

**TOWNSHIP OF UPPER  
2100 TUCKAHOE ROAD  
PETERSBURG, NJ 08270  
CAPE MAY COUNTY  
MINUTES FOR APRIL 10, 2017**

**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
Curtis Corson	Present
Hobart Young	Present
Richard Palombo	Present

Also present were Deputy Municipal Clerk Joanne Herron, Municipal Attorney Daniel Young, Municipal Engineer Paul Dietrich, Chief Financial Officer Barbara Spiegel, and Township Administrator Scott Morgan. Michael Garcia of Ford, Scott & Associates was in attendance for the Budget portion of the meeting

**APPROVAL OF MINUTES**

**REPORT OF GOVERNING BODY MEMBERS**

**John Coggins, Committeeman**, reported that the Economic Development Committee held their first meeting on April 3<sup>rd</sup> and all members were sworn in. They will be meeting on the first Monday of every month, with the exception of July. He stated that they will be working on preparing a vision statement and requested Mr. Dietrich to provide a link to the Township's Master Plan. Mr. Dietrich stated that he has already prepared some copies and will plan on attending the next meeting to go over some of the planning efforts over the past several years.

**Hobie Young, Committeeman**, reported that the Spring Fling was held this past weekend and was a great success. He thanked Shawna Mulford for the fabulous job organizing the event, and thanked Public Works and the Clerk's Office for their help. He also thanked GPS Soccer for setting up a booth at the Spring Fling. He stated that the Township needs an adequate PA system for events. He next reported that he has received several complaints regarding the landscaping at CVS in Marmora. Mr. Dietrich stated that a violation notice has been sent to the owners of the property. He next reported on a few safety issues at Tyler Davis Field, in which the accessibility to the field is inadequate after it rains due to poor drainage, and there are no designated handicapped parking spaces near the field. He requested that the Township look into ways to fix these issues. Lastly, he reported that the Historical Preservation Society of Upper Township will be hosting an "Ocean City in the Rail Age" program on Tuesday, April 11, 2017, at 7:00 pm, at the Upper Cape Library, and

this Saturday, April 15<sup>th</sup> the HPSUT will be holding an Open House at the Tuckahoe Train Station from 10:00 am to 1:00 pm.

**Richard Palombo, Mayor**, reported that Scott Morgan has been recognized by the JIF for his work organizing the Active Shooter Drill in the Township, and requested that Teri Smuz present the award to Scott. Scott Morgan stated that although he is thankful to receive the award, credit should also be given to the entire team and that it was a total Township effort to put the drill together.

### **OTHER REPORTS**

**Scott Morgan, Township Administrator**, reported that there had been a couple of public safety issues with overgrown trees affecting visibility around the Garden State Parkway Exit 25 and at the intersection of West Katherine and Stagecoach Road. Public Works has trimmed the trees to solve the issue, and they will soon be installing a flashing solar powered sign to warn drivers of the upcoming intersection of West Katherine and Stagecoach. He next reported that the Upper Township, Ocean City, and Cape May County Offices of Emergency Management will be hosting a FEMA Shelter in Place Workshop at the Tabernacle on Tuesday May 16<sup>th</sup> from 9:00 am to 2:00 pm. The workshop is open to government officials, faith based organizations, and hospital, healthcare, and school administrators. Lastly, he reported that he will be attending a County OEM pre-planning meeting for an upcoming drone exercise.

**Daniel Young, Municipal Attorney**, reported that there are personnel, potential contract negotiation, and litigation matters for closed session.

**Paul Dietrich, Municipal Engineer**, reported that the paving contractor has started the paving project. He next reported that FEMA has issued a six month notice to adopt the Flood Insurance Rate Maps. There are several changes to the flood hazard ordinance that will need to be adopted before that six month deadline, and those changes should be submitted to the Planning Board for review. Mayor Palombo requested that the information be disseminated to the property owners that will be affected by the changes to the flood maps. Lastly, Mr. Dietrich reported that the Engineer for the Route 50 Bridge project has announced that they will be implementing a full detour for the Route 50 Bridge from Tuesday April 18<sup>th</sup> to Friday April 21<sup>st</sup>. Emergency vehicles will be allowed limited access during that time.

### **2017 BUDGET**

1. Public hearing and final adoption of Ordinance No. 004-2017, RE: CALENDAR YEAR 2017 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14). During the public hearing portion there were no speakers. Motion by John Coggins, second by Hobie Young, to adopt Ordinance No. 004-2017. During roll call vote all five Committeemen voted in the affirmative.

**TOWNSHIP OF UPPER  
CALENDAR YEAR 2017  
ORDINANCE TO EXCEED THE MUNICIPAL BUDGET  
APPROPRIATION LIMITS  
AND TO ESTABLISH A CAP BANK  
(N.J.S.A. 40A: 4-45.14)**

**ORDINANCE NO. 004-2017**

**WHEREAS**, the Local Government Cap Law, N.J.S.A. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to **.5%** unless authorized by ordinance to increase it to **3.5%** over the previous year's final appropriations, subject to certain exceptions; and,

**WHEREAS**, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the **3.5%** percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

**WHEREAS**, the Township Committee of the Township of Upper in the County of Cape May finds it advisable and necessary to increase its CY 2017 budget by up to **3.5%** over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

**WHEREAS**, the Township Committee of the Township of Upper hereby determines that a **.5 %** increase in the budget for said year, amounting to **\$358,515.82** in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

**WHEREAS** the Township Committee of the Township of Upper hereby determines that any amount authorized hereinabove that is not appropriated, as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

**NOW THEREFORE BE IT ORDAINED**, by the Township Committee of the Township of Upper, in the County of Cape May a majority of the full authorized membership of this governing body affirmatively concurring, that, in the **CY 2017** budget year, the final appropriations of the Township of Upper shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by **.5 %**, amounting to **\$358,515.82** and that the CY 2017 municipal budget for the Township of Upper be approved and adopted in accordance with this ordinance; and,

**BE IT FURTHER ORDAINED**, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

**BE IT FURTHER ORDAINED**, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

**BE IT FURTHER ORDAINED**, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

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 13TH DAY OF MARCH, 2017 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 10TH DAY OF APRIL, 2017 AT 7:30 P.M. AT THE TOWNSHIP HALL, TUCKAHOE, NEW JERSEY, AT WHICH TIME SAID ORDINANCE WAS ADOPTED.

2. Authorizing the reading of the 2017 Annual Municipal Budget by title only.

**TOWNSHIP OF UPPER  
CAPE MAY COUNTY  
RESOLUTION**

**R E S O L U T I O N   NO. 116-2017**

**RE: AUTHORIZING THE READING OF THE 2017  
ANNUAL MUNICIPAL BUDGET BY TITLE ONLY**

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**WHEREAS**, N.J.S.A. 40:A4-8 authorizes the reading of the budget by title only at the public hearing thereon, provided certain requirements are met; and

**WHEREAS**, the Township Committee of the Township of Upper is satisfied that such conditions have been satisfied.

**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 majority of the full membership concurring, as follows:

1. The allegations of the preamble are incorporated herein by this reference.
2. The Township Committee of the Township of Upper finds and determines that:

A. At least one (1) week prior to the date of this hearing, a complete copy of the approved budget, as advertised, was posted in the Township Hall, the principal municipal building of the municipality, and was made available to each person requesting the same during the week immediately preceding the public hearing and is available to each person requesting a copy during the public hearing, as required by N.J.S.A. 40A:4-8.

B. The Township Committee of the Township of Upper hereby determines and declares that the conditions set forth in subsection 1.a and 1.b of N.J.S.A. 40A:4-8 have been met.

C. The Township Committee of the Township of Upper hereby determines that the 2017 Municipal Budget of the Township of Upper shall be read by its title only at the public hearing to be conducted thereon.

Resolution No. 116-2017  
Offered by: Corson  
Adopted: April 10, 2017

Seconded by: Coggins

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>
Corson	<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>

3. 2017 Budget - Public Hearing.

Michael Garcia stated that the 2017 Budget is \$12,523,876.44 which is an increase of \$201,674.79 from last year. The increases are coming from salary and wages, health insurance, and capital items. There is no increase in the local purpose tax rate. The budget is \$885,000 below the spending cap and is right at the tax levy cap.

Mayor Palombo opened the Public Hearing on the 2017 Municipal Budget. There were no speakers from the public. Mayor Palombo then inquired into the procedure to amend the budget. Mr. Garcia stated that the budget can be amended tonight as long as the change to any line item does not total more than 10%, or a new item is not added in excess of 1% of the total budget. A resolution will be provided based upon any amendments voted on tonight.

Committeeman Barr stated that upon speaking with the management of Public Works, it has been deemed necessary to hire two part time employees for the summer months. The CFO stated that it would cost approximately \$13,000 per employee, for a total of \$26,000 to be added to the salaries and wages line item. Mr. Garcia stated that the \$26,000 could be added to the line item with funds from surplus, which would not increase the local purpose tax levy. There was then a brief discussion during which Committeeman Young stated that he did not think two part-time employees would be sufficient to complete the work needed. It was stated that based upon the Public Works Department Supervisor's recommendation, two employees are what is needed. Motion by Edward Barr, second by Curtis Corson, to amend the budget by adding \$26,000 to the Road Repair & Maintenance Salaries and Wages line item from the Surplus fund. During roll call vote four Committeemen voted in the affirmative. Committeeman Young voted no.

Committeeman Corson then stated that the asbestos abatement of the old Municipal Building needs to be budgeted. Mr. Dietrich reported that preliminary budgetary numbers for the abatement come in around \$125,000. Mr. Garcia stated that a new line item could be added in the amount of \$125,000 with the funds coming from the Reserve for Capital Projects fund, which would not raise the local purpose tax levy. Motion by Curtis Corson, second by Edward Barr, to amend the budget by adding \$125,000 for asbestos abatement from the Reserve for Capital Projects fund. During roll call vote all five Committeemen voted in the affirmative.

Committeeman Young then requested that \$20,000 be added for architectural fees for the proposed Historical Museum at the old Municipal Building. Mr. Garcia again stated a new line item could be added in the amount of \$20,000 with the funds coming from the Reserve for Capital Projects fund, which would not raise the local purpose tax levy. Motion by Richard Palombo, second by Hobie Young, to amend the budget by adding \$20,000 for Architectural Fees from the Reserve for Capital Projects fund. During roll call vote all five Committeemen voted in the affirmative.

117-2017 A  
**RESOLUTION XX-2017 TO AMEND BUDGET**

**WHEREAS**, the local municipal budget for the year 2017 was approved on the 13th day of March, 2017 and

**WHEREAS**, the public hearing on said budget has been held as advertised, and

**WHEREAS**, it is desired to amend said approved budget, now

**THEREFORE BE IT RESOLVED**, by the Township Committee of the Township of Upper, County of Cape May that the following amendments to the approved budget of 2017 be made:

<u>Recorded Vote</u>	(	(	(
	( Barr	(	Abstained(
Ayes(	Corson, Jr.	Nays(	(
	( Coggins	( Young	(
	( Palombo	(	(
	(	(	Absent(
	(	(	(

**CURRENT FUND:**

**ANTICIPATED REVENUES:**

	<u>From</u>	<u>To</u>
1. Surplus Anticipated	990,000.00	1,016,000.00
7. Total General Revenues	<u>12,523,876.44</u>	<u>12,549,876.44</u>

**ANTICIPATED APPROPRIATIONS:**

8. General Appropriations:

a) Operations - within "CAPS"

Road Repair & Maintenance

Salaries & Wages

Total Operations within "CAPS"

Total Operations Including Contingent - within "CAPS"

Detail: Salaries & Wages

H-1 Total General Appropriations for Municipal Purposes within "CAPS"


I) Subtotal General Appropriations (Items (H-1) and (O))

9. Total General Appropriations

	665,000.00	691,000.00
	9,641,294.00	9,667,294.00
	4,256,654.00	4,282,654.00
	10,419,405.00	10,445,405.00
	11,524,396.36	11,550,396.36
	<u>12,523,876.44</u>	<u>12,549,876.44</u>

**BE IT FURTHER RESOLVED**, that two certified copies of this resolution be filed forthwith in the office of the Director of Local Government Services for his certification of the local municipal budget so amended.

It is hereby certified that all additions and math in this amendment are correct.

  
\_\_\_\_\_  
**Leon P. Costello, CPA, RMA**

It is hereby certified that this is a true copy of a resolution amending the budget, adopted by the governing body on the 10th day of April, 2017.

117-2017 B  
**RESOLUTION XX-2017 TO AMEND BUDGET**

**WHEREAS**, the local municipal budget for the year 2017 was approved on the 13th day of March, 2017 and

**WHEREAS**, the public hearing on said budget has been held as advertised, and

**WHEREAS**, it is desired to amend said approved budget, now

**THEREFORE BE IT RESOLVED**, by the Township Committee of the Township of Upper, County of Cape May that the following amendments to the approved budget of 2017 be made:

Recorded Vote

(	(	(
( Barr	(	Abstained(
Ayes( Corson, Jr.	Nays(	(
( Coggins	(	(
( Palombo	(	(
( Young	(	Absent(
(	(	(

**CURRENT FUND:**

**ANTICIPATED REVENUES:**

3. Miscellaneous Revenues

Section G: Special Items of General Revenue Anticipated with Prior Written  
Consent of Director of DLGS - Other Special Items

Reserve for Capital Projects

7. Total General Revenues

From	To
121,000.00	246,000.00
<u>12,549,876.44</u>	<u>12,674,876.44</u>

**ANTICIPATED APPROPRIATIONS:**

8. General Appropriations:

c) Capital Improvements - Excluded from "CAPS"

Asbestos Abatement

Total Capital Improvements - Excluded from "CAPS"

H-2 Total General Appropriations for Municipal Purposes Excluded from "CAPS"

I) Subtotal General Appropriations (Items (H-1) and (O))

9. Total General Appropriations

0.00	125,000.00
209,500.00	334,500.00
1,104,991.36	1,229,991.36
11,550,396.36	11,675,396.36
<u>12,549,876.44</u>	<u>12,674,876.44</u>

**BE IT FURTHER RESOLVED**, that two certified copies of this resolution be filed forthwith in the office of the Director of Local Government Services for his certification of the local municipal budget so amended.

It is hereby certified that all additions and math in this amendment are correct.

  
Leon P. Costello, CPA, RMA

It is hereby certified that this is a true copy of a resolution amending the budget, adopted by the governing body on the 10th day of April, 2017.

117-2017 C  
**RESOLUTION XX-2017 TO AMEND BUDGET**

**WHEREAS**, the local municipal budget for the year 2017 was approved on the 13th day of March, 2017 and  
**WHEREAS**, the public hearing on said budget has been held as advertised, and  
**WHEREAS**, it is desired to amend said approved budget, now  
**THEREFORE BE IT RESOLVED**, by the Township Committee of the Township of Upper, County of Cape May  
that the following amendments to the approved budget of 2017 be made:

Recorded Vote

(	(	(
( Barr	(	Abstained(
Ayes( Corson, Jr.	Nays(	(
( Coggins	(	(
( Palombo	(	(
( Young	(	Absent(
(	(	(

**CURRENT FUND:**

**ANTICIPATED REVENUES:**

	<u>From</u>	<u>To</u>
3. Miscellaneous Revenues		
Section G: Special Items of General Revenue Anticipated with Prior Written Consent of Director of DLGS - Other Special Items		
Reserve for Capital Projects	246,000.00	266,000.00
7. Total General Revenues	<u>12,674,876.44</u>	<u>12,694,876.44</u>

**ANTICIPATED APPROPRIATIONS:**

8. General Appropriations:		
c) Capital Improvements - Excluded from "CAPS"		
Preliminary Costs - Architectural	0.00	20,000.00
Total Capital Improvements - Excluded from "CAPS"	334,500.00	354,500.00
H-2 Total General Appropriations for Municipal Purposes Excluded from "CAPS"	1,229,991.36	1,249,991.36
I) Subtotal General Appropriations (Items (H-1) and (O))	11,675,396.36	11,695,396.36
9. Total General Appropriations	<u>12,674,876.44</u>	<u>12,694,876.44</u>

**BE IT FURTHER RESOLVED**, that two certified copies of this resolution be filed forthwith in the office of the Director of Local Government Services for his certification of the local municipal budget so amended.

It is hereby certified that all additions and math in this amendment are correct.

  
\_\_\_\_\_  
Leon P. Costello, CPA, RMA

It is hereby certified that this is a true copy of a resolution amending the budget, adopted by the governing body on the 10th day of April, 2017.



Mayor Palombo then re-opened the public hearing for the 2017 Budget.

**Linda Bateman, Strathmere**, inquired as to why the Township would budget for an architect if they are unsure if they will be doing the project. It was stated that even if the money is budgeted it doesn't mean that it will be spent. However, funds need to be in place if it is decided that the project will move forward.

There was no further public comment and the public hearing was then closed.

Be it Resolved by the Township Committee of the Township of Upper, County of Cape May, that the budget hereinbefore set forth is hereby adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of \$3,164, 830.44. Motion by John Coggins, second by Hobie Young, to adopt the 2017 Budget as amended. During roll call vote all five Committee members voted in the affirmative.

## **RESOLUTIONS**

4. Designating the 1<sup>st</sup> Thursday in May "A Day of Prayer in Upper Township".

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

#### **RESOLUTION NO. 119-2017**

#### **RE: DESIGNATING THE 1<sup>ST</sup> THURSDAY IN MAY "A DAY OF PRAYER IN UPPER TOWNSHIP"**

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**WHEREAS**, Civic Prayers and National Days of Prayer have a long and revered history in our constitutional democracy, dating back to the First Continental Congress in 1775; and

**WHEREAS**, the Declaration of Independence, our first statement as Americans of national purpose and identity, made "the Laws of Nature and Nature's God" the foundation of our United States of America and asserted that people have inalienable rights that are God-given; and

**WHEREAS**, the Supreme Court has affirmed the right of state legislatures to open their sessions with prayer and the Supreme Court and the U.S. Congress themselves begin each day with prayer; and

**WHEREAS**, in 1988, legislation setting aside the first Thursday in May in each year as a National Day of Prayer was passed unanimously by both Houses of Congress and signed by President Ronald Reagan; and

**WHEREAS**, the National Day of Prayer is an opportunity for Americans of all faiths to join

in united prayer to acknowledge our dependence on God, to give thanks for blessings received, to pray for peace, to request healing for wounds endured; and to ask God to guide our leaders and bring wholeness to the United States and her citizens; and

**WHEREAS**, it is fitting and proper to give thanks to God by observing a day of prayer in the Township of Upper when all may acknowledge our blessings and express gratitude for them, while recognizing the need for strengthening religious and moral values in our State and nation;

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Upper, that the first Thursday in May, 2017 is hereby designated as “A DAY OF PRAYER IN UPPER TOWNSHIP”, and all citizens of Upper Township are encouraged to observe the day in ways appropriate to its importance and significance.

**GIVEN UNDER OUR HANDS** and the seal of the Township of Upper this 10<sup>th</sup> day of April, 2017.

Resolution No. 119-2017

Offered by: Barr

Seconded by: Palombo

Adopted: April 10, 2017

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>
Corson	<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. Authorizing a building and electrical permit fee refund to AllSeason Solar for 35 California Road in Upper Township.

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

**RESOLUTION NO. 120-2017**

**RE: AUTHORIZING A BUILDING AND ELECTRICAL PERMIT FEE REFUND TO  
ALLSEASON SOLAR FOR 35 CALIFORNIA ROAD IN UPPER TOWNSHIP**

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**WHEREAS**, AllSeason Solar applied for a permit to install a roof mounted solar system at 35 California Road in Upper Township; and

**WHEREAS**, after the permit was issued, the roof mounted solar system installation was cancelled; and

**WHEREAS**, the Upper Township Construction Official has recommended granting AllSeason Solar's request for a refund of the original permit fees for the property as indicated below, minus a 20% plan review cost.

**NOW, THEREFORE BE IT RESOLVED**, by the Township Committee of the Township of Upper, Cape May County, that the refund is hereby authorized and the Chief Financial Officer is hereby directed to refund monies to AllSeason Solar, 28 S. New York Road 3B, Galloway, NJ 08205 payable to AllSeason Solar as indicated below:

<b>VOIDED PERMIT #</b>	<b>BLOCK / LOT</b>	<b>AMOUNT</b>
2017-0125	452/17	\$ 240.00
	<b>TOTAL REFUND</b>	<b>\$ 240.00</b>

Resolution No. 120-2017  
Offered by: Coggins  
Adopted: April 10, 2017

Seconded by: Young

**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>
Corson	<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. Approval of the Modification of the Terms and Conditions of Tax-Exempt Obligation of Seaville Volunteer Fire and Rescue Company, Inc.

**TOWNSHIP OF UPPER  
CAPE MAY COUNTY  
RESOLUTION**

**RESOLUTION NO. 121 - 2017**

**RE: APPROVAL OF THE MODIFICATION OF THE TERMS AND CONDITIONS  
OF TAX-EXEMPT OBLIGATION OF SEAVILLE VOLUNTEER FIRE & RESCUE  
COMPANY, INC.**

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**WHEREAS**, Seaville Volunteer Fire & Rescue Company, Inc. (The “Fire Company”), is (i) a non-profit corporation organized and existing under the laws of the State of New Jersey; and (ii) a “qualified volunteer fire company” within the meaning of Section 150(e) of the Internal Revenue Code of 1986 and related regulations (the “Code”), which is organized and operated to provide firefighting or emergency medical services within Fire District No. 4, in the Township of Upper, County of Cape May, New Jersey (the “Township”), a political subdivision that is not otherwise provided with firefighting services for such Fire District No. 4; and

**WHEREAS**, the Fire Company is required by written agreement with the Commissioners of Fire District No. 4 of the Township, or by ordinance or statute, to provide firefighting services to the Township, within the meaning of Section 150(e) of the Code; and

**WHEREAS**, under Section 150(e) of the Code, the Fire Company is considered a governmental entity for purposes of issuing its debt obligations, the interest paid on which is exempt from federal income taxes (“Tax-Exempt Obligation(s)”), subject, however, to the “public approval” requirements applicable to private activity bonds under Section 147(f) of the Code; and

**WHEREAS**, the Township in Resolution 92-2012 approved the request by the Fire Company for the issuance of the Fire Company’s Tax-Exempt Obligation in the form of a note (the “Note”), solely for purposes of Sections 147(f) and 150(e) of the Code; and

**WHEREAS**, the Fire Company issued the Note and used the proceeds of the Note for: (i) the refinancing of outstanding debt of the Fire Company previously issued to provide the funds for the reconstruction and improvement of fire house facilities located at #36 Route 50, Township of Upper, in the County of Cape May and State of New Jersey, and eligible for funding with proceeds of the Note, (ii) fund improvements to the fire house facilities, and (iii) the payment of costs and expenses of issuance of the Note (collectively, the “Project”); and

**WHEREAS**, the Township has been requested by the Fire Company to approve the Fire Company modifying the terms and provisions of the Note and the other loan documents; and

**WHEREAS**, the Township shall in no manner be responsible for any obligations or liability of the Fire Company in regard to its operations or its responsibility under said Note or other financial obligation; and

**WHEREAS**, the Township Committee of the Township hereby directs that it is appropriate that the Mayor acknowledge the emergency services which have been provided to the Township by the Fire Company as requested; and

**WHEREAS**, the Township Committee of the Township desires to approve the modification of the terms and provisions of the Note and other loan documents as aforesaid and as required by Section 147(f) of the Code; 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 Fire Company and its officers, board members or attorneys, or any of them, are hereby approved and confirmed as the lawful agent of the Township for the public hearing held as required by Section 147(f) of the Code, with respect to the modification of the terms and provisions of the Note and other loan documents, as required and contemplated by Section 147(f) of the Code.
3. The advertisement of such public hearing held on behalf of the Township is hereby approved and confirmed.
4. Such public hearing was held on April 3, 2017, and following such public hearing the Fire Company has submitted to the Township a brief report of the public hearing in order that the Township may take appropriate action upon the request of the Fire Company

for approval, solely for purposes of Section 147(f) of the Code, of the modification of the terms and provisions of the Note and other loan documents.

5. The Township hereby designates the Mayor of the Township to execute and deliver a Certificate of Approval, in the form attached hereto as Exhibit A, with respect to the modification of the terms and provisions of the Note and other loan documents on behalf of the Township.

6. All actions of the Township and of the Fire Company taken and to be taken in conformity with the intent and purposes of this Resolution are ratified, confirmed and approved in all respects.

7. The action taken by or on behalf of the Township under this Resolution is taken only as required by Section 150(e) and Section 147(f) of the Code to qualify the Note as a “qualified tax-exempt obligation” and for no other purpose, and the adoption of this Resolution and the taking of the action authorized hereunder shall not create any other contractual, debt or legal obligation of, against or payable by the Township with respect to the modification of the terms and provisions of the Note and other loan documents.

8. All resolutions or parts of resolutions, insofar as such shall be inconsistent herewith, shall be and the same expressly are repealed.

9. 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. 121-2017

Offered by: Young

Second by: Barr

Adopted: April 10, 2017

Roll Call Vote:

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

7. Appointing J. P. Bainbridge & Associates, Inc. and J. Paul Bainbridge as an Appraiser for the Township of Upper.

**TOWNSHIP OF UPPER  
CAPE MAY COUNTY  
RESOLUTION**

**RESOLUTION NO. 122-2017**

**RE: APPOINTING J. P. BAINBRIDGE & ASSOCIATES, INC. AND  
J. PAUL BAINBRIDGE AS AN APPRAISER FOR THE TOWNSHIP OF UPPER**

---

**WHEREAS**, the Township requires an appraiser to provide services to obtain the retrospective market value of real property in the Township with respect to tax appeal matters; and

**WHEREAS**, a resolution is required authorizing the award of such contract for professional services; and

**WHEREAS**, J.P. Bainbridge & Associates, Inc. and J. Paul Bainbridge have completed and submitted a Business Entity Disclosure Certification which certifies that J.P. Bainbridge & Associates, Inc. and J. Paul Bainbridge have not made any contributions to a political or candidate committee in the Township that would bar the award of this contract and that the contract will prohibit J.P. Bainbridge & Associates, Inc. and J. Paul Bainbridge from making any contributions through the term of the contract; 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. J.P. Bainbridge & Associates, Inc. and J. Paul Bainbridge with offices at 6 Woodland Road, Cape May Court House, New Jersey is hereby appointed appraiser for the Township of Upper to provide services relating to the appraisal of real property for tax appeal matters.
3. The contract shall have a term of one (1) year from date of full execution.

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 J.P. Bainbridge & Associates, Inc. and J. Paul Bainbridge have professional knowledge as to appraisal issues which knowledge 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-20.5.

### **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 J.P. Bainbridge & Associates, Inc. and J. Paul Bainbridge for appraisal 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. A certificate from the Chief Financial Officer of Upper Township showing the availability of adequate funds for this contract and showing the line item appropriation of the official budget to which this contract will be properly charged has been provided to the governing body and shall be attached to this Resolution and kept in the files of the municipal clerk.

7. The contractor 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.

8. The Mayor and the Township Clerk are hereby authorized and directed to execute, on behalf of the Township of Upper, a Professional Contract with J.P. Bainbridge & Associates, Inc. and J. Paul Bainbridge in accordance with the terms and provisions of the Local Public Contracts Law, subject to and in accordance with the limitations imposed herein. Upon execution of all parties thereto said contract shall become effective.



9. A notice of the contract award shall be published in the official newspaper of the Township of Upper within ten (10) days from the date of adoption.

10. This Resolution shall be effective as of adoption.

Resolution No. 122-2017

Offered by: Coggins

Seconded by: Palombo

Adopted: April 10, 2017

Roll Call Vote:

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

8. Authorizing the filing of a Recycling Tonnage Grant Application.

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

**RESOLUTION NO. 123-2017**

**RE: AUTHORIZING THE FILING OF A RECYCLING  
TONNAGE GRANT APPLICATION**

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**WHEREAS**, the Mandatory Source Separation and Recycling Act, P.L. 1987, c. 102., has established a recycling fund from which tonnage grants may be made to municipalities in order to encourage local source separation and recycling programs; and

**WHEREAS**, it is the intent and spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and expand existing programs; and

**WHEREAS**, the New Jersey Department of Environmental Protection has promulgated recycling regulations to implement the mandatory Source Separation and Recycling Act; and

**WHEREAS**, the recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including, but not limited to, making and keeping accurate verifiable records of materials collected and claimed by the municipality; and

**WHEREAS**, a Resolution authorizing this municipality to apply for such tonnage grants for calendar year 2017 (based on 2016 recycling figures) is required, and will memorialize the commitment of this municipality to recycling and indicate the assent of the

Township of Upper to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

**WHEREAS**, such Resolution should designate the individual authorized to ensure that the application is properly completed and timely filed.

**NOW, THEREFORE BE IT RESOLVED** by the Township Committee of the Township of Upper that the Township of Upper hereby endorses the submission of a municipal Recycling Tonnage Grant Application to the New Jersey Department of Environmental Protection and designates William McDaniels, Certified Recycling Coordinator, P.O. Box 205, Tuckahoe, New Jersey, 08250, to ensure that said application is properly filed.

Resolution No. 123-2017

Offered by: Corson

Seconded by: Barr

Adopted: April 10, 2017

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>
Corson	<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. Authorizing a contract with W. Michael Bailey for Public Safety Communications Services.

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

**RESOLUTION NO. 124-2017**

**RE: AUTHORIZING A CONTRACT WITH W. MICHAEL BAILEY  
FOR PUBLIC SAFETY COMMUNICATIONS SERVICES**

---

**WHEREAS**, there is a need by the Township of Upper to appoint an independent contractor to perform Public Safety Communications Services on an as needed basis; and

**WHEREAS**, W. Michael Bailey possesses the requisite skills to fill this position; and

**WHEREAS**, a Resolution is required authorizing the award of a contract for Public Safety Communications Services to W. Michael Bailey; 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**, W. Michael Bailey, as an independent contractor, has completed and submitted a Form W-9 to the Township of Upper; and

**WHEREAS**, W. Michael Bailey has completed and submitted a Business Entity Disclosure Certification which certifies that W. Michael Bailey 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 W. Michael Bailey from making any reportable contributions through the term of the contract; 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 W. Michael Bailey for Public Safety Communications Services as needed.
3. A certificate from the Chief Financial Officer of Upper Township showing the availability of adequate funds for this contract and showing the line item appropriation of the official budget to which this contract will be properly charged has been provided to the governing body and shall be attached to this Resolution and kept in the files of the municipal clerk.
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. 124-2017  
Offered by: Barr  
Adopted: April 10, 2017

Seconded by: Coggins

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>
Corson	<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>

10. Authorize 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. 125-2017**

**RE: AUTHORIZE 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 596, Lot 10 on the current municipal tax map:

Neil Wareham  
(refund COAH development fee  
overpayment)

\$75.00

Resolution No. 125-2017

Offered by: Coggins

Seconded by: Palombo

Adopted: April 10, 2017

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>
Corson	<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>

11. Authorizing the Township of Upper to enter in to a National Cooperative Contract with NASPO ValuePoint Contract Number 1907 for Wireless Services.

**CAPE MAY COUNTY  
RESOLUTION**

**RESOLUTION NO. 126-2017**

**RE: AUTHORIZING THE TOWNSHIP OF UPPER TO ENTER INTO A  
A NATIONAL COOPERATIVE CONTRACT WITH NASPO VALUEPOINT  
CONTRACT NUMBER 1907 FOR WIRELESS SERVICES**

---

**WHEREAS**, N.J.S.A. 52:34-6.2 allows the Township of Upper to utilize national cooperative contracts as a method of procurement; and

**WHEREAS**, Verizon Wireless and the State of Nevada, for itself and on behalf of the NASPO ValuePoint, also formerly known as WSCA (hereinafter referred to as NASPO), is authorized to contract with eligible entities for wireless services; and

**WHEREAS**, the Township of Upper wishes to contract with NASPO for wireless services.

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

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

2. The Township Committee of the Township of Upper hereby authorizes the Mayor to execute the Participating Addendum NASPO ValuePoint (formerly known as WSCA) Wireless Services 2012-2019 administered by the State of Nevada and the NASPO ValuePoint (formerly known as WSCA) #1907 Authorized User Agreement.

3. The Qualified Purchasing Agent is hereby authorized, directed and empowered to execute any and all documents in order to implement the intent of this Resolution.

Resolution No. 126-2017

Offered by: Coggins

Seconded by: Barr

Adopted: April 10, 2017

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>
Corson	<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>

## **ORDINANCES**

**12. Public hearing and final adoption of Ordinance No. 005-2017 RE: AN ORDINANCE REVISING JOB CLASSIFICATIONS AND TITLES AND AMENDING CHAPTER V, ENTITLED “PERSONNEL”, OF THE CODE OF UPPER TOWNSHIP.** During the public hearing portion there were no comments. Motion by John Coggins, second by Edward Barr, to adopt Ordinance No. 005-2017. During roll call vote all five Committeemen present voted in the affirmative.

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

**ORDINANCE NO. 005-2017**

**RE: AN ORDINANCE REVISING JOB CLASSIFICATIONS  
AND TITLES AND AMENDING CHAPTER V, ENTITLED  
“PERSONNEL”, OF THE CODE OF UPPER TOWNSHIP**

---

**WHEREAS,** it is necessary to amend certain job classifications or job titles;

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:** Chapter V, entitled "Personnel", of the Code of Upper Township, Section 5-6.2, is hereby amended and supplemented as follows:

**Add The Following Position:**

Truck Driver, Heavy

**Delete The Following Position:**

Equipment Operator/Truck Driver

**SECTION 2: REPEALER:** All Ordinances or parts of Ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency only.

**SECTION 3: SEVERABILITY:** This Ordinance shall be subject to the severability provisions set forth in Section 5-15 of Chapter V of the Code of Upper Township.

**SECTION 4: 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 13th day of March, 2017 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 10th day of April, 2017 at 7:30 p.m. at the Township Hall, Tuckahoe, New Jersey, at which time said Ordinance was adopted.

13. **Public hearing and final adoption of Ordinance No. 006-2017 RE: AN ORDINANCE AMENDING ORDINANCE NO. 017-2016 KNOWN AS THE SALARY ORDINANCE FOR THE CALENDAR YEAR 2017.** During the public hearing portion there were no comments. Motion by John Coggins, second by Edward

Barr, to adopt Ordinance No. 006-2017. During roll call vote all five Committeemen present voted in the affirmative.

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

**ORDINANCE NO. 006-2017**

**RE: AN ORDINANCE AMENDING ORDINANCE NO. 017-2016 KNOWN AS THE  
SALARY ORDINANCE FOR THE CALENDAR YEAR 2017**

---

**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:** Ordinance No.017-2016, known as the Salary Ordinance of 2017 is hereby amended as hereinafter provided:

**SECTION 2: SALARIES:**

**E. PUBLIC WORKS/SPORTS AND RECREATIONAL PROGRAMS:**

The following title is hereby added:

<u>Title</u>	<u>Minimum</u>	<u>Maximum-2017</u>
Truck Driver, Heavy	\$12,500.00	\$52,945.00

The following existing title is hereby removed and deleted:

<u>Title</u>	<u>Minimum</u>	<u>Maximum-2017</u>
Equipment Operator/Truck Driver	\$12,500.00	\$52,945.00

**SECTION 3: SEVERABILITY:** If any section, subsection, paragraph, sentence or other part of this Ordinance is adjudged unconstitutional or invalid, such judgment shall not affect, impair or invalidate the remainder of this Ordinance, but shall be confined in its effects to the section, subsection, paragraph, sentence or other part of this Ordinance directly involved in the controversy in which said judgment shall have been rendered and all other provisions of this Ordinance shall remain in full force and effect.



**SECTION 4: REPEALER:** All ordinances or parts of ordinances inconsistent herewith 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 13<sup>th</sup> day of March, 2017 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 10<sup>th</sup> day of April, 2017 at 7:30 p.m. at the Township Hall, Tuckahoe, New Jersey, at which time said Ordinance was adopted.

**14. Public Hearing and Final Adoption of Ordinance No. 007-2017 RE: AN ORDINANCE AMENDING REVISED GENERAL ORDINANCE CHAPTER IV OF THE CODE OF UPPER TOWNSHIP TO ADD SECTION 4-3 ENTITLED JITNEYS.** During the public hearing portion there were the following speakers:

**Linda Bateman, Strathmere**, speaking on behalf of the Strathmere Improvement Association requested that a stop in Whale Beach be included in the Jitney Service. It was stated that a separate Resolution will be adopted to establish the stops, hours of operation, etc.

**Christine Furey, Strathmere**, requested that she be included in the discussion regarding the establishment of stops, hours of operation, and rules and regulations. The Committee agreed to keep her informed of the discussion.

There being no further comment, the public hearing portion was then closed. Motion by Edward Barr, second by John Coggins, to adopt Ordinance No. 007-2017. During roll call vote all five Committeemen present voted in the affirmative.

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

**ORDINANCE NO. 007-2017**

**RE: AN ORDINANCE AMENDING REVISED GENERAL ORDINANCE CHAPTER  
IV OF THE CODE OF UPPER TOWNSHIP TO ADD SECTION 4-3 ENTITLED  
JITNEYS**

---

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

**SECTION 1.** Chapter 4 of the Revised General Ordinances of the Township of Upper, also known as the Code of Upper Township, is hereby amended by adding the following subchapter entitled Jitneys:

#### 4-3 JITNEYS

##### 4-3.1 Definitions.

As used in this subchapter, the following terms shall have the meanings indicated:

*Compressed natural gas vehicles (CNG)* shall mean any motor vehicle fueled with clean-burning compressed natural gas, gasoline permitted only as a back up fuel source.

*Criminal History Record Background Check* shall mean a determination of whether a person has a criminal record by cross-referencing that person's name and fingerprints with those on file with the Federal Bureau of Investigation, Identification Division and the State Bureau of Identification in the Division of State Police.

*Jitney* shall mean an autobus for hire and shall include any motor vehicle for hire engaged in carrying individual passengers in exchange for a fee, which is operated in a closed loop over and upon the streets of the Township. A jitney shall be constructed and intended to accommodate thirteen (13) passengers.

*Person* shall mean and include person, firm or corporation.

*Review Committee* shall mean a three (3) member committee consisting of the Township Administrator, the Township Committee member in charge of Public Safety and the Township Clerk. The Review Committee shall be charged with the review of all appeals of disqualifying criminal history background checks.

*Street* shall mean and include any street, avenue, land or public place in the Township utilized for vehicular jitney traffic.

*Zero-emission vehicles (ZEV)* shall mean any motor vehicle that produces zero exhaust emissions of all criteria pollutants under any and all possible operational modes and conditions.

#### 4-3.2 Licensing; Fee; Renewal.

- a. Before operating any jitney along, through, over or upon any street of the Township, the owner and all drivers shall obtain consent, in the form a license, from the Township Clerk.
- b. There shall be an annual licensing fee of Fifty Dollars (\$50.00) per jitney. A license shall be valid for a period of one (1) year from the date of issue and shall be renewed prior to expiration. No jitney shall be operated if the renewal license is not granted by the expiration of the existing license. All applications for license renewal shall be made in writing and filed with the Township Clerk.
- c. All applications for a license or a renewal license shall be made in writing and filed with the Township Clerk. No application will be approved by the Township Clerk unless it is accompanied by appropriate forms and contains the information required in the application and the following:
  1. Type of motor vehicle, name of the manufacturer, a schedule indicating dates of operation and the hours of each day that said vehicle will operate.

2. Proof that the seating capacity of the motor vehicle, according to its trade factory rating, is intended to accommodate thirteen (13) passengers.
3. The name, age, residence address, business address, date of birth and phone number of the applicant. Name, age, address, date of birth and phone number of all drivers of said vehicle.
4. The vehicle identification number, New Jersey vehicle registration number, vehicle insurance policy particulars and a valid New Jersey driver's license of the owner-operator of the jitney. A valid New Jersey driver's license and insurance information for all drivers of the jitney.
5. The vehicle must meet all requirements to make it a CNG or ZEV vehicle, as defined herein. Proof that the vehicle is a CNG or ZEV vehicle must be provided.
6. A complete description of the vehicle, both inside and out, including whether the vehicle has been converted for jitney use and, if so, the name and place of business of the individual doing the conversion.
7. If an individual, the applicant shall submit two (2) identical two inch by two inch (2" x 2") photographs with an image size of between one inch (1") and one and three eighths inches (1-3/8") from chin to the top of the head, including hair. Photographs must be clear, front view, full face printed with a plain light (white or off-white) background and should be taken by a professional photographer. The photographs shall be given to the Township Clerk or his/her designee for the purpose of

preparation of an identification card to be executed by and showing the identity of the actual owner of the license. A valid jitney identification card that has been issued by another municipality in the State of New Jersey to the individual meeting all of the requirements herein shall be accepted by the Township Clerk or his/her designee in lieu of the above.

8. If a corporation, partnership or limited liability company, the applicant shall have its corporate officer, partner or member, as applicable, submit two (2) identical two inch by two inch (2" x 2") photographs with an image size of between one inch (1") and one and three eighths inches (1-3/8") from chin to the top of the head, including hair. Photographs must be clear, front view, full face printed with a plain light (white or off-white) background and should be taken by a professional photographer. The photographs shall be given to the Township Clerk or his/her designee for the purpose of preparation of an identification card to be executed by and showing the identity of the actual owner of the license. A valid jitney identification card that has been issued by another municipality in the State of New Jersey to the individual meeting all of the requirements herein shall be accepted by the Township Clerk or his/her designee in lieu of the above.
9. The licensed applicant shall affirm that the jitney business and/or license shall not be used and operated for unlawful purposes and shall comply with applicable laws.

- d. No license to own or operate any jitney shall be granted to any person under the age of twenty-one (21) years, without having had a New Jersey or Pennsylvania driver's license for a period of three (3) years.
- e. It shall be unlawful for any person to drive a jitney within the Township of Upper without first having obtained a jitney license and an identification card, the latter to contain the photograph and signature of the licensee. This identification card shall be produced by the Township Clerk. This identification card shall be carried at all times and prominently displayed while driving or operating a jitney. It shall be unlawful for any jitney operator or licensee to permit anyone else to wear his or her identification card or to refuse to show the same to lawful authorities upon request. A fee of Fifteen Dollars (\$15.00) shall be charged for a replacement identification card. All applicants shall provide such information as the Township Clerk requires, including but not limited to fingerprinting and a Criminal History Record Background Check pursuant to the provisions and requirements of N.J.S.A 40:48-1.4 and N.J.A.C. 13:59-1.1 et seq. Fees and costs in any manner associated with the Criminal History Record Background Check shall be charged to the applicant and collected by the Township Clerk. A Criminal History Record Background Check for an applicant dated within six months of the date of application that is provided directly from another New Jersey municipality to the Township Clerk may be utilized if it complies with the requirements of N.J.S.A. 40:48-1.4 and N.J.A.C. 13:59-1.1 et seq.

The Review Committee shall determine whether or not the applicant is disqualified based upon the results of the Criminal History Record Background Check.

If the applicant is a corporation, limited liability company or partnership, then the following individuals shall be subject to a Criminal History Record Background Check:

1. In the event that the applicant is a corporation, the background investigation shall include all officers of the corporation and, if practical, the shareholders.
2. In the event that the applicant is a limited liability company, such investigation shall include all officers of the limited liability company and, if practical, the members.
3. In the event that the applicant is a partnership, such investigation shall be required of each partner, whether full or limited partners.

#### 4-3.3 Township Clerk's Authority.

- a. No jitney license shall be recommended or awarded to an applicant by the Township Clerk if it appears:
  1. That the insurance policy required by law has not been furnished and approved, or the same is insufficient in form or substance to properly safeguard the public interest and safety, or that the policy of insurance is not operative for at least one (1) year; or
  2. That the applicant has not complied with all the terms and conditions of this section and of the State of New Jersey

relevant to such cases, or the applicant is not a person entitled to be licensed hereunder.

- b. The license to own and operate a jitney may be revoked by the Township Clerk for a violation of any of the provisions of this section or any ordinance of the Township relating to traffic, use of streets or for the violation of any State law relating to traffic or use of streets, or for failure to pay any judgment for personal damages arising from the unlawful or negligent operation of a jitney for which the license was issued, or for failure to pay any franchise taxes provided by law and, thereupon, all rights and privileges under the license shall terminate.
- c. Before any license shall be revoked, the holder thereof shall have been notified in writing of the reasons for revocation, and shall be given a public hearing, at which the licensee may be represented by counsel. In addition, the licensee shall be given ten (10) days written notice of the time and place of such hearing. The notice provided hereby shall be served personally or by certified mail, to the address last filed by the person licensed as shown in the office of the Township Clerk. It will also be within the discretion of the Township Clerk to levy a fine and/or suspension should he/she deem revocation too severe a penalty.
- d. It shall further be the duty of the Township Clerk to take all reasonable and prudent steps to assure that the terms and conditions of this section are fulfilled.
- e. Where a licensee has been convicted of a crime in any Municipal, County, State or Federal court, upon conviction, the Township



Clerk may revoke the license of the jitney owner upon written notice and hearing.

- f. The Township Clerk and the New Jersey State Police or their designee shall take official cognizance of any and all misconduct, deceit, fraud, subterfuge or actions of any jitney licensee which are against the best interest of the public or the jitney industry itself, regardless of whether or not such actions are specifically covered in this section. It shall also be the direct responsibility of all departments to bring such actions to the notice of the Township Clerk.

#### 4-3.4 Vehicle Substitution; Replacement; Unsafe.

- a. The holder of any license shall not substitute or replace any licensed and approved vehicle without the written approval of the Township Clerk unless the substituted vehicle had already received such approval.
- b. The use of any jitney which may be found by the New Jersey State Police to be unsafe and not in condition to properly carry passengers shall be discontinued from service until such time as it is repaired, made safe or put in good condition before being used again.
- c. Any jitney that is out of service for any reason is not entitled to any prorated fee reimbursement.

#### 4-3.5 Transfer of License.

It shall be unlawful for the holder of any license issued under this section to transfer the license to any person.

#### 4-3.6 False Statements.

It shall be unlawful for any person making application for any license or identification card to willfully make any false statement as to any of the matters required to be stated in such application. False statements are grounds to deny or revoke a license.

#### 4-3.7 Passengers.

It shall be unlawful to drive or operate any jitney while that jitney is carrying more than thirteen (13) passengers. Each passenger must be seated while the jitney is in motion. Passengers must be treated with courtesy and respect; repeated complaints against drivers will be grounds for disciplinary action initiated by the Township Clerk. For the purpose of this section, children in arms shall not be considered as persons.

#### 4-3.8 Liability Insurance.

As a condition for the issuance of a license hereunder, the owner/operator of a jitney shall file with the Township Clerk an insurance policy attesting that the jitney is insured under a policy of comprehensive, general liability insurance with limits of not less than Five Hundred Thousand Dollars (\$500,000.00) per occurrence. Consent shall only continue to be effective and such operation be permitted only so long as such insurance to the full and collectible amount shall remain in force, during the entire term of the policy. The insurance policy, or an accompanying document, shall obligate the liability insurer to notify the Township Clerk if any change occurs in the policy or if the policy is terminated or canceled for any reason. At which time any such notice is received all licenses shall be revoked immediately.

#### 4-3.9 General Rules.

- a. There shall be no smoking on jitneys.

- b. Only licensed jitney owners and their licensed employees can drive an authorized vehicle.
- c. Only a licensed jitney can be used on a prescribed jitney route.
- d. Unsanitary, inadequate, unclean or unsafe jitneys will not be permitted to operate.
- e. It shall be illegal to use profanity or engage in physical violence either on jitneys or in areas on or near jitney stops.
- f. All accidents must be reported to the New Jersey State Police as soon as possible after the occurrence. Any accident involving damage over Five Hundred Dollars (\$500.00) or personal injury must be reported immediately to the State Police.
- g. All lost and found articles not reclaimed by jitney passengers from the licensed jitney operators will be turned in to the Township Clerk the next business day.
- h. Jitney owners must notify the Township Clerk immediately when a change of license number or registration number occurs.
- i. This section is cumulative of all other applicable laws and ordinances.
- j. No flags, banners or advertising of any kind is permitted on jitneys.
- k. The Township Committee of the Township of Upper shall, by resolution, from time to time establish additional rules for the operation of jitneys throughout the Township and shall establish approved routes and fares to be charged to passengers. A copy of all such current rules adopted by the Township Committee, in addition to those set forth above, shall be provided to the holder of

each jitney license upon the issuance of said license or upon the adoption of such additional rules.

#### 4-3.10 Penalty for Violations.

Any person who shall own and/or operate a jitney without complying with the provisions of this subchapter shall be subject to the following fines, in addition to the revocation of any license issued under this subchapter:

- a. First offense: a fine of not more than Five Hundred Dollars (\$500.00), but not less than Fifty Dollars (\$50.00).
- b. Subsequent offenses: a fine of not more than One Thousand Dollars (\$1,000.00), but not less than One Hundred Dollars (\$100.00), imprisonment in the county jail for a period not to exceed 90 days, or both.

**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 4 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 27<sup>th</sup> day of March, 2017 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 10<sup>th</sup> day

of April, 2017 at 7:30 p.m. at the Township Hall, Tuckahoe, New Jersey, at which time said Ordinance was adopted.

### **CORRESPONDENCE**

15. **2016 JIF Safety Incentive Program Award.** The Township's Claims Coordinator, Teri Smuz, reported that based on the Township's 2016 performance, the Township was awarded \$2,150.00 to be used for the employees to celebrate their commitment to safety. She reported that, as of today, the Township has gone 222 days without a loss time accident.

### **NEW BUSINESS**

16. **Upper Township Lacrosse request to hold a Raffle RA-475 at Amanda's Field on June 3, 2017.** Motion by Curtis Corson, second by Hobie Young, to approve the request. During roll call vote all five Committeemen voted in the affirmative.
17. **Ocean City High School Boys Lacrosse Boosters Club request to hold a Raffle RA-476 at Yesterday's Restaurant Tavern on June 7, 2017.** Motion by Hobie Young, second by Edward Barr, to approve the request. During roll call vote all five Committeemen voted in the affirmative.
18. **Upper Township Rescue Squad request to hold a Raffle RA-477 at the Tuckahoe Inn on June 24, 2017.** Motion by Curtis Corson, second by Edward Barr, to approve the request. During roll call vote all five Committeemen voted in the affirmative.

### **UNFINISHED BUSINESS**

19. **Upper Township School District 2016/2017 Project Request. The Township Administrator** reported that the School has requested the Township's assistance for four projects: Engineering services for a paving project at the Elementary School, Engineering services for the removal of the baseball field and grading at the Elementary School, Public Works services for removal of the baseball field and grading at the Elementary School, and Public Works services for repair of the sprinklers on the Middle School field hockey field. The Engineer stated that he is available and willing to provide the Engineering services. The Township Administrator stated that Public Works can provide the manpower for the field removal and sprinkler repair services. Motion by Curtis Corson, second by Edward Barr, to approve the request. During roll call vote all five Committeemen voted in the affirmative.

### **DISCUSSION**

### **PAYMENT OF BILLS**

20. **"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 five Committeemen voted in the affirmative.

**Bills approved for payment: \$273,180.46**

**REPORT OF MUNICIPAL DEPARTMENTS**

- 21. Animal Control
- 22. Construction Code
- 23. Division of EMS
- 24. Finance
- 25. MUA Report
- 26. Municipal Clerk
- 27. Municipal Court
- 28. Tax Collector

Motion by Richard Palombo, second by Edward Barr, to accept the reports as submitted. During roll call vote all five Committeemen voted in the affirmative.

**PUBLIC COMMENT**

**Linda Bateman, Strathmere**, speaking on behalf of the Strathmere Improvement Association, stated their opposition to the proposed 66% toll increase on the Corson's Inlet Bridge. She stated that although the Cape May County Bridge Commission has postponed the public hearing on the matter, she is requesting that the Township join the opposition of the proposed increase. Motion by Curtis Corson, second by Hobie Young, to have a resolution drafted opposing the Cape May County Bridge Commission's proposed toll increase on the Corson's Inlet Bridge. During roll call vote all five Committeemen voted in the affirmative. She next thanked the Committee for listening to their concerns regarding the closing of the Taylor Avenue Boat Ramp and the fees for the Bayview Boat Ramp. After a brief discussion, there was a motion by Curtis Corson, seconded by Edward Barr, to keep the Taylor Avenue Boat Ramp open, and to not charge a fee for the use of the Bayview Boat Ramp. During roll call vote all five Committeemen voted in the affirmative.

**Mike Jones, Marshallville**, requested confirmation that the Township will not be charging for the use of the Bayview Boat Ramp. That statement was confirmed.

**Tom Ulmer, Seaville**, stated that on April 1<sup>st</sup> he was notified by the Upper Township Tax Assessor's Office that he had no farmland activity on the parcel known as Pastime Place, which is where the Upper Township Farmer's Market was held the past two summers. He stated that he is now in danger of losing his farmland assessment because he allowed the Township to use his land for the Farmer's Market. Due to a conflict, Committeeman Corson recused himself from this discussion. The Municipal Attorney stated that this is not the proper forum to lodge a complaint, as the Township Committee has no authority over tax assessment matters. He further stated that Mr. Ulmer has the right to appeal the Assessor's decision to the Cape May County Board of Taxation.

**CLOSED SESSION**

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

**MOTION GOING INTO CLOSED SESSION**  
**APRIL 10, 2017**

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. Potential Contract Negotiation - Old Township Hall  
Remediation
3. Litigation - Affordable Housing

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

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

Moved by: John Coggins

Motion seconded by: Edward Barr

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

**RECONVENE PUBLIC PORTION OF MEETING**

Motion by John Coggins, second by Richard Palombo, to reconvene the public portion of the meeting. During roll call vote all five Committeemen voted in the affirmative.

**ADJOURNMENT**

There being no further business this evening the meeting was adjourned at 9:40 P.M., with a motion by John Coggins, second by Richard Palombo, and all five Committeemen voting in the affirmative. The next regular meeting is scheduled for April 24, 2017 at 7:30 P.M.

Minutes prepared by,

Joanne R. Herron, RMC  
Deputy Municipal Clerk

# Bill List

68994 04/10/17 A0018 ACTION SUPPLY INC. 136.80 2965  
68995 04/10/17 A0025 ADVANTAGE RENTAL ACE HARDWARE 941.10 2965  
68996 04/10/17 A0091 ATLANTIC CITY ELECTRIC 19,741.86 2965  
68997 04/10/17 A0175 Adams Rehmann & Haggan Assoc 1,592.00 2965  
68998 04/10/17 A0193 ATLANTIC INVESTIGATIONS, LLC 2,255.00 2965  
68999 04/10/17 A0206 ADVANCE LEARNING 99.00 2965  
69000 04/10/17 A0209 ATLANTIC MARINE CONSTRUCTION 22,195.51 2965  
69001 04/10/17 B0035 BELMONT & CRYSTAL SPRINGS 39.84 2965  
69002 04/10/17 B0160 BONNER, ROSEMARY 1,258.80 2965  
69003 04/10/17 B0182 BRIGGS LAW OFFICE, P.C. 1,320.00 2965  
69004 04/10/17 B0220 BERGEY'S TRUCK CENTERS 315.46 2965  
69005 04/10/17 B0238 BUSTED KNUCKLE AUTO & TIRE LLC 625.00 2965  
69006 04/10/17 C0068 COMCAST 411.61 2965  
69007 04/10/17 C0091 CHISHOLM, JOHN R. 113.53 2965  
69008 04/10/17 C0116 CINTAS CORPORATION 20.37 2965  
69009 04/10/17 C0143 CODY'S POWER EQUIPMENT 306.90 2965  
69010 04/10/17 C0182 CDW GOVERNMENT, INC 3,060.00 2965  
69011 04/10/17 C0201 CRUZAN'S TRUCK SERVICE INC. 272.03 2965  
69012 04/10/17 C0223 CASA PAYROLL SERVICE 253.25 2965  
69013 04/10/17 C0246 CRAFT OIL CORPORATION 332.76 2965  
69014 04/10/17 C0279 CASA REPORTING SERVICES LLC 256.00 2965  
69015 04/10/17 E0012 EHRlich PEST CONTROL INC 86.00 2965  
69016 04/10/17 F0187 FUEL SYSTEM SERVICES, LLC 969.81 2965  
69017 04/10/17 G0012 GANN LAW BOOKS 129.00 2965  
69018 04/10/17 G0028 GENTILINI FORD 507.87 2965  
69019 04/10/17 G0141 GENTILINI CHEVROLET 155.05 2965  
69020 04/10/17 G0157 GRANTURK EQUIPMENT CO., INC. 2,133.22 2965  
69021 04/10/17 H0073 HOME DEPOT CRC/GECF 73.30 2965  
69022 04/10/17 H0083 HUBER LOCKSMITHS, INC. 50.00 2965  
69023 04/10/17 H0095 HORIZON BCBSNJ 161,736.12 2965  
69024 04/10/17 H0135 HANSON AGGREGATES, INC. 2,563.32 2965  
69025 04/10/17 J0072 JERSEY WEB DESIGNS 492.49 2965  
69026 04/10/17 K0086 K D NATIONAL FORCE SECURITY 2,756.25 2965  
69027 04/10/17 L0007 LC EQUIPMENT, INC. 34.00 2965  
69028 04/10/17 L0117 LETS PARTY PAINTERS, LLC 920.00 2965  
69029 04/10/17 M0012 McCauley, RICHARD 150.00 2965  
69030 04/10/17 M0131 MULFORD, SHAWNA 1,292.58 2965  
69031 04/10/17 M0269 MULTI-TEMP MECHANICAL, INC. 476.01 2965  
69032 04/10/17 N0004 NJ-AMERICAN WATER CO. 56.76 2965  
69033 04/10/17 N0046 NJ EMERGENCY PREPAREDNESS ASSO 180.00 2965  
69034 04/10/17 N0131 DEFINED CONTRIB RETIRE PROGRAM 184.77 2965  
69035 04/10/17 O0006 SJSHORE MARKETING,LLC 643.02 2965  
69036 04/10/17 O0034 OSPREY POINT CONDO ASSOC. 1,855.68 2965  
69037 04/10/17 P0032 PEDRONI FUEL CO. 1,494.61 2965  
69038 04/10/17 R0030 RIGGINS, INC. 3,743.68 2965  
69039 04/10/17 R0092 RUTGERS, THE STATE UNIVERSITY 235.00 2965  
69040 04/10/17 R0100 ROBERTS OXYGEN COMPANY, INC. 67.22 2965  
69041 04/10/17 R0101 R.R. DONNELLEY & SONS 147.00 2965  
69042 04/10/17 R0117 ROMERO, LYNDIA 40.69 2965  
69043 04/10/17 R106 RUMER, LISA 214.65 2965  
69044 04/10/17 S0015 SMYTH, PATRICIA 163.96 2965  
69045 04/10/17 S0018 SUBURBAN PROPANE, LP 41.77 2965  
69046 04/10/17 S0126 SPIEGEL, BARBARA 97.06 2965  
69047 04/10/17 S0239 SHORE VET. ANIMAL CONTROL LLC 2,350.00 2965  
69048 04/10/17 S0292 JEFFREY SURENIAN & ASSOC. LLC 616.75 2965  
69049 04/10/17 S0294 JEFFREY R. SURENIAN & ASS. LLC 3,000.00 2965  
69050 04/10/17 S0314 Shiffler, Ryan E. 41.45 2965  
69051 04/10/17 T0029 THOMAS BARRY MARINE,INC. 3,500.00 2965  
69052 04/10/17 T0032 THE PRESS OF ATLANTIC CITY 257.46 2965  
69053 04/10/17 T0067 TOWNSHIP OF UPPER PETTY CASH 28.53 2965  
69054 04/10/17 T0080 TREASURER STATE OF N.J. 250.00 2965  
69055 04/10/17 T0168 TOWNSHIP OF UPPER 308.91 2965  
69056 04/10/17 V0013 VERIZON WIRELESS 1,136.57 2965  
69057 04/10/17 V0018 VILLAGE PHARMACY, INC. 149.04 2965  
69058 04/10/17 V0024 VAL-U AUTO PARTS L.L.C. 427.99 2965  
69059 04/10/17 W0030 WEST PUBLISHING CO. 469.23 2965  
69060 04/10/17 W0038 WILLIAMS, JEREMIAH J. 87.77 2965  
69061 04/10/17 W0087 W.B. MASON 39.52 2965



69062 04/10/17 W0105 WELLIVER, III WALLACE 40.69 2965  
69063 04/10/17 X0008 XEROX FINANCIAL SERVICES 662.40 2965  
69064 04/10/17 Y0008 YOUNG, DANIEL J. ESQUIRE PC 20,182.75 2965  
69065 04/10/17 Y0012 YOUNG,ROBERT 393.69 2965

Total: \$273,180.46