

Signed Resolutions - February 5, 2024

- Res. #2024-65 Authorization for the Payment of Vouchers \$890,317.45
- Res. #2024-66 Appointment to the Zoning Board of Adjustment (G.Bostard)
- Res. #2024-67 Authorization for the Payout of Accumulated Compensatory Time (M.Reilly \$1,809.89)
- Res. #2024-68 Authorization for the Payout of Accumulated Compensatory Time (R.Fessler \$4,062.78)
- Res. #2024-69 Approval of 2024 Rotary Towing Licenses
- Res. #2024-70 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. #2024-71 Authorization for Waiver of Fees for the Nature Conservancy Associated with the Construction Permit Fees
- Res. #2024-72 Approval of Change Order #1 for Engineering Services for the Construction Phase for the Beach Access Paths (LT-C-038) (\$30,000)

- Res. #2024-73 Authorization for Refund of Taxes
- Res. #2024-74 Authorizing the Sale of Township of Lower Surplus No Longer Needed for Public Use on GOVDEALS Online Auction Website

- Res. #2024-75 Authorizing the Disposal of Township of Lower Surplus No Longer Needed for Public Use
- Res. #2024-76 Approval of Change Order #2 with Marcus H. Karavan, P.C. for Special Counsel for Two Contested Tax Matters (NTE \$10,000)

- Res. #2024-77 Local Recreation Improvement Grant Application for \$100,000; Rotary Park, ADA Improvements
- Res. #2023-78 Bid Acceptance and Contract Award of Beach Access Paths Installation (LT-C-038)
- Res. #2024-79 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/Negotiation Updates**

- Res. #2024-80 A Resolution Authorizing the Repayment of the sum of \$350,000 to Achristavest Diamond Beach, LLC in connection with the Reacquisition of Real Property located at 9600 Seaview Avenue, Block 703, Lot 1

Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
00784	CAPE MAY STAR & WAVE								
		24-00200	01/17/24	Legals - 1/10/2024	Open	221.00	0.00		
		24-00285	01/22/24	Legals - 1/17/2024	Open	63.50	0.00		
		24-00390	01/31/24	legals - 1/24/24	Open	<u>173.00</u>	0.00		
						457.50			
00825	COMCAST*								
		24-00386	01/30/24	INTERNET(ALL) 1/15 -2/14/24	Open	1,420.19	0.00		
01125	MARGARET CROMPTON								
		24-00097	01/08/24	CONTRACTUAL REIMBURSEMENT M	Open	100.00	0.00		B
01200	DELTA DENTAL PLAN OF NJ								
		24-00387	01/30/24	JAN 2024 DENTAL ADMIN	Open	1,372.80	0.00		
01201	DELL CORPORATION*								
		24-00314	01/22/24	COMPUTER COLLEEN	Open	1,580.64	0.00		
01239	DIANA L DeNOTE								
		24-00381	01/30/24	CONTRACTUAL REIMBURSEMENT M	Open	68.00	0.00		
01267	EDWARD DONOHUE								
		24-00214	01/17/24	CONTRACT REIMB	Open	78.99	0.00		
01389	EDDIE'S AUTO BODY								
		24-00143	01/11/24	FRONT END ALIGNMENT/DPW	Open	334.90	0.00		
01390	EDMUNDS & ASSOCIATES, INC.*								
		24-00195	01/17/24	1095 C Filing	Open	531.10	0.00		PC1
01480	E-Z PASS								
		24-00332	01/25/24	REPLENISH PD EZ PASS 1/10/24	Open	300.00	0.00		PC1
01657	GOPHER SPORT								
		23-03074	11/30/23	BASKETBALL SUPPLIES	Open	510.39	0.00		
01690	GRANTURK EQUIPMENT CO*								
		24-00067	01/05/24	PARTS FOR RECYCLING/DPW	Open	1,130.62	0.00		
		24-00357	01/29/24	PARTS FOR RECYCLING/DPW	Open	<u>1,118.32</u>	0.00		
						2,248.94			
01703	HARBOR SALES COMPANY*								
		24-00056	01/05/24	VINYL FILM/DPW	Open	559.12	0.00		
01730	GTBM INC.*								
		24-00142	01/11/24	ICOP BACKTRACE RENEWAL	Open	1,776.00	0.00		
01873	HOME DEPOT*								
		24-00071	01/05/24	SUPPLIES FOR BLD/DPW	Open	173.59	0.00		
01964	INTERNATIONAL ASSOC ARSON INVS								
		23-03267	12/22/23	Belles NJIAAI 2024 conference	Open	625.00	0.00		

Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
01974	I.A.C.P. MEMBERSHIP*	24-00130	01/11/24	IACP MEMBERSHIP 2024	Open	190.00	0.00		
02025	HUNTER JERSEY PETERBILT~	24-00073	01/05/24	PARTS FOR TRUCKS/DPW	Open	300.40	0.00		
02027	JESCO INC~	24-00085	01/05/24	PARTS FOR BACKHOE/DPW	Open	513.32	0.00		
02045	LIBERTY PARKS AND PLAYGROUNDS*	23-02415	09/25/23	TRASH CANS	Open	16,590.00	0.00		
02097	LACAL EQUIPMENT INC	24-00272	01/22/24	BROOM/SWEEPER/DPW	Open	866.08	0.00		
02223	LANDSMAN UNIFORMS*	23-03245	12/22/23	NEW OFFICERS UNIFORM PANTS	Open	599.70	0.00		
02247	LAWSON PRODUCTS, INC. ~	24-00284	01/22/24	RESUPPLY GARAGE PARTS/DPW	Open	1,189.09	0.00		
02334	LOWER TWP CHAMBER OF COMMERCE	24-00159	01/11/24	Luncheon 1/11/2024	Open	70.00	0.00		
02349	ROBERT LUBBERMAN	24-00131	01/11/24	ELKS TOURNAMENT OFFICIAL	Open	360.00	0.00		
02402	MGL PRINTING SOLUTIONS ~	23-03023	11/22/23	FS MGL stationary supplies	Open	1,514.00	0.00		
02538	MARSH & MCLENNAN AGENCY, LLC	24-00009	01/02/24	RES#24-42 DNE\$40K MNTHLY	Open	3,333.33	0.00		B
02800	MURPHY FENCE COMPANY*	23-03128	12/06/23	REPAIR FENCE GATES @ POOL	Open	583.10	0.00		
03008	NJ DEPT OF TREASURY/FEES	24-00217	01/22/24	WATER ALLOCATION FEES/BENNETTS	Open	235.00	0.00		
		24-00218	01/22/24	AIR QUALITY -GENERATOR REC DEP	Open	190.00	0.00		
		24-00219	01/22/24	AIR QUALITY-BOILER-REC.DEPT.	Open	885.00	0.00		
						<u>1,310.00</u>			
03026	NJ STATE HEALTH BENEFITS	24-00331	01/25/24	FEB 2024 NJSHBP RETIREE	Open	124,038.55	0.00		
		24-00337	01/26/24	FEB 2024 NJSHBP ACTIVE	Open	258,339.12	0.00		
						<u>382,377.67</u>			
03086	NJ STATE ASSN CHIEFS OF POL*	24-00145	01/11/24	ACCREDITATION - 1 OF 3	Open	1,667.00	0.00		
03296	PARISH OF ST. JOHN NEUMANN	24-00125	01/11/24	RETURN UNUSED ESCROW	Open	337.50	0.00		

Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
03305	PEDRONI FUEL*								
		24-00207	01/17/24	NO LEAD GAS/DPW 1/3/24	Open	1,185.08	0.00		
		24-00279	01/22/24	NO LEAD GAS/DPW	Open	<u>964.61</u>	0.00		
						2,149.69			
03354	PERNA FINNIGAN, INC*								
		24-00171	01/16/24	RETURN UNUSED ESCROW	Open	5,390.56	0.00		
03365	LYNN JEFFERIS								
		24-00317	01/23/24	CONTRACTUAL REIMBURSEMENT M	Open	210.00	0.00		
03506	MARK RIDGWAY								
		24-00361	01/29/24	REIMBURSEMENT-COACH	Open	66.98	0.00		
03518	RIGGINS, INC.*								
		24-00124	01/11/24	OFF HIGHWAY DIESEL	Open	1,193.96	0.00		
		24-00348	01/26/24	OFF HIGHWAY DIESEL/DPW 1/17/24	Open	<u>939.76</u>	0.00		
						2,133.72			
03611	SERVICE TIRE TRUCK CENTERS								
		24-00360	01/29/24	TIRES/RDS/SANT/REC/DPW	Open	5,956.79	0.00		
03692	SOUTH JERSEY GAS CO*								
		23-02945	11/14/23	NATURAL GAS DEC ENCUMBER	Open	10,929.56	0.00		
03727	EDWARD STRING								
		24-00318	01/23/24	CONTRACTUAL REIMBURSEMENT M	Open	1,788.00	0.00		
03731	BRYAN STEERE								
		24-00288	01/22/24	REIMBURSEMENT-BASKETBALL COACH	Open	25.00	0.00		
03764	TCTANJ								
		24-00152	01/11/24	2024 ANNUAL MEMBERSHIP - CFO	Open	100.00	0.00		
		24-00326	01/25/24	TCTA NJ MEMBERSHIP -BROWN	Open	<u>100.00</u>	0.00		
						200.00			
03765	TAX COLL&TREAS ASSN OF C M C*								
		24-00163	01/11/24	2024 MEMBERSHIP	Open	375.00	0.00		
03820	MUNICIPAL UTIL. AUTH ON CALL								
		24-00283	01/22/24	REIMBURSE HALF OF TOTAL BILL	Open	161.22	0.00		
03904	LOWE'S HOME CENTER INC*								
		23-02919	11/14/23	SUPPLEIS/DPW	Open	15.66	0.00		
		24-00058	01/05/24	MATERIALS/DPW	Open	<u>28.49</u>	0.00		
						44.15			
03969	VERIZON								
		24-00057	01/05/24	FS Verizon 11.27 12.26	Open	168.24	0.00		
03971	VERIZON WIRELESS MDT POLICE								
		24-00146	01/11/24	VERIZON PD & TWP 11/21- 12/20	Open	1,196.65	0.00		

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03985	VILLAS NAPA AUTO PARTS	23-03202	12/13/23	RDS/RECY/SANT/DPW	Open	1,031.27	0.00		
04085	CHRISTOPHER WINTER	24-00336	01/25/24	CONTRACTUAL REIMBURSEMENT M	Open	198.00	0.00		
04097	CINTAS FIRST AID AND SAFETY*	24-00211	01/17/24	FIRST AID SUPPLIES/DPW	Open	84.00	0.00		
		24-00215	01/17/24	DPS - REFILL MEDICAL BOX	Open	64.00	0.00		
		24-00343	01/26/24	FIRST AID SUPPLIES 12/18/2023	Open	63.04	0.00		
						<u>211.04</u>			
04105	PITNEY BOWES GLOBAL FINANCIAL~	24-00193	01/17/24	RELOCATION AND ASSEMBLY	Open	1,744.00	0.00		
04125	WALTERS MARINE CONSTRUCTION*	23-00889	04/18/23	RES#23-127 REPLACE 3 PAVILIONS	Open	5,540.00	0.00		
04150	BARRY, CORRADO, GRASSI &	24-00098	01/09/24	ACTING ZBA SOLICITOR VOUCHER	Open	250.00	0.00		
04204	ZACHARY ZELWAK	24-00202	01/17/24	MEDICARE SUPPLEMENT	Open	564.00	0.00		B
04261	STATE OF NEW JERSEY	24-00362	01/29/24	4TH QTR 2023 UNEMPLOYMENT	Open	9,485.32	0.00		
04280	G.F.O.A. OF NJ	24-00151	01/11/24	2024 ANNUAL MEMBERSHIP - CFO	Open	100.00	0.00		
04300	W B MASON CO INC*	24-00271	01/22/24	FS paper & ink	Open	284.61	0.00		
5022	INSTITUTE FOR FORENSIC PSYCHO*	24-00140	01/11/24	NEW HIRE EXAM	Open	525.00	0.00		
6059	USABLE LIFE	24-00405	01/31/24	FEB 2024 LIFE INS	Open	972.00	0.00		
6071	UNITED UNIFORMS LIMITED LIAB*	23-03177	12/12/23	WRESTLING SINGLETS	Open	961.00	0.00		
		23-03185	12/12/23	UNIFORMS	Open	3,686.50	0.00		
		24-00141	01/11/24	NEW HIRE ACADEMY UNIFORM	Open	1,090.48	0.00		
						<u>5,737.98</u>			
6080	OMAHA STANDARD, LLC*	24-00093	01/08/24	TARPING SYSTEM TK8	Open	2,643.34	0.00		
7074	J & B LOCKSMITHS*	23-03260	12/22/23	CLEM MULLIGAN FIELD BATHROOMS	Open	102.00	0.00		
7079	SUBURBAN PROPANE L.P.*	24-00222	01/22/24	PROPANE- FREEMAN DOUGLASS	Open	1,094.04	0.00		

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7098	SHORE VETERINARIAN ANIMAL	24-00007	01/02/24	RES#24-27 DNE\$62K	Open	5,166.67	0.00		B
7119	ENGINEERING DESIGN ASSOC*	21-00150	01/13/21	RES 21-49 SCHELLENGERS-TRAFFIC	Open	125.59	0.00		B
7181	JENNIFER KELLY, PHD, LLC*	24-00134	01/11/24	NEW HIRE EXAMS 2022	Open	1,350.00	0.00		
7196	LAUREN HUGGINS SUIT	24-00006	01/02/24	RES#24-06 DNE\$16280 MNTHLY	Open	1,356.67	0.00		B
7475	SUZANNE M SCHEID	24-00156	01/11/24	CONTRACTUAL REIMBURSEMENT M	Open	91.00	0.00		
		24-00319	01/25/24	CONTRACTUAL REIMBURSEMENT M	Open	98.50	0.00		
		24-00407	01/31/24	CONTRACTUAL REIMBURSEMENT M	Open	<u>523.00</u>	0.00		
						712.50			
7507	STEFANKIEWICZ & BELASCO LLC	23-00035	01/06/23	RES#2023-01 EXPENSES DNE\$116K	Open	8,196.50	0.00		B
		24-00001	01/02/24	RES#24-01 DNE\$40K MTHLY	Open	<u>3,333.33</u>	0.00		B
						11,529.83			
7521	SOUTHERN COMPUTER WHSE INC*	23-03317	12/29/23	LAUREN HP M528DN PRINTER	Open	1,951.90	0.00		
7544	DAVE FAIRMAN	24-00290	01/22/24	REIMBURSEMENT-BASKETBALL COACH	Open	25.00	0.00		
7556	ATLANTIC ENVELOPE COMP, INC*	23-03296	12/28/23	COURT ENVELOPES	Open	122.45	0.00		
7577	GARY'S AUTOMOTIVE	24-00352	01/29/24	NJ STATE INSPECTION SMOKE TEST	Open	127.50	0.00		
7618	MEGONIGAL ELECTRIC LLC	24-00224	01/22/24	LIGHTS @ RECREATION CENTER	Open	925.00	0.00		
7711	LORETTA MURPHY	24-00132	01/11/24	ELKS TOURNAMENT OFFICIAL	Open	405.00	0.00		
7715	JOE ENGLEHERT	24-00347	01/26/24	BBALL TOURNAMENT OFFICIAL	Open	360.00	0.00		
7747	KENNETH WALKER	24-00212	01/17/24	CONTRACT REIMBURSEMENT V	Open	285.00	0.00		
7749	WILLIAM KOCIS	24-00157	01/11/24	CONTRACTUAL REIMBURSEMENT V	Open	447.40	0.00		
7751	HOFFMAN'S EXTERMINATING	23-00053	01/06/23	PEST AGREEMENT-CANAL PARK 2023	Open	132.60	0.00		

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7820	DEBLASIO & ASSOCIATES, P.C								
		22-03181	12/22/22	SURVEY/DSGN RECONS WILDWOOD AV	Open	1,815.00	0.00		
		23-00052	01/06/23	RES #2023-49 CO#2 DIAMONDBEACH	Open	1,654.10	0.00		B
		23-00404	02/10/23	LIN BLVD RESTROOM RES#2021-82	Open	71.25	0.00		B
		23-00784	04/10/23	#2023-137 BEACH ACCESS PATHS	Open	7,420.00	0.00		B
		23-01029	05/05/23	CHANGE ORDER #1 RES#2023-162	Open	2,832.50	0.00		B
		23-01585	06/15/23	RES#23-199 ROTARY PARK	Open	2,712.50	0.00		B
		23-02342	09/14/23	2023 STORMWATER GIS MAPPING	Open	980.00	0.00		B
		23-02635	10/20/23	RESOLUTION 2023-337 OHIO AVE	Open	2,948.70	0.00		B
		23-02636	10/20/23	RES 2023-340 FRANCES AVE SEWER	Open	4,140.00	0.00		
		23-02637	10/20/23	RES 2023-344 SHADELAND/ SPRUCE	Open	140.00	0.00		B
		23-03045	11/28/23	RES 23-389 SURFACING RIDGEWOOD	Open	5,462.50	0.00		
		23-03206	12/14/23	RES#23-380 DOUGLASS PARK RENO	Open	6,773.75	0.00		B
		24-00166	01/11/24	PB ENGINEER VOUCHERS	Open	1,838.48	0.00		
		24-00303	01/22/24	RES#23-413 POOL EVALUATION	Open	5,000.00	0.00		
						43,788.78			
7872	GO DADDY								
		24-00384	01/30/24	MISSED AMPOUNT ON PO 24-00061	Open	0.36	0.00		PC1
7929	AMAZON CAPITAL SERVICES, INC ~								
		23-03077	11/30/23	OFFICE SUPPLIES	Open	370.19	0.00		
		23-03097	12/01/23	POLE SAW & CEILING SUPPLIES	Open	643.33	0.00		
		23-03186	12/12/23	HEDGE TRIMMER & COFFEE	Open	79.74	0.00		
		23-03213	12/18/23	Printer - Clerks Office	Open	199.99	0.00		
		23-03308	12/29/23	SUPPLIES	Open	789.96	0.00		
		23-03311	12/29/23	OFFICE SUPPLIES 12/29/23	Open	212.89	0.00		
		23-03318	12/29/23	OFFICE SUPPLIES	Open	320.92	0.00		
		24-00053	01/05/24	HARDWARE	Open	162.80	0.00		
		24-00091	01/08/24	COURT OFFICE SUPPLIES	Open	159.73	0.00		
		24-00116	01/09/24	Laser Beam Pointer	Open	17.99	0.00		
		24-00170	01/11/24	CHAINSAW CHAIN SHARPENER	Open	229.97	0.00		
		24-00172	01/16/24	POLICE SUPPLIES	Open	995.02	0.00		
		24-00175	01/16/24	BAGS FOR TOWNSHIP	Open	1,249.24	0.00		
		24-00177	01/16/24	ICE PACKS	Open	59.80	0.00		
		24-00192	01/17/24	SPACE HEATER	Open	32.88	0.00		
		24-00213	01/17/24	COLOR COPIER PAPER	Open	290.79	0.00		
		24-00315	01/22/24	COLLEEN/HR CHRISTINA MONITOR	Open	830.46	0.00		
		24-00321	01/25/24	OFFICE SUPPLIES	Open	482.04	0.00		
		24-00338	01/26/24	BATH FANS FOR DPW	Open	265.78	0.00		
		24-00350	01/26/24	OFFICE SUPPLIES 1/26/24	Open	95.68	0.00		
						7,489.20			
8012	FRED LAHM								
		24-00129	01/11/24	ELKS TOURNAMENT OFFICIAL	Open	90.00	0.00		
8175	INTEGRITY INTERPRETING LLC *								
		24-00092	01/08/24	COURT INTERPRETING 12/2023	Open	85.50	0.00		
8195	JEFFREY LINDSAY								
		24-00292	01/22/24	REIMBURSEMENT-BASKETBALL COACH	Open	30.00	0.00		

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8211	CONFIRE FIRE PROT SERV LLC*	24-00349	01/26/24	2024 Fire Alarm Monitoring	Open	2,880.00	0.00		
8223	DAN ORTIZ	24-00133	01/11/24	ELKS TOURNAMENT OFFICIAL	Open	135.00	0.00		
8229	ASPLUNDH TREE EXPERT LLC	24-00158	01/11/24	RETURN UNUSED ESCROW	Open	25,053.44	0.00		
8450	MIKE STRICKLAND	24-00136	01/11/24	ELKS TOURNAMENT OFFICIAL	Open	225.00	0.00		
8460	RE BUSINESS SOLUTIONS	24-00333	01/25/24	POOLED PRINTER MAINT 4TH QTR	Open	1,633.77	0.00		
8486	DON ARNDT	24-00316	01/23/24	CONTRACTUAL REIMBURSEMENT V	Open	441.95	0.00		
8524	FRED M SCHIAVONE CONSTRUCTION	23-02479	09/29/23	RES #23-299 ROTARY \$710,059.25	Open	169,803.57	0.00		B
8672	LOGMEIN INC.	24-00280	01/22/24	2024 GO TO MEETINGS	Open	19.00	0.00		PC1
8676	GPANJ	24-00122	01/10/24	M VITELLI MEMBERSHIP 2024	Open	100.00	0.00		
8721	BLANEY, DONOHUE, & WEINBERG PC	24-00004	01/02/24	RES#24-03 PROSECUTOR DNE\$45K	Open	3,750.00	0.00		B
		24-00005	01/02/24	RES#24-03 WW CREST DNE\$10K	Open	833.33	0.00		B
						4,583.33			
8723	HOFFMAN INTERNATIONAL INC*	24-00210	01/17/24	PARTS/DPW	Open	413.15	0.00		
8726	APEX INSURANCE AGENCY LLC	24-00310	01/22/24	Pacific Outdoor QM-2747 Inv#8	Open	2,528.00	0.00		
8752	VALARIE CUEVAS	24-00289	01/22/24	REIMBURSEMENT- BASKETBALL COAC	Open	25.00	0.00		
8761	DEUCE GREANEY	24-00287	01/22/24	REIMBURSEMENT-BASKETBALL COACH	Open	25.00	0.00		
8848	COMFORT NOW LLC	24-00216	01/22/24	RENEWAL-COMMERICAL HVAC 2024	Open	1,735.00	0.00		
8908	COMCAST BUISNESS	24-00335	01/25/24	VOICE PHONES 1/1-1/31/23	Open	1,433.26	0.00		
8916	TYLER DESHIELDS	24-00286	01/22/24	REIMBURSEMENT- WRESTLING COACH	Open	51.98	0.00		

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9029	JEFFREY THORNTON	24-00329	01/25/24	Return of Unused Escrow	Open	150.00	0.00		
9086	ELAINE MARRO	24-00291	01/22/24	REIMBURSEMENT-BASKETBALL COACH	Open	15.00	0.00		
9103	GARRETT AND BATASTINI PA	23-03264	12/22/23	PB CONFLICT SOLICITOR VOUCHERS	Open	725.00	0.00		
9104	DR. JOHN F STANOCH	24-00194	01/17/24	Return of unused escrow	Open	695.60	0.00		
9105	EFURNITUREMAX LLC	23-03312	12/29/23	SQUADROOM CHAIRS	Open	3,254.93	0.00		
9111	MICHAEL SHANK	24-00137	01/11/24	ELKS BASKETBALL OFFICIAL	Open	450.00	0.00		
9114	FRANCIS X MEEHAN	24-00204	01/17/24	Return of unused escrow	Open	55.00	0.00		
9117	JOSEPH GAMBLE	24-00305	01/22/24	REIMBURSEMENT-WRESTLING COACH	Open	41.98	0.00		
9118	MICHAEL PEIRSON	24-00306	01/22/24	RETURN OF UNUSED ESCROW	Open	51.52	0.00		
9121	MECA INVESTMENTS LLC	24-00323	01/25/24	RETURN OF UNUSED ESCROW	Open	157.15	0.00		
9122	CHRIS HINES	24-00351	01/29/24	BB TOURNAMENT OFFICIAL	Open	135.00	0.00		
9125	PHILIP KELLY	24-00406	01/31/24	B-410.04 L-2	Open	525.40	0.00		
BAILEYL	LANCE BAILEY	24-00344	01/26/24	BB TOURNAMENT OFFICIAL	Open	180.00	0.00		
BIRCH	BIRCH'S COMMUNICATIONS LLC*	23-02607	10/17/23	2 WAY RADIOS	Open	3,509.95	0.00		
BLAUE	BLAUER ASSOCIATES INC*	22-02882	11/17/22	2023 SCPF APPLICATION CONSULT	Open	450.00	0.00		B
BOSNA	KAREN MANETTE BOSNA	24-00150	01/11/24	YOGA- MONTH OF DECEMBER '23	Open	160.00	0.00		
CARROT	CARROT-TOP INDUSTRIES, INC*	24-00176	01/16/24	FLAGS FOR TOWNSHIP	Open	850.49	0.00		
CARTYW	WALLACE CARTY	24-00139	01/11/24	ELKS TOURNAMENT OFFICIAL	Open	225.00	0.00		

Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
DOUGHERT	GEORGIA DOUGHERTY	24-00408	01/31/24	CONTRACTUAL REIMBURSEMENT M	Open	321.32	0.00		
DSTEFANK	DAN STEFANKIEWICZ	24-00346	01/26/24	BBALL TOURNAMENT OFFICIAL	Open	180.00	0.00		
EMAGAN	ED MAGAN	24-00345	01/26/24	BBALL TOURNAMENT OFFICIAL	Open	315.00	0.00		
HALLK	KERRY HALL	24-00138	01/11/24	ELKS TOURNAMENT OFFICIAL	Open	180.00	0.00		
NJPSAC	NJPSAC	24-00282	01/22/24	CALEA - DUES - 2024	Open	400.00	0.00		
PRESS	PRESS OF ATLANTIC CITY	24-00366	01/29/24	JAN 2024 DIGITAL SUBSCRIPTION	Open	10.99	0.00		PC1
ROSSIS	STEVEN ROSSI	24-00135	01/11/24	ELKS TOURNAMENT OFFICIAL	Open	90.00	0.00		
SEAGE	SEAGEAR MARINE SUPPLY*	23-01002	05/05/23	SUPPLIES FOR RDS/DPW	Open	719.81	0.00		B
VALDO	VALDO'S	24-00328	01/25/24	HEATING ISSUES	Open	125.00	0.00		
Total Purchase Orders:		198	Total P.O. Line Items:		0	Total List Amount:	889,707.45	Total Void Amount:	0.00

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

RESOLUTION #2024- 65

Title: AUTHORIZING THE PAYMENT OF VOUCHERS

<u>Vendor</u>	<u>Description</u>	<u>Amount</u>
INSTITUTE FOR PROF DEVELOP	11/1/23 RECORDS INFO	\$50.00
GREAT AMERICAN FINANCIAL	1/10-2/9/24 MAIL MACHINE	\$560.00

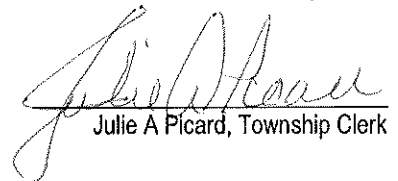
TOTAL Manual Checks \$610.00

TOTAL Computer Generated \$889,707.45

TOTAL BILL \$890,317.45

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

I, Julie A. Picard, Township Clerk of the Township of Lower, County of Cape May, State of New Jersey, do hereby certify the foregoing to be a true and exact copy of a resolution duly authorized by the Township Council at a meeting held on FEB,05,2024.


 Julie A Picard, Township Clerk

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

RESOLUTIUN #2024-66

Title: APPOINTMENT TO THE ZONING BOARD OF ADJUSTMENT

WHEREAS, there currently exist a vacancy on the Zoning Board of Adjustment Board and an application has been received from Geoffrey Bostard; and

WHEREAS, Council has reviewed the applications currently on file in the Clerk's office.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Lower, County of Cape May, State of New Jersey that the following appointments be made:

<u>NAME</u>	<u>TYPE</u>	<u>TERM EXP</u>
Geoffrey Bostard	Alt Member #4	February, 2026

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

I, Julie A. Picard, Township Clerk of the Township of Lower, County of Cape May, State of New Jersey, do hereby certify the foregoing to be a true and exact copy of a resolution duly authorized by the Township Council at a meeting held on February 5, 2024.


Julie A Picard, Township Clerk

FOR TOWNSHIP USE ONLY

Res. # _____

Board/Comm./Auth. _____

Term Exp. _____

Replaced _____ or Reappointed

TOWNSHIP OF LOWER
CITIZEN LEADERSHIP FORM

NAME Geoffrey Bostard

CITY AND STATE N. Cape May, NJ

YEARS OF RESIDENCY IN TOWNSHIP 3 OCCUPATION Superintendent -

(Heavy Highway
South State)


Please number in order of preference which ones you wish to be considered for.

- Cable Television Advisory Board
- Environmental Commission
- Historic Preservation Commission
- Citizen Advisory Board

- Municipal Utilities Authority
- 1 Planning Board
- Recreation Advisory Board
- 2 Zoning Board of Adjustment

I hereby apply to perform public service on the following municipal authority, boards or commissions. List any education, prior volunteer experience or work related experience, or other civic involvement which could be of use to the authority, board or commission you have listed above.

- Bachelor's Degree in Construction Management
- current - 12 yrs Superintendent Heavy Highway
- Headed 100 million dollar project over 4 yrs

Date: 11/26 Signature: 

(VALID FOR ONE YEAR FROM DATE OF RECEIPT)

Return to: Clerk's Office, 2600 Bayshore Road, Villas, NJ 08251

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

RESOLUTION # 2024-67

Title: AUTHORIZATION FOR THE PAYOUT OF ACCUMULATED COMPENSATORY TIME

WHEREAS, the employee listed below has accrued compensatory time due from the Township and has 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 her signature Lauren Reed that adequate funding is available for such payment in the current budget for Salaries and Wages.

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 Matthew Reilly in the amount of 1,809.89 is authorized and chargeable to the 2024 Budget account 4-01-25-240-124.

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

I, Julie A. Picard, Township Clerk of the Township of Lower, County of Cape May, State of New Jersey, do hereby certify the foregoing to be a true and exact copy of a resolution duly authorized by the Township Council at a meeting held February 5, 2024.


Julie A Picard, Township Clerk

LOWER TOWNSHIP POLICE DEPARTMENT

SPECIAL REPORT

TO: Chief Kevin Lewis
FROM: Ptl. Reilly #222
DATE: January 18, 2024
SUBJECT: Comp Time Buyout

Chief Lewis,

I am asking to submit this letter to payroll requesting a buyout of 80 hours of accrued comp time. Thank you in advance for your time and attention to this request.

Respectfully Submitted,

Matthew Reilly #222

Matthew Reilly
Patrolman Badge 222

C	File	Date	Officer	Comments
		1/18/24	JA 110	
		1/18/24	LT 190	FWD: DC Vanaman
		1/18/24	DC VANAMAN #224	FWD: CHIEF LEWIS TROOP APPROPRIATE
		1-18-24	BA (RED)	SENT TO TOWN HALL

1,809.89

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

RESOLUTION # 2024-68

Title: AUTHORIZATION FOR THE PAYOUT OF ACCUMULATED COMPENSATORY TIME

WHEREAS, the employee listed below has accrued compensatory time due from the Township and has requested payment for this time, and

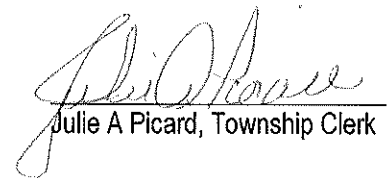
WHEREAS, it is necessary to obtain authorization for any salary and wage disbursement to a Township employee that is not specified in the salary ordinance, and

WHEREAS, it has been determined by the Township Treasurer as evidenced by her signature Lauren Beard that adequate funding is available for such payment in the current budget for Salaries and Wages.

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 Robert Fessler in the amount of 4,062.78 is authorized and chargeable to the 2024 Budget account 4-01-25-240-121.

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

I, Julie A. Picard, Township Clerk of the Township of Lower, County of Cape May, State of New Jersey, do hereby certify the foregoing to be a true and exact copy of a resolution duly authorized by the Township Council at a meeting held February 5, 2024.


Julie A Picard, Township Clerk

LOWER TOWNSHIP POLICE DEPARTMENT

SPECIAL REPORT

TO: Chief Kevin Lewis
FROM: Cpl. Fessler #176
DATE: January 18, 2024
SUBJECT: Comp Time Buyout

Chief Lewis,

I am asking to submit this letter to payroll requesting a buyout of 80 hours of accrued comp time. Thank you in advance for your time and attention to this request.

Respectfully Submitted,

X *[Signature]*
Robert Fessler
Corporal 176

C	File	Date	Officer	Comments
		ATB 187	FWD	JAN 17 0
		1/18/24	L. J. 190	FWD: DC VANAMAN
		1/18/24	K. VANAMAN #774	FWD: CHIEF LEWIS REC'D APPROVAL
		1-18-24	B. [Signature]	SENT TO TOWN HALL

11,062.78

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

RESOLUTION #2024-69

Title: APPROVAL OF 2024 ROTARY TOWING LICENSES

WHEREAS, Chapter 600 of the Revised General Ordinances of the Township of Lower requires any contractor providing towing and storage services for the Township of Lower be licensed by the Township; and

WHEREAS, the following contractors have completed the required application, paid the fee and provided all documentation required by ordinance; and

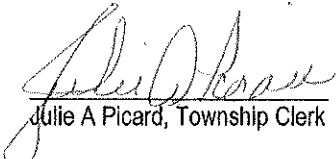
WHEREAS, the Lower Township Police Department has reviewed said applications as required by Chapter 600, Subsection 4 and have no objection to the issuance of said licenses.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Lower, County of Cape May, State of New Jersey that the following applicants shall be issued a Rotary Towing License for the year 2024:

John D Snyder – John’s Auto Body
John Harron – Offshore Getty Inc.
Barney Linn - Cape May Exxon
Thomas Manna – D.A.D.’s Towing Service, LLC

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

I, Julie A. Picard, Township Clerk of the Township of Lower, County of Cape May, State of New Jersey, do hereby certify the foregoing to be a true and exact copy of a resolution duly authorized by the Township Council at a meeting held on February 5, 2024.


Julie A Picard, Township Clerk

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

RESOLUTION #2024-70

Title: 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

WHEREAS, the Township of Lower has a need to acquire/retain the services of a consultant to assist the Township with the pursuit of financial resources for capital, infrastructure, programmatic and related needs, and desires to authorize this appointment using a non-fair and open contract pursuant to N.J.S.A. 19:44A-20.5; and

WHEREAS, the Township has determined and certified in writing that the value of the acquisition will not exceed \$17,500; and

WHEREAS, the anticipated term of this contract is one year; and

WHEREAS, Triad Advisory Services, Inc. has submitted a proposal to serve as a consultant to the Township of Lower at a rate set forth in the attached proposal; not to exceed \$15,000.00; and

WHEREAS, the Township CFO has determined sufficient funds will be available in the current budget as follows:

Appropriation #: C-04-55-422-910 SECTION 20

CFO Signature: Lauren Read, CFO

WHEREAS, Triad Advisory Associates, Inc. has completed and submitted a Business Entity Disclosure Certification which certifies that they have not made any reportable contributions to a political candidate or committee in the Township of Lower in the previous year, and that the contract will prohibit them from making any reportable contributions during the term of the contract.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Lower, County of Cape May, State of New Jersey, that a professional services contract without public bidding be awarded to Triad Advisory Services, Inc. to serve as a consultant to the Township of Lower in connection with the pursuit of financial resources for capital, infrastructure, programmatic and related needs at the rate attached hereto; for a total price not to exceed \$15,000.00 for the year.

BE IT FURTHER RESOLVED that the Business Entity Disclosure Certification and the Determination of Value be placed on file with this Resolution.

BE IT FURTHER RESOLVED that a notice of Award of Professional Contract for the above award shall be published in the Township's Official paper.

Table with 8 columns: MOTION, SECOND, AYE, NAY, RECUSE, ABSTAIN, ABSENT. Rows for CONRAD, COOMBS, ROY, PERRY, SIPPEL.

I, Julie A. Picard, Township Clerk of the Township of Lower, County of Cape May, State of New Jersey, do hereby certify the foregoing to be a true and exact copy of a resolution duly authorized by the Township Council at a meeting held on February 5, 2024

Julie A Picard, Township Clerk

PROFESSIONAL SERVICE AGREEMENT

This Professional Service Agreement (“Agreement”) made December 27, 2023 between **TRIAD ADVISORY SERVICES, INC.** (trading as **TRIAD ASSOCIATES**), 1301 W. Forest Grove Road, Vineland, New Jersey 08360 (“Consultant”) and **TOWNSHIP OF LOWER**, 2600 Bayshore Road, Villas, New Jersey 08251 (“Principal”).

The Principal desires to engage the professional services of Consultant as described in “Exhibit A – Project Description and Scope of Services” (the “Services”), attached and made a part of this Agreement, for the term January 1, 2024 through December 31, 2024, and

The Consultant is willing to perform the Services for the Principal upon the terms and conditions stated below.

In consideration of the mutual covenants and agreements set forth below, Consultant and Principal agree as follows:

1. The Principal shall provide to the Consultant information and documentation that the Consultant may require to render properly the services provided for in this Agreement. Such information or documentation may include planning, economic and engineering studies, reports or analyses, codes and ordinances, environmental assessments, property appraisals, capital improvement and other development plans and programs, data on housing conditions and current community development activities, maps, correspondence and other pertinent materials.
2. Performance of the Services in a timely manner by Consultant is expressly conditioned upon the furnishing to Consultant by the Principal of information and documentation pursuant to Paragraph 1 of this Agreement and the timely performance of all other obligations required of the Principal in this Agreement. Notwithstanding anything elsewhere to the contrary in this Agreement, the Consultant shall not be responsible for any delays in performance of the Services caused by the failure or delay of the Principal in performance of its obligations under this Agreement, actions or inaction of any governmental agency, or any other cause beyond the control of the Consultant.
3. The Principal and Consultant each agree at all times to exert their best efforts to complete the Services (as described in Exhibit A) in a professional and timely manner.
4. In the event that the Consultant is prevented from performing this Contract by circumstances beyond its control, then any obligations owing by the Consultant to the Principal shall be suspended without liability for the period during which the Consultant is so prevented.
5. In the event that the Principal claims that Consultant is in default of this Agreement or has failed to fulfill in a timely and proper manner its obligations under this Agreement, then the Principal agrees that it will not exercise any right or remedy for default unless it shall have first given written notice thereof to Consultant, and Consultant shall have failed, within fifteen (15) days thereafter to actively and diligently, in good faith, proceed with the Contract and the correction of the default. Consultant reserves the right to terminate this Agreement at any time by providing Principal with 30 days written notice.

6. This Agreement constitutes the entire Agreement between parties and supersedes all prior or contemporaneous agreements and understandings (either oral or written).
7. No covenant or condition not expressed in this Agreement shall be effective to interpret, change or restrict this Agreement.
8. Except as otherwise provided in this Agreement, no change, termination or attempted waiver of any of the provisions of this Agreement shall be binding on their respective heirs, administrators, executors, personal representatives, successors and assigns.
9. Nothing in this Agreement, expressed or implied, shall be construed to confer upon or to give to any person or entity, other than the Principal and the Consultant, their respective heirs, administrators, executors, personal representatives, successors and assigns, and their respective shareholders, or any of them, any rights or remedies under this Agreement.
10. This Agreement shall be construed and interpreted according to the laws of the **STATE OF NEW JERSEY**.
11. Consultant shall comply with all federal, state, county and municipal laws, regulations and ordinances applicable to Consultant or the work in the states and municipalities where the work is to be performed.
12. As compensation for the Services to be performed under this Agreement, Principal agrees to pay Consultant and Consultant agrees to accept for the Services, the compensation not to exceed \$15,000.00, outlined in "Exhibit B – Compensation and Method of Payment" that is attached and made a part of this Agreement.
13. This contract may not be assigned by the Principal in whole or in part, without the prior written consent of Consultant.
14. Consultant reserves the right to cease performance under this Agreement due to:
 - a. Principal's nonpayment of compensation as required by Exhibit B;
 - b. Principal's failure to pay invoices within 45 days of receipt;
 - c. Failure of Principal to provide information and documentation outlined in Section 1 of the Professional Services Agreements.
15. Except for the non-payment of Consultant's compensation under this Agreement, Principal and Consultant agree to submit any dispute under this Agreement to binding arbitration. Principal and Consultant shall bear their own costs for presentation of their case to the arbitration.
16. Consultant reserves the right to institute legal proceedings to collect unpaid compensation for services rendered under this Agreement. In the event that Consultant is successful in obtaining a judgment against Principal, the Principal shall also be responsible for the Consultant's legal fees and costs related to the collection action.
17. Except to the extent caused by the negligence or willful misconduct of Consultant, Principal shall indemnify, defend and hold Consultant, its principals, officers, directors, employees and agents harmless against and from all losses which may be imposed upon, incurred by or asserted against

Consultant by any third party and arising out of or in connection with bodily injury or property damage resulting from (a) force majeure, (b) acts of third parties, (c) the acts or omissions (including violations of Law) of Principal, or (d) any matter not within the reasonable control of Consultant.

18. The chief financial officer (or equivalent) of the government entity shall certify that the funds are available to pay the compensation of this Agreement.
19. A resolution approving this Agreement from the governing body shall be attached to this Agreement as the next lettered Exhibit.
20. All subsequent modifications or amendments to this Agreement shall be attached to this Agreement as the next lettered Exhibit. In the event that the Principal is the state, county or municipal government, or a state, county or municipally created entity, a resolution approving the amendment or modification to this Agreement from the governing body shall be attached to this Agreement as the next lettered Exhibit. The chief financial officer of the applicable government entity shall also certify that funds are available to pay the compensation required by the modification or amendment to this Agreement.
21. Failure of Consultant to enforce any provision of this Agreement is not a waiver by Consultant of that provision in the Agreement.
22. Notices and payments pursuant to this Agreement shall be given in writing by ordinary mail to the parties of the following addresses:

To the Consultant:	To the Principal(s):
TRIAD ASSOCIATES 1301 W. Forest Grove Road Vineland, New Jersey 08360	TOWNSHIP OF LOWER 2600 Bayshore Road Villas, New Jersey 08251
Attn: Carolyn P. Zumpino President	Attn: Michael Laffey Township Manager

or to such other address as the parties may hereafter designate by notice given in accordance with the terms of this Paragraph. Notice or payments sent through courier service, or private overnight delivery service also comply with the terms of this paragraph.

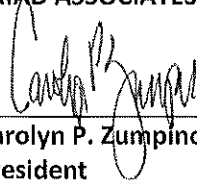
[SIGNATURE PAGE FOLLOWS]

The Consultant and Principal executed this Agreement as of the date first above written.

TRIAD ASSOCIATES



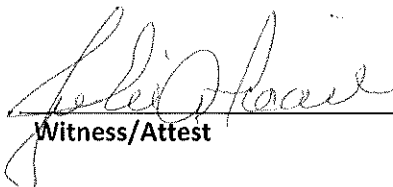
Witness/Attest



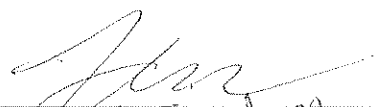
Carolyn P. Zumpino
President

Date: December 27, 2023

TOWNSHIP OF LOWER



Witness/Attest



By: Frank Sippel, Mayor
Date: 2/5/2024

BILLING CONTACT INFORMATION:

Triad Associates will submit all invoices associated with this Agreement to the Principal's designated department staff member identified below.

Please Print

Name/Title: _____
Billing Address: _____
Email Address: _____
Phone No. _____
Fax No. _____

CERTIFICATION OF FUNDS

I am the Chief Financial Officer (or equivalent) for the Principal and I certify that funds are available and set aside to pay for the services under this Agreement.

Signature

Date

Print Name & Title

EXHIBIT A PROJECT DESCRIPTION AND SCOPE OF SERVICES

Attached to and made a part of the Agreement dated December 27, 2023 between TRIAD ASSOCIATES (“Consultant”), and TOWNSHIP OF LOWER (“Principal”).

For the following project, Principal agrees to retain Consultant to provide these services:

PROJECT DESCRIPTION: Principal has a need for Consultant to pursue financial resources for capital, infrastructure, programmatic and related needs of the Principal. Consultant shall (1) recommend federal, state, regional and foundation grant and/or financing resources and/or programs available to meet Principal’s needs, (2) apply for the applicable programs upon Principal’s approval of Consultant’s recommendations, and (3) other services as authorized.

SCOPE OF SERVICES: The Consultant shall, as authorized, undertake the necessary analyses, applications and related activities, which are broken down into tasks:

- Task 1:** Conduct grants investigation, research and evaluation.
- Task 2:** Preliminary program and financial analysis and strategy development, informal and formal communications with prospective funding agencies, development of project profiles and other descriptive documents outlining proposed projects with the purpose of securing an invitation to apply for funding. This task shall also include negotiations with other municipal, county and regional agencies, foundations and the private sector to the extent necessary to carry forth the development goals of the Principal. This includes attending meetings when necessary, and providing sufficient support for all services required by the Principal.
- Task 3:** Preparation of pre-application and/or application documents as specified by and required for submission to state, federal and regional agencies and foundations/philanthropies.
- Task 4:** Provision of program implementation and project administrative services in order to ensure that programs approved are carried out in accordance with contractual terms and conditions and in compliance with all applicable federal and/or state statutes, regulations and executive orders, etc.
- Task 5:** Special technical support services including, but not limited to, planning and implementation strategies, innovative financing strategies, economic development initiatives, Project and Funding Matrices, objective/third party review with recommendations of applications prepared in-house by the Principal, and other services supporting the overall objectives of the Principal.
- Task 6:** As a value-added service, Triad can prepare a wide range of media materials including press releases concerning successful applications, media advisories, weekly columns and more.

EXHIBIT B COMPENSATION AND METHOD OF PAYMENT

Attached to and made a part of the Agreement dated December 27, 2023 between **TRIAD ASSOCIATES** ("Consultant"), and **TOWNSHIP OF LOWER** ("Principal").

Principal agrees to pay the Consultant as follows:

COMPENSATION: The Principal shall provide compensation not to exceed \$15,000.00 for services provided in accordance with Exhibit A as follows:

- Task 1 of Exhibit A shall be conducted by the Consultant without charge.
- Services under Task 2, will be provided on an hourly basis in accordance with Exhibit C.
- For services under Tasks 3 and 4 of Exhibit A, the amount shall be determined based on the specific program or project for which state, federal, regional or other funds are derived. An estimate of cost will be provided by Consultant for preparation of required application(s) for review and authorization by the Principal.
- For services under Tasks 5 and 6 of Exhibit A, the amount shall be determined based on the specific program or project identified and or requested by the Principal. An estimate of cost will be provided by Consultant for review and authorization by the Principal.

METHOD OF PAYMENT:

- For Task 2: Consultant shall provide an invoice commensurate with the level of work completed.
- For Tasks 3, 4, 5 or 6: Consultant shall provide an Authorization to Proceed letter to Principal, which stipulates the cost for services. Upon receipt of the executed Authorization to Proceed letter from Principal, Consultant shall provide the services and Invoice accordingly.
- Principal shall process all invoices for payment upon receipt.
- **Payment Address:** All payments must be remitted to Triad Associates, 1301 W. Forest Grove Road, Bldg. 3A, Vineland, NJ 08360

UNSPECIFIED TECHNICAL SERVICES: For services outside the scope of this contract, Consultant shall invoice at the hourly rate effective at the time of service. These rates include all clerical and related services. Unspecified technical services will be performed upon prior authorization from the Principal and/or Principal's staff. Our current hourly rates are shown on Exhibit C.

OVERNIGHT DELIVERY AND CERTIFIED MAIL SERVICES: Consultant's compensation excludes charges for sending items via overnight delivery services (e.g., UPS, FedEx, USPS Express Mail Service, USPS Certified mail, or other similar services) to the Principal or on behalf of the Principal to other parties. Consultant will charge the Principal the actual cost of these services.

COPIES: Consultant shall provide the appropriate number of copies of applications/study/ work product necessary to meet submission requirements of the funding source. Consultant will also provide one (1) complimentary hard copy and one (1) PDF copy of final application, study or final work product for the Principal's file.

EXHIBIT C HOURLY RATE CHART

HOURLY RATES: The following chart includes the hourly rates that are effective as of the signing of this Agreement. These rates are subject to change annually. Services provided on an hourly basis will be invoiced at the hourly rate effective at the time of service. These rates include all clerical and related expenses.

STAFF CATEGORY	RATE
Chief Executive Officer	\$225 per hour
President/Vice President/COO/Technical Specialist	\$200 per hour
Senior Associate	\$175 per hour
Associate	\$150 per hour
Housing Technician	\$135 per hour
Junior Associate	\$135 per hour

This includes all expenses for which the Consultant will seek reimbursement for the tasks as outlined in this Agreement.

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

RESOLUTION #2024-71

Title: AUTHORIZATION FOR WAIVER OF FEES FOR THE NATURE CONSERVANCY ASSOCIATED WITH THE CONSTRUCTION PERMIT FEES

WHEREAS, The Nature Conservancy, located at 4245 North Fairfax Drive, Arlington, VA, will be making application to the Township for a Construction Permits for the South Cape May Meadows Preserve Enhancements project at the Nature Conservancy including an Elevated Wetland Boardwalk and Site Improvements; and

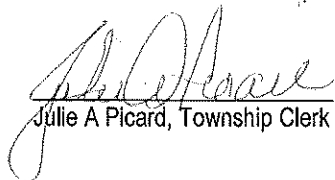
WHEREAS, The Nature Conservancy is a non- profit corporation and has requested the Township waive any and all permit fees associated with the project; and

WHEREAS, the Township Council has reviewed their request and deems it appropriate to support local charitable organizations and non-profit organizations that support and enhance the township and its community.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Lower, County of Cape May, State of New Jersey that all permissible Township fees associated with the above project be waived.

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

I, Julie A. Picard, Township Clerk of the Township of Lower, County of Cape May, State of New Jersey, do hereby certify the foregoing to be a true and exact copy of a resolution duly authorized by the Township Council at a meeting held on February 5, 2024.


Julie A Picard, Township Clerk

MEMORANDUM

To: Lower Township
Attn: Julie Picard
From: Cory Speroff, PLA, Princeton Hydro
Date: 1/23/2024
Project: South Cape May Meadows Preserve Enhancements: The Nature Conservancy
Re: Elevated Wetland Boardwalk and Site Improvements Permit Fee

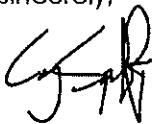
Dear Ms. Picard

On behalf of The Nature Conservancy (TNC), Princeton Hydro is requesting that fees associated with Lower Township Construction Office Permit application be waved on account of TNC's non-profit status. TNC is a tax-exempt organization under U.S. Title 26, Section 501(c)(3) and a public charity described in Section 509(a)(1) of the U.S. Internal Revenue Code (IRS). The most recent confirmation of their tax exempt status was provided by the IRS in 2021. (See attached correspondence from the IRS from March 16, 2021 and December 19, 1968). The Nature Conservancy's U.S. tax identification number is 53-0242652.

The Nature Conservancy, incorporated in 1951, is a nonprofit D.C. corporation with a principle place of business at 4245 North Fairfax Drive, Arlington, Virginia 22203. In addition, it is registered and operates as a charity in all U.S. states and has a presence in more than 30 countries throughout the world. The Conservancy's New Jersey Chapter office is located at 200 Pottersville Rd., Chester, NJ 07930. The finances of The Nature Conservancy in New Jersey are included in The Nature Conservancy's audited financial statements and their IRS Form 990 Report to the IRS. The mission of The Nature Conservancy is to conserve the land and waters on which all life depends.

Should you have any questions regarding The Nature Conservancy's non-profit status or require any additional clarification regarding the South Cape May Meadows project and its proposed features, please don't hesitate to contact me directly via email at csperoff@princetonhydro.com or by phone at (484)947-7711. Thank you for your time.

Sincerely,



Cory Speroff, PLA, CBLP, ASLA
Landscape Architect

cc: Geoffery Goll, P.E. Princeton Hydro
Damon Noe, Critical Lands Manager, The Nature Conservancy

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

RESOLUTION #2024-72

Title: APPROVAL OF CHANGE ORDER #1 FOR THE ENGINEERING SERVICES FOR THE CONSTRUCTION PHASE FOR THE BEACH ACCESS PATHS (LT-C-038)

WHEREAS, DeBlasio & Associates have been approved by Resolution #2023-137 on April 3, 2023 to provide Professional Services for the Design and Specifications for the Beach Access Paths Installation (LT-C-038) for \$20,000.00; and

WHEREAS, DeBlasio & Associates have provided a proposal for \$30,000.00 for Construction Phase for the Beach Access Paths (LT-C-038) including Contract Administration, Shop Drawing and Submittal Review and Part Time Construction Observation (250 Hours); and

WHEREAS, the Township Council desires to approve the Change Order #1 for DeBlasio & Associates and the CFO has certified the availability of funds by her signature in the budget as follows:

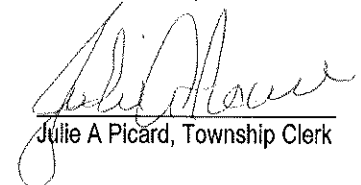
Appropriation: C-04-55-420-910 \$ 7,033.97 ORD #21-18
C-04-55-420-100 \$22,966.03 ORD #21-18

Signature: Lauren Read
 Lauren Read, CFO

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Lower, County of Cape May, State of New Jersey that Change Order #1 for DeBlasio & Associates is hereby approved to increase the contract total to \$50,000.00.

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

I, Julie A. Picard, Township Clerk of the Township of Lower, County of Cape May, State of New Jersey, do hereby certify the foregoing to be a true and exact copy of a resolution duly authorized by the Township Council at a meeting held on February 5, 2024.


 Julie A Picard, Township Clerk

DEBLASIO & ASSOCIATES

CONSULTING ENGINEERS AND PLANNERS

4701 NEW JERSEY AVENUE • WILDWOOD, NJ 08260

PHONE: 609-854-3311 • FAX: 609-854-4323

January 23, 2024

VIA EMAIL

Gary Douglass, Superintendent of Public Works
Township of Lower
2600 Bayshore Road
Villas, NJ 08251

**Re: Township of Lower, Cape May County, NJ
Beach Access Paths Installation - Construction Phase Services
D&A File #: LT-C-038**

Dear Mr. Douglass:

As requested by the Township, DeBlasio & Associates, P.C. is pleased to provide this proposal to provide our construction phase services for the **Beach Access Paths Installation at Delaware Bay**.

To complete the above referenced scope of work, our professional service fee is listed below:

Construction Phase Cost: \$30,000.00


- Contract Administration
- Shop Drawing and Submittal Review
- Part Time Construction Observation
Based on 250 Hours

Total Professional Service Fee \$30,000.00

Upon your authorization and should the project be awarded successfully, we are prepared to begin work on the Township's **Beach Access Paths Installation – Construction Phase Services**.

Should you have any questions or require any additional information, please do not hesitate to contact me at our office. Thank you for the opportunity to submit this proposal.

Very truly yours,
DeBlasio & Associates, P.C.


Marc DeBlasio, P.E., P.P., C.M.E.
President
T: 609-854-3311
Marc@deblasioassoc.com

cc: Mayor Frank Sippel (via email)
Michael Laffey, Manager (via email)
Margaret Vitelli, QPA (via email)
Julie Picard, Clerk (via email)

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

RESOLUTION #2024-73

Title: AUTHORIZATION FOR REFUND OF TAXES

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

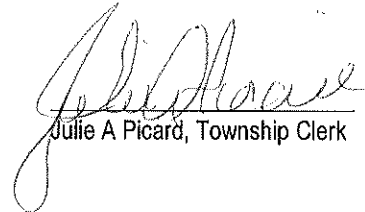
WHEREAS, a refund is due.

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.

<u>Block</u>	<u>Lot</u>	<u>Refund To</u>	<u>Reason</u>	<u>Tax</u>
499.20	4	Lereta, LLC : Florio 9 Egret Drive	Property Sold	\$ 1009.94
410.04	2	Phillip & Barbara Kelly 24 Iowa Avenue	Property Sold/did not cancel ACH	\$ 525.40

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

I, Julie A. Picard, Township Clerk of the Township of Lower, County of Cape May, State of New Jersey, do hereby certify the foregoing to be a true and exact copy of a resolution duly authorized by the Township Council at a meeting held on February 5, 2024


Julie A Picard, Township Clerk

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

RESOLUTION #2024-74

Title: AUTHORIZING THE SALE OF TOWNSHIP OF LOWER SURPLUS NO LONGER NEEDED FOR PUBLIC USE ON GOVDEALS ONLINE AUCTION WEBSITE

WHEREAS, the Township of Lower has determined that the property described on Schedule A attached hereto is no longer needed for public use; and

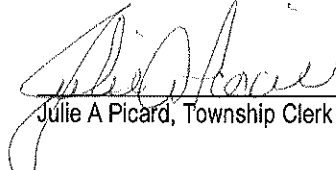
WHEREAS, the Local Unit Technology Pilot Program and Study Act (P.L. 2001, c. 30) authorizes the sale of surplus personal property no longer needed for public use through the use of an online auction service; and

WHEREAS, the Township of Lower intends to utilize the online auction services of GovDeals located at www.govdeals.com; and sell the Township surplus property.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Lower, County of Cape May, State of New Jersey, that the Township of Lower is hereby authorized to utilize the online auction services of GovDeals located at www.govdeals.com; and sell the surplus property as indicated on Schedule A on an online auction website.

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

I, Julie A. Picard, Township Clerk of the Township of Lower, County of Cape May, State of New Jersey, do hereby certify the foregoing to be a true and exact copy of a resolution duly authorized by the Township Council at a meeting held on February 5, 2024.


Julie A Picard, Township Clerk

2/5/2024

GOV DEALS RES 2024

LOCATION	DESCRIPTION /DISPOSAL	FA#
TOWNHALL	OFFICE CHAIRS	1620
TOWNHALL	OFFICE CHAIRS	1395
TOWNHALL	LAPTOP	2159
TOWNHALL	OFFICE CHAIRS	1616
TOWNHALL	GUEST CHAIRS	1669
TOWNHALL	GUEST CHAIRS	1639
TOWNHALL	HP PRINTER	3092
TOWNHALL	OPTIPLEX TOWER	4279
TOWNHALL	OPTIPLEX 3050 TOWER	4258
TOWNHALL	OPTIPLEX 3050 TOWER	3161
TOWNHALL	DELL LAPTOP	2159
TOWNHALL	OPTIPLEX 3050 TOWER	4271

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

RESOLUTION #2024-75

Title: AUTHORIZING THE DISPOSAL OF TOWNSHIP OF LOWER SURPLUS NO LONGER NEEDED FOR PUBLIC USE

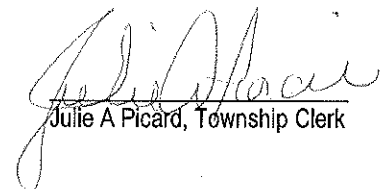
WHEREAS, the Township of Lower has determined that the property described below is no longer needed for public use

<u>ITEM</u>	<u>FIXED ASSET #</u>	<u>REASON</u>
2 Broken Computer Chairs	3787 and 4538	BROKEN BEYOND REPAIR
3 Filing Cabinets	1370 1371 N/A	BROKEN BEYOND REPAIR
2 Stools	4415 and 4416	BROKEN BEYOND REPAIR

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Lower, County of Cape May, State of New Jersey, that the Township of Lower is hereby authorized to dispose of said item.

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

I, Julie A. Picard, Township Clerk of the Township of Lower, County of Cape May, State of New Jersey, do hereby certify the foregoing to be a true and exact copy of a resolution duly authorized by the Township Council at a meeting held on February 5, 2024.


 Julie A Picard, Township Clerk

2/5/2024

SCRAP RES 2024-

LOCATION	DESCRIPTION /DISPOSAL	FA#
POLICE	COMPUTER CHAIR (BROKEN)	3787
POLICE	COMPUTER CHAIR (BROKEN)	4538
TOWNHALL	FILE CABINET	1370
TOWNHALL	FILE CABINET	1371
TOWNHALL	FILE CABINET	N/A
TOWNHALL	STOOL	4415
TOWNHALL	STOOL	4416

Dawn Bailey

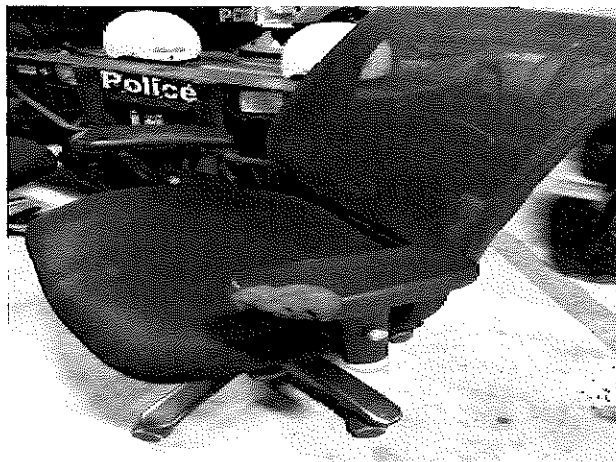
From: Karen Wolf <wolf@lowertownshipolice.com>
Sent: Friday, January 12, 2024 12:35 PM
To: Dawn Bailey
Subject: External FW:

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Here are the two chairs

FA# 3787 & 4538





Sent from my iPhone

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

RESOLUTION #2024-76

Title: **APPROVAL OF CHANGE ORDER #2 WITH MARCUS H. KARAVAN, P.C. FOR SPECIAL COUNSEL FOR TWO CONTESTED TAX MATTERS**

WHEREAS, Marcus Karavan, Esq was awarded a professional service contract on June 1, 2020 by Resolution #2020-162 in the amount not to exceed \$10,000.00; Change Order #1 was approved on November 2, 2020 by Resolution # 2020-288 in the amount of \$5,000.00; and

WHEREAS, Marcus Karavan, of Marcus H. Karavan, P.C., has provided a proposal for \$10,000.00 to cover the additional Professional legal services related to defending two pending matters before the Tax Court and/or related tax work, to wit: the Morrell and Hansen v Lower Township and Jason Hansen v Lower Township Tax Court Case; and

WHEREAS, the Township Council desires to approve Change Order #2 and the CFO has certified the availability of funds by her signature in the budget as follows:

Appropriation: 4-01-20-155-289 TAX FORECLOSURES/APEALS

Signature: *Lauren Read*
Lauren Read, CFO

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Lower, County of Cape May, State of New Jersey, that the Change Order #2 for \$10,000.00 to Marcus H. Karavan, P.C. is hereby approved increasing the contract total to \$25,000.00.

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

I, Julie A. Picard, Township Clerk of the Township of Lower, County of Cape May, State of New Jersey, do hereby certify the foregoing to be a true and exact copy of a resolution duly authorized by the Township Council at a meeting held on February 5, 2024.

Julie A. Picard
Julie A Picard, Township Clerk

**AGREEMENT & CONTRACT TO SERVE AS
AS SPECIAL COUNSEL IN TWO CONTESTED TAX MATTERS**

The within Agreement by and between MARCUS H. KARAVAN, ESQUIRE of MARCUS H. KARAVAN, P.C. and the TOWNSHIP OF LOWER is as follows:

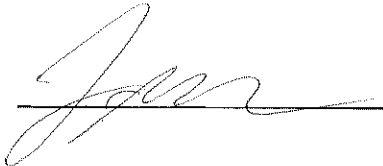
1. The Township of Lower hereby appoints Marcus H. Karavan, Esquire, of Marcus H. Karavan, P.C. to serve as TAX APPEAL COUNSEL, for the Township of Lower in the matters listed below.
2. Marcus H. Karavan, Esquire, of the Law Offices of Marcus H. Karavan, P.C. shall provide the Township of Lower with copies of monthly billings with fees calculated at hourly rates as set forth below:
 - Professional legal services relative to defending two pending matters before the Tax Court and/or related tax work, to wit:
 - *Morrell and Hansen v Lower Township* (multiple years)
 - *Jason Hansen v. Lower Township* (multiple years)
 - Services shall include but not limited to: Office conferences, court appearances, research, litigation, filing and responding to motions, participation in settlement conferences, etc;
 - One Hundred Seventy-Five (\$175.00) Dollars per hour;
 - Not to Exceed \$ 10,000.00
 - Additional charges to include postage; photocopying, courier services; costs of deposition transcripts; tolls, travel expenses, costs of any and all court transcripts; cost of filing fees, if applicable.
3. The Township shall be responsible for expert fees, Court costs and filing fees.

This agreement shall be effective, January 1, 2024, and shall terminate December 31, 2024.

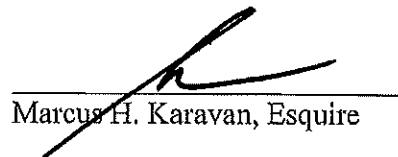
4. It is the anticipated that these matters will be disposed of by motion or tried in Tax Court in Trenton NJ during this calendar year.

In Witness whereof, we sealed the day and year above first written agreement.

TOWNSHIP OF LOWER



LAW OFFICES OF
MARCUS H. KARAVAN, P.C.



Marcus H. Karavan, Esquire

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

RESOLUTION #2024-77

Title: LOCAL RECREATION IMPROVEMENT GRANT APPLICATION FOR \$100,000, ROTARY PARK, ADA IMPROVEMENTS

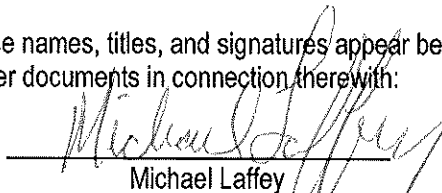
WHEREAS, the Township of Lower desires to apply for and obtain a grant from the New Jersey Department of Community Affairs Local Recreation Improvement Grant Program for approximately \$100,000, for Rotary Park ADA Improvements.

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

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



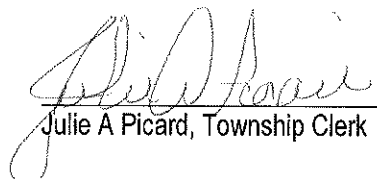
Frank Sippel
Township Mayor



Michael Laffey
Township Manager

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

I, Julie A. Picard, Township Clerk of the Township of Lower, County of Cape May, State of New Jersey, do hereby certify the foregoing to be a true and exact copy of a resolution duly authorized by the Township Council at a meeting held February 5, 2024.



Julie A Picard, Township Clerk

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

RESOLUTION # 2024-78

Title: BID ACCEPTANCE AND CONTRACT AWARD OF BEACH ACCESS PATHS INSTALLATION (LT-C-038)

WHEREAS, a Notice to Bidders for the Beach Access Paths Installation (LT-C-038) was advertised on January 17, 2024 and accepted on Wednesday, January 31, 2024 at 10:00 a.m. prevailing time; and

WHEREAS, Five (5) sealed bids were submitted and reviewed by the Township Engineer, QPA and Public Works Superintendent; and

WHEREAS, Vulcan Construction Group Inc. was the lowest responsible bidder in the amount of \$257,100.00; and

WHEREAS, on February 1, 2024, the Township received correspondence from Vulcan Construction, Inc. requesting to withdraw its bid due to a significant clerical error omitting substantial costs in Bid Item #1 "Site Clearing," including costs associated with lodging, transportation, and disposal fees resulting in an incorrectly low and inaccurate final bid price; and

WHEREAS, per the New Jersey Local Public contracts Law, N.J.S.A. 40A:11-23.3, the Township acknowledges the ability of bidders to withdraw a submitted bid associated with a public works project, and, under the circumstances, will accept and allow the withdrawal of the bid received from Vulcan Construction Group Inc.; and

WHEREAS, the next lowest qualified responsible bidder is Fred M. Schiavone Construction Inc. in the amount of \$379,810.00, which complied with the specifications, supplied all required bid documents and the CFO has certified the availability of funds as evidenced by her signature below:

Appropriation: C-04-55-420-100 ORD 21-18

Signature: Lauren Read, CFO

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Lower, County of Cape May, State of New Jersey that the following contract is hereby awarded:

AWARD TO: FRED M. SCHIAVONE CONSTRUCTION INC.
TOTAL: \$379,810.00

Table with 7 columns: MOTION, SECOND, AYE, NAY, ABSTAIN, ABSENT. Rows include CONRAD, COOMBS, ROY, PERRY, SIPPEL with handwritten marks in the AYE column.

I, Julie A. Picard, Township Clerk of the Township of Lower, County of Cape May, State of New Jersey, do hereby certify the foregoing to be a true and exact copy of a resolution duly authorized by the Township Council at a meeting held on February 5, 2024.

Handwritten signature of Julie A. Picard, Township Clerk.

DEBLASIO & ASSOCIATES

CONSULTING ENGINEERS AND PLANNERS

4701 NEW JERSEY AVENUE • WILDWOOD, NJ 08260

PHONE: 609-854-3311 • FAX: 609-854-4323

February 1, 2024

VIA EMAIL

Julie Picard, Clerk
Township of Lower
2600 Bayshore Road
Villas, NJ 08251

**Re: Township of Lower, Cape May County, NJ
Beach Access Paths Installation
D&A File #: LT-C-038**

Dear Ms. Picard:

We have tabulated the five (5) bids received on January 31, 2024 for the above referenced project. As such, we have determined that the lowest responsible bidder appears to be Vulcan Construction Group, Inc. in the amount of \$257,100.00. Enclosed please find one (1) copy of the bid tabulation for your files.

Please note the following regarding the bid submission:

1. Our office received the enclosed correspondence from Vulcan Construction Group, Inc. dated February 1, 2024, indicating that they are requesting to have their bid withdrawn.

If the Township allows Vulcan Construction Group, Inc.'s bid to be withdrawn, then, in accordance with the New Jersey Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., the contract should be awarded to the lowest responsible bidder, which appears to be Fred Schiavone Construction, P.O. Box 416, Malaga, New Jersey 08328 in the amount of \$379,810.00. The award should be contingent upon approval of your solicitor and monies being available.

Should you have any questions or require any additional information, please do not hesitate to contact me at our office.

Very truly yours,
DeBlasio & Associates, P.C.



Marc DeBlasio, P.E., P.P., C.M.E.
President
T: 609-854-3311
Marc@deblasioassoc.com

cc: Mayor Frank Sippel (via email w/encl.)
Michael Laffey, Manager (via email w/encl.)
Margaret Vitelli, Qualified Purchasing Agent (via email w/encl.)
Gary Douglass, Public Works Superintendent (via email w/encl.)
Robert Belasco, Solicitor (via email w/encl.)

BID TABULATION - BASE BID

Project Name: Beach Access Paths Installation
D&A Project #: LT-C-028
Client: Township of Lower
Bid Opening Date: 01/31/2024

Item #	DESCRIPTION	QUANTITY & UNITS		Vulcan Construction, Inc. 3 Hance Drive Cookstown, NJ 08511		Fred Schiavone Construction P.O. Box 416 Malaga, NJ 08323		Walters Marine Construction 414 Woodbine-Oceanview Rd. Ocean View, NJ 08230		South State, Inc. P.O. Box 69 Briggeton, NJ 08302		Agate Construction Co., Inc. 1030 Route 83 Clermont, NJ 08210	
				UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT
BASE BID (88TH STREET)													
1	CLEARING SITE	LUMP SUM		\$75,000.00	\$75,000.00	\$35,680.00	\$35,680.00	\$43,000.00	\$43,000.00	\$66,000.00	\$66,000.00	\$218,500.00	\$218,500.00
2	BEACH ACCESS PATH - BROWNING AVENUE	LUMP SUM		\$45,000.00	\$45,000.00	\$71,850.00	\$71,850.00	\$93,000.00	\$93,000.00	\$90,000.00	\$90,000.00	\$91,000.00	\$91,000.00
3	BEACH ACCESS PATH - DELFORD AVENUE	LUMP SUM		\$30,000.00	\$30,000.00	\$60,200.00	\$60,200.00	\$69,000.00	\$69,000.00	\$80,000.00	\$80,000.00	\$63,000.00	\$63,000.00
4	BEACH ACCESS PATH - TOWN BANK AVENUE	LUMP SUM		\$28,000.00	\$28,000.00	\$76,330.00	\$76,330.00	\$87,000.00	\$87,000.00	\$85,000.00	\$85,000.00	\$83,000.00	\$83,000.00
5	BEACH ACCESS PATH - CLIFFSIDE ROAD	LUMP SUM		\$30,000.00	\$30,000.00	\$53,100.00	\$53,100.00	\$64,000.00	\$64,000.00	\$80,000.00	\$80,000.00	\$58,000.00	\$58,000.00
6	BEACH ACCESS PATH - FOLSOM AVENUE	LUMP SUM		\$44,000.00	\$44,000.00	\$70,700.00	\$70,700.00	\$90,000.00	\$90,000.00	\$105,000.00	\$105,000.00	\$92,000.00	\$92,000.00
7	CONSTRUCTION LAYOUT	LUMP SUM		\$3,000.00	\$3,000.00	\$5,750.00	\$5,750.00	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00	\$16,000.00	\$16,000.00
8	CONCRETE SIDEWALK, 4" THICK (IF & WHERE DIRECTED)	20 S.Y.		\$100.00	\$2,000.00	\$80.00	\$1,600.00	\$150.00	\$3,000.00	\$500.00	\$1,000.00	\$650.00	\$13,000.00
9	TRAFFIC CONTROL	LUMP SUM		\$100.00	\$100.00	\$4,600.00	\$4,600.00	\$10,000.00	\$10,000.00	\$9,000.00	\$9,000.00	\$40,000.00	\$40,000.00
				\$257,100.00		\$379,810.00		\$464,000.00		\$530,000.00		\$674,500.00	
Total Amount Bid Based on Estimated Quantities for Base Bid Items 1 - 9:													



Township of Lower
Attn: Purchasing Department
2600 Bayshore Drive
Villas, NJ 08251

February 1, 2024
Sent via Certified Mail

Re: Beach Access Paths Installation
Bid on January 31, 2024
BID WITHRAWL

To whom it may concern,

Please accept this letter as the official request to withdraw the bid for the above referenced project on behalf of *Vulcan Construction Group, Inc.*

Due to a clerical error, our firm mistakenly omitted significant costs in Bid Item No.1 "Site Clearing", from our bid, this included costs for lodging, transportation, and disposal fees, resulting in an incorrectly low and inaccurate final bid price.

Should you have any questions, concerns, or need additional information please feel free to contact our office.

Best Regards,

A handwritten signature in black ink, appearing to read "Sal M", written in a cursive style.

Salvador Munoz, President
Vulcan Construction Inc.

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

RESOLUTION #2024-79

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, N.J.S.A. 10:4-12**

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.

 X (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. **Negotiation Update**

____(5) **Matters Relating to the Purchase, Lease or 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 or possible violations of the law.

 X (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. **Attorney/Client Privilege**

____(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.

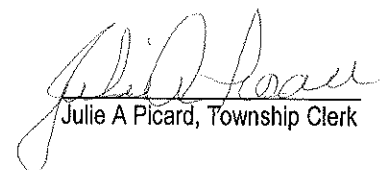
____(9) **Matters Relating to the Potential Imposition of a Penalty:** Any deliberations of a public body occurring after a public hearing that may result in the imposition of a specific civil penalty upon the responding party or the suspension or loss if a license or permit belonging to the responding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

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Lower, assembled in public session on September 19, 2022 that an Executive Session closed to the public shall be held on this date at approximately 5:16 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.

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

I, Julie A. Picard, Township Clerk of the Township of Lower, County of Cape May, State of New Jersey, do hereby certify the foregoing to be a true and exact copy of a resolution duly authorized by the Township Council at a meeting held on February 5, 2024


Julie A Picard, Township Clerk

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

RESOLUTION #2024-80

Title: A RESOLUTION AUTHORIZING THE REPAYMENT OF THE SUM OF \$350,000.00 TO ACHRISTAVEST DIAMOND BEACH, LLC IN CONNECTION WITH THE REACQUISITION OF REAL PROPERTY LOCATED AT 9600 SEAVIEW AVENUE, BLOCK: 703, LOT: 1

WHEREAS, on December 1, 2015, the Township of Lower conducted an open public auction at which certain real property located at 9600 Seaview Avenue, Block: 703, Lot: 1, was offered for lease for a term of five (5) years with a minimum bid of \$10,000 established for annual rent; and

WHEREAS, at said open public auction, Achristavest Pier 6600, LLC was the successful bidder and subsequently entered into a Lease Agreement with the Township to utilize the aforementioned property for a term of five (5) years in exchange for tendering rent in the amount of \$10,000 per year; and

WHEREAS, on June 22, 2016, the Township of Lower conducted an open public auction at which the property located at 9600 Seaview Avenue, Block: 703, Lot: 1, was offered for sale to the general public with a minimum bid of \$400,000.00 established; and

WHEREAS, at said auction Achristavest Diamond Beach, LLC was the sole bidder; they submitted a bid for the aforementioned property in the amount of \$400,000.00, subsequently entered into an Agreement of Sale with the Township of Lower to purchase said property, and the sale of the property was finalized on March 16, 2021; and

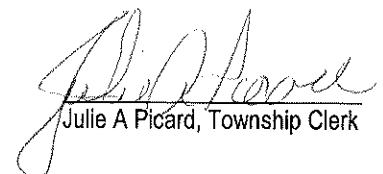
WHEREAS, on February 19, 2021, Francis J. McGovern filed a Complaint in Lieu of Prerogative Writ in the Cape May County Superior Court challenging the sale of the aforementioned property to Achristavest Diamond Beach, LLC, specifically alleging that the public notices that were advertised by the Township in advance of the public auction were deficient and did not comply with the requirements outlined within the New Jersey Local Lands and Buildings Law; and

WHEREAS, on January 10, 2024, following a trial that took place on May 1, 2023 through May 3, 2023, the Cape May County Superior Court entered an Order in which it determined that the public notices advertised by the Township were deficient, the Court vacated and voided the sale of the property in question, and ordered the Township to refund the sum of \$350,000.00 to Achristavest Diamond Beach, LLC within forty-five (45) days of the entry of said Order.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Lower, County of Cape May, State of New Jersey that sum of \$350,000.00 shall be refunded to Achristavest Diamond Beach, LLC, and that the Township Manager, Township CFO, and/or Township Clerk are hereby authorized to effectuate the terms of this Resolution.

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

I, Julie A. Picard, Township Clerk of the Township of Lower, County of Cape May, State of New Jersey, do hereby certify the foregoing to be a true and exact copy of a resolution duly authorized by the Township Council at a meeting held on February 5, 2024.


Julie A Picard, Township Clerk