

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

RESOLUTION #2010-115

TITLE: RESOLUTION REQUESTING CAPE MAY COUNTY INVESTIGATE THE FISHING CREEK WATERSHED TO DETERMINE ITS EFFECT ON LOCAL FLOODING IN LOWER TOWNSHIP

WHEREAS, our residents have experienced an unusual and significant amount of flooding and subsequent water related damage to their property *over a period of time and exacerbated this year as has the Township of Lower's existing infrastructure*; and

WHEREAS, we have received conflicting information concerning the impact of Fishing Creek *Watershed Area* on the flooding problem in Lower Township; and

WHEREAS, the management of this area is the responsibility of the County of Cape May.

NOW, THEREFORE, BE IT RESOLVED the Lower Township Council requests that the County of Cape May, the Mosquito Department and the County Engineer's Office do the following:

1. *Investigate the flooding situation faced by our residents and determine if the further drainage of Fishing Creek would help alleviate that flooding by providing more drainage area.*
2. *Examine, and if needed, upgrade, replace or repair all water pumps and pipes associated with the drainage of Fishing Creek and evaluate and investigate the usage of alternative energy sources to operate the water pumps to reduce the carbon footprint and provide long term financial savings to all of the residents of the County of Cape May.*
3. *Lower the level of Fishing Creek for one (1) year and evaluate any changes in the level of ground water.*
4. Explore the possibility of another Memorandum of Understanding between the US Fish and Wildlife Service, NJ Division of Fish, Game, and Wildlife and the County of Cape May to provide funding and guidance in controlling the water levels, phragmites, mosquitoes and promote the native flora and fauna of this area.
5. Provide a follow up impact study to the 1994 Memorandum of Understanding between the US Fish and Wildlife Service, NJ Division of Fish, Game, and Wildlife, the Cape May Mosquito Commission and the County of Cape May Park Service which will include, but not be limited to, changes in water levels in the Fishing Creek Watershed Area, the increase or decrease in the size of open water, the impact to residents living in or near the Watershed, the increase or decrease of native flora and fauna, and provide to the public the comparisons between the preliminary impact study and the current impact study.
6. Obtain actual depths and altitudes of water, roads and all other grounds in or near the Fishing Creek Watershed Area, and provide the public these figures and the comparisons to the figures prior to the 1994 MOU which should include the water levels at minimum: the pump house, both East and West sides of Bayshore Road.

7. Determine if the above are not financially or economically feasible at this time, to look into turning the Fishing Creek Watershed Area back into a tidal marsh to possibly alleviate the flooding of nearby areas as the Green Creek marsh was and proposed Cox Hall marsh are reported to assist in controlling flooding. This will naturally control the phragmites and allow the native flora and fauna to return to the area and flourish.

I hereby certify the foregoing to be a resolution adopted by the Township Council at a meeting held on May 3, 2010.


 Claudia R. Kammer, Township Clerk

	Conrad	Mazurek	Douglass	Lare	Beck
Motion		X			
Second	X				
Aye	X	X	X	X	X
Nay					
Abstain					
Absent					

04/29/10
11:48:27

Lower Township
Bill List By Vendor Id

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Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
	10-00926	04/23/10	INTERNET PROVIDER-DPW	Open	95.14	0.00		
00825 COMCAST*								
	10-00872	04/20/10	INTERNET HOOK UP FOR MILLMAN	Open	60.04	0.00		
	10-00879	04/20/10	INTERNET ACCESS - FIRE SAFETY	Open	100.10	0.00		
	10-01046	04/27/10	INTERNET ACCESS - FIRESAFETY	Open	100.10	0.00		
					----- 260.24			
01109 LOIS JANE CRAMER								
	10-00996	04/26/10	4/20/10 SCHOOL ELECTION	Open	60.00	0.00		
01200 DELTA DENTAL PLAN OF NJ								
	10-00921	04/23/10	MAY, 2010 DENTAL	Open	15,022.71	0.00		
01201 DELL CORPORATION*								
	10-00478	03/03/10	COMPUTER - EQUOTE1003016739487	Open	977.08	0.00		
01412 ELECTRIC CITY PRINTING*								
	10-00602	03/15/10	DELUXE NUMBERS WITH STUBS	Open	280.00	0.00		
01443 ERMA VOLUNTEER FIRE CO								
	10-01079	04/29/10	POLLING PLACE RENTAL 4/20/10	Open	150.00	0.00		
01499 JOSEPH FAZZIO, INC*								
	10-00826	04/13/10	SHEET METAL STEEL FOR RECYCLE	Open	750.00	0.00		
01512 J.P. SPORTS INC.*								
	10-00706	03/26/10	SOCCER NETS	Open	91.95	0.00		
01581 FIRST ASSEMBLY OF GOD CHURCH								
	10-01077	04/29/10	POLLING PLACE RENTAL 4/20/10	Open	75.00	0.00		
01585 ALBERT FLITCROFT								
	09-01335	05/20/09	2009 EQUIP ALLOW	Open	150.00	0.00		
	10-00856	04/15/10	2010 EQUIPMENT ALLOWANCE	Open	75.00	0.00		
					----- 225.00			
01593 ANN F. FLYNN								
	10-00986	04/26/10	4/20/10 SCHOOL ELECTION	Open	60.00	0.00		
01598 DEARBORN NATIONAL								
	10-00928	04/23/10	MAY, 2010 LIFE INSURANCE	Open	577.72	0.00		
01684 G & H SERVICE INC*								
	10-00499	03/04/10	PARTS FOR LOADER - RDS	Open	119.71	0.00		
01727 CHANNEL MARINE CONSTRUCITON IN								
	10-00151	01/22/10	DELEWARE BAY OUTFALL EXTENSIO	Open	198,067.80	0.00		
01733 FRANCIS MCLAUGHLIN								
	10-00974	04/26/10	4/20/10 SCHOOL ELECTION	Open	60.00	0.00		

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11:48:27

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Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
					999.25			
02140 KINDLE FORD LINC/MERC., INC.*	10-00515	03/04/10	PARTS FOR RDS/SANT/RECY	Open	985.84	0.00		
02195 JOHN KOZAK	10-00989	04/26/10	4/20/10 SCHOOL ELECTION	Open	85.00	0.00		
02200 KOHLER'S AUTO GLASS*	10-00834	04/14/10	WINDSHIELD FOR DPS VEH/DPW	Open	500.00	0.00		
02285 LINDA LINDSAY	10-00945	04/26/10	4/20/10 SCHOOL ELECTION	Open	85.00	0.00		
02297 JOSEPH W. LONERGAN	10-00951	04/26/10	4/20/10 SCHOOL ELECTION	Open	60.00	0.00		
02303 ANNE E LONERGAN	10-00949	04/26/10	4/20/10 SCHOOL ELECTION	Open	60.00	0.00		
02349 ROBERT LUBBERMAN	10-00721	03/30/10	BASKETBALL OFFICIAL PAYMENT	Open	263.00	0.00		
02351 LOWER CAPE MAY REGIONAL	10-00002	01/05/10	SCHOOL TAX DUE 15TH OF MONTH	Open	1,162,843.02	0.00		
02361 ROBERT LUZNY	10-00925	04/23/10	SPAY/NEUTER PROGRAM	Open	70.00	0.00		
02465 BARBARA MAHON	10-00942	04/26/10	4/20/10 SCHOOL ELECTION	Open	85.00	0.00		
02466 ROBERT E. MAHON	10-00958	04/26/10	4/20/10 SCHOOL ELECTION	Open	85.00	0.00		
02473 FRANCIS P. MAJANE	10-00922	04/23/10	CONTRACTUAL REIMBURSEMENT	Open	563.00	0.00		
02654 LORETTA MCKENZIE	10-01017	04/26/10	4/20/10 SCHOOL ELECTION	Open	60.00	0.00		
02709 ANTHONY MONZO*	10-01069	04/28/10	LITIGATION MARCH, 2010	Open	6,318.98	0.00		
02951 NATIONAL ASSOCIATES*	10-01041	04/27/10	ADJUSTMENT TO POLICY-LACROSSE	Open	292.50	0.00		
03026 NJ STATE HEALTH BENEFITS	10-00919	04/23/10	MAY, 2010 HEALTH BENEFITS	Open	207,445.17	0.00		
03104 NORTHEAST IND.&MARINE SUPPLY*	10-00517	03/04/10	PARTS FOR RDS/SANT/RECY/DPW	Open	786.16	0.00		
	10-00803	04/08/10	PARTS FOR RDS/SANIT/DPW	Open	1,327.20	0.00		

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Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
03518 RIGGINS, INC.*	10-00864	04/15/10	OFF-HIGHWAY DIESEL-DPW	Open	1,630.48	0.00		
03608 SEAWAVE CORPORATION*	10-00789	04/08/10	CLASSIFIED WANT AD	Open	114.67	0.00		
03611 SERVICE TIRE TRUCK CENTERS*	10-00513	03/04/10	TIRES FOR RDS/SANT/RECY/DPW	Open	3,128.41	0.00		
03640 MADELINE R. SHOWERS	10-01031	04/26/10	4/20/10 SCHOOL ELECTION	Open	60.00	0.00		
03656 JOHN W. SKOWRONSKI	10-00981	04/26/10	4/20/10 SCHOOL ELECTION	Open	85.00	0.00		
03679 BARBARA SLONIS	10-00999	04/26/10	4/20/10 SCHOOL ELECTION	Open	60.00	0.00		
03680 DOLORES SMARGIASSI	10-01007	04/26/10	4/20/10 SCHOOL ELECTION	Open	60.00	0.00		
03692 SOUTH JERSEY GAS CO*	10-01038	04/27/10	APRIL, 2010	Open	6,620.05	0.00		
03695 SPECIALTY AUTOMOTIVE EQUIP INC*	10-00788	04/08/10	ANNUAL LIFT SAFETY INSPECTION	Open	600.00	0.00		
03699 SOUTHERN INDUSTRIAL SAND, INC*	10-00506	03/04/10	75 TONS OF INFIELD MIX	Open	2,542.50	0.00		
03702 PAUL A. SMARGIASSI	10-01004	04/26/10	4/20/10 SCHOOL ELECTION	Open	85.00	0.00		
03706 NICHOLAS C. SMARGIASSI	10-01029	04/26/10	4/20/10 SCHOOL ELECTION	Open	85.00	0.00		
03722 ST. JOHN OF GOD	10-01078	04/29/10	POLLING PLACE RENTAL 4/20/10	Open	150.00	0.00		
03725 ST. RAYMOND'S CHURCH	10-01081	04/29/10	POLLING PLACE RENTAL 4/20/10	Open	187.50	0.00		
03729 FLORENCE STATKIEWICZ	10-00990	04/26/10	4/20/10 SCHOOL ELECTION	Open	60.00	0.00		
03805 TOWNBANK VOLUNTEER FIRE CO.	10-01080	04/29/10	POLLING PLACE RENTAL 4/20/10	Open	187.50	0.00		
03831 TREASURER, COUNTY TAXES	10-01037	04/26/10	COUNTY TAX 2ND QTR DUE 5/14/10	Open	2,282,669.03	0.00		
03852 CATHERINE A. TURNEY	10-00995	04/26/10	4/20/10 SCHOOL ELECTION	Open	60.00	0.00		

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11:48:27

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Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
LAMOC CHARLES LAMONTE	10-01032	04/26/10	4/20/10 SCHOOL ELECTION	Open	85.00	0.00		
LIPS JOHN LIPSETT	10-00966	04/26/10	4/20/10 SCHOOL ELECTION	Open	60.00	0.00		
LIPSM MARGARET LIPSETT	10-01027	04/26/10	4/20/10 SCHOOL ELECTION	Open	60.00	0.00		
LISTW JOAN LISTWAN	10-01002	04/26/10	4/20/10 SCHOOL ELECTION	Open	60.00	0.00		
LOGUEC CHARLOTTA LOGUE	10-01036	04/26/10	4/20/10 SCHOOL ELECTION	Open	60.00	0.00		
LONEP PATRICIA LONERGAN	10-00935	04/26/10	4/20/10 SCHOOL ELECTION	Open	85.00	0.00		
LONGM MARGARET S. LONG	10-01028	04/26/10	4/20/10 SCHOOL ELECTION	Open	60.00	0.00		
MACF MARY ANN MACFARLANE	10-01000	04/26/10	4/20/10 SCHOOL ELECTION	Open	60.00	0.00		
MALONEY MAUREEN C. MALONEY	10-01023	04/26/10	4/20/10 SCHOOL ELECTION	Open	60.00	0.00		
MANSFIEL JAMES E MANSFIELD	10-01035	04/26/10	4/20/10 SCHOOL ELECTION	Open	60.00	0.00		
MCGR DANIEL MCGRANAGHAN	10-00988	04/26/10	4/20/10 SCHOOL ELECTION	Open	60.00	0.00		
MCGRAN CARLIE MCGRANAGHAN	10-00973	04/26/10	4/20/10 SCHOOL ELECTION	Open	85.00	0.00		
MILLER PAULA MILLER	10-00941	04/26/10	4/20/10 SCHOOL ELECTION	Open	60.00	0.00		
MOORER REBECCA MOORE	10-00971	04/26/10	4/20/10 SCHOOL ELECTION	Open	60.00	0.00		
MORRIC CRAIG R MORRISON	10-00940	04/26/10	4/20/10 SCHOOL ELECTION	Open	60.00	0.00		
MORRIS DANIELLE MORRISON	10-00938	04/26/10	4/20/10 SCHOOL ELECTION	Open	60.00	0.00		
MORRISS SHAWN MORRIS	10-00924	04/23/10	REIMB BACKGROUND/COACHING CERT	Open	66.25	0.00		
MURPHYJ JAMES MURPHY	10-00882	04/20/10	REIMB BACKGROUND/COACHING/	Open	66.25	0.00		

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11:48:27

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Vendor # Name							
PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
10-01016	04/26/10	4/20/10 SCHOOL ELECTION	Open	60.00	0.00		
Total Purchase Orders: 217		Total P.O. Line Items: 369		Total List Amount:	4,213,450.23	Total Void Amount:	0.00

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Bill List
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<u>Vendor</u>	<u>PO #</u>	<u>Description</u>	<u>Check #</u>	<u>Check Date</u>	<u>Amount</u>
Lower Twp Brd of Education	10-00001	School Tax Due 5/1/10	42284	04/20/10	1,437,188.90
NJ Div of Motor Vehicles	10-00867	Registration fee	42285	04/20/10	60.00

Total Manual Checks \$ 1,437,248.90

Total brought forward from computer generated bill list \$ 4,213,450.23

TOTAL BILL LIST \$ 5,650,699.13

I certify the foregoing to be a Resolution adopted by the Township Council on May 3, 2010.



Claudia R. Kammer, RMC, Township Clerk

	CONRAD	MAZUREK	DOUGLASS	LARE	BECK
MOTION					
SECOND					
AYES					
NAYS					
ABSTAIN					
ABSENT					

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

RESOLUTION #2010-123

TITLE: AUTHORIZING THE PERSON TO PERSON TRANSFER OF LIQUOR LICENSE #0505-36-014-003 FROM ACHRISTAVEST LLC TO ACHRISTAVEST PIER 6600 LLC

WHEREAS, an application has been filed by Achristavest Pier 6600 LLC for a person to person transfer of Plenary Retail Consumption License #0505-36-014-003 issued to Achristavest LLC, and

WHEREAS, the submitted application form is complete in all respects, the proper fees have been paid; and

WHEREAS, the Police Department has reviewed all documentation submitted with the application and has no objection to the transfer.

NOW, THEREFORE, BE IT RESOLVED the Lower Township Council does hereby approve, effective May 4, 2010, the Person to Person transfer of the aforesaid Plenary Retail Consumption License #0505-36-014-003, to Achristavest Pier 6600 LLC.

FURTHER RESOLVED the Clerk is hereby authorized to endorse said license certificate as follows:

"This license, subject to all its terms and conditions is hereby transferred effective May 4, 2010, to Achristavest Pier 6600, LLC.

I hereby certify the foregoing to be a resolution adopted by the Township Council on May 3, 2010.



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 #2010-124

TITLE: APPROVAL OF CHANGE ORDER #4 FOR MUNICIPAL BUILDING ADA PROJECT

WHEREAS, Eagle Construction Services, Inc. was previously awarded a contract in the amount of \$289,014.00 for the ADA improvements at the Municipal Building, and

WHEREAS, during the course of the work on this project certain changes to the original contract were necessary as outlined in the proposal from Eagle Construction dated 4/22/2010 regarding modifications of the vestibule door to include a push bar and lock, and the corridor door to include a thumb turn lock.

WHEREAS, the additional total cost to the Township for this change in the scope of work is \$5,555.00 as shown on Change Order #4 (attached), and

WHEREAS, the Manager has approved Change Order # 4 and the CFO has certified the availability of funds as evidenced by her signature appended hereto

Account # C-04-55-393-301 Signature 

NOW THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Lower, that Change Order No. 4 for the Municipal Building ADA Improvements is hereby approved and that the total contract amount for this project including Change Orders #1, 2, and 3 previously approved and Change Order # 4 is \$299,932.00.

BE IT FURTHER RESOLVED that Eagle Construction Services, Inc. is authorized to proceed with the changes and to complete them in accordance with the terms of the original Contract Documents.

I hereby certify this is the original resolution adopted by the Township Council on May 3, 2010


Claudia R. Kammer, Township Clerk

	CONRAD	MAZUREK	DOUGLASS	LARE	BECK
PRESENTED		X			
SECONDED	X				
AYE	X	X	X	X	X
NAY					
ABSTAIN					
ABSENT					

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

RESOLUTION NO. 2010-125

TITLE: RESOLUTION OF THE TOWNSHIP OF LOWER APPROVING AMENDMENT OF OVERTIME PROVISIONS OF THE COLLECTIVE BARGAINING AGREEMENT WITH WILDWOOD PBA LOCAL No. 59 AND WILDWOOD PBA LOCAL No. 59-LOWER TOWNSHIP UNIT

WHEREAS, the Township of Lower (the "Township") and Wildwood PBA Local No. 59 and Wildwood PBA Local No. 59-Lower Township Unit (the "PBA") are parties to a certain Collective Bargaining Agreement dated December 2, 2008 (the "Agreement"); and

WHEREAS, the parties have agreed to amend the Agreement to require that all overtime earned during the remainder of the calendar year ending December 31, 2010 be compensated as unpaid compensatory time off, to be used on or before December 31, 2011.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Lower, County of Cape May, and State of New Jersey that the Amendment to Collective Bargaining Agreement, in the form attached hereto as EXHIBIT A, is hereby approved.

I hereby certify this is the original Resolution adopted by the Township Council at a meeting held on May 3, 2010.


Claudia R. Kammer, Township Clerk

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

SECOND AMENDMENT TO COLLECTIVE BARGAINING AGREEMENT

THIS SECOND AMENDMENT TO COLLECTIVE BARGAINING AGREEMENT ("Second Amendment") made this 3rd day of May, 2010, 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" or "Employer") and Wildwood PBA Local No. 59 and Wildwood PBA Local No. 59-Lower Township Unit, (hereinafter called the "P.B.A.").

WITNESSETH:

WHEREAS, Employer and P.B.A. are parties to a certain Collective Bargaining Agreement dated December 2, 2008 (the "Original Agreement");

WHEREAS, the Original Agreement was amended by an Amendment to Collective Bargaining Agreement dated May 18, 2009 (the "First Amendment");

WHEREAS, the Original Agreement and First Amendment are collectively referred to as the "Agreement"); and

WHEREAS, the parties desire to amend the Agreement to require that all overtime commencing on the date of this Second Amendment and ending on December 31 2010 be compensated as compensatory time off, to be used on or before December 31, 2011.

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

1. Article 8, Paragraph C, of the Agreement entitled "Work Week - Overtime" is hereby amended as follows:

ARTICLE 8 - WORK WEEK - OVERTIME

C. Each Employee shall have the option to take compensatory time ("Comp Time") up to a limit of 480 hours in lieu of payment at the rate of time and one-half the Employee's pay for overtime accrued as "operational overtime". Comp Time shall be accrued at the rate of one and one-half hour Comp Time for one hour of overtime worked. For the purposes of this Article, operational overtime shall be defined as overtime accrued through recall to duty or from working more than eight hours per shift. The "extra days" as defined above may not be utilized as Comp Time. Comp Time under this Paragraph may be granted or withheld in the sole discretion of the Chief of Police. In the event that Comp Time is denied by the Chief, the Employee shall be compelled to accept regular overtime pay in lieu thereof. Notwithstanding the terms of

this Paragraph C, all overtime earned during the period commencing May
, 2010 and ending December 31, 2010 shall be taken as Comp Time
and shall be used on or before December 31, 2011.

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 _____ day of May, 2010.

LOCAL #59 POLICEMEN'S
BENEVOLENT ASSOCIATION,
NEW JERSEY

TOWNSHIP OF LOWER
LOWER TOWNSHIP, NEW JERSEY

Michael E. Beck Mayor

ATTEST:

Claudia R. Kammer, Township Clerk

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

RESOLUTION #2010-126

TITLE: APPROVAL OF COLD SPRING PRESBYTERIAN CHURCH'S APPLICATION TO CONDUCT A FLEA MARKET ON MAY 15

WHEREAS, Section 359-13 of the Code of Lower Township prohibits outdoor flea markets within the confines of Lower Township except as provided for in Section 359.13b, and

WHEREAS, Section 359-13 of the General Ordinances of the Township of Lower permits non-profit, charitable, civic and religious organizations to conduct four (4) outdoor flea markets within the confines of the Township if approved by the Township Council.

WHEREAS, the Township Council has reviewed the application of Cold Spring Presbyterian Church to conduct a flea market on May 15, 2010, with a rain date of May 22 at 780 Seashore Road, and

WHEREAS, the Council has determined the applicant meets the ordinance requirements of a non-profit, charitable, civic and/or religious organization.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Lower, that approval is hereby granted.

I hereby certify this is the original resolution adopted by the Township Council at the meeting held on May 3, 2010.


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 #2010-127

TITLE: REJECTION OF BIDS FOR HVAC SERVICE AGREEMENT FOR LOWER TOWNSHIP, VARIOUS LOCATIONS

WHEREAS, the Township advertised for bids on April 15, 2010 for HVAC Service Agreement for Lower Township, Various Locations and five (5) sealed bid was received by the Township QPA on April 27, 2010 at 11:00 a.m. , and

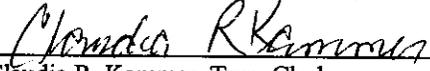
WHEREAS, the bids were opened and reviewed by the QPA and Harold Carty, Building Superintendent, and

WHEREAS, 40A:11-13.2 permits a municipality to reject bids to substantially revise the bid specifications; and

WHEREAS, the Township has decided to revise the bid specifications and reject all bids accordingly.

NOW, THEREFORE, BE IT RESOLVED by the Township Council, of the Township of Lower that all five bids are hereby rejected and the QPA is authorized to readvertise for bids.

I hereby certify the foregoing to be a resolution adopted by the Township Council on May 3, 2010.


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 #2010-128

Title: RESOLUTION FOR EMERGENCY TEMPORARY APPROPRIATIONS

WHEREAS, N.J.S.A. 40A: 4-20 authorizes the Governing Body of the Township of Lower to make emergency temporary appropriations for any purposes for which appropriations may lawfully be made for the period between January 1, 2010 and the date of the adoption of the 2010 budget; and

WHEREAS, the temporary budget includes monies to operate through March 31, 2010 and the Township requires an additional increase to allow for operations through May 31, 2010; and

WHEREAS, the total of the increase to appropriations, which shall not exceed 1/12th of the 2009 budget, exclusive of debt service and capital improvement fund appropriations, is \$1,836,796.16.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Lower, County of Cape May, State of New Jersey, that the 2010 Temporary Current Budget is set at an amount not to exceed \$9,459,500.22.

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

I hereby certify the foregoing to be a resolution adopted by the Township Council on May 3, 2010.



Claudia R. Kammer, Township Clerk

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

RESOLUTION #2010-129 TO AMEND BUDGET

WHEREAS, the local municipal budget for the year 2010 was approved on the 29th day of March, 2010 and
WHEREAS, the public hearing on said budget & amendment have been held as advertised, and
WHEREAS, it is desired to amend said approved budget, now
THEREFORE BE IT RESOLVED, by the Township Council of the Township of Lower, County of Cape May
that the following amendments to the approved budget of 2010 be made:

<u>Recorded Vote</u>	(Conrad	((
	(MAZUREK	(Abstained(
	Ayes(Doug) AS	Nays((
	(Lafe	((
	(Beck	((
	((Absent(
	(((

CURRENT FUND:

ANTICIPATED REVENUES:

	<u>From</u>	<u>To</u>
1. Surplus Anticipated	1,900,000.00	2,160,000.00
Total Surplus Anticipated	1,900,000.00	2,160,000.00
5. Subtotal General Revenues (Items 1, 2, 3 and 4)	5,988,981.84	6,248,981.84
6. Amount to be Raised by Taxes for Support of Municipal Budget:		
Local Tax for Municipal Purposes Including Reserve for Uncollected Taxes	<u>18,730,815.16</u>	<u>17,699,055.64</u>
7. Total General Revenues	<u>24,719,797.00</u>	<u>23,948,037.48</u>

ANTICIPATED APPROPRIATIONS:

8. General Appropriations:		
a) Operations - within "CAPS"		
Township Council		
Other Expenses	22,000.00	18,950.00
Township Clerk		
Salaries & Wages	221,000.00	224,000.00
Other Expenses	9,300.00	8,370.00
Township Manager		
Salaries & Wages	160,500.00	154,500.00
Other Expenses	2,250.00	2,025.00
Department of Revenue & Finance		
Salaries & Wages	338,000.00	317,900.00
Other Expenses	16,000.00	14,400.00
Tax Assessor		
Salaries & Wages	128,000.00	138,000.00
Other Expenses	63,300.00	37,500.00
Tax Collector		
Salaries & Wages	165,000.00	164,690.00
Other Expenses	10,025.00	8,573.00
Department of Planning & Development		
Salaries & Wages	174,500.00	171,500.00
Other Expenses	17,550.00	15,795.00
Department of Public Safety		
Salaries & Wages	4,379,000.00	4,156,000.00
Other Expenses	131,716.00	118,545.00
Police 911 Dispatchers		
Salaries & Wages	454,000.00	440,500.00
Other Expenses	9,170.00	8,253.00
Emergency Management Services		
Other Expenses	8,000.00	4,500.00
Department of Public Works		
Salaries & Wages	2,881,500.00	2,723,100.00
Other Expenses	313,890.00	305,150.00
Sanitary Landfill	964,300.00	944,952.50
Municipal Court		
Salaries & Wages	204,000.00	203,500.00
Other Expenses	16,700.00	13,950.00
Insurance		
General Liability	319,564.00	314,564.00
Construction Code Official		
Salaries & Wages	293,500.00	269,500.00
Other Expenses	11,750.00	10,575.00
Total Operations within "CAPS"	17,400,999.00	16,875,776.50
Total Operations Including Contingent - within "CAPS"	17,401,299.00	16,876,076.50
Detail: Salaries & Wages	10,224,350.00	9,788,540.00
Detail: Other Expenses	7,176,949.00	7,087,536.50

e) Deferred Charges and Statutory Expenditures within "CAPS"		
Public Employees Retirement System		
Social Security System (O.A.S.I.)	776,000.00	742,677.49
Total Deferred Charges and Statutory Expenditures within "CAPS"	1,955,231.73	1,921,909.22
H-1 Total General Appropriations for Municipal Purposes within "CAPS"	19,356,530.73	18,797,985.72
a) Operations - excluded from "CAPS"		
Insurance		
Group Health	209,166.00	184,166.00
Total Other Operations - excluded from "CAPS"	470,307.27	445,307.27
Total Operations - excluded from "CAPS"	710,881.98	685,881.98
Detail: Other Expenses	585,962.89	560,962.89
H-2 Total General Appropriations for Municipal Purposes Excluded from "CAPS"	3,368,681.98	3,343,681.98
O) Total General Appropriations Excluded from "CAPS"	3,368,681.98	3,343,681.98
I) Subtotal General Appropriations (Items (H-1) and (O))	22,725,212.71	22,141,667.70
M) Reserve for Uncollected Taxes	1,994,584.29	1,806,369.78
9. Total General Appropriations	<u>24,719,797.00</u>	<u>23,948,037.48</u>

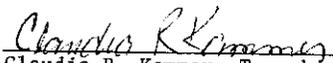
BE IT FURTHER RESOLVED, that two certified copies of this resolution be filed forthwith in the office of the Director of Local Government Services for his certification of the local municipal budget so amended.

BE IT FURTHER RESOLVED, 40A:4-9, be published in the Cape May Star and Wave in the issue of May 6, 2010 and that said publication contain notice of public hearing on said amendment to be held at Township Hall on May 17, 2010 at 7:00 pm.

It is hereby certified that all additions and math in this amendment are correct.


 Leon P. Costello, CPA, RMA

It is hereby certified that this is a true copy of a resolution amending the budget, adopted by the governing body on the 3rd day of May, 2010.


 Claudia R. Kammer, Township Clerk