

**TOWNSHIP OF UPPER
2100 TUCKAHOE ROAD
PETERSBURG, NJ 08270
CAPE MAY COUNTY
MINUTES FOR NOVEMBER 7, 2016**

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
Hobart Young	Present
Richard Palombo	Present

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

APPROVAL OF MINUTES - October 24, 2016 Regular Meeting and
Closed Session Minutes

Motion by Edward Barr, second by John Coggins, to approve the October 24, 2016 Regular Meeting and Closed Session Minutes as submitted. During roll call vote three Committeemen voted in the affirmative. Mayor Palombo abstained.

REPORT OF GOVERNING BODY MEMBERS

Edward Barr, Committeeman, thanked the State Police for the quick apprehension of the suspected thieves targeting Strathmere. He also gave special thanks to the residents of Strathmere for reporting the suspicious activity and cooperating with the State Police during the investigation. Lastly, he urged all residents to be mindful of the road crews during the upcoming leaf collection.

Richard Palombo, Mayor, reported that Osprey Point will be holding a Veterans Day ceremony on Friday November 11th, 10:00 am at the Godfrey Memorial Park. The service is open to the public. He next reported that the recent Upper Township Health Fair event was very successful, and stated that 74 flu shots were given out. He next reported that the annual tree lighting ceremony will be held on November 21st at 6:30 pm before the Committee meeting. Lastly, he reported that the members of the Republican County Committee will be meeting tonight to vote for the three applicants to fill the unexpired term of Jeffrey Pierson. The names will then be submitted to the Township Committee, and the Township Committee will vote to fill the vacant seat at the next Committee meeting scheduled for November 21, 2016.

OTHER REPORTS

Barbara Young, Municipal Clerk, reminded everyone that tomorrow, November 8th, is Election Day, with the polls and the Clerk's office open from 6:00 am to 8:00 pm. She next reported that Township Offices will be closed on Friday November 11th for Veterans Day, and lastly, offered her appreciation and gratitude to all veterans.

Daniel Young, Municipal Attorney, reported that the OPRA complaint regarding Scheeler v. Upper Township has been withdrawn. He next reported that the preliminarily approved Nicholson Land Donation request for Block 331, Lot 6 has received a clear title, and the Township Engineer has reported that there are no physical or environmental concerns with the property. He inquired as to whether the Committee wishes to purchase title insurance. Motion by Richard Palombo, second by John Coggins, to purchase title insurance for Block 331, Lot 6. During roll call vote all four Committeemen voted in the affirmative. Lastly, Mr. Young reported that there are a few items for closed session including contract negotiation and safety and security matters. The personnel item listed on the agenda will not be discussed.

Paul Dietrich, Municipal Engineer, requested authority to apply for the NJDOT Local Bicycle/Pedestrian Planning Assistance Program which provides no cost planning and consultation services for bicycle and pedestrian transportation improvement projects. The Committee directed that a resolution supporting the application be placed on the next agenda. Mr. Dietrich next reported that loose leaf collection will begin soon. He stated that in order to provide better information as to when and where the collection crew will be, he has drawn up an anticipated schedule, and with the Committee's approval, he will have the schedule posted on UTTV and the Township's website. The schedule will be updated weekly and/or daily when possible. Lastly, Mr. Dietrich reported that the National Flood Insurance Program Community Rating System has lowered the Township's Flood Insurance Rating from a class six to a class five, resulting in an additional 5%, for a total of 25%, savings in flood insurance premiums for our residents.

RESOLUTIONS

1. In recognition of John DeSalvo for his generous contribution of time and materials toward the sealing of the parking lot at Caldwell Park.

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

RESOLUTION NO. 245-2016

RE: IN RECOGNITION OF JOHN DeSALVO FOR HIS GENEROUS CONTRIBUTION OF TIME AND MATERIALS TOWARD THE SEALING OF THE PARKING LOT AT CALDWELL PARK

WHEREAS, John DeSalvo generously donated his time and materials to seal the front parking lot at Caldwell Park in Palermo; and

WHEREAS, through Mr. DeSalvo's goodwill, the 77,000 square foot front parking area at Caldwell Park was sealed at no cost to Upper Township; and

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Upper, to extend to John DeSalvo a heartfelt thanks and gratitude for his generous contribution of time and materials to provide a well-maintained parking area at Caldwell Park for use by the community.

GIVEN UNDER OUR HANDS and the seal of the Township of Upper this 7th day of November 2016.

Resolution No. 245-2016

Offered by: Young Seconded by: Coggins

Adopted: November 7, 2016

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>
Vacant	<u> </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>

2. Rejecting the bid received for the Furnishing and Delivery of 2016 or Newer Dump Truck.

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

RESOLUTION NO. 246-2016

**RE: REJECTING THE BID RECEIVED FOR THE
FURNISHING AND DELIVERY OF 2016 OR NEWER DUMP TRUCK**

WHEREAS, the Township of Upper solicited bids for the Furnishing and Delivery of 2016 or Newer Dump Truck; and

WHEREAS, a bid was submitted by one company; and

WHEREAS, pursuant to N.J.S.A. 40A:11-13.2, the Township Committee has determined to reject the bid heretofore received due to the fact the Township desires to abandon the project for provision or performance of the goods or services; 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 bid for the Furnishing and Delivery of 2016 or Newer Dump Truck, received on September 21, 2016, is hereby rejected.
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. 246-2016

Offered by: Barr Seconded by: Coggins

Adopted: November 7, 2016

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>
Vacant	<u> </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>

3. Authorizing payment from the Affordable Housing Trust Fund of Upper Township.

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

RESOLUTION NO. 247-2016

**RE: AUTHORIZING PAYMENT FROM THE
AFFORDABLE HOUSING TRUST FUND OF UPPER TOWNSHIP**

WHEREAS, the Township of Upper adopted an Affordable Housing Trust Fund Spending Plan (hereinafter "Spending Plan") on April 30, 2012 pursuant to Resolution No. 105-2012; and

WHEREAS, the Upper's Affordable Housing Trust Fund consists of development fee revenues paid by developers of new construction within the Township; and

WHEREAS, said Spending Plan was approved by the New Jersey Council On Affordable Housing on or about May 22, 2012; and

WHEREAS, pursuant to the terms of the Spending Plan the release of funds requires the adoption by the Township Committee of a resolution in accordance with the Spending Plan; and

WHEREAS, the Township Committee has reviewed the requested release of funds from the Affordable Housing Trust Fund for the specific uses set forth herein and has determined it is in the best interest of the Township to authorize the release of payments from said fund.

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

1. The allegations of the preamble are incorporated herein by this reference.
2. The Chief Financial Officer is authorized to release the following funds pursuant to the Township's Market to Affordable Program with respect to Block 599, Lot 16 on the current municipal tax map:

William Root	\$28.50
(refund COAH development fee overpayment)	

Resolution No. 247-2016

Offered by: Young Seconded by: Coggins

Adopted: November 7, 2016

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>
Vacant	<u> </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>

4. Adopting the November 8, 2016 General Election Emergency Relocation Plan.

**TOWNSHIP OF UPPER
CAPE MAY COUNTY
RESOLUTION**

RESOLUTION NO. 248-2016

**RE: ADOPTING THE NOVEMBER 8, 2016 GENERAL ELECTION
EMERGENCY RELOCATION PLAN**

WHEREAS, the Upper Township Office of Emergency Management has created an Emergency Relocation Plan in order to ensure that the November 8, 2016 General Election is conducted unimpeded throughout the course of the day and to safeguard the rights of all qualified voters in the Township; and

WHEREAS, the Township Committee has deemed in to be in the best interest of the Township to adopt the Emergency Relocation Plan; 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 Township of Upper hereby adopts the Upper Township Relocation Plan for the November 8, 2016 General Election.
3. The Township Committee expressly reserves the right to amend or revise said Emergency Relocation Plan at any time it deems it appropriate.

Resolution No. 248-2016

Offered by: Coggins

Seconded by: Barr

Adopted: November 7, 2016

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>
Vacant	<u> </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. Budget Transfers.

**TOWNSHIP OF UPPER
CAPE MAY COUNTY
RESOLUTION**

RESOLUTION NO. 249-2016

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 CONTRIB. \$1,800.00	ZONING/CODE O/E \$12,000.00
LEGAL PROF. SERVICES \$40,000.00	MISC. REGIONAL DISPATCH \$25,000.00
SPECIAL LITIGATION O/E \$40,000.00	ROAD REPAIRS & MAINT. S/W \$40,500.00
GENERAL LIABILITY INS. \$6,000.00	COMMUNITY CENTER S/W \$18,000.00
WORKERS COMP INSURANCE \$8,000.00	BEACH PROTECTION S/W \$5,300.00
DOG REGULATION O/E \$1,000.00	PUBLIC BUILDINGS & GRDS S/W \$20,000.00
BEACH PROTECTION O/E \$4,000.00	
STREET LIGHTING O/E \$20,000.00	

Resolution No. 249-2016

Offered By: Coggins Seconded By: Barr

Adopted: November 7, 2016

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>
Vacant	<u> </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. Authorizing the Township of Upper to apply for the Fiscal Year 2016 Emergency Management Performance Grant through the State of New Jersey, Division of State Police Office of Emergency Management Agency Assistance Program.

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

RESOLUTION NO. 250-2016

**RE: AUTHORIZING THE TOWNSHIP OF UPPER TO APPLY FOR THE FISCAL YEAR
2016 EMERGENCY MANAGEMENT PERFORMANCE GRANT THROUGH THE
STATE OF NEW JERSEY, DIVISION OF STATE POLICE, OFFICE OF
EMERGENCY MANAGEMENT AGENCY ASSISTANCE PROGRAM**

WHEREAS, the Township of Upper, Office of Emergency Management, wishes to file an application for an Emergency Management Performance Grant (EMPG) through the New Jersey State Police Office of Emergency Management Agency Assistance Program (EMAA); and

WHEREAS, the EMPG EMMA award is granted for the purpose of enhancing Upper Township's ability to prevent, protect against, respond to, and recover from acts of terrorism, natural disasters and other catastrophic events and emergencies; 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 OEM Coordinator are hereby authorized, directed and empowered to sign and submit the FY 2016 Emergency Management Performance Grant application through the New Jersey State Police Office of Emergency Management Agency Assistance Program on behalf of the Township of Upper.
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. 250-2016

Offered by: Young Seconded by: Coggins

Adopted: November 7, 2016

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>
Vacant	<u> </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>

ORDINANCES

7. Public hearing and final adoption of Ordinance No. 013-2016 RE: AN ORDINANCE VACATING A PORTION OF OTIS AVENUE, WITHIN THE TOWNSHIP OF UPPER, COUNTY OF CAPE MAY AND STATE OF NEW JERSEY. **During the public hearing portion there were no speakers. Motion by Hobie Young, second by Edward Barr, to adopt Ordinance No. 013-2016. During roll call vote all four Committeemen voted in the affirmative.**

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

ORDINANCE NO. 013-2016

**AN ORDINANCE VACATING A PORTION OF OTIS AVENUE, WITHIN THE
TOWNSHIP OF UPPER, COUNTY OF CAPE MAY AND STATE OF NEW JERSEY**

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

WHEREAS, Randall and Veronica Roash are the owners of Block 821, Lots 10.01 and 10.02, and have requested that the Township vacate a portion of Otis Avenue as described in this Ordinance and have agreed to pay the costs incurred by the Township to vacate said street including the costs of the revisions to the tax map; and

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

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

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

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

Description

Vacation of a portion of Otis Avenue,
as shown on Tax Map Sheet No. 33.01
Strathmere Section of Township of Upper

BEGINNING at the intersection of Otis Ave. and the northwesterly line of Landis Ave. (25' wide) and extending northwestwardly a distance of 410' abutting Block 821 Lots 9, 10.02

and 10.01 and Block 819 Lots 2 and 1 and portion of Block 820 Lot 1.

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

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

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

SECTION 5: EFFECTIVE DATE: This Ordinance shall take effect immediately upon final adoption and publication as required by law.

NOTICE IS HEREBY GIVEN THAT THE FOREGOING ORDINANCE WAS INTRODUCED FOR THE FIRST READING AT A MEETING OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF UPPER HELD ON THE 11TH DAY OF OCTOBER, 2016 AT THE TOWNSHIP HALL, AND WAS TAKEN UP FOR CONSIDERATION AS TO FINAL ADOPTION AT A PUBLIC HEARING OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF UPPER HELD ON THE 7TH DAY OF NOVEMBER, 2016 AT 7:30 P.M. AT THE TOWNSHIP HALL, TUCKAHOE, NEW JERSEY, AT WHICH TIME SAID ORDINANCE WAS ADOPTED.

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

BARBARA L. YOUNG, TOWNSHIP CLERK

8. Public hearing and final adoption of Ordinance No. 014-2016 RE: AN ORDINANCE AMENDING REVISED GENERAL ORDINANCE CHAPTER XXIV (SOLID WASTE AND RECYCLABLES) OF THE CODE OF UPPER TOWNSHIP. **During the public hearing portion there were no speakers. Motion by Edward Barr, second by Hobie Young, to adopt Ordinance No. 014-2016. During roll call vote all four Committeemen voted in the affirmative.**

TOWNSHIP OF UPPER

**CAPE MAY COUNTY
ORDINANCE**

ORDINANCE NO. 014-2016

**RE: AN ORDINANCE AMENDING REVISED GENERAL ORDINANCE CHAPTER
XXIV (SOLID WASTE AND RECYCLABLES) OF THE CODE OF UPPER
TOWNSHIP**

WHEREAS, the Township Committee desires to amend the ordinance regulating the collection of recyclable material at commercial properties; and

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 24 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:

Section 24-2.8 Special Obligations: Commercial and Multi-Family Units.

Revise and replace the following in Section 24-2.8a and 24-2.8b:

- a. The owner, operator or manager of any commercial or multi-family premises which generates commingled recyclable and mixed paper materials shall comply with the following:
 1. Multi –family housing developments shall have a weekly pickup.
 2. Facility shall provide a suitable central location on the premises for the storage of said materials.
 3. Containers shall be determined by the Township Department of Public Works depending upon the type of facility and efficiency concerns. The Township shall provide one (1) ninety-six (96) gallon container at no cost to the commercial properties. The storage area must be designed so as to allow Township collection crews easy access to said materials and to prevent said materials from being scattered by the elements.
 4. The Township, in lieu of Township collection, reserves the right to reimburse the multi-family facilities for the reasonable cost of such collection by a private hauler as set-forth in subsection 24-1.11e.
- b. Commercial properties or businesses that generate more than ninety-six (96) gallons per week recycling shall either:
 1. Contract with a private hauler to provide collection service. Said occupant shall provide the Township with a yearly statement of the amount of material recycled from said property in accordance with the rules regulations and procedures established by the NJDEP Office of Recycling and the Township.

Such report shall be submitted to the Township of Upper or in the event of an audit by the NJDEP Office or Recycling; or

2. Purchase, from the Township at a cost set by Township Resolution, a 3CY recycling container provided by the Township. The Township will service this container for free. Any repair needed to the container would be the responsibility of the business owner as the container must be kept in good working order. The area for the container must be accessible to the truck, fenced and have a surface made of concrete or asphalt. This area must also be big enough to hold the container so it can be wheeled to the truck to be serviced.

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 24 of the Upper Township Code.

NOTICE IS HEREBY GIVEN THAT THE FOREGOING ORDINANCE WAS INTRODUCED FOR THE FIRST READING AT A MEETING OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF UPPER HELD ON THE 11TH DAY OF OCTOBER, 2016 AT THE TOWNSHIP HALL, AND WAS TAKEN UP FOR CONSIDERATION AS TO FINAL ADOPTION AT A PUBLIC HEARING OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF UPPER HELD ON THE 7TH DAY OF NOVEMBER, 2016 AT 7:30 P.M. AT THE TOWNSHIP HALL, TUCKAHOE, NEW JERSEY, AT WHICH TIME SAID ORDINANCE WAS ADOPTED.

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

BARBARA L. YOUNG, TOWNSHIP CLERK

CORRESPONDENCE

NEW BUSINESS

9. Bid Results for the 2016 Paving Project. **Paul Dietrich reported that the Township received 4 bids with the lowest bid from Arawak Paving. The Township has had contracts with Arawak in the past and he would recommend accepting the bid from Arawak. Motion by Edward Barr, second by John Coggins, to prepare a Resolution to award the bid. During roll call vote all four Committeemen voted in the affirmative. A resolution for formal action will be placed on the next agenda.**
10. Request for the installation of a street light on White Oak Drive in the Palermo section of Upper Township. **Motion by Hobie Young, second by Edward Barr, to approve the request. During roll call vote all four Committeemen voted in the affirmative.**
11. Request for the installation of a street light on Argoe Drive in the Seaville section of Upper Township. **Motion by Hobie Young, second by Richard Palombo, to approve the request. During roll call vote three Committeemen voted in the affirmative. Committeeman Barr abstained.**

UNFINISHED BUSINESS

12. Tom and Laurie Jones request “No Passing Zone” along Route 50 in the vicinity of 211 Route 50. **Paul Dietrich submitted a map of the requested area. After a brief discussion, there was a motion by Richard Palombo, second by Edward Barr, to submit a Resolution to the NJDOT requesting that the area along Route 50 between mile post 1.9 and 2.8 be designated as a “No Passing Zone”. During roll call vote three Committeemen voted in the affirmative. Committeeman Young abstained.**

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 Edward Barr. During roll call vote all four Committeemen voted in the affirmative.**

**Bills approved for payment: \$1,821,931.75
Payroll: \$ 147,083.93**

REPORT OF MUNICIPAL DEPARTMENTS

14. Construction Code
15. Clerk’s Office
16. Tax Collector
17. Finance Office
18. MUA Report

Motion by Richard Palombo, second by Edward Barr, to accept the reports as submitted. During roll call vote all four Committeemen voted in the affirmative. Copies of the reports are available in the Clerk’s Office.

PUBLIC COMMENT

Ralph Cooper, 6 Gladwyn Drive, stated that the Upper Township Business Association will be holding their 5th Annual Community Night on November 16th from 6:00 pm to 8:00 pm at the Elementary School.

Curtis Corson, Seaville, spoke with regards to the new commercial dumpster regulations adopted tonight, and inquired if a commercial property wishes to build an enclosure for the dumpster, will the commercial property be required to apply to the Planning Board for site plan review. The Municipal Engineer answered no, an enclosure for a commercial dumpster will not require Planning Board review.

CLOSED SESSION

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

TOWNSHIP OF UPPER RESOLUTION NO. 251-2016 MOTION GOING INTO CLOSED SESSION NOVEMBER 7, 2016

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. Safety and Security – Emergency Management
2. Potential Litigation – Tax Lien Foreclosure Judgment

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 litigation matters such discussions will be made public when litigation is complete and the applicable appeal period has expired.

Moved by: John Coggins

Motion seconded by: Richard Palombo

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

RECONVENE PUBLIC PORTION OF MEETING

Motion by John Coggins, second by Edward Barr, to reconvene the public portion of the meeting. During roll call vote all four Committeemen voted in the affirmative.

ADJOURNMENT

There being no further business this evening the meeting was adjourned at 9:14 P.M., with a motion by John Coggins, second by Richard Palombo, and all four Committeemen voting in the affirmative. The next regular meeting is scheduled for November 21, 2016 at 7:30 P.M.

Minutes prepared by,

Barbara L. Young, RMC

Bill List

68098 11/07/16 A0017 ATLANTIC CO. MUNICIPAL JIF 104,987.00 2946
68099 11/07/16 A0018 ACTION SUPPLY INC. 281.92 2946
68100 11/07/16 A0027 ACE PLUMBING SUPPLY, INC 148.91 2946
68101 11/07/16 A0075 ADAMS, JOSHUA 205.96 2946
68102 11/07/16 A0091 ATLANTIC CITY ELECTRIC 6,047.01 2946
68103 11/07/16 A0114 A.E. STONE INC. 437.44 2946
68104 11/07/16 A0148 ALL HOME RESORT, INC 1,353.60 2946
68105 11/07/16 A0165 ALBERTSONS ACME 997.50 2946
68106 11/07/16 A0170 ASFPM 150.00 2946
68107 11/07/16 A0175 Adams Rehmann & Haggan Assoc 1,106.00 2946
68108 11/07/16 A0200 AIG LIFE INSURANCE COMPANY 180.29 2946
68109 11/07/16 A0209 ATLANTIC MARINE CONSTRUCTION 53,235.95 2946
68110 11/07/16 B0035 BELMONT & CRYSTAL SPRINGS 13.09 2946
68111 11/07/16 B0053 BEN SHAFFER RECREATION INC 5,995.76 2946
68112 11/07/16 B0152 BUCHANAN, KAREN 129.00 2946
68113 11/07/16 B0200 BELLEPLAIN SUPPLY COMPANY INC 320.00 2946
68114 11/07/16 B0203 BOY SCOUT TROOP 95 300.00 2946
68115 11/07/16 C0021 CIVIL SOLUTION A DIVISION 12,000.00 2946
68116 11/07/16 C0046 CAPE MAY COUNTY CLERK 63.00 2946
68117 11/07/16 C0048 CAPE MAY COUNTY MUA 34,294.90 2946
68118 11/07/16 C0052 CAPE MAY COUNTY TREASURER 1,278,331.72 2946
68119 11/07/16 C0068 COMCAST 606.49 2946
68120 11/07/16 C0201 CRUZAN'S TRUCK SERVICE INC. 530.35 2946
68121 11/07/16 C0223 CASA PAYROLL SERVICE 251.45 2946
68122 11/07/16 C0268 Cub Scout Pack 95 300.00 2946
68123 11/07/16 C0279 CASA REPORTING SERVICES LLC 1,548.00 2946
68124 11/07/16 E0059 TRISTATE EZ DOCK, INC. 351.03 2946
68125 11/07/16 E0069 EVERSAN, INC 7,570.50 2946
68126 11/07/16 F0016 FAZZIO, JOSEPH INC. 391.61 2946
68127 11/07/16 F0080 FAMILIES UNITED NETWORK 300.00 2946
68128 11/07/16 G0009 GAPVAX, INC. 207.37 2946
68129 11/07/16 G0016 GARDNER HARDWARE INC. 28.83 2946
68130 11/07/16 G0022 G.T.A.M. ASSOCIATION 300.00 2946
68131 11/07/16 G0028 GENTILINI FORD 160.43 2946
68132 11/07/16 G0057 GLOBALSTAR USA LLC 1,111.86 2946
68133 11/07/16 G0147 GREATAMERICA FINANCIAL SVCS. 176.97 2946
68134 11/07/16 G0169 GROFF TRACTOR NEW JERSEY LLC 78,111.00 2946
68135 11/07/16 G0174 GUARACINI, III, FRANK 300.00 2946
68136 11/07/16 H0002 H.A. DEHART & SON CORP. 21,170.00 2946
68137 11/07/16 H0095 HORIZON BCBSNJ 152,285.39 2946
68138 11/07/16 H0142 HUB, THE 640.00 2946
68139 11/07/16 I0013 IMPACT TECHNOLOGY SOLUTION LLC 1,140.00 2946
68140 11/07/16 J0028 JESCO, INC. 214.87 2946
68141 11/07/16 J0036 JOHNSON, MICHELLE 11.75 2946
68142 11/07/16 J0040 JOHNSON & TOWERS, INC. 946.24 2946
68143 11/07/16 J0072 JERSEY WEB DESIGNS 3,102.49 2946
68144 11/07/16 J0078 Jamison, Thomas 21.45 2946
68145 11/07/16 L0031 LORCO PETROLEUM SERVICES 143.50 2946
68146 11/07/16 L0102 LEGALIZED GAMES OF CHANCE 1,000.00 2946
68147 11/07/16 M0076 MGL PRINTING SOLUTIONS 40.00 2946
68148 11/07/16 M0180 MED-TECH RESOURCE, LLC 168.33 2946
68149 11/07/16 M0188 MCCARTHY TIRE SERVICE OF PHILA 1,088.65 2946

68150	11/07/16	M0269	MULTI-TEMP MECHANICAL, INC.	79.99	2946
68151	11/07/16	N0004	NJ-AMERICAN WATER CO.	159.26	2946
68152	11/07/16	N0043	NAPA AUTO PARTS	280.69	2946
68153	11/07/16	N0052	NATL YOUTH SPORTS COACHED ASSN	200.00	2946
68154	11/07/16	O0025	OLD DOMINION BRUSH	3,142.00	2946
68155	11/07/16	P0032	PEDRONI FUEL CO.	1,102.53	2946
68156	11/07/16	P0056	TURF EQUIPMENT AND SUPPLY CO	1,971.73	2946
68157	11/07/16	R0030	RIGGINS, INC.	1,166.63	2946
68158	11/07/16	S0001	SAM'S CLUB	50.00	2946
68159	11/07/16	S0020	SUPPLY WORKS	406.80	2946
68160	11/07/16	S0121	SMUZ, THERESE A	107.85	2946
68161	11/07/16	S0134	SO. JERSEY GAS COMPANY	261.65	2946
68162	11/07/16	S0196	STEWART BUSINESS SYSTEMS LLC	589.05	2946
68163	11/07/16	S0209	STAPLES ADVANTAGE	57.34	2946
68164	11/07/16	S0239	SHORE VET. ANIMAL CONTROL LLC	2,350.00	2946
68165	11/07/16	S0249	BSN SPORTS	95.97	2946
68166	11/07/16	S0254	SHOPRITE	17.58	2946
68167	11/07/16	S0279	SPECTROTEL, INC	1,112.89	2946
68168	11/07/16	S0284	SOUTH JERSEY INTERPRETERS	150.00	2946
68169	11/07/16	S0292	JEFFREY SURENIAN & ASSOC. LLC	678.77	2946
68170	11/07/16	S0298	St.Vincent DePaul	300.00	2946
68171	11/07/16	S304	SMITH, TOM	275.00	2946
68172	11/07/16	T0028	TRACTOR SUPPLY COMPANY CREDIT	894.84	2946
68173	11/07/16	T0074	TRANSAXLE LLC	825.10	2946
68174	11/07/16	T0113	TUCKAHOE UNITED METHODIST	300.00	2946
68175	11/07/16	T0168	TOWNSHIP OF UPPER	261.97	2946
68176	11/07/16	T0179	TUCKAHOE TURF FARMS, INC.	6,860.00	2946
68177	11/07/16	T0180	TRI-COUNTY PEST CONTROL, INC	25.00	2946
68178	11/07/16	T0188	Troop 44475	300.00	2946
68179	11/07/16	U0003	U.S. MUNICIPAL SUPPLY, INC.	147.67	2946
68180	11/07/16	U0064	U. T. Business Association	300.00	2946
68181	11/07/16	V0001	VCI EMERGENCY VEHICLE	859.24	2946
68182	11/07/16	V0020	VINELAND AUTO ELECTRIC INC.	2,986.47	2946
68183	11/07/16	V0024	VAL-U AUTO PARTS L.L.C.	581.79	2946
68184	11/07/16	W0030	WEST PUBLISHING CO.	455.56	2946
68185	11/07/16	W0085	WOODY, LESTER	199.94	2946
68186	11/07/16	W0087	W.B. MASON	424.68	2946
68187	11/07/16	X0008	XEROX FINANCIAL SERVICES	662.40	2946
68188	11/07/16	Y0008	YOUNG, DANIEL J. ESQUIRE PC	16,493.75	2946

Total: 1,821,931.75