RESOLUTIONS ADOPTED SEPTEMBER 9 2009

Res. #2009-239,	Payment of Vouchers, $1,716,401.59
Res. #2009-240,	Certification to Local Finance Board of Receipt and Review of Audit Sections General Comments & Recommendations (Required resolution to be adopted after audit has been filed)
Res. #2009-241,	Authorization to Cancel Uncashed Check (9 checks from Court accounts totaling $205.00)
Res. #2009-242,	A Resolution Requesting Release of Demolition Bond for Block 536, Lot 32, 25 Adelphia Road, North Cape May
Res. #2009-243,	Issuance of Operator's Licenses for Off Shore Taxi (I driver)
Res. #2009-244,	Approval Of Place To Place Transfer - Extension Of Premises, License #0505-44-028-002 T/A Acme Markets, Inc. (Licensing small area of to store liquor previously stored in outside trailer unit)
Res. #2009-245,	Proposal For Substantive Certification From COAH (Thomas Planning Associates, $7000)
Res. #2009-246,	Award of Bid & Acceptance of Contract to Replace Cape May Canal Outfall Pipe (Walter's Marine Construction - $23,578.20)
Res. #2009-247,	Authorization for Refund of Taxes (1 refund - paid twice in error)
Res. #2009-248,	Acceptance of Bid & Award of Contract for Two (2) 2010 Dodge Chargers with Police Package ($45,732.00)
Res. #2009-249,	Resolution of Support for Ocean Drive Upgrades and Bridge Replacement (Support of County's TIGER Grant Application)
Res. #2009-250,	Resolution Endorsing the "Green Acres, Water Supply and Floodplain Protection, and Farmland and Historic Preservation Bond Act of 2009" **(WITHDRAWN)**
Res. #2009-251,	A Resolution Providing for a Meeting Not Open to the Public in Accordance with the Provision s of the New Jersey Open Public Meetings Act. (Employment Matter - P. Greene)

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
00053 ALBRECHT & HUEN*						
07-03373	11/14/07	BENNETTS XING RES 2007-233	Open	10,541.95	0.00	
09-01669	06/10/09	CHANGE ORDER #4	Open	2,288.50	0.00	
				12,830.45		
00110 ANCO HOME CENTER*						
09-02210	08/11/09	BATTERY FOR EMERGENCY LIGHTS	Open	111.96	0.00	
09-02311	08/20/09	COMFORT AIRE 12,000 BTU AIR	Open	309.99	0.00	
				421.95		
00121 A T & T						
09-02358	08/31/09	030-367-1722-001 ISDN	Open	51.61	0.00	
00153 ATLANTIC CITY ELECTRIC*						
09-02347	08/27/09	AUGUST, 2009	Open	24,427.28	0.00	
09-02357	08/31/09	STREET LIGHTS	Open	22,750.31	0.00	
				47,177.59		
00179 AVERY TEITLER*						
09-00885	04/16/09	PROFESSIONAL SERVICES	Open	300.00	0.00	
00195 B.F. MOLZ, INC*						
09-02278	08/18/09	OFFICE SUPPLIES	Open	399.99	0.00	
00228 AFFORDABLE FIRE SOLUTIONS LLC*						
09-02090	07/29/09	ALARM SERVICE TOWNSHIP HALL	Open	126.00	0.00	
00233 ROBERT BAILEY						
09-02389	09/02/09	CONTRACTUAL REIMBURSEMENTS	Open	334.95	0.00	
00297 BAYVIEW PROPERTIES, LLC						
09-02304	08/20/09	RETURN PARTIAL UNUSED ESCROW	Open	2,696.71	0.00	
00301 BELMONT AND CRYSTAL SPRINGS*						
09-02208	08/11/09	BOTTLED WATER - DPW	Open	71.10	0.00	
09-02240	08/17/09	FIRE SFTY #19741003372798	Open	23.37	0.00	
09-02259	08/17/09	BOTTLED WATER - COURT	Open	4.15	0.00	
				98.62		
00316 BERGEY'S TRUCK CENTERS*						
09-02144	08/05/09	PARTS FOR SANT/RECY/DPW	Open	181.24	0.00	
00348 BENNETT BATTERIES, LLC*						
09-01932	07/10/09	SUPPLIES FOR GARAGE-DPW	Open	831.10	0.00	

Vor # Name / PO #	PO Date	Description	Status	Amount	Void Amount	Contract
00365 BLUE STAR*						
09-02146	08/05/09	SUPPLIES FOR GARAGE-DPW	Open	1,137.99	0.00	
00370 BLUE CROSS/BLUE SHIELD OF NJ						
09-02322	08/24/09	SEPT, 2009 RETIREES	Open	2,869.81	0.00	
00419 RICHARD M BRASLOW, ESQ						
09-02241	08/17/09	PROF SERVICE FIRE SFTY	Open	98.00	0.00	
00439 M A B PAINTS*						
09-02191	08/07/09	TRAFFIC PAINT-DPW	Open	465.35	0.00	
00594 COLEA*						
09-02112	08/03/09	MANUAL	Open	47.50	0.00	
00611 COUNTY OF CAPE MAY						
09-02320	08/24/09	JULY, 2009 FUEL	Open	24,606.33	0.00	
00616 ANIMAL ALLIANCE OF CAPE						
09-02273	08/18/09	TNR AND SPAY/NEUTER PROGRAM	Open	255.00	0.00	
09-02331	08/26/09	TNR AND SPAY/NEUTER PROGRAM	Open	85.00	0.00	
09-02353	08/31/09	TNR & SPAY/NEUTER PROGRAM	Open	135.00	0.00	
-02354	08/31/09	TNR & SPAY/NEUTER PROGRAM	Open	50.00	0.00	
				525.00		
00651 MUNICIPAL UTIL AUTH DUMP FEES						
09-02206	08/11/09	TIPPING FEES - DPW	Open	88,779.38	0.00	
00680 CMC JUNIOR FOOTBALL LEAGUE						
09-02230	08/12/09	YOUTH FOOTBALL LEAGUE FEES	Open	3,500.00	0.00	
00775 CAPRIONI PORTABLE TOILETS,INC*						
09-02222	08/12/09	HANDICAP TOILET WITH WKLY/INS.	Open	130.00	0.00	
09-02250	08/17/09	PORTABLE TOILET PICKUPS	Open	75.00	0.00	
				205.00		
00784 CAPE MAY STAR & WAVE						
09-02313	08/21/09	LEGALS	Open	158.72	0.00	
09-02314	08/21/09	LEGALS	Open	189.72	0.00	
				348.44		
00825 COMCAST*						
09-02330	08/25/09	MONTHLY INTERNET - FIRE SAFETY	Open	100.20	0.00	
8 CAPE MAY COUNTY CLERK						
-02257	08/17/09	RECORDING FEE CAPE MAY OUTFALL	Open	8.00	0.00	
00935 COASTAL PHYSICIANS & SURGEONS*						
09-02202	08/11/09	PATRICK GREEN EVALUATION	Open	450.00	0.00	

r # Name / PO #	PO Date	Description	Status	Amount	Void Amount	Contract
01072 WILLIAM CORDES JR						
09-02364	09/01/09	CONTRACTUAL REIMBURSEMENTS	Open	70.00	0.00	
01078 DAVID COOPER						
09-02326	08/25/09	SHOE ALLOWANCE FOR 2009-DPW	Open	153.30	0.00	
01118 DAYCARE CLEANING SERVICE*						
09-02185	08/07/09	AUGUST, 2009 CLEANING SVC	Open	2,279.17	0.00	
01200 DELTA DENTAL PLAN OF NJ						
09-02318	08/21/09	SEPTEMBER, 2009 DENTAL	Open	12,593.29	0.00	
01245 G & K SERVICES CO*						
09-02072	07/28/09	MAINTENANCE STAFF UNIFORMS	Open	67.36	0.00	
01285 DAVID DOUGLASS						
09-01698	06/15/09	DONATION TO LAW ENF SCHOLARSHI	Open	500.00	0.00	
01480 E-Z PASS						
09-02369	09/01/09	EZ PASS	Open	300.00	0.00	
01512 J.P. SPORTS INC.*						
-02232	08/12/09	ATHLETIC TAPE	Open	55.95	0.00	
01519 TOM FOLS ELECTRICALCONTRACTOR*						
09-02092	07/29/09	SUPPLY & INSTALL FLOOD FIXTURE	Open	550.00	0.00	
09-02308	08/20/09	REPAIR FOOTBALL SCOREBOARD	Open	185.00	0.00	
09-02324	08/25/09	LABOR AND MATERIALS-DPW	Open	250.00	0.00	
09-02371	09/01/09	REPLACE & INSTALL RAIN SENSOR	Open	425.00	0.00	
09-02376	09/01/09	WIRELESS RAIN SENSORS-DPW	Open	400.00	0.00	
				1,810.00		
01582 FLAGHOUSE, INC.*						
09-02106	07/31/09	G398 28" ORANGE WEIGHTED CONES	Open	275.94	0.00	
01598 FT DEARBORN LIFE*						
09-02323	08/24/09	SEPT, 2009 LIFE INSURANCE	Open	586.49	0.00	
01600 ORVILLE E FOWLER						
09-02316	08/21/09	2009 OVER 65 MEDICAL SUPP	Open	1,340.00	0.00	
01730 GTBM INC.*						
09-01683	06/15/09	COMPUTER SUPPLIES	Open	848.20	0.00	
01781 HATCH MOTT MACDONALD, LLC*						
09-00576	03/10/09	OUTFALL PIPES ALONG DEL. BAY	Open	11,463.00	0.00	
-01297	05/20/09	OVERLAY MAP	Open	750.00	0.00	
-01361	05/21/09	TAX MAP INSPECTION FOR REVAL	Open	187.50	0.00	
09-01530	06/05/09	DRAINAGE - DPW - BAYSHORE WEST	Open	2,767.72	0.00	
09-01918	07/10/09	PREPARE AN APPLICATION TO THE	Open	7,192.00	0.00	
09-01941	07/10/09	PROF SVC-HALL PKG LOT PHASE 1	Open	2,457.00	0.00	

Vendor # Name / PO #	PO Date	Description	Status	Amount	Void Amount	Contract
09-02020	07/22/09	EMERGENCYREPAIR LINDANNE/MINDY	Open	686.28	0.00	
09-02279	08/18/09	ESCROW BILLING	Open	6,547.55	0.00	
09-02362	09/01/09	OUTFALL PIPES CHANGE-09-00576	Open	2,945.45	0.00	
				34,996.50		
01820		DARRIN D. HICKOK				
09-02346	08/26/09	CONTRACTUAL REIMBURSEMENT	Open	135.00	0.00	
09-02370	09/01/09	FUEL REIMBURSEMENT	Open	42.00	0.00	
				177.00		
01968		ITS MAILING SYSTEMS, INC*				
08-03625	08/07/09	2008 SCALE MAINT SCV CONTRACT	Open	1,140.00	0.00	
02021		JERSEY CAPE DOOR*				
09-01922	07/10/09	REPAIRS TO GARAGE DOOR-DPW	Open	250.00	0.00	
02108		KEEN COMPRESSED GAS CO*				
09-01934	07/10/09	BOTTLED GAS FOR SHOP/DPW	Open	211.02	0.00	
02116		FRAN KENNEDY COFFEE CO.*				
09-02258	08/17/09	COFFEE SUPPLIES - TOWNHALL	Open	130.77	0.00	
02125		KDI*				
09-02262	08/17/09	SAVIN BW & COLOR 5/09-7/31/09	Open	360.27	0.00	
02223		LANDSMAN UNIFORMS*				
09-01816	06/30/09	UNIFORMS	Open	462.00	0.00	
09-02228	08/12/09	UNIFORMS - S/O C. DONOHUE	Open	218.00	0.00	
				680.00		
02229		CHRISTIAN J. LAMBERT				
09-02333	08/26/09	REIMBURSEMENT FOR BACKGROUND	Open	26.25	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	
02402		MGL PRINTING SOLUTIONS				
09-02030	07/22/09	COUNCIL/PAYROLL/AGENCY CKS	Open	1,686.50	0.00	
02417		MAGELLAN HILL TECHNOLOGIES*				
09-02359	08/31/09	PHONE SERVICE	Open	2,817.47	0.00	
02541		ROBERT D. MARTIN, JR				
09-02365	09/01/09	CONTRACTUAL REIMBURSEMENT	Open	277.00	0.00	
[illegible]7		MICHAEL MAJANE				
[illegible]-02392	09/02/09	CONTRACTUAL REIMBURSEMENT	Open	155.00	0.00	
02629		MATTHEW MASTALSKI				
09-02374	09/01/09	SHOE ALLOWANCE FOR 2009-DPW	Open	51.99	0.00	

Vendor # Name / PO #	PO Date	Description	Status	Amount	Void Amount	Contract
02647 KATHLEEN MCPHERSON						
09-02270	08/18/09	CONTRACTUAL REIMBURSEMENT	Open	190.00	0.00	
02656 MICHAEL MCPHERSON*						
09-02207	08/11/09	365 Corson Ln Lot Clearing	Open	320.00	0.00	
02709 ANTHONY MONZO*						
09-02363	09/01/09	LITIGATION EXPENSE JULY, 2009	Open	7,362.61	0.00	
02800 MURPHY FENCE COMPANY*						
09-02247	08/17/09	MISC. PARTS FOR DRIVE GATE	Open	10.31	0.00	
02965 KEITH PALEK						
09-02246	08/17/09	WORK BOOTS PER UNION CONTRACT	Open	59.99	0.00	
03022 PRICE CHOPPER, INC*						
09-02233	08/12/09	POOL WRISTBANDS	Open	85.92	0.00	
03026 NJ STATE HEALTH BENEFITS						
09-02355	08/31/09	SEPTEMBER, 2009 HEALTH BENEFI	Open	184,481.24	0.00	
03109 TRU GREEN CHEMLAWN						
-01150	05/05/09	VEGETATION CONTROL/SEEDING/DPW	Open	1,400.00	0.00	
03132 NEXTEL COMMUNICATIONS						
09-02394	09/02/09	NEXTEL SERVICE	Open	832.67	0.00	
03172 OFFICE BUSINESS SYSTEMS INC*						
09-02100	07/31/09	MAINT CONTRACT	Open	1,097.98	0.00	
03293 BLAINE PAYNTER						
09-02271	08/18/09	CONTRACTUAL REIMBURSEMENT	Open	29.00	0.00	
09-02317	08/21/09	CONTRACTUAL REIMBURSEMENT	Open	14.00	0.00	
				43.00		
03354 PERNA FINNIGAN, INC*						
09-01940	07/10/09	LINDANNE/MINDY PIPE REPAIR	Open	13,500.00	0.00	
03387 POGUE INC. *						
09-02124	08/03/09	PRE-EMPLOYMENT TESTING-DPW	Open	236.00	0.00	
03418 PROFESSIONAL PRINTING*						
09-02248	08/17/09	BOCA SUPPLIES	Open	692.00	0.00	
03427 POLAR BEAR*						
09-02227	08/12/09	EMERGENCY SERVICE ON AIR	Open	342.23	0.00	
03456 R & R SPECIALTIES						
09-01701	06/18/09	BAYRUN TROPHIES	Open	1,579.05	0.00	
03518 RIGGINS, INC.*						

'or # Name / PO #	PO Date	Description	Status	Amount	Void Amount	Contract
09-02255	08/17/09	OFF-HIGHWAY DIESEL - DPW	Open	677.35	0.00	
03607 SEASHORE FOOD SUPPLY*						
09-01703	06/18/09	SUPPLIES FOR BAYRUN	Open	382.68	0.00	
03608 SEAWAVE CORPORATION*						
09-02190	08/07/09	HELP WANTED ADD / DISPATCH	Open	215.24	0.00	
03611 SERVICE TIRE TRUCK CENTERS*						
09-01933	07/10/09	TIRES FOR RDS/SANT/RECY/DPW	Open	3,335.49	0.00	
03654 SPECIALTY AUTO REPAIR*						
09-02203	08/11/09	WHEEL ALIGNMENT - DPS	Open	60.00	0.00	
03700 SPORTS-N-STUFF*						
09-02038	07/24/09	ROYAL BLUE MAINTENANCE STAFF	Open	219.00	0.00	
09-02183	08/07/09	BAYRUN SHIRTS	Open	330.00	0.00	
				549.00		
03810 MUNICIPAL UTIL AUTH USAGE COST						
09-02264	08/17/09	SEWER SVC DUE 9/15/09	Open	170.50	0.00	
09-02265	08/17/09	WATER SVC - DUE 9/15/09	Open	1,800.56	0.00	
				1,971.06		
03860 TWO MILE ASSOCIATES						
09-02113	08/03/09	REFUND OF 08-09 LICENSE FEE	Open	50.00	0.00	
03904 LOWE'S HOME CENTER INC*						
09-01973	07/15/09	BATHROOM RENOVATIONS	Open	557.38	0.00	
03912 U S MANUFACTURING INC*						
09-01905	07/08/09	TIPS/HARDWARE -TUB GRINDER	Open	1,283.01	0.00	
03935 STAPLES BUSINESS ADVANTAGE*						
09-02107	08/03/09	BINDERS/BACK UP TAPES	Open	194.89	0.00	
09-02192	08/10/09	PRINTER - TREASURER	Open	1,352.18	0.00	
09-02213	08/11/09	ADDING MAC TAPE/FILE FOLDERS	Open	33.95	0.00	
09-02256	08/17/09	ROUTERS	Open	95.24	0.00	
				1,676.26		
03948 USPS TMS ACCT#23370						
09-02388	09/02/09	POSTAGE METER - ACCT#23370	Open	4,000.00	0.00	
03957 VARSITY SPIRIT FASH.&SUPP.INC*						
09-02032	07/23/09	CHEERLEADING UNIFORMS	Open	1,409.50	0.00	
0 VECTOR SECURITY*						
09-02018	07/22/09	INSPECTION	Open	161.25	0.00	
03969 VERIZON						

Vor # Name / PO #	PO Date	Description	Status	Amount	Void Amount	Contract
09-02263	08/17/09	201 Z443-6305 ANALOG	Open	93.87	0.00	
09-02315	08/21/09	PHONE SERVICE	Open	350.09	0.00	
				443.96		
03971 VERIZON WIRELESS						
09-02373	09/01/09	MDT WIRELESS	Open	576.19	0.00	
03992 VAL-U AUTO PARTS LLC*						
09-02145	08/05/09	PARTS FOR RDS/SANT/RECY/DPW	Open	2,407.79	0.00	
04030 WEST PUBLISHING PAYMENT *						
09-02239	08/17/09	UPDATES NJ PRACTICE 31,35,35A	Open	144.00	0.00	
09-02349	08/28/09	NJ STAT 2009PP - TAX COLLECTOR	Open	100.00	0.00	
				244.00		
04045 WILDWOOD GLASS CO., INC.						
09-02158	08/05/09	REPAIR TOWNHALL DOOR EMERGENCY	Open	48.75	0.00	
04059 THOMAS WILL						
09-02272	08/18/09	CONTRACTUAL REIMBURSEMENT	Open	55.00	0.00	
5 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*						
09-02103	07/31/09	FIRST-AID KIT SUPPLIES-DPW	Open	124.85	0.00	
09-02356	08/31/09	FIRST AID SUPPLIES - TOWNHALL	Open	42.90	0.00	
				167.75		
04204 ZACHARY ZELWAK						
09-02249	08/17/09	MISC. PARTS FOR SPRINKLER	Open	6.19	0.00	
04261 STATE OF NEW JERSEY						
09-02244	08/17/09	2ND QTR 2009 UNEMPLOYMENT	Open	52,015.97	0.00	
04300 W B MASON CO INC*						
09-01438	06/01/09	FAX RIBBONS - FIRE SAFETY	Open	133.85	0.00	
04301 SEASHORE ASPHALT CORPORATION*						
09-02128	08/03/09	ASPHALT - DPW	Open	680.68	0.00	
09-02204	08/11/09	ASPHALT FOR PAVING-DPW	Open	1,360.68	0.00	
09-02254	08/17/09	ASPHALT - DPW	Open	681.36	0.00	
				2,722.72		
0[illegible]10 MARIO ZACCARIA						
[illegible]-02387	09/02/09	REIMBURSE MILEAGE/TOLLS	Open	16.00	0.00	
04350 RITE AID CORP						
09-02274	08/18/09	RETURN UNUSED ESCROW	Open	674.45	0.00	

'or # Name / PO #	PO Date	Description	Status	Amount	Void Amount	Contract
BOSNA KAREN MANETTE BOSNA						
09-02391	09/02/09	INSTRUCTOR - AQUA YOGA	Open	570.00	0.00	
BOWMA BOWMAN WALKER CONSTRUCTION						
09-02390	09/02/09	RETURN UNUSES ESCROW	Open	1,549.58	0.00	
CENTRAL CENTRAL MORTGAGE COMPANY						
09-02395	09/03/09	REFUND 3RD QTR 09 TAX 722/7	Open	1,081.49	0.00	
COMMSERV COMMERCIAL SERVICES, INC						
09-02345	08/26/09	RELEASE DEMO BOND	Open	2,500.00	0.00	
CRONIN MICHAEL CRONIN						
09-02352	08/28/09	COACHES CERTIFICATION RENEWAL	Open	20.00	0.00	
G-MUA LTMUA						
09-02245	08/17/09	RECYCLING MONITORING FEES	Open	3,032.50	0.00	
GARZA JOSHUA GARZA						
09-02372	09/01/09	BACKGROUND INVESTIGATION	Open	91.25	0.00	
GIORD RONALD GIORDANO						
-02260	08/17/09	RETURN UNUSED ESCROW	Open	10.00	0.00	
JAJAS JAJA'S PONY RIDES						
09-02238	08/17/09	NATIONAL NIGHT OUT 8/4/09	Open	350.00	0.00	
KEOUGH MARTIN KEOUGHAN						
09-02067	07/28/09	REFUND INSPECTION FEE - FIRE	Open	100.00	0.00	
MCLAUGHJ JAMES MCLAUGHLIN						
09-02219	08/12/09	MUSIC FOR NATIONAL NIGHT OUT	Open	200.00	0.00	
MCVEY CHARLINE MCVEY						
09-02348	08/27/09	SPAY/NEUTER PROGRAM	Open	30.00	0.00	
MUCK CARL MUCK						
09-02377	09/01/09	SPAY/NEUTER PROGRAM	Open	35.00	0.00	
RICHMAN LYNNE RICHMAN						
09-02261	08/17/09	REFUND RENTAL MERCANTILE	Open	50.00	0.00	
STARLEDG STAR LEDGER						
09-02125	08/03/09	ADA BID AD 6/27/09 0002920001	Open	323.00	0.00	
SWANK SWANK MOTION PICTURES, INC*						
09-01793	06/30/09	4 MOVIES/MOVIE NIGHT 2009	Open	888.00	0.00	
L TILL PAINT CO CORP*						
09-02251	08/17/09	FIELD WHITE PAINT	Open	1,900.00	0.00	
UTSCH ERNEST UTSCH						

'or # Name / PO #	PO Date	Description	Status	Amount	Void Amount	Contract
09-02344	08/26/09	RETURN UNUSED ESCROW	Open	8.25	0.00	
WENDLER JASON WENDLER						
09-02393	09/02/09	CHEERLEADING REFUND FOR	Open	15.00	0.00	

Total Purchase Orders: 152 Total P.O. Line Items: 280 Total List Amount: 1,716,401.59 Total Void Amount: 0.00

Motion:

Second:

	AYE	NAY	ABSTAIN	ABSENT
Conrad	X			
Mazurek	X			
Douglass				X
Lare	X			
Beck	X			

Adopted: September 9, 2009
Clondra R Kammer
Twp. Clerk

Cert state

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

RESOLUTION #2009-240

TITLE: CERTIFICATION TO LOCAL FINANCE BOARD OF RECEIPT AND REVIEW OF AUDIT SECTIONS GENERAL COMMENTS & RECOMMENDATIONS

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions, and

WHEREAS, the Annual Report of Audit for the year 2008 has been filed by a Registered Municipal Accountant with the Township Clerk as per the requirements of N.J.S. 40A:5-6, and a copy has been received by each member of the governing body, and

WHEREAS, the Local Finance Board of the State of new Jersey is authorized to prescribe reports pertaining to the local fiscal affairs, as per R.S. 52:27BB-34, and

WHEREAS, the Local Finance Board has promulgated a regulation requiring that the governing body of each municipality shall be resolution certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled:

GENERAL COMMENTS
RECOMMENDATIONS

and

WHEREAS, the members of the governing body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled:

GENERAL COMMENTS
RECOMMENDATIONS

as evidenced by the group affidavit form of the governing body, and

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, as per the regulations of the Local Finance Board, and

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board, and

WHEREAS, failure to comply with the promulgations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52 to wit:

R.S. 52:27BB-52 - *"A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the Director, under the provisions of this Article, Shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars ($1,000) or imprisoned for not more than one year, or both, in addition shall forfeit his office."*

NOW, THEREFORE BE IT RESOLVED that the Township Council governing body of the Township of Lower hereby states that it has complied with the promulgation of the Local Finance Board of the State of New Jersey dated July 30, 1968 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

I hereby certify the foregoing to be a resolution adopted by the Township Council on September 9, 2009.

Claudia R Kammer

Claudia R. Kammer, Township Clerk

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

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

RESOLUTION #2009-241

Title: AUTHORIZATION TO CANCEL UNCASHED CHECKS

WHEREAS, the Municipal Court checks listed below have been returned in the mail and are unable to be forwarded as the payee's are out-of-state; and

WHEREAS, the Chief Financial Officer has requested that such checks be officially canceled in order to properly maintain the Township records, and

WHERAS, the checks will be turned over to the Current Fund for proper disposition according to accounting regulations regarding unclaimed property.

NOW, THEREFORE BE IT RESOLVED by the Township Council that the following list of checks are hereby canceled.

ACCOUNT: COURT GENERAL

Date	Payee	Check	Amount
3/5/2008	David E. Vigel	5321	$2.00
3/5/2008	Joseph F. Valcarce	5322	$1.00
5/22/2008	Shane Shaw	5342	$1.00
7/22/2008	Regina M. Gau	5370	$1.00
8/21/2008	Barbara Sullivan	5391	$1.00
11/5/2008	Brenda Doninger	5431	$50.00
			$56.00

ACCOUNT: COURT BAIL

Date	Payee	Check	Amount
4/26/2006	Robert Raff	9006	$143.00
5/20/2008	Andre Sagges	9666	$ 1.00
9/22/2008	Donna Jordan	9799	$ 5.00
			$149.00

I hereby certify the foregoing to be a resolution adopted by the Township Council on September 9, 2009.

Claudia R. Kammer

Claudia R. Kammer, Township Clerk

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

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

RESOLUTION #2009-242

TITLE: A resolution requesting **RELEASE** of Demolition Bond for Block 536, Lot 32, 25 Adelphia Road, North Cape May

WHEREAS, Commercial Services, Inc., posted a Demolition Bond with the Township of Lower, in the amount of $2,500.00, and

WHEREAS, the Township Building Inspector made a final inspection and the Certificate of Occupancy was issued July 27, 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 $2,500.00 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 September 9, 2009

Claudia R. Kammer

Claudia R. Kammer, Township Clerk

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

Police

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

RESOLUTION #2009-243

TITLE: ISSUANCE OPERATOR'S LICENSE FOR OCEAN CAB SERVICE

WHEREAS, an application has been submitted by Ocean Cab Service pursuant to Ord. #2000-4 and its amendments for One (1) Operator license, and

WHEREAS, the applicant submitted the appropriate fees and provided the required documentation, and

WHEREAS, the Police have reviewed the application packet and have no objection to the issuance of the license.

NOW, THEREFORE BE IT RESOLVED, by the Township Council of the Township of Lower that the Clerk is hereby authorized to issue the following:

License Type	Name
Operator	Robin D. Whitehurst

FURTHER RESOLVED, the Operator's License shall expire on December 31, 2009.

I hereby certify the foregoing to be a resolution adopted by the Township Council on September 9, 2009.

Claudia R. Kammer

Claudia R. Kammer, Township Clerk

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

ABC
Police
Acme

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

RESOLUTION #2009-244

TITLE: **APPROVAL OF PLACE TO PLACE TRANSFER - EXTENSION OF PREMISES, LICENSE #0505-44-028-002 T/A ACME MARKETS, INC.**

WHEREAS, an application has been filed for a place to place transfer of Plenary Retail License 0505-44-028-002, for the purpose of licensing 320 square feet of the back room of the premises under license wherein the sale, service and storage of alcoholic beverages are authorized; and

NOW, THEREFORE, BE IT RESOLVED that the Lower Township Council does hereby approve, effective September 10, 2009 the expansion of the aforesaid Plenary Retail License premises 0505-44-028-002 located at 3845 Bayshore Road to place under license the area delineated in the application form and the sketch of the licensed premises attached thereto.

I hereby certify the foregoing to be a resolution adopted by the Township Council on September 9, 2009.

Claudia R. Kammer

Claudia R. Kammer, Township Clerk

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

Thomas Plan

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

RESOLUTION #2009-245

TITLE: PROPOSAL FOR SUBSTANTIVE CERTIFICATION FROM COAH

WHEREAS, Lower Township has requested to proceed toward Substantive Certification from COAH for the Lower Township Housing Plan Element, and

WHEREAS, Thomas Planning Associates, LLC has submitted a proposal to continue the COAH process with Phase I Component of Substantive Certification for $7,000.00 and Phase II if necessary at a hourly rate as listed in the attached Proposal, and

WHEREAS, Thomas Planning Associates, LLC will prepare the required revisions and updates as specified by COAH for Substantive Certification pursuant to the agreement attached hereto, and

WHEREAS, the CFO has certified by her signature that sufficient funds are available in the Budget as follows:

Budget & Account: C-04-55-386-302 & Ord. 2005-20

Signature _____

WHEREAS, Thomas Planning Associates, LLC has provided the necessary certifications.

NOW, THEREFORE, BE IT RESOLVED by the Lower Township Council that Thomas Planning Associates, LLC is hereby awarded the contract for Phase I component for Substantive Certification from COAH in accordance with the attached Proposal.

FURTHER RESOLVED, additional work to be done as outlined in Phase II, if necessary, shall be approved by a separate resolution of the Township Council.

I hereby certify the foregoing to be a resolution adopted by the Township Council at a meeting held on September 9, 2009.

Claudia R. Kammer

Claudia R. Kammer, Township Clerk

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

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

RESOLUTION #2009-246

TITLE: **AWARD OF BID & ACCEPTANCE OF CONTRACT TO REPLACE CAPE MAY CANAL OUTFALL PIPE**

WHEREAS, proposals were solicited via the Township's website posting of August 13, 2009 for Replacement of Outfall Pipe and due by August 26, 2009 at 10:00 a.m., and

WHEREAS, three (3) sealed bids were received and reviewed by the QPA and the Public Works Superintendent, and

WHEREAS, the CFO has certified by her signature that sufficient funds are available in the Budget as follows:

Budget & Account: Ordinance #03-03 Account: C-04-55-377-650

Signature

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of Lower, County of Cape May, State of New Jersey that the contract is hereby awarded to the lowest qualified responsible bidder as follows:

AWARD TO: **WALTERS MARINE CONSTRUCTION INC.**
AMOUNT: **$23,578.20**

BE IT FURTHER RESOLVED, that properly executed Purchase Orders will serve as the contract for the items.

I hereby certify the foregoing resolution was adopted by the Township Council at a meeting held on September 9, 2009.

Claudia R. Kammer, Township Clerk

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

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

RESOLUTION #2009-247

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
722	7	Central Mortgage Company	paid twice	1,081.49

I hereby certify the foregoing to be a resolution adopted by the governing body at a meeting held on September 9, 2009.

Claudia R. Kammer

Claudia R. Kammer, Township Clerk

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

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

RESOLUTION #2009-248

TITLE: ACCEPTANCE OF BID AND CONTRACT AWARD FOR TWO (2) 2010 DODGE CHARGERS WITH V8 HEMI ENGINES WITH POLICE PACKAGE

WHEREAS, bids were advertised on August 20, 2009 and due on September 3, 2009 at 11:00 a.m. for Two (2) 2010 Dodge Charges with V8 Hemi Engines with Police Package, and

WHEREAS, three (3) proposals were submitted and reviewed by the QPA and Captain Marker who determined that Hertrich Fleet Services Inc. was the apparent low bidder, and

WHEREAS, Hertrich Fleet Services Inc. has supplied all required certifications and bid documents and the CFO has determined sufficient funds are available in the budget as follows:

Budget Year & Appropriation 2009 - 9-01-25-240-255

CFO Signature

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of Lower, County of Cape May, State of New Jersey that the contract for the above is hereby awarded to the lowest qualified responsible bidders as follows:

AWARD TO: **Hertrich Fleet Services Inc.**
TOTAL: **$45,732 per vehicle w/Black & White Paint Option**

BE IT FURTHER RESOLVED, upon approval of the resolution, the fully executed Purchase Order together with the official bid documents shall serve as the Contract for the award of the bid.

I hereby certify the foregoing resolution was adopted by the Township Council at a meeting held on September 9, 2009.

Claudia R. Kammer, Township Clerk

	CONRAD	MAZUREK	DOUGLASS	LARE	BECK
MOTION					
SECOND					
AYE					
NAY					
ABSTAIN					
ABSENT					

Pages (3)

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

RESOLUTION #2009-249

TITLE: RESOLUTION OF SUPPORT FOR OCEAN DRIVE UPGRADES AND BRIDGE REPLACEMENT

WHEREAS, the County of Cape May had applied for a federal TIGER Grant Program for the upgrade of Ocean Drive from Route NJ 109 to Madison Avenue, and

WHEREAS, the County of Cape May has asked Lower Township for their support of the project, and

NOW, THEREFORE, BE IT RESOLVED by Lower Township Council that the County of Cape May has Lower Township's full support of the TIGER Grant application for the upgrade of Ocean Drive from Route NJ 109 to Madison Avenue.

FURTHER resolved copies of this resolution will be forwarded to Senators Lautenberg and Menendez and Congressman LoBiondo.

I hereby certify the foregoing to be a resolution adopted by the Township Council at a meeting held on September 9, 2009.

Claudia R Kammer

Claudia R. Kammer, Township Clerk

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

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

RESOLUTION # 2009-251

TITLE: **A RESOLUTION PROVIDING FOR A MEETING NOT OPEN TO THE PUBLIC IN ACCORDANCE WITH THE PROVISIONS OF THE NEW JERSEY OPEN PUBLIC MEETINGS ACT**

WHEREAS, the Township Council of the Township of Lower is subject to certain requirements of the Open Public Meetings Act, N.J.S.A 10:4-6, et seq., and

WHEREAS, the Open Public Meetings Act, N.J.S.A. 10:4-12, provides that an Executive Session, not open to the public, may be held for certain specified purposes when authorized by Resolution, and

WHEREAS, it is necessary for the Township Council of the Township of Lower to discuss in a session not open to the public certain matters relating to the item or items authorized by N.J.S.A. 10:4-12b and designated below:

_____ (1) Matters Required by Law to be Confidential: Any matter which, by express provision of Federal law or State statute or rule of court shall be rendered confidential or excluded from the provisions of the Open Public Meetings Act.

_____ (2) Matters Where the Release of Information Would Impair the Right to Receive Funds: Any matter in which the release of information would impair a right to receive funds from the Government of the United States.

_____ (3) Matters Involving Individual Privacy: Any material the disclosure of which constitutes an unwarranted invasion of individual privacy such as any records, data, reports, recommendations, or other personal material of any educational, training, social service, medical, health, custodial, child protection, rehabilitation, legal defense, welfare, housing, relocation, insurance and similar program or institution operated by a public body pertaining to any specific individual admitted to or served by such institution or program, including but not limited to information, relative to the individual's personal and family circumstances, and any material pertaining to admission, discharge, treatment, progress or condition of any individual, unless the individual concerned (or, in the case of a minor or incompetent, his guardian) shall request in writing that the same be disclosed publicly.

_____ (4) Matters Relating to Collective Bargaining Agreement: Any collective bargaining agreement, or the terms and conditions which are proposed for inclusion in any collective bargaining agreement, including the negotiation of the terms and conditions thereof with employees or representatives of employees of the public body. (Supervisors & Superior Officers)

_____ (5) Matters Relating to the Purchase, Lease of Acquisition of Real Property or the Investment of Public Funds: Any matter involving the purchase, lease or acquisition of real property with public funds, the setting of banking rates or investment of public funds, where it could adversely affect the public interest if discussion of such matters were disclosed.

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

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

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

_____ (9) Matters Relating to the Potential Imposition of a Penalty: Any deliberations of a public body occurring after a public hearing that may result in the imposition of a specific civil penalty upon the responding party or the suspension or loss of a license or permit belonging to the responding party bears responsibility.

NOW, THEREFORE, BE IT RESOLVED by the Township council of the Township of Lower, assembled in public session on September 9, 2009 that an Executive Session closed to the public shall be held on this date at approximately 8:52 P.M. in the Conference Room of the Township Hall, 2600 Bayshore Road, Villas for the discussion of matters relating to the specific items designated above.

It is anticipated that the deliberations conducted in closed session may be disclosed to the public upon the determination of the Township Council that the public interest will no longer be served by such confidentiality.

I hereby certify the foregoing to be a resolution adopted by the Township Council on September 9, 2009.

Claudia R Kammer

Claudia R. Kammer, Township Clerk

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