RESOLUTION ADOPTED FEB 18 2009

Res. #2009-67,	Payment of Vouchers, $4,017,313.87 (Bills for supplies, services, utilities, etc. required to be paid)
Res. #2009-68,	Resolution Authorizing Salary Increase for Class II Police Officers (Authorizing an increase to the hourly rate for Class II officers pursuant to their years of service)
Res. #2009-69,	Approval of 2009 Rotary Towing Licenses (Annual license for emergency towing Offshore Getty & Clarks)
Res. #2009-70,	Renewal of Trailer Park License for 2009 (Cape May Crossing annual renewal)
Res. #2009-71,	Authorization for Refund of Taxes (2 properties - overpayments by mortgage company)
Res. #2009-72,	Transfer of Appropriations, $13, 750 (Transfer from certain line items with funds remaining to others with balances due)
Res. #2009-73,	Resolution Providing for the Combination of Certain Issues of General Improvement Bonds of the Township of Lower, in the County of Cape May, New Jersey Into A Single Issue of Bonds Aggregating $8,800,000 in Principal Amount
Res. #2009-74,	Resolution Determining the Form and Other Details of $8,800,000 General Improvement Bonds of the Township of Lower in the county of Cape May, New Jersey and providing for their Sale
Res. #2009-75,	Appointment of Zoning Board Alternate 3 Member (Vacancy Term exp. Dec. 2010)
Res. #2009-76,	Resolution Approving Project Proposal Between Hatch Mott MacDonald and the Township of Lower for Engineering Services Related to the Extension of Outfall Pipes Along The Delaware Bay (Cost $64,550 - 12 outfall pipes from Villas to N. Cape May)
Res. #2009-77,	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." (Attorney Client/Litigation - J. Jackson, Fondacaro, Martinell Dispute & M Vitelli)

RESOLUTION #2009-67

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
00047 ALLEN'S OIL & PROPANE*						
09-00314	02/06/09	PROPANE GAS FOR CONCESSION	Open	283.01	0.00	
00110 ANCO HOME CENTER*						
09-00039	01/07/09	MISC SUPPLIES - REC JAN,09	Open	441.55	0.00	
00121 A T & T						
09-00252	02/02/09	A/C 030-367-1722-001 ISDN	Open	54.99	0.00	
00123 HASLER MAILING SYST.,INC*						
08-03597	01/14/09	METER RENTAL 10/1/08-12/31/08	Open	444.00	0.00	
00128 ASSN OF CTA'S OF CAPE MAY CO.						
09-00139	01/16/09	2009 MEMBERSHIP AMONETTE CTA	Open	330.00	0.00	
00153 ATLANTIC CITY ELECTRIC*						
09-00255	02/02/09	STREET LIGHTS - JAN, 2009	Open	25,529.43	0.00	
00180 AUTO PARTS CO, INC*						
09-00046	01/07/09	PARTS FOR RDS/SANT/RECY/POLICE	Open	1,351.59	0.00	
00270 GERALD A BARRETT, INC*						
09-00111	01/14/09	PATCH FURNISHED AT PLANT-DPW	Open	103.60	0.00	
00285 JON BATASTINI, ESQUIRE						
09-00146	01/20/09	RESOLUTIONS - ESCROW	Open	150.00	0.00	
00301 BELMONT AND CRYSTAL SPRINGS*						
09-00317	02/09/09	BOTTLED WATER - TOWNHALL	Open	33.07	0.00	
09-00334	02/11/09	BOTTLED WATER FOR REC. CENTER	Open	33.71	0.00	
09-00338	02/11/09	BOTTLED WATER-DPW	Open	78.51	0.00	
				145.29		
00346 BERGEY'S TRUCK CENTERS*						
08-03379	12/10/08	PARTS FOR RECYCLING TRUCKS	Open	117.49	0.00	
00362 INTERNATIONAL CODE COUNCIL*						
09-00068	01/09/09	2006 INT'L FIRE CODE NJ EDITIO	Open	127.00	0.00	
00365 BLUE STAR*						
09-00180	01/23/09	SECURE FOR DISINFECTING REC.	Open	129.00	0.00	
00480 BURKE CHEVROLET*						
08-03565	01/07/09	PARTS FOR DPW/POLICE	Open	754.25	0.00	
00616 ANIMAL ALLIANCE CAPEMAY CO INC						
09-00320	02/09/09	TNR & SPAY/NEUTER PROGRAM	Open	195.00	0.00	

Vendor # Name / PO #	PO Date	Description	Status	Amount	Void Amount	Contract
09-00321	02/09/09	TNR & SPAY/NEUTER PROGRAM	Open	175.00	0.00	
				370.00		
00651 MUNICIPAL UTIL AUTH DUMP FEES						
09-00328	02/09/09	TIPPING FEES - DPW	Open	59,434.36	0.00	
00784 CAPE MAY STAR & WAVE						
09-00175	01/21/09	2009 MTG SCHEDULE PUB - FIRE S	Open	22.94	0.00	
09-00301	02/04/09	LEGALS	Open	121.52	0.00	
09-00332	02/11/09	LEGALS	Open	53.94	0.00	
				198.40		
00820 COMCAST OF WILDWOOD* DPW						
09-00229	01/28/09	INTERNET PROVIDER-DPW	Open	102.19	0.00	
00825 COMCAST*						
09-00316	02/09/09	INTERNET ACCESS - TOWNHALL	Open	95.24	0.00	
01013 BOMARK INSTRUMENTS INC*						
08-03456	12/18/08	EQUIPMENT MAINT.	Open	385.00	0.00	
01110 COLLEEN CRIPPEN						
09-00336	02/11/09	REIMB PYNT FOR WEB SITE	Open	239.40	0.00	
01118 DAYCARE CLEANING SERVICE*						
09-00194	01/26/09	2009 CLEANING SERVICE	Open	2,279.17	0.00	
01170 VERIZON WIRELESS* F/S						
09-00302	02/04/09	CELL SERVICE: FIRE SAFETY	Open	171.56	0.00	
01245 G & K SERVICES CO*						
08-03564	01/07/09	UNIFORM RENTALS - DPW	Open	285.64	0.00	
09-00036	01/07/09	MAINT STAFF UNIFORMS-1/09 REC	Open	64.67	0.00	
09-00230	01/28/09	UNIFORM RENTALS-DPW	Open	569.03	0.00	
				919.34		
01460 EXECUTIVE BUSINESS PRODUCTS*						
09-00224	01/28/09	SUPPLIES FOR OFFICE-DPW	Open	146.03	0.00	
01563 FOREMOST PROMOTIONS*						
09-00217	01/28/09	BALANCE DUE INV#47055 (SLIDES)	Open	23.00	0.00	
01590 FORD, SCOTT, SEIDENBURG,ET AL*						
09-00309	02/04/09	PROGRESS BILL FOR 2008 AUDIT	Open	11,500.00	0.00	
01598 FT DEARBORN LIFE*						
09-00300	02/04/09	FEBRUARY, 2009 LIFE INSURANCE	Open	297.38	0.00	
01649 GARDEN STATE HWY PRODUCTS,INC*						
08-03498	12/23/08	SING MATERIALS - DPW	Open	11,139.40	0.00	

Vendor # Name / PO #	PO Date	Description	Status	Amount	Void Amount	Contract
01716 GRIFFIN SIGNS, INC.*						
08-02912	11/07/08	SIGN MATERIAL - DPW	Open	3,206.00	0.00	
01782 HEALTH INSURANCE SOLUTIONS INC						
09-00288	02/03/09	MARCH, 2009 RX PLAN	Open	61,421.00	0.00	
01803 HORIZON DENTAL OPTION*						
09-00287	02/03/09	FEB,2009 DENTAL GR#96663	Open	10,554.33	0.00	
01806 ANTHONY J HARVATT, II, ESQ						
09-00311	02/06/09	RESOLUTION FEES - ESCROW	Open	300.00	0.00	
09-00319	02/09/09	PROFESSIONAL SERVICE/ZONING BO	Open	300.00	0.00	
				600.00		
02006 MEDIA PASSPORT*						
09-00261	02/03/09	COMPUTER MAINT.	Open	380.00	0.00	
02116 FRAN KENNEDY COFFEE CO.*						
09-00313	02/06/09	COFFEE SUPPLIES - TOWNHALL	Open	78.42	0.00	
02223 LANDSMAN UNIFORMS*						
08-03375	12/10/08	UNIFORMS	Open	1,327.00	0.00	
08-03501	12/24/08	UNIFORMS	Open	638.00	0.00	
				1,965.00		
02247 LAWSON PRODUCTS, INC.*						
09-00132	01/16/09	SUPPLIES FOR GARAGE/DPW	Open	1,118.07	0.00	
02248 LAWMEN SUPPLY*						
08-03112	11/13/08	GUN LOCKER	Open	294.59	0.00	
08-03248	11/26/08	PATROL OPERATION SUPPLIES	Open	149.04	0.00	
				443.63		
02320 LOWER TOWNSHIP BRD OF EDUCATN						
09-00337	02/11/09	SCHOOL TAXES DUE 3/01/09	Open	1,436,986.30	0.00	
02415 STEPHEN FLITCROFT						
09-00223	01/28/09	SHOE ALLOWANCE FOR 2009-DPW	Open	71.63	0.00	
02417 MAGELLAN HILL TECHNOLOGIES*						
09-00318	02/09/09	PHONE SERVICE - FEB, 2009	Open	2,800.87	0.00	
02473 FRANCIS P. MAJANE						
08-03607	02/09/09	MEDICAL CLAIMS	Open	620.31	0.00	
09-00315	02/09/09	MEDICAL CLAIMS	Open	10.00	0.00	
				630.31		
02714 MITCHELL HUMPREY*						

Vendor # Name / PO #	PO Date	Description	Status	Amount	Void Amount	Contract
09-00179	01/23/09	MAINTENANCE FEE	Open	3,655.00	0.00	
02775 BARBARA MOORE						
09-00333	02/11/09	SPAY/NEUTER PROGRAM	Open	35.00	0.00	
02800 MURPHY FENCE COMPANY*						
09-00060	01/08/09	INSTALL CHAIN LINK FENCE	Open	779.20	0.00	
02862 MUNICIPAL CLERK'S ASSN. NJ,INC						
09-00208	01/28/09	2009 Annual Dues	Open	100.00	0.00	
03132 NEXTEL COMMUNICATIONS						
09-00251	02/02/09	NEXTEL ADMIN/REC JAN,2009	Open	307.75	0.00	
09-00310	02/05/09	NEXTEL JAN, 09 CONSTRUCTION	Open	250.97	0.00	
09-00339	02/11/09	CELL PHONES - DPW	Open	487.21	0.00	
				1,045.93		
03177 OCEAN CREST PRINTING*						
09-00193	01/26/09	2 COLOR BUSINESS CARD BLANKS	Open	235.00	0.00	
03302 PHONEXTRA ATLANTIC*						
09-00117	01/16/09	REPAIR MANAGERS PHONE LINES	Open	180.00	0.00	
09-00177	01/21/09	PHONE LINE/FIRE CONTROL COMM	Open	90.00	0.00	
				270.00		
03305 PEDRONI FUEL*						
09-00227	01/28/09	NO LEAD GAS-DPW	Open	471.75	0.00	
09-00307	02/04/09	BULK OIL - DPW	Open	2,614.00	0.00	
09-00329	02/09/09	FUEL OIL FOR REC. REF.#354523	Open	1,909.02	0.00	
				4,994.77		
03366 AMERI-GAS*						
09-00250	02/02/09	PROPANE GAS FOR CONCESSION	Open	1,321.16	0.00	
03387 POGUE INC. *						
09-00225	01/28/09	PRE-EMPLOYMENT TESTING-DPW	Open	118.00	0.00	
03427 POLAR BEAR*						
09-00258	02/03/09	2009 HVAC MAINT CONTRACT	Open	8,000.00	0.00	
03448 REMINGTON,VERNICK & WALBERG*						
09-00312	02/06/09	ESCROW BILLING	Open	1,558.75	0.00	
03495 ELIZABETH BYRNE						
09-00221	01/28/09	REIMB- JUDGE'S ROBE CLEANING	Open	13.00	0.00	
03518 RIGGINS, INC.*						
09-00228	01/28/09	DIESEL FUEL -DPW	Open	1,737.78	0.00	
03573 SAFETY-KLEEN CORP*						

Vendor # Name / PO #	PO Date	Description	Status	Amount	Void Amount	Contract
09-00113	01/14/09	EQUIPMENT MAINTENACE-DPW	Open	737.65	0.00	
03608 SEAWAVE CORPORATION*						
09-00254	02/02/09	LEGAL NOTICES	Open	98.42	0.00	
03655 PENN JERSEY MACHINERY*						
09-00027	01/07/09	PARTS FOR LOADER/ROADS	Open	1,014.03	0.00	
09-00285	02/03/09	PARTS FOR PAVING MACHINE/DPW	Open	3,912.07	0.00	
				4,926.10		
03691 SJ COURT ADMINISTRATOR'S ASSN*						
09-00174	01/21/09	2009 COURT MEMBERSHIP DUES	Open	80.00	0.00	
03720 SOUTH SHORE BASKETBALL LEAGUE						
08-03135	11/17/08	TRAVEL TEAMS FEES	Open	1,280.00	0.00	
03770 TAX COLLECTORS/TREASURERS ASSN						
09-00205	01/28/09	2009 MEMBERSHIPS	Open	300.00	0.00	
03953 VESPIA TIRE CENTERS, INC.*						
09-00028	01/07/09	TIRES FOE POLICE/DPW	Open	642.87	0.00	
03969 VERIZON						
09-00335	02/11/09	ACCT # 201-Z43-6305 ANALOG	Open	156.62	0.00	
03971 VERIZON WIRELESS						
09-00262	02/03/09	VERIZON MDT	Open	534.40	0.00	
03992 VAL-U AUTO PARTS LLC*						
08-03563	01/07/09	PARTS FOR RDS/TRASH/RECYCLING	Open	1,733.84	0.00	
09-00047	01/07/09	PARTS FOR RDS/SANT/RECY/DPS	Open	1,139.30	0.00	
				2,873.14		
03995 VITAL COMMUNICATIONS, INC.*						
09-00219	01/28/09	ASSESSMENT NOTICES	Open	2,291.40	0.00	
04012 XPRESS ELECTRONIC SERVICES*						
09-00215	01/28/09	PRINTER REPAIR	Open	222.50	0.00	
04059 THOMAS WILL						
09-00344	02/11/09	MEDICAL CLAIMS	Open	30.00	0.00	
04097 CINTAS FIRST AID AND SAFETY*						
09-00112	01/14/09	FIRST-AID KIT SUPPLIES-DPW	Open	99.33	0.00	
04261 STATE OF NEW JERSEY						
09-00308	02/04/09	4TH QTR 2008	Open	14,789.87	0.00	
04266 NJ DEPT OF HEALTH&SENIOR SVCS						
09-00259	02/03/09	STATE DOG LIC FEES - JAN, 2009	Open	1,348.80	0.00	

Vendor # Name / PO #	PO Date	Description	Status	Amount	Void Amount	Contract
CARROT CARROT-TOP INDUSTRIES, INC*						
09-00182	01/23/09	5x8 AMERICAN FLAG ITEM #AA240	Open	1,236.04	0.00	
FIRSTAME FIRST AMERICAN REAL ESTATE TAX						
09-00331	02/11/09	RESOLUTION 2009-71 REFUNDS	Open	3,003.95	0.00	
FREEMAN KEVIN FREEMAN						
09-00249	02/02/09	PAYMENT REIMBURSEMENT	Open	25.00	0.00	
PRESS PRESS OF ATLANTIC CITY						
09-00218	01/28/09	2009 MEETING SCHEDULE - FIRE	Open	40.40	0.00	
UDANI RAJEN UDANI						
09-00253	02/02/09	RELEASE RE-VEG BOND	Open	1,000.00	0.00	

Total Purchase Orders: 95 Total P.O. Line Items: 233 Total List Amount: 1,697,097.31 Total Void Amount: 0.00

MANUAL CHECKS

Blue Cross/Blue Shield Feb. 2009 Direct Access	Open	200,012.20
Cape May County Treasurer 1st Quarter due		2,120,204.36
Total Manual Checks		$2,320,216,56
TOTAL BILL LIST		$4,017,313.87

I hereby certify the foregoing is the REsoluton adopted by the Township Council at the meeting of February 18, 2009.

Claudia R Kammer
Claudia R. Kammer, Township Clerk

Motion: Douglass

Second: Conrad

AYES Conrad, Mazurek, Douglass, Lare, Beck

NAYS —

ABSTAIN —

ABSENT —

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

RESOLUTION #2009-68

TITLE: RESOLUTION AUTHORIZING SALARY INCREASES FOR CLASS II OFFICERS

WHEREAS, the Chief has recommended increases based on years of service for Class II Police officers, and

WHEREAS, there has been no increase for Class II Officers since 2003, and

WHEREAS, the Manager reviewed the proposal with the Council and there was no objection to the request as presented.

NOW, THEREFORE, BE IT RESOLVED that the following hourly rates are approved for the Class II Police Officers effective May 1 each year.

Class II Officers	Salary
1st year	$12.50 per hour
2nd year	$13.00 per hour
3rd year	$13.50 per hour
4th year & above	$14.00 per hour

Municipal Designated Year Round Class II Officer

Class II - FT $16.00 per hour

I hereby certify the foregoing to be a resolution adopted by the Township Council at a meeting held on February 18, 2009.

Claudia R. Kammer

Claudia R. Kammer, Township Clerk

	CONRAD	MAZUREK	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 #2009-69

TITLE: APPROVAL OF 2009 ROTARY TOWING LICENSES

WHEREAS, Section 22-1 requires any contractor providing towing and storage services for the Township of Lower be licensed by the Township, and

WHEREAS, the following contractor has completed the required application, paid the fee and provided all documentation required by ordinance, and

WHEREAS, the Police have reviewed said application as required by Section 22-4 (d) of the General Ordinances and have no objection to the issuance of said license.

NOW, THEREFORE, BE IT RESOLVED by the Township Council that the following applicant shall be issued Rotary Towing Licenses for the year 2009.

John Harron t/a Offshore Getty
Jesse J. Clark t/a Clark's Auto & Towing LLC

I hereby certify the foregoing to be a resolution adopted by the Township Council on February 18, 2009.

Claudia R. Kammer, Township Clerk

	CONRAD	MAZUREK	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 #2009-70

TITLE: RENEWAL OF TRAILER PARK LICENSES FOR THE YEAR 2009

WHEREAS, the following applicant has submitted their application for renewal of their trailer park licenses for the year 2009, and,

WHEREAS, the appropriate license fees have been received and the real estate taxes on the subject property is current; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Lower, the governing body thereof, that the renewal of trailer park license for the year 2009 is hereby approved for the following applicant:

NAME	LOCATION
NHC - NJ 102, LLC t/a Cape May Crossing	878 Route 9 South

I hereby certify the foregoing to be a resolution adopted by the Township Council on February 18, 2009.

Claudia R. Kammer, Township Clerk

	CONRAD	MAZUREK	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 #2009-71

TITLE: AUTHORIZATION FOR REFUND OF TAXES

WHEREAS, the Township Tax Collector has certified overpayments due to duplicate payments being made: and

WHEREAS, the mortgage company is entitled to a refund.

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 certifications on file with the CFO/Treasurer.

Block	Lot	Refund To	Tax
520	68	First American	853.62
752.01	10.07	First American	2,150.33

I hereby certify the foregoing to be a resolution adopted by the governing body at a meeting held on February 18, 2009.

Claudia R. Kammer, Township Clerk

	CONRAD	MAZUREK	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 #2009-72

Title: TRANSFER OF 2008 APPROPRIATIONS

WHEREAS, N.J.S.A. 40A: 4-59 provides for appropriation transfers during the first three months of the succeeding year when it has been determined that any appropriation reserve for the immediately preceding fiscal year is insufficient to pay the claims authorized or incurred during the preceding year, which were chargeable to said appropriation, and there is an excess in any appropriation reserve over and above the amount deemed to be necessary to fulfill its purpose.

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of Lower, State of New Jersey that the following transfers, and totaling $13,750.00 be made between the 2008 budget appropriation reserves.

LINE ITEM		ACCT. NUMBER	TO	FROM
Council	OE	8-01-20-110-281	3,750.00	
Terminal Leave	S&W	8-01-30-415-199	10,000.00	
Manager	S&W	8-01-20-100-101		10,500.00
Code Enforcement	OE	8-01-22-195-399		3,250.00
			13,750.00	13,750.00

I hereby certify the foregoing to be a resolution adopted by the Township Council on February 18, 2009.

Claudia R. Kammer, RMC, Township Clerk

	CONRAD	MAZUREK	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 #2009-73

RESOLUTION PROVIDING FOR THE COMBINATION OF CERTAIN ISSUES OF GENERAL IMPROVEMENT BONDS OF THE TOWNSHIP OF LOWER, IN THE COUNTY OF CAPE MAY, NEW JERSEY INTO A SINGLE ISSUE OF BONDS AGGREGATING $8,800,000 IN PRINCIPAL AMOUNT.

BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF LOWER, IN THE COUNTY OF CAPE MAY, NEW JERSEY AS FOLLOWS:

Pursuant to the provisions of N.J.S.A. 40A:2-26(f), the Bonds of the Township of Lower, in the County of Cape May, New Jersey (the "Township") authorized pursuant to the bond ordinances of the Township heretofore adopted and described in Section 2 hereof shall be combined into a single and combined issue of General Improvement Bonds in the principal amount of $8,800,000.

The principal amount of Bonds authorized by each ordinance to be combined into a single issue as above provided, the bond ordinances authorizing the Bonds described by reference to the number, the improvement description and the date of adoption, and the period or average period of usefulness determined in each of the bond ordinances are respectively as follows:

Principal Amount of Bonds	Number of Ordinance	Description of Improvement and Date of Adoption of Ordinance	Useful Life
$936,600	#04-07	Providing for various capital improvements, finally adopted April 19, 2004.	10 years
$1,904,650	#05-08	Providing for various capital improvements, finally adopted May 2, 2005.	10.01 years
$442,250	#05-09	Providing for multi-part recreation development project, finally adopted May 2, 2005.	15 years
$2,375,000	#05-13	Providing for various road improvements, finally adopted July 6, 2005.	10 years
$68,400	#05-19	Providing for additional repairs to Lincoln Boulevard, finally adopted October 3, 2005.	10 years
$950,000	#06-13	Providing for various capital improvements, finally adopted April 17, 2006.	8.79 years
$327,000	#07-09	Providing for Bennett's Crossing Recreation Park Project, finally adopted March 19, 2007.	15 years
$1,796,100	#07-14	Various capital improvements, finally adopted July 2, 2007.	7.20 years

The following matters are hereby determined with respect to the combined issue of Bonds:

The average period of usefulness, computed on the basis of the respective amounts of Bonds presently authorized to be issued pursuant to each of the bond ordinances and the respective periods or average period of usefulness therein determined, is not less than 9.73 years.

The Bonds of the combined issue shall be designated "General Improvement Bonds" and shall mature within the average period of usefulness herein determined.

The Bonds of the combined issue shall be sold and issued in accordance with the provisions of the Local Bond Law applicable to the sale and the issuance of bonds authorized by a single bond ordinance and accordingly may be sold with other issues of bonds.

The following additional matters are hereby determined, declared, recited and stated:

None of the Bonds described in Section 2 hereof has been sold or issued heretofore, and the several bond ordinances described in Section 2 have not been rescinded and now remain in full force and effect as authorizations for the respective amounts of Bonds set opposite the descriptions of the bond ordinances in Section 2.

The several purposes or improvements authorized by the respective bond ordinances described in Section 2 hereof are purposes for which bonds may be issued lawfully pursuant to the Local Bond Law and are all purposes for which no deduction may be taken in any annual or supplemental debt statement.

This resolution shall take effect immediately.

I hereby certify this resolution as adopted by the Township Council at the regular meeting held on February 18, 2009.

Claudia R. Kammer

Claudia R. Kammer, Township Clerk

	CONRAD	MAZUREK	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 #2009-74

RESOLUTION DETERMINING THE FORM AND OTHER DETAILS OF $8,800,000 GENERAL IMPROVEMENT BONDS OF THE TOWNSHIP OF LOWER, IN THE COUNTY OF CAPE MAY, NEW JERSEY AND PROVIDING FOR THEIR SALE.

BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF LOWER, IN THE COUNTY OF CAPE MAY, NEW JERSEY AS FOLLOWS:

Section 1. The $8,800,000 General Improvement Bonds of the Township of Lower, New Jersey (the "Township"), referred to and described in the resolution adopted by the Township Council pursuant to the Local Bond Law of the State of New Jersey (the "Local Bond Law") on February 18, 2009, and entitled, "Resolution Providing for the Combination of Certain Issues of General Improvement Bonds of the Township of Lower, in the County of Cape May, New Jersey into a Single Issue of Bonds Aggregating $8,800,000 in Principal Amount," shall be issued as General Improvement Bonds (the "General Improvement Bonds" or the "Bonds"). The Bonds shall mature in the principal amounts on April 1 as follows:

Year	Principal Amount	Year	Principal Amount
2010	$ 700,000	2015	$1,000,000
2011	800,000	2016	1,000,000
2012	900,000	2017	1,200,000
2013	1,000,000	2018	1,200,000
2014	1,000,000		

The Bonds are not subject to redemption prior to maturity. The Bonds shall be nine in number, with one certificate being issued for each year of maturity, and shall be numbered GI-1 to GI-9, inclusive.

Section 2. The Bonds will be issued in fully registered form. One certificate shall be issued for the aggregate principal amount of Bonds maturing in each year. Both principal of and interest on the Bonds will be payable in lawful money of the United States of America. Each certificate will be registered in the name of Cede & Co., as nominee of The Depository Trust Company, New York, New York, which will act as Securities Depository. The certificates will be on deposit with The Depository Trust Company. The Depository Trust Company will be responsible for maintaining a book entry system for recording the interests of its participants or the transfers of the interests among its participants. The participants will be responsible for maintaining records recording the beneficial ownership interests in the Bonds on behalf of individual purchasers. Individual purchases may be made in the principal amount of $1,000 (with a minimum purchase of $5,000 required) or any multiple thereof through book entries made on the books and records of The Depository Trust Company and its participants.

The Bonds will be dated April 1, 2009 and will bear interest payable semiannually on the first day of April and October in each year until maturity, commencing on October 1, 2009, at a rate or rates per annum, expressed in a multiple of 1/8 or 1/20 of 1% and proposed by the successful bidder in accordance with the Notice of Sale authorized herein. The principal of and the interest on the Bonds will be paid to the Securities Depository by the Township on the respective maturity dates and due dates and will be credited on the respective maturity dates and due dates to the participants of The Depository Trust Company as listed on the

records of The Depository Trust Company as of each next preceding March 15 and September 15 (the "Record Dates" for the Bonds). The Bonds shall be executed by the manual or facsimile signatures of the Mayor and the Chief Financial Officer under the official seal (or facsimile thereof) affixed, printed, engraved or reproduced thereon and attested by the manual signature of the Township Clerk.

Section 3. The Bonds shall be substantially in the following form with such additions, deletions and omissions as may be necessary for the Township to market the Bonds in accordance with the requirements of The Depository Trust Company:

REGISTERED REGISTERED
NUMBER GI-___
$_____

UNITED STATES OF AMERICA
STATE OF NEW JERSEY
COUNTY OF CAPE MAY

TOWNSHIP OF LOWER

GENERAL IMPROVEMENT BOND

DATED DATE:	MATURITY DATE:	RATE OF INTEREST PER ANNUM:	CUSIP:
4/1/09	4/1/__	_____%	___ _____

TOWNSHIP OF LOWER, in the County of Cape May, New Jersey (the "Township") hereby acknowledges itself indebted and for value received promises to pay to CEDE & CO., as nominee of The Depository Trust Company, which will act as Securities Depository, on the Maturity Date specified above, the principal sum of _____ DOLLARS ($_____), and to pay interest on such sum from the Dated Date of this bond until it matures at the Rate of Interest Per Annum specified above semiannually on the first days of April and October in each year until maturity, commencing on October 1, 2009. Interest on this bond will be paid to the Securities Depository by the Township and will be credited to the participants of The Depository Trust Company as listed on the records of The Depository Trust Company as of the March 15 and September 15 next preceding the date of such payments (the "Record Dates" for such payments). Principal of this bond, upon presentation and surrender to the Township will be paid to the Securities Depository by the Township and will be credited to the participants of The Depository Trust Company.

This bond is not transferable as to principal or interest except to an authorized nominee of The Depository Trust Company. The Depository Trust Company shall be responsible for maintaining the book-entry system for recording the interests of its participants or the transfers of the interests among its participants. The participants are responsible for maintaining records regarding the beneficial ownership interests in the bonds on behalf of individual purchasers.

This bond is one of an authorized issue of bonds issued pursuant to the Local Bond Law of the State of New Jersey, a resolution of the Township adopted February 18, 2009, and entitled, "Resolution Providing for the Combination of Certain Issues of General Improvement Bonds of the Township of Lower, in the County of Cape May, New Jersey into a Single Issue of Bonds Aggregating $8,800,000 in Principal Amount," and the various bond ordinances referred to therein, each in all respects duly approved and published as required by law.

The full faith and credit of the Township are hereby irrevocably pledged for the punctual payment of the principal of and the interest on this bond according to its terms.

It is hereby certified and recited that all conditions, acts and things required by the constitution or the statutes of the State of New Jersey to exist, to have happened or to have been performed precedent to or in the issuance of this bond exist, have happened and have been performed and that the issue of bonds of which this is one, together with all other indebtedness of the Township, is within every debt and other limit prescribed by such constitution or statutes.

IN WITNESS WHEREOF, the TOWNSHIP OF LOWER has caused this bond to be executed in its name by the manual or facsimile signatures of its Mayor and its Chief Financial Officer, its corporate seal to be hereunto imprinted or affixed, this bond and the seal to be attested by the manual signature of its Township Clerk, and this bond to be dated the Dated Date as specified above.

TOWNSHIP OF LOWER

By _____ (Facsimile) _____
Mayor
ATTEST:

By_____
By _____ (Facsimile) _____
Clerk
Chief Financial Officer

Section 4. The Bonds shall be sold by electronic auction on March 18, 2009, or such other date as determined by the Chief Financial Officer, in accordance with the Full Notice of Sale authorized in Exhibit A attached hereto. The Township Clerk is hereby directed to arrange for the publication of the Short Notice of Sale authorized in Exhibit B attached hereto and McManimon & Scotland, L.L.C. is hereby directed to arrange for the publication of the Summary Notice of Sale authorized in Exhibit C in the forms provided herein, such publications to be not less than seven days prior to the date of sale. The Short Notice of Sale shall be published in The Cape May Star & Wave and the Summary Notice of Sale shall be published in The Bond Buyer, a financial newspaper published and circulating in the City of New York, New York. Pursuant to N.J.S.A. 40A:2-34, the Township Council of the Township hereby designates the Chief Financial Officer as financial officer to sell and to award the Bonds in accordance with the Notice of Sale authorized herein, and such financial officer shall report in writing the results of the sale to this Council as required by law.

Section 5. The Full Notice of Sale shall be substantially in the form attached hereto as Exhibit A with such additions, deletions and omissions as may be necessary for the Township to market the Bonds in accordance with the requirements of The Depository Trust Company and MuniAuction. The Short Notice of Sale shall be substantially in the form attached hereto as Exhibit B with such additions, deletions and omissions as may be necessary for the Township to market the Bonds in accordance with the requirements of The Depository Trust Company and MuniAuction. The Summary Notice of Sale shall be substantially in the form attached hereto as Exhibit C with such additions, deletions and omissions as may be necessary for the Township to market the Bonds in accordance with the requirements of The Depository Trust Company and MuniAuction.

Section 6. The Bonds shall have printed thereon a copy of the written opinion with respect to the Bonds that is to be rendered by the law firm of McManimon & Scotland, L.L.C., complete except for omission of its date.

Section 7. The law firm of McManimon & Scotland, L.L.C. is authorized to arrange for the printing of the Bonds and is authorized to arrange for the printing of the Official Statement to be prepared by the Township's Auditor and Township officials. The Mayor and the Chief Financial Officer are authorized to execute any certificates necessary in connection with the distribution of the Official Statement. Such Official Statement may be distributed in preliminary form and deemed final for purposes of Rule 15c2-12 of the Securities and Exchange Commission on behalf of the Township by the Chief Financial Officer or by the Mayor. Final Official Statements shall be delivered to the purchaser of the Bonds within the earlier of seven business days following the sale of the Bonds or to accompany the purchaser's confirmations that request payment for the Bonds.

Section 8. The Township hereby covenants that it will comply with any conditions subsequent imposed by the Internal Revenue Code of 1986, as amended (the "Code"), in order to preserve the exemption from taxation of interest on the Bonds, including the requirement to rebate all net investment earnings on the gross proceeds above the yield on the Bonds, if necessary.

Section 9. The Chief Financial Officer is hereby authorized to make representations and warranties, to enter into agreements and to make all arrangements with The Depository Trust Company, New York, New York, as may be necessary in order to provide that the Bonds will be eligible for deposit with The Depository Trust Company and to satisfy any obligation undertaken in connection therewith.

Section 10. In the event that The Depository Trust Company may determine to discontinue providing its service with respect to the Bonds or is removed by the Township and if no successor Securities Depository is appointed, the Bonds which were previously issued in book-entry

form shall be converted to Registered Bonds in denominations of $5,000, or any integral multiple thereof. The beneficial owner under the book-entry system, upon registration of the Bonds held in the beneficial owner's name, will become the registered owner of the Registered Bonds. The Township shall be obligated to provide for the execution and delivery of the Registered Bonds in certified form.

Section 11. Solely for purposes of complying with Rule 15c2-12 of the Securities and Exchange Commission, as amended and interpreted from time to time (the "Rule"), and provided that the Bonds are not exempt from the Rule and provided that the Bonds are not exempt from the following requirements in accordance with paragraph (d) of the Rule, for so long as the Bonds remain outstanding (unless the Bonds have been wholly defeased), the Township shall provide for the benefit of the holders of the Bonds and the beneficial owners thereof:

(a) On or prior to 270 days from the end of each fiscal year, beginning with the fiscal year ending December 31, 2009, to each nationally recognized municipal securities information repository ("National Repository") and to the appropriate State information depository ("State Repository"), if any, annual financial information with respect to the Township consisting of the audited financial statements (or unaudited financial statements if audited financial statements are not then available, which audited financial statements will be delivered when and if available) of the Township and certain financial information and operating data consisting of (i) the Township's and overlapping indebtedness including a schedule of outstanding debt issued, (ii) the Township's most current adopted budget, (iii) property valuation information, and (iv) tax rate, levy and collection data. The audited financial information will be prepared in accordance with modified cash accounting as mandated by State of New Jersey statutory principles in effect from time to time or with generally accepted accounting principles as modified by governmental accounting standards as may be required by New Jersey law;

(b) in a timely manner to each National Repository or to the Municipal Securities Rulemaking Board, and to the State Repository, if any, notice of the following events with respect to the Bonds, if material (herein "Material Events"):

(1) Principal and interest payment delinquencies;
(2) Non-payment related defaults;
(3) Unscheduled draws on debt service reserves reflecting financial difficulties;
(4) Unscheduled draws on credit enhancements reflecting financial difficulties;
(5) Substitution of credit or liquidity providers, or their failure to perform;
(6) Adverse tax opinions or events affecting the tax-exempt status of the security;
(7) Modifications to rights of security holders;
(8) Bond calls;
(9) Defeasances;
(10) Release, substitution, or sale of property securing repayment of the securities; and
(11) Rating changes;

(c) in a timely manner to each National Repository or to the Municipal Securities Rulemaking Board, and to the State Repository, if any, notice of failure of the Township to provide required annual financial information on or before the date specified in this resolution.

(d) Any filing made pursuant to (a), (b) or (c) above may, in lieu of filing with each National Repository and State Repository, if any, be made solely by transmitting such filing to the Texas Municipal Advisory Council (Texas MAC) at www.DisclosureUsa.org, provided that the United States Securities and Exchange Commission has not withdrawn its interpretive letter to Texas MAC dated September 7, 2004 approving use of the Texas MAC Central Post Office.

(e) Effective July 1, 2009, all filings required to be made pursuant to (a), (b) or (c) shall be made, as required by the Rule, to the Municipal Securities Rulemaking Board instead of to the National Repositories and the State Repository, if any, and such information shall be provided in an electronic format and accompanied by identifying information as prescribed by the Municipal Securities Rulemaking Board.

Section 12. If all or any part of the Rule ceases to be in effect for any reason, then the information required to be provided under this resolution, insofar as the provision of the Rule no longer in effect required the provision of such information, shall no longer be required to be provided.

Section 13. The Chief Financial Officer shall determine, in consultation with Bond Counsel, the application of the Rule or the exemption from the Rule for each issue of obligations of the Township prior to their offering. Such officer is hereby authorized to enter into additional written contracts or undertakings to implement the Rule and is further authorized to amend such contracts or undertakings or the undertakings set forth in this resolution, provided such amendment is, in the opinion of nationally recognized bond counsel, in compliance with the Rule.

Section 14. In the event that the Township fails to comply with the Rule or the written contracts or undertakings specified in this resolution, the Township shall not be liable for monetary damages, remedy being hereby specifically limited to specific performance of the Rule requirements or the written contracts or undertakings therefor.

Section 15. This resolution shall take effect immediately.

I hereby certify this resolution as adopted by the Township Council at the regular meeting held on February 18, 2009.

Claudia R. Kammer, Township Clerk

	CONRAD	MAZUREK	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 #2009-75

TITLE: APPOINTMENT OF ZONING BOARD ALTERNATE 3 MEMBER

WHEREAS, John Morrison, Alternate 3 Member of the Zoning Board resigned at the end of his term on December 31, 2008, and

WHEREAS, Council would like to maintain a full Board and fill the vacancy left by John Morrison.

NOW, THEREFORE, BE IT RESOLVED the following person is hereby appointed:

Name	Type	Term Expiration
Steve Komar	Alternate Member, III (Formerly J. Morrison)	December 31, 2010

I hereby certify the foregoing to be a resolution adopted by the Township Council at a meeting held on February 18 , 2009.

Claudia R. Kammer, Township Clerk

	CONRAD	MAZUREK	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 NO. 2009-76

TITLE: RESOLUTION APPROVING PROJECT PROPOSAL BETWEEN HATCH MOTT MACDONALD AND THE TOWNSHIP OF LOWER FOR ENGINEERING SERVICES RELATED TO THE EXTENSION OF OUTFALL PIPES ALONG THE DELAWARE BAY

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 the outfall extensions along the Delaware Bay which is set forth on EXHIBIT A attached hereto (the "Project Proposal"); and

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

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 $64,950.00, 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 February 18, 2009.

Claudia R. Kammer

Claudia R. Kammer, Township Clerk

	CONRAD	MAZUREK	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 # 2009-77

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

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

__X__ (7) Matters Relating to Litigation, Negotiations and the Attorney-Client Privilege: any pending or anticipated litigation or contract negotiation in which the public body is, or may become a party. Any matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer. (J. Jackson, M Vitelli, Martinelli Dispute & Fondacaro v Twp.)

_____ (8) Matters Relating to the Employment Relationship: Any matter involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance of promotion or disciplining of any specific prospective public officer or employee or current public officer or employee employed or appointed by the public body, unless all the individual employees or appointees whose rights could be adversely affected request in writing that such matter or matters be discussed at a public meeting.

_____ (9) Matters Relating to the Potential Imposition of a Penalty: Any deliberations of a public body occurring after a public hearing that may result in the imposition of a specific civil penalty upon the responding party or the suspension or loss 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 February 18, 2009 that an Executive Session closed to the public shall be held on this date at approximately 8:40 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 February 2, 2009.

Claudia R. Kammer

Claudia R. Kammer, Township Clerk

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