

September 4, 2013 Signed Resolutions

- Res. #2013-236 Payment of Vouchers \$319,010.39
- Res. #2013-237 Approval of Place to Place Transfer - Expansion of Licensed Premises, Liquor License #0505-44-028-003, T/A Acme Markets, Inc (allowing liquor to be sold throughout the store)
- Res. #2013-238 Approval of Precious Metal License (J & J Pawn Shop 1425 Bayshore Rd)
- Res. #2013-239 A Resolution Requesting Release of a Demolition Bond for Block 174, Lot 11 - 2 Mowery Avenue (\$500.)
- Res. #2013-240 Tax Refunds (3 properties \$ 2,290.46)
- Res. #2013-241 Authorizing Payout of Terminal Leave (D.DeNote \$46,797.24)
- Res. #2013-242 Resolution Supporting Participation in the Sustainable Jersey Municipal Certification Program (Lower has been a part of Sustainable Jersey - this is renewing our commitment)
- Res. #2013-243 Re-Appointment to the Green Team (part of Sustainable Jersey - same employees)
- Res. #2013-244 Approval of Change Order #1 Fire Suppression System - Millman Community Center (change from wet system to antifreeze system required by fire inspector \$17,500.91)
- Res. #2013-245 Authorization for Waiver of Fees for Fire District #3 (planning board application and escrow fees for solar energy system)
- Res. #2013-246 Award of Contract to Horizon Entertainment for a Teen Truth Seminar (seminar on Oct 4 at LCMR media center on drug and alcohol abuse) *added to agenda at meeting and read into the record

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
00775	CAPRIONI PORTABLE TOILETS, INC*							
	13-01974	07/03/13	4 PORT TOILET SUMMER CONCERT	Open	372.00	0.00		
	13-02112	07/18/13	MONTHLY RENTAL PORTABLE TOILET	Open	239.50	0.00		
	13-02486	08/19/13	PORTABLE TOILET/PARKS & FIELD	Open	<u>371.50</u>	0.00		
					983.00			
00784	CAPE MAY STAR & WAVE							
	13-02459	08/15/13	LEGAL PUBLICATIONS 8-7-13	Open	71.92	0.00		
	13-02572	08/27/13	LEGAL PUBLICATION 8-21-13	Open	<u>58.90</u>	0.00		
					130.82			
00820	COMCAST OF WILDWOOD* DPW							
	13-02594	08/29/13	MONTHLY INTERNET	Open	105.68	0.00		
00825	COMCAST*							
	13-02539	08/22/13	INTERNET 08/30/13-9/29/13	FIRE Open	109.93	0.00		
00893	STATE OF NJ DEPT LABOR/WORKFC							
	13-02525	08/21/13	ANNUAL ASSESSMENT BILL	Open	1,941.69	0.00		
01170	VERIZON WIRELESS* F/S							
	13-02460	08/15/13	CELL SERVICE 6/27/13-7/26/13	Open	67.34	0.00		
01239	DIANA L DeNOTE							
	13-02483	08/19/13	MEDICAL CLAIMS	Open	212.00	0.00		
01389	EDDIE'S AUTO BODY*							
	13-02101	07/17/13	TOWING	Open	230.00	0.00		
01480	E-Z PASS							
	13-02549	08/26/13	EZPASS/PA TURNPIKE	Open	100.00	0.00		
	13-02585	08/28/13	EZPASS	Open	<u>100.00</u>	0.00		
					200.00			
01502	PAMELA FELDER							
	13-02577	08/27/13	MEDICAL CLAIMS	Open	146.97	0.00		
01703	HARBOR SALES COMPANY*							
	13-02179	07/25/13	SIGN MATERIALS	Open	787.19	0.00		
01859	HESS CORPORATION							
	13-02591	08/29/13	07/22/13-08/20/13 ELECTRIC	Open	9,095.06	0.00		
02063	JOHNSTONE SUPPLY*							
	13-02251	08/05/13	RESCUE FAN	Open	287.91	0.00		
02101	KELLY PRODUCTS CO., INC.*							
	13-02575	08/27/13	MICROWAVE FOR MILLMAN/UPGRADE	Open	93.25	0.00		
02183	KLENSWITE POOL SPA SUP.CO INC*							
	13-02294	08/06/13	POOL SUPPLIES/EMERGENCY POOL	Open	78.60	0.00		

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
02280 LINDEMON WINCKELMANN & ASSOC.	13-01475	05/29/13	ADA/SC FISHING SCHOOL 2013-84	Open	5,576.60	0.00		B
02902 J. BYRNE INSURANCE*	13-02547	08/23/13	VOLUNTEERS INS - HIST BLDG	Open	500.00	0.00		
03022 PRICE CHOPPER, INC*	13-02190	07/25/13	WRIST BANDS FOR THE POOL	Open	391.64	0.00		
03158 NYSCA*	13-02293	08/06/13	COACHES CERTIFICATION/CHEERL	Open	20.00	0.00		
03274 P & J GAS SERVICE*	13-02246	08/05/13	PROPANE FOR PAVING	Open	40.00	0.00		
03305 PEDRONI FUEL*	13-02569	08/26/13	NO LEAD GAS	Open	862.65	0.00		
03452 THOMAS QUINN	13-02482	08/19/13	MEDICAL CLAIMS	Open	557.64	0.00		
03466 R & R SPECIALTIES	13-02488	08/19/13	PLAQUE- 4"x8" MEMORIAL BENCH	Open	270.00	0.00		
03518 RIGGINS, INC.*	13-02568	08/26/13	HIGHWAY DIESEL	Open	1,559.65	0.00		
03607 SEASHORE FOOD SUPPLY*	13-01982	07/03/13	FOOD SUPPLIES FOR BAYRUN	Open	993.37	0.00		
03613 SEA ISLE ICE CO. INC.*	13-02311	08/08/13	ICE	Open	250.00	0.00		
03683 SNAP-ON TOOLS*	13-01912	06/25/13	UPDATE COMPUTER PROGRAM/DPW	Open	863.18	0.00		
03692 SOUTH JERSEY GAS CO*	13-02554	08/26/13	GAS FOR AUGUST 2013	Open	321.36	0.00		
03723 STAPLES, INC.*	13-02284	08/06/13	IPAD KEYBOARD MANAGER	Open	59.90	0.00		
	13-02335	08/12/13	OFFICE SUPPLIES	Open	464.00	0.00		
	13-02463	08/15/13	OFFICE SUPPLIES-MANAGERS OFFIC	Open	180.78	0.00		
					<u>704.68</u>			
03810 MUNICIPAL UTIL AUTH USAGE COST	13-02589	08/28/13	SEWER CHARGES DUE 10/01/2013	Open	1,160.00	0.00		
	13-02590	08/29/13	WATER OVERAGE-POOL 9873-0	Open	1,196.45	0.00		
					<u>2,356.45</u>			
03904 LOWE'S HOME CENTER INC*	13-01977	07/03/13	SUPPLIES/AUG	Open	54.10	0.00		

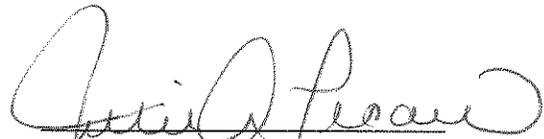
Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
03969	VERIZON	13-02553	08/26/13	AUGUST 2013 PHONE SERVICE	Open	4,060.95	0.00		
03985	VILLAS NAPA AUTO PARTS	13-01747	06/07/13	RDS/SANT/RECY/AUG	Open	2,264.60	0.00		
04075	BARBER CONSULTING SERVICES LLC	13-02467	08/15/13	CAT 5 NETWORK LINE	Open	350.00	0.00		
04097	CINTAS FIRST AID AND SAFETY*	13-02537	08/22/13	FIRST AID SUPPLIES- TOWNHALL	Open	94.24	0.00		
		13-02567	08/26/13	FIRST AID SUPPLIES	Open	<u>166.47</u>	0.00		
						260.71			
04216	PRIVATE ISLAND EMBROIDERY*	13-02132	07/22/13	ANIMAL CONTROL SHIRTS	Open	180.00	0.00		
04300	W B MASON CO INC*	13-02235	08/01/13	20 CASES OF 8.5 X 11 PAPER	Open	439.80	0.00		
04449	TRIPLE B SQUARED, LLC	13-02469	08/15/13	NATIONAL NIGHT OUT	Open	400.00	0.00		
06025	O'DONNELL PLUMBING/HEAT LLC*	13-01170	04/24/13	PLUMBING AT MILLMAN RENOV	Open	5,500.00	0.00		B
06030	JACK FICHTER*	13-01455	05/24/13	PUBLIC INFORMATION OFFICER	Open	1,000.00	0.00		B
5032	NORTH WILDWOOD \$ CREST SHIRT*	13-01794	06/14/13	72 HIGH SCHOOL SUMMER SHIRTS	Open	600.00	0.00		
6004	LERETA, LLC	13-02574	08/27/13	RES#2013-240 REFUND OVERPAYMEN	Open	2,058.66	0.00		
6059	USABLE LIFE	13-02571	08/27/13	SEPTEMBER 2013 LIFE INSURANCE	Open	457.56	0.00		
6061	AMERIHEALTH ADMINISTRATORS	13-02534	08/22/13	AUG 19TH HEALTH INS & RX	Open	101,638.00	0.00		
		13-02570	08/27/13	AUG 26TH HEALTH INS & RX	Open	67,260.64	0.00		
		13-02587	08/28/13	SEPTEMB 2013 ADMIN & STOP LOSS	Open	<u>25,702.90</u>	0.00		
						194,601.54			
6071	UNITED UNIFORMS LIMITED LIAB*	13-02091	07/15/13	UNIFORMS	Open	1,976.40	0.00		
		13-02516	08/21/13	UNIFORMS	Open	<u>110.00</u>	0.00		
						2,086.40			
6075	PARKER MCCAY P.A. *	13-02487	08/19/13	PROFESSIONAL SERVICES	Open	544.69	0.00		

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
6080 OMAHA STANDARD, LLC*	13-02008	07/09/13	PARTS FOR ROLL OFF #8	Open	598.34	0.00		
6086 CAPE MAY LEWES FERRY	13-02148	07/23/13	VIP PARTY	Open	1,770.00	0.00		
6088 CRAFT OIL CORPORATION*	13-02187	07/25/13	FLEET MAINTENANCE OIL	Open	3,228.72	0.00		
6093 GLOBAL EQUIPMENT COMPANY INC*	13-02270	08/06/13	TRAFFIC BARRICAFES / 8'	Open	2,161.25	0.00		
6097 CIVIL SERVICE COMMISSION	13-02309	08/08/13	CIVIL SERVICE TRAINING-FOURNIE	Open	75.00	0.00		
	13-02471	08/15/13	CIVIL SERVICE TRAINING-KREIS	Open	75.00	0.00		
					<u>150.00</u>			
7013 BRANDI CARDACI	13-02489	08/19/13	REFUND FOOTBALL FEE DIFFERENCE	Open	5.00	0.00		
7014 THERESA ROBINSON	13-02528	08/22/13	BACKGROUND/CHEERLEADING/REFUND	Open	26.00	0.00		
7015 NICOLE DIFALCO	13-02529	08/22/13	COACH BACKGROUND/CERTIFICATION	Open	46.00	0.00		
7016 R.F.C. CONSTRUCTION	13-02531	08/22/13	RETURN OF DEMO BOND-RFC CONSTR	Open	1,000.00	0.00		
7017 MMCM, LLC	13-02538	08/22/13	RELEASE OF DEMO BOND-2 MOWERY	Open	500.00	0.00		
7018 NICASIO & ANICETA RABINO	13-02573	08/27/13	RES#2013-240 REFUND HOMESTEAD	Open	231.80	0.00		
7020 MICHELE WALSH	13-02576	08/27/13	REFUND FOR FOOTBALL SUPPLIES	Open	71.43	0.00		
BOSNA KAREN MANETTE BOSNA	13-02548	08/26/13	YOGA INSTRUCTOR	Open	30.00	0.00		
CALLINAN JOHN F CALLINAN, ESQUIRE	13-02030	07/10/13	HEARING OFFICER-POLICE DISCIPL	Open	2,580.00	0.00		
G-YAP CENTER FOR COMMUNITY ARTS	13-02530	08/22/13	YAP SUMMER ARTS PROGRAM	Open	3,250.00	0.00		
JAJAS JAJA'S PONY RIDES	13-02468	08/15/13	NATIONAL NIGHT OUT	Open	300.00	0.00		
NJASRO NJASRO	13-01421	05/21/13	NJ ASSOCIATION OF SRO'S	Open	375.00	0.00		

Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
Total Purchase Orders:		93	Total P.O. Line Items:		260	Total List Amount:	318,910.39	Total Void Amount: 0.00	

COMPUTER GENERATED BILL LIST TOTAL	\$318,910.39
MANUAL CHECK Marsh & McLennan Agency	\$100.00
TOTAL BILL LIST TO BE APPROVED BY COUNCIL	\$319,010.39

I hereby certify the foregoing to be the original Resolution adopted by Township Council at a meeting held on September 4, 2013.


Julie A Picard, Township Clerk

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

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

RESOLUTION #2013-237

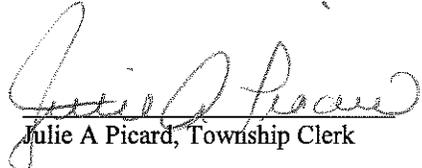
**TITLE: APPROVAL OF PLACE TO PLACE TRANSFER
EXPANSION OF LICENSED PREMISES,
LICENSE #0505-44-028-003, T/A ACME MARKETS, INC**

WHEREAS, an application has been filed for a place to place transfer of Plenary Retail License 0505-44-028-003, for the purpose of expansion of licensed premises; and

WHEREAS, the application has been reviewed, all required fees paid and no written objections have been filed.

NOW, THEREFORE, BE IT RESOLVED that the Lower Township Council does hereby approve, effective September 5, 2013, the place to place transfer with expansion of premises located at 3845 Bayshore Road, North Cape May, under license number 0505-44-028-003 with the area delineated in the application form and the sketch of the licensed premises attached thereto.

I hereby certify the foregoing to be a resolution adopted by the Township Council on September 4, 2013


Julie A Picard, Township Clerk

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

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

RESOLUTION # 2013-238

TITLE: APPROVAL OF PRECIOUS METALS LICENSE

WHEREAS, applications have been made for a Precious Metal License by the following applicant in accordance with Ordinance #2012-14; and

WHEREAS, the applicant has paid the proper fees, posted the required bonds and the Police have no objection to the issuance of said license.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Lower, that a Precious Metal License for the year 2013 be approved and is hereby approved for the following applicant:

J & J Pawn Shop

1425 Bayshore Road

I hereby certify the foregoing to be a Resolution adopted by the Township Council on September 4, 2013.


Julie A. Picard, Township Clerk

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

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

RESOLUTION #2013-239

TITLE: A RESOLUTION REQUESTING **RELEASE** OF DEMOLITION BOND FOR
BLOCK 174, LOT 11, 2 MOWERY AVENUE

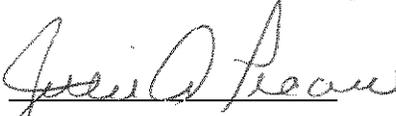
WHEREAS, MMCM, LLC posted a Demolition Bond with the Township of Lower,
in the amount of \$500.00, and

WHEREAS, the Township Building Inspector made a final inspection and the
Certificate of Occupancy was issued August 20, 2013.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township
of Lower, the Governing Body thereof, that the demolition bond be and hereby is **released**.

BE IT FURTHER RESOLVED, that the Township Treasurer is granted permission
to issue a check in the amount of \$500.00 plus any accrued interest for payment of the above
released demolition bond.

I hereby certify the foregoing to be a resolution adopted by the Township Council at a meeting held on September 4, 2013.


Julie A Picard, Township Clerk

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

MEMORANDUM

TO: Mayor Michael Beck &
Council Members

FROM: William J. Galestok, PP, AICP
Director of Planning

DATE: August 22, 2013

RE: Release of Demolition Bond
MMCM, LLC
2 Mowery Avenue
Villas, NJ 08251
Block 174, Lot 11
Resolution #2013-239

Please release to the applicant the demolition bond that the Township is hold in trust, to assure the required demolition. A certificate of occupancy was issued August 20, 2013. Thank you.

WJG:las

att.

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

RESOLUTION #2013-240

TITLE: AUTHORIZATION FOR REFUND OF TAXES

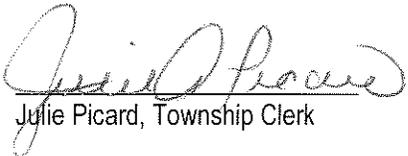
WHEREAS, the Township Tax Collector has certified an overpayment due to the reasons listed below:
and

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>
499.02	10	Nicasio & Aniceta Rabino	Disabled veteran	231.80
494.01	27.23	Lereta	paid twice	603.33
512.04	2886	Lereta	paid twice	1,455.33

I hereby certify the foregoing to be the original Resolution adopted by Township Council at a meeting held on September 4, 2013.


Julie Picard, Township Clerk

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

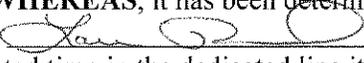
TOWNSHIP OF LOWER, COUNTY OF CAPE MAY, STATE OF NEW JERSEY

RESOLUTION # 2013-241

Title: AUTHORIZING PAY OUT OF TERMINAL LEAVE

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

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

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

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Township of Lower that a payment due to Diana DeNote in the amount of \$ 46,797.24 is authorized and chargeable to the Reserve for Accumulated Absences.

I hereby certify this to be the original Resolution adopted by the Township Council on September 4, 2013.


Julie A. Picard, Township Clerk

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

TOWNSHIP OF LOWER
 RETIREMENT PAYOUT ANALYSIS
 DATE: 9/1/2013

EMPLOYEE: DeNote, Diana
 DATE OF RESIGNATION: 8/31/2013
 DATE OF PAYMENT:
 RESOLUTION #:

Annual Salary:	\$56,822.95
Hourly Rate:	\$31.22
Longevity	

SALARY:		
Salary due to	8/31/2013	\$39,338.97
Salary paid through	8/31/2013	\$39,339.00
longevity due		
Longevity paid		
Balance due		-\$0.03

TERMINAL LEAVE:			
	Hours	Rate	Total
Comp	0.00	31.22	0.00
Personal	45.60	31.22	1,423.58
Sick	1,260.00	31.22	39,338.96
Vacation	193.29	31.22	6,034.74
Terminal Leave Payout			\$46,797.28
Final pay			\$46,797.24

	(A)	(B)	(C)	(B * C) (D)	(E)	A + D - E (F)
	Carryover	Annual Accrual	35 weeks / 52 weeks	Prorated Time Due	Time Used	Hours to be paid
Comp	0.00	31.00		31.00	31.00	0.00
Personal	28.00	28.00	0.67	18.85	1.25	45.60
Sick	1,610.50	105.00	0.67	70.67	10.50	1,260.00
Vacation	131.50	175.00	0.67	117.79	56.00	193.29
Total	1,770.00	339.00		238.31	98.75	1,498.88

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

Employee Signature: _____
 Date: _____

Treasurer's Signature: _____
 Date: _____

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

RESOLUTION #2013-242

**TITLE: RESOLUTION SUPPORTING PARTICIPATION IN THE
SUSTAINABLE JERSEY™ MUNICIPAL CERTIFICATION PROGRAM**

WHEREAS, a sustainable community seeks to optimize quality of life for its residents by ensuring that its environmental, economic and social objectives are balanced and mutually supportive; and

WHEREAS, Lower Township strives to save tax dollars, assure clean land, air and water, improve working and living environments as steps to building a sustainable community that will thrive well into the new century; and

WHEREAS, Lower Township hereby acknowledges that the residents of Lower Township desire a stable, sustainable future for themselves and future generations; and

WHEREAS, Lower Township wishes to support a model of government which benefits our residents now and far into the future by exploring and adopting sustainable, economically-sound, local government practices; and

WHEREAS, by endorsing a sustainable path Lower Township is pledging to educate itself and community members further about sustainable activities and to develop initiatives supporting sustainable local government practices; and

WHEREAS, as elected representatives of Lower Township, we have a significant responsibility to provide leadership which will seek community-based sustainable solutions to strengthen our community.

NOW THEREFORE BE IT RESOLVED, that to focus attention and effort within Lower Township on matters of sustainability, the Lower Township Mayor and Council wishes to pursue local initiatives and actions that will lead to Sustainable Jersey Municipal Certification.

BE IT FURTHER RESOLVED, by the Mayor and Council of Lower Township that we do hereby authorize Colleen Crippen, Coordinator for Federal and State Aid to serve as Lower Township's agent for the Sustainable Jersey Municipal Certification process and authorize the her to complete the Municipal Registration on behalf Lower Township.

I hereby certify this to be the original Resolution adopted by the Township Council on September 4, 2013.


Julie A. Picard, Township Clerk

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

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

RESOLUTION #2013- 243

TITLE: RE- APPOINTMENT TO THE GREEN TEAM

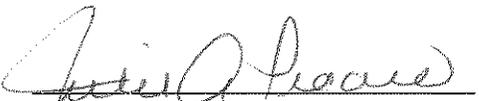
WHEREAS, the Green Teams term expired December 31, 2012 and each member is required to be appointed annually; and

WHEREAS, the Green Team is an important part of Lower Township's Sustainable Jersey Municipal Program.

NOW, THEREFORE, BE IT RESOLVED the following re-appointments to the Green Team are hereby approved:

<u>Name</u>	<u>Term Expiration</u>
Michael Voll	December, 2013
William Galestok	December, 2013
Matthew Ecker	December, 2013
Margaret Vitelli	December, 2013
Colleen Crippen	December, 2013
Julie Picard	December, 2013
George Curvan	December, 2013

I hereby certify the foregoing to be the original Resolution adopted by the Township Council at a meeting held on September 4, 2013.


Julie A. Picard, Township Clerk

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

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

RESOLUTION # 2013-244

TITLE: APPROVAL OF CHANGE ORDER #1 FIRE SUPPRESSION SYSTEM MILLMAN COMMUNITY CENTER

WHEREAS, Affordable Fire Protection Inc was originally awarded a contract in the amount of \$55,000.00 on February 4, 2013; and

WHEREAS, Change Order #1 requires the fire suppression system for the Millman Community Center to be converted from the original wet system to an antifreeze system to cover the attic area based on Fire Safety requirement which will result in an increase of \$17,500.91; and the total contract will be \$72,500.91; and

WHEREAS, as per N.J.A.C. 5:30-11.9 Procedures for Change Orders which exceed 20% limitation, notice will be sent to the Department of Community Affairs and published in the newspaper; and the CFO has determined sufficient funds are available in the budget as follows:

Appropriation # : Ordinance # 05-20/ C-04-55-391-530

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 Affordable Fire Protection Inc is hereby approved to increase the contract total to \$72,500.91.

I hereby certify the foregoing to be an original Resolution adopted by the Township Council at a meeting held on February 4, 2013.



Julie A. Picard, Township Clerk

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

AFFORDABLE FIRE PROTECTION, INC.

540 HAMILTON AVENUE LINWOOD, NJ 08221
PH: (609) 927-9220 FAX: (609) 927-9001



DATE: August 29, 2013

PROJECT: 2013-03 Millman Community Center
Fire Suppression System
209 Bayshore Rd.
Villas, NJ 08251

AFPI Project # C-932

To: Township of Lower
2600 Bayshore Rd.
Villas, NJ 08251

Attn: Margaret Vitelli QPA
(Lower Township Purchasing Agent)

Re: Explanation of the proposed contract scope changes for the Millman Center.

Margaret,

The original contract scope called for the fire sprinkler system to be wet (water filled) and for the Attic to be excluded. Since, the scope has changed and the fire sprinkler system is now required to protect the attic as well. AFPI has submitted a change quotation for the additional/ changed scope. Now we would have exposed pipe within the attic that may be subject to freezing conditions. Therefore, we are proposing to convert the fire sprinkler system to an antifreeze filled system. The major changes with converting the system to antifreeze are the replacement of the Ames 2000 backflow to a RPZ style backflow (Code required on antifreeze systems), the installation of a UL listed Expansion tank with associated piping and the antifreeze solution (also listed for fire sprinkler). The other major change is the piping, fittings and sprinkler heads within the attic. Some of the existing piping will be utilized to add the attic sprinkler heads while the remaining areas will be supplied by new pipe connected to the existing system mains. Included with these changes are the required design/engineering, Labor, Material and associated equipment to complete this additional scope.

Should you need any other documentation regarding this, Please don't hesitate to call.

Steve Gaddy
Project Manager, AFP, Inc.

AFFORDABLE FIRE PROTECTION, INC.

540 Hamilton Ave., Linwood, NJ 08221
(609) 927-9220 Fax (609) 927-9001

CONTRACT CHANGE QUOTATION

Date: Submittal Date Revised August 26, 2013
 Project Name: Millman Center AFP's QUOTATION # 1
 PCI #

Description of Change(s):

This change is for additional work to our contract scope and as per the Permit review comments by the construction office. The scope changes on this change quote is to convert the fire sprinkler system to an antifreeze system and install sprinkler heads within the attic. Included is the redesign, additional materials, antifreeze and associated labor to make the changes to the installed piping and install the necessary piping/sprinkler heads within the attic space.

ITEMIZED BREAKDOWN

DESIGN:	Drawings, submittals, coordination, calculations, ordering materials, etc.....			
	32 Hr(s) Straight Time @ \$76.48 =	Design Cost		\$2,447.36
MATERIALS:	Pipe, fittings, hangers, sprinkler heads etc.			
	Unit per sprinkler (pipe, Fittings, hanger, heads)	Mat. Cost		\$4,188.00
		Sales Tax @ 7%		\$0.00
FABRICATION: (SHOP)				
	8 Hr(s) Straight Time @ \$76.75 =	Fab. Cost		\$614.00
FREIGHT:	4 Hr(s) Straight Time @ \$76.75 =	Freight Cost		\$307.00
	load, transport, unload from shop			
FIELD LABOR:	35 Hr(s) Straight Time (Foreman) @ \$97.21 =	F. Labor: Foreman		\$3,402.35
	35 Hr(s) Straight Time (Journeyman) @ \$82.92 =	F. Labor: Journeyman		\$2,902.20
	(SEE ATTACHED BREAKDOWN)	(SEE ATTACHED BREAKDOWN)		
LABOR SUPERVISION	@ 5% of Field Labor Cost	Super. Cost		\$0.00
EQUIPMENT DESCRIPTION:				
	\$0.00			
	\$0.00	Equipment Cost		\$2,640.00
	antifreeze 165 gallons \$2,640.00			
MISCELLANEOUS ITEMS:				
	\$0.00			
	\$0.00	Misc. Cost		\$1,000.00
	Contingency fund \$1,000.00			
	\$0.00			
PERMIT		Permit Cost		\$0.00
TOTAL COST.....				\$17,500.91
10% OVERHEAD.....				N/C
5% PROFIT.....				N/C
SUB TOTAL.....				\$17,500.91
	Add for Bond (if applicable) @ 1.5%			N/A
	Add for General Liability & Umbrella @ 1.7%			N/A
TOTAL>>>>>>>				\$17,500.91



**TOWNSHIP
OF LOWER**

CHANGE ORDER NO. 1

CONTRACTOR: Affordable Fire Protection, Inc
 540 Hamilton Avenue
 Linwood, NJ 08221

REASON FOR CHANGE: Provide attic fire protection

THE TIME PROVIDED FOR COMPLETION OF THIS PROJECT IS: Increased
 TIME EXTENTION FOR CHANGE ODRDER: 30 Days

UPON EXECUTION THIS DOCUMENT SHALL BECOME AN AMENDMENT TO THE CONTRACT

TYPE OF CHANGE	ITEM	DESCRIPTION	QTY	UNITS	UNIT PRICE	AMOUNT
SUPPLEMENTAL	CO1	Fire Suppression System (Attic)	1	LS	17,500.91	17,500.91

SUBTOTAL: \$17,500.91

EXTRA						

SUBTOTAL:

REDUCTION						

SUBTOTAL:

CHANGE ORDER SUMMARY

PREVIOUS CHANGE ORDERS			CURRENT CHANGE ORDER	
NO.	AMOUNT	REASON FOR CHANGE	TYPE OF CHANGE	TOTAL
1	\$17,500.91	Provide attic fire protection		
2			+ SUPPLEMENTAL	\$17,500.91
3				
4			+ EXTRA	
5				
6			- REDUCTIONS	
7				
8			NET CONTRACT CHANGE	
9			THIS CHANGE ORDER	\$17,500.91
10				
ORIGINAL CONTRACT AMOUNT				\$55,000.00
AMENDED CONTRACT AMOUNT				\$72,500.91
TOTAL CONTRACT CHANGE (AMOUNT)				\$17,500.91
TOTAL CONTRACT CHANGE (PERCENT)				31.82%
ACCEPTED BY: _____				
		Affordable Fire Protection, Inc	DATE	
RECOMMENDED BY: _____				
		George Curvan, P.E. Lower Township Engineer	DATE	
APPROVED BY: _____				
		Mitch Plenn Lower Township Superintendent of Recreations	DATE	

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

RESOLUTION #2013-245

TITLE: AUTHORIZATION FOR WAIVER OF FEES FOR FIRE DISTRICT #3

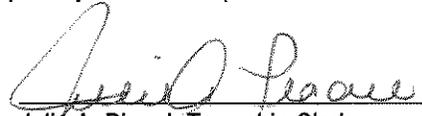
WHEREAS, Lower Township Fire District #3, intends to have a solar energy system installed to service the Erma Firehouse, which requires a development application and escrow fees; and

WHEREAS, Lower Township Fire District has requested the Township waive any and all application and permit fees associated with their application; and

WHEREAS, the Township Council has reviewed their request and deems it appropriate to support local non-profit organizations that support and enhance the Township and its community.

NOW, THEREFORE, BE IT RESOLVED that all permissible Township application & permit fees associated with Fire District #3's application be waived.

I hereby certify the foregoing to be the original Resolution adopted by the Township Council at a meeting held on September 4, 2013.


Julie A. Picard, Township Clerk

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

**PETER M. TOURISON
ATTORNEY AT LAW
3823 BAYSHORE ROAD
PO BOX 766
NORTH CAPE MAY, NJ 08204**

PHONE (609) 886-5388
PTOURISON@COMCAST.NET

FAX (609)886-5571

August 29, 2013

Mayor & Council
Lower Township
2600 Bayshore Road
Villas, NJ 08251

Re: Board of Fire Commissioners District No. 3

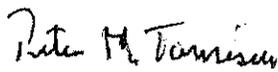
Gentlemen:

The Board of Fire Commissioners intends to have a solar energy system installed to service the Erma Firehouse.

I am writing to request that you waive all development application and escrow fees in connection with the Board's application to the Planning Board for the proposed solar project.

Should you have any questions or desire any further information, please feel free to contact me.

Very truly yours,



Peter M. Tourison

Mw

Cc: Michael Voll, Township Manager
Board Members, via email

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

RESOLUTION #2013-246

TITLE: AWARD OF CONTRACT TO HORIZON ENTERTAINMENT FOR A TEEN TRUTH DRUG SEMINAR

WHEREAS, 40A:11-6.1(b) allows an award of a contract as an exemption to the Local Public Contract Law per 40A:11-5; and

WHEREAS, the amount of said contract shall be in accordance with the services set forth on Exhibit A with the total cost for all services not to exceed Three thousand four hundred and fifty dollars (\$3,450.00), pursuant to contract between the Township and Horizon Entertainment, which upon approval requires an initial payment of \$1,725.00 balance to be paid upon completion of seminar; and

WHEREAS, the seminar will take place on October 4, 2013 at the Lower Cape May Regional Media Center, located at 687 Route 9, Cape May, NJ 08204; and

WHEREAS, the CFO has determined sufficient funds are available in the budget under Celebration of Public Events 3-01-30-420-299 as evidenced by the

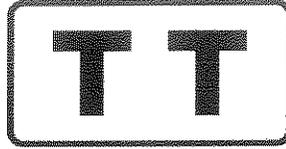
CFO's signature 

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Lower, County of Cape May, State of New Jersey that the Mayor is hereby authorized and directed to sign the attached agreement with Horizon Entertainment.

I hereby certify the foregoing to be the original Resolution adopted by the Township Council at a meeting held on September 4, 2013.


Julie A. Picard, Township Clerk

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



SERVICES AGREEMENT

This Services Agreement ("Agreement") is entered into by and between Township of Lower located 2600 Bayshore Road - Villas, NJ 089251 ("Client") and HORIZON ENTERTAINMENT, LLC located at 7924 Wheel Rim Cir, Austin, TX 78749 ("Horizon"). Client and Horizon hereby agree as follows:

1. Horizon will present its TEEN TRUTH™ LIVE: DRUGS & ALCOHOL ABUSE presentation (the "Presentation") at **Lower Cape May Regional Media Center located at 687 Rte 9 - Cape May, NJ 08204** on **October 4th, 2013** ("Presentation Date"). The Presentation will include a screening of a twenty-two (22) minute educational film ("Film") and a inspirational talk on the issues featured in the Film. Each Presentation will last between sixty-five (65) minutes and seventy-five (75) minutes. Horizon will conduct the Presentation a maximum of two (2) times at client's facility on **10.4.13** during normal school hours. Any additional presentations requested by Client will be subject to an additional fee.
2. As consideration for the services to be provided by Horizon hereunder, Client will pay Horizon a Program Fee of **\$2,700 USD** ("Fee").
3. In addition to the Program Fee, Client will make a payment of **\$750** ("Travel Fee") to Horizon in order to cover Horizon's travel costs. The Travel Fee is comprised of the following: **\$175 USD** for hotel accommodations, **\$450 USD** for air travel, and **\$125 USD** for car rental.
4. As consideration for the services to be provided by Horizon hereunder, Client will pay Horizon a Total Fee of **\$3,450 USD** ("Total Fee"). The Total Fee will be paid 50% upon signature of this agreement and 50% after services are rendered, these fees are payable as follows: (a) **\$1,725 USD** as a deposit ("Deposit") due within thirty (30) days of receipt of an invoice, and (b) the remaining **\$1,725 USD** due within fifteen (15) days of the Presentation Date. Horizon will issue an invoice for both payments as soon as this agreement is executed by Horizon.
5. Client understands that **\$500** of the total deposit is non-refundable. If Client cancels or changes the Presentation date for any reason, Horizon will retain **\$500** of the total Deposit. In addition, Client agrees to reimburse Horizon for any change or cancellation fees over and above the non-refundable **\$500** fee.
6. Any amounts owed by Client hereunder which are not paid when due will bear interest at a rate of 1.5% per month (or, if lesser, the maximum rate permissible under applicable law) as measured from the date such payment was due until the date on which Client makes payment of the past due amount.
7. Client understands that all program times must be received by Horizon within forty-five (45) business days of the presentation date outlined in this agreement. Failure to deliver all confirmed program times within the forty-five (45) day period may result in increased flight, hotel, or rental car fees ("Travel Fees"). Client will be liable for 100% of any increase in travel fees due to the failure to deliver confirmed program times within the specified time period.
8. Neither party will be liable to the other for any delays, damages or failure to act caused by weather, fire, acts of God, acts of governmental authority, delays of commercial carriers, or any similar contingency beyond its control. If such an event prevents Horizon from conducting the Presentations on the Presentation Date, the parties will work together to schedule another date for the Presentations.

9. Client will designate a contact person with whom Horizon can work to coordinate the services to be provided hereunder. On the Presentation Date, Client will make available the following for Horizon's use in connection with the Presentation: (a) screen, (b) LCD projector, (c) DVD player with remote, (d) microphone, and (e) an adequate sound/PA system that the DVD player can plug into.
10. The Film contains content that may not be suitable for some viewers. Upon Client's request, Horizon will make a copy of the Film available to Client such that Client will have the opportunity to view the Film prior to the Presentation and show the Film to the parents of Client's students. Client understands and agrees that Client is solely responsible for ensuring that all parents are made aware of the content of the Film prior to the Presentation and that all parents have consented to having their children view the Film and attend the Presentation. Client is solely responsible for determining that all students attending the Presentation have permission to do so and are mature enough to handle the content thereof.
11. Horizon makes no representations or warranties, express or implied, regarding the Presentation, the Film, or any services provided hereunder. Neither party will be liable to the other for any special, indirect, punitive or consequential damages. In no event will Horizon be liable to Client for more than the amount paid to Horizon hereunder.
12. The date, presentation and travel fees quoted in this agreement are valid for ten (10) business days following Horizon's signature of this agreement. Failure to return the signed agreement within ten (10) business days may force Horizon to release the desired Presentation Date or increase travel and Presentation Fees.

IN WITNESS WHEREOF, the parties hereto have caused this Services Agreement to be executed as of the dates set forth below.

HORIZON ENTERTAINMENT LLC

CLIENT

Signed: *JC Pohl*

Signed: _____

Name: JC Pohl

Name: _____

Title: Producer

Title: _____

Date: **9.4.13**

Date: _____