

**TOWNSHIP OF UPPER
2100 TUCKAHOE ROAD
PETERSBURG, NJ 08270
CAPE MAY COUNTY
MINUTES FOR JUNE 25, 2012**

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

CALL TO ORDER

SUNSHINE ANNOUNCEMENT

SALUTE TO THE FLAG

ROLL CALL

Edward Barr	Present
Curtis Corson	Present
Antonio Inserra	Present
John “Jay” Newman	Present
Richard Palombo	Present

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

APPROVAL OF MINUTES - June 11, 2012 Regular Meeting; there are no Closed Session Minutes

Motion was made by Jay Newman, second by Tony Inserra to approve the Minutes as written. During roll call vote all five Committee members voted in the affirmative.

REPORT OF GOVERNING BODY MEMBERS

Antonio Inserra, Committeeman, spoke on the need for new trash trucks for the Public Works Department. It was discussed that all equipment and operational options need to be closely examined to ensure that trash pickup is as efficient as possible prior to deciding on the type and size of vehicle to purchase. Some features the Committee wanted to see were truck designs making the cab more accessible, as well as dual capacity trucks. It was decided to continue the discussion at the next meeting. Mr. Inserra next reported on a potential resolution for the problem regarding vehicles parking on Tuckahoe Beach. Several options were discussed, including installing barriers to prevent vehicle access. Motion was made by Curtis Corson, second by Antonio Inserra to draft an Ordinance banning all motor craft from launching at the beach and vehicles from parking on the beach. During roll call vote all five Committee members voted in the affirmative.

Jay Newman, Committeeman, reported on upcoming 4th of July events. The annual 4th of July parade will be held in Strathmere starting at 10:30 on Commonwealth Ave., and Fireworks will

begin at dusk at Amanda's Field. Mr. Newman reminded everyone that no parking will be allowed on Route 50. Plenty of parking is available in Amanda's Field. He next reported on the EMS and fire companies' calls for the past few weeks and that they have generously assisted in several other communities with emergency events in recent weeks.

OTHER REPORTS

RESOLUTIONS

1. Congratulating Charley Cossaboone on winning the Mid-Atlantic Wrestling Association National Championship.

**TOWNSHIP OF UPPER
CAPE MAY COUNTY
R E S O L U T I O N
RESOLUTION NO. 140-2012
RE: CONGRATULATING CHARLEY COSSABOONE ON WINNING THE MID-ATLANTIC
WRESTLING ASSOCIATION NATIONAL CHAMPIONSHIP**

WHEREAS, the Mid-Atlantic Wrestling Association (MAWA) National Championship started with 36 different qualifying matches throughout twelve different states with approximately 11,500 athletes competing; and

WHEREAS, seven year old Charley Cossaboone, competing in the 56 pound Bantam division, began his quest for the MAWA National Championship by winning his District qualifier at Washington Township High School; and

WHEREAS, after winning the qualifying round, Charley moved on to the MAWA Eastern Regionals Tournament, where he took 1st place in a 6-4 battle and advanced on to the Nationals; and

WHEREAS, at the National Tournament, held in Salisbury Md, Charley went on a mission, shutting out his first two opponents to advance to the semi-finals, where he then overcame his opponent in a

grueling overtime match, and then clinched the national title in his final match with an 11-2 victory; and

WHEREAS, it is appropriate that on behalf of the citizens of Upper Township we congratulate Charley on his National Championship title and celebrate the dedication, hard work and perseverance he has exemplified while becoming an elite athlete on a national level; and

NOW, THEREFORE, BE IT RESOLVED by the Township Committee, on behalf of the citizens of the Township of Upper, to congratulate Charley Cossaboone on winning the Mid-Atlantic Wrestling Association National Championship.

GIVEN UNDER OUR HANDS and the seal of the Township of Upper this 25th day of June, 2012.

Resolution No. 140 -2012

Offered by: Newman Seconded by: Inserra

Adopted: June 25, 2012

Roll Call Vote:

<u>NAME</u>	<u>YES</u>	<u>NO</u>	<u>ABSTAINED</u>	<u>ABSENT</u>
Barr	<u> x </u>	<u> </u>	<u> </u>	<u> </u>
Corson	<u> x </u>	<u> </u>	<u> </u>	<u> </u>
Inserra	<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>

2. Commemorating the Centennial of Strathmere.

**TOWNSHIP OF UPPER
CAPE MAY COUNTY
R E S O L U T I O N
RESOLUTION NO. 141-2012
RE: COMMEMORATING THE CENTENNIAL OF STRATHMERE**

WHEREAS, 2012 marks the Centennial Anniversary of Strathmere; and

WHEREAS, one hundred years ago the Pennsylvania Railroad advertised a special train excursion to participate in a contest to

name what was then described as a "wind-caressed, sunbathed vacationland supreme..where Corson's Inlet Meets the Combers"; and

WHEREAS, the winner of that contest, who unfortunately is unknown, chose the name of Strathmere, which some believe to mean "land along the sea"; and

WHEREAS, spanning 1½ miles of the New Jersey coastline, the Strathmere section of Upper Township has long been treasured by fishermen, beach-goers and families alike, who come to enjoy its quiet peaceful atmosphere and natural beauty; and

WHEREAS, to honor this special occasion, a Centennial Fourth of July Parade will be held on July 4th 2012; and

WHEREAS, it is appropriate that on behalf of the residents of Strathmere we commemorate this historic occasion; and

NOW, THEREFORE, BE IT RESOLVED by the Township Committee, on behalf of the citizens of the Township of Upper, to congratulate the residents of Strathmere and join with them in celebrating their Centennial Anniversary.

GIVEN UNDER OUR HANDS and the seal of the Township of Upper this 25th day of June, 2012.

Resolution No. 141 -2012

Offered by: Corson

Seconded by: Newman

Adopted: June 25, 2012

Roll Call Vote:

<u>NAME</u>	<u>YES</u>	<u>NO</u>	<u>ABSTAINED</u>	<u>ABSENT</u>
Barr	<u> x </u>	<u> </u>	<u> </u>	<u> </u>
Corson	<u> x </u>	<u> </u>	<u> </u>	<u> </u>
Inserra	<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>

3. Appointing Mark Newman and Christopher Vliet as part-time employees to the Upper Township Division of Emergency Medical Services.

**TOWNSHIP OF UPPER
CAPE MAY COUNTY
RESOLUTION
RESOLUTION NO. 142-2012
RE: APPOINTING MARK NEWMAN AND CHRISTOPHER VLIET
AS PART-TIME EMPLOYEES
TO THE UPPER TOWNSHIP DIVISION OF EMERGENCY MEDICAL SERVICES**

WHEREAS, a need exists to appoint qualified personnel as part-time employees to the Upper Township Division of Emergency Medical Services to insure optimal operation; and

WHEREAS, a recommendation has been made to the Township Committee and duly considered at the meeting of June 11, 2012; and

WHEREAS, each individual’s appointment is conditioned upon successful completion of a background check, drug and alcohol testing, and Civil Service review; 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. Mark Newman and Christopher Vliet are hereby conditionally appointed as members of the Division of Emergency Medical Services in a part-time position effective immediately at a rate of \$13.00 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 11, 2012.

Resolution No. 142 -2012

Offered by: Corson

Seconded by: Barr

Adopted: June 25, 2012

Roll Call Vote:

<u>NAME</u>	<u>YES</u>	<u>NO</u>	<u>ABSTAINED</u>	<u>ABSENT</u>
Barr	<u> x </u>	<u> </u>	<u> </u>	<u> </u>
Corson	<u> x </u>	<u> </u>	<u> </u>	<u> </u>
Inserra	<u> </u>	<u> </u>	<u> x </u>	<u> </u>
Newman	<u> </u>	<u> </u>	<u> x </u>	<u> </u>

Palombo x _____

4. Appointing Michael Szekely as part-time seasonal employee to the Upper Township Public Works Department.

**TOWNSHIP OF UPPER
CAPE MAY COUNTY
R E S O L U T I O N
RESOLUTION NO. 143-2012
RE: APPOINTING MICHAEL SZEKELY AS PART-TIME SEASONAL EMPLOYEE
TO THE UPPER TOWNSHIP PUBLIC WORKS DEPARTMENT**

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

WHEREAS, a recommendation has been made to the Township Committee and duly considered at the meeting of June 11, 2012; 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. Michael Szekely is hereby appointed to a part-time seasonal position pending successful pre-employment testing at an hourly rate of \$10.50 in accordance with the Salary Ordinance.

3. This Resolution ratifies, confirms and approves action taken by the Township Committee at the meeting of June 11, 2012.

Resolution No. 143 - 2012

Offered by: Newman

Seconded by: Inserra

Adopted: June 25, 2012

Roll Call Vote:

<u>NAME</u>	<u>YES</u>	<u>NO</u>	<u>ABSTAINED</u>	<u>ABSENT</u>
Barr	<u> x </u>	<u> </u>	<u> </u>	<u> </u>
Corson	<u> x </u>	<u> </u>	<u> </u>	<u> </u>
Inserra	<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 2012 Season Beach Patrol Personnel.

TOWNSHIP OF UPPER
CAPE MAY COUNTY
R E S O L U T I O N
RESOLUTION NO. 144-2012
RE: APPOINTING THE 2012 SEASON BEACH PATROL PERSONNEL

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:

RETURNING GUARD

Catherine Tobiasen \$11.75 per hour

ROOKIE GUARDS

William Massey	\$10.25 per hour
Tyler Baldi	\$10.25 per hour
Kristi Taylor Hennesseey	\$10.25 per hour
Amanda Eller	\$10.25 per hour
Samuel Palombo	\$10.25 per hour
Griffin Grimes	\$10.25 per hour

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. 144-2012

Offered by: Newman

Seconded by: Barr

Adopted: June 25, 2012

Roll Call Vote:

<u>NAME</u>	<u>YES</u>	<u>NO</u>	<u>ABSTAINED</u>	<u>ABSENT</u>
Barr	<u> x </u>	<u> </u>	<u> </u>	<u> </u>
Corson	<u> x </u>	<u> </u>	<u> </u>	<u> </u>
Inserra	<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. Re-appointment of Michelle H. Johnson as Deputy Tax Assessor, with tenure, for the Township of Upper commencing July 1, 2012.

**TOWNSHIP OF UPPER
CAPE MAY COUNTY
RESOLUTION
RESOLUTION NO. 145-2012
RE: RE-APPOINTMENT OF MICHELLE H. JOHNSON AS
DEPUTY TAX ASSESSOR, WITH TENURE, FOR THE TOWNSHIP OF UPPER
COMMENCING JULY 1, 2012.**

WHEREAS, N.J.S.A. 40A:9-148 establishes the term of the Deputy Tax Assessor as four (4) years from the first day of July and further provides that the Deputy Tax Assessor hold a tax assessor certificate; and

WHEREAS, Michelle H. Johnson was appointed to serve as Deputy Tax Assessor for the Township of Upper commencing August 30,2007 to June 30, 2012 for a four-year term in accordance with the terms of N.J.S.A 40A:9-148 et seq.; and

WHEREAS, the New Jersey Division of Taxation has directed and determined that this is a tenure appointment; and

WHEREAS, the Township Committee has duly considered the matter and has determined that Michelle H. Johnson, C.T.A., the current Deputy Tax Assessor, possesses all of the requisite qualifications for re-appointment to said position as required by law; and

WHEREAS, Michelle H. Johnson, C.T.A., shall be re-appointed to a second four (4) year term effective July 1, 2012, thereby establishing tenure with the Township of Upper.

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 statements of the preamble above are incorporated herein by this reference.
2. Michelle H. Johnson, C.T.A., is hereby re-appointed Deputy Tax Assessor for the Township of Upper, thereby establishing tenure, effective July 1, 2012.
3. A certified copy of this Resolution sealed with the seal of the Township of Upper shall be conclusive evidence of the re-appointment of Tax Assessor for the term prescribed by law.

Resolution No. 145-2012

Offered by: Corson Seconded by: Barr

Adopted: June 25, 2012

Roll Call Vote:

<u>NAME</u>	<u>YES</u>	<u>NO</u>	<u>ABSTAINED</u>	<u>ABSENT</u>
Barr	<u>x</u>	___	___	___
Corson	<u>x</u>	___	___	___
Inserra	<u>x</u>	___	___	___

Newman x ___ ___ ___
 Palombo x ___ ___ ___

7. Authorizing a Building Permit refund in the amount of \$270.00 to Breunig Contracting.

**TOWNSHIP OF UPPER
 CAPE MAY COUNTY
 R E S O L U T I O N
 RESOLUTION NO. 146-2012
 RE: AUTHORIZING A BUILDING PERMIT REFUND
 IN THE AMOUNT OF \$270.00 TO BREUNIG CONTRACTING**

WHEREAS, Breunig Contracting has applied for and was issued a building permit; and

WHEREAS, the contracted work was then cancelled and the building permit was voided; and

WHEREAS, it has been recommended by the Upper Township Construction Official that a refund of the permit fees, minus nonrefundable State fees and certain nonrefundable fees for plan reviews already performed, be given in the amount of \$270.00.

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Upper in the County of Cape May, that the Municipal Clerk is hereby directed to take such corrective action as indicated below.

Resolution No. 146-2012

Offered by: Inserra

Seconded by: Corson

Adopted: June 25, 2012

Roll Call Vote:

NAME	YES	NO	ABSTAINED	ABSENT
Barr	<u> x </u>	___	___	___
Corson	<u> x </u>	___	___	___
Inserra	<u> x </u>	___	___	___
Newman	___	___	<u> x </u>	___
Palombo	<u> x </u>	___	___	___

Refund-Breunig Contracting-Voided Permit #2012-0058

Building fee:	\$185.00 - \$37.00	=	\$148.00
Electric fee:	\$ 78.00 - \$16.00	=	<u>\$ 62.00</u>
Sub-total:	\$263.00 - \$53.00	=	\$210.00
DCA fee:	\$ 11.00 Non-Refundable		-0-
Certificate of Occupancy fee:		=	<u>\$ 60.00</u>

Total Refund \$270.00

- 8. A resolution supporting the Cape May County Municipal Utilities Authority proposed conversion of the Cape May County Intermediate Processing facility to single stream recycling.**

**TOWNSHIP OF UPPER
CAPE MAY COUNTY
RESOLUTION
RESOLUTION NO. 147 -2012**

**RE: A RESOLUTION SUPPORTING THE CAPE MAY COUNTY MUNICIPAL UTILITIES
AUTHORITY PROPOSED CONVERSION OF THE CAPE MAY COUNTY INTERMEDIATE
PROCESSING FACILITY TO SINGLE STREAM RECYCLING**

WHEREAS, the Cape May County Municipal Utilities Authority (“CMCMUA”) currently operates the Cape May County Intermediate Processing Facility (“IPF”) to receive, sort, upgrade and market IPF Recyclables collected by all municipalities in Cape May County; and

WHEREAS, municipal collection of IPF Recyclables has used two separate containers (known as dual stream) to accommodate the operation of the IPF since 1990; and

WHEREAS, the CMCMUA has solicited the opinion and commitment of Cape May County’s municipalities to change their municipal source separation and recycling program and the County IPF to single stream, whereby all IPF Recyclables would be placed in a single container for municipal collection; and

WHEREAS, the switch from dual stream to single stream recycling in other municipalities in New Jersey has been shown to increase the quantity of materials recycled; and

WHEREAS, increased recycling conserves additional natural resources, conserves energy, reduces pollution, and extends the life of Cape May County's only operating landfill; and

WHEREAS, implementation of single stream recycling will reduce municipal expenditures by collection of recyclables from a single recycling container instead of the current dual stream system; and

WHEREAS, the Shared Services Agreement for Solid Waste and Recycling executed between the Township of Upper and the CMCMUA requires that all net revenue from the operation of the IPF be rebated to the County's municipalities in proportion to the total tons recycled by each municipality; and

WHEREAS, single stream recycling presents the potential for each of the County's municipalities to receive additional revenue in rebates from the CMCMUA, and from the State of New Jersey under the Recycling Tonnage Grant Program, as a result of any increased recycling tonnage; and

WHEREAS, any increased recycling tonnage realized by the conversion to single stream recycling will save the municipality landfill disposal costs through the avoidance of tipping fees for every additional ton, or portion thereof, recycled; and

WHEREAS, single stream collection and processing makes recycling easier for the residents, visitors, and businesses of the Township of Upper; and

WHEREAS, the Township of Upper considers single stream recycling to be in the best interests of the municipality and its residents, visitors, and businesses.

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 of the Township of Upper does, hereby, endorse the concept of converting from dual stream recycling to single stream recycling, for both the municipal recycling program and the County-wide recycling program, including the IPF.

3. The CMCMUA is urged to expeditiously proceed with the renovation of the IPF to enable the facility to handle and process single stream recyclables.

4. A copy of this Resolution shall be forwarded to the CMCMUA.

Resolution No. 147 -2012

Offered by: Corson Seconded by: Barr

Adopted: June 25, 2012

Roll Call Vote:

<u>NAME</u>	<u>YES</u>	<u>NO</u>	<u>ABSTAINED</u>	<u>ABSENT</u>
Barr	<u>x</u>	___	___	
Corson	<u>x</u>	___	___	
Inserra	<u>x</u>	___	___	
Newman	<u>x</u>	___	___	
Palombo	<u>x</u>	___	___	

- 9. Authorizing the acceptance of a 2-year Maintenance Bond of Owner and/or Developer Kristina A. Wright; Subdivision: Extension of McDaniels Court Property: Block 348, Lot 84.**

TOWNSHIP OF UPPER

CAPE MAY COUNTY

RESOLUTION

RESOLUTION NO. 148-2012

RE: AUTHORIZING THE ACCEPTANCE OF A 2-YEAR MAINTENANCE BOND OF

OWNER AND/OR DEVELOPER: KRISTINA A. WRIGHT

SUBDIVISION: Extension of McDaniels Court

PROPERTY: BLOCK 348, LOT 84

WHEREAS, Kristina A. Wright (hereinafter "Developer"),
has heretofore requested acceptance of a Maintenance Bond for
the major subdivision project known as "Extension of McDaniels
Court"; and

WHEREAS, Developer has completed all work in
conformance with the plans and specifications for the project
known as Extension of McDaniels Court Major Subdivision as
certified and inspected by the Township Engineer; and

WHEREAS, Developer is required to furnish a Maintenance Bond for the aforesaid project; and

WHEREAS, said Maintenance Bond shall be for two (2) years in an amount equal to 15% of the original construction value of \$89,077.50 or \$13,361.62 in accordance with the Township of Upper Municipal Ordinance No. 19 of 1989;

WHEREAS, pursuant to N.J.S.A. 40:55D-53, the Developer is required to post a maintenance bond; and

WHEREAS, the Developer has presented to the Township a Maintenance Guaranty as follows:

Maintenance Surety Bond

Principal: Kristina A. Wright
1581 Route 50
Woodbine, NJ 08270

Bond Amount Cash: \$ 13,361.62

Bond Date: June 12, 2012

WHEREAS, the Municipal Attorney has reviewed the Maintenance Guaranty and has determined that the same complies with the New Jersey Statutes and the Township Ordinances applicable thereto and has recommended the acceptance of same by the Township Committee;

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 Surety Bond described in this Resolution is hereby accepted and approved.

3. All Township officials and officers are hereby authorized and empowered to take all actions deemed necessary or advisable to carry into effect the intent and purpose of this Resolution.

Resolution No.148-2012

Offered by: Corson

Seconded by: Inserra

Adopted: June 25, 2012

Roll Call Vote:

<u>NAME</u>	<u>YES</u>	<u>NO</u>	<u>ABSTAINED</u>	<u>ABSENT</u>
Barr	<u>x</u>	<u> </u>	<u> </u>	<u> </u>
Corson	<u>x</u>	<u> </u>	<u> </u>	<u> </u>
Inserra	<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. Adopting revisions to the Upper Township Supervisor's Personnel Policies and Procedures Manual and Employee Handbook to include an AED program.

**TOWNSHIP OF UPPER
CAPE MAY COUNTY
RESOLUTION
RESOLUTION NO. 149 -2012**

**RE: ADOPTING REVISIONS TO THE UPPER TOWNSHIP SUPERVISOR'S
PERSONNEL POLICIES AND PROCEDURES MANUAL AND EMPLOYEE
HANDBOOK TO INCLUDE AN AED PROGRAM**

WHEREAS, the Township Committee of the Township of Upper has determined there is a need to adopt revisions to the Township's Personnel Policies, Supervisor's Personnel Policies and Procedures Manual and Employee Handbook to establish the AED Program; and

WHEREAS, the Township Committee of the Township of Upper has reviewed and approved such revisions attached hereto as Exhibit A; and

WHEREAS, the Township Committee has determined that these revisions should be adopted to amend the existing Township Supervisor’s Personnel Policies and Procedures Manual and the Employee Handbook; 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 revisions to the Supervisor’s Personnel Policies and Procedures Manual and Employee Handbook set forth in the attached Exhibit A are hereby adopted and approved and modify the existing personnel policies, procedures, manuals and handbooks of the Township. Said revisions shall be incorporated into Section Seven dealing with the Upper Township Division of Emergency Medical Services.
3. All Township officials and officers are hereby authorized and empowered to take all action deemed necessary or advisable to carry into effect the intent and purpose of this Resolution.

Resolution No. 149 - 2012

Offered by: Corson

Seconded by: Newman

Adopted: June 25, 2012

Roll Call Vote:

<u>NAME</u>	<u>YES</u>	<u>NO</u>	<u>ABSTAINED</u>	<u>ABSENT</u>
Barr	<u>x</u>	___	___	___
Corson	<u>x</u>	___	___	___
Inserra	<u>x</u>	___	___	___
Newman	<u>x</u>	___	___	___
Palombo	<u>x</u>	___	___	___

11. Authorizing the Upper Township Tax Collector to extend the 3rd quarter grace period.

**TOWNSHIP OF UPPER
CAPE MAY COUNTY
RESOLUTION**

Resolution No. 150-2012
AUTHORIZING THE UPPER TOWNSHIP TAX COLLECTOR
TO EXTEND THE 3RD QUARTER GRACE PERIOD

WHEREAS, the tax rate or bills were not received in time to meet the statutory mailing and due dates, the grace period for the 3rd quarter of 2012 which is 10 days, will be extended to meet the statutory requirements as per N.J.S.A. 54:4-66.3d . (N.J.S.A.54:4-67) By law, the bills must be mailed 25 days prior to due date.

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Upper, Cape May County, that in accordance with the law the third quarter of 2012 shall not be subject to interest until 25 days after mailing. Anyone paying after the extended grace period shall pay interest from the due date of August 1st.

Resolution No. 150 -2012
 Offered by: Newman
 Adopted: June 25, 2012

Seconded by: Corson

Roll Call Vote:

<u>NAME</u>	<u>YES</u>	<u>NO</u>	<u>ABSTAINED</u>	<u>ABSENT</u>
Barr	<u> x </u>	<u> </u>	<u> </u>	<u> </u>
Corson	<u> x </u>	<u> </u>	<u> </u>	<u> </u>
Inserra	<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>

ORDINANCES

CORRESPONDENCE

NEW BUSINESS

UNFINISHED BUSINESS:

DISCUSSION

PAYMENT OF BILLS:

12. "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 Richard Palombo second by Jay Newman to approve all bills submitted for payment. During roll call vote all five Committee members voted in the affirmative.

Payroll: \$ 179,318.90
Bills approved for payment: \$ 269,834.43

REPORT OF MUNICIPAL DEPARTMENTS:

13. Tax Assessor

Reports are available in the Clerk's Office.

PUBLIC COMMENT

Roger VanOrder, 29 Luke Court: discussed concerns with the possibility of the Township eliminating employees if they go from a three-person trash truck to two-person trash truck.

Russell Morano, 5 Red Oak Drive, Marmora: discussed concerns with rising property taxes and with the traffic along Route 9 and Roosevelt Blvd.

CLOSED SESSION

Resolution to conduct a closed meeting pursuant to N.J.S.A. 10:4-12, from which the public shall be excluded. The following resolution was read into the record by Jay Newman.

TOWNSHIP OF UPPER
CAPE MAY COUNTY
RESOLUTION NO. 151-2012
MOTION GOING INTO CLOSED SESSION
June 25, 2012

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 – Township of Upper v. Sansone
2. Litigation – Township of Upper v. Yank
3. Litigation – Tax appeals
4. Litigation – Grubb v. Township of Upper
5. Contract negotiation – Lease Agreement with Upper Township Rescue Squad
6. Contract negotiation – Shared Services Agreement with Corbin City for EMS Services and EMS billing
7. Contract negotiation – Shared Services Agreement with Cape May County

for Vehicle Fleet Maintenance

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.

Moved by Jay Newman

Seconded by Curtis Corson

During roll call vote all five Committee members present voted in the affirmative.

RECONVENE PUBLIC PORTION OF MEETING

ADJOURNMENT

**Please note—the order of the agenda may be changed at the discretion of the Township Committee.

There was no further business for this evening and the meeting was adjourned at 9:10 P.M. Next meeting scheduled for July 9, 2012 at 7:30 P.M.

Minutes prepared by

Wanda Gaglione, RMC
Municipal Clerk

Bill List

57766 06/25/12 A0018 ACTION SUPPLY INC. 753.10 2733
57767 06/25/12 A0020 ACU-THERM SUPPLY CO.,INC. 650.40 2733
57768 06/25/12 A0030 AFTER-PROM COMMITTEE OCHS 5,000.00 2733
57769 06/25/12 A0070 ALBERTSONS/ACME 50.00 2733
57770 06/25/12 A0091 ATLANTIC CITY ELECTRIC 3,160.28 2733
57771 06/25/12 A0134 ANSELL ZARO GRIMM & AARON, PC 875.00 2733
57772 06/25/12 A0137 ADVANTAGE EQUIPMENT SERVICE 682.50 2733
57773 06/25/12 A0167 HESS CORPORATION 1,585.96 2733
57774 06/25/12 A0168 ATLANTIC CRANKSHAFT 245.00 2733
57775 06/25/12 B0031 BAINBRIDGE, J.P. & ASSOCIATES 2,465.00 2733
57776 06/25/12 B0160 BONNER, ROSEMARY 30.00 2733
57777 06/25/12 B0178 BUGANSKI,PETER R. 69.98 2733
57778 06/25/12 B0208 BREUNIG CONTRACTING 270.00 2733

57779 06/25/12 C0048 CAPE MAY COUNTY MUA 35,199.71 2733
57780 06/25/12 C0068 COMCAST 239.32 2733
57781 06/25/12 C0140 CODED SYSTEMS 4,479.20 2733
57782 06/25/12 C0143 CODY'S POWER EQUIPMENT 71.98 2733
57783 06/25/12 C0201 CRUZAN'S TRUCK SERVICE INC. 1,379.26 2733
57784 06/25/12 C0223 CASA PAYROLL SERVICE 309.95 2733
57785 06/25/12 C0247 CMRS-FP 2,000.00 2733
57786 06/25/12 D0015 DAN'S WELDING 68.00 2733
57787 06/25/12 D0040 DELTA DENTAL OF N.J. INC. 7,096.51 2733
57788 06/25/12 D0096 DELL MARKETING L.P. 768.99 2733
57789 06/25/12 E0012 EHRLICH PEST CONTROL INC 234.06 2733
57790 06/25/12 E0047 EFINGER SPORTING GOODS CO 144.00 2733
57791 06/25/12 G0014 GARDEN STATE HWY PRODUCTS INC. 150.00 2733
57792 06/25/12 G0030 GENERAL SPRING SERVICE 1,379.44 2733
57793 06/25/12 G0035 GENRON FIRE PROTECTION 265.00 2733
57794 06/25/12 G0146 Green Door Advisors LLC 6,873.00 2733
57795 06/25/12 G0147 GREATAMERICA LEASING CORP. 176.97 2733
57796 06/25/12 H0002 H.A. DEHART & SON CORP. 4,323.11 2733
57797 06/25/12 H0018 HAROLD RUBIN/L & H SUPPLY 67.08 2733
57798 06/25/12 H0022 HR DIRECT 107.04 2733
57799 06/25/12 H0073 HOME DEPOT CRC/GECF 341.71 2733
57800 06/25/12 H0095 HORIZON BCBSNJ 124,810.44 2733
57801 06/25/12 H0135 HANSON AGGREGATES, INC. 2,437.80 2733
57802 06/25/12 J0041 JONES, JAMES M. 150.00 2733
57803 06/25/12 J0064 JOHN DEERE LANDSCAPES, INC. 848.40 2733
57804 06/25/12 L0031 LORCO PETROLEUM SERVICES 50.00 2733
57805 06/25/12 L0040 LEA, SHELLEY 13.88 2733
57806 06/25/12 L0080 LOWES, INC. 39.86 2733
57807 06/25/12 L0087 LINE SYSTEMS INC 4,328.98 2733
57808 06/25/12 M0174 MCAFEE MEGAN 17.57 2733
57809 06/25/12 M0188 MCCARTHY TIRE SERVICE OF PHILA 1,346.25 2733
57810 06/25/12 M0193 MAYNE, MICHAEL 78.00 2733
57811 06/25/12 M0221 MARTINELLI, STEPHEN C LANDSRVY 3,500.00 2733
57812 06/25/12 N0043 NAPA AUTO PARTS OF S.JERSEY 401.24 2733
57813 06/25/12 N0052 NATL YOUTH SPORTS COACHED ASSN 60.00 2733
57814 06/25/12 O0006 SJSORE MARKETING,LLC 436.04 2733
57815 06/25/12 O0012 OCEAN CITY BD. OF EDUCATION 520.96 2733
57816 06/25/12 P0008 PALMER, NANCY 30.00 2733
57817 06/25/12 P0032 PEDRONI FUEL CO. 2,402.60 2733
57818 06/25/12 P0073 POGUE INC. 1,931.00 2733
57819 06/25/12 P0121 PENGUIN COMMUNICATION LLC 74.40 2733
57820 06/25/12 Q0010 QUINLAN WELL DRILLING 8,215.00 2733
57821 06/25/12 R0030 RIGGINS, INC. 5,984.79 2733
57822 06/25/12 S0001 SAM'S CLUB 49.20 2733
57823 06/25/12 S0020 AM SAN 390.42 2733
57824 06/25/12 S0092 SHONE, LEROY 50.00 2733
57825 06/25/12 S0113 SMITH, THOMAS G. 736.50 2733
57826 06/25/12 S0134 SO. JERSEY GAS COMPANY 185.59 2733
57827 06/25/12 S0185 STOCKTON STATE COLLEGE 17,456.32 2733
57828 06/25/12 S0196 STEWART BUSINESS SYSTEMS LLC 117.45 2733
57829 06/25/12 S0204 SAFETY DOWN UNDER, INC. 2,150.00 2733
57830 06/25/12 S0209 STAPLES ADVANTAGE 87.47 2733
57831 06/25/12 T0028 TRACTOR SUPPLY COMPANY CREDIT 491.97 2733
57832 06/25/12 T0032 THE PRESS & SUNDAY PRESS 837.90 2733
57833 06/25/12 T0048 TILL PAINT CO/D. FITZGERALD 208.00 2733
57834 06/25/12 T0074 TRANSAXLE LLC 175.50 2733
57835 06/25/12 T0097 TRICO EQUIPMENT INC. 613.40 2733
57836 06/25/12 T0132 TRI STATE EZ DOCK INC 172.00 2733
57837 06/25/12 U0029 UPPER TOWNSHIP BD.OF EDUCATION 275.32 2733
57838 06/25/12 V0024 VAL-U AUTO PARTS L.L.C. 485.94 2733
57839 06/25/12 W0038 WILLIAMS, JEREMIAH J. 44.99 2733
57840 06/25/12 W0050 WIRELESS ELECTRONICS, INC. 5,880.00 2733
57841 06/25/12 W0085 WOODY, LESTER 237.70 2733
Total Paid: \$269,834.43