

## COUNCIL MEETING MINUTES – May 16, 2022

The meeting of the Township Council of the Township of Lower, County of Cape May, State of New Jersey was held on May 16, 2022 at 5:00 p.m. in the meeting room of the Township Hall, 2600 Bayshore Road, Villas, New Jersey.

The Clerk announced that the meeting was being held in compliance with the Open Public Meetings Act and that adequate notice of the meeting had been provided according to law.

The following members of Council were present for roll call taken by the Clerk:

Councilmember Thomas Conrad  
Councilmember Kevin Coombs  
Councilmember Roland Roy, Jr.  
Deputy Mayor David Perry  
Mayor Frank Sippel

Also present: Michael Laffey, Township Manager, David Stefankiewicz and Robert Belasco, Township Solicitors, and Karen Fournier, Deputy Township Clerk

### Work Session

Public Hearing – Renewal of Liquor License #0505-31-024-001; Sunset Beach Sportsmens Club, 6 Sunset Boulevard

Res. #2022-155 Council Action on Liquor License #0505-31-024-001

Mayor Sippel announced that the hearing can **NOT** take place because the Tax Clearance has not been received. Solicitor Belasco explained that Tax Clearance is a requirement prior to renewal of a liquor license.

Chris Gillin-Schwartz, Esq., representing Sunset Beach Sportsman's Club, thanked the many people in attendance to voice their support of the Club and thanked the Township for their communication efforts.

### Consent Agenda

Approval of State Firemen's Association Membership Application: Kevin Howard II, Town Bank Volunteer Fire Co.

Approval of Minutes- May 2, 2022

Res. #2022-156 Authorization for the Payment of Vouchers \$710,138.85

Res. #2022-157 Authorizing Pay Out of Terminal Leave (E. Dougherty)

Res. #2022-158 Insertion of Special Item of Revenue Pursuant to N.J.S.A. 40A:4-87, Chapter 159 (JIF Cyber Risk)

Res. #2022-159 Insertion of Special Item of Revenue Pursuant to N.J.S.A. 40A:4-87, Chapter 159 (JIF Optional Safety)

Res. #2022-160 Insertion of Special Item of Revenue Pursuant to N.J.S.A. 40A:4-87, Chapter 159 (SJ Gas Game On)

Res. #2022-161 Insertion of Special Item of Revenue Pursuant to N.J.S.A. 40A:4-87, Chapter 159 (JIF Wellness)

Res. #2022-162 Authorizing the Sale of Township of Lower Surplus No Longer Needed for Public Use on GovDeals Online Auction

Res. #2022-163 Authorizing the Sale of Township of Lower Surplus No Longer Needed for Public Use on GovDeals Online Auction

Res. #2022-164 Insertion of Special Item of Revenue Pursuant to N.J.S.A. 40A:4-87, Chapter 159 (American Rescue Plan)

Res. #2022-165 A Resolution to Amend the Capital Budget

Res. #2022-166 A Resolution Awarding a Professional Service Contract Without Public Bidding to TRIAD Advisory Services, Inc. to Provide Consulting Services in Connection with the Pursuit of Federal, State, Regional, and Foundation Grants and/or Financial Resources

Res. #2022-167 Approving Change Order #6 to Fred M Schiavone Construction for the Clem Mulligan Sports Complex Renovations Project : Reduction in Total Contract of \$1,354.83 Including Camera Substitution, Three Additional Bollards and Four Additional Litter Receptacles

Res. #2022-168 Approval of Final Change Order #2 to South State Inc. to Reflect Final As-Built Quantity Adjustments

Res. #2022-169 Authorization for Waiver of Fees for Naval Air Station Wildwood

Res. #2022-170 Renewal of 2022 Campground License

- Res. #2022-171 Approving Change Order #1 to Asphalt Paving Systems Inc. for Reconstruction of Delaware Avenue, Delaware Bay Drive, Millman Lane and Atlantic Avenue (LT-C-024) for Additional Paving on Clubhouse Drive
- Res. #2022-172 Authorizing Pay Out of Terminal Leave (R. Devine)
- Res. #2022-173 Authorization for the Payout of Accumulated Compensatory Time (M. Nuscis)
- Res. #2022-174 Bid Acceptance and Contract Award of Reconstruction of Sheriff Taylor Blvd and Roadway Striping Program to Asphalt Paving Systems
- Res. #2022-175 A Resolution Authorizing and Approving a Shared Service Agreement Between the Township of Lower and the County of Cape May
- Res. #2022-176 Approving Change Order #1 to Fred M. Schiavone Construction Inc. for Reconstruction of Wilson Drive, 1<sup>st</sup> Avenue, 2<sup>nd</sup> Avenue and 3<sup>rd</sup> Avenue Project to Remove Existing Storm Sewer Pipe (LT-C-014)
- Res. #2022-177 A Resolution Authorizing and Approving the Settlement of Certain Litigation
- Ord. #2022-05 Re-Appropriation and Amendatory Bond Ordinance of the Township of Lower, in the County of Cape May, State of New Jersey, Providing for Various Improvements for Recreation and Administration and Re-Appropriating \$235,629.54 (Consisting of Re-Appropriated Excess Bond Proceeds in the Amount of \$120,214.26 and Re-Appropriations of \$115,415.28 (Including Excess Authorization of Bonds and Notes in the Amount of \$109,919.31) From Existing Bond Ordinances to Finance the Costs Thereof
- Ord. #2022-06 Bond Ordinance Providing for Various 2022 Capital Improvements, By and In the Township of Lower, In the County of Cape May, State of New Jersey (The "Township"); Appropriating \$1,980,000 Therefor and Authorizing the Issuance of \$1,700,000 Bonds or Notes of the Township to Finance Part of the Costs Thereof. This is the 1st reading of Ordinance #2022-05 and #2022-06. The 2<sup>nd</sup> reading and public hearing has been scheduled for June 6, 2022.

	MOTION	SECOND	AYE	NAY	RECUSE	ABSTAIN	ABSENT
CONRAD	X		X				
COOMBS			X				
ROY		X	X				
PERRY			X				
SIPPEL			X				

#### Regular Agenda

- Ord.#2022-04 An Ordinance Amending Chapter 90, Police Department, of the Code of the Township of Lower to Provide for the Hiring of Entry Level Police Officers in Accordance with N.J.S.A.52:17B-69.1 and N.J.S.A 11A:4-1.3. This is the second reading and public hearing of this Ordinance. This Ordinance has been published, posted and made available to the public.

	MOTION	SECOND	AYE	NAY	RECUSE	ABSTAIN	ABSENT
CONRAD			X				
COOMBS		X	X				
ROY	X		X				
PERRY			X				
SIPPEL			X				

#### Engineer's Report

Cody Stanford gave Council an update on the engineering projects being handled by DeBlasio & Associates including: Reconstruction of Wilson Drive, 1<sup>st</sup> Ave, 2<sup>nd</sup> Ave and 3<sup>rd</sup> Ave.; Diamond Beach Park Improvements; NJDEP CAFRA Permit Application; Cloverdale, Evergreen and Spruce Storm Sewer Improvements; Clem Mulligan Renovations; Reconstruction of Atlantic, Howland, Millman & Mowery Ave.; Reconstruction of Fire Lane; Replacement of Various Pavilions and FY2023 NJDOT Municipal Aid Program. Councilmember Conrad voiced pleasure knowing that Cloverdale is close to receiving much needed improvements.

Monthly Report - Clerk, Construction, Dog, Tax, Vital

Public Comment – no comments

**Council Comments**

Councilmember Conrad voiced pleasure with planned improvements on Cloverdale, Evergreen and Spruce and shared anticipation for additional improvements that will be forthcoming.

Councilmember Coombs – no comments

Councilmember Roy – no comments

Deputy Mayor Perry echoed Councilmember Conrad's comments and reiterated Council's intent to keep improvement projects coming.

Mayor Sippel encouraged everyone to sign up for the RAVE notification system. He informed about an upcoming County Code Red Test, reminded about Shred Day and announced the Memorial Day Service at Villas VFW.

**Manager's Report**

Manager Laffey gave Council an update on several paving and road projects throughout the Township.

**Closed Session**

Res. #2022-178 Resolution Providing for a Meeting Not Open to the Public in Accordance with the Provisions of the New Jersey Open Public Meetings Act, N.J.S.A. 10:4-12. **Attorney-Client Privilege**

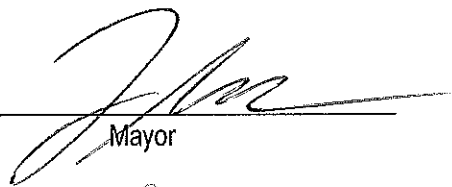
	MOTION	SECOND	AYE	NAY	RECUSE	ABSTAIN	ABSENT
CONRAD		X	X				
COOMBS			X				
ROY			X				
PERRY			X				
SIPPEL	X		X				

Council adjourned to Closed Session at 5:20 p.m.

Council returned to Open Session a 6:00 p.m.

**Adjournment**

There being no further business to address, motion to adjourn moved by Councilmember Conrad, seconded by Councilmember Coombs. Motion to adjourn was unanimous. Meeting adjourned at 6:01 p.m.

  
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Mayor

  
\_\_\_\_\_  
Township Clerk

Approved: *June 6, 2022*