

## **RESOLUTIONS ADOPTED JULY 18, 2011**

- Res. #2011-198, Payment of Vouchers, \$1,604,508.37
- Res. #2011-199, Renewal of Commercial Excavation (Gravel Pit) Licenses for Thomas F. Brodesser, Jr.
- Res. #2011-200, A Resolution Requesting Release of a Dumpster Bond for Allen Lemmon (project complete)
- Res. #2011-201, Approval of Cold Spring Presbyterian Church's Application to Conduct a Flea Market
- Res. #2011-202, Approval of Change Order No. 1 for Station Road Improvements, Contact M-6 (add'l. school crossing signs & change in type of concrete - net change to contract \$1,991.80)
- Res. #2011-203, Approval of Change Order No. 2 for Station Road Improvements, Contact M-6 (add'l. grading, milling & paving not to exceed \$20,000 for north side parking area)
- Res. #2011-204, 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." (Personnel - Police Staffing)



07/14/11  
11:37:00

Lower Township  
Bill List By Vendor Id

Page No: 2

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
	11-01936	07/06/11	INTERNET PROVIDER/DPW	Open	103.06	0.00		
00825 COMCAST*								
	11-01992	07/11/11	INTERNET ACCESS- TOWNHALL	Open	95.11	0.00		
	11-02004	07/13/11	MONTHLY INTERNET ACCESS	Open	60.02	0.00		
					-----			
					155.13			
00928 CAPE MAY COUNTY CLERK								
	11-01913	07/01/11	2011 Primary	Open	6,856.95	0.00		
01170 VERIZON WIRELESS* F/S								
	11-01966	07/08/11	CELL SERVICE - FIRE SAFETY	Open	83.17	0.00		
01171 VERIZON WIRELESS - TOWNHALL								
	11-01977	07/11/11	CELL SERVICE 5/24/11-6/23/11	Open	1,202.24	0.00		
01239 DIANA L DeNOTE								
	11-02007	07/13/11	CONTRACTUAL REIMBURSEMENT	Open	240.21	0.00		
01245 G & K SERVICES CO*								
	11-01941	07/06/11	UNIFORM RENTALS/DPW/JUNE	Open	974.10	0.00		
01267 EDWARD DONOHUE								
	11-01915	07/01/11	REIMB. MEETING FEES	Open	40.00	0.00		
01278 EDWARD DOUGHERTY								
	11-02013	07/14/11	CONTRACTUAL REIMBURSEMENTS - V	Open	140.00	0.00		
01519 TOM FOLS ELECTRICALCONTRACTOR*								
	11-01917	07/01/11	TWP HALL PRK LOT ELECTRIC WORK	Open	550.00	0.00		
01598 DEARBORN NATIONAL								
	11-02000	07/13/11	JULY, 2011 LIFE INSURANCE	Open	543.55	0.00		
01641 GALL'S INC*								
	11-01586	06/08/11	POLO - D.PERRY	Open	48.96	0.00		
	11-01589	06/08/11	PATROL OPERATIONS	Open	1,121.50	0.00		
					-----			
					1,170.46			
01774 FRANK'S MASONRY*								
	11-01766	06/15/11	INSTALL SIDEWALK AT MILLMAN	Open	1,300.00	0.00		
01781 HATCH MOTT MACDONALD, LLC*								
	11-01456	05/20/11	PKG LOT/STATION RD PHASE 3	Open	5,225.00	0.00		
	11-01978	07/11/11	ESCROW BILLING	Open	707.64	0.00		
					-----			
					5,932.64			
01797 GROVE SUPPLY INC*								
	11-01350	05/16/11	PLUMBING FOR COURTS	Open	254.24	0.00		

07/14/11  
11:37:00

Lower Township  
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Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
01806 ANTHONY J HARVATT, II, ESQ								
	11-01283	05/06/11	BOARD SOLICITOR SALARY	Open	383.33	0.00		
	11-01823	06/21/11	LEGAL SERVICES	Open	611.78	0.00		
	11-01979	07/11/11	ESCROW RESOLUTIONS	Open	450.00	0.00		
					-----			
					1,445.11			
01912 GRUCCIO, PEPPER, DESANTO & RUTH PA								
	11-00157	01/14/11	2011 CONTRACT EXPENSES DNE	Open	6,569.75	0.00		B
02035 MEDIA IN MOTION, INC*								
	11-01911	07/01/11	BANNER FIREWORKS DONORS/AD	Open	462.50	0.00		
02065 S. VITALE PYROTECNICO IND CORP								
	11-01691	06/10/11	PROVIDE FIRWORKS DISPLAY	Open	40,000.00	0.00		
02223 LANDSMAN UNIFORMS*								
	11-01341	05/16/11	UNIFORMS	Open	378.50	0.00		
	11-01439	05/18/11	UNIFORMS	Open	1,485.00	0.00		
	11-01593	06/08/11	UNIFORMS	Open	102.00	0.00		
	11-01916	07/01/11	UNIFORMS	Open	118.00	0.00		
					-----			
					2,083.50			
02247 LAWSON PRODUCTS, INC.*								
	11-01601	06/08/11	SUPPLIES FOR GARAGE/DPW	Open	1,297.06	0.00		
02248 LAWMEN SUPPLY*								
	11-01354	05/16/11	VESTS	Open	164.25	0.00		
02292 DONALD LOMBARDO								
	11-02011	07/14/11	CONTRACTUAL REIMBURSEMENTS	Open	391.79	0.00		
02320 LOWER TOWNSHIP BRD OF EDUCATN								
	11-01282	05/06/11	SCHOOL TAX DUE 1ST OF MONTH	Open	1,451,560.80	0.00		
02402 MGL PRINTING SOLUTIONS								
	11-01789	06/16/11	PAYROLL CHECKS	Open	270.00	0.00		
02461 JOHN MAHER								
	11-02012	07/14/11	CONTRACTUAL REIMBURSEMENTS	Open	321.04	0.00		
02473 FRANCIS P. MAJANE								
	11-02016	07/14/11	CONTRACTUAL REIMBURSEMENTS	Open	289.85	0.00		
02541 ROBERT D. MARTIN, JR								
	11-02014	07/14/11	CONTRACTUAL REIMBURSEMENTS	Open	41.00	0.00		
02609 ANDREW MCGRAW JR								
	11-01953	07/08/11	SHOE ALLOWANCE FOR 2011/DPW	Open	64.99	0.00		
02677 KAREN F. WOLF								
	11-02010	07/13/11	CONTRACTUAL REIMBURSEMENT - V	Open	242.00	0.00		



07/14/11  
11:37:00

Lower Township  
Bill List By Vendor Id

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Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
	11-00964	04/14/11	SHIPPING	Open	21.07	0.00		
03904	LOWE'S HOME CENTER INC*							
	11-01875	06/29/11	MISC SUPPLIES FOR STAGE	Open	44.86	0.00		
03917	STATE OF NJ DEPT OF CHILD/FAML							
	11-01975	07/11/11	QUARTERLY MARRIAGE FEES	Open	1,125.00	0.00		
04059	THOMAS WILL							
	11-02008	07/13/11	CONTRACTUAL REIMBURSEMENT	Open	80.28	0.00		
04216	PRIVATE ISLAND EMBROIDERY*							
	11-01767	06/15/11	SCREEN PRINTED TANKS - REC	Open	124.00	0.00		
04261	STATE OF NEW JERSEY							
	11-01995	07/13/11	SECOND QUARTER 2011	Open	31,572.30	0.00		
04266	NJ DEPT OF HEALTH&SENIOR SVCS							
	11-01990	07/11/11	STATE DOG LIC FEES - JUNE,2011	Open	123.00	0.00		
04300	W B MASON CO INC*							
	11-01541	06/01/11	BRT PC 201 BLACK THEMAL PRINT	Open	32.99	0.00		
04301	SEASHORE ASPHALT CORPORATION*							
	11-01816	06/21/11	PATCH FOR RDS/DPW	Open	423.00	0.00		
BLAUE	BLAUER ASSOCIATES INC*							
	10-02446	09/29/10	SCPF APPLICATION & ADMIN	Open	550.00	0.00		B
BRITB	BRUCE BRITTON							
	11-01802	06/16/11	JV SOCCER REF	Open	450.00	0.00		
G-YAP	CENTER FOR COMMUNITY ARTS							
	11-01595	06/08/11	PAYMENT FOR YOUTH SUMMER ART	Open	6,500.00	0.00		B
POND	POND CREEK ESTATES							
	11-01993	07/13/11	RELEASE INT ON MAINT BOND	Open	78.46	0.00		
PRESS	PRESS OF ATLANTIC CITY							
	11-01826	06/22/11	SUBSCRIPTION FOR TOWNHALL	Open	189.80	0.00		
SCARPA	MARK SCARPA							
	11-01803	06/16/11	MIDGET SOCCER GAME REF	Open	290.00	0.00		
YOSI	YOSI MUSIC, LLC							
	11-00427	02/16/11	SOLO PERFORMANCE FOR JULY 4TH	Open	550.00	0.00		
Total Purchase Orders: 88				Total P.O. Line Items: 186	Total List Amount: 1,604,433.54	Total Void Amount: 0.00		

**Lower Township  
Bill List  
07/18/2011**

<u>Vendor</u>	<u>PO #</u>	<u>Description</u>	<u>Check #</u>	<u>Check Date</u>	<u>Amount</u>
Michael Voll	11-01933	Reimb. Supplies	45374	7/05/11	74.83
				Total Manual Checks	\$ 74.83
				Total brought forward from computer generated bill list	\$ 1,604,433.54
TOTAL BILL LIST					<u>\$ 1,604,508.37</u>

I certify the foregoing to be a Resolution adopted by the Township Council on July 18, 2011.

  
 \_\_\_\_\_  
 Claudia R. Kammer, RMC, Township Clerk

	CONRAD	SIMONSEN	DOUGLASS	LARE	BECK
MOTION			X		
SECOND		X			
AYES	X	X	X	X	X
NAYS					
ABSTAIN					
ABSENT					

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

RESOLUTION #2011-199

**TITLE: RENEWAL OF COMMERCIAL EXCAVATION (GRAVEL PIT) LICENSES FOR THOMAS F. BRODESSER, JR.**

**WHEREAS**, Thomas F. Brodesser, Jr. has made application for renewal of commercial excavation (gravel pit) licenses, and

**WHEREAS**, the applicant has paid the appropriate fees and is currently in compliance with the regulations of the Cape Atlantic Conservation District, and

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Lower, County of Cape May, State of New Jersey as follows:

1. That the renewal of the commercial excavation license for the following are hereby approved:

<b>Block 410.01</b>	<b>Lots 30.01, 31 &amp; 32</b>
<b>Block 410.01</b>	<b>Lots 9.01, 11.01 &amp; 18.01</b>

2. That all such license shall remain in full force and effect through July 15, 2012.
3. That the renewal of such license shall be conditioned on there being no further commercial activity conducted on the licensed premises without first obtaining all required Township and/or State licenses and permits and that a violation of this condition shall be grounds for revocation of the license.
4. The issuance of the licenses is further conditioned on the licensee=s compliance with all applicable Federal, State and local laws and that a conviction of any Federal, State or local law shall be grounds for revocation of the license.

I hereby certify the foregoing to be a resolution adopted by the Township Council at a meeting held on July 18, 2011.

  
 Claudia R. Kammer, Township Clerk

	CONRAD	SIMONSEN	DOUGLASS	LARE	BECK
MOTION			X		
SECOND		X			
AYE	X	X	X	X	X
NAY					
ABSTAIN					
ABSENT					

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

**RESOLUTION #2011 - 200**

**TITLE:** A resolution requesting **release** of Dumpster Bond for Allen Lemmon

WHEREAS Allen Lemmon posted a bond with the Township of Lower in the amount of \$ 500.00 ; and

WHEREAS, Dumpster permit #D- 23 was issued by the Lower Township Construction Department on May 31, 2011

WHEREAS, the Township Construction Official made a final inspection June 30, 2011 certifying that the dumpster has been removed; and

WHEREAS, a Dumpster Bond was required by the Construction Office; and

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

AND HEREBY BE IT FURTHER RESOLVED that the Township Treasurer is granted permission to issue a check in the amount of \$500.00 for payment of the above released of the dumpster bond.

I hereby certify this is the original resolution adopted by the Township Council at the meeting of 7-18, 2011

  
Claudia R. Kammer, Township Clerk

	CONRAD	SIMONSEN	DOUGLASS	LARE	BECK
MOTION			X		
SECOND		X			
AYE	X	X	X	X	Y
NAY					
ABSTAIN					
ABSENT					

Res. #2011

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

RESOLUTION #2011-201

**TITLE: APPROVAL OF COLD SPRING PRESBYTERIAN CHURCH'S APPLICATION TO CONDUCT A FLEA MARKET**

WHEREAS, Section 359-13 of the Code of Lower Township prohibits outdoor flea markets within the confines of Lower Township except as provided for in Section 359.13b, and

WHEREAS, Section 359-13 of the General Ordinances of the Township of Lower permits non-profit, charitable, civic and religious organizations to conduct four (4) outdoor flea markets within the confines of the Township if approved by the Township Council.

WHEREAS, the Township Council has reviewed the application of Cold Spring Presbyterian Church to conduct a flea market on July 16, 2011, and

WHEREAS, the Council has determined the applicant meets the ordinance requirements of a non-profit, charitable, civic and/or religious organization.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Lower, that approval is hereby granted.

I hereby certify this is the original resolution adopted by the Township Council at the meeting held on July 18, 2011.

  
Claudia R. Kammer, Township Clerk

	CONRAD	SIMONSEN	DOUGLASS	LARE	BECK
MOTION			X		
SECOND		X			
AYE	X	X	X	X	Y
NAY					
ABSTAIN					
ABSENT					

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

RESOLUTION #2011-202

**TITLE: APPROVAL OF CHANGE ORDER NO. 1 FOR STATION ROAD IMPROVEMENTS, CONTACT M-6**

**WHEREAS**, Charles Marandino, LLC was previously awarded a contract in the amount of \$119,361.00 for Station Road Improvements, and

**WHEREAS**, during the course of the work on this project it was determined that additional School Crossing Signs for \$1,626.00 and the installation of Reinforced High Early Strength Concrete, costing \$4,495.80 should be utilized to minimize road closure time, and

**WHEREAS**, the change to the concrete would eliminate Item #15, Reinforced Concrete Driveway Apron in the original contract for a cost savings of \$4,130.00, and

**WHEREAS**, the Engineer has reviewed and recommended payment of Changer Order No. 1 and the CFO has certified the availability of funds as evidenced by her signature appended hereto:

Account # 1-01-56-750-364



Lauren Read, CFO

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Lower, that Change Order No. 1 for Station Road Improvements in the net amount of \$1,991.80 is approved bringing the total contract price to \$121,352.80.00

**BE IT FURTHER RESOLVED** that Charles Marandino, LLC is authorized to proceed with the changes and complete them in accordance with the terms of the original Contract Documents.

I hereby certify the foregoing to be a resolution adopted by the Township Council at a meeting held on July 18, 2011.

  
 Claudia R. Kammer, Township Clerk

	CONRAD	SIMONSEN	DOUGLASS	LARE	BECK
<b>MOTION</b>			X		
<b>SECOND</b>		X			
<b>AYE</b>	X	X	X	X	X
<b>NAY</b>					
<b>ABSTAIN</b>					
<b>ABSENT</b>					



**Hatch Mott  
MacDonald**

**Hatch Mott MacDonald**

833 Rt 9 North  
PO Box 373  
Cape May Court House, NJ 08210  
T 609.465.9377 www.hatchmott.com

July 12, 2011

Via email: gdouglasslowertownship@comcast.net & 1<sup>st</sup> Class Mail

Mr. Gary Douglass, CPWM, Public Works Superintendent  
Township of Lower  
2600 Bayshore Road  
Villas, NJ 08251

**RE: Change Order No. 1  
Station Road Improvements, Contract M-6  
Township of Lower, Cape May County  
HMM No. 293297**

Dear Mr. Douglass:

Please find enclosed herewith Change Order No. 1 submitted by Charles Marandino, LLC on June 30, 2011 for the above referenced project.

Due to the proximity of the speed table crosswalk to the David C. Douglass Veterans Memorial School and given the fact that the crosswalk is not located in a place that is usually anticipated by pedestrians (at a street intersection) we recommend that additional school crossing assembly signage be installed in accordance with the MUTCD and have received a quote of \$1,626.00 from the Contractor to install these additional signs.

Due to the tight window that the Contractor has to construct the speed table in Station Road the Contractor, at the Pre-Construction meeting, recommended utilizing high-early strength concrete in lieu of the standard concrete to minimize the road closure and time it takes for the concrete to cure and achieve enough strength to permit vehicular traffic. This portion of the change order encompasses an addition of \$365.80 to the contract for this material substitution.

This change order results in a net addition in the Contract Price of \$1,991.80 and upon execution of this change order the revised Contract Price will be \$121,352.80. The net change to the Contract will be fully funded by the NJDOT under the FY2010 grant.

Should you have any questions regarding the above change order or should you require additional information, please do not hesitate to contact this office.

Very truly yours,

Hatch Mott MacDonald

Mark R. Sray PE, CME  
Senior Associate  
T 609.465.9377 F 609.465.5270  
mark.sray@hatchmott.com

cc (via Email): Michael Voll, Township Manager  
Margaret A. Vitelli, RPPS, QPA, Township Purchasing Agent  
Bernard W. Kirkland, HMM

**CONTRACT CHANGE ORDER**

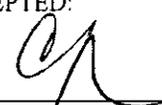
CHANGE ORDER NO.: 1
DATE: July 5, 2011
PROJECT DESCRIPTION: Station Road Improvements, Contract No. M-6, Township of Lower, Cape May County, New Jersey

REASON FOR CHANGE ORDER: See Below.

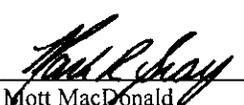
ITEM NO.	DESCRIPTION	QUANTITY	UNIT PRICE	ADDITIONS	DEDUCTIONS
1	Provision and Installation of additional School Crossing signs along Station Road.	See Attach.	See Attach.	\$1,626.00	
2	Provision and Installation of Reinforced High Early Strength Concrete, 8" Thick.	59 SY	\$76.20	\$4,495.80	
3	Deletion of Item No. 15 - Reinforced Concrete Driveway Apron, 8" Thick.	59 SY	\$70.00		\$4,130.00

Sub-Total: \$6,121.80 \$4,130.00

**Total Change Order No. 1 Value: \$1,991.80**

ACCEPTED:  
  
 Contractor \_\_\_\_\_ Date 7/7/11

ORIGINAL CONTRACT BID PRICE:  
 \$119,361.00

APPROVAL RECOMMENDED:  
  
 Hatch Mott MacDonald \_\_\_\_\_ Date 7/8/11

CHANGE ORDER NO. 1:  
 \$1,991.80

APPROVED:  
  
 Owner \_\_\_\_\_ Date 7/14/11

REVISED CONTRACT PRICE INCLUDING CHANGE ORDER NO. 1:  
 \$121,352.80

# Charles Marandino LLC



Charles Marandino, Member-Owner

Concrete Contractor & Consultant

P.O. Box 20 Milmay, NJ 08340

Phone (856) 691-9963 (856) 457-7264 • Fax (856) 691-5195 • Cell (856) 982-6433

Hatch Mott MacDonald  
833 Rt 9 North  
PO Box 373  
Cape May Court House, NJ 08210

June 28, 2011

Re: Station Ave., Lower Twp., NJ  
Additional Signs  
*Revised*

Furnish and Install (3) S1-1 "School Crossing Symbol Sign 36" x 36" Fluorescent Yellow Green Diamond Grade (DG3)	@348.00 ea.	\$ 1,044.00
Furnish and Install (2) W16-7P "Diagonal Arrow Sign" 30" x 18" - Arrow Pointing Left Fluorescent Yellow Green Diamond Grade (DG3)	@194.00 ea.	388.00
Furnish and Install (1) W16-9P "Ahead Sign" 30" x 18" Fluorescent Yellow Green Diamond Grade (DG3)	@194.00 ea.	194.00
<i>1/2</i>	Total.....	<u>\$ 1,626.00</u>

Authorized Signature *CM*

Dated 6/30/11

*1/2* Above total cost includes breakaway steel "U" posts in accordance with the Contract Specifications.

# Charles Marandino LLC



*Charles Marandino, Member-Owner*

Concrete Contractor & Consultant

P.O. Box 20 Milmay, NJ 08340

Phone (856) 691-9963 (856) 457-7264 • Fax (856) 691-5195 • Cell (856) 982-6433

Hatch Mott MacDonald  
833 Rt 9 North  
PO Box 373  
Cape May Court House, NJ 08210

Attention: Mr. Mark Sray and  
Mr. Bernard Kirkland

Dear Gentlemen,

Please be advised that Charles Marandino LLC will use a Hi-Early Strength Concrete for Item 14  
59 Sq/Yds reinforced concrete driveway apron at an additional \$6.20 per Sq/Yd.  
Therefore, the total square yardage price for Hi-Early strength is \$76.20 per Sq/Ft

Respectfully Yours,

A handwritten signature in cursive script, appearing to be 'CM'.

Charles Marandino

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

RESOLUTION #2011-203

**TITLE: APPROVAL OF CHANGE ORDER NO. 2 FOR STATION ROAD IMPROVEMENTS, CONTACT M-6**

**WHEREAS**, Charles Marandino, LLC was previously awarded a contract in the amount of \$119,361.00 for Station Road Improvements, and

**WHEREAS**, it was also determined additional milling, grading & paving on the north side parking area maybe necessary to aid in the completion of the project, and

**WHEREAS**, the final cost will be determined at the completion of the work with the total cost not to exceed \$20,000.00, and

**WHEREAS**, the Engineer has reviewed and approved of Changer Order No. 2 and the CFO has certified the availability of funds as evidenced by her signature appended hereto:

Account # \$ 8647.20 1-01-56-750-364  
11,352.80 C-04-55-393-301   
 Lauren Read, CFO

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Lower, that Change Order No. 2 for Station Road Improvements not to exceed \$20,000 is approved bringing the total contract price not to exceed \$141,352.80.00 and

I hereby certify the foregoing to be a resolution adopted by the Township Council at a meeting held on July 18, 2011.

  
 Claudia R. Kammer, Township Clerk

	CONRAD	SIMONSEN	DOUGLASS	LARE	BECK
MOTION			X		
SECOND		X			
AYE	X	X	X	X	X
NAY					
ABSTAIN					
ABSENT					

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

**RESOLUTION # 2011-203**

**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.
- \_\_\_\_\_ (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.

X   (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. (Personnel - Police)

       (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 of 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 July 18, 2011 that an Executive Session closed to the public shall be held on this date at approximately 8:42 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.

I hereby certify the foregoing to be a resolution adopted by the Township Council on June 20, 2011.

  
 Claudia R. Kammer, Township Clerk

	CONRAD	SIMONSEN	DOUGLASS	LARE	BECK
MOTION			X		
SECOND		X			
AYE	X	X	X	X	X
NAY					
ABSTAIN					
ABSENT					