

RESOLUTIONS ADOPTED JULY 6 2009

- Res. #2009-182, Renewal of Liquor License for Achristavest LLC and Grand Beach Club for the year 2009-2010 (annual renewals)
- Res. #2009-183, Approval of the Lower Township Emergency Operations Plan (Required approval of plan prepared by Emergency Management Coordinator for 2009 - 2013)
- Res. #2009-184, Dept. of Transportation Jurisdictional Agreement - Route 9 Bennett's Crossing
- Res. #2009-185, Authorization for Payout of Accumulated Compensatory Time (2008 Comp time payout - various amounts 11 Police & 1 Dispatcher - Total \$60,251.58)
- Res. #2009-186, Authorization for Pay Out of Terminal Leave (Sgt. Hienkel - \$80,850.77 - Retired)
- Res. #2009-187, Authorizing Payout of Terminal Leave (E. Dutil - \$742.02 - Retired)
- Res. #2009-188, Issuance of Ice Cream Peddling License to Fudgy Wudgy (Renewal of 2 licenses for Ice Cream Trucks)
- Res. #2009-189, Authorizing Interlocal Agreement with Middle Township for Animal Control Services
- Res. #2009-190, Payment of Vouchers, \$1,872,598.59
- Res. #2009-191, Renewal of Commercial Excavation (Gravel Pit) Licenses for Thomas F. Brodesser, Jr. (annual renewal of 2 licenses)
- Res. #2009-192, A Resolution Requesting Release of Demolition Bond for Block 40, Lot 9, 216 East Jacksonville Avenue, Villas (\$500 Bond released - work completed)
- Res. #2009-193, Rejection of Bid for Lower Township Grounds & Parks (Only 1 bid received, to be rebid in Nov. for 2010)
- Res. #2009-194, Resolution Approving Project Proposal Between Hatch Mott Mac Donald and the Township of Lower for Engineering Services Related to Roofing System Repair for the Public Safety Building (Total cost for Design, Bid Award & Construction Phase Services \$36,700)
- Res. #2009-195, Resolution Approving Project Proposal Between Hatch Mott Mac Donald and the Township of Lower for Engineering Services Related to Application Preparation for Coastal General Permit for Beach & Dune Maintenance (Total cost for all DEP permit application requirements including public notices etc. \$11,600)
- Res. #2009-196, Authorizing Sale of Personal Property Not Needed for Public Use by Private Sale (Purchase of service weapon by retired Police Sgt.)
- Res. #2009-197, Resolution Approving Project Proposal Between Hatch Mott Mac Donald and the Township of Lower for Engineering Services Related to Phase I, Municipal Parking Lot Improvements (Survey, Base Map Preparation & Conceptual Design - Total Costs - \$27,300)
- Res. #2009-198, Resolution Appointing a Municipal Housing Liaison for the Township of Lower (Colleen Crippen)
- Res. #2009-199, Resolution Congratulating Lieutenant Chris Winter Upon His Upcoming Retirement and Recognizing His Career Achievements
- Res. #2009-200, Resolution of the Township of Lower Approving a Settlement Agreement in the Litigation Entitled Margaret Vitelli & Joseph Vitelli v. Lower Township, Joseph Jackson, Et Al, Docket No. CPM-L-65-08
- Res. #2009-201, Resolution Approving Amendment to the Lower Township Office Worker's Association, Local #3779 Agreement (Adds the title of Principal Clerk to Grade Three)
- Res. #2009-202, Resolution Approving Amendment to the Lower Township Supervisor's Union (Addition of QPA Title)
- Res. #2009-203, Resolution Congratulating Sergeant First Class William Hienkel Upon His Retirement and Recognizing His Career Achievements
- Res. #2009-204, Approval of Voucher, \$11,166.00 (Rustic Landscaping - Work at Freeman Douglass Memorial Park)

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

RESOLUTION #2009-182

ABC

TITLE: RENEWAL OF LIQUOR LICENSE FOR ACHRISTAVEST LLC AND GRAND BEACH CLUB FOR THE YEAR 2009-2010

WHEREAS, application has been made by Achristavest LLC & Grand Beach Club hereinafter named for renewal of Plenary Retail Consumption Licenses, heretofore granted by this issuing authority; and,

WHEREAS, all things required to be done by the said applicants have been done, including the payment of the required fees and all laws and regulations for the control of alcoholic beverages and,

WHEREAS, the Grand Beach Club is an inactive license now while the premise is being constructed and until such time the Township is notified that the club is active and,

WHEREAS, no written objections to the renewals have been received, and the applicants have now received their Tax Clearance Certificates, and

WHEREAS, this governing body is of the opinion that said applications should be granted and licenses issued,

NOW, THEREFORE, BE IT RESOLVED, by the Township Council, the Municipal Issuing Authority, that the license be issued to the person, firms and/or corporations named below for the period of one year commencing July 6, 2009 through June 30, 2010.

#0505-36-014-003	Achristavest LLC 9701 Atlantic Ave., Wildwood Crest, NJ 08260 T/A Pier 6600 Motor Inn	\$2,000.00
#0505-31-030-001	Grand Beach Club 600 E. Rochester Avenue Wildwood Crest, NJ 08260	\$150.00

I hereby certify this is the original resolution adopted by the Township Council at the meeting of July 6 2009.



Claudia R. Kammer, Township Clerk

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

EOP Plan

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

RESOLUTION #2009-183

TITLE: APPROVAL OF THE LOWER TOWNSHIP EMERGENCY OPERATIONS PLAN

WHEREAS, NJSP Office of Emergency Management Directive 101 Provides the guidelines and procedures for the approval of the Township Emergency Operations Plan, hereafter referred to as "EOP" and

WHEREAS, Arthur Treon, Emergency Management Coordinator has prepared the "EOP" dated April 19, 2009 will be in effect for a period of four years, after which time a resolution to recertify the plan will be required, and

WHEREAS, the Township Council no objection to the recommendation to adopt the "EOP".

NOW, THEREFORE, BE IT RESOLVED that the Lower Township "EOP dated April 19, 2009 prepared by Arthur Treon, Emergency Management Coordinator, be and is hereby approved and adopted.

FURTHER RESOLVED a copy of this resolution be attached to and made a part of the "EOP".

I hereby certify the foregoing resolution was approved at the Township Council meeting of July 6, 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

DOT (3)

RESOLUTION #2009-184

**TITLE: DEPARTMENT OF TRANSPORTATION JURISDICTIONAL AGREEMENT FOR ROUTE 9
BENNETTS CROSSING**

WHEREAS, The State of New Jersey Department of Transportation has requested that an Agreement be entered between the Township of Lower and the State of New Jersey, which would allocate the Jurisdictional responsibility for highway maintenance and control between the Township of Lower and the State of New Jersey with reference to certain intersections of Route 9 and streets within the Township of Lower; and

WHEREAS, maps outlining the Jurisdictional limits of each have been reviewed and approved by the Township of Lower.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Lower that Mayor Michael E. Beck and Municipal Clerk, Claudia R. Kammer are hereby authorized to execute the Agreement between the Township of Lower and the State of New Jersey.


 Claudia R. Kammer, Twp. Clerk


 Michael E. Beck, Mayor

I hereby certify the foregoing to be a resolution adopted by the Township Council at a meeting held on July 6, 2009.


 Claudia R. Kammer, Township Clerk

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

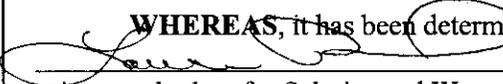
TOWNSHIP OF LOWER, COUNTY OF CAPE MAY, STATE OF NEW JERSEY

RESOLUTION #2009-185

Title: Authorization for the Payout of Accumulated Compensatory Time

WHEREAS, the employees listed on the attached schedule have accrued compensatory time due from the Township and have requested payment for this time, and

WHEREAS, it is necessary to obtain authorization for any salary and wage disbursement to a Township employee that is not specified in the salary ordinance, and

WHEREAS, it has been determined by the Township Treasurer as evidenced by signature  That adequate funding is available for such payment in the prior year budget for Salaries and Wages in line item: Police (8-01-25-240-101).

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Lower, County of Cape May, State of New Jersey, that payment to the employees listed on the attached schedule in the amount of \$60,251.58 is authorized and chargeable to the 2008 budget.

I hereby certify the foregoing to be a resolution adopted by the Township Council on July 6, 2009.


Claudia R. Kammer, RMC, Township Clerk

	CONRAD	MAZUREK	DOUGLASS	LARE	BECK
MOTION					
SECOND					
AYES					
NAYS					
ABSTAIN					
ABSENT					

2008 Comp payout

Employee	Last Name	Hours	Hourly rate	Total		
6/25/2009						
Adams	David	125	42.55	5,318.75	9-01-25-240-122	
Biersbach	Martin	137	40.98	5,614.26	9-01-25-240-124	
Fisher	David	59	38.58	2,276.22	9-01-25-240-125	
Hansberry	Ryan	140.5	37.11	5,213.96	9-01-25-240-126	
Hartman	Robert	24	37.83	907.92	9-01-25-240-124	
Hickok	Darrin	300	37.83	11,349.00	9-01-25-240-127	
Hildreth	Paul	6	20.77	124.62	9-01-25-240-128	
Lewis	Kevin	352.75	31.26	11,026.97	9-01-25-240-129	
McGurk	Kenneth	140	37.83	5,296.20	9-01-25-240-130	
McPherson	William	21.5	37.83	813.35	9-01-25-240-123	
Vanaman	Donald	226	37.11	8,386.86	9-01-25-240-122	
Whittington	Timothy	101.75	38.56	3,923.48	9-01-25-240-131	
				0.00		
				0.00		
				0.00		
				60,251.58		

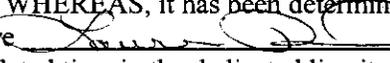
TOWNSHIP OF LOWER, COUNTY OF CAPE MAY, STATE OF NEW JERSEY

RESOLUTION # 2009-186

Title: AUTHORIZING PAY OUT OF TERMINAL LEAVE

WHEREAS, the employee listed below has retired from the Township and is entitled to payment for accumulated vacation, sick and compensatory and personal time, and

WHEREAS, it is necessary to obtain authorization for any salary and wage disbursement to a Township employee that is not specified in the salary ordinance, and

WHEREAS, it has been determined by the Township Treasurer as evidenced by signature  that adequate funding is available for accumulated time in the dedicated line item "Reserved for Accumulated Absences".

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Township of Lower that a revised payment due to William Hienkel in the amount of \$ 80850.77 is authorized and chargeable to the Reserve for Accumulated Absences.

I hereby certify the foregoing to be a resolution adopted by the Township Council on July 6, 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
 RETIREMENT PAYOUT ANALYSIS
 2009

EMPLOYEE: WILLIAM HIENKEL
 DATE OF RETIREMENT: 7/1/2009
 DATE OF PAYMENT: _____
 RESOLUTION #: 2009-186

Annual Salary:	\$94,656.59
Hourly Rate:	\$43.34
College Credits 6 mo	\$0.00

SALARY:	
Salary due to 6/30/2009	\$47,328.30
Salary paid thru 6/25/2009	\$47,328.19
Balance due	\$0.10

TERMINAL LEAVE:			
	Hours	Rate	Total
Comp	459.00	43.34	19,893.06
Personal	24.00	43.34	1,040.16
Sick	1,030.50	43.34	44,661.87
Vacation	304.00	43.34	13,175.36
Holidays	48.00	43.34	2,080.32
104 hours	0.00	43.34	0.00
Terminal Leave Payout			\$80,850.77

	(A)	(B)	(C)	(B * C)	(E)	A + D - E
	Carryover	Annual	26 weeks / 52 weeks	Prorated Time Due	Time Used	Hours to be paid
Comp	464.00	27.00		27.00	32.00	459.00
Personal		48.00	0.50	24.00		24.00
Sick	974.50	128.00	0.50	64.00	8.00	1,030.50
Vacation	320.00	200.00	0.50	100.00	116.00	304.00
Holidays (6)		6.00	8.00	48.00		48.00
						0.00
Total	1,758.50	409.00	1.50	215.00	156.00	1,865.50

Employee Signature: _____
 Date: _____

Treasurer's Signature: 
 Date: 7-6-09

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

RESOLUTION # 2009-187

Title: AUTHORIZING PAY OUT OF TERMINAL LEAVE

WHEREAS, the employee listed below has retired from the Township and is entitled to payment for accumulated vacation, sick and compensatory and personal time, and

WHEREAS, it is necessary to obtain authorization for any salary and wage disbursement to a Township employee that is not specified in the salary ordinance, and

WHEREAS, it has been determined by the Township Treasurer as evidenced by signature [Signature] that adequate funding is available for accumulated time in the dedicated line item "Reserved for Accumulated Absences".

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Township of Lower that a revised payment due to Elizabeth Dutil in the amount of \$742.02 is authorized and chargeable to the Reserve for Accumulated Absences.

I hereby certify the foregoing to be a resolution adopted by the Township Council on July 6, 2009.

[Signature]
Claudia R. Kammer, Township Clerk

	CONRAD	MAZUREK	DOUGLAS S	LARE	BECK
MOTION			X		
SECOND	X				
AYE	X	X	X	X	X
NAY					
ABSTAIN					
ABSENT					

TOWNSHIP OF LOWER
 RETIREMENT PAYOUT ANALYSIS
 6/30/2009

EMPLOYEE: Elizabeth Dutil
 DATE OF RETIREMENT: 7/1/2009
 DATE OF PAYMENT: 2009-187

Annual Salary:		
Hourly Rate:	\$ 9.76	\$4,401.76
Longevity per hour	\$ 0.20	\$88.04
hours worked	451	

As an hourly employee Elizabeth gets paid only for the hours she works or for which she uses accumulated P, V, or S

SALARY:		
Salary due to	6/30/2009	\$4,489.80
Salary paid through	6/25/2009	-\$4,045.79
Balance due	10/1/2009	\$444.01

TERMINAL LEAVE:				
	Hours	Rate		Total
Comp	0.00	9.76	0.20	0.00
Personal	16.75	9.76	0.20	166.83
Sick	0.00	9.76	0.20	0.00
Vacation	57.75	9.76	0.20	575.19
Terminal Leave Payout				\$742.02
Final pay				\$742.02

	(A)	(B)	(C)	(B * C)	(E)	A + D - E
	Carryover	Annual	25 weeks / 52 weeks	Prorated Time Due	Time Used	Hours to be paid
Comp				0.00		0.00
Personal	15.25	5.50	1.00	5.50	4.00	16.75
Sick	195.25	20.25	0.00	0.00	80.00	
Vacation	40.25	17.50	1.00	17.50		57.75
Total	250.75	43.25		23.00	84.00	74.50

Accrual current to 6/30/2009

Employee Signature: _____
 Date: _____

Treasurer's Signature: 
 Date: 7-6-09

Applicant
Police

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

RESOLUTION #2009-188

TITLE: ISSUANCE ICE CREAM PEDDLING LICENSES FOR THE YEAR 2009 TO FUDGY WUDGY ICE CREAM

WHEREAS, Jesse Matsinger t/a Fudgy Wudgy Ice Cream have submitted applications for an Ice Cream Peddling licenses for the year 2009 and have also submitted Ice Cream Salesman's Applications, and

WHEREAS, the applicants have paid the required fees, and

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 2009 upon final inspection of the vehicles, a valid Certificate from the CMC Health Department.

Ice Cream Peddling Salesman License

Jesse Matsinger
Matt Matsinger
Justin LoMonaco

Ice Cream Peddling Business License

1985 Ford E-250 VIN#1FDJE34G6FHB07610
1990 Chevy P30 Vin#1GBFP32KXL3309438

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 resolution was adopted by the Township Council on July 6, 2009.


Claudia R. Kammer, Township Clerk

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

Contract
Middle

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

RESOLUTION #2009-189

TITLE: RESOLUTION AUTHORIZING AN INTERLOCAL SERVICE AGREEMENT WITH THE TOWNSHIP OF MIDDLE FOR EMERGENCY ANIMAL CONTROL SERVICES

WHEREAS, Middle Township has agreed to provide Emergency Animal Control Services for the years commencing January 1, 2009 through December 31, 2011, thereafter upon renewed agreement, and

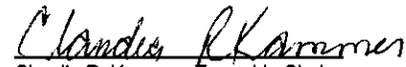
WHEREAS, Lower Township recognizes its requirements to provide such services in accordance with New Jersey State Law and has the need to utilize such services from time to time, and

WHEREAS, in consideration for providing such services to the Township, the Township agrees to the terms and conditions set forth in the attached Interlocal Services Agreement, and

WHEREAS, the parties are authorized and empowered to jointly provide such mutually beneficial services for general government administration pursuant to the Interlocal Services Act, N.J.S.A. 40:8A-1 et. seq.,

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Lower, County of Cape May, State of New Jersey, it hereby approves the Interlocal Services Agreement, in the form and content attached hereto as Exhibit A and by this reference made a part hereof, and further authorizes and directs the Township's Mayor and Clerk to execute the Interlocal Services Agreement on behalf of the Township to take any and all actions reasonably necessary to effectuate the terms and conditions thereof.

I hereby certify the foregoing to be a resolution adopted by the Township Council at a meeting held on July 6, 2009


Claudia R. Kammer, Township Clerk

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



INTERLOCAL SERVICES AGREEMENT

BETWEEN

TOWNSHIP OF LOWER

AND

THE TOWNSHIP OF MIDDLE

FOR

ANIMAL CONTROL SERVICES

January 1, 2009 to December 31, 2011

PURSUANT TO THE PROVISIONS

OF

N.J.S.A. 40:8A-1 ET SEQ.

**INTERLOCAL SERVICES AGREEMENT
BETWEEN THE TOWNSHIP OF LOWER
AND
THE TOWNSHIP OF MIDDLE
FOR
ANIMAL CONTROL SERVICES
PURSUANT TO THE PROVISIONS OF
N.J.S.A. 40:8A - 1 ET SEQ.**

THIS AGREEMENT dated this 1st day of January 2009, by and between the Township of Lower, a Municipal Corporation of the State of New Jersey, hereinafter referred to as "Lower Township" and the Township of Middle, a Municipal Corporation of the State of New Jersey, hereinafter referred to as "Middle."

WHEREAS, N.J.S.A. 40:A3 authorizes municipalities to enter into an Agreement for the exchange of Interlocal Services pursuant to the provisions of that statute known as the "Interlocal Services Act," and

WHEREAS, Middle has certain equipment and personnel available to service the limited and specific needs of Lower Township relating to Animal Control Services, on an "as needed basis" for the years commencing January 1, 2009 through December 31, 2011.

WHEREAS, Lower Township has the need to utilize such equipment and services available by Middle on an "as needed basis": and

WHEREAS, each respective municipality has determined through its governing body that the exchange of such services is fair and equitable, shall serve to save each respective municipality substantial sums of money and serve the best interests and the health and welfare for each of the respective communities.

FOR AND IN CONSIDERATION of the exchange of mutual covenants and conditions and such other consideration as set forth in this Agreement and as authorized by the provisions of N.J.S.A. 40:8A-1 et. seq. the parties agree as follows:

NATURE AND EXTENT OF SERVICES TO BE PERFORMED

Middle shall furnish a licensed Animal Control Officer, on an "as needed basis", hereinafter "Officer" and such other part time Officers, as Middle shall, in its reasonable discretion, determine to be necessary to fulfill the obligations of this Agreement. Middle Township now has three licensed Animal Control Officers, all of which are Middle Township employees. Middle Township will maintain a schedule of which Animal Control Officer is on duty at any given time. The full time Animal Control Officer shall be responsible for keeping the schedule and providing a copy of that schedule to the Police Department of the Municipalities covered by this Agreement. Middle Township Administration shall also have a copy of the schedule on a monthly basis. In addition to the above, Middle shall furnish suitable transportation and adequate equipment necessary to implement the scope of services of any intent of this Agreement and in compliance with all applicable ordinances and laws and regulations.

The duties of the Officer shall include upon an as needed basis, the following:

- (a) Canvas, tour, inspect, patrol and respond to specific requests as many times as may be necessary to remove and maintain an area free of stray and unleashed dogs and other animals with the exception of cats, the latter to be addressed in accordance with the provision of the ordinance of each respective municipality.
- (b) Provide such other animal related services as are usual and customary or otherwise required by Municipal Ordinance or by statute or regulation.

REQUEST FOR SERVICE

The manner of initiating a request for services of the Officer shall be communicated through the respective police departments. The Officer shall carry a pager/beeper and that number, as well as any other number or location at which the Officer can be reached, shall be provided to the municipal police departments. When requesting a response, each respective police department shall provide a description of the service requested and any special instructions including a telephone number or a specific frequency upon which the Officer can communicate with the department. The Officer will report to the police department of the respective municipality utilizing the same upon commencing and terminating his duties in that municipality by whatever means of communication the Officer is authorized to use.

In the event that two or more requests for assistance are received simultaneously, the Officer shall use his/her best judgment to determine which request has priority based upon his/her understanding of an evaluation of the circumstances involved with each particular request and the emergent nature of each request. There will only be one Animal Control Officer scheduled to work at any given time during the life of this Agreement. The additional licensed Animal Control Officers are substitutes in the event the full time Officer is not available for work through the posted schedule.

HOURS OF OPERATION

The Officer shall only respond upon an "as needed" basis when on duty unless further modified and revised by mutual agreement pursuant to the appropriate officials of the governing bodies of each of the municipalities. In addition to the above, the Officer shall be available for emergency calls on evenings, weekends and holidays.

FACILITY: IMPOUNDED ANIMALS, BIRDS AND REPTILES

It is understood that all municipalities participate with the Cape May County Animal Shelter Program. The Cape May County Animal Shelter is the first point of contact for housing animals, birds and reptiles that have been retrieved under this agreement. In the event that the Cape May County Animal Control Shelter is not available, then at the discretion of the officer, all impounded animals, birds and reptiles shall be taken to a licensed veterinarian if needed, or to a licensed animal shelter, operated and maintained in accordance with the laws of the State of New Jersey. The animal shelter shall have the capacity to humanely confine, house, care, and as needed, use a legally accepted humane method of euthanasia upon animals. Lower Township shall be responsible for all fees incurred thereby.

COST OF SERVICE

In consideration for the afore described Animal Control Services, Lower Township shall pay to Middle Township from January 1, 2009 through December 31, 2009 an hourly rate of Sixty Five (\$65.92) Dollars and Ninety Two Cents; from January 1, 2010 through December 31, 2010 an hourly rate of Seventy One (\$71.19) Dollars and Nineteen Cents; from January 1, 2011 through December 31, 2011 an hourly rate of Seventy Seven (\$77.60) Dollars and Sixty Cents. Payments for services provided under this Agreement shall be made to the Township of Middle within 30 days of being billed for said services. Billing for services shall be March 30, June 30, September 30, and December 31 of each year.

The Township of Lower shall be charged from the time the Animal Control Officer leaves to answer the call until his return to the Township Police Department.

RECORDS

Middle Township will maintain a record of all animal services and copies of such records will be provided to Lower Township upon request.

INSURANCE, INDEMNIFICATION

Each party represents that it is a member of the Atlantic County Municipal Joint Insurance Fund, hereinafter referred to as "JIF" and each party agrees to provide, relative to the use of its equipment and personnel in the other municipality, the following minimum insurance coverage:

- (a) \$1,000,000.00 bodily injury and property damage for general and automobile liability.
- (b) Vehicle physical damage coverage upon the municipalities' respective vehicles.
- (c) Statutory workers compensation coverage.
- (d) Such other specialized coverage as the parties may otherwise agree.

Each party further agrees to hold the other harmless for its acts or omissions falling within the scope of the above operations and services provided, caused in part or in whole by either the employees or the equipment owned, operated and controlled by each respective municipality.

Each party represents and acknowledges that it has served notice of this proposed agreement upon its appropriate insurance carriers and "JIF."

TERMINATION DATE

This Interlocal Agreement will expire December 31, 2011.

At such time as the County of Cape May establishes a countywide program of animal control, either party may void this Agreement.

REGIONAL EFFICIENCY PROGRAM

Each party to this Agreement shall be responsible for completing in a timely fashion all reports and/or applications pertaining to the Regional Efficiency Aid Program. The Regional Aid Program (R.E.A.P.) is used to provide property tax relief for the providers and the recipients of services through the Interlocal/Shared Services Agreements. The relief requested from the State of New Jersey will be received by the provider and/or recipient as determined by R.E.A.P., financial benefits are not to be used in determining the cost of services within this Agreement.

EFFECTIVE DATE

The effective date of this Agreement is January 1, 2009 or the earliest date following the adoption of the appropriate legislation by each respective municipality.

IN WITNESS THEREOF, the parties have set their hands and seals the day and year first above written.

ATTEST:

Municipal Clerk, Claudia R. Kammer

ATTEST:

Municipal Clerk, Kimberly Tomkinson

BY:

Mayor Michael Beck

BY:

Mayor F. Nathan Doughty, Jr.

07/01/09
11:39:42

RESOLUTION #2009-190
Lower Township
Bill List By Vendor Id

Page No: 1

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
00069 ALL SPORTS AMERICA*	09-01378	05/26/09	FOOTBALL BELTS	Open	86.80	0.00	
00085 AMERICAN SWIMMING POOLS*	09-01446	06/01/09	MISC. POOL SUPPLIES	Open	5,389.40	0.00	
00110 ANCO HOME CENTER*	09-00103	01/14/09		Open	92.13	0.00	
	09-01632	06/09/09	MISC. SUPPLIES FOR YOGA CLASS	Open	119.90	0.00	
					212.03		
00120 ASPHALT ZIPPER, INC.*	09-00924	04/22/09	PARTS FOR PAVER-DPW	Open	844.86	0.00	
00121 A T & T	09-01809	06/30/09	A/C 030-367-1722-001 HALL	Open	49.95	0.00	
00134 ATLANTIC COUNTY JOINT INS FUND	09-01823	06/30/09	THIRD INSTALLMENT 7/15/09	Open	229,179.00	0.00	
00153 ATLANTIC CITY ELECTRIC*	09-01807	06/30/09	JUNE, 2009 ELECTRIC	Open	18,413.44	0.00	
00179 AVERY TEITLER*	09-00885	04/16/09	PROFESSIONAL SERVICES	Open	300.00	0.00	
	09-01725	06/19/09	RESOLUTION FEES - ESCROW	Open	300.00	0.00	
					600.00		
00195 B.F. MOLZ, INC*	09-01423	05/27/09	OFFICE SUPPLIES	Open	510.26	0.00	
	09-01486	06/03/09	OFFICE SUPPLIES	Open	124.14	0.00	
					634.40		
00233 ROBERT BAILEY	09-01825	07/01/09	CONTRATUAL REIMBURSEMENTS	Open	133.00	0.00	
00257 BAYSHORE LANDSCAPING INC*	09-01635	06/09/09	906 WEEKS LANDING RD LOT CLEAR	Open	650.00	0.00	
	09-01690	06/15/09	LOT CLEARING	Open	110.00	0.00	
	09-01691	06/15/09	LOT CLEARING	Open	95.00	0.00	
					855.00		
00270 GERALD A BARRETT, INC*	09-01445	06/01/09	ASPHALT - DPW	Open	3,400.68	0.00	

Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract
00301	BELMONT AND CRYSTAL SPRINGS*							
		09-01678	06/15/09	BOTTLED WATER FOR MONTH OF MAY	Open	52.06	0.00	
		09-01688	06/15/09	WATER - DPS	Open	37.55	0.00	
		09-01723	06/18/09	BOTTLED WATER - COURT	Open	8.87	0.00	

						98.48		
00346	BERGEY'S TRUCK CENTERS*							
		09-00517	03/04/09	PART FOR LOADER-DPW	Open	302.29	0.00	
		09-01103	04/29/09	PARTS FOR RECYCLING TRUCK-DPW	Open	1,015.17	0.00	
		09-01471	06/03/09	PARTS FOR RDS-DPW	Open	91.88	0.00	

						1,409.34		
00365	BLUE STAR*							
		09-01444	06/01/09	SUPPLIES FOR GARAGE-DPW	Open	590.00	0.00	
00370	BLUE CROSS/BLUE SHIELD OF NJ							
		09-01737	06/19/09	JULY, 2009 RX RETIREES	Open	2,999.54	0.00	
00419	RICHARD M BRASLOW, ESQ							
		09-01696	06/15/09	PROFESSIONAL SERVICES	Open	84.00	0.00	
00432	MICHAEL BROGAN							
		09-01803	06/30/09	OVER 65 MEDICAL SUP	Open	142.04	0.00	
00499	BUILD.INSPECT.UNDERWRITERSINC							
		09-01636	06/09/09	ELEVATOR	Open	418.00	0.00	
00594	COLEA*							
		09-01680	06/15/09	CALEA - CACE-R UPDATE	Open	85.00	0.00	
00616	ANIMAL ALLIANCE OF CAPE							
		09-01728	06/19/09	TNR AND SPAY/NEUTER PROGRAM	Open	375.00	0.00	
		09-01826	07/01/09	TNR AND SPAY/NEUTER PROGRAM	Open	190.00	0.00	

						565.00		
00731	CAPE PORT MARINE*							
		09-01440	06/01/09	SAFETY VESTS - DPW	Open	153.60	0.00	
00733	CAPE POWER EQUIPMENT INC*							
		09-01049	04/24/09	MISC. SUPPLIES REC. MAY 09	Open	384.11	0.00	
00775	CAPRIONI PORTABLE TOILETS, INC*							
		09-01666	06/10/09	HANDICAP TOILET WITH WKLY/INS.	Open	280.00	0.00	
00784	CAPE MAY STAR & WAVE							
		09-01722	06/18/09	LEGALS	Open	88.66	0.00	
00807	CDW-GOVERNMENT INC*							
		09-01283	05/20/09	BATTERY BACK UP REPLACEMENT	Open	195.00	0.00	

Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract
00825	COMCAST*	09-01785	06/25/09	MONTHLY INTERNET ACCESS - FIRE	Open	100.20	0.00	
00925	DONALD PAUL CLARK JR.	09-01773	06/25/09	CONTRACTUAL REIMBURSEMENT	Open	285.00	0.00	
00928	CAPE MAY COUNTY CLERK	09-01738	06/19/09	2009 PRIMARY ELECTION COSTS	Open	6,695.85	0.00	
00991	COLONIAL ELECTRIC SUPPLY*	09-00680	03/23/09	(10) BALLAST FOR BLDG/DPW	Open	270.99	0.00	
		09-00682	03/23/09	LIGHT BULBS	Open	60.60	0.00	
						----- 331.59		
01072	WILLIAM CORDES JR	09-01676	06/11/09	MEDICAL CLAIMS	Open	39.00	0.00	
01118	DAYCARE CLEANING SERVICE*	09-01638	06/09/09	JANITORIAL SERVICES JUNE,09	Open	2,279.17	0.00	
01122	CVR COMPUTER SUPPLIES*	09-01284	05/20/09	INK & TONER - DPS	Open	1,487.00	0.00	
01127	GAYLE CROOKSTON	09-01740	06/23/09	CONTRACTUAL REIMBURSEMENT	Open	100.00	0.00	
01200	DELTA DENTAL PLAN OF NJ	09-01805	06/30/09	JULY, 2009 DENATL-GROUP 09303	Open	12,166.08	0.00	
01245	G & K SERVICES CO*	09-01441	06/01/09	WORK GLOVES - DPW	Open	300.00	0.00	
01399	ENFORSYS POLICE SYSTEMS INC*	09-01422	05/27/09	ANNUAL MAINT. FEE	Open	6,300.00	0.00	
01409	GEORGE ELY ASSOCIATES, INC.*	09-01443	06/01/09	ULTIMATE II GRAFFITTI REMOVER	Open	322.00	0.00	
01501	PAMELA M FELDER	09-01705	06/18/09	REIMB - TRAINING 6/12/09	Open	28.20	0.00	
01519	TOM FOLS ELECTRICALCONTRACTOR*	09-01733	06/19/09	ELECTRICAL WORK DPS KITCHEN	Open	900.00	0.00	
01598	FT DEARBORN LIFE*	09-01802	06/30/09	JULY, 2009 LIFE INSURANCE	Open	571.85	0.00	
01641	GALL'S INC*	09-01296	05/20/09	VEHICLE PARTS	Open	92.00	0.00	
01653	GENTILINI FORD*							

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract
	09-01243	05/15/09	TRANSMISSION FOR CAR 129/DPS	Open	1,653.13	0.00	
01690 GRANTURK EQUIPMENT CO*							
	09-01473	06/03/09	PARTS FOR SWEEPER-DPW	Open	2,408.12	0.00	
01781 HATCH MOTT MACDONALD, LLC*							
	09-00575	03/10/09	OHIO AVE OUTFALL REPLACEMENT	Open	5,568.20	0.00	
	09-00576	03/10/09	OUTFALL PIPES ALONG DEL. BAY	Open	17,820.50	0.00	
	09-00839	04/09/09	PUBLIC SAFETY ROOFING SYSTEM	Open	12,300.00	0.00	
	09-01151	05/05/09	ENGINEERING & PERMITTING SVCS	Open	11,221.00	0.00	
	09-01216	05/11/09	QUALIFIED WITNESS IN FACT	Open	2,208.00	0.00	
	09-01317	05/20/09	STORM WATER REGULATION REVIEW	Open	2,618.70	0.00	
	09-01361	05/21/09	TAX MAP INSPECTION FOR REVAL	Open	9,750.00	0.00	
	09-01452	06/02/09	APPLICATION NJDOT MUN AID	Open	1,500.00	0.00	
	09-01726	06/19/09	ESCROW BILLING	Open	4,091.00	0.00	
					67,077.40		
01791 CINDY S. HARTLEY							
	09-01750	06/24/09	PRIMARY ELECTION JUNE, 2009	Open	200.00	0.00	
01806 ANTHONY J HARVATT, II, ESQ							
	09-01697	06/15/09	ESCROW ACCT RESOLUTIONS	Open	450.00	0.00	
	09-01724	06/18/09	CONFLICT PUBLIC DEFENDER	Open	200.00	0.00	
					650.00		
01834 RICHARD HOOYMAN							
	09-01774	06/25/09	CONTRACTUAL REIMBURSEMENT	Open	18.00	0.00	
01942 INSTITUTE FOR PROF DEVELOP*							
	09-00761	04/01/09	SEMINAR - PAUROLL 2009 IRS	Open	198.00	0.00	
01968 ITS MAILING SYSTEMS, INC*							
	09-01437	06/01/09	SCALE MAINT SVC CONTRACT	Open	1,140.00	0.00	
02006 MEDIA PASSPORT*							
	09-01684	06/15/09	COMPUTER SERVICES	Open	950.00	0.00	
02025 HUNTER JERSEY PETERBILT*							
	09-01472	06/03/09	PARTS FOR TRASH TRUCK-DPW	Open	71.29	0.00	
02089 K-MART STORE #9133*							
	08-03522	12/30/08	APPLIANCES	Open	756.48	0.00	
02213 LAB SAFETY SUPPLY, INC.*							
	09-01318	05/20/09	2 MEASURING WHEELS/SIGNS/DPW	Open	178.39	0.00	
02215 JOSEPH MCGOVERN							
	09-01775	06/25/09	CONTRACTUAL REIMBURSEMENT	Open	109.99	0.00	
02351 LOWER CAPE MAY REGIONAL							
	09-01061	04/27/09	SCHOOL TAX DUE 15TH OF MONTH	Open	1,162,843.00	0.00	

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract
02402 MGL PRINTING SOLUTIONS	09-00592	03/11/09	TAX BILLS	Open	1,154.00	0.00	
02655 WILLIAM MCPHERSON	09-01804	06/30/09	CONTRACTUAL REIMBURSEMENT	Open	134.00	0.00	
02656 MICHAEL MCPHERSON*	09-01459	06/03/09	308 VILLAGE LOT CLEARING	Open	385.00	0.00	
	09-01460	06/03/09	6 E FLORIDA LOT CLEARING	Open	380.00	0.00	
	09-01461	06/03/09	1216 BAYSHORE RD LOT CLEARIN	Open	275.00	0.00	
	09-01689	06/15/09	LOT CLEARING	Open	380.00	0.00	
					----- 1,420.00		
02709 ANTHONY MONZO*	09-01824	07/01/09	MAY LITIGATION EXPENSE	Open	8,851.72	0.00	
02940 MUNICIPAL RECORD SERVICE*	09-01447	06/01/09	TRAFFIC SUMMONS	Open	306.00	0.00	
03001 STATE TOXICOLOGY LABORATORY*	09-01687	06/15/09	APLICANT TESTING	Open	175.00	0.00	
03026 NJ STATE HEALTH BENEFITS	09-01801	06/30/09	JULY, 2009 HEALTH BENEFITS	Open	185,414.83	0.00	
03132 NEXTEL COMMUNICATIONS	09-01806	06/30/09	NEXTEL - DPS	Open	707.74	0.00	
03226 OLD DOMINION BRUSH CO.*	09-01419	05/27/09	PARTS FOR LEAF TRUCKS-DPW	Open	3,627.87	0.00	
03280 PARAMOUNT SANITARY SUPPLY*	09-01288	05/20/09	MISC. CLEANING SUPPLIES	Open	1,351.24	0.00	
	09-01415	05/27/09	TRASH BAGS FOR CLEAN-UP	Open	53.20	0.00	
					----- 1,404.44		
03293 BLAINE PAYNTER	09-01721	06/18/09	CONTRACTUAL REIMBURSEMENT	Open	29.00	0.00	
03297 PEACH COUNTRY TRACTOR, INC*	09-01467	06/03/09	PART FOR TRACTOR-DPW	Open	46.61	0.00	
03387 POGUE INC. *	09-01662	06/10/09	PRE-EMPLOYMENT TESTING-DPW	Open	118.00	0.00	
03427 POLAR BEAR*	09-01716	06/18/09	ANNEX HEATING SYSTEM	Open	950.00	0.00	
03440 QUALITY COMMUNICATIONS*	09-01044	04/24/09	11 MOBIL DATA POLICE TERMINALS	Open	65,945.00	0.00	

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract
03518 RIGGINS, INC.*							
	09-01528	06/05/09	OFF-HIGHWAY DIESEL-DPW	Open	851.01	0.00	
	09-01719	06/18/09	OFF-HIGHWAY DIESEL-DPW	Open	897.00	0.00	

					1,748.01		
03537 RUTGERS, THE STATE UNIVERSITY*							
	09-01202	05/08/09	PUBLIC PURCHASING FORUM	Open	650.00	0.00	
03573 SAFETY-KLEEN CORP*							
	09-00270	02/03/09	EQUIPMENT MAINTENACE-DPW	Open	557.56	0.00	
	09-00283	02/03/09	EQUIP. MAINT.-DPW	Open	557.56	0.00	

					1,115.12		
03608 SEAWAVE CORPORATION*							
	09-01706	06/18/09	LEGAL NOTICE	Open	34.02	0.00	
03611 SERVICE TIRE TRUCK CENTERS*							
	09-01190	05/06/09	TIRES FOR RDS/SANT/RECY/DPW	Open	2,330.90	0.00	
03619 THOMAS SOLENSKI							
	09-01712	06/18/09	SHOE ALLOWANCE FOR 2009-DPW	Open	225.00	0.00	
03663 SOUTH JERSEY AUTO SUPPLY*							
	09-01468	06/03/09	PARTS FOR RDS-DPW	Open	166.94	0.00	
03692 SOUTH JERSEY GAS CO*							
	09-01808	06/30/09	JUNE, 2009	Open	391.88	0.00	
03700 SPORTS-N-STUFF*							
	09-00846	04/13/09	SOCER JERSEYS	Open	876.00	0.00	
	09-00847	04/13/09	SOCCER JERSEYS	Open	396.00	0.00	
	09-00892	04/20/09	APACHE SOCCER JERSEYS	Open	255.00	0.00	
	09-00928	04/23/09	SOCCER JERSEYS	Open	709.00	0.00	

					2,236.00		
03704 RAYMOND SMALL							
	09-01736	06/19/09	CONTRACTUAL REIMBURSEMENT	Open	538.47	0.00	
03733 JAMES D. STRICKLAND							
	09-01732	06/19/09	CONTRACTUAL REIMBURSEMENT	Open	90.00	0.00	
03790 THE PRESS*							
	09-01827	07/01/09	A/C 104359 LEGAL AD	Open	33.60	0.00	
03803 TONY'S MARINE SUPPLY*							
	09-01192	05/06/09	SUPPLIES FOR SIGNS/DPW	Open	17.60	0.00	
03814 UNIVERSAL COMPUTING SERV., INC*							
	09-01365	05/21/09	MESSAGE MAILERS	Open	347.70	0.00	

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract
03820 MUNICIPAL UTIL. AUTH ON CALL	09-01713	06/18/09	ONE-CALL MESSAGES-DPW	Open	90.50	0.00	
03881 TREASURER, STATE OF NEW JERSEY	09-00900	04/20/09	3 PERMITS - GENERATOR/BOILER	Open	1,050.00	0.00	
03921 UNIFORM & ACCESSORIES WHSE*	09-00084	01/12/09	NEW DURANGO OUTFITTING	Open	1,777.55	0.00	
03925 TREASURER, STATE OF NJ - DEP	09-01503	06/04/09	CAFRA PERMIT - MODIFICATION	Open	1,100.00	0.00	
03935 STAPLES BUSINESS ADVANTAGE*	09-01281	05/19/09	PAPER FOR EASLE MAB	Open	49.06	0.00	
	09-01424	05/27/09	OFFICE SUPPLIES - DPS	Open	372.52	0.00	
	09-01451	06/01/09	LABELS - CLERK'S OFFICE	Open	33.98	0.00	

					455.56		
03969 VERIZON	09-01811	06/30/09	JUNE, 2009	Open	343.00	0.00	
03992 VAL-U AUTO PARTS LLC*	09-01455	06/03/09	PARTS FOR RDS/SANT/RECY/DPS	Open	2,307.91	0.00	
03994 MARGARET VITELLI	09-01813	06/30/09	CONTRACTUAL REIMBURSEMENTS	Open	30.00	0.00	
04075 BARBER CONSULTING SERVICES LLC	09-00289	02/04/09	WEB HOSTING 2/09-12/31/09	Open	300.00	0.00	
04082 USA MOBILITY WIRELESS INC*	09-01665	06/10/09	PAGER - DPW	Open	8.30	0.00	
04089 WIZARD'S FESTIVAL OF FUN, INC*	09-01720	06/18/09	PROFESSIONAL SERVICES CONTRACT	Open	23,500.00	0.00	
04097 CINTAS FIRST AID AND SAFETY*	09-01263	05/18/09	FIRST-AID KIT SUPPLIES-DPW	Open	166.35	0.00	
	09-01474	06/03/09	FIRST-AID KIT SUPPLIES-DPW	Open	107.90	0.00	

					274.25		
04252 LESTER SHIFFLETT	09-01735	06/19/09	SHOE ALLOWANCE FOR 2009-DPW	Open	42.50	0.00	
04275 CLARKTON, LLC*	09-01431	05/28/09	SOIL TEST FOR FOOTBALL FIELD	Open	60.00	0.00	
	09-01442	06/01/09	AERIFICATION OF FOOTBALL FIELD	Open	1,200.00	0.00	

					1,260.00		

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract
04276 WPCS INTERNATIONAL- LAKEWOOD*	09-01485	06/03/09	PROTECTIVE FILM	Open	293.00	0.00	
04300 W B MASON CO INC*	09-01276	05/18/09	OFFICE SUPPLIES - COURT	Open	180.78	0.00	
04301 SEASHORE ASPHALT CORPORATION*	09-01664	06/10/09	ASPHALT - DPW	Open	2,720.68	0.00	
	09-01718	06/18/09	ASPHALT - DPW	Open	639.36	0.00	

					3,360.04		
04444 SCOTT SALINSKY	09-01810	06/30/09	BACKGROUND INVESTIGATION	Open	51.25	0.00	
AMANJ AMANJ EDUCATION FUND*	09-01214	05/11/09	CONF REGISTRATION- A. AMONETTE	Open	245.00	0.00	
ARC ARC OF CAPE MAY COUNTY, INC	09-01748	06/24/09	DONATION FOR 09 SPECIAL OLYMPI	Open	100.00	0.00	
BAKERF FRED BAKER	09-01747	06/24/09	6/2/09 ELECTION - JUDGE	Open	25.00	0.00	
BOSNA KAREN MANETTE BOSNA	09-01749	06/24/09	PYMT TO INSTRUCTOR- YOGA CLASS	Open	200.00	0.00	
BRITB BRUCE BRITTON	09-01654	06/10/09	OFFICIATING YOUTH SOCCER	Open	540.00	0.00	
	09-01657	06/10/09	OFFICIATING YOUTH SOCCER	Open	20.00	0.00	

					560.00		
BRITTON JOSH BRITTON	09-01710	06/18/09	OFFICIATING YOUTH SOCCER	Open	240.00	0.00	
BRITZ ZACK BRITTON	09-01656	06/10/09	OFFICIATING YOUTH SOCCER	Open	10.00	0.00	
CELLA MARTHA CELA	09-01699	06/15/09	SOCCER REFUND FOR VOLUNTEER	Open	15.00	0.00	
CRONIN MICHAEL CRONIN	09-01670	06/10/09	BACKGROUND INVESTIGATION	Open	26.25	0.00	
FISHER ANDREW FISHER	09-01668	06/10/09	OFFICIATING YOUTH SOCCER	Open	60.00	0.00	
FRAMEGEO GEORGE FRAME	09-01709	06/18/09	OFFICIATING YOUTH SOCCER	Open	470.00	0.00	
G-YAP CENTER FOR COMMUNITY ARTS	09-01692	06/15/09	PARTIAL PAYMENT FOR YOUTH ARTS	Open	6,500.00	0.00	

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract
GURD STEVEN GURDGIEL	09-01655	06/10/09	OFFICIATING YOUTH SOCCER	Open	165.00	0.00	
HUTEL JOSEPH HUTELMYER	09-01812	06/30/09	RELEASE OF DEMO BOND	Open	500.00	0.00	
MCAA MCAA OF NEW JERSEY	09-01362	05/21/09	DUES BYRNE/MILBRANDT	Open	90.00	0.00	
MCFADD ANDREW MCFADDEN	09-01661	06/10/09	OFFICIATING YOUTH SOCCER	Open	170.00	0.00	
OLIVIO ROBERT OLIVIO	09-01746	06/23/09	RETURN UNUSED ESCROW	Open	250.18	0.00	
PEREZJUA JUAN PEREZ	09-01707	06/18/09	SOCCER REFUND-VOLUNTEER COACH	Open	20.00	0.00	
TACPR TAC PRINTING & MARKETING SERV*	09-01277	05/18/09	RECREATION DEPT ENVELOPES	Open	475.00	0.00	

Total Purchase Orders:	157	Total P.O. Line Items:	311	Total List Amount:	1,864,298.59	Total Void Amount:	0.00

**Lower Township
Bill List
07/06/09**

<u>Vendor</u>	<u>PO #</u>	<u>Description</u>	<u>Check #</u>	<u>Check Date</u>	<u>Amount</u>
Treasurer, State of NJ	09-01821	CAFRA Permit /Storm Water	40286	06/30/09	\$ 8,300.00
					\$ 8,300.00
Total Manual Checks					\$ 8,300.00
Total brought forward from computer generated bill list					\$ 1,864,298.59
TOTAL BILL LIST					<u>\$ 1,872,598.59</u>

I certify the foregoing to be a Resolution adopted by the Township Council on July 6, 2009.



 Claudia R. Kammer, RMC, Township Clerk

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

Applicant
Cape Atlantic

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

RESOLUTION #2009-191

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

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

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

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

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

Block 410.01	Lots 30.01, 31 & 32
Block 410.01	Lots 9.01, 11.01 & 18.01
2. That all such license shall remain in full force and effect through July 15, 2010.
3. That the renewal of such license shall be conditioned on there being no further commercial activity conducted on the licensed premises without first obtaining all required Township and/or State licenses and permits and that a violation of this condition shall be grounds for revocation of the license.
4. The issuance of the licenses is further conditioned on the licensee's compliance with all applicable Federal, State and local laws and that a conviction of any Federal, State or local law shall be grounds for revocation of the license.

I hereby certify the foregoing to be a resolution adopted by the Township Council on July 6, 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 #2009-192

TITLE: A RESOLUTION REQUESTING RELEASE OF DEMOLITION BOND FOR BLOCK 40, LOT 9, 216 EAST JACKSONVILLE AVENUE, VILLAS

WHEREAS, Joseph C. Hutelmyer posted a Demolition Bond with the Township of Lower, in the amount of \$500.00, and

WHEREAS, the Township Building Inspector made a final inspection and the Certificate of Occupancy was issued June 5, 2009, and

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

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

I hereby certify this is the original resolution adopted by the Township Council at the meeting of July 6, 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 #2009-193

**TITLE: REJECTION OF BID FOR MAINTENANCE OF LOWER TOWNSHIP
GROUNDS AND PARKS**

WHEREAS, sealed bids were received by the Township QPA on May 12, 2009 at 11:00 a.m. for the Maintenance of Lower Township Grounds & Parks, and

WHEREAS, American Landscaping & Pavers submitted the only bid, and

WHEREAS, the bid was opened and reviewed by the QPA and the Recreation Director, and

WHEREAS, the bid exceeds the appropriation, and

NOW, THEREFORE, BE IT RESOLVED by the Township Council, of the Township of Lower the only bid for "Maintenance of Lower Township Grounds & Parks" be and is hereby rejected.

I hereby certify the foregoing to be a resolution adopted by the Township Council on July 6, 2009.


Claudia R. Kammer, Twp. 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 #2009-194

TITLE: RESOLUTION APPROVING PROJECT PROPOSAL BETWEEN HATCH MOTT MACDONALD AND THE TOWNSHIP OF LOWER FOR ENGINEERING SERVICES RELATED TO ROOFING SYSTEM REPAIR FOR PUBLIC SAFETY BUILDING

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 Roofing System Repair for the Public Safety Building 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 \$36,700 (includes Task 1 and Task 2), 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 July 6, 2009.


 Claudia R. Kammer, Township Clerk

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

Res. #2009-194

TOWNSHIP OF LOWER

2600 Bayshore Road
Villas, New Jersey 08251



Incorporated 1798

(609) 886-2005

CHIEF FINANCIAL OFFICER'S CERTIFICATION

FOR AVAILABILITY OF FUNDS

I hereby certify that funds are available in the amount of \$36,700 for Hatch Mott MacDonald per resolution #2009-194 for payment of engineering services related to the repair of the public safety roof in the capital budget line C-04-55-391-585 (ORD. #07-14) as evidenced by signature.

A handwritten signature in cursive script, appearing to read "Lauren Read", is written over a horizontal line.

Signature

Lauren Read

Name

Chief Financial Officer

Title

7/6/2009

Date



**Hatch Mott
MacDonald**

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

June 26, 2009
Via email: kmcpherson@townshipoflower.org

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

**RE: Professional Engineering Services Proposal
Public Safety Building (Cape May Airport)
Roofing Systems Repair Proposal
Township of Lower
Cape May County, New Jersey**

Dear Ms. McPherson:

Please find enclosed herewith our proposal to complete the professional design and construction phase services required to complete the short term repair recommendations listed in the "Survey Report for Roofing Systems & Leak Investigation at the Public Safety Building" prepared by Hatch Mott MacDonald (HMM) dated May 22, 2009.

The following is our proposed scope of work:

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

HMM will prepare the design and construction bid documents (plans and specifications) for the following short term recommendations listed in the above referenced report:

- Main Entrance Vestibule Roof - The recommendations to repair the Main Entrance Vestibule Roof are as follows:
 1. Remove and replace the metal coping along the entire front façade of the building;
 2. Remove the shingle and flat roofing systems and portions of the EIFS clad wall;
 3. Replace damaged wood framing and sheathing;
 4. Install proper metal step and base flashing;
 5. Install asphalt shingle and granular surfaced modified bitumen roofing systems on the steep and flat portions respectively;
 6. Install a gutter and leader system to drain both roofs away from the building;
 7. Remove and replace the corridor window, replace damaged framing and interior and exterior wall sheathing and paint the interior wall; and



8. Design and include an Alternate Item in the bid documents for the replacement of the main entrance vestibule.
- Ambulance Corps Roof (short-term) - The recommendations to repair the Ambulance Corps Roof to repair the immediate leaks are as follows:
 1. Remove the four scupper systems and patch the parapet walls watertight;
 2. Install and properly flash four new roof drains in front of the removed scuppers and pipe them to the exterior leaders;
 3. Remove and replace the metal collar and flashing at the unit heater flue;
 4. Install cleanouts at the base of the leaders and clean out the catch basin in the parking lot; and
 5. Remove the existing flashing at the two existing roof drains and properly flash the roofing membrane into the clamping rings and existing roofing system.
 - Exterior Walls
 1. Remove and replace all of the sealant joints and backer rods in properly prepared substrate joints;
 2. Remove and replace all of the damaged EIFS; and
 3. Clean the existing EIFS surface and install an elastomeric costing system over the entire surface.

We propose to complete the scope of work outlined above (**Task 1**) for the lump sum amount of **\$16,800**.

Task 2	Bid, Award and Construction Phase Services
---------------	---

HMM will provide the following services under Task 2:

- Attend a pre-bid meeting with prospective Contractors;
- 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;
- Attend pre-construction meeting and prepare meeting minutes;
- Review shop drawings;
- Review Contractor's applications for payment
- Perform periodic observation of the construction;
- Prepare final punchlist; and
- Perform final inspection and project closeout services.

We propose to complete the scope of work outlined above (**Task 2**) for the lump sum amount of **\$19,900**.



Hatch Mott
MacDonald

We anticipate the following schedule for the project:

95% Construction Document Submission to Township	5 weeks
Lower Township Review	2 weeks
Final Bid Documents	2 weeks
Bidding of Project (Pre-Bid Meeting)	4-6 weeks
Shop Drawing Review	2 weeks
Construction Period (Pre-Construction Meeting)	5-6 weeks

FEE SUMMARY			
<u>Scope Of Work</u>	<u>Description</u>	<u>Payment Method</u>	<u>Cost/Budget</u>
Task 1	Design Services	Lump Sum	\$16,800
Task 2	Bid, Award and Construction Phase Services	Lump Sum	\$19,900
TOTAL			\$36,700

Compensation for this project shall be on a lump sum basis and the Township shall be invoiced on a percent complete basis. We thank you for the opportunity to provide this scope of work for the Roofing Systems Repair Work at the Public Safety Building.

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

cc: Robert C. Mainberger, PE, CME, Hatch Mott MacDonald
Robert K. Fritz, RRC, RWC, AIA, Hatch Mott MacDonald
File: 255139CM10-III-3

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

RESOLUTION #2009-195

TITLE: RESOLUTION APPROVING PROJECT PROPOSAL BETWEEN HATCH MOTT MACDONALD AND THE TOWNSHIP OF LOWER FOR ENGINEERING SERVICES RELATED TO PREPARATION OF THE RENEWAL APPLICATION FOR THE BEACH AND DUNE MAINTENANCE PERMIT

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 preparation of the renewal application for the beach and dune maintenance permit 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 \$11,600 , 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 July 6, 2009.


Claudia R. Kammer, Township Clerk

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

Res. #2009-195

TOWNSHIP OF LOWER

2600 Bayshore Road
Villas, New Jersey 08251



Incorporated 1798

(609) 886-2005

CHIEF FINANCIAL OFFICER'S CERTIFICATION

FOR AVAILABILITY OF FUNDS

I hereby certify that funds are available in the amount of \$11,600 for Hatch Mott MacDonald per resolution #2009-195 for payment of engineering services related to the renewal of the beach maintenance permit in the capital budget line C-04-55-377-650 (ORD. #03-03) as evidenced by signature.

A handwritten signature in black ink, appearing to read "Lauren Read", is written over a horizontal line.

Signature

Lauren Read

Name

Chief Financial Officer

Title

7/6/2009

Date



Hatch Mott
MacDonald

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

June 24, 2009
Via email: zzelwak@townshipoflower.org

Mr. Zachary Zelwak, Superintendent of Parks and Recreation
Township of Lower
2600 Bayshore Road
Villas, NJ 08251

**RE: Coastal General Permit for Beach Maintenance
Engineering & Permitting Proposal
Township of Lower, Cape May County, New Jersey**

Dear Mr. Zelwak:

Please find enclosed herewith our proposal to complete the professional engineering services required to prepare an application to the New Jersey Department of Environmental Protection for a permit to conduct beach and dune maintenance activities.

The Township's current Coastal General Permit for Beach and Dune Maintenance issued January 25, 2005 is due to expire on January 25, 2010. In order for the Township to continue to maintain its beaches a new permit is required to be in place when the current permit expires.

HMM proposes the following scope of services to prepare plans and the required application contents in accordance with the NJDEP Checklist for Administrative Completeness for a Coastal General Permit application.

The following outlines our proposed scope of services for work included under for the project:

- Research existing site conditions to obtain necessary information in support of the preparation of a Coastal General permit application to the NJDEP;
- Assemble documents and prepare materials required for the preparation of a Coastal General permit application submission;
- Prepare public notifications to governmental agencies, newspaper and adjacent property owners as required;
- Communication, coordination and review of information to be submitted to the NJDEP with Township representatives;
- Monitor and respond to NJDEP information requests to deem application complete for final review and review of permit and conditions with the Township.



Hatch Mott
MacDonald

We propose to complete the scope of work outlined above for the lump sum amount of **\$11,600.**

Compensation for this project shall be on a lump sum basis and the Township shall be invoiced on a percent complete basis. We thank you for the opportunity to provide this Scope of Work for the 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

A handwritten signature in black ink, appearing to read "Mark R. Sray".

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

A handwritten signature in black ink, appearing to read "Steven C. Morey".

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

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

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

RESOLUTION #2009-196

TITLE: AUTHORIZING SALE OF PERSONAL PROPERTY NOT NEEDED FOR PUBLIC USE BY PRIVATE SALE

WHEREAS, the Township has deemed the service weapon, a Glock, Model 21, Semiauto 45 ACP Pistol with Night Sights & Three Magazines, Serial #FLU315, assigned to William Hienkel who retired June 30, 2009, is no longer needed for public use, and

WHEREAS, the Township has obtained a quote from Lawmen Supply Company of New Jersey, Inc. as to the fair market value of the weapon, and

WHEREAS, N.J.S.A. 40A:11-36 permits a municipality to sell by private sale personal property no longer needed for public use, when the fair value of the property to be sold does not exceed the applicable bid threshold.

NOW, THEREFORE, BE IT RESOLVED that the private sale to William Hienkel of the above mentioned weapon for the amount of Two Hundred Sixty Five (\$265) Dollars is hereby authorized.

BE IT FURTHER RESOLVED that said weapon will be removed from the Lower Township Fixed Asset Inventory.

I hereby certify the foregoing to be a true copy of a resolution adopted by the Township at a meeting held July 6, 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 #2009-197

TITLE: RESOLUTION APPROVING PROJECT PROPOSAL BETWEEN HATCH MOTT MACDONALD AND THE TOWNSHIP OF LOWER FOR ENGINEERING SERVICES RELATED TO IMPROVMENTS FOR THE MUNICIPAL PARKING LOT, PHASE 1

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 Improvements for the Municipal Parking Lot, Phase 1 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 \$27,300.00 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 July 6, 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

2600 Bayshore Road
Villas, New Jersey 08251



Incorporated 1798

(609) 886-2005

CHIEF FINANCIAL OFFICER'S CERTIFICATION

FOR AVAILABILITY OF FUNDS

I hereby certify that funds are available in the amount of \$27,300 for Hatch Mott MacDonald per resolution #2009-197 for payment of engineering services related to the Lower Township municipal hall parking lot improvements in the capital budget lines C-04-55-381-910 (ORD. #05-08) as evidenced by signature.

A handwritten signature in black ink, appearing to read "Lauren Read", is written over a horizontal line.

Signature

Lauren Read

Name

Chief Financial Officer

Title

7/6/2009

Date



**Hatch Mott
MacDonald**

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

July 1, 2009
Via email: kmcpherson@townshipoflower.org

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

**RE: Professional Engineering Services Proposal
Municipal Parking Lot Improvements - Phase 1
Township of Lower
Cape May County, New Jersey**

Dear Ms. McPherson:

Please find enclosed herewith our proposal for professional surveying and engineering services to survey the existing project area and prepare a conceptual design of improvements to the Municipal Parking Area and Station Road & States Avenue intersection. This proposal is based on discussions at our meeting with the Township and Shropshire Associates on June 17, 2009.

The following is our proposed scope of work:

Task 1	Survey & Base Map Preparation
---------------	--

The following outlines our proposed scope of services for work included under Task 1 for this project:

- Establish survey control for the site. The Horizontal Datum will be NAD83 and the Vertical Datum will be NAVD88.
- Perform a topographic survey of the project area and the adjacent cartways (States Avenue, Station Road & Bayshore Road) identifying all features required. The survey will detail existing spot elevations recorded in the field and contours at an appropriate interval (if necessary for clarification).
- Locate existing visible utilities and structures within the project area.
- Prepare a topographic base map for the project area. The plan will be prepared using AutoCAD 2008 incorporating the above information on a 24" x 36" (D Size) or 30" x 42" (E Size) drawing.



Hatch Mott MacDonald

We propose to complete the scope of work outlined above (**Task 1**) for the lump sum amount of **\$8,200**.

Task 2	Conceptual Design
---------------	--------------------------

The following outlines our proposed scope of services for work included under Task 2 for this project:

- Prepare an initial conceptual design for the following anticipated improvements to the parking and circulation at the Municipal Hall complex:
 1. One-way access to the Municipal Building parking directly off Station Road;
 2. Proposed expanded parking area in front of the Planning & Zoning/Construction Office;
 3. One-way outbound access to Bayshore Road from the newly expanded parking area;
 4. Reconfiguration of the intersection of Station Road and States Avenue to include a T-end intersection design with stop control along States Avenue;
 5. Coordination with the County’s library improvement plans;
 6. Review of potential parallel parking along States Avenue;
 7. Two-way access to the existing Municipal parking area that parallels Station Road; and
 8. Revised parking concept within the Municipal Building parking area and in front of the Lower Township Recreation Center.
- Review conceptual geometry, signing and striping for each element of the above proposed street improvements and parking plans; and
- Review the existing stormwater collection and routing systems and provide stormwater improvements to address existing deficiencies and new asphalt areas.

We propose to complete the scope of work outlined above (**Task 2**) for the lump sum amount of **\$19,100**.

FEE SUMMARY			
<u>Scope Of Work</u>	<u>Description</u>	<u>Payment Method</u>	<u>Cost/Budget</u>
Task 1	Survey & Base Map Preparation	Lump Sum	\$8,200
Task 2	Conceptual Design	Lump Sum	\$19,100
TOTAL			\$27,300



Hatch Mott
MacDonald

Compensation for this project shall be on a lump sum basis and the Township shall be invoiced on a percent complete basis. We thank you for the opportunity to provide this scope of work for the Municipal Parking Lot Improvement project.

Upon presentation of the conceptual design to the Township and receipt of suggested modifications to the plan, HMM will prepare a scope of work and cost proposal (Phase 2) to complete the final design and construction documents for public bidding of the 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

A handwritten signature in black ink, appearing to read "Mark R. Sray".

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

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

**TOWNSHIP OF LOWER, COUNTY OF CAPE MAY, STATE OF NEW JERSEY
RESOLUTION #2009-198**

**TITLE: RESOLUTION APPOINTING A MUNICIPAL HOUSING LIAISON FOR
THE
TOWNSHIP OF LOWER, CAPE MAY COUNTY**

WHEREAS, the Governing Body of the Township of Lower will be petitioning the Council on Affordable Housing (COAH) for substantive certification of its Housing Element and Fair Share Plan; and

WHEREAS, the Township of Lower's Fair Share Plan promotes an affordable housing program pursuant to the Fair Housing Act (N.J.S.A. 52:27D-301, et. seq.) and COAH's Third Round Substantive Rules (N.J.A.C. 5:94-1, et. seq.); and

WHEREAS, pursuant to N.J.A.C. 5:94-7 and N.J.A.C. 5:80-26.1 et. seq., is required to appoint a Municipal Housing Liaison for the administration of the Township of Lower affordable housing program to enforce the requirements of N.J.A.C. 5:94-7 and N.J.A.C. 5:80-26.1 et. seq.; and

WHEREAS, the Township of Lower has amended Chapter 400 entitled *Land Development* to provide for the appointment of a Municipal Housing Liaison to administer the Township of Lower's affordable housing program.

NOW THEREFORE BE IT RESOLVED, by the Governing Body of the Township of Lower in the County of Cape May, and the State of New Jersey that Colleen Crippen is hereby appointed by the Governing Body of the Township of Lower as the Municipal Housing Liaison for the administration of the affordable housing program, pursuant to and in accordance with Section 400-105 and of the Township of Lower's Code.

I hereby certify the foregoing to be a resolution adopted by the Township Council at the meeting of July 6, 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 #2009-199

TITLE: RESOLUTION CONGRATULATING LIEUTENANT CHRISTOPHER WINTER ON HIS UPCOMING RETIREMENT AND RECOGNIZING HIS CAREER ACHIEVEMENTS

WHEREAS, Lieutenant Christopher Winter has protected and served the residents of Lower Township for over 25 years as a member of the Lower Township Police Department, and

WHEREAS, Lieutenant Winter was hired in 1988 and quickly established himself as an aggressive Police Officer, and

WHEREAS, Lieutenant Winter was promoted to Detective in 1991, where he was part of the investigative team that was responsible for the investigation and apprehension of the subject who shot and killed Lower Township Police Officer, David C. Douglass, on February 18th, 1994, and

WHEREAS, Lieutenant Winter was promoted to Detective First Class in 1995, and

WHEREAS, Lieutenant Winter was promoted to Sergeant in 1998 and Lieutenant in 2006, and

WHEREAS, Lieutenant Winter was instrumental in running the day to day operations of the Administrative Services Section of the police department, to include overseeing the operations of the Communications Center and Police Clerks/Records Section, and

WHEREAS, Lieutenant Winter was assigned the duties of Accreditation Manager for the police department, overseeing the police department's accreditation by the Commission on Accreditation for Law Enforcement Agencies in cooperation with the New Jersey Association of Chiefs of Police, and

WHEREAS, Lieutenant Winter is a graduate of the West Point Command and Leadership Program and is a Certified New Jersey Arson Investigator and has assisted the Cape May County Fire Marshall's Office on numerous arson investigations.

NOW, THEREFORE BE IT RESOLVED that the Lower Township Council recognizes the Distinguished Career of Lieutenant Christopher Winter with the Lower Township Police Department and congratulates him on his upcoming retirement.

I hereby certify the foregoing to be a resolution adopted by the Township Council at a meeting held on July 6, 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 #2009-200

TITLE: RESOLUTION OF THE TOWNSHIP OF LOWER APPROVING A SETTLEMENT AGREEMENT IN THE LITIGATION ENTITLED MARGARET VITELLI AND JOSEPH VITELLI V. LOWER TOWNSHIP, JOSEPH JACKSON, ET AL., DOCKET NO. CPM-L-65-08

WHEREAS, the Township of Lower (the "Township") is a party to litigation entitled Margaret Vitelli and Joseph Vitelli v. Lower Township, Joseph Jackson, et al., Docket No. CPM-L-65-08 (the "Litigation");

WHEREAS, the Litigation involved many issues pertaining to the employment of Margaret Vitelli ("Vitelli") including, without limitation, issues pertaining to the job title of Purchasing Agent ("PA");

WHEREAS, it is acknowledged by the Township that although the position of PA has not yet formally been established, Vitelli has all of the requisite certifications for such position and has performed ably in that position during the past few years;

WHEREAS, the Litigation was defended by the Township's Municipal Excess Liability ("MEL") policy, which has provided for a defense as well as for the payment of the settlement amount contemplated herein, subject to the Township's Self-Insurance Retention ("SIR"); and

WHEREAS, as a result of various meetings and mediation involving the parties, a settlement has been reached in accordance with the terms and conditions set forth on the Settlement Agreement attached hereto as EXHIBIT A.

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

1. That the Settlement Agreement in the form attached hereto as EXHIBIT A is hereby approved.
2. That the Mayor and Clerk are hereby authorized and directed to execute the Settlement Agreement on behalf of the Township.
3. That the Township Manager and all other appropriate Township officials are hereby authorized and directed to take any and all actions necessary and appropriate to effectuate the terms and conditions set forth therein.

I hereby certify this is the original Resolution adopted by the Township Council at a meeting held on July 6, 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 #2009-201

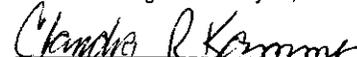
TITLE: RESOLUTION APPROVING AMENDMENT TO THE LOWER TOWNSHIP OFFICE WORKER'S ASSOCIATION, LOCAL #3779 AGREEMENT FOR THE YEARS 2006 THROUGH 2010

WHEREAS, the Township has requested the Lower Township Office Worker's Association, Local #3779 amend their contract to include the title of Principal Clerk, and

WHEREAS, the Lower Township Office Worker's Association, Local #3779, Affiliated with AFSCME, District Council #71, AFL-CIO approved the addition of the title Principal Clerk on June 18, 2009.

NOW, THEREFORE, BE IT RESOLVED the attached Amendment to the above contract in effect for the period 2006 - 2010.

I hereby certify the foregoing to be a resolution adopted by the Township Council at a meeting held on July 6 , 2009.


Claudia R. Kammer, Township Clerk

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

AMENDMENT TO AGREEMENT

THIS AMENDMENT is made this 6th day of July, 2009, by and between the Township of Lower, in the County of Cape May, New Jersey, a Municipal Corporation of the State of New Jersey, (hereinafter called the "Township") and the Lower Township Office Workers Association, Local #3779, affiliated with AFSCME, District Council #71, AFL-CIO (hereinafter called the "Union").

WITNESSETH:

WHEREAS, the Township and the Union are parties to a certain Collective Bargaining Agreement covering the years 2006 through 2010 (the "Agreement"); and,

WHEREAS, the parties desire to amend the Agreement to create the position of "Principal Clerk";

NOW, THEREFORE, with the foregoing recital paragraphs incorporated by this reference and in exchange for the mutual covenants contained herein, the parties, intending to be legally bound, agree as follows:

1. Schedule B of the Agreement, which lists Titles and Grades, is hereby amended by adding the following under "Grade Three":

"Principal Clerk."

2. All of the remaining terms and conditions of the Agreement, unless otherwise modified hereby, shall continue in full force and effect.

IN WITNESS WHEREOF, the parties hereto have hereunto set their hands and seals at the Township of Lower, New Jersey, on this 6th day of July, 2009.

ATTEST:

TOWNSHIP OF LOWER

Claudia R. Kammer
Claudia R. Kammer, Township Clerk

BY: Michael E. Beck
Michael E. Beck, Mayor

WITNESS:

LOWER TOWNSHIP OFFICE WORKERS
ASSOCIATION – LOCAL #3779 AFFILIATED
WITH AFSCME, DISTRICT COUNCIL #71,
AFL-CIO

BY: _____
John Hemmy
Staff Representative

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

RESOLUTION #2009-202

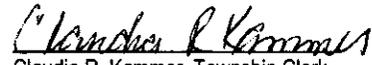
TITLE: RESOLUTION APPROVING AMENDMENT TO THE LOWER TOWNSHIP SUPERVISOR'S UNION AGREEMENT FOR THE YEARS 2009 THROUGH 2011

WHEREAS, the Township has requested the Lower Township Supervisor's Union amend their contract to include the title of Qualified Purchasing Agent, and

WHEREAS, the Supervisor's Union approved the addition of the title Qualified Purchasing Agent,

NOW, THEREFORE, BE IT RESOLVED the attached Amendment to the above contract in effect for the period 2009 - 2011.

I hereby certify the foregoing to be a resolution adopted by the Township Council at a meeting held on July 6 , 2009.


Claudia R. Kammer, Township Clerk

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

AMENDMENT TO AGREEMENT

THIS AMENDMENT is made this 7th day of July, 2009, by and between the Township of Lower, in the County of Cape May, New Jersey, a Municipal Corporation of the State of New Jersey, (hereinafter called the "Township") and the Lower Township Supervisors Union (hereinafter called the "Supervisors").

WITNESSETH:

WHEREAS the Township and the Supervisors are parties to a certain Collective Bargaining Agreement covering the years 2009 through 2011 (the "Agreement"); and,

WHEREAS, the parties desire to amend the Agreement to create the position of "Qualified Purchasing Agent";

NOW, THEREFORE, with the foregoing recital paragraphs incorporated by this reference and in exchange for the mutual covenants contained herein, the parties, intending to be legally bound, agree as follows:

1. Schedule B of the Agreement is hereby amended to include the title Purchasing Agent" with the salary set forth as follows:

	2009	2010	2011
Purchasing Agent	54,000.00	55,998.00	58,070.00

*There is currently legislation pending that has been approved by the Senate under Senate Bill S70 and Assembly Bill A1645, and is awaiting the Governor's signature. Upon the enactment of such Bills into law and upon the effective date of such law, the title of Purchasing Agent shall be changed to Qualified Purchasing Agent, with the same salary as set forth for Purchasing Agent.

2. All of the remaining terms and conditions of the Agreement, unless otherwise modified hereby, shall continue in full force and effect.

[SIGNATURES ON FOLLOWING PAGE]

IN WITNESS WHEREOF, the parties hereto have hereunto set their hands and seals at the Township of Lower, New Jersey, on this 7th day of July, 2009.

ATTEST:

TOWNSHIP OF LOWER

Claudia R. Kammer
Claudia R. Kammer, Township Clerk

BY: Michael E. Beck
Michael E. Beck Mayor

WITNESS:

LOWER TOWNSHIP SUPERVISORS UNION

BY: _____

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

RESOLUTION #2009-203

TITLE: RESOLUTION CONGRATULATING SERGEANT FIRST CLASS WILLIAM HIENKEL UPON HIS RETIREMENT AND RECOGNIZING HIS CAREER ACHIEVEMENTS

WHEREAS, Sergeant First Class William Hienkel has protected and served the residents of Lower Township for over 25 years as a member of the Lower Township Police Department, and

WHEREAS, SFC Hienkel was hired in 1984 and quickly established himself as an aggressive police officer, and

WHEREAS, SFC Hienkel was promoted to Detective in 1991 where he was part of the investigative team that was responsible for the investigation and apprehension of the subject who shot and killed Lower Township Police Officer, David C. Douglass, on February 18th, 1994, and

WHEREAS, SFC Hienkel was promoted to Sergeant in 1998 and Sergeant First Class in 2005, and

WHEREAS, SFC Hienkel was instrumental in running the day to day operations of the Traffic Division of the police department, along with the planning and implementation of major events such as the Ocean Drive Marathon, the July 4th Carnival and Fireworks Display, The Townbank Whale of a Day Celebration, The Haunted Hayride, along with various major parades, etc., and

WHEREAS, SFC Hienkel has received numerous commendations for his actions in the line of duty and his leadership role as a member of the Lower Township Police Department's SWAT Team and the Cape May County Regional SWAT Team.

NOW, THEREFORE BE IT RESOLVED that the Lower Township Council recognizes the Distinguished Career of William Hienkel with the Lower Township Police Department and congratulates him on his retirement.

I hereby certify the foregoing to be a resolution adopted by the Township Council at a meeting held on July 6, 2009.


Claudia R. Kammer, Township Clerk

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

