

**TOWNSHIP OF UPPER  
2100 TUCKAHOE ROAD  
PETERSBURG, NJ 08270  
CAPE MAY COUNTY  
MINUTES FOR JULY 27, 2015**

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

**CALL TO ORDER**

**SUNSHINE ANNOUNCEMENT**

**SALUTE TO THE FLAG**

**ROLL CALL**

Edward Barr	Present
John Coggins	Present
Jeffrey Pierson	Present
Hobart Young	Present
Richard Palombo	Present

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

**APPROVAL OF MINUTES** - **June 22, 2015 Regular Meeting and Closed Session Minutes** - Motion by Jeff Pierson, second by Edward Barr, to approve the June 22, 2015 Regular Meeting and Closed Session Minutes as submitted. During roll call vote all five Committeemen voted in the affirmative.

**July 13, 2015 Regular Meeting and Closed Session Minutes** - Motion by Jeff Pierson, second by Edward Barr, to approve the July 13, 2015 Regular Meeting and Closed Session Minutes as submitted. During roll call vote four of the Committeemen present voted in the affirmative. John Coggins abstained.

**REPORT OF GOVERNING BODY MEMBERS**

**John Coggins, Committeeman**, gave a brief report on the finance committee meeting held earlier today in which the Township's health insurance options for employees and financial best practices were discussed. He next reported that he has received many complaints regarding the traffic situation on Rt 49 and Rt 50. He stated that a gentleman from the Tuckahoe business association has stated that they will pay to have the lines restriped to help with the traffic flow. Mr. Coggins also suggested having the State Police or Cape May County Sheriff's Office post a patrol at the intersection of Route 49 and Route 50 to help facilitate the traffic flow. The engineer was directed to reach out to the NJDOT with these suggestions.

**Hobie Young, Committeeman**, also spoke with regard to the traffic situation. He stated that it is important for residents to know that because Rt 50 and Rt 49 are State highways, the

Township has no authority over the situation and can only offer recommendations to the State. He next reported that the Amanda's Field baseball lighting project is back on schedule. He also reported that an organization meeting for the Fall Fest event will soon be held. A date for the event will be forthcoming. Next, Committeeman Young reported that he has received a few complaints regarding overgrowth at the site triangles on various Township roads. He requested Township employees to report any issues they notice. Lastly Committeeman Young thanked the Soccer program for running the refreshment stand during the 4<sup>th</sup> of July event, and for donating the materials for the installation of a service window on the side of the refreshment stand. He also thanked Mike Jones and the department of public works for the successful installation.

**Edward Barr, Committeeman**, thanked the County and contractor for the repaving of Hope Corson Road. He stated that they did a nice job and cautioned residents to watch their speed on the newly paved road. He next reported that a recent GovDeals auction closed with \$3,698.00 dollars in sales, and stated that the Township has been very successful in selling the surplus equipment.

**Jeffrey Pierson, Committeeman**, reported that a free rabies clinic will be held on Saturday October 24, 2015 from 1:00 pm to 3:00 pm at Shore Veterinarians on Hope Corson Road. He next made a motion to hire Charles Kaczmariski as a part time EMT for the Division of EMS pending successful pre-employment testing. The motion was seconded by Edward Barr. During roll call vote all five Committee members voted in the affirmative. A resolution for formal action will be listed on the next agenda.

**Richard Palombo, Mayor**, gave a brief presentation regarding the allocation of property taxes. The Township serves as the tax collecting agency for the School, County, Fire Districts, and the Municipality itself. The Township collects the property taxes and then distributes the monies to the School, County and Fire District in accordance with the tax levy set by each entity. Mayor Palombo next reported that the Township's Tax Assessor is here tonight to answer any questions members of the public may have regarding the recent property revaluation.

## **OTHER REPORTS**

**Daniel Young, Municipal Attorney**, reported that there are a number of contract negotiation items and a personnel item for closed session.

**Paul Dietrich, Municipal Engineer**, reported that the beach fill has been completed; the contractor will be finishing the crossover work and fence installation over the next couple weeks. Mayor Palombo reported on an incident that happened this past Saturday in which approximately 18 poles from the fence installation were removed and used to make a bonfire on the beach. He requested Mr. Dietrich to notify the contractor of the vandalism and see if there is a way to secure the materials so that this does not happen again. Mr. Dietrich next reported that the Township's industrial shredder is up and running. The residential paper shredding program will begin on Wednesday August 12<sup>th</sup> from 9:00 am to 1:00 pm, and will continue to be held on the second Wednesday of every month.

## **PRESENTATIONS**

1. Congratulating the Upper Township Soccer Association's U-12 Tornados Boys Team on becoming the 2015 Flight 1 Spring Champions.

**TOWNSHIP OF UPPER  
CAPE MAY COUNTY  
R E S O L U T I O N**

**RESOLUTION NO. 162-2015**

**RE: A RESOLUTION CONGRATULATING  
THE UPPER TOWNSHIP SOCCER ASSOCIATION'S  
U-12 TORNADOS BOYS TEAM  
ON BECOMING THE 2015 FLIGHT 1 SPRING CHAMPIONS**

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**WHEREAS**, the Upper Township U-12 Tornados Boys Soccer Team have had an exceptional season becoming the Flight 1 Spring Champions in the South Jersey Soccer League; and

**WHEREAS**, the Tornados ended their spring season with a 7-0-1 record and captured the first place Flight 1 Spring Championship with a 2-0 shutout against the Marlton Rec Lightning Reds; and

**WHEREAS**, it is appropriate that on behalf of the citizens of Upper Township we recognize and congratulate the players listed as follows:

Chris Calabro  
James Carman  
Nicholas Chiccarine  
Maxwell Fisher  
Joseph Garcia  
Daniel Givens  
Vincent Gullo  
Kyle Harper

Conner James  
John Lindsay  
Pace MacMichael  
Sean MacNaughton  
Conner Meehan  
Kyle Plenn  
Drew Tarr  
Nathan Zeigler

**WHEREAS**, we also extend this recognition and thanks to Gary Harper, Russell Lindsay and Mike Garcia who have generously given their personal time and service to coach this team; and

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee on behalf of the citizens of the Township of Upper, to extend to the Upper Township U-12 Tornados Boys Soccer Team congratulations on becoming the South Jersey Soccer League Flight 1 Spring Champions, and to each coach heartfelt thanks and gratitude for the generous donation of their time and service to the young people of this community.

**GIVEN UNDER OUR HANDS** and the seal of the Township of Upper this 13<sup>th</sup> day of July, 2015.

2. Congratulating the Upper Township Soccer Association's U-14 Lightning Boys Team on becoming the 2015 Flight 1 Champions.

**TOWNSHIP OF UPPER  
CAPE MAY COUNTY  
R E S O L U T I O N**

**RESOLUTION NO. 163-2015**

**RE: A RESOLUTION CONGRATULATING  
THE UPPER TOWNSHIP SOCCER ASSOCIATION'S  
U-14 LIGHTNING BOYS TEAM  
ON BECOMING THE 2015 FLIGHT 1 CHAMPIONS**

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**WHEREAS**, the Upper Township U-14 Lightning Boys Soccer Team have had an exceptional season becoming the Flight 1 Fall and Spring Champions in the South Jersey Soccer League; and

**WHEREAS**, the Lightnings ended their fall season with an 8-1-1 record and ended their spring season with a 7-1 record, defeating the Northern Burlington Greyhounds 6-1 for the first place title in the Flight 1 Spring Championship; and

**WHEREAS**, it is appropriate that on behalf of the citizens of Upper Township we recognize and congratulate the players listed as follows:

Matt Brook	Ben Noble
Anthony Inserra	Sam Oliva
Matt Leap	Trevor Paone
Cole Markley	Hunter Paone
Jake McGonigle	Nick Shaw
Kris Millar	Ty Southard
Jackson Neill	Aidan Tracey

**WHEREAS**, we also extend this recognition and thanks to Lou Paone, Dawn Paone, Larry Brook and Kevin McGonigle who have generously given their personal time and service to coach this team; and

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee on behalf of the citizens of the Township of Upper, to extend to the Upper Township U-14 Lightning Boys Soccer Team congratulations on becoming the South Jersey Soccer League Flight 1 Champions, and to each coach

heartfelt thanks and gratitude for the generous donation of their time and service to the young people of this community.

**GIVEN UNDER OUR HANDS** and the seal of the Township of Upper this 13<sup>th</sup> day of July, 2015.

3. Honoring Seaville Volunteer Fire Company Station 19 Fire Police Scott Woods and Sean McClory; and Marmora Volunteer Fire Company Station 15 Fire Police Captain William Miller and Robert DiNicolantonio for their assistance in responding to a severe weather event in Gloucester County, New Jersey.

**TOWNSHIP OF UPPER  
CAPE MAY COUNTY  
R E S O L U T I O N**

**RESOLUTION NO. 164-2015**

**HONORING SEAVILLE VOLUNTEER FIRE COMPANY STATION 19  
FIRE POLICE SCOTT WOODS AND SEAN MCCLORY; AND MARMORA  
VOLUNTEER FIRE COMPANY STATION 15 FIRE POLICE  
CAPTAIN WILLIAM MILLER AND ROBERT DINICOLANTONIO FOR THEIR  
ASSISTANCE IN RESPONDING TO A SEVERE WEATHER EVENT IN  
GLOUCESTER COUNTY NEW JERSEY**

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**WHEREAS**, On June 23 2015, Gloucester County received the brunt of a severe thunderstorm which blew through the area with damaging heavy wind and rain, resulting in downed trees, utility poles, and power lines throughout the area; and

**WHEREAS**, in the aftermath of the storm, Gloucester County sent out a request to all New Jersey Counties for Fire Police Units to assist with their overwhelming need for traffic details due to the blocked roads and widespread power outages impacting the traffic lights; and

**WHEREAS**, Station 19 of Seaville and Station 15 of Marmora answered the call and each generously deployed their two Fire Police to assist Gloucester County; and

**WHEREAS**, Scott Woods and Sean McClory of Station 19, and Captain William Miller and Robert DiNicolantonio of Station 15 selflessly volunteered their time and expertise to provide the much needed traffic control to Gloucester County.

**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, this Township Committee expresses pride and gratitude to Scott Woods, Sean McClory, Captain William Miller, and Robert DiNicolantonio for their commitment to safety and generous donation of their time.

**GIVEN UNDER OUR HANDS** and the seal of the Township of Upper this  
13<sup>th</sup> day of July, 2015.

## **RESOLUTIONS**

4. Honoring Boy Scout Troop 95 of Upper Township for their assistance during the Upper Township Annual 4<sup>th</sup> of July Celebration.

**TOWNSHIP OF UPPER  
CAPE MAY COUNTY  
R E S O L U T I O N**

**RESOLUTION NO. 174 -2015**

**RE: HONORING BOY SCOUT TROOP 95 OF UPPER TOWNSHIP  
FOR THEIR ASSISTANCE DURING THE UPPER TOWNSHIP ANNUAL  
4<sup>TH</sup> OF JULY CELEBRATION**

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**WHEREAS**, Boy Scout Troop 95 of Upper Township participated in the Upper Township Annual 4<sup>th</sup> of July celebration by providing general assistance with various activities held throughout the day, including supervising the dunk tank and cleanup of Amanda's Field at the conclusion of the celebration; and

**WHEREAS**, the Boy Scouts of America provides a program that offers young people the opportunity to build character, learn new skills and develop leadership expertise; and

**WHEREAS**, the Boy Scouts of America program provides valuable training in the responsibilities of participation and citizenship, and the importance of connecting and giving back to their communities; and

**WHEREAS**, it is appropriate that on behalf of the citizens of Upper Township we recognize and honor the Boy Scouts of Troop 95 for their dedication to community service during the Upper Township 4<sup>th</sup> of July celebration and throughout the year; and

**WHEREAS**, that the Township Committee also extends its congratulations and appreciation to the Scout Masters of Troop 95 and all others who give so freely and generously of their time for the benefit of our youth.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee on behalf of the citizens of the Township of Upper, to extend to Boy Scout Troop 95 recognition of their valued assistance and service provided during the Upper Township 4<sup>th</sup> of July celebration and to the Scout Masters a heartfelt thanks and gratitude for the their time and service to the young people of this community.

**GIVEN UNDER OUR HANDS** and the seal of the Township of Upper this 27<sup>th</sup> day of July 2015.

Resolution No. 174-2015

Offered by: Young

Seconded by: Coggins

Adopted: July 27, 2015

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>
Coggins	<u>X</u>	<u>      </u>	<u>      </u>	<u>      </u>
Pierson	<u>X</u>	<u>      </u>	<u>      </u>	<u>      </u>
Young	<u>X</u>	<u>      </u>	<u>      </u>	<u>      </u>
Palombo	<u>X</u>	<u>      </u>	<u>      </u>	<u>      </u>

5. Honoring the Cape May County Sheriff's Explorer Post #1692 on their assistance during the Upper Township Annual 4<sup>th</sup> of July Celebration.

**TOWNSHIP OF UPPER  
CAPE MAY COUNTY  
R E S O L U T I O N**

**RESOLUTION NO. 175-2015**

**RE: HONORING THE CAPE MAY COUNTY SHERIFF'S EXPLORER POST #1692  
ON THEIR ASSISTANCE DURING THE UPPER TOWNSHIP ANNUAL  
4<sup>TH</sup> OF JULY CELEBRATION**

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**WHEREAS**, the Cape May County Sheriff's Explorer Post #1692 participated in the Upper Township Annual 4<sup>th</sup> of July celebration by providing traffic direction, security patrol and general assistance as needed; and

**WHEREAS**, the Explorers Post #1692 is a worksite-based program, offering hands-on activities for young men and women ages 14 to 19 who are interested in careers in the field of law enforcement; and

**WHEREAS**, the Explorers of Post #1692 have participated in various community events including the Cape May County 4-H fair, county park and zoo events, community parades, and have also assisted with crime prevention programs such as McGruff the Crime Dog and Eddie Eagle for gun safety; and

**WHEREAS**, it is appropriate that on behalf of the citizens of Upper Township we recognize and honor the Explorers listed as follows:

Joshua Tozer	Andrew Lindholm
Gary Seabridge	Anthony Lindholm
Noah Keen	Victoria Marsden
Alyssa Jones	Carly Krieg
Keith Mckinney	

**WHEREAS**, we also extend this recognition and thanks to Officer Erick Teasenfitz and Officer Andrew Raniszewski who have given their service and assistance along with the Explorers to help keep the 4<sup>th</sup> of July celebration a safe and enjoyable experience for the Upper Township community; and

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee on behalf of the citizens of the Township of Upper, to extend to the Cape May County Sheriff's Explorer Post #1692 recognition on their commitment to community safety during the Upper Township 4<sup>th</sup> of July celebration and to the officers a heartfelt thanks and gratitude for their time and service to the young people of this community.

**GIVEN UNDER OUR HANDS** and the seal of the Township of Upper this 27<sup>th</sup> day of July 2015.

Resolution No. 175-2015

Offered by: Young

Seconded by: Coggins

Adopted: July 27, 2015

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>
Coggins	<u>X</u>	<u>      </u>	<u>      </u>	<u>      </u>
Pierson	<u>X</u>	<u>      </u>	<u>      </u>	<u>      </u>
Young	<u>X</u>	<u>      </u>	<u>      </u>	<u>      </u>
Palombo	<u>X</u>	<u>      </u>	<u>      </u>	<u>      </u>

6. In Recognition of Cape Regional Medical Center for their generous contribution toward the Upper Township Annual 4<sup>th</sup> Of July Celebration.

**TOWNSHIP OF UPPER**



**CAPE MAY COUNTY  
RESOLUTION**

**RESOLUTION NO. 176 -2015**

**RE: IN RECOGNITION OF CAPE REGIONAL MEDICAL CENTER FOR THEIR  
GENEROUS CONTRIBUTION TOWARD THE UPPER TOWNSHIP ANNUAL 4<sup>TH</sup> OF  
JULY CELEBRATION**

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**WHEREAS**, Cape Regional Medical Center located at 2 Stone Harbor Boulevard, Cape May Court House, New Jersey participated in the Upper Township Annual 4<sup>th</sup> of July celebration by generously providing a contribution of funds to assist with the various activities; and

**WHEREAS**, to ensure a positive memorable community event such as the Township's Annual 4<sup>th</sup> of July celebration requires the involvement of many from the community through selfless donations of time, funds, entertainment and services; and

**WHEREAS**, through their generosity Cape Regional Medical Center was a valuable participant demonstrating their dedication to community by helping to provide an event for all those in attendance to remember and look forward to each year; and

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Upper, to extend to Cape Regional Medical Center a heartfelt thanks and gratitude for the their generous contribution of funds which helped to provide a safe and enjoyable 4<sup>th</sup> of July celebration for the citizens of this community.

**GIVEN UNDER OUR HANDS** and the seal of the Township of Upper this 27<sup>th</sup> day of July 2015.

Resolution No. 176-2015

Offered by: Barr

Seconded by: Pierson

Adopted: July 27, 2015

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>
Coggins	<u>X</u>	<u>      </u>	<u>      </u>	<u>      </u>
Pierson	<u>X</u>	<u>      </u>	<u>      </u>	<u>      </u>

Young	<u>  X  </u>	<u>      </u>	<u>      </u>	<u>      </u>
Palombo	<u>  X  </u>	<u>      </u>	<u>      </u>	<u>      </u>

7. Authorizing the Mayor and Township Clerk to sign a contract with Cape Professional Billing, Inc., Dba Cape Medical Billing for emergency medical billing services.

**TOWNSHIP OF UPPER  
CAPE MAY COUNTY  
R E S O L U T I O N**

**RESOLUTION NO. 177-2015**

**RE: AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO SIGN A  
CONTRACT WITH CAPE PROFESSIONAL BILLING, INC., DBA CAPE MEDICAL  
BILLING FOR EMERGENCY MEDICAL BILLING SERVICES**

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**WHEREAS**, Cape Professional Billing, Inc. of 5 Locust Lane, P.O. Box 670, Cape May Court House, New Jersey 08210 has submitted a proposal for emergency medical billing services; and

**WHEREAS**, the Township of Upper has previously contracted with Cape Professional Billing, Inc. for emergency medical billing services and wishes to continue such relationship by accepting the proposal and entering into another contract to cover the period of August 1, 2015 to July 31, 2016 with the right to extend the contract for an additional year; 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 is attached hereto as Exhibit “A”; and

**WHEREAS**, Cape Professional Billing has completed and submitted a Business Entity Disclosure Certification which certifies that Cape Professional Billing has not made any reportable contributions to a political or candidate committee in the Township that would bar the award of this contract and that the contract will prohibit Cape Professional Billing from making any reportable contributions through the term of the contract; and

**WHEREAS**, the Township's purchasing agent has determined that this contract is less than the bid threshold and may be awarded to Cape Professional Billing, Inc. since their response to requests for quotes was deemed by the Township Committee as most advantageous, price and other factors considered; 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 Mayor and Township Clerk are hereby authorized, directed and empowered to execute a contract with Cape Professional Billing to provide billing services for emergency medical services.
3. Cape Professional Billing 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. 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. 177-2015

Offered by: Barr

Seconded by: Coggins

Adopted: July 27, 2015

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>
Coggins	<u>X</u>	<u>          </u>	<u>          </u>	<u>          </u>
Pierson	<u>X</u>	<u>          </u>	<u>          </u>	<u>          </u>
Young	<u>X</u>	<u>          </u>	<u>          </u>	<u>          </u>
Palombo	<u>X</u>	<u>          </u>	<u>          </u>	<u>          </u>

8. Confirming sale of certain land, to wit: Block 607, Lots 7 and 8, to Timothy and Karen Larson.

**TOWNSHIP OF UPPER  
CAPE MAY COUNTY  
R E S O L U T I O N**

**RESOLUTION NO. 178-2015**

**RE: CONFIRMING SALE OF CERTAIN LAND, TO WIT: BLOCK 607, LOTS 7 AND 8,  
TO TIMOTHY AND KAREN LARSON**

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**WHEREAS**, a public auction land sale was held on July 14, 2015, pursuant to Ordinance No. 003-2015; and

**WHEREAS**, Timothy and Karen Larson submitted the highest bid for the purchase of Block 607, Lots 7 and 8; and

**WHEREAS**, the Township Committee is satisfied that all conditions precedent were complied with and that said sale was conducted in accordance with the requirements of the Ordinance aforesaid and that proper notice was given to all persons owning property contiguous of the subject property being offered for sale; and

**WHEREAS**, the Township Committee believes that it is in the public interest to confirm the sale of such parcel.

**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 sale of Block 607, Lots 7 and 8 to Timothy and Karen Larson, at a sale price of \$6,365.00, is hereby confirmed, under and subject to the terms, conditions and provisions of Ordinance No. 003-2015 and further subject to and conditioned upon the purchasers' compliance with said Ordinance.
3. The Mayor and Township Clerk are hereby authorized, directed and empowered to execute and deliver, on behalf of the Township of Upper, to the aforesaid purchaser, a Quitclaim Deed conveying the Township's right, title and interest in the above described property and the Township Clerk is further authorized, directed and empowered to seal said Deed with the official seal of the Township of Upper.

Resolution No. 178-2015

Offered by: Coggins

Seconded by: Pierson

Adopted: July 27, 2015

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>
Coggins	<u>X</u>	<u>      </u>	<u>      </u>	<u>      </u>
Pierson	<u>X</u>	<u>      </u>	<u>      </u>	<u>      </u>
Young	<u>X</u>	<u>      </u>	<u>      </u>	<u>      </u>
Palombo	<u>X</u>	<u>      </u>	<u>      </u>	<u>      </u>

9. Canceling Taxes on Exempt Property Block 643, Lot 46.

**TOWNSHIP OF UPPER  
CAPE MAY COUNTY  
R E S O L U T I O N**

**RESOLUTION NO. 179-2015**

**CANCELING TAXES ON EXEMPT PROPERTY  
BLOCK 643 LOT 46**

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**WHEREAS**, certain corrections have been recommended by the Upper Township

Tax Collector in order to correct tax records; and

**WHEREAS**, certain properties became tax exempt for the year 2015; and

**WHEREAS**, Paul Adamowski is a 100% disabled American veteran residing at 22 Richwood Terrace Block 643, Lot 46 on the municipal tax map of Upper Township, New Jersey,

**WHEREAS**, the Department of Veterans Affairs has determined that Mr. Adamowski's 100% permanent wartime service connected disability was effective April 9, 2013; and

**WHEREAS**, Paul Adamowski made application on February 2, 2015.

**NOW, THEREFORE BE IT RESOLVED**, by the Township Committee of the Township of Upper, Cape May County, that corrections to the Tax records are hereby authorized and the Tax Collector is hereby directed to correct said records

or take such action as indicated on the attached sheet.

Resolution No. 179-2015

Offered by: Coggins

Seconded by: Pierson

Adopted: July 27, 2015

Roll Call Vote:

NAME	YES	NO	ABSTAINED	ABSENT
Barr	<u>  X  </u>	<u>      </u>	<u>      </u>	<u>      </u>
Coggins	<u>  X  </u>	<u>      </u>	<u>      </u>	<u>      </u>
Pierson	<u>  X  </u>	<u>      </u>	<u>      </u>	<u>      </u>
Young	<u>  X  </u>	<u>      </u>	<u>      </u>	<u>      </u>
Palombo	<u>  X  </u>	<u>      </u>	<u>      </u>	<u>      </u>

**CANCEL TAX 2015**

<b><u>BLOCK/LOT</u></b>	<b><u>AMOUNT</u></b>	<b><u>NAME</u></b>
643/46	\$5,048.59	Paul & Dianne Adamowski 22 Richwood Terrace Marmora, NJ 08223
100% Totally Disabled Veteran		

10. Appointing the 2015 season Beach Patrol personnel.

**TOWNSHIP OF UPPER  
CAPE MAY COUNTY  
R E S O L U T I O N**

**RESOLUTION NO.180-2015**

**RE: APPOINTING THE 2015 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, pending successful completion of pre-employment

testing, at a salary as stated below in accordance with the Salary Ordinance:

**RETURNING GUARDS**

<b>MICHAEL DESALIS</b>	<b>\$13.00 per hour</b>
<b>JAMES GIBBONS</b>	<b>\$13.00 per hour</b>
<b>FORD PALMER</b>	<b>\$13.00 per hour</b>
<b>CARA THOMAS</b>	<b>\$13.00 per hour</b>

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. 180-2015

Offered by: Palombo

Seconded by: Barr

Adopted: July 27, 2015

Roll Call Vote:

<u>NAME</u>	<u>YES</u>	<u>NO</u>	<u>ABSTAINED</u>	<u>ABSENT</u>
Barr	X			
Coggins	X			
Pierson	X			
Young	X			
Palombo	X			

**ORDINANCES**

11. Introduction and first reading of Ordinance No. 011-2015 RE: AN ORDINANCE AMENDING REVISED GENERAL ORDINANCE CHAPTER VII OF THE CODE OF UPPER TOWNSHIP. **Motion by Jeffrey Pierson, second by Edward Barr, to introduce Ordinance 011-2015 with the public hearing and final adoption scheduled for August 24, 2015. During roll call vote all five Committeemen voted in the affirmative.**

**TOWNSHIP OF UPPER  
CAPE MAY COUNTY  
O R D I N A N C E**

**ORDINANCE NO. 011-2015**

**RE: AN ORDINANCE AMENDING REVISED GENERAL ORDINANCE  
CHAPTER VII OF THE CODE OF UPPER TOWNSHIP**

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**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 7, Schedule I (entitled "No Parking") of the Revised

General Ordinance of the Township of Upper, also known as the Code of Upper Township, shall be amended as hereinafter provided:

**SCHEDULE I – NO PARKING**

*Delete the following:*

<b>Street</b>	<b>Location</b>
Vincent Avenue	<i>Both sides of Vincent Avenue a distance of one hundred (100') feet from the curbline of Bayview Drive.</i>

**SECTION 2.** Chapter 7, Schedule XVIII (entitled “Parking Area for Handicapped Persons”) of the Revised General Ordinances of the Township of Upper, also known as the Code of Upper Township, shall be supplemented as hereinafter provided:

**SCHEDULE XVIII – PARKING AREA FOR HANDICAPPED PERSONS**

*Add to include the following:*

<b>Street</b>	<b>Location</b>
Willard Avenue	<i>Southerly side; beginning at a point Three Hundred Twenty Two (322') feet from the centerline of Commonwealth Avenue and extending to a point twenty-five (25') feet northwesterly thereof.</i>

**SECTION 3: REPEALER:** All Ordinances or parts of Ordinances which are in conflict or inconsistent herewith are hereby repealed to the extent of such inconsistency or conflict 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: EFFECTIVE DATE:** This Ordinance shall take effect upon



final adoption and publication as required by law.

**SECTION 6: CODIFICATION:** This Ordinance shall be codified in the Upper Township Code at the sections referred to above.

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 **27th DAY OF JULY, 2015** 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 **24th DAY OF AUGUST, 2015** 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**

12. **Seaville United Methodist Church request to hold Sunday Communion Services at the Williams Avenue Beach on August 2, 2015.** Motion by John Coggins, second by Richard Palombo to approve the request. During roll call vote all five Committeemen voted in the affirmative.

### **UNFINISHED BUSINESS**

### **DISCUSSION**

### **PAYMENT OF BILLS**

13. **“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 John Coggins, second by Richard Palombo. During roll call vote all five Committeemen voted in the affirmative.

**Bills approved for payment: \$1,580,139.27**

**Payroll: \$199,104.09**

## **REPORT OF MUNICIPAL DEPARTMENTS**

- 14. Tax Collector Certification of mailing of 2015 Final/2016 Preliminary tax bills and advice copies.** Motion by Richard Palombo, second by John Coggins to accept the report. During roll call vote all five Committeemen voted in the affirmative.

## **PUBLIC COMMENT**

**Ted Kingston, Strathmere,** expressed his concerns with the recent beach fill and stated that he has noticed scarping of the beach already. He stated that although the beach fill was big it's not enough in the right areas, and he is concerned that the problems will be worse in a few years. He suggested that the scarping issues be brought to the Army Corps' attention before the dredge leaves. The Engineer stated that the Army Corps will perform one last survey before the project is completed. The dredge will be working in Sea Isle through the fall so there is time to monitor the situation over the remainder of the summer. Mr. Kingston also expressed his dissatisfaction with the coarseness of the sand material that was pumped onto the beach and stated that he has been told for years that the sand in the Back Bay could not be used because it was not compatible with the sand on the beach. Mr. Dietrich stated that the amount of sand in the Back Bay would not have been sufficient for the amount of sand the Army Corps needed for the entire project which included Ocean City, Strathmere, and Sea Isle. However, future maintenance in Strathmere will utilize the inlet area as the borrow area.

**Robert Braverman, Northfield,** stated that he owns several vacant properties in Upper Township, and the assessments were increased as a result of the recent revaluation. He stated that the properties have been on the market for several years and he cannot find a buyer. The Municipal Attorney explained the appeal process and stated an appeal should be filed if a property owner feels that the value is over assessed. Mr. Braverman stated his dissatisfaction with the revaluation company's performance.

**Tom & Cindy Swenk, Whippoorwill Campground,** stated that the assessment for their campground increased to \$1.8 million. They recently had to raise their rates, and will now have to raise them again to pay for the increase in taxes. The economy has already hurt their sales and charging higher rates will hurt them again. The Municipal Attorney stated that there have been a number of recent campground sales that have driven up the value. He stated that, although in prior years the assessment was based on an income statement the property owners filed each year, there now are comparable sales to determine fair market value.

**Mike Jones, Marshallville,** stated that it is illegal to pass on the right hand shoulder of the road, and stated that the only thing the State has done at the intersection of Rt 50 and Rt 49 is to remove the ability to pass on the right hand shoulder, which is why the traffic is getting backed up. He next requested that the Township purchase new chairs for the Committee because their chairs squeak.

## **CLOSED SESSION**

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

**TOWNSHIP OF UPPER  
RESOLUTION NO. 181-2015  
MOTION GOING INTO CLOSED SESSION  
JUNE 27, 2015**

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. Contract negotiation - Shared Services with Egg Harbor Township for equipment washing
2. Contract negotiation - K.D. National Force Security & Investigations
3. Contract negotiation - Northland Group, Inc.
4. Contract negotiation - Ansell, Grimm & Aaron PC
5. Contract negotiation - Adams Rehmann & Heggan Associates, Inc.
6. Contract negotiation - Triad Advisory Services, Inc.
7. Personnel

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 contract negotiations such matters will be made public when negotiations have ceased and there is no longer a reason for confidentiality.
- C. 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.

Moved by: John Coggins

Motion seconded by: Edward Barr

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 9:35 P.M. The next regular meeting is scheduled for Monday, August 10, 2015 at 7:30 P.M.

## Minutes prepared by

Barbara L. Young, RMC

### Bill List

65433 07/27/15 A0017 ATLANTIC CO. MUNICIPAL JIF 100,111.00 2885  
65434 07/27/15 A0018 ACTION SUPPLY INC. 58.40 2885  
65435 07/27/15 A0020 ACU-THERM SUPPLY CO.,INC. 608.36 2885  
65436 07/27/15 A0027 ACE PLUMBING SUPPLY,INC 1,127.96 2885  
65437 07/27/15 A0081 ARMSTRONG, RALON I. 256.37 2885  
65438 07/27/15 A0091 ATLANTIC CITY ELECTRIC 14,069.07 2885  
65439 07/27/15 A0134 ANSELL GRIMM & AARON, PC 2,205.00 2885  
65440 07/27/15 A0191 ACTION UNIFORM CO. LLC 190.00 2885  
65441 07/27/15 A0193 ATLANTIC INVESTIGATIONS, LLC 91.00 2885  
65442 07/27/15 B0035 BELMONT & CRYSTAL SPRINGS 230.77 2885  
65443 07/27/15 B0152 BUCHANAN, KAREN 30.00 2885  
65444 07/27/15 B0184 BUSHONG, BRIAN 6.29 2885  
65445 07/27/15 B0201 BUCK'S ELECTRICAL SERVICE, INC 180.00 2885  
65446 07/27/15 C0019 CITY OF OCEAN CITY 55,697.25 2885  
65447 07/27/15 C0048 CAPE MAY COUNTY MUA 34,944.01 2885  
65448 07/27/15 C0052 CAPE MAY COUNTY TREASURER 1,284,418.25 2885  
65449 07/27/15 C0060 CAPRIONI'S PORTABLE TOILETS 2,765.50 2885  
65450 07/27/15 C0068 COMCAST 404.51 2885  
65451 07/27/15 C0081 CAPE MAY COUNTY TECHNICAL HIGH 400.00 2885  
65452 07/27/15 C0131 CINTAS FIRST AID & SAFETY 35.70 2885  
65453 07/27/15 C0143 CODY'S POWER EQUIPMENT 28.46 2885  
65454 07/27/15 C0156 COMPUTER HOUSE OF SOUTH JERSEY 4,995.00 2885  
65455 07/27/15 C0182 CDW GOVERNMENT, INC 472.02 2885  
65456 07/27/15 C0201 CRUZAN'S TRUCK SERVICE INC. 233.98 2885  
65457 07/27/15 C0223 CASA PAYROLL SERVICE 300.45 2885  
65458 07/27/15 C0242 CORE MECHANICAL, INC. 232.66 2885  
65459 07/27/15 C0264 CHERRY HILL FIRE DISTRICT 390.00 2885  
65460 07/27/15 C0271 COURT HOUSE TOWNING 450.00 2885  
65461 07/27/15 D0016 DALEYS PIT 765.00 2885  
65462 07/27/15 D0080 DOWNAM, HARRY J. JR. 84.96 2885  
65463 07/27/15 E0012 EHRLICH PEST CONTROL INC 251.00 2885  
65464 07/27/15 G0016 GARDNER HARDWARE INC. 136.24 2885  
65465 07/27/15 G0028 GENTILINI FORD 1,822.40 2885  
65466 07/27/15 G0141 GENTILINI CHEVROLET 1,123.75 2885  
65467 07/27/15 H0097 HERRON, JOANNE R. 70.41 2885  
65468 07/27/15 H0098 HERITAGE TOWERS, INC. 902.50 2885  
65469 07/27/15 H0166 HUSKY/PLUMBING/HEATING AND AC 900.00 2885  
65470 07/27/15 I0021 INTERSTATE BATTERIES 40.00 2885  
65471 07/27/15 J0072 JERSEY WEB DESIGNS 1,307.50 2885  
65472 07/27/15 K0005 KIEFER ADOLPH & ASSOCIATES 16.49 2885  
65473 07/27/15 K0037 KOHLER, JOHN F 320.43 2885  
65474 07/27/15 L0007 LC EQUIPMENT, INC. 112.00 2885  
65475 07/27/15 L0040 LEA, SHELLEY 25.00 2885  
65476 07/27/15 L0080 LOWES, INC. 689.43 2885  
65477 07/27/15 L0116 LEA, ANTHONY 40.70 2885  
65478 07/27/15 M0016 McAFEE, MEGAN 15.41 2885  
65479 07/27/15 M0032 MARINE RESCUE PRODUCTS,INC. 597.50 2885  
65480 07/27/15 M0121 McCROSSON, JANET 62.68 2885  
65481 07/27/15 M0180 MED-TECH RESOURCE,LLC 265.99 2885  
65482 07/27/15 M0188 MCCARTHY TIRE SERVICE OF PHILA 2,732.42 2885  
65483 07/27/15 N0043 NAPA AUTO PARTS 258.67 2885  
65484 07/27/15 N0141 NETCARRIER TELECOM, INC. 1,902.20 2885  
65485 07/27/15 N0144 NJ E-ZPASS SERVICE CENTER 102.00 2885  
65486 07/27/15 P0032 PEDRONI FUEL CO. 3,282.57 2885  
65487 07/27/15 P0036 PENNELLO,DAVID 12.98 2885

65488 07/27/15 P0115 PINELANDS COMMISSION 650.00 2885  
65489 07/27/15 P0134 PHIL DESIERE ELEC MOTOR SERV 1,123.54 2885  
65490 07/27/15 Q0003 QC LABORATORIES 696.20 2885  
65491 07/27/15 R0030 RIGGINS, INC. 4,280.08 2885  
65492 07/27/15 R0065 ROBERT BROWN TREE SERVICE 400.00 2885  
65493 07/27/15 R0099 HUNTER TRUCK SALES & SERVICE 1,091.19 2885  
65494 07/27/15 R0100 ROBERTS OXYGEN COMPANY, INC. 94.75 2885  
65495 07/27/15 R0109 RANSOME INTERNATIONAL 149.15 2885  
65496 07/27/15 S0031 SCHULER SECURITY, INC. 435.00 2885  
65497 07/27/15 S0035 SCHOPPY WILLIAM TROPHY CO. 34.95 2885  
65498 07/27/15 S0056 SEASHORE ASPHALT CORPORATION 1,569.11 2885  
65499 07/27/15 S0072 SEGIN, STEWART S. 64.98 2885  
65500 07/27/15 S0113 SMITH, THOMAS G. 772.82 2885  
65501 07/27/15 S0121 SMUZ, THERESE A 20.24 2885  
65502 07/27/15 S0134 SO. JERSEY GAS COMPANY 281.21 2885  
65503 07/27/15 S0139 SO. JERSEY WATER COND. INC. 340.50 2885  
65504 07/27/15 S0185 STOCKTON STATE COLLEGE 36,458.77 2885  
65505 07/27/15 S0209 STAPLES ADVANTAGE 379.98 2885  
65506 07/27/15 S0239 SHORE VET. ANIMAL CONTROL LLC 2,350.00 2885  
65507 07/27/15 S0279 SPECTROTEL, INC 1,084.09 2885  
65508 07/27/15 T0022 TERMINIX 59.00 2885  
65509 07/27/15 T0032 THE PRESS OF ATLANTIC CITY 335.92 2885  
65510 07/27/15 T0067 TOWNSHIP OF UPPER PETTY CASH 7.50 2885  
65511 07/27/15 T0074 TRANSAXLE LLC 2,054.53 2885  
65512 07/27/15 T0086 TREASURER, STATE OF NEW JERSEY 85.00 2885  
65513 07/27/15 U0001 U.T. BEACH PATROL ASSOC. 60.00 2885  
65514 07/27/15 V0001 VCI EMERGENCY VEHICLE 63.00 2885  
65515 07/27/15 V0005 VAN EMBDEN, NATHAN, ATTORNEY 750.00 2885  
65516 07/27/15 V0022 VERIZON 192.39 2885  
65517 07/27/15 V0024 VAL-U AUTO PARTS L.L.C. 215.21 2885  
65518 07/27/15 V0025 V.E. RALPH & SON, INC. 159.86 2885  
65519 07/27/15 V0026 VITAL COMPUTER RESOURCES, INC. 100.00 2885  
65520 07/27/15 V0027 VANORDER, ROGER 150.00 2885  
65521 07/27/15 V0041 Vallese, Dianne M. 24.20 2885  
65522 07/27/15 W0087 W.B. MASON 141.60 2885  
65523 07/27/15 X0008 XEROX FINANCIAL SERVICES 662.40 2885  
65524 07/27/15 Y0020 YOUNG, BARBARA L. 29.86 2885

Total: \$1,580,139.27