

RESOLUTIONS ADOPTED APRIL 18, 2011

- Res. #2011-109, Payment of Vouchers, \$1,607,983.72
Res. #2011-110, Resolution for Emergency Temporary Appropriations (Necessary until budget is adopted)
- Res. #2011-111, A Resolution Requesting Release of Maintenance Guarantee for Amusement Partnership USA; Block 510, Lots 18 & 8.01; Escrow Z01-12-03 (project completed)
- Res. #2011-112, Recycling Tonnage Grant Application (annual resolution for submittal)
Res. #2011-113, Ratification of Contract with International Brotherhood of Teamsters AFL-CIO, Local 676 for the Year 2011 (1 year contract - no increase)
- Res. #2011-114, Resolution approving Project Proposal Between Hatch Mott MacDonald and the Township of Lower for Engineering Services Related to Station Road & Municipal Parking Lot Improvements - Phase 3 (\$51,250 - Design, bid services, construction inspection & layout services)
- Res. #2011-115, Approving Seashore Church of the Nazarene's Application to Conduct a Flea Market (May 21)
- Res. #2011-116, Issuance of Ice Cream Peddling License for the year 2011 to Jeffrey T. Lang t/a Mister Softee of Cape May County LLC
- Res. #2011-117, Resolution Amending Resolution #2011-117, Supporting NJ DOT Recommendation for No Passing Zone Along a Portion of Route 9
- Res. #2011-118, Ratification of Contract with Lower Township Office Workers Association, Local #3779 for the Year 2011 (1 yr. contract - no increase)
- Res. #2011-119, Award of Contract to South Jersey Energy Service Plus as the BPU Direct Install Contractor for Energy Efficient Measures for the Municipal Buildings in Lower Township - in the Amount of \$55,546.32

P.O. Type: All
Range: First to Last
Format: Condensed

Include Project Line Items: Yes

Open: N Rcvd: Y Paid: N
Held: Y Aprv: N Void: N
Bid: Y State: Y Other: Y

| Vendor # Name | PO # | PO Date | Description | Status | Amount | Void Amount | Contract | PO Type |
|--------------------------------------|----------|----------|--------------------------------|-------------|-----------|-------------|----------|---------|
| 00047 ALLEN'S OIL & PROPANE* | 11-00896 | 04/07/11 | PROPANE FOR CLUBHOUSE | 3/7/11 Open | 234.00 | 0.00 | | |
| 00110 ANCO HOME CENTER* | 11-00526 | 02/25/11 | MISC. SUPPLIES MONTH OF MARCH | Open | 258.11 | 0.00 | | |
| 00153 ATLANTIC CITY ELECTRIC* | 11-00845 | 03/31/11 | STREET LIGHTS MARCH, 2011 | Open | 26,330.91 | 0.00 | | |
| 00177 ANACONDA SPORTS INC.* | 11-00459 | 02/17/11 | MISC. ITEMS FOR LACROSSE | Open | 766.01 | 0.00 | | |
| 00195 B.F. MOLZ, INC* | 11-00771 | 03/25/11 | OFFICE SUPPLIES/DPW | Open | 43.30 | 0.00 | | |
| 00206 JOSHUA MARCUS GROUP LLC* | 11-00767 | 03/25/11 | FURE SAFETY BROCHURES | Open | 607.50 | 0.00 | | |
| 00208 BAYFRONT CONSTRUCTION* | 11-00724 | 03/21/11 | RECREATION WINDOW REPLACEMENTS | Open | 9,200.00 | 0.00 | | |
| 00228 AFFORDABLE FIRE SOLUTIONS LLC* | 11-00732 | 03/22/11 | FIRE EXTINGUISHER INSPECTION | Open | 1,349.99 | 0.00 | | |
| 00257 BAYSHORE LANDSCAPING INC* | 11-00944 | 04/12/11 | 2011 GROUNDS/PARKS MAINT BID | Open | 9,290.00 | 0.00 | | B |
| 00301 BELMONT AND CRYSTAL SPRINGS* | 11-00900 | 04/11/11 | BOTTLED WATER - TOWNHALL | Open | 30.87 | 0.00 | | |
| | 11-00931 | 04/12/11 | BOTTLED WATER - COURT | Open | 6.97 | 0.00 | | |
| | 11-00943 | 04/12/11 | BOTTLED WATER FOR MONTH OF | Open | 100.93 | 0.00 | | |
| | 11-00947 | 04/13/11 | BOTTLED WATER FOR DPW | Open | 53.59 | 0.00 | | |
| | 11-00949 | 04/13/11 | BOTTLED WATER - COURT | Open | 7.05 | 0.00 | | |
| | 11-00953 | 04/13/11 | WATER - DPS | Open | 26.09 | 0.00 | | |
| | | | | | ----- | | | |
| | | | | | 225.50 | | | |
| 00365 BLUE STAR* | 11-00768 | 03/25/11 | SUPPLIES FOR GARAGE-DPW | Open | 699.00 | 0.00 | | |
| 00367 APM BLAST PEST CONTROL* | 11-00883 | 04/06/11 | 2011 PEST CONTROL CONTRACT | Open | 1,706.40 | 0.00 | | |
| 00616 ANIMAL ALLIANCE OF CAPE | 11-00857 | 04/05/11 | 2010 PETSMA RT GRANT | Open | 172.00 | 0.00 | | |
| | 11-00934 | 04/12/11 | TNR AND SPAY/NEUTER PROGRAM | Open | 220.00 | 0.00 | | |
| | 11-00935 | 04/12/11 | 2010 PETSMA RT GRANT | Open | 129.00 | 0.00 | | |
| | | | | | ----- | | | |

| ----- | | | | | | |
|---------------|----------|--------------------------------|--------|-----------|-------------|------------------|
| Vendor # Name | | | | | | |
| PO # | PO Date | Description | Status | Amount | Void Amount | Contract PO Type |
| ----- | | | | | | |
| | | | | 521.00 | | |
| 00734 | | CAPE OFFICE MACHINES* | | | | |
| 11-00717 | 03/18/11 | TYPEWRITER MAINTENANCE | Open | 144.00 | 0.00 | |
| 00735 | | CATERINA SUPPLY, INC.* | | | | |
| 11-00450 | 02/16/11 | TF-1 TIDEFLEX VALVE/24" | Open | 7,967.00 | 0.00 | |
| 11-00769 | 03/25/11 | PIPE FITTINGS/HOLMES AVE/DPW | Open | 4,169.42 | 0.00 | |
| | | | | ----- | | |
| | | | | 12,136.42 | | |
| 00739 | | CAPE MAY VETERINARY HOSPITAL | | | | |
| 11-00874 | 04/06/11 | TNR PROGRAM | Open | 60.00 | 0.00 | |
| 00784 | | CAPE MAY STAR & WAVE | | | | |
| 11-00854 | 04/05/11 | LEGALS - NOTICE TO BIDDERS | Open | 31.62 | 0.00 | |
| 11-00904 | 04/11/11 | LEGALS | Open | 45.88 | 0.00 | |
| | | | | ----- | | |
| | | | | 77.50 | | |
| 00807 | | CDW-GOVERNMENT INC* | | | | |
| 11-00432 | 02/16/11 | PRINTER/CARTRIDGE | Open | 268.15 | 0.00 | |
| 00820 | | COMCAST OF WILDWOOD* DPW | | | | |
| 11-00927 | 04/11/11 | INTERNET PROVIDER/DPW | Open | 95.11 | 0.00 | |
| 00825 | | COMCAST* | | | | |
| 11-00941 | 04/12/11 | MONTHLY INTERNET ACCESS MM | Open | 60.02 | 0.00 | |
| 11-00951 | 04/13/11 | MONTHLY INTERNET ACCESS TOWNHA | Open | 95.11 | 0.00 | |
| | | | | ----- | | |
| | | | | 155.13 | | |
| 00940 | | COASTAL BROADCASTING* | | | | |
| 11-00844 | 03/31/11 | HIGH SCHOOL BASKETBALL SPONSOR | Open | 50.00 | 0.00 | |
| 01164 | | DIVISION OF LOCAL GOV SERVICES | | | | |
| 11-00909 | 04/11/11 | CERTIFICATION RENEWAL-L.READ | Open | 50.00 | 0.00 | |
| 01170 | | VERIZON WIRELESS* F/S | | | | |
| 11-00855 | 04/05/11 | CELL SERVICE - FIRE SAFETY | Open | 80.46 | 0.00 | |
| 01171 | | VERIZON WIRELESS - TOWNHALL | | | | |
| 11-00859 | 04/05/11 | CELL SERVICE - TOWNHALL | Open | 1,590.69 | 0.00 | |
| 01201 | | DELL CORPORATION* | | | | |
| 11-00734 | 03/22/11 | CARTRIDGE CLEANER | Open | 81.99 | 0.00 | |
| 01220 | | DRAEGER SAFETY DIAGNOSTICS* | | | | |
| 11-00558 | 02/28/11 | ANNUAL CALIBRATION | Open | 142.00 | 0.00 | |
| 01245 | | G & K SERVICES CO* | | | | |
| 11-00876 | 04/06/11 | UNIFORM RENTALS - DPW-MARCH | Open | 1,252.40 | 0.00 | |

| ----- | | | | | | | | | |
|----------|--------------------------------|----------|----------|--------------------------------|--------|-----------|-------------|----------|---------|
| Vendor # | Name | PO # | PO Date | Description | Status | Amount | Void Amount | Contract | PO Type |
| ----- | | | | | | | | | |
| 01254 | JAMES DIETTERICH, II | | | | | | | | |
| | | 11-00938 | 04/12/11 | CONTRACTUAL REIMBURSEMENT | Open | 143.00 | 0.00 | | |
| | | 11-00939 | 04/12/11 | CONTRACTUAL REIMBURSEMENT | Open | 144.00 | 0.00 | | |
| | | | | | | ----- | | | |
| | | | | | | 287.00 | | | |
| 01339 | EAEGIS INC.* | | | | | | | | |
| | | 10-03100 | 12/01/10 | COMP EQUIP PER QUOTE#10010-22 | Open | 2,384.00 | 0.00 | | |
| 01519 | TOM FOLS ELECTRICALCONTRACTOR* | | | | | | | | |
| | | 11-00945 | 04/13/11 | Labor & Materials/DPW | Open | 150.00 | 0.00 | | |
| | | 11-00955 | 04/13/11 | INSTALL NEW OUTLET AND BNC | Open | 350.00 | 0.00 | | |
| | | | | | | ----- | | | |
| | | | | | | 500.00 | | | |
| 01590 | FORD, SCOTT & ASSOCIATES* | | | | | | | | |
| | | 11-00907 | 04/11/11 | PROGRESS BILL-AUDIT/BUDGET | Open | 6,500.00 | 0.00 | | |
| 01641 | GALL'S INC* | | | | | | | | |
| | | 11-00375 | 02/09/11 | FIRE SAFETY LOGO DESIGN/EMBROI | Open | 446.79 | 0.00 | | |
| 01690 | GRANTURK EQUIPMENT CO* | | | | | | | | |
| | | 11-00663 | 03/11/11 | PARTS FOR LEAF VAC/DPW | Open | 305.87 | 0.00 | | |
| 01727 | CHANNEL MARINE CONSTRUCITON IN | | | | | | | | |
| | | 11-00666 | 03/11/11 | HOLMES AVE/OUTFALL | Open | 29,800.00 | 0.00 | | |
| 01771 | HD SUPPLY WATERWORKS LTD* | | | | | | | | |
| | | 11-00664 | 03/11/11 | FLEX PIPE FOR OUTFALL/HOLMES | Open | 14,112.00 | 0.00 | | |
| | | 11-00782 | 03/25/11 | MAR/MAC COUPLER/OUTFALLS | Open | 92.00 | 0.00 | | |
| | | | | | | ----- | | | |
| | | | | | | 14,204.00 | | | |
| 01781 | HATCH MOTT MACDONALD, LLC* | | | | | | | | |
| | | 11-00902 | 04/11/11 | ESCROW ACCT - CONIFER | Open | 311.00 | 0.00 | | |
| 01797 | GROVE SUPPLY INC* | | | | | | | | |
| | | 11-00561 | 03/01/11 | BATHROOM FIXTURES | Open | 266.19 | 0.00 | | |
| 01806 | ANTHONY J HARVATT, II, ESQ | | | | | | | | |
| | | 11-00783 | 03/25/11 | SOLICITOR SALARY | Open | 300.00 | 0.00 | | |
| | | 11-00903 | 04/11/11 | ESCROW RESOLUTIONS | Open | 600.00 | 0.00 | | |
| | | | | | | ----- | | | |
| | | | | | | 900.00 | | | |
| 01860 | GNL DOORS & HARDWARE* | | | | | | | | |
| | | 11-00722 | 03/21/11 | DOOR FOR GARAGE/DPW | Open | 1,189.50 | 0.00 | | |
| 01912 | GRUCCIO,PEPPER,DESANTO&RUTH PA | | | | | | | | |
| | | 11-00157 | 01/14/11 | 2011 CONTRACT EXPENSES DNE | Open | 2,106.25 | 0.00 | | B |
| 02223 | LANDSMAN UNIFORMS* | | | | | | | | |
| | | 11-00682 | 03/14/11 | UNIFORMS | Open | 389.00 | 0.00 | | |

| Vendor # Name | PO # | PO Date | Description | Status | Amount | Void Amount | Contract | PO Type |
|---------------|--------------------------------|----------|--------------------------------|--------|----------|-------------|----------|---------|
| | 11-00464 | 02/18/11 | BASKETBALL SPONSOR PLAQUES | Open | 270.00 | 0.00 | | |
| 03518 | RIGGINS, INC.* | | | | | | | |
| | 11-00838 | 03/31/11 | OFF-HIGHWAY DIESEL/DPW | Open | 510.73 | 0.00 | | |
| | 11-00878 | 04/06/11 | OFF-HIGHWAY DIESEL/DPW | Open | 736.80 | 0.00 | | |
| | 11-00946 | 04/13/11 | OFF-HIGHWAY DIESEL/DPW | Open | 1,113.15 | 0.00 | | |
| | | | | | ----- | | | |
| | | | | | 2,360.68 | | | |
| 03537 | RUTGERS, THE STATE UNIVERSITY* | | | | | | | |
| | 11-00564 | 03/01/11 | INTRO TO DUTIES OF MUN. CLERK | Open | 698.00 | 0.00 | | |
| 03573 | SAFETY-KLEEN CORP* | | | | | | | |
| | 11-00606 | 03/04/11 | EQUIPMENT MAINTENANCE/DPW 3/11 | Open | 273.97 | 0.00 | | |
| 03637 | SHOPPE | | | | | | | |
| | 11-00401 | 02/14/11 | FARMER'S MARKET/INDEPENDENCE | Open | 60.00 | 0.00 | | |
| 03734 | STEWART INDUSTRIES, INC.* | | | | | | | |
| | 11-00884 | 04/06/11 | 1ST & 2ND QTR PYMT - PRINTERS | Open | 2,226.00 | 0.00 | | |
| 03820 | MUNICIPAL UTIL. AUTH ON CALL | | | | | | | |
| | 11-00721 | 03/21/11 | ONE-CALL MESSAGES-DPW | Open | 78.66 | 0.00 | | |
| 03857 | TRI-COUNTY BUILDING SUPPLIES* | | | | | | | |
| | 11-00389 | 02/09/11 | LUMBER FOR WASH BAY | Open | 1,275.77 | 0.00 | | |
| 03863 | TREASURER, STATE OF NEW JERSEY | | | | | | | |
| | 11-00894 | 04/07/11 | STATE SURCHARGE JAN-MAR, 2011 | Open | 3,094.00 | 0.00 | | |
| | 11-00895 | 04/07/11 | STATE SURCHARGE WEST CAPE MAY | Open | 489.00 | 0.00 | | |
| | | | | | ----- | | | |
| | | | | | 3,583.00 | | | |
| 03917 | STATE OF NJ DEPT OF CHILD/FAML | | | | | | | |
| | 11-00850 | 04/04/11 | QUARTERLY MARRIAGE LIC FEES | Open | 475.00 | 0.00 | | |
| 03935 | STAPLES BUSINESS ADVANTAGE* | | | | | | | |
| | 11-00684 | 03/14/11 | OFFICE SUPPLIES | Open | 316.88 | 0.00 | | |
| | 11-00725 | 03/21/11 | OFFICE SUPPLIES - TOWNHALL | Open | 65.24 | 0.00 | | |
| | 11-00833 | 03/31/11 | OFFICE SUPPLIES - BOCA | Open | 37.96 | 0.00 | | |
| | | | | | ----- | | | |
| | | | | | 420.08 | | | |
| 03960 | VECTOR SECURITY* | | | | | | | |
| | 11-00897 | 04/07/11 | KEYS FOR BENNETT'S | Open | 18.00 | 0.00 | | |
| 03971 | VERIZON WIRELESS | | | | | | | |
| | 11-00954 | 04/13/11 | MDT | Open | 644.16 | 0.00 | | |
| 03979 | MICHAEL VOLL | | | | | | | |
| | 11-00929 | 04/11/11 | CONTRACTUAL REIMBURSEMENT - V | Open | 190.00 | 0.00 | | |
| 03985 | VILLAS NAPA AUTO PARTS | | | | | | | |

| Vendor # | Name | PO # | PO Date | Description | Status | Amount | Void Amount | Contract | PO Type |
|------------------------|--------------------------------|----------|------------------------|--------------------------------|--------|--------------------|--------------|--------------------|---------|
| 11-00601 | | 03/04/11 | | PARTS FOR RDS/SANT/RECY/DPS | Open | 2,790.01 | 0.00 | | |
| 04075 | BARBER CONSULTING SERVICES LLC | 11-00901 | 04/11/11 | COMPUTER SVC - 8 PORT SWITCH | Open | 29.99 | 0.00 | | |
| 04076 | ASSOC OF NEW JERSEY RECYCLERS* | 11-00723 | 03/21/11 | ANNUAL CEU'S FOR RECYCLING | Open | 75.00 | 0.00 | | |
| 04097 | CINTAS FIRST AID AND SAFETY* | 11-00314 | 02/03/11 | FIRST-AID KIT SUPPLIES/DPW | Open | 196.31 | 0.00 | | |
| 04104 | PITNEY BOWES SUPPLIES OPERATIO | 10-02921 | 11/09/10 | SUPPLIES FOR POSTAGE MACHINE | Open | 237.96 | 0.00 | | |
| | | 11-00437 | 02/16/11 | POSTAGE MACHINE INK | Open | 59.49 | 0.00 | | |
| | | | | | | 297.45 | | | |
| 04105 | PITNEY BOWES GLOBAL FINANCIAL | 11-00164 | 01/18/11 | MAIL MACHINES (2) ACCT#1468026 | Open | 451.00 | 0.00 | | |
| 04175 | MARTEL ELECTRONICS, INC* | 11-00679 | 03/14/11 | DICTATION EQUIPMENT | Open | 90.32 | 0.00 | | |
| 04220 | RAYMOND F HANBURY, PHD* | 11-00680 | 03/14/11 | PSYCHOLOGICAL TESTING | Open | 500.00 | 0.00 | | |
| 04266 | NJ DEPT OF HEALTH&SENIOR SVCS | 11-00849 | 04/04/11 | MARCH, 2011 STATE DOG LICENSE | Open | 421.20 | 0.00 | | |
| 04278 | RICHARD SANDMAN, ESQ | 11-00800 | 03/28/11 | CONFLICT PUBLIC DEF - ECKEL | Open | 200.00 | 0.00 | | |
| AMUSE | AMUSEMENT PARTNERSHIP USA | 11-00930 | 04/12/11 | RELEASE MAINT BOND - #2011-111 | Open | 2,766.16 | 0.00 | | |
| BOSNA | KAREN MANETTE BOSNA | 11-00950 | 04/13/11 | YOGA INSTRUCTOR | Open | 75.00 | 0.00 | | |
| CAMARA | LOUIS M CAMARATA | 11-00933 | 04/12/11 | REIMBURSEMENT FOR BACKGROUND | Open | 26.25 | 0.00 | | |
| G-DB | DB ELECTRONICS | 11-00785 | 03/25/11 | SUPPLY 4 FOURJAY 132 SPEAKERS | Open | 1,475.00 | 0.00 | | |
| SJAP | SJAP | 11-00612 | 03/04/11 | TIMBERTURF FOR VARIOUS PARKS | Open | 3,009.50 | 0.00 | | |
| TRANSACT | TRANSACTION CONFERENCE | 11-00412 | 02/14/11 | CONFERENCE BILL GALESTOK | Open | 285.00 | 0.00 | | |
| ----- | | | | | | | | | |
| Total Purchase Orders: | | 108 | Total P.O. Line Items: | | 234 | Total List Amount: | 1,607,178.72 | Total Void Amount: | 0.00 |
| ----- | | | | | | | | | |

**Lower Township
Bill List
04/18/2011**

| <u>Vendor</u> | <u>PO #</u> | <u>Description</u> | <u>Check #</u> | <u>Check Date</u> | <u>Amount</u> |
|----------------------------|-------------|---------------------------|----------------|-------------------|---------------|
| Cape Atlantic Conservation | 11-00948 | Soil Erosion/Sediment App | 44668 | 04/13/11 | \$ 555.00 |
| E-Z Pass | 11-00911 | Replenish Account | 44667 | 04/11/11 | \$ 250.00 |

Total Manual Checks \$ 805.00

Total brought forward from computer generated bill list \$ 1,607,178.72

TOTAL BILL LIST \$ 1,607,983.72

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



 Claudia R. Kammer, RMC, Township Clerk

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

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

RESOLUTION #2011-110

Title: RESOLUTION FOR EMERGENCY TEMPORARY APPROPRIATIONS

WHEREAS, N.J.S.A. 40A: 4-20 authorizes the Governing Body of the Township of Lower to make emergency temporary appropriations for any purposes for which appropriations may lawfully be made for the period between January 1, 2011 and the date of the adoption of the 2011 budget; and

WHEREAS, the temporary budget includes monies to operate through March 31, 2011 and the Township requires an additional increase to allow for operations through April 30, 2011; and

WHEREAS, the total of the increase to appropriations, which shall not exceed 1/12th of the 2010 budget, exclusive of debt service and capital improvement fund appropriations, is \$1,804,763.44.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Lower, County of Cape May, State of New Jersey, that the 2010 Temporary Current Budget is set at an amount not to exceed \$7,489,768.28.

BE IT FURTHER RESOLVED that a copy of this resolution is forwarded to the Director of the Division of Local Government Services upon adoption.

I hereby certify the foregoing to be a resolution adopted by the Township Council on April 4, 2011.


 Claudia R. Kammer, Township Clerk

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

Resolution #2011-110
 Resolution for Emergency Temporary Appropriations

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

RESOLUTION #2011-111

TITLE: A resolution requesting release of Maintenance Guarantee for Amusement Partnership USA; Block 510, Lots 18 & 8.01; Escrow Z01-12-03

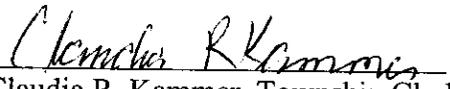
WHEREAS, Amusement Partnership USA posted a Maintenance Guarantee with the Township of Lower, in the amount of \$2,610.00; and

WHEREAS, the Township Engineer has recommended that the improvements have been properly installed and are presently acceptable; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Lower, the Governing body thereof, that the Maintenance Guarantee is released.

AND, HEREBY BE IT FURTHER RESOLVED that the Township Treasurer be granted permission to issue a check in the amount of \$2,610.00 plus any accrued interest plus any accrued interest in payment of the released Maintenance Guarantee.

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


Claudia R. Kammer, Township Clerk

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

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

RESOLUTION #2011-112

TITLE: RECYCLING TONNAGE GRANT APPLICATION

WHEREAS, the Mandatory Source Separation and Recycling Act, P.L.1987, c.102, has established a recycling fund from which tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, it is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

WHEREAS, the New Jersey Department of Environmental Protection has promulgated recycling regulations to Implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, the recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

WHEREAS, a resolution authorizing this municipality to apply for the 2011 Recycling Tonnage Grant will memorialize the commitment of this municipality to recycling and to indicate the assent of the Township Council to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

WHEREAS, such a resolution should designate the individual authorized to ensure the application is properly completed and timely filed.

NOW THEREFORE BE IT RESOLVED by the Township Council of the Township of Lower that Lower Township hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and designates Linda Thomas to ensure that the application is properly filed; and

BE IT FURTHER RESOLVED that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.

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

Claudia R. Kammer
 Claudia R. Kammer, Township Clerk

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

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

RESOLUTION #2011-113

TITLE: RATIFICATION OF CONTRACT WITH INTERNATIONAL BROTHERHOOD OF TEAMSTERS AFL-CIO, LOCAL #676 FOR THE YEAR 2011

WHEREAS, the Township of Lower and the International Brotherhood of Teamsters AFL-CIO, Local 676 have been involved in collective bargaining, and

WHEREAS, the parties have reached a tentative agreement on all issues, and

WHEREAS, the Teamsters Union Local #676 approved the proposed agreement on April 8, 2011.

NOW, THEREFORE BE IT RESOLVED, by the Township Council of the Township of Lower that the attached agreement between the Township of Lower and Teamsters Union Local #676 for the term January 1, 2011 through December 31, 2011 be and is hereby ratified.

I hereby certify this resolution was adopted by the Township Council at their meeting of April 18, 2011.


Claudia R. Kammer, Township Clerk

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

MEMORANDUM OF AGREEMENT

This Memorandum of Agreement is made this 8th day of April, 2011 by and between the Township of Lower (hereinafter called "Employer") and International Brotherhood of Teamsters AFL-CIO, Local 676 (hereinafter called "the Union").

BACKGROUND

The Employer and the Union have engaged in collective bargaining negotiations for a new agreement to replace the current contract between the Employer and the Union which expired on December 31, 2010

The Employer and the Union have agreed to terms and conditions of employment to be included in a new Agreement and the purpose of this Memorandum of Agreement is to set forth those understandings.

NOW THEREFORE, The Employer and the Union agree that the following revisions shall be made to the current contract between the parties which expired on December 31, 2010:

1. Preamble – Adjust Date
2. Article 9 – Adjust to reflect 1.5% employee insurance payment required by law.
3. Article 11: A – Adjust to reflect 0% wage increase for 2011.
4. Article 22 – Adjust to reflect a contract effective from January 1, 2011 through December 31, 2011.

5. Schedule B – Adjust to reflect 0% wage increase for 2011.
6. Except as modified by the terms of this Memorandum of Agreement, all the terms and conditions of the Current Contract shall remain in full force and effect. A new Agreement containing all changes set forth herein shall be prepared for execution by the parties.
7. The Employer and the Union shall make the necessary steps to have this Memorandum of Agreement approved by their respective bodies.

Township of Lower

Teamsters Local 676

By: Michael E Beck

By: [Signature] 4-8-11

By: [Signature]

By: Howard Bailey 4-8-11

Attest: Claudia R Kammus

Arthur W McCloskey 4-8-11

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

RESOLUTION #2011- 114

TITLE: RESOLUTION APPROVING PROJECT PROPOSAL BETWEEN HATCH MOTT MACDONALD AND THE TOWNSHIP OF LOWER FOR ENGINEERING SERVICES RELATED TO STATION ROAD & MUNICIPAL PARKING LOT IMPROVEMENTS - PHASE 3

WHEREAS, Hatch Mott MacDonald is currently serving as the Municipal Engineer (the "Engineer") based upon a Contract For Services which sets forth their standard hourly rates as approved by the Township Council and executed by the Mayor and Clerk (the "Engineer's Contract");

WHEREAS, the Engineer has provided a separate fee proposal for engineering services related to Station Road & Municipal Parking Lot Improvements, Phase 3 which is set forth on EXHIBIT A attached hereto (the "Project Proposal"); and

WHEREAS, the Township Council desires to approve the Project Proposal, and

WHEREAS, the Township Council desires to approve the Project Proposal and the CFO has certified the availability of funds by her signature in the budget as follows:



Lauren Read, CFO

C-04-55-394-301

Account

NOW, THEREFORE, BE IT RESOLVED, by the Township of Lower, County of Cape May, State of New Jersey, that:

1. The Project Proposal between Hatch Mott MacDonald and the Township of Lower, in the form attached hereto as EXHIBIT A, for a total amount of \$51,250.00, is hereby approved.
2. That the Mayor and Clerk are hereby authorized and directed to execute the Project Proposal on behalf of the Township of Lower, and to take any and all other actions necessary to effectuate the purposes thereof.
3. All of the terms and conditions of the Engineer's Contract except for the specific terms and conditions of the Project Proposal shall continue in full force and effect and the Project Proposal shall be deemed a supplement thereto.

I hereby certify the foregoing to be an original resolution adopted by the Township Council of the Township of Lower at a meeting held on April 18, 2011.


 Claudia R. Kammer, Township Clerk

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



**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

April 6, 2011
Via email: mvoll@townshipoflower.org

Mr. Michael J. Voll
Township of Lower
2600 Bayshore Road
Villas, NJ 08251

**RE: Professional Engineering Services Proposal
Station Road and Municipal Parking Lot Improvements – Phase 3
Township of Lower**

Dear Mr. Voll:

Please find enclosed herewith our proposal for professional engineering services for Phase 3 of the Station Road (NJDOT) and Municipal Parking Lot (Township) Improvement Project. The following is our proposed scope of work:

| | |
|---------------|------------------------|
| Task 1 | Design Services |
|---------------|------------------------|

HMM will provide the following services under Task 1:

- As part of the review performed by the County Engineer’s office modifications to the existing striping in Bayshore Road will be required. HMM will prepare the striping and signage modifications and submit to the County for approval;
- Prepare an Engineer’s Estimate for the Bayshore Road striping and signage modifications;
- Revise the NJDOT Plans and Specifications to include a portion of the proposed modifications to the northerly parking lot into the publicly bid contract; and
- Prepare a Soil Erosion and Sediment Control Plan and application necessary to secure a permit from the Cape Atlantic Conservation District for the proposed southerly parking lot construction;

We propose to complete the scope of work outlined above (**Task 1**) for the lump sum amount of **\$5,800**.

| | |
|---------------|---|
| Task 2 | Bid, Award and Construction Administration Services <i>(NJDOT Station Road Project)</i> |
|---------------|---|

HMM will provide the following services under Task 2:

- Respond to potential questions and requests for additional information from Contractors bidding on the project;
- Issue Clarifications and Addendums, if required;
- Review bids and prepare a bid review letter;
- Prepare tabulation of bids for submittal to the NJDOT;
- Prepare Pre-Construction meeting agenda, attend pre-construction meeting and prepare meeting minutes;



- Coordinate submission of NJDOT required forms to the Local Aid Office;
- Track Project and Coordinate Contract through NJDOT SAGE;
- Assist the Township with Funding Reimbursement from the NJDOT;
- Review and forward HMA Test Results and Analyses, Material Certifications, Final Voucher and Engineer's Certification for the completed project.

We propose to complete the scope of work outlined above (**Task 2**) for the lump sum amount of **\$7,950**.

| | |
|---------------|---|
| Task 3 | Construction Inspection Services (<i>NJDOT Station Road Project</i>) |
|---------------|---|

HMM will provide the following services under Task 3:

- Perform inspection of the construction to be performed by the Contractor;
- Perform shop drawing review of construction materials and the NJDOT Material Questionnaire (Form SA-11) to be submitted by Contractor;
- Prepare Contractor's applications for payment;
- Prepare final punchlist; and
- Perform final inspection and project closeout services.

The contract period for the NJDOT project is ninety (90) calendar days. During this time period we estimate that full-time observation of the Contractor's activities will be required for approximately fifty (50) days or 400 hours. Based on this time period and our current rate schedule, we anticipate a **budget of \$35,000** will be required for construction inspection services.

| | |
|---------------|--|
| Task 4 | Construction Layout Services (<i>Municipal Parking Lot</i>) |
|---------------|--|

HMM will provide construction layout services, as required and requested by the Township, for the Municipal Parking Lot project on a reimbursable basis for the actual time required in accordance with our current rate schedule. For budgetary purposes we have included 16 hours of Licensed Land Surveyor time (**budget of \$2,500**).

| FEE SUMMARY | | | |
|----------------------|--|--------------------------------------|--------------------|
| <u>Scope Of Work</u> | <u>Description</u> | <u>Payment Method</u> | <u>Cost/Budget</u> |
| Task 1 | Design Services | Lump Sum | \$5,800 |
| Task 2 | Bid, Award and Construction Administration Services (<i>NJDOT Station Road Project</i>) | Lump Sum | \$7,950 |
| Task 3 | Construction Inspection Services (<i>NJDOT Station Road Project</i>) | Reimbursable (As Incurred) | \$35,000 |
| Task 4 | Construction Layout Services (<i>Municipal Parking Lot</i>) | Reimbursable (As Incurred) | \$2,500 |
| TOTAL | | | \$51,250 |



Hatch Mott
MacDonald

Compensation for Tasks 1 & 2 of this project shall be on a lump sum basis and the Township shall be invoiced on a percent complete basis. Compensation for Tasks 3 & 4 of this project shall be based upon a reimbursable method of compensation for the actual time required and at the actual hourly rates for the individual(s) employed in accordance with our current rate schedule.

We thank you for the opportunity to provide this Scope of Work for the NJDOT Station Road and Municipal Parking Lot Improvement Project. Should you have any questions regarding the above information or should you wish to discuss this proposal in more detail, 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

Steven C. Morey, CEP
Associate
T609.465.9377 F 609.465.5270
steven.morey@hatchmott.com

MRS

cc (via Email): Claudia R. Kammer
Colleen Crippen
Gary Douglass, CPWM
Robert C. Mainberger, PE, CME, HMM
(File: 287118CM10-III-3)

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

RESOLUTION #2011-115

TITLE: APPROVING SEASHORE CHURCH OF THE NAZARENE'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 Seashore Church of the Nazarene to conduct a flea market on May 21, 2011 at 446 Seashore Road, 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 April 18, 2011.


Claudia R. Kammer, Township Clerk

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

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

RESOLUTION #2011-116

**TITLE: ISSUANCE OF ICE CREAM PEDDLING LICENSES FOR THE YEAR 2011 TO JEFFREY T. LAAG
T/A MISTER SOFTEE OF CAPE MAY COUNTY, LLC**

WHEREAS, Jeffrey T. Laag, t/a Mister Softee of Cape May County, LLC, a Veteran, has submitted an application for an Ice Cream Peddling license for the year 2011 and has submitted Ice Cream Salesman's Applications, and

WHEREAS, the applicant and the two veteran salesmen have met all additional requirements and provided the supporting documentation for licensing.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Lower that the Clerk be authorized to issue the following licenses for the year 2011 pending approval inspection of the vehicle by the Lower Township Police.

Ice Cream Peddling Salesman License - Veteran Exemptions

Jeffrey Laag
Dale Gentek

Ice Cream Peddling Business License - Veteran Exemption

1995 Chevy/GMC VIN#1GBHP32ZoS3324311

FURTHER, RESOLVED, that anyone selling in conjunction with this license will do so only upon proper application and license approval by the Township.

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

Claudia R. Kammer
Claudia R. Kammer, Township Clerk

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

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

RESOLUTION #2011-117

TITLE: RESOLUTION AMENDING RESOLUTION #2011-117 SUPPORTING NJ DOT RECOMMENDATION FOR NO PASSING ZONE ALONG A PORTION OF ROUTE 9

WHEREAS, the Township Council adopted Resolution #2011-117 supporting a No Passing Zone along Route 9 in the vicinity of MP 6.5 (Walnut Street) as recommended by the NJ Department of Transportation, and

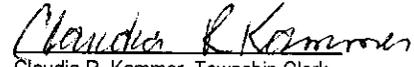
WHEREAS, the Township Council requested the NJ DOT consider a No Passing Zone be established on both the northbound and southbound lanes of Route 9 from the high school to the entrance of Cold Spring Village with a No Passing Zone for Northbound traffic only approaching the entrance to Cold Spring Village, and

WHEREAS, the NJ DOT has completed their investigation and recommended a No Passing Zone along Route US 9, in the vicinity of MP 3.7 (Cold Spring Village) and MP 6.5 (Walnut Street).

WHEREAS, the project will create safer driving conditions in this area.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Lower, County of Cape May, and State of New Jersey that it supports the NJ DOT recommendation of a "No Passing Zone" on US Route 9 in the vicinity of MP 3.7 (Cold Spring Village) and MP 6.5 (Walnut Street) as outlined in their letter dated March 31, 2011.

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


Claudia R. Kammer, Township Clerk

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

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

RESOLUTION #2011-118

TITLE: RATIFICATION OF CONTRACT WITH LOWER TOWNSHIP OFFICE WORKERS ASSOCIATION , LOCAL #3779 FOR THE YEAR 2011

WHEREAS, the Township of Lower and Lower Township Office Workers Association, Local #3779 have been involved in collective bargaining, and

WHEREAS, the parties have reached a tentative agreement on all issues, and

WHEREAS, the Lower Township Office Workers Association, Local #3779 approved the proposed agreement.

NOW, THEREFORE BE IT RESOLVED, by the Township Council of the Township of Lower that the attached agreement between the Township of Lower and Lower Township Office Workers Association, Local #3779 for the term January 1, 2011 through December 31, 2011 be and is hereby ratified.

I hereby certify this resolution was adopted by the Township Council at their meeting of April 18, 2011.


Claudia R. Kammer, Township Clerk

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

MEMORANDUM OF AGREEMENT

This Memorandum of Agreement is made this 18th day of April, 2011 by and between the Township of Lower (hereinafter called "Employer") and Lower Township Office Workers Association - Local #3779, AFSCME District Council 71 AFL-CIO (hereinafter called "the Union").

BACKGROUND

The Employer and the Union have engaged in collective bargaining negotiations for a new agreement to replace the current contract between the Employer and the Union which expired on December 31, 2010.

The Employer and the Union have agreed to terms and conditions of employment to be included in a new Agreement and the purpose of this Memorandum of Agreement is to set forth those understandings.

NOW THEREFORE, The Employer and the Union agree that the following revisions shall be made to the current contract between the parties which expired on December 31, 2010:

1. Preamble - Adjust Date
2. Article VII - Adjust to reflect 1.5% employee insurance payment required by law.
3. Article XIII - Adjust to reflect 0% wage increase for 2011.

4. Term & Renewal - Adjust to reflect a contract effective from January 1, 2011 through December 31, 2011.
5. Schedule C - Adjust to reflect 0% wage increase for 2011.
6. Except as modified by the terms of this Memorandum of Agreement, all the terms and conditions of the Current Contract shall remain in full force and effect. A new Agreement containing all changes set forth herein shall be prepared for execution by the parties.
7. The Employer and the Union shall take the necessary steps to have this Memorandum of Agreement approved by their respective bodies.

Township of Lower

Lower Township Office Workers
Association - Local #3779

By: Michael E Beck

4/18/11
By: Mattie Harrell Executive
Director
Ch. 71

By: [Signature]

By: [Signature]

Attest: Claudia R. Korman

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

RESOLUTION #2011-119

TITLE: Award of contract to South Jersey Energy Service Plus as the BPU Direct Install Contractor for Energy Efficient Measures for the Municipal Buildings in Lower Township – In the Amount of \$ \$55,546.32

WHEREAS, the Township of Lower is participating in the NJ Clean Energy Direct Install Program for the following Municipal Buildings: Township Hall, Planning & Zoning, Recreation, the Millman Center and the Public Works Garage and Administration of which a summary of the costs, the projected savings, and the estimated payback period of the investment is included; and

WHEREAS, the total cost of improvements totals \$188,865.81 , of which the Direct Install Program has authorized an incentive payment of \$113,319.49 and a EECBG Federal ARRA Block Grant for \$20,000;

WHEREAS, the Township of Lower's contributory portion totals \$55,546.32 and

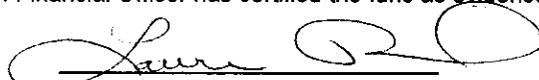
WHEREAS, the BPU Energy Assessment calculations show an annual savings at \$ 31,940.44 with a payback period of approximately 2 years on the Township funded portion; and

WHEREAS, it is the combined recommendation of the Assistant Treasurer, the Purchasing Agent and the Township Manager to award this contract to: South Jersey Energy Service Plus; and

WHEREAS, this contract has been awarded to South Jersey Energy Service Plus through a "fair and open process" pursuant to N.J.S.A. 19:44A-20.4, et seq."

NOW THEREFORE BE IT RESOLVED, by the Township Council of the Township of Lower, County of Cape May, State of New Jersey, that the contract be awarded to South Jersey Energy Service Plus.

FURTHER RESOLVED the Chief Financial Officer has certified the funds as evidenced by her signature below:


Lauren Read, CFO

C-04-55-394-560, Ord. #2008-20 \$ 4,163.82 C-04-55-391-575, Ord. #2007-14 \$ 44,021.50
C-04-55-397-540, Ord. #2010-08 \$ 7,361.00

I hereby certify the foregoing to be a resolution adopted by the governing body at a meeting held on April 18, 2011.


Claudia R. Kammer, Township Clerk

| | CONRAD | SIMONSEN | DOUGLASS | LARE | BECK |
|-----------|--------|----------|----------|------|------|
| PRESENTED | | | X | | |
| SECONDED | X | | | | |
| AYE | X | X | X | | X |
| NAY | | | | | |
| ABSTAIN | | | | | |
| ABSENT | | | | X | |