

**TOWNSHIP OF UPPER  
2100 TUCKAHOE ROAD  
PETERSBURG, NJ 08270  
CAPE MAY COUNTY  
MINUTES FOR JUNE 28 , 2010**

**REGULAR MEETING OF THE TOWNSHIP COMMITTEE –7:30 P.M.**

**CALL TO ORDER**

**SUNSHINE ANNOUNCEMENT**

**SALUTE TO THE FLAG**

**ROLL CALL**

Frank E. Conrad	Present
Curtis Corson	Present
Kristine Gabor	Present
John “Jay” Newman	Present
Richard Palombo	Present

Also present were Municipal Clerk Wanda Gaglione, Finance Officer Barbara Spiegel, Municipal Attorney Daniel Young and Municipal Engineer Paul Dietrich.

**APPROVAL OF MINUTES - June 14, 2010 Regular Meeting and  
Closed Session Minutes**

Motion was made by Jay Newman, seconded by Frank Conrad to approve the Regular Meeting Minutes as amended and Closed Session Minutes as submitted. During roll call vote, all five Committee members voted in the affirmative

**REPORT OF GOVERNING BODY MEMBERS**

**Frank Conrad:** discussed the recent closure and disrepair of the Route 50 bridge. Motion was made by Frank Conrad, seconded by Jay Newman to authorize a resolution urging the NJDOT to immediately commence with the planned Rt. 50 bridge replacement project. During roll call vote, all five Committee members voted in the affirmative. A resolution will be placed on a future agenda.

**Kristine Gabor:** discussed an incoming resident bringing a dog into the Township that has been deemed by court order a “Potentially Dangerous Dog”. Ms. Gabor commented that the Township would ensure the owner complies fully with all requirements of the court order before allowing the dog to be housed in the Township. She also reported on a meeting she recently attended at the Cape May County Animal Shelter and reported on the plans to establish a county wide low cost Spay and Neuter Program. Ms. Gabor provided a copy of a draft of the program for distribution to the Township Committee and requested that they review it and provide feedback to present back to the Animal Shelter Committee. She also discussed a countywide problem with the CMC Animal Shelter

forms not being completed correctly by Animal Control officers. Ms. Gabor directed the Clerk to pull the forms completed by our ACO so she could review them for correctness.

She then made a motion to hire Sean Lonesky and Richard Minarik as part time seasonal employees to the Recreation Department. The motion was seconded by Curtis Corson with all five Committee members voting in the affirmative.

**Curtis Corson, Deputy Mayor:** discussed a contaminated well problem at 4 McDonald Drive, Seaville. The resident reports that even though the NJDEP has installed a *Point of Entry Treatment* (Poet) water filtration system the water coming from the tap remains unpalatable and unusable for personal use as well as regular household use due to an oily film. The Mayor and Committee discussed adopting a resolution at the next meeting, and directed that a very strong letter be drafted to NJDEP urging them to correct the problem immediately. The Mayor directed the Clerk to continue to supply drinking water to the resident.

**Jay Newman:** Reminded everyone of the increased traffic this summer and especially on the 4<sup>th</sup> of July. He asked everyone to be very careful when driving. He reported that the Township Fire Companies and Rescue Personnel would be at Amanda's Field Recreation Complex to monitor the event.

**Rich Palombo, Mayor:** discussed a request from the Township Beach Patrol Captain, Bill Handley to name the new lifeguard boat. Mayor Palombo explained that in the past the Township has named the boats after individuals that have had a significant impact on the Township. He suggested that since the Township may not be buying that many more boats in the new future and rather than limiting it to one name per boat, that the new lifeboat be labeled "Legends of Upper Township" and beneath that several names could be added, and recognized. He made a motion to name the new lifeboat "Legends of Upper Township" with the first name added on the boat to be that of Mrs. Elizabeth Bergus. Curtis Corson seconded the motion with all five Committee members voting in the affirmative. Mayor Palombo reported that lifeguards would be guarding the beaches from 11:00 AM to 6:00 PM daily starting July 4<sup>th</sup> and a skeleton crew along with an EMT manning the Lifeguard Station from July 4<sup>th</sup> through Labor Day for after hours emergencies until 8:00 PM. Mayor Palombo then made a motion to appoint Joseph Healy to the Upper Township Zoning Board to fill the vacancy of the resignation of Kenneth Yacopcic. Motion was seconded by Frank Conrad with five Committee members voting in the affirmative. Mayor Palombo also discussed an email he received from Randy Roash regarding painting the pedestrians cross walks on Commonwealth. It was discussed that this could result in problems due to there being no sidewalks. Mr. Dietrich will discuss this with the County Engineer.

## **OTHER REPORTS**

**Wanda Gaglione, Municipal Clerk:** reported on the July 4<sup>th</sup> events. The parade in Strathmere scheduled to begin at 11:00 AM; Family Fun Day at Amanda's Field which begins at 6:00 PM and ends at 9:00 PM just prior to the Fire Works display which will begin at dark.

**Daniel Young, Municipal Attorney:** reported he had several items for closed session as follows: Litigation regarding Strathmere Beach Lot Condemnations; Litigation Tax Appeals; Personnel matters; Contract Negotiations-Jankowski and Contract negotiations-Banking Services Agreement.

**Paul Dietrich, Township Engineer:** reported on a request submitted to Township Committee by Zoning Officer Shelly Lea asking that the Township take action to clean up two properties within the Township that are in violation of Zoning Laws and creating safety concerns. The properties are as follows:

22 Rivendell Road, the Frances J. Batka Estate has overgrown shrubbery, general disrepair of the house, and includes a concrete pool at the rear of the house that was installed without permits and is creating safety concerns.

1571 Route 50 Bessie Beebe Estate a vacant property in foreclosure. The Zoning officer reported that this property is also overgrown and the building is in disrepair. She recommended demolition of the structure if not deemed structurally sound. The Committee recommended further investigation into the zoning officers request.

*Mr. Corson abstained from discussion of this matter to avoid any conflict.* Mr. Dietrich reported on the matter of a possible encroachment onto Twp. property by Echo Farms Campground that was discussed at the last meeting. As directed, he received quotes from three surveyors, he reported that the lowest quote received was from Martinelli Surveying for \$2,750 to survey the entire lot, or \$1,000 for a survey of a portion of the lot. Motion by Frank Conrad, second by Jay Newman to authorize \$1,000 for Martinelli Surveying to survey the portion of the lot to identify any encroachments. During roll call vote four Committee members voted in the affirmative, and Mr. Corson abstained. Mr. Dietrich discussed National Incident Management System (NIMS) training for the Township Committee and employees. He also discussed automated trash collection. Mr. Dietrich asked the Committee if they would be ready to move forward with a bond ordinance to be able to be ready to implement the program in 2011. The Committee directed him to give a presentation on how the program will work and a breakdown on the yearly costs and savings. Mrs. Gabor gave a brief report on a recent Recreation Committee meeting with the Cheerleader Association that she attended.

## **PRESENTATION**

- 1. Presentation by ESGR (Employer Support of the Guard and Reserve) Organization--- Recognition and appreciation of the Upper Township Committee, the Upper Township Chiefs Association and the Upper Township EMS, for their employer support to National Guard and Reserve Personnel.** Ret. Brigadier General Jeffrey Pierson was present as the ESGR Chairperson in this region to present to the Township Committee certificates of appreciation for the support and cooperation given to those employees that are also New Jersey's men and woman of the National Guard and Reserve Forces. The certificate will be framed and displayed at the Township Hall.

## **PUBLIC HEARING**

Curtis Corson abstained and did not participate in the discussion.

### **2. Renewal of the 2010 Alcoholic Beverage License for Deauville Inn.**

A brief update was given on what has transpired since the last Committee meeting of June 14<sup>th</sup>. The Township received a few complaints regarding the renewal of the Deauville Inn liquor license due to noise issues; the license was set for a hearing for tonight. In the interim, the Committee discussed the feasibility of a Township wide noise ordinance and directed Mr. Young to look into that and report to them. When the individuals that had filed the complaints became aware of that they withdrew their

complaints on the renewal of the liquor license in anticipation that the Township Committee would address in some form general noise issues in the Township. Mr. Young explained to those individuals in a letter back to them the process to adopt a Noise Ordinance with a public hearing. Mr. Young stated that since the matter was on the agenda as a hearing that the matter should be opened up to the public. The Mayor then opened the meeting for public comment.

During the public portion of the hearing there were no speakers from the public. Motion was made by Jay Newman, seconded by Kristine Gabor to renew the Deauville Inn liquor license. During roll call vote four Committee members voted in the affirmative. Curtis Corson abstained from voting or any participation on this matter.

**TOWNSHIP OF UPPER  
CAPE MAY COUNTY  
RESOLUTION  
RESOLUTION NO. 144 – 2010  
RE: RENEWAL OF ALCOHOLIC CONSUMPTION LICENSES  
FOR THE LICENSE YEAR COMMENCING JULY 1, 2010.**

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**WHEREAS, holders of the alcoholic beverage licenses in the Township of Upper have applied for renewal of licenses in the prescribed manner; and**

**WHEREAS, said holders of alcoholic beverage licenses have complied with all requirements of law and regulations of the Division of Alcoholic Beverage Control; and**

**WHEREAS, although objections have been filed with the Township Committee as the issuing authority of the Township of Upper, they have been withdrawn.**

**NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Upper in the County of Cape May and State of New Jersey, that the following licenses be authorized for issue for the license year effective July 1, 2010:**

**Deauville Inn, Inc.  
201 Willard Road  
P.O. Box 406  
Strathmere, N.J. 08248  
License # 0511-33-003-006  
Plenary Retail Consumption License  
Municipal Fee Paid: \$700.00  
State Fee Paid: \$200.00**

**BE IT FURTHER RESOLVED** that the aforesaid alcoholic beverage licenses which have been authorized to be issued pursuant to this Resolution shall be delivered to the licensee or his authorized agent at such time as the licensee or his authorized agent shall sign an actual receipt therefore in the stub of the license book and otherwise satisfy the requirements of N.J.A.C. 13:2-3.2.

**Resolution No. 144 -2010**

**Offered by: Newman**

**Seconded by: Gabor**

**Adopted: June 28, 2010**

**Roll Call Vote:**

<b>NAME</b>	<b>YES</b>	<b>NO</b>	<b>ABSTAINED</b>	<b>ABSENT</b>
<b>Conrad</b>	<u>  X  </u>	<u>          </u>	<u>          </u>	<u>          </u>
<b>Corson</b>	<u>          </u>	<u>          </u>	<u>  X  </u>	<u>          </u>
<b>Gabor</b>	<u>  X  </u>	<u>          </u>	<u>          </u>	<u>          </u>
<b>Newman</b>	<u>  X  </u>	<u>          </u>	<u>          </u>	<u>          </u>
<b>Palombo</b>	<u>  X  </u>	<u>          </u>	<u>          </u>	<u>          </u>

## **RESOLUTIONS**

3. **Appointment of Joshua Dubrille and Michael Dugan as part-time seasonal employees to the Upper Township Recreation Department.**

TOWNSHIP OF UPPER

CAPE MAY COUNTY

RESOLUTION

RESOLUTION NO. 145-2010

RE: APPOINTMENT OF JOSHUA DUBRILLE AND MICHAEL DUGAN  
AS PART-TIME SEASONAL EMPLOYEES  
TO THE UPPER TOWNSHIP RECREATION DEPARTMENT

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**WHEREAS**, a need exists to appoint qualified personnel as part-time employees to the Upper Township Recreation Department to insure optimal operation; and

**WHEREAS**, a recommendation has been made to the Township Committee and duly considered at the meeting of June 14, 2010; and

**WHEREAS**, this Resolution is intended to ratify the action heretofore taken; and

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Upper, in the County of Cape May and State of New Jersey, as follows:

1. The allegations of the preamble are incorporated herein by this reference.

2. Joshua Dubrille and Michael Dugan are hereby appointed in part-time seasonal position effective June 1, 2010 at a salary of \$10.50 per hour in accordance with the Salary Ordinance.

3. This Resolution ratifies, confirms and approves action taken by the Township Committee, by motion, at the meeting of June 14, 2010.

Resolution No.145 -2010

Offered by: Newman

Seconded by: Gabor

Adopted: June 28, 2010

**Roll Call Vote:**

<b>NAME</b>	<b>YES</b>	<b>NO</b>	<b>ABSTAINED</b>	<b>ABSENT</b>
<b>Conrad</b>	<u>  X  </u>	<u>          </u>	<u>          </u>	<u>          </u>
<b>Corson</b>	<u>  X  </u>	<u>          </u>	<u>          </u>	<u>          </u>
<b>Gabor</b>	<u>  X  </u>	<u>          </u>	<u>          </u>	<u>          </u>
<b>Newman</b>	<u>  X  </u>	<u>          </u>	<u>          </u>	<u>          </u>
<b>Palombo</b>	<u>  X  </u>	<u>          </u>	<u>          </u>	<u>          </u>

**4. Appointment of David Neville as a Part-Time Seasonal Beach Sweeper to the Upper Township Recreation Department.**

TOWNSHIP OF UPPER  
CAPE MAY COUNTY  
R E S O L U T I O N  
RESOLUTION NO. 146-2010  
RE: APPOINTMENT OF DAVID NEVILLE  
AS A PART-TIME SEASONAL BEACH SWEEPER  
TO THE UPPER TOWNSHIP RECREATION DEPARTMENT

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**WHEREAS,** a need exists to appoint qualified personnel as part-time employees to the Upper Township Recreation Department to insure optimal operation; and

**WHEREAS**, a recommendation has been made to the Township Committee and duly considered at the meeting of June 14, 2010; and

**WHEREAS**, this Resolution is intended to ratify the action heretofore taken; and

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Upper, in the County of Cape May and State of New Jersey, as follows:

1. The allegations of the preamble are incorporated herein by this reference.

2. David Neville is hereby appointed to a part-time seasonal position as a beach sweeper, effective immediately at a salary of \$10.50 per hour in accordance with the Salary Ordinance.

3. This Resolution shall be effective immediately and is further intended to ratify, confirm and approve any formal action taken by the Township Committee.

Resolution No. 146-2010

Offered by: Palombo

Seconded by: Newman

Adopted: June 28, 2010

Roll Call Vote:

NAME	YES	NO	ABSTAINED	ABSENT
Conrad	<u>  X  </u>	<u>      </u>	<u>      </u>	<u>      </u>
Corson	<u>  X  </u>	<u>      </u>	<u>      </u>	<u>      </u>
Gabor	<u>  X  </u>	<u>      </u>	<u>      </u>	<u>      </u>
Newman	<u>  X  </u>	<u>      </u>	<u>      </u>	<u>      </u>
Palombo	<u>  X  </u>	<u>      </u>	<u>      </u>	<u>      </u>

## **5. Appointing the 2010 season Beach Patrol personnel.**

TOWNSHIP OF UPPER  
CAPE MAY COUNTY  
R E S O L U T I O N  
RESOLUTION NO. 147-2010  
RE: APPOINTING THE 2010 SEASON BEACH PATROL PERSONNEL

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**WHEREAS**, the individuals hereinafter named have been determined to possess the requisite skills, training and are otherwise eligible for appointment to the position of lifeguard; and

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Upper, in the County of Cape May and State of New Jersey, as follows:

1. The allegations of the preamble are incorporated herein by this reference.
2. The following individuals are appointed as lifeguards in the Township of Upper at a salary as stated below in accordance with the Salary Ordinance:

**ROOKIE GUARDS**

<i>Patrick Egan</i>	<i>\$10.25 per hour</i>
<i>Christopher McCann</i>	<i>\$10.25 per hour</i>
<i>Daniel Palombo</i>	<i>\$10.25 per hour</i>

3. This Resolution shall be effective immediately and is further intended to ratify, confirm and approve any formal action taken by the Township Committee.

Resolution No. 147-2010

Offered by: Corson

Seconded by: Conrad

Adopted: June 28, 2010

Roll Call Vote:

<u>NAME</u>	<u>YES</u>	<u>NO</u>	<u>ABSTAINED</u>	<u>ABSENT</u>
Conrad	<u>X</u>	<u>          </u>	<u>          </u>	<u>          </u>
Corson	<u>X</u>	<u>          </u>	<u>          </u>	<u>          </u>
Gabor	<u>X</u>	<u>          </u>	<u>          </u>	<u>          </u>
Newman	<u>X</u>	<u>          </u>	<u>          </u>	<u>          </u>
Palombo	<u>          </u>	<u>          </u>	<u>X</u>	<u>          </u>

**6. Appointment of Steven C. Eisenhower as the Upper Township Alternate Representative to the Great Egg Harbor National Scenic and Recreational River Council.**

TOWNSHIP OF UPPER  
CAPE MAY COUNTY  
R E S O L U T I O N  
RESOLUTION NO.148-2010  
RE: APPOINTMENT OF STEVE C. EISENHAUER  
AS THE UPPER TOWNSHIP ALTERNATE REPRESENTATIVE  
TO THE GREAT EGG HARBOR NATIONAL SCENIC  
AND RECREATIONAL RIVER COUNCIL

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**WHEREAS**, the Great Egg Harbor National Scenic and Recreational River Council (“River Council”) is comprised of one representative from each of the 12 municipalities involved and

one representative from the Great Egg Harbor Watershed Association, and Upper Township is one of the municipalities involved; and

**WHEREAS**, the “River Council” provides input on a wide variety of issues from federal and state permits for construction projects in the river corridor to the expenditure of funds made available through the National Park Service; and

**WHEREAS**, the present Upper Township representative to the “River Council”, is William C. Handley; and

**WHEREAS**, the need for an alternate Upper Township representative to the “River Council” may arise; and

**WHEREAS**, the Township of Upper has determined that Steve C. Eisenhower should be appointed as the alternate representative of the Township of Upper to the “River Council”; and

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Upper, in the County of Cape May and State of New Jersey, as follows:

1. The allegations of the preamble are incorporated herein by this reference.

2. Steve C. Eisenhower is hereby appointed for a term, commensurate with William C. Handley’s, commencing on June 28, 2010 and ending on January 31, 2012 to the “River Council” as the alternate representative of Upper Township, New Jersey.

3. A copy of this Resolution shall be forwarded to the Great Egg Harbor National Scenic and Recreational River Council c/o Fred Akers – Administrator, P.O. Box 109, Newtonville, NJ 08346

Resolution No. 148-2010

Offered by: Conrad

Seconded by: Palombo

Adopted: June 28, 2010

Roll Call Vote:

<u>NAME</u>	<u>YES</u>	<u>NO</u>	<u>ABSTAINED</u>	<u>ABSENT</u>
Conrad	<u>X</u>	<u>          </u>	<u>          </u>	<u>          </u>

Corson	<u>  X  </u>	<u>          </u>	<u>          </u>	<u>          </u>
Gabor	<u>  X  </u>	<u>          </u>	<u>          </u>	<u>          </u>
Newman	<u>  X  </u>	<u>          </u>	<u>          </u>	<u>          </u>
Palombo	<u>  X  </u>	<u>          </u>	<u>          </u>	<u>          </u>

**7. Authorizing the Chief Finance Officer to withdraw funds in the amount of \$20,000 from the account entitled Recreation Trust Fund-Developers for improvements at Amanda's Field Recreation Complex.**

TOWNSHIP OF UPPER  
CAPE MAY COUNTY  
R E S O L U T I O N  
RESOLUTION NO.149-2010  
RE: AUTHORIZING THE CHIEF FINANCE OFFICER TO WITHDRAWAL FUNDS IN THE AMOUNT  
OF \$ 20,000.00 FROM THE ACCOUNT ENTITLED  
RECREATION TRUST FUND-DEVELOPERS FOR IMPROVEMENTS AT  
THE AMANDA'S FIELD RECREATION COMPLEX

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**WHEREAS**, it is necessary for the Township of Upper to make certain improvements at the Amanda's Field Recreation Complex; and

**WHEREAS**, a recommendation for improvements have been made to the Township Committee and duly considered at the meeting of June 14, 2010.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Upper, in the County of Cape May and State of New Jersey, as follows:

1. The allegations of the preamble are incorporated herein by this reference.

2. The Chief Financial Officer of the Township of Upper is hereby authorized, directed and empowered to withdraw funds in the amount of \$20,000.00 from the account entitled Recreation Trust Fund-Developers for improvements at the Amanda's Field Recreation Complex.

3. This Resolution ratifies, confirms and approves action taken by the Township Committee, by motion, at the meeting of June 14, 2010.

Resolution No.149-2010

Offered by: Conrad

Seconded by: Gabor

Adopted: June 28, 2010

Roll Call Vote:

NAME	YES	NO	ABSTAINED	ABSENT
Conrad	<u>  X  </u>	<u>      </u>	<u>      </u>	<u>      </u>
Corson	<u>  X  </u>	<u>      </u>	<u>      </u>	<u>      </u>
Gabor	<u>  X  </u>	<u>      </u>	<u>      </u>	<u>      </u>
Newman	<u>  X  </u>	<u>      </u>	<u>      </u>	<u>      </u>
Palombo	<u>  X  </u>	<u>      </u>	<u>      </u>	<u>      </u>

**8. Authorizing the advertisement for bids for the Killdeer Hill Road Paving Project.**

**TOWNSHIP OF UPPER  
CAPE MAY COUNTY  
R E S O L U T I O N  
RESOLUTION NO.150-2010  
RE: AUTHORIZING THE  
ADVERTISEMENT FOR BIDS FOR  
THE KILLDEER HILL ROAD PAVING PROJECT**

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**WHEREAS**, the Township of Upper from time to time finds it necessary to pave various streets throughout the municipality; and

**WHEREAS**, pursuant to the provisions of the Local Public Contracts Law, the Township of Upper intends to solicit bids as herein indicated;

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Upper, in the County of Cape May and State of New Jersey, as follows:

1. The allegations of the preamble are incorporated herein by this reference.
2. The Township Engineer is hereby authorized and directed to prepare specifications, bid documents and solicit bids for the following project:

**Killdeer Hill Road Paving Project.**

3. Sealed bids shall be received by the Township of Upper in accordance with the directives contained in the Notice to Bidders.

Resolution No.150-2010

Offered by: Newman

Seconded by: Gabor

Adopted: June 28, 2010

Roll Call Vote:

<u>NAME</u>	<u>YES</u>	<u>NO</u>	<u>ABSTAINED</u>	<u>ABSENT</u>
Conrad	<u>X</u>	<u>          </u>	<u>          </u>	<u>          </u>
Corson	<u>X</u>	<u>          </u>	<u>          </u>	<u>          </u>
Gabor	<u>X</u>	<u>          </u>	<u>          </u>	<u>          </u>
Newman	<u>X</u>	<u>          </u>	<u>          </u>	<u>          </u>
Palombo	<u>X</u>	<u>          </u>	<u>          </u>	<u>          </u>

9. **Declaring a default with respect to Richnan Group, L.P., Principal, and Lexon Insurance Company, Surety Bond No. 1014147 with respect to that Subdivision known as Seaville Plantation Block 453, Lots 259.19 and 259.07 in the Township of Upper, Cape May County, New Jersey.**

**TOWNSHIP OF UPPER**

**CAPE MAY COUNTY**

**R E S O L U T I O N**

**RESOLUTION NO. 151-2010**

**RE: DECLARING A DEFAULT WITH RESPECT TO RICHNAN GROUP, L.P., PRINCIPAL, AND  
LEXON INSURANCE COMPANY, SURETY BOND NO. 1014147 WITH RESPECT TO THAT  
SUBDIVISION KNOWN AS SEAVILLE PLANTATION  
BLOCK 453, LOTS 259.19 AND 259.07  
IN THE TOWNSHIP OF UPPER, CAPE MAY COUNTY, NEW JERSEY**

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**WHEREAS**, the Planning Board of Upper Township has heretofore approved a major subdivision known as Seaville Plantation, Block 453, Lots 259.19 and 259.07, in the Township of Upper, County of Cape May and State of New Jersey; and

**WHEREAS**, a condition of approval required the Developer, Richnan Group, L.P., to provide to the Township of Upper a Performance Bond in sufficient amount to cover the construction of improvements; and

**WHEREAS**, such Performance Bond was thereafter provided in accordance with the requirements of the Municipal Land Use Law of New Jersey, N.J.S.A. 40:55D-1, et seq.; and

**WHEREAS**, the Richnan Group, L.P. is the Principal and Lexon Insurance Company is Surety under Bond No. 1014147; and

**WHEREAS**, Richnan Group, L.P., has failed to complete the improvements as required by the major subdivision approval granted by the Upper Township Planning Board; and

**WHEREAS**, the Developer as Principal and Lexon Insurance Company as Surety have been placed on notice as to the uncompleted work; and

**WHEREAS**, as of June 28, 2010, the work required to complete the improvements had not been commenced by the Developer or Surety; and

**WHEREAS**, by letter dated May 3, 2010, the Developer and the Bonding Company were placed on notice that the Township would declare the Developer, as Principal, to be in default 30 days from such notice and in the event the work was not completed in accordance with the terms of the original approval the Township would claim payment under the Performance Bond for the cost of completion of the work; and

**WHEREAS**, the Township Committee has duly considered this matter and has received the recommendations of the Township Engineer and the Township Solicitor.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Upper, in the County of Cape May and State of New Jersey, as follows:

1. The allegations of the preamble are incorporated herein by this reference.
2. The Township Committee makes the factual findings and determinations as set forth in the preamble and incorporates the same herein.
2. Richnan Group, L.P., is hereby declared to be in default of its obligations as Developer of Seaville Plantation, a major subdivision within the Township of Upper, Block 453, Lots 259.19 and 259.07; and
4. The Surety, Lexon Insurance Company, shall forthwith complete the work or pay over to the Township of Upper the amount of the Performance Bond, the proceeds of which shall be utilized by the Township of Upper to complete the work required by the major subdivision final approval.
5. In the event that the work is not completed forthwith or the Bond proceeds are not paid over to the Township of Upper forthwith, the Township is hereby authorized to commence litigation in the Superior

Court of New Jersey against Richnan Group, L.P., Principal, and Lexon Insurance Company, as well as any and all other persons, parties or entities responsible or liable.

Resolution No. 151 -2010

Offered by: Newman

Seconded by: Conrad

Adopted: June 28, 2010

Roll Call Vote:

<u>NAME</u>	<u>YES</u>	<u>NO</u>	<u>ABSTAINED</u>	<u>ABSENT</u>
Conrad	<u>  X  </u>	<u>          </u>	<u>          </u>	<u>          </u>
Corson	<u>          </u>	<u>          </u>	<u>    X    </u>	<u>          </u>
Gabor	<u>  X  </u>	<u>          </u>	<u>          </u>	<u>          </u>
Newman	<u>  X  </u>	<u>          </u>	<u>          </u>	<u>          </u>
Palombo	<u>  X  </u>	<u>          </u>	<u>          </u>	<u>          </u>

**10. Chapter 159 Resolution for the insertion of a special item of revenue into the 2010 Budget that was not determined at the time of the adoption of the Budget—  
Administrative office of the Courts--State of New Jersey Municipal Court Alcohol Education, Rehabilitation and Enforcement Fund in the amount of \$125.68.**

**TOWNSHIP OF UPPER  
CAPE MAY COUNTY  
RESOLUTION  
RESOLUTION NO. 152-2010**

RE: CHAPTER 159 RESOLUTION FOR THE INSERTION OF A SPECIAL ITEM OF  
REVENUE INTO THE 2010 BUDGET THAT WAS NOT DETERMINED AT THE TIME OF  
THE ADOPTION OF THE BUDGET—ADMINISTRATIVE OFFICE OF THE COURTS--  
STATE OF NEW JERSEY  
MUNICIPAL COURT ALCOHOL EDUCATION, REHABILITATION AND ENFORCEMENT  
FUND IN THE AMOUNT OF \$125.68

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**WHEREAS**, N.J.S. 40A-87 PROVIDES THAT THE DIRECTOR OF THE DIVISION OF LOCAL GOVERNMENT SERVICES MAY APPROVE THE INSERTION OF ANY SPECIAL ITEM OF REVENUE IN THE BUDGET OF ANY COUNTY OR MUNICIPALITY WHEN SUCH ITEM SHALL HAVE BEEN MADE AVAILABLE BY LAW AND THE AMOUNT THEREOF WAS NOT DETERMINED AT THE TIME OF THE ADOPTION OF THE BUDGET; AND

**WHEREAS**, SAID DIRECTOR MAY ALSO APPROVE THE INSERTION OF AN ITEM OF APPROPRIATION FOR AN EQUAL AMOUNT; AND

**WHEREAS**, THE TOWNSHIP OF UPPER WILL RECEIVE AN AMOUNT OF \$125.68 FROM THE ADMINISTRATIVE OFFICE OF THE COURTS STATE OF NEW JERSEY MUNICIPAL COURT ALCOHOL EDUCATION, REHABILITATION AND ENFORCEMENT FUND AND WISHES TO AMEND ITS 2010 BUDGET TO INCLUDE THIS AMOUNT AS A REVENUE.

**NOW, THEREFORE, BE IT RESOLVED** THAT THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF UPPER HEREBY REQUESTS THE DIRECTOR OF THE DIVISION OF LOCAL GOVERNMENT SERVICES APPROVE THE INSERTION OF AN ADDITIONAL ITEM OF REVENUE IN THE BUDGET OF THE YEAR 2010 IN THE SUM OF \$125.68 FOR A TOTAL GRANT OF \$125.68, WHICH IS NOW AVAILABLE AS A REVENUE FROM:

REVENUE: STATE & FEDERAL REVENUE OFFSET WITH APPROPRIATIONS:  
MUNICIPAL COURT ALCOHOL EDUCATION, REHABILITATION AND ENFORCEMENT FUND, AND

**BE IT FURTHER RESOLVED** THAT A LIKE SUM OF \$125.68 FOR A TOTAL GRANT OF \$125.68 BE AND THE SAME IS HEREBY APPROPRIATED UNDER THE CAPTION OF:

APPROPRIATION: STATE AND FEDERAL PROGRAMS OFFSET BY REVENUE:  
**MUNICIPAL COURT ALCOHOL EDUCATION, REHABILITATION AND ENFORCEMENT FUND, AND**

**BE IT FURTHER RESOLVED**, THAT THE TOWNSHIP CLERK FORWARD TWO COPIES OF THIS RESOLUTION TO THE DIRECTOR OF LOCAL GOVERNMENT SERVICES.

Resolution No. 152-2010

Offered by: Conrad

Seconded by: Gabor

Adopted: June 28, 2010

Roll Call Vote:

<u>NAME</u>	<u>YES</u>	<u>NO</u>	<u>ABSTAINED</u>	<u>ABSENT</u>
Conrad	<u>X</u>	<u>          </u>	<u>          </u>	<u>          </u>
Corson	<u>X</u>	<u>          </u>	<u>          </u>	<u>          </u>
Gabor	<u>X</u>	<u>          </u>	<u>          </u>	<u>          </u>
Newman	<u>X</u>	<u>          </u>	<u>          </u>	<u>          </u>
Palombo	<u>X</u>	<u>          </u>	<u>          </u>	<u>          </u>

**11. Designating certain Strathmere beach areas in the Township of Upper as the Surfing Beach, the Fishing Beach, and the Catamaran Sailboat Beach for the 2010 Summer Season.**

**TOWNSHIP OF UPPER  
CAPE MAY COUNTY  
R E S O L U T I O N  
RESOLUTION NO. 153-2010  
RE: DESIGNATING CERTAIN STRATHMERE BEACH AREAS IN  
THE TOWNSHIP OF UPPER  
AS A SURFING BEACH, FISHING BEACH, AND A CATAMARAN/SAILBOAT BEACH  
FOR THE 2010 SUMMER SEASON**

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**WHEREAS**, in accordance with Chapter IX entitled *Recreational Facilities*, of the Revised General Ordinances it is necessary to designate certain beach areas along the Strathmere shore in the Township of Upper strictly for the use of surfboards, sailboats, catamarans and other similar devices, for the 2010 summer season; and

**WHEREAS**, after consideration and review of the beach conditions, recommendations were made to the Township Committee and duly considered at the meeting of June 28, 2010.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Upper, in the County of Cape May and State of New Jersey, as follows:

1. The allegations of the preamble are incorporated herein by this reference.
2. It has been determined by the Township Committee that for the 2010 summer season:
  - **Surfing Beach: Between Vincent Avenue and Sherman Avenue**
  - **Fishing Beach: Between Williams and Seaclyff Avenue and between Whittier Ave and Williams Avenue**
  - **Catamaran/ Sailboat Beach: Between Prescott Avenue and Nelson Avenue**
3. In accordance with the Revised General Ordinances of the Township of Upper, use of the designated beaches for surfboards, sailboats, catamarans, etc. are permitted only between the hours of 6:00 AM and 9:00 PM. Swimming on the beach areas designated above is prohibited except in front of lifeguard stand. Owners of permitted catamarans as defined in the ordinance are required to obtain a license from the Township Clerk's Office.
4. During imminent storm all watercraft shall be removed from the designated beach areas.

Resolution No. 153-2010

Offered by: Gabor

Seconded by: Conrad

Adopted: June 28, 2010

Roll Call Vote:

<u>NAME</u>	<u>YES</u>	<u>NO</u>	<u>ABSTAINED</u>	<u>ABSENT</u>
Conrad	<u>X</u>	<u>          </u>	<u>          </u>	<u>          </u>
Corson	<u>X</u>	<u>          </u>	<u>          </u>	<u>          </u>
Gabor	<u>X</u>	<u>          </u>	<u>          </u>	<u>          </u>
Newman	<u>X</u>	<u>          </u>	<u>          </u>	<u>          </u>

## **ORDINANCES**

### **12. Introduction and First Reading of Ordinance No. 006-2010, RE: AN ORDINANCE VACATING A PORTION OF THAT PAPER STREET KNOWN AS THE ALLEY IN BLOCK 827, ADJACENT TO LOT 3, WITHIN THE TOWNSHIP OF UPPER, COUNTY OF CAPE MAY AND STATE OF NEW JERSEY.**

Motion by Jay Newman second by Frank Conrad to introduce Ordinance No. 006-2010 with public hearing scheduled for July 26, 2010 at 7:30 P.M. During roll call vote all five Committee members voted in the affirmative.

**TOWNSHIP OF UPPER**

**CAPE MAY COUNTY**

O R D I N A N C E

ORDINANCE NO. 006-2010

AN ORDINANCE VACATING A PORTION OF THAT PAPER STREET KNOWN AS THE  
ALLEY IN BLOCK 827 ADJACENT TO LOT 3, WITHIN THE TOWNSHIP OF UPPER,  
COUNTY OF CAPE MAY AND STATE OF NEW JERSEY

---

WHEREAS, N.J.S.A. 40:67-1 authorizes the Governing Body of a municipality to adopt an Ordinance, among other things, to vacate any street, highway, lane, alley, square, place or park, or any part thereof, dedicated to public use but not accepted by the municipality, whether or not the same, or any portion, has been actually opened or improved; and

WHEREAS, Jeffrey S. Rue, Christine F. Rue, Robert J. Fagan, Sr. and Rose L. Fagan are the owners of Block 827, Lots 2 and 3 and have requested that the Township vacate a portion of a certain street described in this Ordinance and have agreed to pay the costs incurred by the Township to vacate said alley; and

WHEREAS, the Township Committee has duly considered the matter and it appears reasonable to agree to the request since there is no present or foreseeable need or intention to utilize said roadway; and

WHEREAS, it is deemed to be in the public interest to vacate a portion of Atlantic Avenue within the Township of Upper, as hereinafter provided.

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Upper, in the County of Cape May and State of New Jersey, as follows:

SECTION 1: The public right in, along, upon and over the following described land is hereby vacated, surrendered and extinguished:

Description  
Vacation of Portion of Alley  
In Tax Block 827  
as shown on Tax Map Sheet No. 33.01  
Strathmere Section of  
Township of Upper

BEGINNING in the Southwesterly line of Randolph Avenue 148.8 feet Northeasterly from the Southeasterly line of Bayview Drive and at the Northeasterly corner of Lot 3 in Block 827 extending Southwesterly along Lot 3 in Block 827 a distance of 100 feet to a point also being the common property corner of Lot 3 and 5 in Block 827; then 10 feet Southeasterly across said alley to a point in the Northwesterly property line of Lot 4 in Block 827; then 100 feet in a Northeasterly direction along

the Northwesterly property line of Lot 4 to a point in the Southwesterly line of Randolph Avenue; then 10 feet in a Northwestwardly direction along the Southwesterly line of Randolph Avenue to the point of beginning.

SECTION 2: This Ordinance vacates no portion of the alley except that portion set forth and described in SECTION 1 above.

SECTION 3: EXCEPTION: This Ordinance expressly reserves and excepts from vacation all rights and privileges now possessed by public utilities, as defined in R.S. 48:2-13, and by any cable television company, as defined in the "Cable Television Act", P.L. 1972, c. 186, (C.48:5A-1, et seq.), to maintain, repair and replace their existing facilities in, adjacent to, over or under the street, highway, lane, alley, square, place or park, or any part thereof, to be vacated, as hereinabove described.

SECTION 4: REPEALER: All Ordinances or parts of Ordinances inconsistent with this Ordinance are hereby repealed to the extent of such inconsistency only.

SECTION 5: EFFECTIVE DATE: This Ordinance shall take effect immediately

upon final adoption and publication as required by law.

ATTEST:

NOTICE IS HEREBY GIVEN THAT THE FOREGOING ORDINANCE WAS INTRODUCED FOR FIRST READING AT A MEETING OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF UPPER HELD ON THE 28TH DAY OF JUNE, 2010 AND WILL BE TAKEN UP FOR CONSIDERATION AS TO FINAL ADOPTION AT A PUBLIC HEARING OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF UPPER TO BE HELD ON THE 26<sup>TH</sup> DAY OF JULY, 2010 AT 7:30 P.M. AT THE TOWNSHIP HALL, TUCKAHOE, NEW JERSEY. BY ORDER OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF UPPER.

WANDA GAGLIONE, TOWNSHIP CLERK

TOWNSHIP OF UPPER

### CORRESPONDENCE

### NEW BUSINESS

13. **Dixie McGuire--request for approval of payment plan for 2009 delinquent taxes for 170 Mill Road, Block 30 Lot 1.** It was discussed that Mrs. McGuire called earlier in the day to inform the Township that she did not want to proceed with her request at this time. Motion was made by Frank Conrad, second by Jay Newman to table this matter.
14. **Greater Tuckahoe Area Merchant's Association--request use of the Tuckahoe Beach on Sunday August 1, 2010 from 8:00 AM-2:00 PM for the 29<sup>th</sup> Annual Canoe & Kayak Race.** Motion was made by Jay Newman, second by Frank Conrad to approve the request. During roll call vote all five Committee members voted in the affirmative.
15. **Tuckahoe Area Merchants Association, request to hold raffle on August 1, 2010, at the Annual Canoe and Kayak Race, Raffle #371.** Motion was made by Jay Newman, second by Frank Conrad to approve the raffle. During roll call vote all five Committee members voted in the affirmative.
16. **Mark Kabbeko request for refund of Construction permit fees for voided permit #2009-0240 in the amount of \$991.20.** Motion was made by Jay Newman, second by Curtis Corson to approve the request. During roll call vote all five Committee members voted in the affirmative.

**17. Consideration of phone system update and replacement for municipal offices.**

Mr. Dietrich gave a brief report on a new phone-message system proposed for the Township Hall, Rescue Squad, DPW, and Recreation buildings. He reported that the Township could save 32.5% over the current phone bills.

Motion was made by Curtis Corson, second by Frank Conrad to accept the quote subject to the review of the Township Attorney. During roll call vote all five Committee members voted in the affirmative.

**UNFINISHED BUSINESS:**

**DISCUSSION**

**PAYMENT OF BILLS:**

**“I hereby move that all claims submitted for payment at this meeting be approved and then incorporated in full in the minutes of this meeting.”** Motion was made by Jay Newman, second by Frank Conrad. During roll call vote all five Committee members voted in the affirmative.

Bills submitted for payment: \$98,714.76 0.00

Payroll: \$187,436.55

**REPORT OF MUNICIPAL DEPARTMENTS:**

**18. JIF Safety Committee--Jeffrey Pierson, Assistant Safety Coordinator, Semi-Annual Analysis of the Safety Committee--2010 Activities.**

He reported that by supporting the programs recommended by the Joint Insurance Fund such as the Safety Committee, training exercises, safety programs etc., that insurance costs have dropped and there are less injuries and accidents.

**PUBLIC COMMENT**

**Lauren Harris, of 8 Evergreen Drive, Seaville**, member of the Upper Township Cheerleading Association: asked the Committee to assist them in obtaining records from a former officer of the association. Mr. Young explained that they are a private organization and not an authorized arm of the Township. The Cheerleading, Baseball, etc, Associations are authorized to operate their recreation program, use Township facilities and may receive funds from the Township for the program. The Township Committee however does not have the authority to get involved with their matters.

**Diana Blair, of 51 Evergreen Drive, Seaville**, spoke as a parent and former board member of Upper Township Cheerleading Association and read a letter into the record. The Committee discussed the issues brought forth in Ms. Blairs letter and concluded that they should be handled at the Recreation Committee level.

**Alice Teal, 224 North Shore Road, Marmora**, expressed her concern that there are no sidewalks in downtown Marmora.

**Cynthia Williams, of 4 Frances Avenue, Petersburg,** is concerned with the current Cheerleading Association and that one of the members called her employer and made untrue accusations about her. She further stated that she is seeking legal counsel because of the incident. Committee discussed that both sides should get together to mediate the issues.

### **CLOSED SESSION**

#### **19. Resolution to conduct a closed meeting pursuant to N.J.S.A. 10:4-12, from which the public shall be excluded.**

Resolution No. 154-2010  
RESOLUTION GOING INTO CLOSED SESSION

I hereby move that a resolution be incorporated into the minutes authorizing the Township Committee to enter into an executive session for the following matters pursuant to the Open Public Meetings Act:

**MATTERS:**

1. Litigation – beach lot condemnation
2. Litigation – tax appeals
3. Personnel matters
4. Contract negotiation - Jankowski
5. Contract negotiation – Banking Services Agreement

I also include in my motion the estimated time and the circumstances under which the discussion conducted in closed session can be disclosed to the public as follows:

- A. It is anticipated that the matters discussed in closed session may be disclosed to the public upon the determination of the Township Committee that the public interest will no longer be served by such confidentiality.
- B. With respect to employment and personnel matters such discussions will be made public if and when formal action is taken or when the individuals involved consent that it can be made public.
- C. With respect to contract negotiations such matters will be made public when negotiations have ceased and there is no longer a reason for confidentiality.
- D. With respect to litigation matters such discussions will be made public when litigation is complete and the applicable appeal period has expired.

Motion seconded. Frank Conrad.

During voice vote all five Township Committee members voted in the affirmative to adopt resolution.

### **RECONVENE PUBLIC PORTION OF MEETING**

Motion by Jay Newman, second by Frank Conrad during roll call vote all five Committee members present voted in the affirmative to authorize the bid for Rescue Squad Cab and Chasis subject to the

approval of the Purchasing Agent that it is under the bid threshold and authorize the lease of an ambulance for use in the interim.

### **ADJOURNMENT**

There was no further business for this evening and the meeting was adjourned at 10:30 P.M., motion by Frank Conrad, second by Jay Newman. During roll call vote, all five Committee members present voted in the affirmative. Next meeting scheduled for July 12, 2010, at 7:30 P.M.

Minutes prepared by

Wanda Gaglione, RMC  
Municipal Clerk

### **BILL LIST**

51640 06/28/10 A0006 ADVANCE TREADS INC 1,543.70 2605  
51641 06/28/10 A0030 AFTER-PROM COMMITTEE OCHS 4,600.00 2605  
51642 06/28/10 A0041 ALL ACTION WATER SPORTS, INC. 110.00 2605  
51643 06/28/10 A0070 ALBERTSONS/ACME 52.61 2605  
51644 06/28/10 A0074 ATLANTIC CARE OCCU. MEDICINE 3,745.00 2605  
51645 06/28/10 A0091 ATLANTIC CITY ELECTRIC 9,616.29 2605  
51646 06/28/10 A0109 ATLANTIC CO. M.C.A 35.00 2605  
51647 06/28/10 B0076 BOND, LAURENCE E. 1,750.44 2605  
51648 06/28/10 B0104 BRUNETTI, WALTER, SR. 460.00 2605  
51649 06/28/10 B0142 BRINKERHOFF ENVIRONMENTAL 750.00 2605  
51650 06/28/10 B0182 BRIGGS LAW OFFICE, P.C. 251.77 2605  
51651 06/28/10 B0184 BUSHONG, BRIAN 57.50 2605  
51652 06/28/10 B0193 BROSS, GEORGIE 48.00 2605  
51653 06/28/10 B0194 BARLOW, ELYSE 24.00 2605  
51654 06/28/10 B0196 BRT TECHNOLOGIES LLC 1,405.75 2605  
51655 06/28/10 B0195 BORNHARDT, SAMANTHA 24.00 2605  
51656 06/28/10 C0068 COMCAST 219.96 2605  
51657 06/28/10 C0087 CATANOSO, ERICA ROSE 24.00 2605  
51658 06/28/10 C0113 DILLENBERGER, ERIC RICKY 75.00 2605  
51659 06/28/10 C0131 CINTAS FIRST AID & SAFETY 26.89 2605  
51660 06/28/10 C0138 COASTAL MECHANICAL SYSTEMS INC 733.28 2605  
51661 06/28/10 C0143 CODY'S POWER EQUIPMENT 25.59 2605  
51662 06/28/10 C0216 COMPULAN CONSULTANTS, INC. 2,000.00 2605  
51663 06/28/10 C0223 CASA PAYROLL SERVICE 290.45 2605  
51664 06/28/10 D0040 DELTA DENTAL OF N.J. INC. 6,793.73 2605  
51665 06/28/10 D0054 DiNARDO, BRUCE 740.00 2605  
51666 06/28/10 D0127 DOUGHERTY, MICHAEL 38.50 2605  
51667 06/28/10 E0048 EDGELL, ASHLEY 48.00 2605  
51668 06/28/10 F0054 FORT DEARBORN LIFE INSURANCE 511.79 2605  
51669 06/28/10 G0004 UPPER TOWNSHIP WRESTLING ASSOC 26.25 2605  
51670 06/28/10 G0006 GARBUTT, PATRICIA A. 43.00 2605  
51671 06/28/10 G0008 GALLO GMC TRUCK SALES INC. 383.62 2605  
51672 06/28/10 G0021 GARTLAND, JOSEPH, INC. 153.04 2605  
51673 06/28/10 G0028 GENTILINI FORD 49.97 2605  
51674 06/28/10 G0096 GRUND, GEORGE 124.00 2605  
51675 06/28/10 H0005 HARNEY, JOE 500.00 2605  
51676 06/28/10 H0090 HARPER, MATTHEW 48.00 2605  
51677 06/28/10 H0138 HUSTON, STANLEY 50.00 2605  
51678 06/28/10 I0021 INTERSTATE BATTERIES 140.89 2605  
51679 06/28/10 J0033 JANKOWSKI, MATTHEW 400.00 2605  
51680 06/28/10 J0035 JOHNS, TRISTAN 14.50 2605  
51681 06/28/10 J0051 JOHNS, ERICA 48.00 2605  
51682 06/28/10 J0067 JOHNSON, BRETT 24.00 2605  
51683 06/28/10 K0007 KACZMARSKI, RICHARD 8.00 2605  
51684 06/28/10 K0068 KING, AARON 48.00 2605  
51685 06/28/10 K0069 KALINOWSKI, COREY 24.00 2605  
51686 06/28/10 L0096 LINDSAY, RUSSELL 18.00 2605  
51687 06/28/10 M0046 MASON, DAVID 114.15 2605

51688 06/28/10 M0076 MGL PRINTING SOLUTIONS 532.00 2605  
 51689 06/28/10 M0142 MASON, NICHOLAS 75.50 2605  
 51690 06/28/10 M0188 MCCARTHY TIRE SERVICE OF PHILA 890.50 2605  
 51691 06/28/10 M0190 MENDEZ, BELICIA 29.00 2605  
 51692 06/28/10 M0191 MATOUSCH, RACHAEL 36.00 2605  
 51693 06/28/10 N0034 NICHOLAS, KEN 400.00 2605  
 51694 06/28/10 N0043 NAPA AUTO PARTS OF S.JERSEY 124.27 2605  
 51695 06/28/10 N0070 NIA GROUP ASSOCIATES, LLC 2,500.00 2605  
 51696 06/28/10 O0006 OCS PRINTING 410.00 2605  
 51697 06/28/10 O0012 OCEAN CITY BD. OF EDUCATION 480.39 2605  
 51698 06/28/10 O0038 OSBORN, JAMES 164.68 2605  
 51699 06/28/10 O0044 OLIVER, JUSTIN 611.03 2605  
 51700 06/28/10 P0007 PALOMBO,RICHARD A. 276.27 2605  
 51701 06/28/10 P0032 PEDRONI FUEL CO. 2,914.82 2605  
 51702 06/28/10 P0064 PITNEY BOWES 447.96 2605  
 51703 06/28/10 P0070 POMEROY, JENNER 72.00 2605  
 51704 06/28/10 P0073 POGUE INC. 354.00 2605  
 51705 06/28/10 P0076 POSTMASTER-TUCKAHOE 184.00 2605  
 51706 06/28/10 R0030 RIGGINS, INC. 5,354.72 2605  
 51707 06/28/10 R0073 RICOH AMERICAS CORPORATION 512.10 2605  
 51708 06/28/10 R0092 RUTGERS, THE STATE UNIVERSITY 830.00 2605  
 51709 06/28/10 R0095 RODRIGUEZ, LUIS 60.00 2605  
 51710 06/28/10 S0056 SEASHORE ASPHALT CORPORATION 371.93 2605  
 51711 06/28/10 S0083 SHERWIN WILLIAMS, CO. 135.28 2605  
 51712 06/28/10 S0134 SO. JERSEY GAS COMPANY 189.17 2605  
 51713 06/28/10 S0185 STOCKTON STATE COLLEGE 26,114.13 2605  
 51714 06/28/10 S0244 SAUL, RYAN 30.00 2605  
 51715 06/28/10 T0018 TEKK COMM COMMUNICATIONS 174.50 2605  
 51716 06/28/10 T0032 THE PRESS & SUNDAY PRESS 94.05 2605  
 51717 06/28/10 T0048 TILL PAINT CO/D. FITZGERALD 308.00 2605  
 51718 06/28/10 T0052 TOWNSHIP OF DENNIS 1,000.00 2605  
 51719 06/28/10 T0067 TOWNSHIP OF UPPER PETTY CASH 47.78 2605  
 51720 06/28/10 T0074 TRANSAXLE LLC 1,307.46 2605  
 51721 06/28/10 T0094 TREASURER STATE OF NEW JERSEY 50.00 2605  
 51722 06/28/10 T0115 TURF & FARM SUPPLIES, INC. 968.00 2605  
 51723 06/28/10 T0132 TRI STATE EZ DOCK INC 370.00 2605  
 51724 06/28/10 T0153 THE TREE SURGEON, LLC 750.00 2605  
 51725 06/28/10 U0025 UNITED STATES POSTAL SERVICE 4,400.00 2605  
 51726 06/28/10 U0034 UPPER TWP.GIRLS SOFTBALL ASSOC 26.25 2605  
 51727 06/28/10 V0005 VAN EMBDEN, NATHAN, ATTORNEY 3,345.30 2605  
 51728 06/28/10 V0022 VERIZON 2,463.27 2605  
 51729 06/28/10 V0024 VAL-U AUTO PARTS L.L.C. 315.85 2605  
 51730 06/28/10 V0031 VANMETER, DONNIE 48.00 2605  
 51731 06/28/10 W0030 WEST PUBLISHING CO. 679.88 2605  
 51732 06/28/10 W0086 WYAND, GABBY 48.00 2605  
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**Total \$98,714.76**

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