.00		
7654 THOMAS & NORMA JACOB	18-01312	05/14/18	REFUND HOMESTEAD BENEFIT	Open	103.84	0.00		
7689 GOVERNMENT FORMS AND SUPPLIES*	18-01085	04/18/18	BUSINESS CARDS	Open	55.00	0.00		
7714 MACH JACKSON	18-01269	05/07/18	LACROSSE OFFICIAL	Open	60.00	0.00		
7756 LAN ASSOCIATES	18-01156	04/26/18	RES 18-146 C/O 1 AQUATIC	Open	4,518.47	0.00		B
7811 KYOCERA DOCUMENT SOLUTION AMER	18-01287	05/09/18	COPIER CONTRACT APRIL 2018	Open	78.00	0.00		
7820 DEBLASIO & ASSOCIATES, P.C*	17-02477	09/21/17	ENGINEERING SERVICE /RT.109	Open	70.00	0.00		B
	17-03248	12/12/17	RES17-327 ENG DOUGLASS DNE 55K	Open	1,400.00	0.00		
	18-01007	04/10/18	ENGINEERING ROAD RECONSTRUCT	Open	4,580.00	0.00		B
					<u>6,050.00</u>			
7929 AMAZON CAPITAL SERVICES, INC	18-01125	04/23/18	LIGHT BULBS	Open	534.00	0.00		
	18-01132	04/24/18	OFFICE SUPPLIES	Open	62.06	0.00		
	18-01165	04/27/18	+STOCK UP OFFICE SUPPLIES	Open	307.61	0.00		
	18-01198	05/01/18	35 BOLTED HOOK METAL KEY STAND	Open	87.95	0.00		
					<u>991.62</u>			
7938 POSTMASTER VILLAS	18-01249	05/04/18	POSTAGE FOR MAILERS	Open	4.50	0.00		PCI
7941 THOMAS MCCARTHY J	18-01314	05/14/18	REFUND HOMESTEAD BENEFIT	Open	133.87	0.00		

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
7942 THOMAS & ELEANOR CHESTNUT	18-01315	05/14/18	REFUND HOMESTEAD BENEFIT	Open	179.63	0.00		
7943 ERNEST A & MARCIA H PAULUS	18-01316	05/14/18	REFUND PARTIAL QTR 5/3/18	Open	368.84	0.00		
7946 ROBERT OLIVIO	18-01359	05/16/18	RETURN UNUSED ESCROW	Open	94.60	0.00		
7947 GEORGE HEE	18-01366	05/16/18	REFUND BLOCK 701 LOT 5C-B	Open	1,512.48	0.00		
7948 GERALD FRANCE	18-01275	05/07/18	REFUND OF MERC LICENSE	Open	75.00	0.00		
7949 GREGS AUTOMOTIVE	18-01328	05/14/18	VAN REPAIR BROKE DOWN DC UNITY	Open	1,865.42	0.00		PC1
DEMUSZ JAMES AND PATRICA DEMUSZ	18-01311	05/14/18	REFUND HOMESTEAD BENEFIT	Open	95.36	0.00		
ROMANOW FRED ROMANOWSKI	18-01295	05/10/18	LACROSSE OFFICIAL	Open	120.00	0.00		
SEAGE SEAGEAR MARINE SUPPLY*	18-01124	04/23/18	DRAINAGE PUMP	Open	704.98	0.00		
STARLEDG STAR LEDGER	18-00754	03/21/18	AD ROSSEANNE AVE NTB	Open	441.14	0.00		PC1
WELLSF WELLS FARGO REAL ESTATE TAX	18-01313	05/14/18	REFUND PARTIAL 1ST QUARTER	Open	1,856.82	0.00		
Total Purchase Orders: 109				Total P.O. Line Items: 0	Total List Amount: 201,593.57	Total Void Amount: 0.00		

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

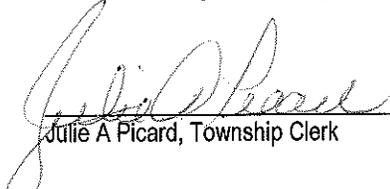
RESOLUTION #2018- 176

Title: AUTHORIZING THE PAYMENT OF VOUCHERS

<u>Vendor</u>	<u>PO#</u>	<u>Description</u>	<u>CK #</u>	<u>Amount</u>
John & Erika Sheets	18-01346	Tax Refund (duplicate pymt)	62231	\$ 525.25
Bank of America	18-00999	Comcast	62233	\$ 608.71
TOTAL Manual Checks				\$ 1,133.96
TOTAL Computer Generated				\$ 201,593.57
TOTAL BILL LIST				<u>\$ 202,727.53</u>

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

I, Julie A. Picard, Township Clerk of the Township of Lower, County of Cape May, State of New Jersey, do hereby certify the foregoing to be a true and exact copy of a resolution duly authorized by the Township Council at a meeting held on May 21, 2018.


 Julie A Picard, Township Clerk

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

RESOLUTION #2018-177

Title: INSERTION OF SPECIAL ITEM OF REVENUE PURSUANT TO N.J.S.A. 40A:4-87, CHAPTER 159

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amount,

SECTION 1.

NOW, THEREFORE BE IT RESOLVED that the Township of Lower, County of Cape May, hereby requests the Director of the Division of Local Government Services to approve the increase of \$5,500.00 for an item of revenue in the budget of the year 2018 as follows:

Miscellaneous Revenues –
 Revenue Offset with Appropriations - Click It or Ticket
 Total with increase to be \$ 5,500.00

SECTION 2.

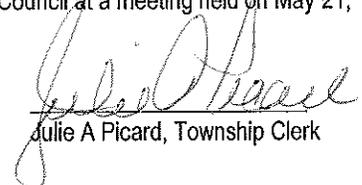
BE IT FURTHER RESOLVED that a like sum of \$5,500.00 be and the same is hereby appropriated under the caption of:

General Appropriations –
 Public & Private Programs Offset by Revenues - Click It or Ticket
 State/Federal Share \$ 5,500.00
 Non State Share \$
 Total with increase to be \$ 5,500.00

FURTHER RESOLVED that two certified copies of this resolution with a copy of the appropriate documentation be forwarded to the Division of Local Government Services.

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

I, Julie A. Picard, Township Clerk of the Township of Lower, County of Cape May, State of New Jersey, do hereby certify the foregoing to be a true and exact copy of a resolution duly authorized by the Township Council at a meeting held on May 21, 2018.


 Julie A Picard, Township Clerk

ccrippen

From: no-reply-njsage@nj.gov
Sent: Monday, May 7, 2018 10:38 AM
To: ccrippen; lread; mastriana@lowertownshippolice.com;
biersbach@lowertownshippolice.com; esimonsen; vanaman@lowertownshippolice.com
Subject: Your Application MOB-CIOT-2018-Lower Township-00185 has been approved by
NJDHTS.

Congratulations, your Application MOB-CIOT-2018-Lower Township-00185 was approved by DHTS on May 07, 2018. The Project Director must login to SAGE to view the Contract Agreement within your Grant Application in order to activate your grant. Please be aware that your application may have been revised during the review process. Therefore it is very important that the Project Director, Financial Officer and the Authorizing Official review the Contract Agreement within SAGE for the final version.

NARRATIVE DESCRIPTION OF PROJECT



I agree to the Terms and Conditions found below.*

Problem Statement:

The most effective device for preventing deaths and injuries in motor vehicle crashes remains the seat belt. When used consistently, seat belts save lives and reduce serious injuries. According to NHTSA, seat belt use saved nearly 14,000 lives nationally in 2015 alone. In 2015, New Jersey experienced more than 3,500 crashes where an occupant was not wearing his or her seat belt, resulting in 117 fatalities. Unbelted motorists and passengers accounted for 21 percent of the state's motor vehicle fatalities in 2015. The most recent statewide survey, undertaken in June, 2017, determined the seat belt usage rate in New Jersey to be 94.07%.

This project will provide funding to implement a targeted seat belt enforcement campaign in New Jersey as part of the nationwide "Click It or Ticket" seat belt mobilization from May 21 - June 3, 2018. On an overtime basis, police officers will conduct special enforcement patrols issuing summonses for all violations of Title 39 of the Motor Vehicle Code. The main focus of these patrols will be to stop and issue summonses to motorists, front, and rear seat passengers who are not complying with the state's seat belt laws. Officers will also enforce the child safety restraint law as appropriate.

Objectives:

To increase seat belt usage statewide by 1.5% to 95.5% through a targeted two-week seat belt enforcement campaign from May 21 - June 3, 2018.

Methodology:

REMINDER: As per directives from the National Highway Traffic Safety Administration (which provides the federal funding for this grant) Chiefs of Police are not eligible to work grant-funded overtime through this grant.**** This federally-funded grant project consists of an enforcement overtime campaign from **May 21 through June 3, 2018**. The project is designed to increase seat belt usage both in participating municipalities and statewide. The grant **(\$5,500)** will pay for 100 hours of overtime enforcement during the two-week mobilization period, with a maximum rate to be reimbursed of **\$55 per hour**. The 100 overtime hours will be used for roving patrols and fixed checkpoints.

This is a **reimbursement grant**. Participating departments will incur all costs and then submit the necessary documentation to the Division of Highway Traffic Safety for reimbursement.

This is an **enforcement campaign**. A reasonable number of distracted driving related summonses are expected in relation to overtime hours worked.

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

RESOLUTION #2018-178

Title: INSERTION OF SPECIAL ITEM OF REVENUE PURSUANT TO N.J.S.A. 40A:4-87, CHAPTER 159

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amount

SECTION 1.

NOW, THEREFORE BE IT RESOLVED that the Township of Lower, County of Cape May, hereby requests the Director of the Division of Local Government Services to approve the increase of \$6,600.00 for an item of revenue in the budget of the year 2018 as follows:

Miscellaneous Revenues –	
Revenue Offset with Appropriations -	Distracted Driving Crackdown
Total with increase to be	\$ 6,600.00

SECTION 2.

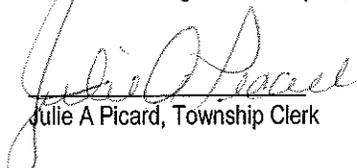
BE IT FURTHER RESOLVED that a like sum of \$6,600.00 be and the same is hereby appropriated under the caption of:

General Appropriations –	
Public & Private Programs Offset by Revenues -	Distracted Driving Crackdown
State/Federal Share	\$ 6,600.00
Non State Share	\$
Total with increase to be	\$ 6,600.00

FURTHER RESOLVED that two certified copies of this resolution with a copy of the appropriate documentation be forwarded to the Division of Local Government Services.

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

I, Julie A. Picard, Township Clerk of the Township of Lower, County of Cape May, State of New Jersey, do hereby certify the foregoing to be a true and exact copy of a resolution duly authorized by the Township Council at a meeting held on May 21, 2018.


Julie A Picard, Township Clerk

NARRATIVE DESCRIPTION OF PROJECT

I agree to the Terms and Conditions found below.*

Problem Statement:

Distracted driving is a dangerous epidemic on America's roadways. In 2015 alone, 3,477 people were killed in distracted driving crashes. An estimated 391,000 people were injured in motor vehicle crashes involving a distracted driver. In New Jersey, driver inattention remains the most significant cause of fatal and incapacitating crashes. Driver inattention was listed as a contributing circumstance in 52 percent of the state's crashes in 2015. Driver inattention was in fact listed as a contributing factor in crashes at a rate nine times higher than that of the next highest contributing factor (speed).

Distracted driving is any activity that diverts a person's attention away from the primary task of driving. All distractions endanger driver, passenger, and bystander safety. These distractions include:

Texting

Using a cell phone or smartphone

Eating and drinking

Talking to passengers

Grooming

Reading, including maps

Using a navigation system

Watching a video

Adjusting a radio, CD player, or MP3 player

But, because using a hand held cell phone while driving to make calls or send text messages requires visual, manual, and cognitive attention from the driver, they are by far the most alarming distractions.

April is National Distracted Driver Month, which is a time to remind New Jersey motorists of the state's distracted driving laws, which include a ban on hand-held cell phone use and text messaging by all drivers and a ban on all cell phone use (hand held or hands free) by novice drivers.

From April 1-21, 2018, police officers, on an overtime basis, will conduct special enforcement patrols targeting distracted drivers. The patrols will consist of roving patrols and fixed checkpoints.

During the 2017 Distracted Driving Crackdown *U Drive. U Text. U Pay.* participating police agencies in the state issued 15,292 summonses for cell phone use/texting and 7,003 for careless driving.

Objectives:

To reduce the number of motor vehicle fatalities in the state with a distracted driver contributing cause (as detailed in the FY2018 New Jersey Highway Safety Plan) through targeted distracted driving enforcement and education during the 2018 Distracted Driving Crackdown *U Drive. U Text. U Pay.*

Methodology:

REMINDER: As per directives from the National Highway Traffic Safety Administration (which provides the federal funding for this grant) Chiefs of Police are not eligible to work grant-funded overtime through this grant.****

This federally-funded grant project consists of an enforcement overtime campaign from **April 1 through April 21, 2018**. The project is designed to raise awareness about the dangers of distracted driving, to offer deterrence through visible enforcement, and to issue summonses for relevant motor vehicle violations. The grant will pay for 120 hours of overtime enforcement during the crackdown

period, with a maximum rate to be reimbursed of **\$55 per hour**. The 120 overtime hours will be used for roving patrols and checkpoints.

This is a **reimbursement grant**. Participating departments will incur all costs and then submit the necessary documentation to the Division of Highway Traffic Safety for reimbursement.

This is an **enforcement campaign**. A reasonable number of distracted driving related summonses are expected in relation to overtime hours worked.

The maximum project overtime rate is **\$55.00 per hour** regardless of what officer works the project hours. The officer is to receive the full dollar amount in overtime. Administrative costs or fees should be considered "in kind services" or soft matches and are not a part of this grant. **It is up to the agency to establish its pay rate for the project.** The Division encourages agencies to pay all participating officers a flat \$55 per hour rate for this overtime detail, but agencies may pay their usual overtime rates, if they wish, in which case the reimbursement from the Division will be:

Officers paid \$55.00 - project will reimburse at \$55.00 per hour
Officers paid less than \$55.00 - project will reimburse at that lower rate
Officers paid more than \$55.00 - project will reimburse at \$55.00 per hour with the municipality covering the remainder of the rate

Again, the maximum hourly rate to be reimbursed is **\$55 per hour**, regardless of whether all the grant-budgeted hours are worked or not.

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

RESOLUTION #2018-179

Title: A RESOLUTION AUTHORIZING HIGH ROLLER LIMOUSINE, INC TO TRANSFER A LIMOUSINE LICENSE

WHEREAS, High Roller Limousine, Inc. applied for and received a limousine license for a 2005 Dodge Caravan, Vin #2D4GP44LX5R394953; and

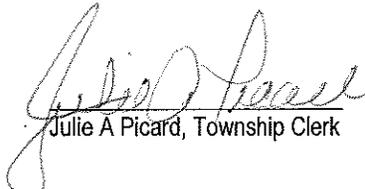
WHEREAS, High Roller Limousine, Inc has replaced the above vehicle with a 2010 Chrysler Town & Country, Vin #2A4RR5D13AR105291 and has requested the license be transferred to the new vehicle; and

WHEREAS, High Roller Limousine has paid the required twenty five dollar (\$25) transfer fee and provided the required insurance certificate showing the new vehicle.

NOW, THEREFORE BE IT RESOLVED, by the Township Council of the Township of Lower, County of Cape May, State of New Jersey that the above license transfer is hereby approved.

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

I, Julie A. Picard, Township Clerk of the Township of Lower, County of Cape May, State of New Jersey, do hereby certify the foregoing to be a true and exact copy of a resolution duly authorized by the Township Council at a meeting held on May 21, 2018.


Julie A Picard, Township Clerk

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

RESOLUTION #2018-180

Title: **AUTHORIZATION FOR REFUND OF TAXES**

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

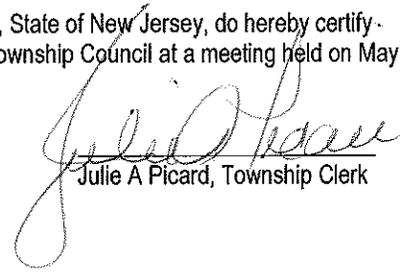
WHEREAS, a refund is due.

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

<u>Block</u>	<u>Lot</u>	<u>Refund To</u>	<u>Reason</u>	<u>Tax</u>
451.01	20	James & Patricia De Musz	Homestead -Exempt	\$ 95.63
95	63	Thomas & Nora Jacob	Homestead-Exempt	\$ 103.84
266.03	4.02	Thomas McCarthy	Homestead- Exempt	\$ 133.87
537	20	Thomas & Eleanor Chestnut	Homestead-Exempt	\$ 179.63
537	20	Wells Fargo	Exempt Veteran	\$1,856.82
352.02	1	Ernest & Marcia Paulus	Exempt Vet & Homestead	\$ 368.84
701	5 C-B	George & Mary Ellen Hee	Taxes Paid Erroneously	\$1,512.48
483	1.01	John D Sr & Erika T Sheets	Taxes paid twice	\$ 525.25

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

I, Julie A. Picard, Township Clerk of the Township of Lower, County of Cape May, State of New Jersey, do hereby certify the foregoing to be a true and exact copy of a resolution duly authorized by the Township Council at a meeting held on May 21, 2018.


 Julie A Picard, Township Clerk

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

RESOLUTION # 2018-181

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 Ryan Hansberry in the amount of \$4,456.70 is authorized and chargeable to the 2018 Budget account 8-01-25-240-122.

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD						
PERRY						
ROY						
SIPPEL						
SIMONSEN						

I, Julie A. Picard, Township Clerk of the Township of Lower, County of Cape May, State of New Jersey, do hereby certify the foregoing to be a true and exact copy of a resolution duly authorized by the Township Council at a meeting held May 21, 2018.

Julie A Picard, Township Clerk

LOWER TOWNSHIP POLICE DEPARTMENT

SPECIAL REPORT

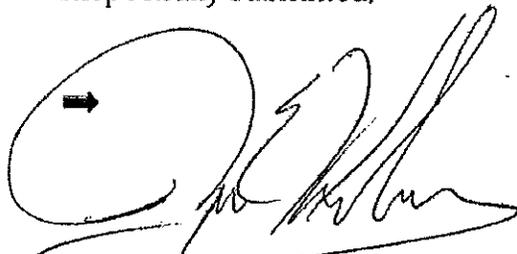
TO: Chief William Mastriana
FROM: CPL. Ryan Hansberry
DATE: 05/04/2018
SUBJECT: Compensation time, cash out.

To whom it may concern,

I am respectfully requesting to sell back my accrued compensation time, totaling 95hrs.

Thank you in advance for your consideration in this matter.

Respectfully Submitted,



Ryan E. Hansberry
Corporal/Badge 173

95 x
45.9125 =
4,455.697000 *+

C	File	Officer	Comments
5/4/18	Sgt Ed Swartz		Forwarded to Chief Mastriana
5/9/18	MB		Sent to Twp for approval

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

RESOLUTION # 2018-182

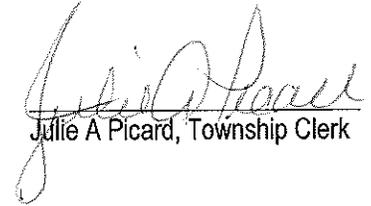
Title: **AUTHORIZATION FOR SOUTH JERSEY POWER COOPERATIVE ELECTRIC BID**

WHEREAS, the Township desires to participate in the South Jersey Power Co-Operative (SJPC) with the approved energy consultant, Concord Energy Services;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Lower, County of Cape May, State of New Jersey that Margaret Vitelli, Township Qualified Purchasing Agent is hereby authorized to include Lower Township in the South Jersey Cooperative bid for retail purchase of electric.

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

I, Julie A. Picard, Township Clerk of the Township of Lower, County of Cape May, State of New Jersey, do hereby certify the foregoing to be a true and exact copy of a resolution duly authorized by the Township Council at a meeting held on May 21, 2018.


Julie A Picard, Township Clerk

**SJPC 2018 ELECTRIC BID
PARTICIPATION RESPONSE FORM**

INSTRUCTIONS: COMPLETE THIS FORM AND RETURN TO CONCORD ENERGY SERVICES, EITHER BY FAX OR BY EMAIL TO THE ATTENTION OF:

CES Procurement Operations: Fax# 856-427-6529 or Email: procops@concord-engineering.com.
You will receive an email confirmation that your form has been received.

STEP 1: CHECK THE APPROPRIATE BOX BELOW

YES, PLEASE include my accounts in this year's SJPC Electric Supply Service Bid. I understand that my account(s) will be awarded to the lowest responsible bidder for a service period of up to three (3) years. I authorize the SJPC's representatives to secure our utility data on our behalf.

NO, THANK YOU, we will not participate in this year's SJPC Electric Supply Service Bid.

STEP 2: IF "YES", COMPLETE THE FOLLOWING (all fields required, please write legibly):

Entity and County: TOWNSHIP OF LOWER / CAPE MAY

Contact Name: Margaret Vitelli,

Contact Position: Purchasing Agent

Contact Email Address: mvitelli@townshipoflower.org

Contact Phone: 609-886-2005 X123

Entity Billing Address: 2600 Bayshore Road, Villas NJ 08251
(for winning energy supplier)

STEP 3: SIGNATURE OF AUTHORIZED REPRESENTATIVE:

By signing the Participation Form, I understand and acknowledge that the entity I represent is hereby committed to the SJPC Electric 2018 bid process and will be contractually bound to the terms of the resulting master agreement between the lead agency and the winning bidder. Subsequent to bid award, we will pass a Board Resolution to document our commitment to the process and the terms of the agreement (low bid price, supplier, contract service dates, etc.) We understand that we cannot and will not switch to an alternate energy supplier during the term of the resulting agreement.

Signature:  _____

Printed Name and Position: Erik Simonsen, Mayor

STEP 4: SUBMIT ELECTRIC ACCOUNT INFORMATION (see following page for details)

Participant	Service Address	City	State	Zip Code	Utility	POD ID Number
Lower, Township of	2600 Bayshore Road	Villas	NJ	08251	ACE	0550065898697000143616
Lower, Township of	Forrestral & Langley Road	Erma	NJ	08251	ACE	0550066108557000050631
Lower, Township of	771 Seashore Road	Cold Spring	NJ	08204	ACE	0550001604287001262396
Lower, Township of	771 Seashore Road	Erma	NJ	08204	ACE	0550001606917001326397
Lower, Township of	808 Shunpike Road	North Cape May	NJ	08204	ACE	0550001611377000976115
Lower, Township of	771 Seashore Road	Cold Spring	NJ	08204	ACE	0550001614187000615113
Lower, Township of	Various	Lower	NJ	08251	ACE	0550005160337001014618
Lower, Township of	Various	Lower	NJ	08251	ACE	0550005163897001014658
Lower, Township of	Beach Dr & Canai	North Cape May	NJ	08204	ACE	0550006749057000128944
Lower, Township of	2102 Bayshore Rd	Cold Spring	NJ	08204	ACE	0550007433307000225145
Lower, Township of	677 Route 9	Cold Spring	NJ	08204	ACE	0550007436787001687304
Lower, Township of	677 Route 9	Cold Spring	NJ	08204	ACE	0550007441227001687262
Lower, Township of	307 Champlain Road	Villas	NJ	08251	ACE	0550007444527000680405
Lower, Township of	1370 Yorktown Road	Erma	NJ	08204	ACE	0550007450957000190347
Lower, Township of	704 Winslow Avenue	North Cape May	NJ	08204	ACE	0550036250477000418422
Lower, Township of	Bayshore Road & Village Road	Villas	NJ	08251	ACE	0550061892077000941367
Lower, Township of	209 Bayshore Rd	Villas	NJ	08251	ACE	0550064141347000635904
Lower, Township of	Route 109 TS	Cold Spring	NJ	08204	ACE	0550007454917000171228
Lower, Township of	Bayshore Road ES Police Blvd	Villas	NJ	08251	ACE	0550065896387000141120
Lower, Township of	Forrestal & Langley	Erma	NJ	08204	ACE	0550066103767000087108
Lower, Township of	771 Seashore Road	Cold Spring	NJ	08204	ACE	0550066953367000644912
Lower, Township of	Bayshore Rd N/O Mianmi Avenue	Villas	NJ	08251	ACE	0550081971257000296992
Lower, Township of	2600 Bayshore Road Munc	Villas	NJ	08251	ACE	0550089614627000744285
Lower, Township of	Bates & Mowery Avenue	Villas	NJ	08251	ACE	0550089820217000744359
Lower, Township of	704 Winslow Ave	North Cape May	NJ	08204	ACE	0550089828987000746428
Lower, Township of	Millman Lane/Ohio Avenue	Villas	NJ	08251	ACE	0550092378397000676966
Lower, Township of	Carolina Avenue	Villas	NJ	08251	ACE	0550117621057001024271
Lower, Township of	Bayshore Woods	Villas	NJ	08251	ACE	0550065894557000519830
Lower, Township of	1619 Bayshore Rd	Villas	NJ	08251	ACE	0550007429777001604118
Lower, Township of	100 N Station RD	Willdwood Crest	NJ	08251	ACE	0550007426547001323889
Lower, Township of	Bayshore Rd S/O WW R	Villas	NJ	08251	ACE	0550065863377000131961
Lower, Township of	Wash Blvd	North Cape May	NJ	08204	ACE	0550080313737000989501
Lower, Township of	3913 Bayshore Rd	North Cape May	NJ	08204	ACE	0550101316587001873531
Lower, Township of	Timber Ln	Erma	NJ	08204	ACE	0550007447917000973415
Lower, Township of	Mindy Ave Park	North Cape May	NJ	08204	ACE	0550066957737000644982
Lower, Township of	Jonathan Hoffman	North Cape May	NJ	08204	ACE	0550101321287000775455
Lower, Township of	711 Seashore RD	Cold Spring	NJ	08204	ACE	0550058227827000776243

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

RESOLUTION #2018-183

Title: CERTIFICATION TO LOCAL FINANCE BOARD OF RECEIPT AND REVIEW OF AUDIT SECTIONS GENERAL COMMENTS & RECOMMENDATIONS

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions; and

WHEREAS, the Annual Report of Audit for the year 2017 has been filed by a Registered Municipal Accountant with the Township Clerk as per the requirements of N.J.S. 40A:5-6, and a copy has been received by each member of the governing body; and

WHEREAS, the Local Finance Board of the State of new Jersey is authorized to prescribe reports pertaining to the local fiscal affairs, as per R.S. 52:27BB-34; and

WHEREAS, the Local Finance Board has promulgated a regulation requiring that the governing body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, at a minimum, the sections of the annual audit entitled:

GENERAL COMMENTS
RECOMMENDATIONS

WHEREAS, the members of the governing body have personally reviewed at a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled:

GENERAL COMMENTS
RECOMMENDATIONS

as evidenced by the group affidavit form of the governing body; and

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, as per the regulations of the Local Finance Board; and

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

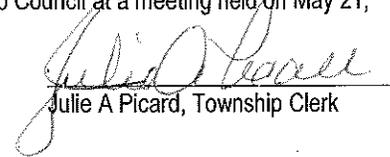
WHEREAS, failure to comply with the promulgations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52 to wit:

R.S. 52:27BB-52 - "A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the Director, under the provisions of this Article, Shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000) or imprisoned for not more than one year, or both, in addition shall forfeit his office."

NOW, THEREFORE BE IT RESOLVED that the Township Council of the Township of Lower, County of Cape May, State of New Jersey, hereby states that it has complied with the promulgation of the Local Finance Board of the State of New Jersey dated July 30, 1968 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

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

I, Julie A. Picard, Township Clerk of the Township of Lower, County of Cape May, State of New Jersey, do hereby certify the foregoing to be a true and exact copy of a resolution duly authorized by the Township Council at a meeting held on May 21, 2018.


Julie A. Picard, Township Clerk

**CERTIFICAION OF THE GOVERNING BODY OF THE ANNUAL AUDIT
GROUP AFFIDAVIT FORM**

STATE OF NEW JERSEY
COUNTY OF CAPE MAY

We, the members of the Lower Township Council, the governing body of the Township of Lower, County of Cape May, State of New Jersey, being dully sworn according to law, upon our oath depose and say:

1. We are duly elected members of the Township Council of the Township of Lower in the County of Cape May
2. In the performance of our duties, and pursuant to N.J.A.C. 5:30-6.5, we have familiarized ourselves with the contents of the Annual Municipal Audit filed with the Clerk pursuant to N.J.S.A. 40A:5-6 for the year 2017
3. We certify that we have personally reviewed and are familiar with, at a minimum, the sections of the Annual Report of Audit entitled "Comments and Recommendations"



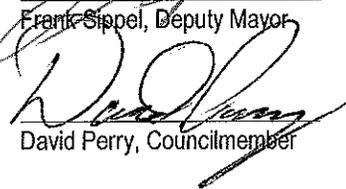
Erik Simonsen, Mayor



Frank Sippel, Deputy Mayor



Thomas Conrad, Councilmember

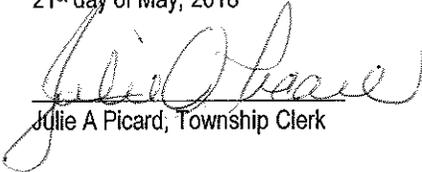


David Perry, Councilmember

ABSENT

Rolland Roy, Jr., Councilmember

Sworn and subscribed before me this
21st day of May, 2018



Julie A. Picard, Township Clerk

TOWNSHIP OF LOWER

2600 Bayshore Road
Villas, New Jersey 08251



Incorporated 1798

(609) 886-2005

**TOWNSHIP OF LOWER
COUNTY OF CAPE MAY
CORRECTIVE ACTION PLAN:**

2017 AUDIT RECOMMENDATIONS

Prior Year Audit Findings (2016)

THERE WERE NO AUDIT RECOMMENDATIONS IN 2016

TOWNSHIP OF LOWER

2600 Bayshore Road
Villas, New Jersey 08251



Incorporated 1798

(609) 886-2005

**TOWNSHIP OF LOWER
COUNTY OF CAPE MAY
CORRECTIVE ACTION PLAN:**

2017 AUDIT RECOMMENDATIONS

Current Year Audit Findings (2017)

THERE WERE NO AUDIT RECOMMENDATIONS IN 2017.

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

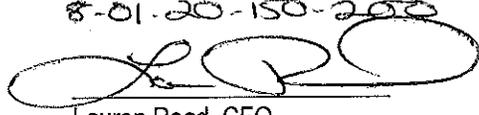
RESOLUTION #2018-184

Title: APPOINTMENT OF MARCUS KARAVAN, ESQ AS SPECIAL COUNSEL TO THE TAX ASSESSORS OFFICE FOR TAX RELATED AND LAND USE MATTERS AS A PROFESSIONAL SERVICE CONTRACT WITHOUT PUBLIC BIDDING

WHEREAS, the Township of Lower has a need to acquire Special Counsel, and is satisfied with services rendered by the current vendor and desires to authorize this appointment using a non-fair and open contract pursuant to the provisions of N.J.S.A. 40A:11-1 et seq. to enter into contracts for "Professional Services" without competitive bidding, when the need arises, so long as the award of such contract is made public by a Resolution of the Governing Body and satisfies the requirements of the New Jersey Pay-to-Play law; and

WHEREAS, Marcus Karavan, Esq. has provided a proposal to serve as Special Counsel to the Tax Assessor's Office for Tax Related and Land Use Matters at a rate of \$125.00 per hour not to exceed \$10,000 and subject to the approval of the Township Solicitor; and

WHEREAS, the Township Council desires to approve the proposal and the CFO has determined sufficient funds will be available in the current budget as follows:

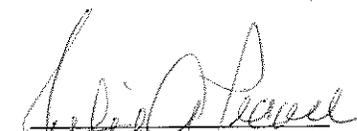
Appropriation #: 8-01-20-150-2000
CFO Signature: 
Lauren Read, CFO

NOW, THEREFORE, BE IT RESOLVED, by the Township of Lower, County of Cape May, State of New Jersey, that a contract without public bidding be awarded to Marcus Karavan of Blaney Karavan as Special Counsel to the Tax Assessor's Office at a fee of \$125.00 per hour with a not to exceed amount of \$10,000 and subject to the approval of the Township Solicitor.

BE IT FURTHER RESOLVED that a notice of Award of Professional Contract for the above award shall be published in the Township's Official paper.

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

I, Julie A. Picard, Township Clerk of the Township of Lower, County of Cape May, State of New Jersey, do hereby certify the foregoing to be a true and exact copy of a resolution duly authorized by the Township Council at a meeting held on May 21, 2018.


Julie A. Picard, Township Clerk

AGREEMENT &
CONTRACT TO
SERVE
AS SPECIAL COUNSEL
TO THE TAX
ASSESSOR'S OFFICE FOR
TAX RELATED
AND LAND USE
MATTERS

The within Agreement by and between MARCUS H. KARAVAN, ESQUIRE, of Blaney & Karavan, P.C. and the TOWNSHIP OF LOWER is as follows:

1. The Township of Lower hereby appoints Marcus H. Karavan, Esquire, of Blaney & Karavan, P.C. to serve as SPECIAL COUNCIL TO THE TAX ASSESSOR'S OFFICE FOR TAX RELATED AND LAND USE MATTERS.

2. Marcus H. Karavan, Esquire, of Blaney & Karavan, P.C. shall provide the Township of Lower with copies of monthly billings with fees calculate at hourly rates as set forth below:

Professional legal services relative to defending matters before the Tax Board, defending matters before the Tax Court and/or related tax work including, but not limited to:

office conferences, court appearances, research, litigation, etc.

\$125.00 per hour
Not to exceed \$10,000.00

Additional charges to include postage; photocopying, courier services; costs of deposition transcripts; cost of any and all court transcripts; cost of filing fees, if applicable.

ALL BILLS TO BE APPROVED BY
THE TOWNSHIP SOLICITOR

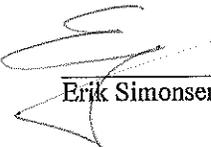
3. The Township shall be responsible for expert fees, Court costs and filing fees.

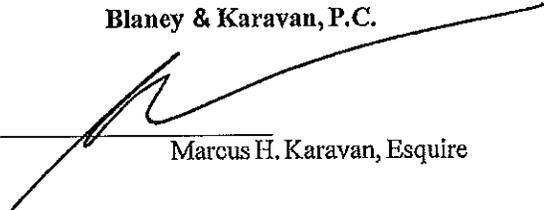
This agreement shall be effective, May 21, 2018 and shall terminate December 31, 2018.

In Witness whereof, we sealed the day and year above first written a eement.

Township of Lower

Blaney & Karavan, P.C.


Erik Simonsen, Mayor


Marcus H. Karavan, Esquire

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

RESOLUTIUN #2018-185

Title: APPOINTMENT TO THE PLANNING BOARD

WHEREAS, Brian Sullivan, Class IV Member on the Planning Board has a term which will expire June, 2021 and has tenured his resignation to the Board; and

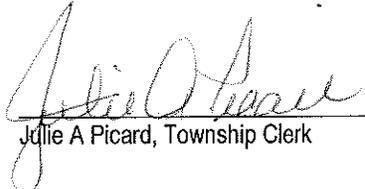
WHEREAS, Council has reviewed the applications currently on file in the Clerk's office.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Lower, County of Cape May, State of New Jersey that the following appointment be made:

<u>NAME</u>	<u>TYPE</u>	<u>TERM EXP</u>
James M. Hemingway	Class IV	June 30, 2021

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

I, Julie A. Picard, Township Clerk of the Township of Lower, County of Cape May, State of New Jersey, do hereby certify the foregoing to be a true and exact copy of a resolution duly authorized by the Township Council at a meeting held on May 21, 2018.


Julie A Picard, Township Clerk

Res. # _____

Board/Comm./Auth. _____

RCVD MAY 9 '18

Term Exp. _____

Replaced _____ or Reappointed

TOWNSHIP OF LOWER
CITIZEN LEADERSHIP FORM

NAME James M Henningway

CITY AND STATE Emma, N.J.

YEARS OF RESIDENCY IN TOWNSHIP 35 OCCUPATION Retiree

Please number in order of preference which ones you wish to be considered for.

- Cable Television Advisory Board
- Environmental Commission
- Historic Preservation Commission
- Citizen Advisory Board

- Municipal Utilities Authority
- Planning Board
- Recreation Advisory Board
- Zoning Board of Adjustment

I hereby apply to perform public service on the following municipal authority, boards or commissions. List any education, prior volunteer experience or work related experience, or other civic involvement which could be of use to the authority, board or commission you have listed above.

40 years Owner, Operator Garden State
Dredging & Construction, Marine Construction
wetland Restoration, Beach Replenishment Channel
& Marine; Underground Utilities, Water, Sewer
Drainage, Land Development, Sit work
Road Restoration, Eas B Recycling

Date: 5/8/18 Signature: James M Henningway (VALID FOR ONE YEAR FROM DATE OF RECEIPT)

Return to: Clerk's Office, 2600 Bayshore Road, Villas, NJ 08251

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

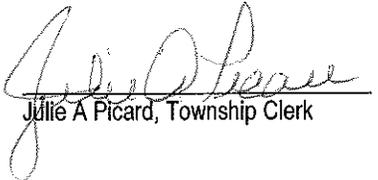
RESOLUTION #2018-186

Title: AUTHORIZING THE PAYMENT OF VOUCHERS

<u>Vendor</u>	<u>PO#</u>	<u>Description</u>	<u>CK #</u>	<u>Amount</u>
Lower Twp Rescue	18-00405	Contribution due June 3		\$ 35,000.00
TOTAL BILL LIST				<u>\$ 35,000.00</u>

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

I, Julie A. Picard, Township Clerk of the Township of Lower, County of Cape May, State of New Jersey, do hereby certify the foregoing to be a true and exact copy of a resolution duly authorized by the Township Council at a meeting held on May 21, 2018.


 Julie A Picard, Township Clerk

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

RESOLUTION # 2018-187

Title:

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

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

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

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

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

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

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

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

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

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

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

_____ (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.

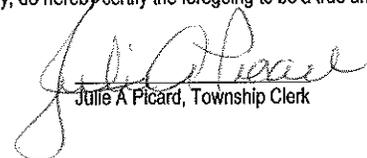
_____ (9) Matters Relating to the Potential Imposition of a Penalty: Any deliberations of a public body occurring after a public hearing that may result in the imposition of a specific civil penalty upon the responding party or the suspension or loss if a license or permit belonging to the responding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

NOW, THEREFORE, BE IT RESOLVED by the Township council of the Township of Lower, assembled in public session on May 21, 2018 that an Executive Session closed to the public shall be held on this date at approximately 7:30 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.

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

I, Julie A. Picard, Township Clerk of the Township of Lower, County of Cape May, State of New Jersey, do hereby certify the foregoing to be a true and exact copy of a resolution duly authorized by the Township Council at a meeting held on May 21, 2018


Julie A. Picard, Township Clerk

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

RESOLUTION #2018-188

Title: **A RESOLUTION AMENDING RESOLUTION #2018-174; 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**

WHEREAS, Resolution #2018-174 was adopted by Lower Township Council on May 7, 2018; authorizing a Shared Service Agreement with the County of Cape May for Law Enforcement Coverage at a Township Event scheduled for June 10, 2018; and

WHEREAS, the agreement contains an incorrect hourly rate for Sheriff's Officers; and

WHEREAS, the correct hourly rate is \$70.00.

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Township of Lower, in the County of Cape May, State of New Jersey, that the **CORRECTED** shared services agreement, attached hereto, between the Township of Lower and the County of Cape May be and is hereby authorized and accepted and that the proper officials of the Township of Lower are authorized to execute said contract.

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

I, Julie A. Picard, Township Clerk of the Township of Lower, County of Cape May, State of New Jersey, do hereby certify the foregoing to be a true and exact copy of a resolution duly authorized by the Township Council at a meeting held on May 21, 2018.


Julie A. Picard, Township Clerk

SHARED SERVICES AGREEMENT BY
AND BETWEEN THE
COUNTY OF CAPE MAY
AND THE
TOWNSHIP OF LOWER

Dated

PROVISIONS FOR LAW ENFORCEMENT COVERAGE AT A TOWNSHIP EVENT SCHEDULED
FOR JUNE 10, 2018

SHARED SERVICES AGREEMENT BETWEEN
**TOWNSHIP OF LOWER AND
COUNTY OF CAPE MAY**

THIS AGREEMENT made and entered into on the ____ day of _____, 2017, by and between:

TOWNSHIP OF LOWER

A Municipal Corporation of the State of New Jersey with offices located at:
2600 Bayshore Road, Villas, New Jersey
Hereinafter referred to as the "Township",

and

COUNTY OF CAPE MAY

A Body Politic and Corporate of the State of New Jersey with offices located at:
William E. Sturm Jr. Administration Building
4 Moore Road
Cape May Court House, New Jersey 08210
Hereinafter referred to as the "County".

WHEREAS, DelMo Sports, Inc. is hosting the Escape the Cape Triathlon on Sunday, June 4, 2017 7am – 11am classified as a special event (herein after "event") within the Township which is advantageous to the Township by bringing visitors and residents to the event with ancillary benefits to Township businesses; and

WHEREAS, due to the number of attendees at the Escape the Cape Triathlon, in order to provide appropriate law enforcement services within the area of the event, without a concomitant in law enforcement services elsewhere in the Township of Lower, it is necessary for Lower Township to engage the services of additional law enforcement personnel during the Escape the Cape Triathlon for the safety of the participants, attendees and the traffic flow of others throughout the Township who are not participating in the event; and

WHEREAS the County has trained officers that are prepared to provide the services to assist the Township in providing law enforcement for traffic assignments, participant safety, spectator safety and any and all other Title 40 law enforcement functions: and

WHEREAS, N.J.S.A. 40A:65-1 et. seq. authorizes local government units, including Townships and Counties, to enter into agreements for the exchange of services pursuant to the provisions of that statute known as the "Uniform Shared Services and Consolidation Act"; and

WHEREAS, the parties hereto intend to enter such an Agreement pursuant to the authority conferred by the "Uniform Shared Services and Consolidation Act".

NOW THEREFORE, in consideration of the promises, agreements and covenants hereinafter set forth and mutually agreed to, the County and the Township, each for itself, its successors and assigns, do mutually covenant, promise and agree as follows:

**ARTICLE I
PROVISION OF SERVICES**

SECTION 101. Funding:

(a) **County Funding.** The County will receive funding from the Township in the amount of \$70.00 per hour per County Sheriffs Officer assigned to the above event. The amount due and owing to the County will be billed via invoice to the Township by the County within 30 days services are rendered.

(b) Township Funding. Upon the receipt of the above invoice, the Township will remit payment to the County within 30 days payable to the Cape May County Treasurers Office.

SECTION 102. Authorized County and Municipal Representatives.

(a) The authorized County Representatives for all purposes of the Agreement shall be the Freeholder Director or such other representative who shall, from time to time, be designated by the Freeholder Director.

(b) The authorized Township Representative for all purposes of the Agreement shall be the Mayor or such other representative who shall, from time to time, be designated by the Mayor.

(End of Article 1)

**ARTICLE II
REPRESENTATIONS AND WARRANTIES**

SECTION 201. Representations and Warranties of the County.

The County represents and warrants to the Township as follows:

(a) General. The County is a public body corporate and politic of the State of New Jersey and has the power and authority to provide the Services to the Township and to execute and deliver this Agreement and all services necessary to give effect to this Agreement and to perform its obligations hereunder.

(b) No Conflict. The execution, delivery and performance of this Agreement (i) has been duly authorized by all requisite action of the County, (ii) to the best knowledge of an Authorized County Representative, following diligent inquiry, will not violate or conflict with any provision of law, rule or regulation, any order of any court or other agency of government and (iii) to the best knowledge of an Authorized County Representative, will not violate or result in a default under any provision of any indenture, agreement or other instrument.

(c) Litigation. Except as otherwise disclosed to Township, to the best knowledge of an Authorized County Representative, there is no action, suit or proceeding at law or in equity or by or before any Governmental Authority or other agency now pending or, threatened against or affecting the ability of the County to enter into this Agreement.

(d) Obligations of the County. When executed and delivered by the County, this Agreement will be a legal, valid and binding obligation of the County enforceable against it in accordance with its terms, except as enforcement thereof may be limited by applicable bankruptcy, moratorium or similar laws affecting creditors' rights generally.

SECTION 202. Representations and Warranties by the Township

The Township makes the following representations and warranties to the County:

(a) General. The Township (i) is a public body corporate and politic of the State of New Jersey; (ii) has full corporate power and authority to execute and deliver this Agreement and all documents necessary to give effect to this Agreement and to perform its obligations hereunder, and (iii) by proper Township action has duly authorized the execution and delivery of this Agreement.

(b) No Conflict. The execution, delivery and performance of this Agreement (i) has been duly authorized by all requisite action of the Township, (ii) to the best knowledge of an Authorized Representative, following diligent inquiry, will not violate or conflict with any provision of law, rule or regulation, any order of any court or other agency of government and (iii) to the best knowledge of an Authorized Representative, will not violate or result in a default under any provision of any indenture, agreement or other instrument.

(c) Litigation. Except as otherwise disclosed to the Township, to the best knowledge of an Authorized Township Representative, there is no action, suit or proceeding at law or in equity or by or before any Governmental Authority or other agency now pending or, threatened against or affecting the ability of the Township to enter into this Agreement or perform the Services hereunder.

(d) Obligations of the Agency. When executed and delivered by the Township, this Agreement will be a legal, valid and binding obligation of the Township, enforceable against it in accordance with its terms, except as enforcement thereof may be limited by applicable bankruptcy, moratorium or similar laws affecting creditors' rights generally.

(d) Indemnification. The Township hereby agrees to indemnify the County and to hold it harmless from and against any and all damages, claims, losses and/or liabilities of any sort (including reasonable attorney's fees) which may incur as a result of the performances of the services by the County pursuant to this agreement. The County employees will be covered by the County's workers compensation insurance.

(End of Article II)

ARTICLE III MISCELLANEOUS

SECTION 301. Governing Law. This Agreement shall be deemed to be a contract under the laws of the State of New Jersey and for all purposes, including interpretation hereof and performance hereunder, shall be governed in accordance with the laws of the State of New Jersey. Any party bringing a legal action or proceeding against any other party arising out of or relating to this Agreement may bring the legal action or proceeding in the Superior Court of New Jersey sitting in Cape May Court House, New Jersey.

SECTION 302. Consents. Any consents required by the County or Township under this Agreement (other than those delegated to the applicable Authorized County Representative or Authorized Township Representative) shall be adopted by a resolution of the respective governing bodies.

SECTION 303. Amendments. Any amendment or modification of this Agreement will only be effective upon the execution of a written instrument authorized by the members of the Township in the case of the Township and the Freeholder Director and the Board of Freeholders in the case of the County.

SECTION 304. Assignment. No party may assign or attempt to assign its respective obligations under this Agreement. Any purported assignment of rights in violation of this provision is void. In addition to voiding the purported assignment, the County shall declare the assignor in default of this Agreement and require the re-payment of all project funds within seven (7) days.

SECTION 305. Severability. If one or more of the provisions of this Agreement are determined to be contrary to law, then such provision or provisions shall be deemed severable from the remaining provisions and shall not affect the validity of the other provisions of this Agreement.

SECTION 306. Term. The duties and obligations under Sections 306 and 307 shall remain in effect for as long as the applicable statute of limitations remain in effect and the duty to defend shall extend beyond the statute of limitations to the extent any claim is made against the County at any time in the future as

it relates to the service. The agreement to provide the above defined services to the Township will be for only the date of the event June 4, 2017.

SECTION 307. Notices. All notices required under the terms of this Agreement shall be given by hand delivering such notices or by mailing such notices by certified or registered mail, return receipt requested, to the address of the parties. Notices to the County shall be sent to the Board of Freeholders Clerk and County Treasurer. Notices to the Township shall be sent to the Mayor and Clerk of the Township.

SECTION 308. Dispute Resolution. In the event of a dispute between the parties arising out of this Agreement, the contract documents or the work being performed, the parties agree that they will immediately meet and make a good faith effort to resolve such conflict.

SECTION 309. Adoption. This Agreement shall be approved by resolution of the Council of the Township and by resolution of the Cape May County Board of Chosen Freeholders. Said resolutions shall be duly adopted in accordance with the law at public meetings held in accordance with the Open Public Meetings Act. The parties have read this Agreement. It is a full statement of their understandings. It may not be changed except in writing signed by both parties.

SECTION 310. Entire Agreement. This Agreement constitutes the entire understanding of the parties.

(End of Article III)

IN WITNESS WHEREOF, the County and the Township have caused their respective seals to be hereunto affixed and attested and this Agreement to be signed by their respective, duly authorized officers and to be dated as of the day and year first written above.

COUNTY OF CAPE MAY

[SEAL]

BY: _____
FREEHOLDER DIRECTOR

ATTEST :

CLERK/Administrator

BY: _____
MAYOR ERIK SIMONSEN

[SEAL]

ATTEST:

JULIE PICARD, TOWNSHIP CLERK