

**TOWNSHIP OF UPPER
2100 TUCKAHOE ROAD
PETERSBURG, NJ 08270
CAPE MAY COUNTY
MINUTES FOR DECEMBER 17, 2012**

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

CALL TO ORDER

SUNSHINE ANNOUNCEMENT

SALUTE TO THE FLAG

Mayor Palombo requested a moment of silence for the victims of the Newtown Connecticut school shooting, and asked that the families be kept in our prayers.

ROLL CALL

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

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

APPROVAL OF MINUTES - **December 3, 2012 Regular Meeting and Closed Session Minutes**- Motion was made by Ed Barr, seconded by Anthony Inserra. During roll call vote all five Committee members voted in the affirmative.

REPORT OF GOVERNING BODY MEMBERS

Edward Barr, Committeeman, reported that the Township will be holding free Rabies Clinics on January 26, 2013 and February 23, 2013 at Shore Veterinarians from 1-3 pm. The information will be posted on UTTV and the Township website.

Anthony Inserra, Committeeman, reported that the retired Marmora Postmaster, Stephen Wolicki, has lent his assistance to the Township’s Zip Code Consolidation request. The Township has also requested the assistance of Congressman LoBiondo.

Richard Palombo, Mayor, reported on a few meetings he has attended in order to update residents on future and upcoming projects and plans for the Township. Later in the meeting Mayor Palombo reported that the residents in Strathmere are having difficulty with their insurance claims from the storm, and asked the Township Engineer to reach out to his FEMA contacts for any assistance. Ted Kingston, Strathmere, stated that the delays are not from FEMA but from the insurance companies. Lynn Fayter, Strathmere, stated that there are strict timeframes the NFIP has to adhere to for reimbursement, and if those time frames have been extended then that information has to be published, which has not happened. She stated that most residents have had their adjusters come out and have yet to receive a response several weeks later. The Township attorney recommended that the Township should reach out to Congressman LoBiondo for assistance with the NFIP.

OTHER REPORTS

Barbara Young, Municipal Clerk, reminded everyone that the Municipal Offices will be closed for the holidays on Tuesday December 25 and then again on December 31. Trash pickup will resume on the Wednesday following each holiday, and recycling collection will resume on January 9, 2013. She next reported that the 2013 Reorganization meeting will be on January 4, 2013 at 6:30.

Daniel Young, Municipal Attorney, reported that the Township has received a request from Ralph and Deanna Holt to waive the filing and application fees for a Zoning Board application the Holt's have filed. Mr. Young advised that the Township Committee does not have the legal authority to waive the fees. Motion by Jay Newman, seconded by Curtis Corson, to deny the request. During roll call vote, Mr. Barr, Mr. Corson, and Mr. Newman voted in the affirmative. Mayor Palombo and Mr. Inserra abstained due to conflict. Mr. Young next reported that there a number of matters for closed session; a personnel matter, a litigation matter, and several contract negotiation matters.

Paul Dietrich, Township Engineer, gave an update on the FEMA public assistance reimbursement. FEMA has approved two of the project worksheets, and reimbursement for the debris removal will hopefully be approved soon. He next reported on a meeting he attended at the County OEM regarding hazard mitigation grant money available from the State and FEMA. Mr. Dietrich will be submitting three grant applications. First, an emergency generator at the Rescue Squad, and upgrading the two generators at the Primary and Elementary school so that the generators would be able to power a full shelter operation during an emergency. Second, assistance for residents in flood affected zones to help elevate their homes. Third, stormwater control along Bayview Drive in Strathmere to help alleviate consistent flooding issues. Mr. Dietrich next reported that FEMA has issued their Advisory Base Flood Elevations. He was directed to link the information on the Township website. Mr. Dietrich advised that the Base Flood Elevations (BFE) are only advisory at this time, however, under new law the grandfathering clause has been removed, so that all homes within the area of a flood zone or elevation zone change will be assessed rates based on the new changes, which could cause a significant increase in their flood insurance rates. It was stated that the Construction Official must inform all construction permit applicants of the proposed BFE changes. It was advised that the Planning Board be asked to look at recommending an Ordinance allowing property owners who are making improvements to their property to address flood issues, be allowed to do so without having to address any pre-existing nonconforming setback issues. Motion by Curtis Corson, seconded by Anthony Inserra, to request the Planning Board to look into this issue. During roll call vote all five Committee Members voted in the affirmative. A resolution will be placed on the next agenda. Mr. Dietrich then gave an update on the leaf collection throughout the Township.

Barbara Spiegel, Chief Financial Officer, reported on a request from the Construction Official to extend the time permitted to use his accrued vacation time into next year. Motion by Curtis Corson, seconded by Edward Barr, to approve the request with the condition that his accrued time is used by March 1, 2013 and that it is understood that this does not establish a new policy. During roll call vote all five Committee members voted in the affirmative.

PRESENTATION

1. Power Point Presentation and Recommendation from the Trash & Recycling Subcommittee regarding the purchase of trash trucks.

John Coggins presented the findings and recommendations of the Trash & Recycling subcommittee - Purchase of three 25yd Rear Loading vehicles equipped with cart tippers, reeving hoists and GPS locating equipment; purchasing 10,000 carts; reducing the crew size to 2 per vehicle; eliminating one collection route, implementing a summer/winter collection schedule for Strathmere; incorporating bulk pickup into the daily routing by allowing one bulk item per home per pickup; rerouting commercial recycling collection to the designated area route day; and issuing sufficient carts to handle the volume of recyclables for commercial properties. Personnel whose collection positions are eliminated will be repurposed to other positions or departments with the Department of Public Works. Motion by Jay Newman, seconded by Anthony Inserra, to direct the Township Engineer and CFO to prepare Bid specifications and gather financial information according to the recommendations of the Trash & Recycling subcommittee. During roll call vote all five Committee members voted in the affirmative. Mayor Palombo thanked Mr. Coggins for volunteering his time and vast knowledge to this matter.

RESOLUTIONS

2. Accepting the 2013 Solid Waste Collection Rules and Regulations Resident Information Packet pursuant to Chapter 24 of the Revised General Ordinances of Upper Township.

**TOWNSHIP OF UPPER
 CAPE MAY COUNTY
 RESOLUTION
 RESOLUTION NO. 228-2012
 ACCEPTING THE 2013 SOLID WASTE COLLECTION
 RULES AND REGULATIONS
 RESIDENT INFORMATION PACKET PURSUANT TO CHAPTER 24 OF
 THE REVISED GENERAL ORDINANCES OF UPPER TOWNSHIP**

WHEREAS, the Township of Upper has adopted rules and regulations with regards to collection and disposal of solid waste and recyclables pursuant to Chapter 24 of the Revised General Ordinances; and

WHEREAS, the aforesaid rules and regulations are assembled into a summary entitled “Residents Information-2013” to be distributed to Township residents and attached hereto as Exhibit “A”;

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 has determined that the summary attached as Exhibit “A” is in accordance with Chapter 24 of the Revised General Ordinances of Upper Township and is hereby accepted.

Resolution No. 228 -2012
 Offered by: Corson Seconded by: Barr
 Adopted: December 17, 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>	___	___	___

3. Authorizing the Mayor and Township Clerk to submit an application for a Commercial Rentor’s License to the Legalized Games of Chance Control Commission.

**TOWNSHIP OF UPPER
 CAPE MAY COUNTY
 RESOLUTION
 RESOLUTION NO. 229-2012
 RE: AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO
 SUBMIT AN APPLICATION FOR A COMMERCIAL RENTOR’S LICENSE TO THE
 LEGALIZED GAMES OF CHANCE CONTROL COMMISSION**

WHEREAS, the Township of Upper, from time to time, has received requests from charitable organizations operating within the township to hold bingo at the Upper Township Community Center; and

WHEREAS, pursuant to N.J.S.A. 5:8-1 et. seq., the Legalized Games of Chance Control Commission (hereinafter LGCCC), prohibits the use of any building, enclosure or part thereof to be used for the purpose of operating or conducting games of chance under the Bingo Licensing Law unless and until the owner of such premise has first obtained from the Commission a Commercial Rentor’s License; and

WHEREAS, the Township Committee of the Township of Upper wishes to apply to the LGCCC for a Commercial Rentor’s License.

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 Mayor and Township Clerk of the Township of Upper are hereby authorized, directed, and empowered to sign and submit an Initial Application for Commercial Rentor’s License and all other supporting documents in connection with the application, including Form 12a (Power of Attorney).
3. The State fee in the amount of \$1,000.00 for the Commercial Rentor’s License shall be paid annually by the Township of Upper.
4. All charitable organizations based in Upper Township, registered with the LGCCC, and holding a valid identification number issued by the Commission to conduct games of chance, shall have use of the Community Center for the purposes of holding bingo at no additional cost other than the required State Bingo License fee and the Township Bingo license fee for each occasion on which any games of bingo are to be conducted under the license. Such use shall be in accordance with Chapter 26 of the Upper Township Code.
5. All Township officials, officers and employees are empowered to take such action as may be necessary or advisable in order to carry out the intent and purpose of this Resolution.

Resolution No. 229 -2012

Offered by: Newman

Seconded by: Corson

Adopted: December 17, 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>	___	___	___

4. Authorizing Shared Services Agreements with the Upper Township Fire Districts for website services.

**TOWNSHIP OF UPPER
CAPE MAY COUNTY
RESOLUTION**

RESOLUTION NO. 230-2012

**RE: AUTHORIZING SHARED SERVICES AGREEMENTS WITH THE
UPPER TOWNSHIP FIRE DISTRICTS FOR WEBSITE SERVICES**

WHEREAS, each Fire District is required to create an internet presence to provide information relating to the Fire District's business in order to comply with PL 2001, C. 167; and

WHEREAS, Upper Township Fire District No. 1, Upper Township Fire District No. 2, Upper Township Fire District No. 3, and Upper Township Fire District No. 4, have each indicated a desire to enter into a Shared Services Agreement with the Municipality for implementation and routine maintenance of a website page for each Fire District, to be linked from the Township's website page, www.uppertownship.com; and

WHEREAS, the Township of Upper has deemed it to be in the best interest of the residents of the Township of Upper to provide such services as a cost saving measure; and

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

1. **SHARED SERVICES AGREEMENTS.** Pursuant to the provisions of the Uniform Shared Services Act, N.J.S.A. 40A:65-1, et seq., the Township of Upper is hereby authorized and empowered to enter into a Shared Services Agreement with each Upper Township Fire District for the implementation and routine maintenance of a website page for each Fire District.

2. **SERVICES TO BE PROVIDED; CONTRACT.** The Shared Services Agreements authorized in paragraph 1 hereof shall cover those services, which are enumerated in said Agreements, copies of which are attached hereto and made part of this Resolution.

3. **AUTHORIZATION TO MUNICIPAL OFFICIALS.** The appropriate Township officers and officials are hereby authorized to take any action necessary or advisable to carry out the intent and purpose of this Resolution. Specifically, the Mayor and Township Clerk are hereby authorized and directed to execute such Shared Services Agreements on behalf of the Township of Upper pursuant to the authority conferred by this Resolution. The Township Clerk is further authorized and directed to seal said Agreements with the official seal of the Township of Upper.

4. COMPLIANCE WITH STATUTORY REQUIREMENTS. The Shared Services Agreements between each Upper Township Fire District and the Township of Upper shall meet and satisfy the requirements of N.J.S.A. 40A:65-1, et seq., as same may be amended and supplemented.

5. CONTRACT TERM. The term of the Agreements shall extend from January 1, 2013 to December 31, 2013. Either party may cancel the agreement upon 60 days written notice.

6. SEVERABILITY. If any section, subsection, paragraph, sentence or other part of this Resolution is adjudged unconstitutional or invalid, such judgment shall not affect, impair or invalidate the remainder of this Resolution, but shall be confined in its effect to the section, subsection, paragraph, sentence or other part of this Resolution directly involved in the controversy in which said judgment shall have been rendered and all other provisions of this Resolution shall remain in full force and effect.

7. REPEALER. All Resolutions or parts of Resolutions inconsistent herewith are hereby repealed to the extent of such inconsistency only.

8. EFFECTIVE DATE. This Resolution shall take effect immediately upon final adoption.

Resolution No. 230-2012

Offered by: Corson

Seconded by: Barr

Adopted: December 17, 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> </u>	<u> </u>	<u> X </u>	<u> </u>
Palombo	<u> X </u>	<u> </u>	<u> </u>	<u> </u>

5. Directing the distribution of the Township of Upper's net returned surplus funds held in trust by the Atlantic County Municipal Joint Insurance Fund.

**TOWNSHIP OF UPPER
CAPE MAY COUNTY
RESOLUTION**

RESOLUTION NO. 231-2012

RE: DIRECTING THE DISTRIBUTION OF THE TOWNSHIP OF UPPER'S NET RETURNED SURPLUS FUNDS HELD IN TRUST BY THE ATLANTIC COUNTY MUNICIPAL JOINT INSURANCE FUND

WHEREAS, the Township of Upper, hereinafter referred to as MUNICIPALITY, participated as a member municipality of the Atlantic County Municipal Joint Insurance Fund, hereinafter referred to as FUND, for one or more of the following FUND fiscal

years beginning January 1, 1998, January 1, 1999, January 1, 2000, January 1, 2001, January 1, 2002, January 1, 2003, January 1, 2004, January 1, 2005, January 1, 2006, January 1, 2007; and

WHEREAS, the FUND is a statutory filed municipal joint insurance fund as defined in N.J.A.C. 11:15-2.1 et seq.; and

WHEREAS, the MUNICIPALITY joined the FUND knowing that membership carries with it joint and several liability with all other member municipalities for each year of the MUNICIPALITY's membership; and

WHEREAS, the MUNICIPALITY understands that the FUND's Executive Committee are the only persons authorized in law to make decisions as to when and how much of any available statutory surplus will be released by the FUND; and

WHEREAS, the MUNICIPALITY understands that the FUND's Executive Committee are the only persons authorized in law to make decisions as to when and how much of any projected deficit will be declared as an additional assessment due to the FUND; and

WHEREAS, the MUNICIPALITY understands that Available Statutory Surplus is defined to be the amount of money in excess of the projected value of claims by line of coverage, plus an actuarially determined value for Incurred But Not Reported claims, subject to the surplus reserve calculations as defined in N.J.A.C. 11:15-4.6 et seq., and subject to review and approval by the Department of Banking and Insurance and Department of Community Affairs, State of New Jersey, prior to release by the Executive Committee of the FUND; and

WHEREAS, the MUNICIPALITY understands that it remains jointly and severally liable into perpetuity despite the earlier release of Available Statutory Surplus due to the possibility that a FUND year wherein a return of Statutory Surplus has been duly authorized could later be presented with a claim for which it could be responsible causing a demand for an additional assessment from each participating member municipality of that FUND year; and

WHEREAS, the MUNICIPALITY understands that it remains jointly and severally liable into perpetuity despite the earlier collection of an additional assessment due to the possibility that a FUND year wherein an additional assessment has been duly authorized could later be presented with a need for additional assessments from each participating member municipality of that FUND year; and

WHEREAS, the MUNICIPALITY understands that its options for directing the distribution of its net share of released Statutory Surplus to be as follows:

1. Direct the FUND to apply the MUNICIPALITY's share to the MUNICIPALITY's

premium in the next FUND fiscal year (N.J.A.C. 11:15-4.21(e)),

2. Direct the FUND to apply the MUNICIPALITY's share to the FUND's Aggregate Excess Loss Contingency Fund, which provides member municipalities with an available individual contingency balance for use in satisfying any possible need for a supplemental assessment for any year they were a member and an annual capacity to use all or a portion of a member municipality's available balance in offsetting future premiums, **or**
3. Direct the FUND to apportion the MUNICIPALITY's share as a stated dollar amount among options 1 and 2 above such that the sum total of allocated dollars equals the amount of the Net Distribution available to the MUNICIPALITY as noted above.

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 MUNICIPALITY does hereby direct the FUND to apply the full amount to the MUNICIPALITY's share of the FUND's Aggregate Loss Contingency Fund.
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. 231- 2012
Offered by: Corson
Adopted: December 17, 2012

Seconded by: Newman

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>

6. Authorizing the Mayor and Township Clerk to sign a contract with Marsh & McLennan Agency, LLC for insurance and broker consultant services.

TOWNSHIP OF UPPER

CAPE MAY COUNTY

RESOLUTION

RESOLUTION NO. 232-2012

RE: AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO SIGN A CONTRACT WITH MARSH & MCLENNAN AGENCY, LLC FOR INSURANCE AND BROKER CONSULTANT SERVICES

WHEREAS, the Township has decided to continue the services of the firm of Marsh & McLennan Agency, LLC for insurance and broker consultant services; and

WHEREAS, Marsh & McLennan Agency, LLC has submitted a proposal to the Township to provide consultant services; and

WHEREAS, the Township wishes to accept said proposal and to authorize the execution of a contract with Marsh & McLennan Agency, LLC; and

WHEREAS, the proposed contract has been reviewed and approved by the Municipal Attorney and will be on record in the office of the Township Clerk and available for public inspection; and

WHEREAS, pursuant to the Group Agreement, dated April 30, 2012, between the Township of Upper and Horizon Blue Cross Blue Shield of New Jersey, compensation for the consultant services is 3.5% and is included as part of the Health Insurance premium rates and shall be paid by Horizon Blue Cross Blue Shield of New Jersey.

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 Mayor and Township Clerk are hereby authorized, directed and empowered to execute a contract with Marsh & McLennan Agency, LLC to provide insurance and broker consultant services.
3. The term of this contract shall be for a period of one (1) year from the first day of January 2013 through December 31, 2013.
4. This Contract is awarded without competitive bidding as a professional service in accordance with N.J.S.A. 40A:11-5(1)(a) of the New Jersey Local Public Contract Law because Marsh & McLennan Agency, LLC has professional knowledge which is particularly valuable to the Township Committee and this service is acquired as a non-fair and open contract pursuant to N.J.S.A. 19:44A-2.05.

NOTICE OF CONTRACT AWARD

5. The Township Committee of the Township of Upper, State of New Jersey has awarded the contract without competitive bidding as a professional service pursuant to N.J.S.A. 40A:11-5(1)(a) to Marsh & McLennan Agency, LLC for employee benefits consultant services. This contract and the resolution authorizing same shall be available for public inspection in the office of the municipal clerk of the Township of Upper, State of New Jersey.

6. The contractor has registered with the State of New Jersey pursuant to c.57, Laws of 2004 and will provide proof of that registration to the Township of Upper.

7. A copy of this Resolution shall be published in the official newspaper of the Township of Upper within ten (10) days from the date of adoption.

8. This Resolution shall be effective as of adoption.

Resolution No. 232- 2012
Offered by: Corson
Adopted: December 17, 2012

Seconded by: Newman

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>

7. Budget Transfers.

TOWNSHIP OF UPPER

CAPE MAY COUNTY

RESOLUTION

RESOLUTION NO. 233-2012

RE: BUDGET TRANSFERS

WHEREAS, budgetary transfers between line items can be made after November 1st; and

WHEREAS, it is necessary to make transfers between certain line items of the

Municipal Budget of 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 following transfers between line items in the Municipal Budget of the Township of Upper shall be made immediately:

<u>TO</u>	<u>FROM</u>
DCRP-TOWNSHIP CONTRIBUTION	COLLECTION OF TAXES O/E
\$1,500.00	\$2,000.00
FINANCIAL ADMIN O/E	CROSSING GUARD S/W
\$2,000.00	\$1,000.00
LEGAL PROFESSIONAL SERVICES EMERGENCY MANAGEMENT O/E	
\$5,000.00	\$10,000.00
SPORTS & RECREATION O/E	1 st AID ORGANIZATION S/W

\$5,000.00	\$15,000.00
COMP ACCUMULATED ABSENCE	ROAD REPAIRS & MAINT S/W
\$30,000.00	\$30,000.00
STREET LIGHTING COSTS	MISC SURFACING OF ROADS
\$3,000.00	\$8,000.00
PERS	AFFORDABLE HOUSING O/E
\$40,000.00	\$10,000.00
ROAD REPAIRS & MAINT O/E	COMMUNITY CENTER O/E
\$8,000.00	\$8,500.00
	MISC TIPPING FEES
	\$10,000.00

Resolution No. 233- 2012
Offered by: Corson
Adopted: December 17, 2012

Seconded by: Barr

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>

8. Authorizing the Mayor and Township Clerk to execute an Agreement with AtlantiCare Regional Medical Center for Advanced Life Support Services.

TOWNSHIP OF UPPER

CAPE MAY COUNTY

R E S O L U T I O N

RESOLUTION NO. 234-2012

RE: AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO EXECUTE AN AGREEMENT WITH ATLANTICARE REGIONAL MEDICAL CENTER FOR ADVANCED LIFE SUPPORT SERVICES

WHEREAS, the Township provides emergency transport to the residents of the Township; and

WHEREAS, the Township has a need to provide Advanced Life Support Services to its residents and citizens in specific situations; and

WHEREAS, AtlantiCare Regional Medical Center will compensate the Township for each patient who is covered by Medicare/Medicaid and requires Advanced Life Support Services; and

WHEREAS, in the event that the Medicare or Medicaid rate changes during the contract period, said contract will be amended to reflect the new rate.

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 Mayor and Township Clerk are authorized to execute an agreement between the Township and AtlantiCare Regional Medical Center for Advanced Life Support Services.
3. AtlantiCare Regional Medical Center has registered with the State of New Jersey pursuant to c.57, Laws of 2004 and has provided proof of that registration to the Township of Upper.
4. A copy of this Resolution shall be published in the official newspaper of the Township of Upper within ten (10) days from the date of adoption.
5. This Resolution shall be effective as of adoption.

Resolution No. 234- 2012
 Offered by: Newman
 Adopted: December 17, 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

9. **Public Hearing and Final Adoption of Ordinance No. 014-2012 RE: AN ORDINANCE AMENDING REVISED GENERAL ORDINANCE CHAPTER XVIII (FLOOD DAMAGE CONTROL) OF THE CODE OF UPPER TOWNSHIP.**
 The Township Engineer stated that this Ordinance will allow the Township to apply for a lower class rating which would result in a lower premium on flood insurance carriers as well as lowering individual policy premiums for residents. During the public comment section of the hearing Ted Kingston, Strathmere, stated that he is opposed to this Ordinance because although the idea behind it is a good thing, the intention and reality of the Ordinance do not match. He also expressed concern on how this Ordinance will affect existing property owners. Municipal Attorney Daniel Young stated that this Ordinance does not require existing property owners to do anything. However, the federal flood program is changing to encourage people to either elevate their homes or face paying extremely high insurance premiums. This Ordinance addresses new construction and properties undergoing substantial remodeling. Lynn Fayter, Strathmere, inquired into the different aspects of the Ordinance, and disputed the assertion that the Ordinance’s definition of substantial damage at 40% is a stricter regulation than FEMA’s definition at 50%. Mr. Dietrich respectfully disagreed, and stated that he has confirmed with FEMA and the NJDEP that with this Ordinance if a storm were to occur and a property sustained 40% substantial damage they would be eligible to receive ICC coverage. The public hearing was then closed. Motion by Curtis Corson, seconded by Anthony Inserra, to adopt Ordinance 014-2012. 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. 014-2012

**RE: AN ORDINANCE AMENDING REVISED GENERAL ORDINANCE CHAPTER XVIII
(FLOOD DAMAGE CONTROL) OF THE CODE OF UPPER TOWNSHIP**

WHEREAS, the Township Planning Board prepared and adopted a Conservation Plan Element Update and Master Plan Reexamination Report on February 17, 2011 in accordance with N.J.S.A.40:55D-89; and

WHEREAS, the Township Committee desires to amend the Flood Damage Control Ordinance to provide additional flood protection to those properties located in the Special Flood Hazard Zone; and

WHEREAS, the Township wishes apply to FEMA to lower the Community Rating System (CRS) class rating which will lower flood insurance premiums; and

WHEREAS, the Township Committee referred this ordinance amendment to the Upper Township Planning Board; and

WHEREAS, the Township Planning Board reviewed and discussed the proposed ordinance amendment and adopted a resolution approving this proposed ordinance amendment finding said amendment is consistent with the Upper Township Master Plan Reexamination, as amended at their November 15, 2012 meeting; and

WHEREAS, the ordinance revisions and amendment herein are part of those recommended in connection with the periodic general reexamination of the Upper Township Master Plan as evidenced by the Master Plan Reexamination Report and Land Use Plan Amendment of January 2011, as amended; and

WHEREAS, the Township Committee finds that the ordinance revisions herein are substantially consistent with the Land Use Plan Element and Master Plan Reexamination to date;

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

SECTION 1. Chapter 18 of the Revised General Ordinances of the Township of Upper, also known as the Code of Upper Township, shall be amended and supplemented as hereinafter provided:

Add the following to **Section 18-2 Definitions**:

Substantial Damage means damage of any origin sustained by a structure whereby the cost of restoring the structure to its before damaged condition would equal or exceed 40 percent of the market value of the structure before the damage occurred. "Substantial Damage" also means flood-related damages sustained by a structure on two or more separate occasions during a 10-year period for which the cost of repairs at the time of each such flood event, on the average, equals or exceeds 25 percent of the market value (accumulative losses) of the structure before the damages occurred.

Replace the following **Section 18-2 Definitions** as follows:

Base Flood Elevation shall mean the elevation as shown on the approved FIRM for the special Flood Hazard Area of the property as determined by the administer of this chapter and shall be measured to the lowest horizontal structural member in all Flood Hazard Areas.

Substantial Improvement means any reconstruction, rehabilitation, addition, or other improvement of a structure during a 10 year period the cost of which exceeds 40 percent of the market value of the structure before the "start of construction" of the improvement. This term includes structures which have incurred "substantial damage", regardless of the actual repair work performed or "repetitive loss". The term does not, however, include either:

(a) Any project for improvement of a structure to correct existing violations of State or local health, sanitary or safety code specifications which have been identified by the local code enforcement officer and which are the minimum necessary to assure safe living conditions; or

(b) Any alteration of a "historic structure", provided that the alteration will not preclude the structure's continued designation as a "historic structure".

Add the following **Section 18-4.4:**

18-4.4 Variance Procedure

a. *Appeal Board.*

1. The Zoning Board as established by N.J.S.A. 40:55D-1 et seq. (the Municipal Land Use Law) shall hear and decide appeals and requests for variances from the requirements of this chapter, as this ordinance relates to the nature and extent of the uses of land and of buildings and structures thereon pursuant to N.J.S.A. 40:55D-6.
2. The Zoning Board shall hear and decide appeals when it is alleged there is an error in any requirement, decision, or determination made by the Construction Official in the enforcement or administration of this chapter.
3. In passing upon such applications, the Zoning Board shall consider all technical evaluations, all relevant factors, standards specified in other sections of this ordinance, and:
 - (a) The danger that materials may be swept onto other lands to the injury of others;
 - (b) The danger to life and property due to flooding or erosion damage;
 - (c) The susceptibility of the proposed facility and its contents to flood damage and the effect of such damage on the individual owner;
 - (d) The importance of the services provided by the proposed facility to the community;
 - (e) The necessity to the facility of a waterfront location, where applicable;
 - (f) The availability of alternative locations for the proposed use which are not subject to flooding or erosion damage;
 - (g) The compatibility of the proposed use with existing and anticipated development;
 - (h) The relationship of the proposed use to the comprehensive plan and flood plain management program of that area;
 - (i) The safety of access to the property in times of flood for ordinary and emergency vehicles;
 - (j) The expected heights, velocity, duration, rate of rise, and sediment transport of the flood waters and the effects of wave action, if applicable, expected at the site; and
 - (k) The costs of providing governmental services during and after flood conditions, including maintenance and repair of public utilities and facilities, such as sewer, gas, electrical and water systems and bridges.
4. Upon consideration of the factors of subsection 18-4.4a,3. and the purposes of this chapter, the Appeal Board may attach such conditions to the granting of variances as it deems necessary to further the purposes of this chapter.

5. The Construction Official shall maintain the records of all appeal actions, including technical information, and report any variances to the Federal Insurance Administration upon request.
- b. *Conditions for Variances.*
1. Generally, variances may be issued for new construction and substantial improvements to be erected on a lot of one-half (1/2) acre or less in size contiguous to and surrounded by lots with existing structures constructed below the base flood level, providing items in paragraphs (a)—(k) of subsection 18-4.4a 3., have been fully considered.
 2. Variances may be issued for the reconstruction, rehabilitation or restoration of structures listed on the National Register of Historic Places or the State Inventory of Historic Places, without regard to the procedures set forth in the remainder of this paragraph.
 3. Variances shall not be issued within any designated floodway if any increase in flood levels during the base flood discharge would result.
 4. Variances shall only be issued upon a determination that the variance is the minimum necessary, considering the flood hazard, to afford relief.
 5. Variances shall only be issued upon:
 - (a) A showing of good and sufficient cause;
 - (b) A determination that failure to grant the variance would result in exceptional hardship to the applicant; and
 - (c) A determination that the granting of a variance will not result in increased flood heights, additional threats to public safety, extraordinary public expense, create nuisances, cause fraud on or victimization of the public as identified in subsection 18-4.4a 3., or conflict with existing local laws or ordinances.
 6. Any applicant to whom a variance is granted shall be given written notice that the structure will be permitted to be built with a lowest floor elevation below the base flood elevation and that the cost of flood insurance will be commensurate with the increased risk resulting from the reduced lowest floor elevation.
 7. Notwithstanding any provision contained within to the contrary, no variance shall be given unless the applicant/appellant can establish a factual basis therefor pursuant to N.J.S.A. 40:55D-70 as interpreted by applicable judicial decision

Replace the following **Section 18-5.1c3** as follows:

3. On-site waste disposal systems shall be located to avoid impairment to them or contamination from them during flooding. Engineering drawings shall be submitted to show compliance of this section prior to issuance of a building permit. Drawings shall show protection from scour, flood proofing of tank access which is located below base flood elevation and protection of electrical components located above base flood elevation; and

Add the following **Section 18-5.1d5.:**

5. All subdivision proposals shall construct a sign no smaller than 12"x12" with the following wording "Entering Flood Hazard Area" at a location as directed by the Township Engineer.

Replace the following **Section 18-5.2a** as follows:

- a. *Residential Construction.* New construction and substantial improvement of any residential structure shall have the lowest floor, including basement and utilities (electrical, heating, ventilation, plumbing, duct work and air conditioning equipment), elevated to one (1') foot or more above the base flood elevation.

Replace the following **Section 18-5.2b** as follows:

- b. *Non-residential Construction.* New construction and substantial improvement of any commercial, industrial or other nonresidential structure shall have the lowest floor, including basement and utilities (electrical, heating, ventilation, plumbing, duct work and air conditioning equipment), elevated to one (1') foot or more above the base flood elevation; or together with attendant utility and sanitary facilities, shall:
 1. Be floodproofed so that below the base flood level the structure is watertight with walls substantially impermeable to the passage of water;
 2. Have structural components capable of resisting hydrostatic and hydrodynamic loads and effects of buoyancy; and

3. Be certified by a registered professional engineer or architect that the design and methods of construction are in accordance with accepted standards of practice for meeting the applicable provisions of this subsection. Such certification shall be provided to the official as set forth in subsection 18-4.3, paragraph c, 2.

Add the following **Section 18-5.3b4(e)**:

(e) All construction below the elevation as detailed in subsection b.1 shall be anchored and constructed of flood-resistant materials in accordance to NFIP requirements.

Add the following **Section 18-5.3c**:

c. *Enclosure conversion.* No enclosure constructed in accordance with subsection b4 shall be converted to habitable living space and shall not be utilized for any use other than access, utility and storage. The owner shall file a deed restriction for this area agreeing to this subsection and shall be to the benefit of the Township of Upper.

SECTION 2: EFFECTIVE DATE: This ordinance shall take effect immediately upon adoption and publication as required by law.

SECTION 3: REPEALER: All Ordinances or parts of Ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency only.

SECTION 4: SEVERABILITY: If any section, paragraph, subdivision, subsection, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, subsection, clause or provision declared invalid and the remainder of this Ordinance shall remain in full force and effect and shall be enforceable.

SECTION 5: CODIFICATION: This Ordinance shall be codified as indicated in Chapter 18 of the Upper Township Code.

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 26TH DAY OF NOVEMBER, 2012 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 17TH DAY OF DECEMBER, 2012 AT 7:30 P.M. AT THE TOWNSHIP HALL, TUCKAHOE, NEW JERSEY.

BY ORDER OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF UPPER.

BARBARA L. YOUNG, TOWNSHIP CLERK

TOWNSHIP OF UPPER

10. Public Hearing and Final Adoption of Ordinance No. 015-2012 RE: AUTHORIZING THE USE OF UP TO \$50,000.00 FROM THE CAPITAL IMPROVEMENT FUND FOR VARIOUS REPAIRS AS A RESULT OF DAMAGE FROM HURRICANE SANDY AND ALSO AUTHORIZING THE USE OF UP TO \$205,000.00 FROM THE RESERVE FOR BEACH REPLENISHMENT FUND FOR SAND FENCE REPLACEMENT AS A RESULT OF DAMAGE FROM HURRICANE SANDY. **During the public hearing portion there were no speakers. Motion by Jay Newman, seconded by Curtis Corson, to adopt Ordinance No. 015-2012. During roll call vote all five Committee members voted in the affirmative. Motion was then made by Curtis Corson, seconded by Richard Palombo, to authorize the Township Engineer to prepare and distribute the bid specifications for the sand fence on Strathmere beach. During roll call vote all five Committee members voted in the affirmative.**

TOWNSHIP OF UPPER
CAPE MAY COUNTY
ORDINANCE
ORDINANCE NO. 015-2012

**RE: AUTHORIZING THE USE OF UP TO \$50,000.00
FROM THE CAPITAL IMPROVEMENT FUND FOR VARIOUS REPAIRS
AS A RESULT OF DAMAGE FROM HURRICANE SANDY AND ALSO
AUTHORIZING THE USE OF UP TO \$205,000.00 FROM THE
RESERVE FOR BEACH REPLENISHMENT FUND FOR SAND FENCE
REPLACEMENT AS A RESULT OF DAMAGE FROM HURRICANE SANDY**

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

SECTION 1. The improvement described in Section 2 of this Ordinance is hereby authorized to be undertaken by the Township of Upper, New Jersey as a general improvement. For the improvement or purpose described in Section 2, there is hereby appropriated the sum of up to \$50,000.00 from the Capital Improvement Fund and the sum of up to \$205,000.00 from the Reserve to Beach Replenishment Fund.

SECTION 2.

(a) The improvements hereby authorized are for repair of the floating dock at the Beesley's Point boat ramp, replacement of the backstop netting at Caldwell Park, replacement of turtle fencing along Roosevelt Boulevard, and replacement of sand fence, posts and rails on the Strathmere beach, including all related costs and expenditures incidental thereto.

(b) The estimated cost of the improvement or purpose is equal to the amount of the appropriation herein made therefore.

SECTION 3. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvement or purpose described in Section 2 of this Ordinance is not a current expense. It is an improvement or purpose that the Township of Upper may lawfully undertake as a general improvement and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of the improvement or purpose is within the limitations of the Local Bond Law.

SECTION 4. Any FEMA reimbursement monies received for the purpose described in Section 2 hereof shall be applied either to direct payment of the cost of the improvement or to payment of the obligations issued pursuant to this Ordinance. The amount of obligation authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

SECTION 5: REPEALER: All Ordinances or parts of Ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency only.

SECTION 6: SEVERABILITY: If any section, paragraph, subdivision, subsection, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, subsection, clause or provision declared invalid and the remainder of this Ordinance shall remain in full force and effect and shall be enforceable.

SECTION 7: EFFECTIVE DATE: This Ordinance shall take effect immediately upon final adoption and publication as required by law.

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 3rd OF DECEMBER, 2012 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 17th DAY OF DECEMBER, 2012 AT 7:30 P.M. AT THE TOWNSHIP HALL, TUCKAHOE, NEW JERSEY.

BY ORDER OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF UPPER.

BARBARA L. YOUNG, TOWNSHIP CLERK
TOWNSHIP OF UPPER

CORRESPONDENCE

NEW BUSINESS

11. **Upper Township Fall Baseball, Inc. request to hold a raffle on February 16, 2013 at the Upper Township Community Center.** Motion was made by Jay Newman, seconded by Richard Palombo to approve the raffle. During roll call vote all five Committee members present voted in the affirmative.

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 by Jay Newman, seconded by Curtis Corson. During roll call vote all five Committee members voted in the affirmative.**

Bills approved for payment: \$ 316,556.68
Payroll: \$24,767.65

REPORT OF MUNICIPAL DEPARTMENTS:

- 13. Construction Code
- 14. Clerk's Office
- 15. Animal Control
- 16. EMS
- 17. Tax Assessor
- 18. Tax Collector
- 19. Treasurer's Report
- 20. ACM JIF Annual Report 2012

Reports are available in the Clerk's Office.

PUBLIC COMMENT

There was no public comment.

CLOSED SESSION

21. **Resolution to conduct a closed meeting pursuant to N.J.S.A. 10:4-12, from which the public shall be excluded, for possible discussions on items of litigation, contract negotiations, and/or personnel matters. The following items may be discussed in closed session.** The resolution was read into the record by Jay Newman.

TOWNSHIP OF UPPER
RESOLUTION NO. 235-2012
MOTION GOING INTO CLOSED SESSION
December 17, 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. Personnel.
- 2. Litigation – Edmund Tax Appeal.
- 3. Contract negotiation – Risk Management Consultant.
- 4. Contract negotiation – Collective Bargaining Agreement.
- 5. Contract negotiation – Right of Entry Agreement with the New Jersey Turnpike Authority.

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 litigation matters such discussions will be made public when litigation is complete and the applicable appeal period has expired.
- D. With respect to contract negotiations such matters will be made public when negotiations have ceased and there is no longer a reason for confidentiality.

Moved by: Newman

Motion seconded by: Corson

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

RECONVENE PUBLIC PORTION OF MEETING

ADJOURNMENT

There being no further business this evening the meeting was adjourned at 10:38 P.M. Next meeting scheduled is the 2013 Reorganization meeting on Friday January 4, 2013 at 6:30 P.M. The next regular meeting will be held on January 14, 2013 at 7:30 P.M.

Minutes prepared by

Barbara L. Young, RMC
Municipal Clerk

BILL LIST

60053 12/17/12 A0021 ADAMS, GEORGE E. JR. 215.09 2759
60054 12/17/12 A0025 ADVANTAGE RENTAL ACE HARDWARE 994.43 2759
60055 12/17/12 A0075 ADAMS, JOSHUA 306.20 2759
60056 12/17/12 A0091 ATLANTIC CITY ELECTRIC 14,300.32 2759
60057 12/17/12 B0035 BELMONT & CRYSTAL SPRINGS 37.83 2759
60058 12/17/12 B0060 BIANCHINO LOU & SONS 55.00 2759
60059 12/17/12 B0068 BLACKLEDGE, MELISSA 1,166.67 2759
60060 12/17/12 B0148 AMERIGAS GAS 387.41 2759
60061 12/17/12 B0182 BRIGGS LAW OFFICE, P.C. 299.90 2759
60062 12/17/12 C0124 CMC MUNICIPAL CLERK'S ASSOC. 300.00 2759
60063 12/17/12 C0201 CRUZAN'S TRUCK SERVICE INC. 664.76 2759
60064 12/17/12 C0204 CUMBERLAND MUTUAL FIRE INS. CO 1,337.00 2759
60065 12/17/12 C0223 CASA PAYROLL SERVICE 238.65 2759
60066 12/17/12 C0230 CATAMARAN MEDIA COMPANY 54.00 2759
60067 12/17/12 C0247 CMRS-FP 2,000.00 2759
60068 12/17/12 D0003 DATA RESOURCE SOLUTIONS 920.00 2759
60069 12/17/12 D0016 DALEYS PIT 40.00 2759
60070 12/17/12 D0040 DELTA DENTAL OF N.J. INC. 6,906.26 2759
60071 12/17/12 D0080 DOWNAM, HARRY J. JR. 333.95 2759
60072 12/17/12 E0001 EARTHTECH CONTRACTING INC. 1,400.00 2759
60073 12/17/12 E0012 EHRlich PEST CONTROL INC 81.08 2759
60074 12/17/12 E0038 EMSAR NEW JERSEY 641.30 2759
60075 12/17/12 F0013 FARM RITE INC. 747.54 2759
60076 12/17/12 G0028 GENTILINI FORD 72.94 2759
60077 12/17/12 G0045 GIBSON ASSOCIATES, P.A. 3,126.25 2759
60078 12/17/12 G0057 GLOBALSTAR USA LLC 84.98 2759
60079 12/17/12 H0095 HORIZON BCBSNJ 117,253.94 2759
60080 12/17/12 I0030 IMPERATIVES, INC. 1,430.00 2759
60081 12/17/12 J0036 JOHNSON, MICHELLE 100.00 2759
60082 12/17/12 J0040 JOHNSON & TOWERS, INC. 580.00 2759
60083 12/17/12 J0053 J & M EMBROIDERY SCREEN PRNTG 4,561.00 2759
60084 12/17/12 K0030 KNIGHTS OF COLUMBUS 300.00 2759
60085 12/17/12 L0007 LC EQUIPMENT, INC. 1,509.00 2759
60086 12/17/12 L0031 LORCO PETROLEUM SERVICES 105.00 2759
60087 12/17/12 L0087 LINE SYSTEMS INC 2,873.21 2759
60088 12/17/12 M0076 MGL PRINTING SOLUTIONS 658.00 2759
60089 12/17/12 M0103 MODERN GAS COMPANY, INC. 634.99 2759
60090 12/17/12 M0142 MASON, NICHOLAS 1,166.67 2759
60091 12/17/12 M0148 MYRON CORP. 345.58 2759
60092 12/17/12 M0188 MCCARTHY TIRE SERVICE OF PHILA 1,399.03 2759
60093 12/17/12 M0217 MUNICIPAL EMERGENCY SERVICES 2,634.00 2759
60094 12/17/12 M0222 MUNICIPAL CAPITAL CORPORATION 392.00 2759
60095 12/17/12 N0004 NJ-AMERICAN WATER CO. 280.04 2759
60096 12/17/12 N0031 NJEDA 500.00 2759
60097 12/17/12 N0043 NAPA AUTO PARTS OF S.JERSEY 279.39 2759
60098 12/17/12 N0052 NATL YOUTH SPORTS COACHED ASSN 140.00 2759
60099 12/17/12 N0094 NEW JERSEY PLANNING OFFICIALS 140.00 2759
60100 12/17/12 N0100 N.J. LEAGUE OF MUNICIPALITIES 871.00 2759
60101 12/17/12 N0131 DEFINED CONTRIB RETIRE PROGRAM 20.49 2759
60102 12/17/12 O0002 O.C. FIRST NIGHT COMMITTE 5,355.18 2759
60103 12/17/12 O0012 OCEAN CITY BD. OF EDUCATION 1,350.00 2759
60104 12/17/12 O0042 ORCHARDS HYDRAULIC SERVICE INC 165.00 2759
60105 12/17/12 P0007 PALOMBO,RICHARD A. 500.00 2759
60106 12/17/12 P0032 PEDRONI FUEL CO. 2,141.33 2759
60107 12/17/12 P0036 PENNELLO,DAVID 487.87 2759

60108 12/17/12 P0073 POGUE INC. 75.00 2759
60109 12/17/12 P0096 PREVITI,MICHELE M. 434.21 2759
60110 12/17/12 P0137 PARDO'S TRUCK SERV PARTS WHSE 692.58 2759
60111 12/17/12 R0030 RIGGINS, INC. 9,878.60 2759
60112 12/17/12 R0099 RANSOME INTERNATIONAL, LLC 113.31 2759
60113 12/17/12 R0103 REUTER CONSTRUCTION, INC 9,000.00 2759
60114 12/17/12 S0034 SCHULER, DANIEL 288.18 2759
60115 12/17/12 S0056 SEASHORE ASPHALT CORPORATION 205.70 2759
60116 12/17/12 S0072 SEGIN, STEWART S. 409.66 2759
60117 12/17/12 S0181 SOUTH JERSEY SAND SHARKS 300.00 2759
60118 12/17/12 S0209 STAPLES ADVANTAGE 473.20 2759
60119 12/17/12 S0239 SHORE VET. ANIMAL CONTROL LLC 2,250.00 2759
60120 12/17/12 S0254 SHOPRITE 456.22 2759
60121 12/17/12 T0032 THE PRESS & SUNDAY PRESS 641.25 2759
60122 12/17/12 T0044 THOMSON, KERRY AGENCY 86,757.00 2759
60123 12/17/12 T0097 TRICO EQUIPMENT INC. 194.26 2759
60124 12/17/12 V0013 VERIZON WIRELESS 658.56 2759
60125 12/17/12 V0022 VERIZON 186.30 2759
60126 12/17/12 V0024 VAL-U AUTO PARTS L.L.C. 640.70 2759
60127 12/17/12 W0050 WIRELESS ELECTRONICS, INC. 526.50 2759
60128 12/17/12 W0063 WRESTLER'S WORLD 538.74 2759
60129 12/17/12 Y0008 YOUNG, DANIEL J. ESQUIRE PC 14,000.00 2759
60130 12/17/12 Y0012 YOUNG,ROBERT 327.43 2759
60131 12/17/12 Y0023 YOUNG, DANIEL J. ATTORNEY 2,625.00 2759

Total: \$316,556.68