

## COUNCIL MEETING MINUTES – JANUARY 23, 2019

The meeting of the Township Council of the Township of Lower, County of Cape May, State of New Jersey was held on January 23, 2019 at 7:00 p.m. in the meeting room of the Township Hall, 2600 Bayshore Road, Villas, New Jersey.

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

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

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

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

### Work Session

Swearing in of New Officers by Mayor Erik Simonsen: Ptl. Kevin O'Brien; Ptl. Steven Trunfio and Ptl. Michael Harkin  
Mayor Simonsen administered the Oath of Office to Patrolman Kevin O'Brien. His wife, Paula O'Brien held the Bible and his brother-in-law, Matthew Newby pinned his badge.

Mayor Simonsen administered the Oath of Office to Patrolman Steven Trunfio. His father, James Trunfio held the Bible and his mother, Jo-Ann Trunfio pinned his badge.

Mayor Simonsen administered the Oath of Office to Patrolman Michael Harkin. His fiancé, Gabby Mattera held the Bible and his mother, Robyn Harkin pinned his badge.

Chief Mastriana congratulated the officers for successfully completing the Police Academy and thanked their families and all in attendance for their support.

Mayor Simonsen congratulated Michael Szemcsak on becoming a Corporal.

### Consent Agenda

Approval of Minutes – January 2, 2019

Res. #2019-55 Payment of Vouchers \$ \$462,384.84

Res. #2019-56 Contract Award for Management Information System Consultant (MIS) for the Year 2019 (Barber Consulting Services \$14,500)

Res. #2019-57 Contract Award to Provide the 2019 Fireworks Show, Including the Barge, to S. Vitale Pyrotecnico Industries, Inc. (Final year of contract \$48,000)

Res. #2019-58 Approval of Change Order #2 to DeBlasio & Associates Contract for FY2018 NJDOT Municipal Aid Reconstruction of Georgia Avenue, Alabama Avenue and Main Street – Alabama Avenue Roadway As-Built (\$950)

Res. #2019-59 Re-Appointment to the Municipal Utilities Authority Board (B.O'Connor)

Res. #2019-60 Authorization for Refund of Taxes (3 properties)

Res. #2019-61 Authorizing Payout of Terminal Leave (A.Grier \$27,564.68)

Res. #2019-62 Authorizing Payout of Terminal Leave (E.McDermott \$225.86)

Res. #2019-63 Authorization for the Payout of Accumulated Compensatory Time (W.Porch \$935.41)

Res. #2019-64 Authorization for the Payout of Accumulated Sick Time (2 employees \$1,883.35)

Res. #2019-65 Resolution Establishing the Title of Emergency Warming Center/Shelter Attendant

Res. #2019-66 A Resolution Awarding Eight (8) Concerts to be Held at the Delaware River Bay Authority Ferry Terminal to Media Five LTD; Frank Kielb and Anderson Entertainment Management, Inc. (\$16,275)

Res. #2019-67 Issuance of 2019 Limousine, Taxi and Operator Licenses (G.Garibaldi Transportation, LLC)

Res. #2019-68 Approval of Change Order #4 for Marcus Karavan, Esq. (\$3,055)

Res. #2019-69 Approval of Secondhand Merchants and Dealers of Precious Metals License (Lucky 7)

Res. #2019-70 Amending Designation of Official Depositories – Signature Requirement

On the Consent:

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

**Regular Agenda**

Ordinance #2019-01 An Ordinance to Exceed the Municipal Budget Appropriation Limits and to Establish a Cap Bank (NJS 40A:4-15.14) – This is the second reading and public hearing for this Ordinance. This Ordinance has been posted, published and made available to the public.

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

Ordinance #2019-02 An Ordinance Amending Chapter 600-6, Towing and Storage, Towing and Storage Fee Schedule, of the Code of the Township of Lower. This is the second reading and public hearing for this Ordinance. This Ordinance has been posted, published and made available to the public.

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

Res. #2019-71 Appointment to the Municipal Utilities Authority Board to Fulfill an Unexpired Term Councilmember Perry moved to nominate Karen Rechner, seconded by Mayor Simonsen.

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

Res. #2019-72 Authorizing the Payment of Vouchers (D.Perry Contractual Reimb)

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

Res. #2019-74 Resolution Authorizing the Administration to Process An Involuntary Disability Retirement Application for Lieutenant John A Chew

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

**Manager's Report**

Manager Ridgway commended Tax Collector, Kathy Brown on the 98.6 percent tax collection rate for 2018. He congratulated Recycling Coordinator, Linda Thomas and the Public Works Department for their recycling accomplishment. He gave an update on several issues including the Summer Concert Series, the beach replenishment project, the community collection for the Coast Guard, the Mulligan Field project, Code Blue Warming Center, the LED sign for Township Hall and the Introduction of the Budget.

**Engineer's Report**

Mark Sray, Mott MacDonald, updated Council on the current engineering projects including the Roseann Avenue Roadway and Utility Improvements, Roseann Avenue Phase 3, Beach Access Improvements, Recreation Center Restrooms Upgrade, and Emergency Repair to the Pipeline on Clubhouse Drive.

**Administrative Reports**

Monthly Reports - Clerk, Construction, Dog, Treasurer, Vital Statistics  
Tax Collector Annual Report

**Council Comments**

Councilmember Conrad commended the Recreation staff for manning the Warming Center. He gave a brief update on the Nathaniel Foster House, Mulligan Field Improvements, and Road and Storm Drain Improvements.

Councilmember Perry commented on the Roseann Avenue Project and Pump Station.

Councilmember Roy- no comments

Deputy Mayor Sippel reminded about the upcoming NJ Run for the Fallen benefit.

Mayor Simonsen sent condolences to the families of Jim "Scoop" Millman and Patrick Wood. He spoke about attending Jim Neill's 100<sup>th</sup> birthday celebration and complimented staff on Code Blue preparations. He also applauded the community's response to the collection for the Coast Guard and announced the lineup for the Summer Concert Series.

Councilmember Conrad reminded about the Healthy Youth Coalition's Town hall Panel meeting to discuss substance abuse on February 13<sup>th</sup> at Township Hall.

**Call to the Public**

Dan Smith, 502 Old Stage Road, addressed Council about an issue with Bayshore Landscaping.

Nina Saffold, 502 Old Stage Road, voiced concern about the same issue and pleaded for the Township's help.

Manager Ridgway agreed to look into the matter further.

**Closed Session**

Res. #2019-73

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/Negotiation of a Contract**

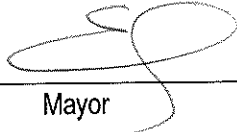
	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD			X			
PERRY	X		X			
ROY		X	X			
SIPPEL			X			
SIMONSEN			X			

Council adjourned to Closed Session at approximately 7:39 p.m.

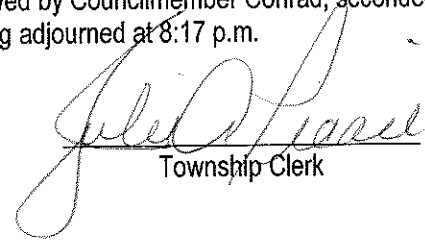
Council returned to Open Session at approximately 8:16 p.m.

**Adjournment**

There being no further business to address, motion to adjourn moved by Councilmember Conrad, seconded by Councilmember Perry. Motion to adjourn was unanimous. Meeting adjourned at 8:17 p.m.



Mayor



Township Clerk

Approved: 