RESOLUTIONS ADOPTED MAY 18 2009 COUNCIL MEETING

Res. #2009-142	Payment of Vouchers, $211,433.68
Res. #2009-143	A Resolution Requesting Release of Performance Guarantee for Cape Savings Bank; Block 297, Lots 6-12, 20.02 & 22 Escrow #P06-09-07
Res. #2009-144	Approving Seashore Community Church of the Nazarene Application to Conduct a Flea Market for June 20th and a rain date of July 11, 2009
Res. #2009-145	Authorization for Refund of Taxes
Res. #2009-146	Requesting Change in Title, Text or Amount of Appropriation N.J.S.A. 40A:4-85 (Chapter 159, P.L. 1948) (Move Code Enforcement Official from Construction to Planning Development S & W)
Res. #2009-147	Neighborhood Preservation Program Year 1 Work Program (Areas of Caroline to Fulling Mill)
Res. #2009-148	Resolution Supporting A Satellite Campus of the Richard M. Stockton College of New Jersey for Environmental Studies to be Located on the Property Known as the Villas Wildlife Management Area (VWMA)
Res. #2009-149	Resolution Approving Project Proposal between Hatch Mott MacDonald and the Township of Lower for Engineering Service Related to Professional Engineering and Surveying Services Proposal of Tax Map Inspection for Revaluation (Finalize corrections to tax map as required by State)
Res. #2009-150	Insertion of Special Item of Revenue Pursuant to N.J.S.A. 40A:4-87, Chapter 159 (Clean Communities Grant - $59,535.96)
Res. #2009-151	Insertion of Special Item of Revenue Pursuant to N.J.S.A. 40A:4-87, Chapter 159 (Click It or Ticket Grant - $4,000.00)
Res. #2009-152	Insertion of Special Item of Revenue Pursuant to N.J.S.A. 40A:4-87, Chapter 159 (NJ Emergency Management Grant $5,000.00) (Under the EMA guideline this money is to be used in addition to the current Emergency Management Budget to augment the program)
Res. #2009-153	A Resolution Requesting Release of Maintenance Guarantee for Villas Super Wawa(Store #953), Major Site Plan; Block 216, Lots 5,6, 35-37, 38.01, 38.02 & 39; Escrow Z01-05-01
Res. #2009-154	Approving North Cape May Elks Application to Conduct a Flea Market for May 30, 2009 and a Rain Date of May 31, 2009
Res. #2009-155	Resolution Approving Application for Edward Byrne Memorial Justice Assistance Grant (Application for $31,275 for ammunition, vehicle & extended warranty for Police)
Res. #2009-156	Resolution Opposing the Closure of Our Lady Star of the Sea Catholic School

RESOLUTION #2009-142
Lower Township
Bill List By Vendor Id

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*						
09-01198	05/07/09	PROPANE GAS FOR CLUBHOUSE	Open	184.91	0.00	
00110 ANCO HOME CENTER*						
09-00672	03/23/09	MISC. SUPPLIES REC. APRIL 09	Open	379.55	0.00	
09-00830	04/08/09	SUPPLIES FOR SIGNS/BLDG/DPW	Open	237.94	0.00	
09-01099	04/29/09	KEY	Open	2.29	0.00	
				619.78		
00111 APEX AUTO ELECTRIC*						
09-01171	05/06/09	PARTS FOR RDS-DPW	Open	1,082.62	0.00	
00153 ATLANTIC CITY ELECTRIC*						
09-01144	05/05/09	STREET LIGHTS	Open	21,998.37	0.00	
00180 AUTO PARTS CO, INC*						
09-00673	03/23/09	MISC. SUPPLIES REC. APRIL 09	Open	47.95	0.00	
09-00793	04/03/09	PARTS FOR RDS/SANT/RECY/DPW	Open	1,930.82	0.00	
				1,978.77		
00270 GERALD A BARRETT, INC*						
09-00915	04/22/09	ASPHALT - DPW	Open	2,925.15	0.00	
09-01101	04/29/09	ASPHALT - DPW	Open	2,029.32	0.00	
				4,954.47		
00301 BELMONT AND CRYSTAL SPRINGS*						
09-01211	05/08/09	BOTTLED WATER - TOWNHALL	Open	37.59	0.00	
09-01242	05/15/09	BOTTLED WATER FOR REC. DEPT.	Open	75.38	0.00	
09-01251	05/15/09	WATER - DPS	Open	39.98	0.00	
				152.95		
00348 BENNETT BATTERIES, LLC*						
09-00834	04/08/09	SUPPLIES FOR GARAGE/DPW	Open	582.40	0.00	
00356 BEAVER SUPPLY INC*						
09-00916	04/22/09	SUPPLIES FOR RDS-DPW	Open	43.00	0.00	
00362 INTERNATIONAL CODE COUNCIL*						
09-01053	04/24/09	#0401TS09-IFC TURBO TABS	Open	56.00	0.00	
00419 RICHARD M BRASLOW, ESQ						
09-01201	05/07/09	PROF SVCS - FIRE SAFETY	Open	1,176.00	0.00	
00471 DEPTCOR,BUREAU OF STATE USE IN						

Vendor # Name / PO #	PO Date	Description	Status	Amount	Void Amount	Contract
09-00845	04/13/09	CONCRETE PICNIC TABLE ENDS	Open	504.00	0.00	
00541 BRENDA L CAMP						
09-01212	05/11/09	CONTRACTUAL REIMBURSEMENTS	Open	22.07	0.00	
00611 COUNTY OF CAPE MAY						
09-01207	05/08/09	APRIL, 2009 FUEL	Open	14,448.62	0.00	
00616 ANIMAL ALLIANCE OF CAPE						
09-01153	05/05/09	TNR AND SPAY/NEUTER PROGRAM	Open	275.00	0.00	
09-01210	05/08/09	TNR & SOPAY/NEUTER PROGRAM	Open	170.00	0.00	
				445.00		
00640 CAPE MAY COUNTY CLERKS OFFICE						
09-00394	02/20/09	NOTARY ELLEN WILL	Open	15.00	0.00	
00651 MUNICIPAL UTIL AUTH DUMP FEES						
09-01220	05/11/09	TIPPING FEES-DPW	Open	71,061.66	0.00	
00733 CAPE POWER EQUIPMENT INC*						
09-00675	03/23/09	MISC. SUPPLIES REC. APRIL 09	Open	17.44	0.00	
09-01079	04/28/09	1-523328 WHEEL MOTOR	Open	1,039.57	0.00	
				1,057.01		
00784 CAPE MAY STAR & WAVE						
09-01141	05/04/09	LEGALS	Open	30.38	0.00	
09-01152	05/05/09	LEGALS	Open	142.60	0.00	
09-01230	05/12/09	LEGALS	Open	24.80	0.00	
				197.78		
00820 COMCAST OF WILDWOOD* DPW						
09-01175	05/06/09	INTERNET PROVIDER-DPW	Open	95.24	0.00	
00825 COMCAST*						
09-01165	05/06/09	MONTHLY INTERNET SVC -TOWNHALL	Open	95.24	0.00	
00870 CHURCH'S GARDEN CENTER AND*						
09-00925	04/22/09	PLANTS	Open	450.00	0.00	
00991 COLONIAL ELECTRIC SUPPLY*						
09-01064	04/27/09	LIGHT COVERS	Open	19.94	0.00	
01092 CONTINENTAL FIRE & SAFETY,INC*						
09-01148	05/05/09	EXTINGUISHER SERVICE	Open	329.00	0.00	
01170 VERIZON WIRELESS* F/S						
09-01169	05/06/09	CELL SERVICE - FIRESAFETY	Open	174.48	0.00	
01245 G & K SERVICES CO*						
09-00676	03/23/09	MAINTENANCE STAFF UNIFORMS	Open	146.70	0.00	

Vendor # Name / PO #	PO Date	Description	Status	Amount	Void Amount	Contract
09-01180	05/06/09	UNIFORM RENTALS-DPW	Open	824.89	0.00	
				971.59		
01251 BRIAN DICKINSON						
09-01248	05/15/09	CONTRACTUAL REIMBURSEMENTS	Open	587.88	0.00	
01460 EXECUTIVE BUSINESS PRODUCTS*						
09-00886	04/16/09	PRINT CARTRIDGE BRT-PC-201	Open	62.98	0.00	
01513 GOODFELLOWS INC*						
09-01076	04/28/09	2009 ACTIVATION/WINTERIZATION	Open	310.00	0.00	
01519 TOM FOLS ELECTRICALCONTRACTOR*						
09-00795	04/03/09	DIESEL TRUCK BURN-OFF PROGRAM	Open	800.00	0.00	
01585 ALBERT FLITCROFT						
09-01177	05/06/09	MEAL REIMBURSEMENT	Open	16.54	0.00	
01684 G & H SERVICE INC*						
09-00905	04/20/09	PARTS FOR LOADER-DPW	Open	576.25	0.00	
01781 HATCH MOTT MACDONALD, LLC*						
09-01209	05/08/09	ESCROW BILLING	Open	4,416.00	0.00	
01782 HEALTH INSURANCE SOLUTIONS INC						
09-01142	05/04/09	CLAIMS UTILIZATION BY 3/31/09	Open	15.49	0.00	
01806 ANTHONY J HARVATT, II, ESQ						
09-00319	02/09/09	PROFESSIONAL SERVICE/ZONING BO	Open	300.00	0.00	
09-01208	05/08/09	ESCROW RESOLUTIONS	Open	150.00	0.00	
				450.00		
01807 MARLIN HEDUM						
09-01246	05/15/09	CONTRACTUAL REIMBURSEMENTS	Open	65.00	0.00	
01834 RICHARD HOOYMAN						
09-01154	05/05/09	CONTRACTUAL REIMBURSEMENTS	Open	277.99	0.00	
01858 HIGHWAY SAFETY SYSTEMS						
09-01058	04/27/09	ESCROW REF - POLICE O/S CONTRA	Open	800.00	0.00	
01942 INSTITUTE FOR PROF DEVELOP*						
09-00760	04/01/09	FAIR LABOR STANDARDS - P/ROLL	Open	198.00	0.00	
01968 ITS MAILING SYSTEMS, INC*						
09-00694	03/25/09	RATE INCREASE CHIP 5/09 POLICE	Open	1,040.00	0.00	
09-00695	03/25/09	RATE INCREASE CHIP 5/09 HALL	Open	1,040.00	0.00	
				2,080.00		
02116 FRAN KENNEDY COFFEE CO.*						

Vendor # Name / PO #	PO Date	Description	Status	Amount	Void Amount	Contract
09-01206	05/08/09	COFFEE SUPPLIES - TOWNHALL	Open	168.87	0.00	
02125 KDI*						
09-00140	01/16/09	2009 MAINT CONTRACT B/W COPIER	Open	2,660.64	0.00	
02134 THOMAS KEYWOOD						
09-01252	05/15/09	MEAL REIMBURSMENT	Open	43.93	0.00	
02140 KINDLE FORD LINC/MERC., INC.*						
09-00835	04/08/09	PARTS FOR DPS VEHICLES	Open	697.30	0.00	
02175 BRUCE KLAUSING						
09-01247	05/15/09	CONTRACTUAL REIMBURSEMENTS	Open	145.00	0.00	
02200 KOHLER'S AUTO GLASS*						
09-01158	05/06/09	WINSHIELDS FOR DPS/RECYC VEH.	Open	550.00	0.00	
02223 LANDSMAN UNIFORMS*						
09-00700	03/25/09	UNIFORMS	Open	2,138.00	0.00	
02247 LAWSON PRODUCTS, INC.*						
09-00831	04/08/09	SUPPLIES FOR GARAGE/DPW	Open	1,106.84	0.00	
02248 LAWMEN SUPPLY*						
09-00599	03/11/09	BPV PARTS	Open	144.88	0.00	
02417 MAGELLAN HILL TECHNOLOGIES*						
09-01228	05/12/09	PHONE SERVICE	Open	2,736.70	0.00	
02541 ROBERT D. MARTIN, JR						
09-01155	05/05/09	CONTRACTUAL REIMBURSEMENTS	Open	77.00	0.00	
02585 WILLIAM MASTRIANA						
09-01250	05/15/09	MEAL REIMBURSMENT	Open	39.65	0.00	
02663 BARBARA MERICLE						
09-00929	04/23/09	COURT RECORDER 4/21/07	Open	150.00	0.00	
02811 JAMES MOY						
09-01245	05/15/09	CONTRACTUAL REIMBURSEMENTS	Open	107.00	0.00	
02948 NATW*						
09-01097	04/29/09	ADMIN. PUBLICATION	Open	63.95	0.00	
02951 NATIONAL ASSOCIATES*						
09-01138	05/04/09	STREET OPENING BOND	Open	100.00	0.00	
03132 NEXTEL COMMUNICATIONS						
09-01157	05/05/09	NEXTEL SERVICE - TOWNHALL	Open	421.09	0.00	
03158 NYSCA*						
09-00883	04/16/09	INITIAL COACHING CERTIFICATION	Open	40.00	0.00	

Vendor # Name / PO #	PO Date	Description	Status	Amount	Void Amount	Contract
03286 PATRICK'S HOME CENTER						
09-01074	04/28/09	SEAL - TOWNHALL	Open	1.99	0.00	
03366 AMERI-GAS*						
09-01199	05/07/09	PROPANE FOR CONCESSION STAND	Open	332.80	0.00	
03387 POGUE INC. *						
09-01100	04/29/09	PREEMPLOYMENT TESTING-DPW	Open	768.00	0.00	
03448 REMINGTON,VERNICK & WALBERG*						
08-02723	10/09/08	ADA Municipal Building - Eng	Open	2,472.25	0.00	
03449 QC INC*						
09-00893	04/20/09	RETENTION POND WATER SAMPLE	Open	35.00	0.00	
03521 LOUIS RUSSO						
09-01244	05/15/09	CONTRACTUAL REIMBURSEMENT	Open	245.00	0.00	
03552 THOMAS PLANNING ASSOCIATES,LLC						
09-00550	03/09/09	PREP OF HOUSING PLAN ELEMENT	Open	13,500.00	0.00	
03620 SHARE CORP*						
09-01083	04/28/09	SUPPLIES FOR GARAGE-DPW	Open	1,460.01	0.00	
03663 SOUTH JERSEY AUTO SUPPLY*						
09-00833	04/08/09	PARTS FOR RDS/SANT/RECY/DPW	Open	214.21	0.00	
03678 SMELTZER & SONS INC.*						
09-00935	04/23/09	5 YARDS MASONARY SAND	Open	87.45	0.00	
03699 SOUTHERN INDUSTRIAL SAND, INC*						
09-00932	04/23/09	45 TONS OF INFIELD MIX	Open	1,305.00	0.00	
03734 STEWART INDUSTRIES, INC.*						
09-00936	04/23/09	INK FOR DUPLICATOR- DPW	Open	79.60	0.00	
03820 MUNICIPAL UTIIL. AUTH ON CALL						
09-00920	04/22/09	ONE CALL MESSAGES - DPW	Open	67.30	0.00	
03899 UPS						
09-00838	04/08/09	PET SMART MAILING	Open	28.39	0.00	
03935 STAPLES BUSINESS ADVANTAGE*						
09-00855	04/14/09	SAFETY STEP STOOL	Open	443.39	0.00	
09-01054	04/24/09	OFFICE SUPPLIES	Open	133.91	0.00	
				577.30		
03953 VESPIA TIRE CENTERS, INC.*						
09-00281	02/03/09	TIRES FOR POLICE VEH.	Open	2,512.88	0.00	
03975 VERIZON CABS T-1*						
09-01178	05/06/09	VERIVON T-1 LINE	Open	5.98	0.00	

Vendor # Name / PO #	PO Date	Description	Status	Amount	Void Amount	Contract
03992 VAL-U AUTO PARTS LLC*						
09-00827	04/08/09	PARTS FOR RDS/SANT/RECYC/DPW	Open	2,326.98	0.00	
03994 MARGARET VITELLI						
09-01241	05/15/09	GREEN PURCHASING CONF REIMB	Open	152.94	0.00	
04030 WEST PUBLISHING PAYMENT *						
09-01166	05/06/09	ANNUAL UPDATES	Open	300.00	0.00	
09-01197	05/07/09	ANNUAL UPDATES - NJ STAT 2009	Open	240.00	0.00	
				540.00		
04059 THOMAS WILL						
09-01139	05/04/09	CONTRACTUAL REIMBURSEMENTS	Open	50.00	0.00	
04075 BARBER CONSULTING SERVICES LLC						
09-00289	02/04/09	WEB HOSTING 2/09-12/31/09	Open	300.00	0.00	
04097 CINTAS FIRST AID AND SAFETY*						
09-00930	04/23/09	FIRST AID SUPPLIES	Open	859.80	0.00	
04204 ZACHARY ZELWAK						
09-01156	05/05/09	CONTRACTUAL REIMBURSEMENTS	Open	225.00	0.00	
04261 STATE OF NEW JERSEY						
09-01134	04/30/09	1ST QTR 2009 UNEMPLOYMENT	Open	34,008.91	0.00	
04266 NJ DEPT OF HEALTH&SENIOR SVCS						
09-01145	05/05/09	APRIL, 2009 STATE DOG LIC FEE	Open	415.20	0.00	
BLAUE BLAUER ASSOCIATES INC*						
09-01215	05/11/09	DCA 2008 TOWNSHIP PUBLIC FACIL	Open	150.00	0.00	
BOSNA KAREN MANETTE BOSNA						
09-01205	05/08/09	YOGA CLASS INSTRUCTOR	Open	195.00	0.00	
COSENT DIANE L COSENTINO						
09-01249	05/15/09	SPAY/NEUTER PROGRAM	Open	30.00	0.00	
HABC MOR HABC MORTGAGE SERVICES						
09-01231	05/12/09	REF 1ST QTR 09 TAX RES 09-145	Open	413.64	0.00	
HOBERJC JULIUS C HOBER						
09-01168	05/06/09	SPAY/NEUTER PROGRAM	Open	30.00	0.00	
HOOVER ROBERT HOOVER & SONS INC*						
09-00284	02/03/09	PARTS FOR SANT/RECY/DPW	Open	155.52	0.00	
NOTARY TREASURER STATE OF NJ NOTARY						
09-01162	05/06/09	NOTARY PUBLIC FEES- K. BROWN	Open	25.00	0.00	
SJAP SJAP						

Vendor # Name / PO #	PO Date	Description	Status	Amount	Void Amount	Contract
09-01045	04/24/09	100 YDS OF TIMBERTURF SAFETY	Open	1,835.00	0.00	
SMITHS SHEILA D SMITH						
09-01167	05/06/09	REIMB TAX COLLECTORS EXAM FEE	Open	25.00	0.00	
YOST ARTHUR & KATHRYN YOST						
09-01232	05/12/09	REFUND 09 TAXES - DISABLED VET	Open	824.65	0.00	

Total Purchase Orders: 109 Total P.O. Line Items: 260 Total List Amount: 211,018.68 Total Void Amount: 0.00

Lower Township
Bill List
05/18/09

Vendor	PO #	Description	Check #	Check Date	Amount
Treasurer, State of NJ	09-01072	Water use Registration	39905	05/07/09	$ 415.00

Total Manual Checks	$ 415.00
Total brought forward from computer generated bill list	$ 211,018.68
TOTAL BILL LIST	**$ 211,433.68**

I certify the foregoing to be a Resolution adopted by the Township Council on May 18, 2009.

Claudia R Kammer

Claudia R. Kammer, RMC, Township Clerk

	CONRAD	MAZUREK	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 #2009-143

TITLE: **A resolution requesting RELEASE of Performance Guarantee for Cape Savings Bank; Block 297, Lots 6-12, 20.02 & 22, Escrow #P06-09-07**

WHEREAS, Cape Savings Bank posted a Performance Guarantee with the Township of Lower, in the amount of $29,085.60; and

WHEREAS, the Township Engineer has recommended the improvements having a total value of $29,085.60 have been properly installed and are presently acceptable; and

WHEREAS, the Township of Lower Land Development ordinance requires the posting of a fifteen percent (15%) Maintenance Guarantee prior to the complete release of the original Performance Guarantee; and

WHEREAS, fifteen percent (15%) of the original Performance Guarantee equals $3,635.70; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Lower, the Governing body thereof, that the Performance Guarantee be and hereby is **released** leaving a balance of $3,635.70 on account as Maintenance Guarantee.

I hereby certify this is the original resolution adopted by the Township Council at the meeting of May 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 #2009-144

TITLE: APPROVING SEASHORE COMMUNITY CHURCH OF THE NAZARENE APPLICATION TO CONDUCT A FLEA MARKET FOR JUNE 20, 2009 AND A RAIN DATE OF JULY 11, 2009

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 Community Church of the Nazarene to conduct a flea market on June 20, 2009 and a rain date of July 11, 2009 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 May 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 #2009-145

TITLE: AUTHORIZATION FOR REFUND OF TAXES

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

WHEREAS, a refund has been requested.

NOW, THEREFORE BE IT RESOLVED, by the Township Council of the Township of Lower, County of Cape May, State of New Jersey that the CFO/Treasurer be and the same is authorized and directed to refund the overpayments according to the Tax Collector's certification on file with the CFO/Treasurer.

Block	Lot	Refund To	Reason	Tax
647	5	Arthur & Kathryn Yost	Disabled Veteran	824.65
266.04	8	HSBC Mortgage Services	Paid Twice	413.64

I hereby certify the foregoing to be a resolution adopted by the governing body at a meeting held on May 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 #2009-146

Title: Requesting Change in Title, Text or Amount of Appropriation N.J.S.A. 40A: 4-85 (Chapter 159, P.L. 1948)

WHEREAS, N.J.S.A. 40A: 4-85 provides that the Director of the Division of Local Government Services may, at the request of, or with the consent of, the governing body of any municipality, make such correction of the title, to make said item of appropriation available for the purpose or purposes required for the needs of any such county or municipality:

NOW, THEREFORE, BE IT RESOLVED, that in accordance with the provisions of N.J.S.A. 40A: 4-85, the Township Council of the Township of Lower hereby requests the Director of the Division of Local Government Services to make the following corrections in the budget of the year 2009:

8. General Appropriations
   (A) Operations – within "CAPS

	FROM	TO
Construction Official		
Salaries & Wages	$339,000.00	$312,700.00
Planning and Development		
Salaries & Wages	124,000.00	150,300.00

BE IT FURTHER RESOLVED, that the foregoing correction is, in the opinion of the governing body, warranted and authorized by the statute above referred to, and is necessary for the orderly operation of the Township of Lower for the reasons hereinafter set forth:

The Township of Lower is restructuring the above-mentioned departments. This resolution will allow for the proper funding to move the Code Enforcement official from the Construction department to the Planning and Development department.

BE IT FURTHER RESOLVED, that the Township Clerk shall forward two (2) certified copies of this Resolution to the Director of the Division of Local Government Services for approval.

I hereby certify the foregoing to be a resolution adopted by the Township Council May 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 #2009-147

Title: Neighborhood Preservation Program Year I Work Program

WHEREAS, the Township of Lower by resolution authorized the Mayor to enter into an agreement with the State of New Jersey to obtain a Neighborhood Preservation Program grant from the Department of Community Affairs; and,

WHEREAS,as a condition of that grant the Department of Community Affairs requires the Township of Lower to develop a work program that will delineate the activities of the program and will describe the manner in which the grant funds are to be expended; and,

WHEREAS, approval of the governing body is required for final approval of the work program by the Department of Community Affairs; and,

WHEREAS, final approval of said work program and budget will permit the Neighborhood Preservation Office of the Township of Lower to proceed with the required activities to fulfill the stipulations of the Department of Community Affairs Neighborhood Preservation Program grant.

NOW THEREFORE, BE IT RESOLVED, by the Township of Lower Council that they reviewed the particulars of the work program of said grant; and,

BE IT FURTHER RESOLVED that the said work program is approved to be enacted by the Township Council of the Township of Lower, New Jersey.

I hereby certify the foregoing resolution was adopted by the Township Council at a meeting held on May 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 #2009-148

TITLE: RESOLUTION SUPPORTING A SATELLITE CAMPUS OF THE RICHARD M. STOCKTON COLLEGE OF NEW JERSEY FOR ENVIRONMENTAL STUDIES TO BE LOCATED ON THE PROPERTY KNOWN AS THE VILLAS WILDLIFE MANAGEMENT AREA (VWMA)

WHEREAS, the State of New Jersey , DEP purchased a former 18 hole golf course in Lower Township now known as the Villas Wildlife Management Area consisting of several buildings, a lake and a large portion of natural habitat, and

WHEREAS, the State property has been continually deteriorating and has been the target of vandalism and has created unsafe conditions, and

WHEREAS, Richard M. Stockton College of New Jersey has recently looked at the property and is interested in utilizing it for a campus dedicated to Environmental Studies due to its location and the natural habitat that exists in the area; and

WHEREAS, Richard M. Stockton College of NJ will incur the full costs associated with any project they initiate; and

WHEREAS, the Township and the citizens of Cape May County would greatly benefit by such a venture between Richard M. Stockton College of New Jersey and the State of New Jersey DEP.

NOW, THEREFORE BE IT RESOLVED the Mayor and Council of Lower Township wholeheartedly encourage, support and approve of Richard M. Stockton College of New Jersey endeavors to create a campus for Environmental Studies on the property owned by the State of New Jersey DEP in the Township of Lower known as the Villas Wildlife Management Area.

FURTHER RESOLVED a copy of this resolution be sent to the President of the Richard Stockton College of New Jersey and the State of New Jersey DEP and Senator Jeff Van Drew.

I hereby certify this is the original resolution adopted by the Township Council at the meeting of May 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 #2009-149

TITLE: RESOLUTION APPROVING PROJECT PROPOSAL BETWEEN HATCH MOTT MACDONALD AND THE TOWNSHIP OF LOWER FOR ENGINEERING SERVICE RELATED TO PROFESSIONAL ENGINEERING AND SURVEYING SERVICES PROPOSAL OF TAX MAP INSPECTION FOR REVALUATION

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 Professional Engineering and Surveying Services Proposal of Tax Map Inspection for Revaluation 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 $18,750.00 , 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 May 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					

Hatch Mott MacDonald

833 Route 9 North
PO Box 373
Cape May Court House, NJ 08210-0373
T 609.465.9377 www.hatchmott.com

May 4, 2009
Via email: kmcpherson@townshipoflower.org

Ms. Kathleen McPherson, Township Manager
Township of Lower
2600 Bayshore Road
Villas, NJ 08251

RE: Professional Engineering and Surveying Services Proposal
Tax Map Inspection for Revaluation
Township of Lower
Cape May County, New Jersey

Dear Ms. McPherson:

Please find enclosed herewith our proposal to complete the professional engineering and surveying services required to review the Township's existing Tax Maps and make corrections as requested in the New Jersey Department of the Treasury, Division of Taxation's (Division) correspondence dated July 29, 2008 (attached herewith for reference).

The Division's correspondence contains comments from their third round review of the entire tax map as part of the State's Inspection for Revaluation. On April 16, 2009 Hatch Mott MacDonald (HMM) and Arthur Amonette, Township Assessor, attended a meeting with Division representatives in Trenton for the purpose of further clarifying the Division's latest request for corrections. Based on our discussions at that meeting and our preliminary review of the Township's official Tax Maps (151 sheets) we propose the following scope of services to address the Division's latest requested corrections and re-submit the Tax Maps to the Division for approval.

Scope of Services

Hatch Mott MacDonald will make the necessary corrections to the current Township of Lower Tax Maps to address the comments made in the Division's correspondence in support of the State's review of the maps for approval. HMM will:

- Review and make corrections to the Tax Map sheets specifically mentioned in the Division's July 29, 2008 correspondence. All other Tax Map sheets will be reviewed for their consistency with the comments received in the Division's correspondence.

- Establish a method of assigning a unique lot number to all individually assessed condominium units as requested in the Division's correspondence and consistent with established Tax Map standards. Tax Map sheets depicting condominium units which have duplicate lot numbers will be corrected accordingly.

Hatch Mott MacDonald

- Meet with the Tax Assessor to review all corrected Tax Map sheets prior to submitting the corrected Tax Maps to the Division for approval.

- Re-submit one paper copy of the entire set of Tax maps to the Division for review and approval upon the Township's authorization.

- As agreed to at our April 16, 2009 meeting with Division representatives, HMM will not submit the Division's second round marked up prints with its submittal package (as requested in the Divisions July 29, 2008 correspondence) due to the unavailability of these prints.

- Track the Division's review of the submitted Tax Maps. Included within our scope of services are any additional revisions that are required based on the comments included within the Division's July 29, 2009 correspondence.

We propose to complete the scope of work outlined above for the lump sum amount of **$18,750.** The lump sum fee includes a budgeted cost of $1,460 for printing four sets of tax maps. If additional copies are requested they will be provided at an additional cost of $365 per set.

This scope of services does not include completing any additional corrections based on new comments by the Division which were not previously identified in the July 29, 2008 correspondence. HMM will provide a separate scope of work and cost proposal to cover these additional corrections should they be required.

Compensation for this project shall be on a lump sum fee basis and shall be invoiced on a percent complete basis. We thank you for the opportunity to provide this scope of work for correcting the Township's Tax Maps in support of the Township's revaluation process. 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
Associate
T609.465.9377 F 609.465.5270
steven.morey@hatchmott.com

cc: Robert C. Mainberger, PE, CME, Hatch Mott MacDonald
James K. Walz PLS, Hatch Mott MacDonald
File: 255139CM10-III-3

STATE OF NEW JERSEY
DEPARTMENT OF THE TREASURY
DIVISION OF TAXATION
PO BOX 251
TRENTON, NJ 08695-0269

JON S.CORZINE
Governor

R. DAVID ROUSSEAU
State Treasurer

In reply respond to:
Property Administration
Local Assessment Compliance

July 29, 2008

Craig F. Remington
Remington & Vernick
232 King's Highway East
Haddonfield, NJ 08033

Re: Lower Township – Cape May County Tax Map - Inspection for Revaluation- (Master Key thru Sheet 15)

Dear Mr. Remington,

This office has completed the **third check of the entire tax map** for Lower Township.

We have found a short list of corrections that still need to be addressed. These corrections were not addressed from the previous list of corrections.

Once the current corrections have been made please re-submit the tax map prints for approval.

If you have any questions or concerns please contact this office at (609) 984-1636 or (609) 292-5327.

Sincerely,

Sam DiDonato

Sam DiDonato, C.T.A.
Supervising Field Representative

File: Lower Twp, Cape May Cnty- Re-val 7-29-08

C: G. Raymond Brown III, County Tax Admin.
Betty Ashton, Supervising Field Rep
Arthur E. Amonette, Assessor

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

RESOLUTION #2009-150

TITLE: INSERTION OF SPECIAL ITEM OF REVENUE PURSUANT TO N.J.S.A. 40A:4-87, CHAPTER 159

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amount,

SECTION 1.

NOW, THEREFORE BE IT RESOLVED that the Township of Lower, County of Cape May, hereby requests the Director of the Division of Local Government Services to approve the increase of $59,535.96 for an item of revenue in the budget of the year 2009 as follows:

Miscellaneous Revenues –
Revenue Offset with Appropriations - Clean Communities
Total with increase to be $59,535.96

SECTION 2.

BE IT FURTHER RESOLVED that a like sum of $59,535.96 be and the same is hereby appropriated under the caption of:

General Appropriations –
Public & Private Programs Offset by Revenues - Clean Communities
State/Federal Share $ 59,535.96
Non State Share $
Total with increase to be $ 59,535.96

FURTHER RESOLVED that two certified copies of this resolution with a copy of the appropriate documentation be forwarded to the Division of Local Government Services.

I hereby certify this is the original resolution adopted by the Township Council on May 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 #2009-151

TITLE: Click It or Ticket 2009 Mobilization

WHEREAS, the Township of Lower desires to apply for and obtain a grant from the New Jersey Department of Law and Public Safety, Division of Highway Traffic Safety for $4000.00 to carry out a Click It or Ticket Seat Belt Campaign from May 18 – May 31, 2009.

BE IT THEREFORE RESOLVED, that the Township of Lower does hereby authorize the application for such a grant; and, upon receipt of the grant agreement from the New Jersey Department of Law and Public Safety, Division of Highway Traffic Safety, does further authorize the execution of the grant agreement; and also, upon receipt of the fully executed agreement from the Department, does further authorize the expenditure of funds pursuant to the terms of said agreement between the Township of Lower and the New Jersey Department of Law and Public Safety, Division of Highway Traffic Safety.

BE IT FURTHER RESOLVED, that the persons whose names, titles and signatures appear below are authorized to sign the application, and that they or their successors in said titles are authorized to sign the agreement and any other documents necessary in connection therewith:

(Signature) Michael E. Beck, Mayor	(Signature) Edward Donohue, Chief of Police

I hereby certify this is the original resolution adopted by the Township Council on May 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 #2009-152

TITLE: INSERTION OF SPECIAL ITEM OF REVENUE PURSUANT TO N.J.S.A. 40A:4-87, CHAPTER 159

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amount,

SECTION 1.

NOW, THEREFORE BE IT RESOLVED that the Township of Lower, County of Cape May, hereby requests the Director of the Division of Local Government Services to approve the increase of $5,000.00 for an item of revenue in the budget of the year 2009 as follows:

Miscellaneous Revenues –
Revenue Offset with Appropriations - NJ Emergency Management Grant
Total with increase to be $5,000.00

SECTION 2.

BE IT FURTHER RESOLVED that a like sum of $5,000.00 be and the same is hereby appropriated under the caption of:

General Appropriations –
Public & Private Programs Offset by Revenues - NJ Emergency Management Grant
State/Federal Share $ 5,000.00
Non State Share $
Total with increase to be $ 5,000.00

FURTHER RESOLVED that two certified copies of this resolution with a copy of the appropriate documentation be forwarded to the Division of Local Government Services.

I hereby certify this is the original resolution adopted by the Township Council on May 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 #2009-153

TITLE: A resolution requesting release of Maintenance Guarantee for Villas Super Wawa (Store #953), Major Site Plan; Block 216, Lots 5, 6, 35-37, 38.01 38.02 & 39; Escrow Z01-05-01

WHEREAS, Wawa, Inc. posted a Maintenance Guarantee with the Township of Lower, in the amount of $39,537.15; 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.

I hereby certify this is the original resolution adopted by the Township Council at the meeting of May 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 #2009-154

TITLE: APPROVING NORTH CAPE MAY ELKS APPLICATION TO CONDUCT A FLEA MARKET FOR MAY 30, 2009 AND A RAIN DATE OF MAY 31, 2009

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 North Cape May Elks to conduct a flea market on May 30, 2009 and a rain date of May 31, 2009 at 917 Bayshore 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 May 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 #2009-155

TITLE: RESOLUTION APPROVING APPLICATION FOR EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG)

WHEREAS, the Lower Township Police Department is submitting an application for use of funds under the Edward Byrne Memorial Justice Assistance Grant to accomplish the following:

Six cases of 223 Federal ammunition
Four cases of jacketed hollow point federal 45 caliber
10 cases of American Eagle, 45 caliber
Four cases of federal classic, 9 millimeter ammunition
One 2009 Doge Charge, V-8 Hemi engine with police package, black and white paint
Extended warranty on the power train care three year 100,000 miles

WHEREAS, Lower Township Police Department has been allocated $31,275.00 in funding. The program allows state and local government to support a broad range of activities to prevent and control crime.

NOW, THEREFORE, BE IT RESOLVED that the Lower Township Council approves the Police Department's application for the Edward Byrne Memorial Justice Assistance Grant.

I hereby certify the foregoing to be a resolution adopted by the Township Council at a meeting held on May 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 NO. 2009-156

TITLE: RESOLUTION OPPOSING THE CLOSURE OF OUR LADY STAR OF THE SEA CATHOLIC SCHOOL

WHEREAS, the Diocese of Camden (the "Diocese") announced on May 12, 2009, that it is planning to close Our Lady Star of the Sea Catholic School ("Our Lady Star of the Sea School") located in the City of Cape May, County of Cape May, State of New Jersey;

WHEREAS, the Diocese, as a result of closing Our Lady Star of the Sea School, plans to transfer the students who would otherwise attend Our Lady Star of the Sea School to St. Ann's Catholic School located in the City of Wildwood, County of Cape May, State of New Jersey;

WHEREAS, in 2006 a decision was made to close St. Raymond's Catholic School ("St. Raymond's School) in the Villas section of Lower Township due to decreasing enrollment and other economic issues and, as a result, the students from St. Raymond's School were sent to Our Lady Star of the Sea School, which became a regional school for the parishes of Our Lady Star of the Sea Catholic Church and St. Raymond's Catholic Church;

WHEREAS, several students from Lower Township have continued to enroll at Our Lady Star of the Sea School and the families and students who desire a choice in education will be negatively and adversely affected by a decision to close Our Lady Star of the Sea School; and

WHEREAS, several students who attend Our Lady Star of the Sea School and their families reside in Lower Township and many of the administrators, teachers and staff who work at Our Lady Star of the Sea School reside in Lower Township.

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

1. The Lower Township Council opposes the closure of Our Lady Star of the Sea School, which provides an educational choice for many of the children who live in Lower Township and full-time jobs and sources of income for many of its residents.

2. That a certified copy of this Resolution be submitted to Bishop Joseph A. Galante of the Diocese of Camden.

I hereby certify the foregoing to be an original Resolution adopted by the Township Council at a meeting held on May 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					