

**TOWNSHIP OF UPPER
2100 TUCKAHOE ROAD
PETERSBURG, NJ 08270
CAPE MAY COUNTY
MINUTES FOR TUESDAY MAY 29, 2018**

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	Absent
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 - May 14, 2018 Regular Meeting and
Closed Session “A” and “B” Minutes

Motion by Edward Barr, second by John Coggins, to approve the May 14, 2018 Regular Meeting and Closed Session “A” and “B” Minutes as submitted. During roll call vote all four Committeemen present voted in the affirmative.

REPORT OF GOVERNING BODY MEMBERS

John Coggins, Committeeman, reported on a complaint from a resident regarding a big pothole at the intersection of Randolph Avenue and Route 9. It was stated that Public Works will be patching the hole by the end of the week.

Edward Barr, Committeeman, urged all residents to please report any issues to the Township, either with a phone call or by utilizing the Trouble Reporter application on the Township’s website.

Curtis Corson, Committeeman, reported that the Upper Township Rescue Squad will be holding a Back Bay Benefit fundraiser at the Tuckahoe Inn on June 3, 2018.

Richard Palombo, Mayor, reported that the beaches were open this past weekend. A limited beach patrol staff will be on hand throughout this week. He next reported that he and Committeemen Corson and Barr had the honor of participating in the VFW and American Legion Memorial Day events this past Monday, as well as a very nice ceremony held at

Osprey Point where his Father, former Mayor of North Wildwood, Aldo Palombo was honored for his dedication to our veterans and first responders.

OTHER REPORTS

Scott Morgan, Township Administrator, reported that the Public Works Department has completed the brush pickup. Bagged compost will still be collected upon request, and loose leaf collection will begin again in October. Next, he reported that he recently received a letter from the Cape May County MUA reporting the Township's recycling rate for 2017. In 2017 the Township recycled 2,435.23 tons which allowed a savings of \$176,359.36 in solid waste tipping fees. He further stated that although the Township's recycling rate of 27.47% was 4% higher than the County average, the goal is for a recycling rate of 50%.

Daniel Young, Municipal Attorney, reported that there are a few items for closed session.

RESOLUTIONS

1. Rejecting all bids received for Reroofing of Municipal Building and authorizing the Township to re-advertise for bids.

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

RESOLUTION NO. 159-2018

RE: REJECTING ALL BIDS RECEIVED FOR REROOFING OF MUNICIPAL BUILDING AND AUTHORIZING THE TOWNSHIP TO RE-ADVERTISE FOR BIDS

WHEREAS, the Township of Upper solicited bids for the Reroofing of Municipal Building project; and

WHEREAS, bids were received from five companies; and

WHEREAS, the Township Committee has determined to reject all bids for Reroofing of Municipal Building heretofore received due to the fact the lowest bid substantially exceeds the Engineer's cost estimate for the project, and the Township desires to substantially revise the specifications for the project and authorize a new advertisement for bids with such revised specifications; 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. All bids for Reroofing of Municipal Building, received on May 9, 2018, are hereby rejected.
3. The Township Engineer and other duly authorized Township officers are hereby authorized to revise the bid specifications and thereafter re-advertise for bids.

Resolution No. 159-2018

Offered by: Barr

Seconded by: Coggins

Adopted: May 29, 2018

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

2. Authorizing the award of a contract with TruGreen, LP for recreation field maintenance.

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

RESOLUTION NO.160-2018

**RE: AUTHORIZING THE AWARD OF A CONTRACT
WITH TRUGREEN, LP FOR RECREATION FIELD MAINTENANCE**

WHEREAS, the Township of Upper maintains our recreation fields and to do so desires to enter into a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, the Qualified Purchasing Agent has determined and certified in writing that the value of acquisitions with TruGreen, LP for the year 2018 will exceed \$17,500 and a contract pursuant to N.J.S.A. 19:44A-20.5 is required; and

WHEREAS, TruGreen, LP has completed and submitted a Business Entity Disclosure Certification which certifies that TruGreen, LP has not made any reportable contributions to a political

or candidate committee in the Township in the previous one year, and that the contract will prohibit TruGreen, LP from making any reportable contributions through the term of the contract; and

WHEREAS, the Chief Financial Officer of the Township has certified the availability of funds to allow the award of contract for the purchase herein authorized and has certified that adequate funds have been appropriated for this purpose in the 2018 Municipal Budget.

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, County of Cape May, New Jersey hereby authorizes the Qualified Purchasing Agent to enter into a contract with TruGreen, LP as described herein.

3. The Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution.

4. The Chief Financial Officer is hereby authorized, directed and empowered to execute any and all necessary documents in order to implement the intent of this Resolution.

Resolution No.160-2018

Offered by: Corson

Seconded by: Barr

Adopted: May 29, 2018

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

3. Authorizing the Township of Upper to enter into a new Leasing and Management Agreement with the County of Cape May for the land known as Block 383, Lot 1 and Block 247, Lot 21.

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

RESOLUTION NO. 161-2018

**RE: AUTHORIZING THE TOWNSHIP OF UPPER TO ENTER INTO A NEW LEASING
AND MANAGEMENT AGREEMENT WITH THE COUNTY OF CAPE MAY FOR THE
LAND KNOWN AS BLOCK 383, LOT 1 AND BLOCK 247, LOT 21**

WHEREAS, the Township of Upper and the County of Cape May previously entered into a Leasing and Management Agreement on February 10, 2003 for the land known as Block 383, Lot 1 and Block 247, Lot 21 pursuant to Resolution No. 39-2-2003; and

WHEREAS, both parties desire to renew said agreement for an additional fifteen years as provided in the new Lease and Management Agreement; 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 Committee hereby authorizes the Mayor and Township Clerk to sign a Lease and Management Agreement with the County of Cape May for the land known as Block 383, Lot 1 and Block 247, Lot 21.
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.161-2018

Offered by: Coggins Seconded by: Barr

Adopted: May 29, 2018

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

4. Authorizing the Upper Township Fourth of July Celebration Event to be held on July 4, 2018 at Amanda's Field and setting the vendor and participant fees.

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

RESOLUTION NO. 162-2018

**RE: AUTHORIZING THE UPPER TOWNSHIP FOURTH OF JULY
CELEBRATION EVENT TO BE HELD ON JULY 4, 2018 AT AMANDA'S
FIELD AND SETTING THE VENDOR AND PARTICIPANT FEES**

WHEREAS, Section 26-2.3 of the Code of Upper Township authorizes the Township to hold and sponsor events at Township facilities and charge fees for vendors or others to participate in the event; and

WHEREAS, the Township of Upper desires to hold a Fourth of July Celebration Event on July 4, 2018, (rain date July 5, 2018), at Amanda's Field; and

WHEREAS, appropriate advice and approvals from the Township's Risk Management Consultant, the New Jersey State Police, and the Division of EMS shall be obtained prior to the event; 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 Committee does hereby authorize the Upper Township Fourth of July Celebration Event to be held on July 4, 2018, with a rain date scheduled for July 5, 2018, at Amanda's Field.

3. The following fees will be charged for participation in the Upper Township Fourth of July Event:

Food Vendor Fee - \$100.00, per 15 x 10 space

A. Non Food Vendor Fee - \$25.00, per 10 x 10 space

4. All Vendors will be assigned their spaces prior to arrival and will be required to provide their own canopy/tent, table, chairs, electricity, and any other equipment or supplies they may need for their space.

5. If a Vendor currently has insurance in place, a Certificate of Insurance shall be requested naming the Township of Upper, its officials, officers, and employees as additional insureds.

6. All Food Vendors shall submit a Temporary Food Vendor Application to the Cape May County Department of Health, and shall follow the "Guidelines for Compliance with Chapter 24, Subchapter 8 Temporary Retail Food Establishments" as established by the Cape May County Department of Health.

7. All Food Vendors shall submit an application for a Temporary Cooking Vendor Permit to the New Jersey Department of Community Affairs, Division of Fire Safety.

8. The Township of Upper reserves the right to limit the size, amount, and type of Vendors that will participate during the event.

9. The Township Administrator shall have the authority to establish such additional rules, terms or conditions relating to the event as may be appropriate due to safety, cost or efficiency reasons, including any such terms or conditions recommended by the New Jersey State Police, the Township Department of EMS or the Township's Risk Management Consultant.

10. 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. 162-2018

Offered by: Corson

Seconded by: Barr

Adopted: May 29, 2018

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

5. Authorizing the Mayor to sign the Municipal Excess Liability Joint Insurance Fund Minimum Technological Standards Certification.

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

RESOLUTION NO. 163-2018

**RE: AUTHORIZING THE MAYOR TO
SIGN THE MUNICIPAL EXCESS LIABILITY JOINT INSURANCE FUND
MINIMUM TECHNOLOGICAL STANDARDS CERTIFICATION**

WHEREAS, the Municipal Excess Liability Joint Insurance Fund (MEL JIF) has instituted the MEL Cyber Insurance Reimbursement Plan program; and

WHEREAS, the program establishes a minimum set of technology proficiency standards and provides reimbursement of up to \$7,500 of a member's deductible if they were in compliance with the minimum standards at the time of the claim; and

WHEREAS, the Township of Upper wishes to take advantage of the Cyber Insurance Reimbursement Plan and authorize the execution of the Minimum Technological Standards Certification; 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 of the Township of Upper is hereby authorized, directed, and empowered to sign the MEL JIF Cyber Insurance Reimbursement Plan Minimum Technological Standards Certification.

3. All Township officials, officers and employees are empowered to take such action as may be necessary or advisable in order to carry out the intent and purpose of this Resolution.

Resolution No. 163-2018

Offered by: Barr

Seconded by: Coggins

Adopted: May 29, 2018

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

6. Accepting the Surety Bond for Tuckahoe Sand & Gravel Co., Inc. for the mining operation known as Tuckahoe Sand & Gravel, Block 247, Lots 4, 9 and 10; Block 248, Lots 1 to 8; Block 249, Lot 1; and Block 453, Lot 2, and authorizing the release of the existing surety.

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

RESOLUTION NO. 164-2018

**RE: ACCEPTING THE SURETY BOND FOR TUCKAHOE SAND & GRAVEL CO.,
INC. FOR THE MINING OPERATION KNOWN AS TUCKAHOE SAND & GRAVEL,
BLOCK 247, LOTS 4, 9 AND 10; BLOCK 248, LOTS 1 TO 8; BLOCK 249, LOT 1; AND
BLOCK 453, LOT 2, AND AUTHORIZING THE RELEASE OF THE EXISTING
SURETY**

WHEREAS, Chapter XV of the Code of Upper Township requires all mining operations to submit a performance surety in accordance with the requirements of Chapter XIX, Land Subdivision, prior to the issuance of a license; and

WHEREAS, said surety shall guarantee the performance of the requirements of N.J.A.C. 7:50-6.68 and 6.69, and shall be for an amount in accordance with the Municipal Engineer's certified estimate; and

WHEREAS, Tuckahoe Sand & Gravel Co., Inc. has presented to the Township Surety Bond No. 30020897 for the mining operation known as Tuckahoe Sand & Gravel, Block 247, Lots 4, 9 and 10; Block 248, Lots 1 to 8; Block 249, Lot 1; and Block 453, Lot 2,, in the amount of \$238,800.00; and

WHEREAS, the Municipal Attorney has reviewed said Surety Bond and has determined that the same complies with the New Jersey Statutes and the Township Ordinances applicable thereto and has recommended the acceptance of same by the Township Committee; 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. Surety Bond No. 30020897 is hereby accepted and approved.
3. The existing Surety Bond No. 929104540, now held by the Township, is hereby released.
4. All Township officials and officers are hereby authorized and empowered to take all actions deemed necessary or advisable to carry into effect the intent and purpose of this Resolution.

Resolution No. 164 -2018

Offered by: Barr

Seconded by: Coggins

Adopted: May 29, 2018

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

7. Accepting the Surety Bond for Hanson Aggregates BMC, Inc. for the mining operation known as Julies Pit, Block 414, Lot 44, and authorizing the release of the existing surety.

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

RESOLUTION NO. 165-2018

**RE: ACCEPTING THE SURETY BOND FOR HANSON AGGREGATES BMC, INC.
FOR THE MINING OPERATION KNOWN AS JULIES PIT, BLOCK 414, LOT 44, AND
AUTHORIZING THE RELEASE OF THE EXISTING SURETY**

WHEREAS, Chapter XV of the Code of Upper Township requires all mining operations to submit a performance surety in accordance with the requirements of Chapter XIX, Land Subdivision, prior to the issuance of a license; and

WHEREAS, said surety shall guarantee the performance of the requirements of N.J.A.C. 7:50-6.68 and 6.69, and shall be for an amount in accordance with the Municipal Engineer's certified estimate; and

WHEREAS, Hanson Aggregates BMC, Inc. has presented to the Township Surety Bond No. 106707342 for the mining operation known as Julies Pit, Block 414, Lot 44, in the amount of \$119,063.00; and

WHEREAS, the Municipal Attorney has reviewed said Surety Bond and has determined that the same complies with the New Jersey Statutes and the Township Ordinances applicable thereto and has recommended the acceptance of same by the Township Committee; 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. Surety Bond No. 106707342 is hereby accepted and approved.
3. The existing Surety Bond No. 64S104118673BCM is hereby released.
4. All Township officials and officers are hereby authorized and empowered to

take all actions deemed necessary or advisable to carry into effect the intent and purpose of this Resolution.

Resolution No. 165-2018

Offered by: Barr

Seconded by: Coggins

Adopted: May 29, 2018

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

8. Adopting the form of the New Jersey Tort Claims Act Questionnaire required to be utilized by claimants for the filing of notices of Tort Claim against the Township of Upper in accordance with the provisions of the New Jersey Tort Claims Act, N.J.S.A. 59:8-6 and designating Qual-Lynx as the Agent for the Township of Upper to provide the questionnaire to all of the claimants and to receive the completed questionnaire from the claimants.

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

RESOLUTION NO. 166-2018

**ADOPTING THE FORM OF THE NEW JERSEY TORT CLAIMS ACT QUESTIONNAIRE
REQUIRED TO BE UTILIZED BY CLAIMANTS FOR THE FILING OF NOTICES OF
TORT CLAIM AGAINST THE TOWNSHIP OF UPPER IN ACCORDANCE WITH THE
PROVISIONS OF THE NEW JERSEY TORT CLAIMS ACT, N.J.S.A. 59:8-6 AND
DESIGNATING QUAL-LYNX AS THE AGENT FOR THE TOWNSHIP OF UPPER TO
PROVIDE THE QUESTIONNAIRE TO ALL OF THE CLAIMANTS AND TO RECEIVE
THE COMPLETED QUESTIONNAIRE FROM THE CLAIMANTS**

WHEREAS, the New Jersey Tort Claims Act, specifically *N.J.S.A. 59:8-6*, provides that a public entity may adopt a form specifying information to be contained in claims filed against a public entity or its employee under the New Jersey Tort Claims Act; and

WHEREAS, the Township of Upper is a public entity as defined in New Jersey Claims Act; and

WHEREAS, the Township of Upper has determined that it is advisable, necessary and in the public interest to adopt a form Tort Claims Act Questionnaire in the form attached hereto and made a part of this Resolution; and

WHEREAS, the Township of Upper has determined that it is in their best interest to designate the Claims Administrator for the Atlantic County Municipal Joint Insurance Fund (ACMJIF), Qual-Lynx, as their agent to provide the Tort Claims Act Questionnaire to all of the Claimants and to receive the completed Questionnaire from the Claimants.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Township of Upper, assembled at a public session on this 29th day of May 2018, that the attached form of Tort Claims Act Questionnaire be and it is hereby adopted as the official Tort Claim Act Questionnaire in accordance with *N.J.S.A. 59:8-6* for the Township of Upper; and

BE IT FURTHER RESOLVED, that all persons making claims against the Township of Upper, in accordance with the New Jersey Tort Claims Act, N.J.S.A. 59:8-1, et seq., shall be required to complete the Questionnaire which is attached as a condition of compliance with the notice requirements of the New Jersey Tort Claims Act.

BE IT FURTHER RESOLVED, that Qual-Lynx, the Claims Administrator for the Atlantic County Municipal Joint Insurance Fund (ACMJIF) be and they are hereby designated as the agent for

the Township of Upper to provide the Tort Claims Act Questionnaire to all Claimants and to receive the completed Questionnaire from the Claimants.

Resolution No. 166-2018

Offered by: Coggins

Seconded by: Barr

Adopted: May 29, 2018

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

9. Authorizing a Shared Services Agreement with the County of Cape May for Heavy Equipment Fleet Maintenance.

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

RESOLUTION NO. 167-2018

**RE: AUTHORIZING A SHARED SERVICES AGREEMENT WITH THE COUNTY
OF CAPE MAY FOR HEAVY EQUIPMENT FLEET MAINTENANCE**

WHEREAS, the Township of Upper and the County of Cape May first entered into a Shared Services Agreement on February 14, 2011 for heavy equipment fleet maintenance pursuant to Resolution No. 48-2011; and

WHEREAS, said Agreement was amended on July 9, 2012 pursuant to Resolution No. 156-2012, and extended thereafter for additional one year terms; and

WHEREAS, the Township of Upper and the County of Cape May desire to enter into a new Shared Services Agreement for heavy equipment fleet maintenance; and

WHEREAS, the Township Committee has determined that it is in the best interest of the Township to authorize said new Agreement with the County of Cape May as hereinafter provided; and

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

1. **SHARED SERVICES AGREEMENT.** Pursuant to the provisions of the Uniformed Shared Services Act, (N.J.S.A. 40A:65-1, et seq., the Township of Upper is hereby authorized and empowered to enter into a Shared Services Agreement with the County of Cape May pertaining to heavy equipment fleet maintenance.

2. **SERVICES TO BE PROVIDED; CONTRACT.** The Shared Services Agreement authorized in paragraph 1 hereof shall cover those services, which are enumerated in said Agreement, a copy of which is attached hereto as Exhibit "A".

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

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

5. **SEVERABILITY.** If any section, subsection, paragraph, sentence or other part of this Resolution is adjudged unconstitutional or invalid, such judgment shall not affect, impair or invalidate the remainder of this Resolution, but shall be confined in its effect to the section, subsection, paragraph, sentence or other part of this Resolution directly involved in

the controversy in which said judgment shall have been rendered and all other provisions of this Resolution shall remain in full force and effect.

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

7. EFFECTIVE DATE: This Resolution shall take effect immediately upon final adoption and publication in the manner provided by law.

Resolution No. 167-2018

Offered by: Barr

Seconded by: Coggins

Adopted: May 29, 2018

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

10. Appointing additional 2018 season Beach Patrol Personnel.

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

RESOLUTION NO.168-2018

RE: APPOINTING ADDITIONAL 2018 SEASON BEACH PATROL PERSONNEL

WHEREAS, the individuals hereinafter named have been determined to possess the requisite skills, training and are otherwise eligible for appointment to the position of lifeguard; and

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

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

2. The following individuals are appointed as lifeguards in the Township of Upper at a salary as stated below in accordance with the Salary Ordinance:

RETURNING GUARDS

JOHN O'HARA

\$14.50 per hour

Resolution No. 168-2018

Offered by: Barr

Seconded by: Coggins

Adopted: May 29, 2018

Roll Call Vote:

NAME	<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> </u>	<u> </u>	<u> </u>	<u>X</u>
Palombo	<u>X</u>	<u> </u>	<u> </u>	<u> </u>

11. Appointing the 2018 season Beach Patrol Personnel contingent upon background clearance.

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

RESOLUTION NO.169-2018

**RE: APPOINTING THE 2018 SEASON BEACH PATROL PERSONNEL
CONTINGENT UPON BACKGROUND CLEARANCE**

WHEREAS, the individuals hereinafter named have been determined to possess the requisite skills, training and are otherwise eligible for appointment to the position of lifeguard, contingent upon background clearance; and

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

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

2. The following individuals are appointed as lifeguards in the Township of Upper contingent upon background clearance at a salary as stated below in accordance with the Salary Ordinance:

LIEUTENANTS

ANDREW TOBIASEN

\$19.50 per hour

Resolution No. 169-2018

Offered by: Barr

Seconded by: Coggins

Adopted: May 29, 2018

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> ___	_____	_____	_____

12. Finding the existence of certain unfit building conditions in the Township and authorizing the introduction and adoption of an Ordinance pursuant to N.J.S.A. 40:48-2.5.

**TOWNSHIP OF UPPER
CAPE MAY COUNTY
RESOLUTION**

RESOLUTION NO. 170-2018

**RE: FINDING THE EXISTENCE OF CERTAIN UNFIT BUILDING CONDITIONS IN THE
TOWNSHIP AND AUTHORIZING THE INTRODUCTION AND ADOPTION OF AN
ORDINANCE PURSUANT TO N.J.S.A. 40:48-2.5**

WHEREAS, the Township Committee finds that there exists in the Township certain buildings which are unfit for human habitation or occupancy, or use, due to dilapidation, defects increasing the hazards of fire, accidents or other calamities, lack of ventilation, light or sanitation facilities, or due to other conditions rendering such buildings, or part thereof, unsafe, unsanitary or dangerous or detrimental to the health or safety or otherwise inimical to the welfare of the residents of the Township; and

WHEREAS, N.J.S.A. 40:48-2.3 authorizes a municipality to exercise its police power to repair, close or demolish, or cause or require the repairing, closing or demolition of such unfit buildings; and

WHEREAS, the Township Committee finds it is in the best interest of the Township to introduce and adopt an ordinance pursuant to N.J.S.A. 40:48-2.5 and N.J.S.A. 40:48-2.3; and

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

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

2. The Township Committee hereby finds the existence of unfit building conditions in the Township and is hereby authorized to introduce and adopt an ordinance pursuant to N.J.S.A. 40:48-2.5.

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

Resolution No. 170 -2018

Offered by: Barr

Seconded by: Coggins

Adopted: May 29, 2018

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

ORDINANCES

13. Introduction and first reading of Ordinance No. 006-2018 RE: An Ordinance amending Revised General Ordinance Chapter X (Building and Housing) and Chapter XI (Property Maintenance) of the Code of Upper Township. **Motion by Curtis Corson, second by John Coggins, to introduce Ordinance 006-2018 with a public hearing and final adoption scheduled for June 25, 2018. During roll call vote all four Committeemen present voted in the affirmative.**

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

ORDINANCE NO. 006-2018

RE: AN ORDINANCE AMENDING REVISED GENERAL ORDINANCE CHAPTER X (BUILDING AND HOUSING) AND CHAPTER XI (PROPERTY MAINTENANCE) OF THE CODE OF UPPER TOWNSHIP

WHEREAS, the Township Committee finds it necessary to ensure public health, safety and welfare insofar as they are affected by the construction and maintenance of structures and premises;

WHEREAS, the Township Committee finds it necessary to promote safety and foster the beautification of the Township of Upper through the appropriate building and

housing construction and maintenance standards as well as through the cleanup of litter, debris and unsightly properties.

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 10 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:

Delete existing **Section 10-1.6 Fire Limits**

Delete existing **Section 10-2 NATIONAL EXISTING STRUCTURES CODE**, including Sections 10-2.1 through 10-2.9.

Replace in its entirety **Section 10-4 REMOVAL OF DANGEROUS STRUCTURES**, with the following:

10-4 REMOVAL OF DANGEROUS STRUCTURES.

10-4.1 Dangerous Structures Prohibited.

No building, wall or structure or any part thereof, which is or may become dangerous to life or health or which creates a fire hazard shall be permitted. This ordinance section is adopted pursuant to the authority granted by N.J.S.A. 40:48-2.5.

10-4.2 Enforcement.

The Construction Official shall perform all services necessary to insure the strict enforcement of this section, and is designated to exercise the powers prescribed by this section.

10-4.3 Authorization for order of Construction Official.

- a. Whenever a petition is filed with the Construction Official by a public authority or by at least five (5) residents of the Township charging that any building is unfit for human habitation or occupancy or use or whenever it appears to the Construction Official (on his own motion) that any building is unfit for human habitation or occupancy or use, the Construction Official shall, if his preliminary investigation discloses a basis for such charges, issue and cause to be served upon the owner of and parties in interest in such building a complaint stating the charges in that respect and containing a notice that a hearing will be held before the Construction Official (or his/her designated agent) at a place therein fixed not less than seven (7) days nor more than thirty (30) days after the serving of said complaint; that the owner and parties in interest shall be given the right to file an answer to the

complaint and to appear in person, or otherwise, and give testimony at the place and time fixed in the complaint; and that the rules of evidence prevailing in the courts shall not be controlling in hearings before the Construction Official.

- b. If, after such notice and hearing, the Construction Official determines that the building under consideration is unfit for human habitation or occupancy or use he/she shall state in writing his/her findings of fact in support of such determination and shall issue and cause to be served upon the owner thereof and parties in interest an order:
 - 1. Requiring the repair, alteration or improvement of the said building to be made by the owner, within a reasonable time, which time shall be set forth in the order or at the option of the owner to vacate or have the said building vacated and closed within the time set forth in the order; and
 - 2. If the building is in such a condition as to make it dangerous to the health and safety of persons on or near the premises, and the owner fails to repair, alter or improve the said building within the time specified in the order, then the owner shall be required to remove or demolish the said building within a reasonable time as specified in the said order of removal;
- c. If the owner fails to comply with an order to repair, alter or improve or, at the option of the owner, to vacate and close the building, the Construction Official may cause such building to be repaired, altered or improved, or to be vacated and closed; that the Construction Official may cause to be posted on the main entrance of any building so closed, a placard with the following words: "This building is unfit for human habitation or occupancy or use; the use or occupancy of this building is prohibited and unlawful."
- d. If the owner fails to comply with an order to remove or demolish the building, the Construction Official may cause such building to be removed or demolished or may contract for the removal or demolition thereof after advertisement for, and receipt of, bids therefor.
- e. The amount of :
 - 1. The cost of the filing of legal papers, expert witnesses' fees, search fees and advertising charges, incurred in the course of any proceeding taken under this section, and
 - 2. Such cost of such repairs, alterations or improvements, or vacating and closing, or removal or demolition, if any, or the amount of the balance thereof remaining after deduction of the sum, if any, realized from the sale of materials derived from such building or from any contract for removal or demolition thereof, shall be a municipal lien against the real property upon which such cost was incurred. If the building is removed or demolished by the Construction Official, he/she shall sell the materials of such building. There shall be credited against the cost of the removal or demolition thereof, including the clearance and, if necessary,

leveling of the site, the proceeds of any sale of such materials or any sum derived from any contract for the removal or demolition of the building. If there are no such credits or if the sum total of such costs exceeds the total of such credits, a detailed statement of the aforesaid costs and the amount so due shall be filed with the municipal tax assessor or other custodian of the records of tax liens and a copy thereof shall be forthwith forwarded to the owner by registered mail. If the total of the credits exceed such costs, the balance remaining shall be deposited in the Superior Court by the Township, shall be secured in such manner as may be directed by such court, and shall be disbursed according to the order or judgment of the court to the persons found to be entitled thereto by final order or judgment of such court. Any owner or party in interest may, within thirty (30) days from the date of the filing of the lien certificate, proceed in a summary manner in the Superior Court to contest the reasonableness of the amount or the accuracy of the costs set forth in the municipal lien.

10-4.4 Summary Proceedings to Demolish Unsafe Building.

If an actual and immediate danger to life is posed by the threatened collapse of any fire damaged or other structurally unsafe building, the Construction Official may, after taking such measure as may be necessary to make such building temporarily safe, seek a judgment in summary proceedings for the demolition thereof.

10-4.5 Other Laws and Regulations Not Affected.

Nothing in this section shall be construed to impair or limit in any way the power of the Township to define and declare nuisances and to cause their removal or abatement, by summary proceedings or otherwise, nor is anything in this act intended to limited the authority of the enforcing agency or Construction Official under the State Uniform Construction Code or any other law or ordinance.

Add Section 10-6 PILE INSTALLATION OPERATIONS AND DEMOLITION OF STRUCTURES.

10-6.1 Permits.

A construction permit is required for piling installation and for demolition.

10-6.2 Pile Installation – Control of Silt, Debris, Etc.

Any firm or corporation performing pile installation operations within the Township shall be responsible for all sand, silt, sediment, debris and water leaving the site of the pile installation operation. Said person, firm or corporation shall be responsible to clean and maintain all alleys, gutters, streets, sidewalks and inlets and prior to completing their pile driving operations shall specifically remove or cause to be removed all sand, silt, sediment, or other debris arising from the pile driving operation. The persons, firms or corporation performing the pile installation operation shall also take any and all actions or steps necessary to prevent the accumulation of sand, soil, sediment and other debris upon any adjoining property, and to likewise take whatever action necessary to

prevent damage to alleys, streets, gutters, curbs, adjoining property, infrastructure and other improvements by the utilization of pile driving equipment.

Prior to performing any pile installation activities involving jetting, the contractor shall construct and install silt traps at the stormwater inlets located at both ends of the block in which the contractor is performing the pile installation operations. Prior to obtaining the pile installation permit the contractor shall notify the Construction Code Office of the exact type of silt trap which shall be utilized. No pile installation permit shall be issued unless the Code Enforcement Office is notified and approves of the type of silt trap which shall be utilized.

10-6.3 Notification to Adjacent Property Owners – Pile Installation and Demolition.

Prior to the commencement of work to install piles or demolish a structure, the contractor shall notify the owner of all properties within two hundred (200') feet of the site on which he is working to drive pile or demolish a structure. If the pile installation is via mechanical boring/auger, and vibration, the notification shall be to the owner of all properties within one hundred (100') feet of the site. All notifications required by this section shall include the name, address and telephone number of the piling installation or demolition contractor and the owner of the property, the street address, lot and block of the property, and the date(s) on which the piling installation or demolition is to be done, and shall be forwarded in writing, by certified mail, at least fourteen (14) calendar days prior to the commencement date of the pile installation activity or demolition work but not earlier than thirty (30) days prior. If the pile installation is via mechanical boring/auger, and vibration, the notification required by this section shall be forwarded at least ten (10) days prior to the commencement date of the pile installation. The notification shall be forwarded to the property's mailing address as set forth on the tax duplicate of the Upper Township Tax Assessor.

10-6.4 Damage to Property During Pile Installation or Demolition.

It shall be the responsibility of the pile installation contractor in the case of pile installation, or a demolition contractor in the case of demolition of structures, to prevent damage to alleys, streets, curbs, sidewalks, gutters, adjoining property, infrastructure and other improvements from pile installation and/or demolition construction.

10-6.5 Control of Dust and Debris During Demolition.

Dust and debris control at the site shall be the responsibility of the demolition contractor during the course of demolition. The contractor shall obtain, pay for, and transport water from its own source as required for dust control. Demolition activities may be limited if weather conditions warrant as determined by the Construction Official. Debris generated by demolition shall be confined to the site. All debris that leaves the site must be collected immediately.

10-6.6 Restrictions on Pile Installation & Building Demolition Activity.

Pile installation and demolition activity shall only be permitted within the Township of Upper as follows:

- a. From July 1st to August 31st of each year from 8:00 a.m. to 4:00 p.m., Monday through Friday. During this time period set up shall not be permitted before 7:00 a.m.
- b. During the remainder of the year from 7:00 a.m. to 5:00 p.m., Monday through Friday. During this time period set up shall not be permitted before 7:00 a.m.
- c. Pile driving activities shall be prohibited on the following holidays: Memorial Day, July 4th, Labor Day, Thanksgiving, Christmas, and New Year's Day.
- d. Pile installation and building demolition shall be prohibited on Saturday and Sunday.

10-6.7 Signs.

Every pile driving construction site in Upper Township shall have a sign eighteen (18") inches in width and twenty-four (24") inches in height posted at the site which shall contain a phone number given to the contractor by the Upper Township advising people to call if they believe any violation of this section has occurred.

10-6.8 Penalties.

Any person, firm or corporation convicted of a violation of this section shall be subject to a fine not to exceed one thousand two hundred fifty (\$1,250.00) dollars per violation as determined by the Municipal Court Judge. Each day of violation shall be considered a separate offense. Additionally, the Municipal Court Judge shall have the authority to order restitution for any damage done to the property by a pile driving or demolition contractor.

SECTION 2. Chapter 11 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:

Replace in its entirety existing **Section 11-1 REMOVAL OF FIRE HAZARDS AND NUISANCES** with the following:

11-1 PROPERTY MAINTENANCE CODE

11-1.1 Purpose, intent and scope.

- a. The purpose of this article is to ensure public health, safety and welfare insofar as they are affected by the maintenance of structures and premises.
- b. The intent is to foster the beautification of the Township of Upper through the cleanup and removal of litter, debris, brush, weeds and obnoxious growths. The provisions of this chapter shall govern the minimum conditions and the responsibilities of persons for maintenance of structures and exterior property.

11-1.2 Definitions

CODE ENFORCEMENT OFFICER shall mean the official who is charged with the administration and enforcement of this code, or any duly authorized representative, including but not limited to code enforcement officer, zoning officer, construction official.

CONDEMN shall mean to adjudge unfit for occupancy.

DUMPSTER shall mean an exterior waste container designed to be mechanically lifted by and emptied into or carted away by a commercial vehicle.

DWELLING shall mean any building or structure or part thereof used and occupied for human habitation or intended to be so used, and includes any outhouses and appurtenances belonging thereto or usually enjoyed therewith.

DWELLING UNIT shall mean a single unit providing complete, independent living facilities for one or more persons, including permanent provisions for living, sleeping, eating, cooking and sanitation.

HABITABLE SPACE shall mean a space in a structure for living, sleeping, eating or cooking. Bathrooms, toilet rooms, closets, halls, storage or utility spaces, and similar areas are not considered habitable spaces.

HEAVY DUTY EQUIPMENT shall mean vehicles, designated for executing commercial construction tasks, such as bulldozers, backhoe, excavators, equipment with heavy hydraulics, etc.

INOPERABLE TRAILER shall mean a trailer on which the wheels or other parts have been removed, altered or damaged, missing doors or flat tires or allowed to deteriorate to the point where the trailer cannot be trailered on the road, including growth of mold or vegetation on or in the trailer.

INOPERABLE VEHICLE shall mean a vehicle on which the engine, wheels or other parts have been removed, altered or damaged or flat tires or allowed to deteriorate to the point where the vehicle cannot be driven, including growth of mold or vegetation on or in the vehicle.

LITTER shall mean any used or unconsumed substance or waste material which has been discarded, whether made of aluminum, glass, plastic, rubber, paper or other natural or synthetic material, or any combination thereof, including but not limited to any bottle, jar or can or any top, cap or detachable tab of any bottle, jar or can; any unlighted cigarette, cigar, match or any flaming or glowing material; any garbage, trash, refuse, debris, rubbish, grass clippings or other lawn or garden waste; newspapers or magazines; glass, metal, plastic or paper containers or other packaging; or construction material; but does not include the waste of the primary processes of mining or other extraction processes, logging, sawmilling, farming or manufacturing.

LITTER RECEPTACLE shall mean a container suitable for the depositing of litter.

MOTOR VEHICLE shall mean car, truck, motorcycle, boat, jet ski or other motorized means of transportation.

OCCUPANT shall mean any person or persons, regardless of age, in actual possession of and living in any room or rooms in a hotel, lodging house, motel, or dwelling unit designed and normally used for sleeping and living purposes, or the right to the use or possession of the furnishings or the services and accommodations accompanying the use and possession of such room, rooms or dwelling unit, regardless of whether such use and possession is as lessee, tenant, guest, invitee or licensee.

OWNER shall mean the holder of the title in fee simple.

PARTIES IN INTEREST shall mean all individuals, associations and corporations who or which have interests of record in a dwelling and any who or which are in possession thereof.

PUBLIC AUTHORITY shall mean any housing authority or any officer who is in charge of any department or branch of the government of the municipality, county or state relating to health, fire or building regulations or to other activities concerning dwellings in the municipality.

TRACTOR TRAILER shall mean any semi-trailer (with or without wheels) to be used for the purpose of storing tangible property

TRAILER shall mean any trailer, boat trailer, camper, travel trailer, recreational vehicle, motor home, jet ski trailer, utility trailer or equipment trailer.

11-1.3 Duty to Maintain Premises.

- a. It shall be the duty of the owner, lessee, tenant, occupant and/or person in charge of any structure or property to maintain the property in strict conformance with this article. The owner of the premises shall maintain the structures and exterior property in compliance with these requirements.
- b. A person shall not occupy as owner-occupant or permit another person to occupy premises which are not in a sanitary and safe condition and which do not comply with the requirements of this chapter.
- c. Occupants of a dwelling unit, rooming unit or housekeeping unit are responsible for keeping in a clean, sanitary and safe condition that part of the dwelling unit, rooming unit, housekeeping unit or premises which they occupy and control.
- d. Exterior walls shall be free of holes, breaks, loose or rotting boards or timbers, and any other conditions which might admit rain or dampness to the interior portions of the walls or occupied spaces of the building. All exterior surface materials, including wood, composite, metal, stucco, vinyl

or other materials shall be maintained weatherproof and shall be properly surface coated when required to prevent deterioration.

- e. The roof shall be structurally sound, tight and not have defects which might admit rain. Roof drainage, gutters and downspouts shall be adequate and in good working order and shall not discharge in a manner that creates a nuisance to owners or occupants of adjacent premises or that creates a public nuisance.
- f. Every basement hatchway shall be so constructed and maintained as to prevent the entrance of pests, animals, rain and surface drainage water into the structure.

11-1.4 Liability.

The Code Enforcement Officer or employee charged with the enforcement of this code, while acting for the jurisdiction in good faith and without malice in the discharge of the duties required by this code or other pertinent law or ordinance, shall not thereby be rendered liable personally, and is hereby relieved from all personal liability for any damage accruing to persons or property as a result of an act or by reason of an act or omission in the discharge of official duties. Any suit instituted against any officer or employee because of an act performed by that officer or employee in the lawful discharge of duties and under the provisions of this code shall be defended by the legal representative of the jurisdiction until the final termination of the proceedings. The Code Enforcement Officer or any subordinate shall not be liable for costs in an action, suit or proceeding that is instituted in pursuance of the provisions of this code.

11-1.5 Duties and Powers of Code Enforcement Officer.

- a. General. The Code Enforcement Officer is hereby authorized and directed to enforce the provisions of this code. The Code Enforcement Officer shall have the authority to render interpretations of this code and to adopt policies and procedures in order to clarify the application of its provisions. Such interpretations, policies and procedures shall be in compliance with the intent and purpose of this code. Such policies and procedures shall not have the effect of waiving requirements specifically provided for in this code.
- b. Inspections. The Code Enforcement Officer shall make all of the required inspections, or shall accept reports of inspection by approved agencies or individuals. All reports of such inspections shall be in writing and be certified by a responsible officer of such approved agency or by the responsible individual. The Code Enforcement Officer is authorized to engage such expert opinion as deemed necessary to report upon unusual technical issues that arise, subject to the approval of the appointing authority.
- c. Right of entry. Where it is necessary to make an inspection to enforce the provisions of this code, or whenever the Code Enforcement Officer has reasonable cause to believe that there exists in a structure or upon a premises

a condition in violation of this code, the Code Enforcement Officer is authorized to enter the structure or premises at reasonable times to inspect or perform the duties imposed by this code, provided that if such structure or premises is occupied the Code Enforcement Officer shall present credentials to the occupant and request entry. If such structure or premises is unoccupied, the Code Enforcement Officer shall first make a reasonable effort to locate the owner or other person having charge or control of the structure or premises and request entry. If entry is refused, the Code Enforcement Officer shall have recourse to the remedies provided by law to secure entry.

- d. Identification. The Code Enforcement Officer shall carry proper identification when inspecting structures or premises in the performance of duties under this code.
- e. Notices and orders. The Code Enforcement Officer shall issue all necessary notices or orders to ensure compliance with this code.
- f. Department records. The Code Enforcement Officer shall keep official records of all business and activities of the department specified in the provisions of this code. Such records shall be retained in the official records for the period required for retention of public records.

11-1.6 Vacant Structures and Land.

All vacant structures and premises thereof or vacant land shall be maintained in a clean, safe, secure and sanitary condition as provided herein so as not to cause a blighting problem or adversely affect the public health, safety or general welfare of the surrounding property owners, the neighborhood, or the community as a whole.

11-1.7 Exterior Property Areas.

All exterior property and premises shall be maintained in a clean, safe and sanitary condition. The occupant shall keep that part of the exterior property which such occupant occupies or controls in a clean and sanitary condition.

11-1.8 Litter and Waste.

All exterior property and premises, and the interior of every structure, shall be free from any accumulation of rubbish or garbage.

- a. It shall be unlawful for any person to throw, drop, discard or otherwise place litter of any nature upon any public or private property, other than in a litter receptacle. Every occupant of a structure shall dispose of all litter in a clean and sanitary manner by placing such litter in approved containers.
- b. No person shall sweep into or deposit in any gutter, street, catch basin or other public place any accumulation of litter from any public or private sidewalk, driveway, curb or property.

- c. It shall be unlawful for any owner, agent or contractor in charge of a construction or demolition site to permit the accumulation of litter, trees, stumps and/or cleaning debris before, during or after completion of any construction or demolition project on the job site or on any vacant lot situate in a residential district.
- d. It shall be unlawful for any residential or commercial property owner to permit open or overflowing waste disposal bins or litter receptacles on his or her property.
- e. It shall be unlawful for any person or entity to store or permit storage of any trash, garbage, rubbish, or bulky household waste, including household appliances, furniture and mattresses, except in a fully enclosed structure or during days designated for the collection of bulky items.
- f. It shall be unlawful for any property owner to store or permit the storage of tires, except in a fully enclosed structure or on days designated for the collection of tires.
- g. It shall be unlawful for any vehicle to be driven, moved, stopped or parked on any highway unless such a vehicle is constructed or loaded to prevent any of its load from dropping, sifting, leaking or otherwise escaping there from. Any person operating a vehicle from which any debris, glass or any objects have fallen or escaped, which could cause an obstruction, damage a vehicle or otherwise endanger travelers or public property, shall immediately cause the public property to be cleaned of all debris, glass or any objects and shall pay the cost therefore.
- h. Every occupant of a structure shall dispose of garbage in a clean and sanitary manner by placing such garbage and recycling in an approved garbage or recycling containers.
- i. The owner, lessee, tenant, occupant and/or person in charge of any structure or property shall provide a litter and recycling receptacle and service therefor at the following public places:
 - 1. Self-service refreshment areas: one litter and recycling receptacle per location.
 - 2. Gasoline service station islands: one litter and recycling receptacle per island.
 - 3. Shopping centers: minimum of one litter and recycling receptacle per store or unit to be placed at the entrances of stores/units.
 - 4. Campgrounds: minimum of one litter and recycling receptacle in each of the following areas: pools, restrooms, laundry facilities, common areas.

5. Mobile home parks: minimum of one litter and recycling receptacle in each of the following areas: pools, restrooms, laundry facilities, common areas.
6. Marinas, boat moorage and fueling stations, boat-launching areas and public and private piers: minimum of one litter and recycling receptacle in each of the following areas: pools, restrooms, laundry facilities, common areas.

11-1.9 Grass and Weeds.

- a. All premises and exterior property shall be maintained free from weeds or plant growth in excess of 18 inches. All noxious weeds shall be prohibited. Weeds shall be defined as all grasses, annual plants and vegetation, other than trees or shrubs provided; however, this term shall not include cultivated flowers and gardens. This subsection shall not apply to undeveloped wooded tracts or fields utilized for farming or residential agriculture. Upon failure of the owner or agent having charge of a property to abate a violation by cutting grass and weeds within 10 calendar days after notice to remove or destroy same, he or she shall be subject to prosecution in accordance with 11-1.17, including the abatement or removal of the violation by the Township. Each day shall be counted as a separate offense. Upon failure to comply with the notice of violation, any duly authorized employee of the jurisdiction or contractor hired by the jurisdiction shall be authorized to enter upon the property in violation and cut and destroy the weeds and grass growing thereon, and the costs of such removal plus a 20% administrative fee shall be paid by the owner or agent responsible for the property.
- b. Each separate twenty-four-hour period during which a violation continues shall be deemed to be a separate and distinct violation of this article.

11-1.10 Grading and Drainage.

All premises shall be graded and maintained to prevent the erosion of soil and to prevent the accumulation of stagnant water thereon, or within any structure or container located thereon with the exception of approved retention areas and reservoirs. Such grading and drainage shall not be directed to neighboring properties.

11-1.11 Sidewalks, Driveways and Parking Lots.

All sidewalks, walkways, stairs, driveways, parking spaces and similar areas abutting the building, structure, or property shall be kept in a proper state of repair, clean, and maintained free from hazardous conditions or nuisances of every kind. Any parking lot that services the public shall be kept free from potholes.

11-1.12 Rodent/ Insect Harborage and Pest Elimination.

All structures and exterior property (residential and nonresidential) shall be kept free from rodent harborage and infestation. Where rodents are found, they shall

be promptly exterminated by approved processes which will not be injurious to human health. After pest elimination, proper precautions shall be taken to eliminate rodent harborage and prevent reinfestation. Upon failure to comply with the notice of violation, any duly authorized employee of the jurisdiction or contractor hired by the jurisdiction shall be authorized to enter upon the property in violation and exterminate, and the costs of such action shall be paid by the owner or agent responsible for the property along with a reasonable administrative fee to be determined by the Township.

- a. The owner of any structure shall be responsible for pest elimination within the structure prior to renting or leasing the structure.
- b. The occupant of a one-family dwelling or of a single-tenant nonresidential structure shall be responsible for pest elimination on the premises.
- c. The owner of a structure containing two or more dwelling units, a multiple occupancy, a rooming house or a nonresidential structure shall be responsible for pest elimination in the public or shared areas of the structure and exterior property. If infestation is caused by failure of an occupant to prevent such infestation in the area occupied, the occupant and owner shall be responsible for pest elimination.
- d. The occupant of any structure shall be responsible for the continued rodent- and pest-free condition of the structure.
- e. Exception: Where the infestations are caused by defects in the structure, the owner shall be responsible for pest elimination. Upon failure to comply with the notice of violation, any duly authorized employee of the jurisdiction or contractor hired by the jurisdiction shall be authorized to enter upon the property in violation and exterminate the pests. The costs of such removal shall be paid by the owner or agent responsible for the property, along with an administrative fee.

11-1.13 Accessory Structures.

All accessory structures, including but not limited to detached garages, fences and walls, shall be maintained structurally sound and in good repair.

11-1.14 Motor Vehicles, Trailers, Boats, RV's and ATV's.

- a. Except as provided for in other regulations, only one (1) unregistered or inoperable motor vehicle, trailer, boat, recreational vehicle, heavy equipment or ATV shall be parked, kept or stored on any exterior premises, and no vehicle or similar apparatus or equipment shall at any time be in a state of major disassembly, disrepair, or in the process of being stripped or dismantled. Painting of vehicles is prohibited unless conducted inside an approved spray booth which has been approved by the Code Enforcement Officer.
- b. No person, firm or corporation shall park or store any unregistered or inoperable motor vehicle, trailer, boat, jet ski, recreational vehicle, heavy

equipment or ATV on any street within the limits of the Upper Township. In addition, no registered trailer that is not attached to a registered motor vehicle shall be parked or stored on any street within the limits of Upper Township.

- c. Registered, operable motor vehicles, trailers, boats, jet skis, recreational vehicles, ATVs and any other motorized vehicles being stored or kept must be parked in accordance with Chapter 20 of the Revised General Ordinances of the Township of Upper. No portion of the motor vehicle or trailer may encroach upon any public right-of-way, including sidewalks.
- d. Existing nonconforming parked boats, trailers, and campers are not exempt from the above provisions, as of the effective date of this article.
- e. Any such recreational vehicle stored in accordance with this section and Chapter 20 shall not be occupied and shall not have bump outs or awnings extended and shall not be provided with utility connections other than required for vehicle maintenance or startup for a period not to exceed 72 hours and shall not be used for storage or space for the permanent conduct of a business, profession, occupation or trade.

11-1.15 Defacement of Property.

- a. No person shall willfully or wantonly damage, mutilate or deface any exterior surface of any structure or building on any private or public property by placing thereon any marking, carving or graffiti.
- b. It shall be the responsibility of the owner to restore said surface to an approved state of maintenance and repair.

11-1.16 Occupancy Limits.

- a. Living room requirements: Every living room shall contain at least 120 square feet for 1 to 5 occupants and 150 square feet for 6 or more occupants.
- b. Dining room requirements: Every dining room shall contain at least 80 square feet for 3 to 5 occupants and 100 square feet for 6 or more occupants.
- c. Bedroom requirements: Every bedroom shall contain a minimum of 70 square feet, and every bedroom occupied by more than one person shall contain a minimum of 50 square feet of floor area for each occupant thereof.
- d. Access from bedrooms. Bedrooms shall not constitute the only means of access to other bedrooms or habitable spaces and shall not serve as the only means of egress from other habitable spaces. Exception: units that contain fewer than two bedrooms.
- e. Water closet accessibility. Every bedroom shall have access to at least one water closet and one lavatory without passing through another bedroom. Every bedroom in a dwelling unit shall have access to at least one water

closet and lavatory located in the same story as the bedroom or an adjacent story.

- f. Prohibited occupancy. Kitchens and nonhabitable spaces shall not be used for sleeping purposes.
- g. Overcrowding. Dwelling units shall not be occupied by more occupants than permitted by the minimum area requirements as stated above.

11-1.17 Violations and Penalties.

- a. Unlawful acts. It shall be unlawful for a person, firm or corporation to be in conflict with or in violation of any of the provisions of this code.
- b. Notice of violation. The Code Enforcement Officer shall serve a notice of violation in writing.
- c. Prosecution of violation. Any person failing to comply with a notice of violation or order served in accordance with this Section shall be deemed guilty of a local ordinance violation as determined by the local municipality. If the notice of violation is not complied with, the Code Enforcement Officer shall institute the appropriate proceeding at law or in equity to restrain, correct or abate such violation, or to require the removal or termination of the unlawful occupancy of the structure in violation of the provisions of this code or of the order or direction made pursuant thereto. Any action taken by the authority having jurisdiction on such premises shall be charged against the real estate upon which the structure is located and shall be a lien upon such real estate.
- d. Violation penalties. Any person who shall violate a provision of this code, or fail to comply therewith, or with any of the requirements thereof, shall be prosecuted within the limits provided by state or local laws. Each day that a violation continues after due notice has been served shall be deemed a separate and distinct offense, subject to additional fines and penalties. Each day any offense shall exist may subject the person to cumulative fines and penalties established by this Ordinance without need to file separate complaint.
- e. Abatement of violation. The imposition of the penalties herein prescribed shall not preclude the enforcement officer of the jurisdiction from instituting appropriate action to restrain, correct or abate a violation, or to prevent illegal occupancy of a building, structure or premises, or to stop an illegal act, conduct, business or utilization of the building, structure or premises and collect the costs of same as set forth in Section 11-1.20 below in addition to any other penalty for the violation. If a violation is abated after the prescribed time period allotted by the violation notice, prosecution and penalties may still be implemented and assessed.

11-1.18 Notices and Orders.

- a. Notice to person responsible. Whenever the Code Enforcement Officer determines that there has been a violation of this code or has grounds to believe that a violation has occurred, notice shall be given in the manner prescribed to the person responsible for the violation as specified in this code.
- b. Form. Such notice shall be in accordance with all of the following:
 1. Be in writing.
 2. Include a description of the real estate sufficient for identification.
 3. Include a statement of the violation or violations and why the notice is being issued.
 4. Include a correction order allowing a reasonable time (or such specific time as set forth elsewhere in this Ordinance) to make the repairs and improvements required to bring the dwelling unit or structure into compliance with the provisions of this code.
 5. Include a statement of the right to file a lien in accordance with this chapter.
 6. Method of service. Such notice shall be deemed to be properly served if a copy thereof is either:
 - (a) Delivered personally;
 - (b) Sent by certified or first-class mail addressed to the last known address; or
 - (c) If the notice is returned showing that the letter was not delivered, a copy thereof shall be posted in a conspicuous place in or about the structure affected by such notice.
 7. Unauthorized tampering. Signs, tags or seals posted or affixed by the Code Enforcement Officer shall not be mutilated, destroyed or tampered with, or removed without authorization from the Code Enforcement Officer.

11-1.19 Penalties.

- a. Any person or entity that shall violate Section 11-1.9, Grass and Weeds, shall be subject to a fine as follows:
 1. First offense: The violator shall, upon conviction, compensate the Township, as restitution, for all costs incurred in cleaning the premises. A lien shall issue against the premises in this regard until paid. Additionally, the violator shall be fined One Hundred Fifty Dollars (\$150.00).

2. Second offense: The violator shall, upon conviction, compensate the Township, as restitution, for all costs incurred in cleaning the premises. A lien shall issue against the premises in this regard until paid. Additionally, the violator shall be fined Two Hundred Fifty Dollars (\$250.00).
 3. Third and all subsequent offenses: The violator shall, upon conviction, compensate the Township, as restitution, for all costs incurred in cleaning the premises. A lien shall issue against the premises in this regard until paid. Additionally, the violator shall be fined Five Hundred Dollars (\$500.00).
- b. Any person or entity that shall violate any other provision of this Section 11-1 shall, upon conviction, be subject to a fine not to exceed One Thousand Dollars (\$1,000) per occurrence. Each separate twenty-four-hour period during which a violation continues shall be deemed to be a separate and distinct violation of this section.

11-2 Abatement.

- a. A Code Enforcement Officer shall keep an accurate record of all expenses incurred in causing the abatement or removal and upon completion of the work he shall certify in writing the total costs thereof.
- b. Upon receipt of any such certification the same shall be examined and if found to be correct, the governing body shall declare by the passage of a resolution that the costs be certified to the Tax Collector as a lien against the land in question. Upon receipt by the Tax Collector of any such certification of costs, the same shall be entered upon the Tax Collector's records as a lien against the property and shall become and form a part of the taxes next to be assessed and levied upon the property. Thereafter, if the lien remains unpaid it shall bear interest when it becomes delinquent at the same rate as other delinquent taxes and shall be collected and enforced by the same officers and in the same manner as taxes.

SECTION 3: EFFECTIVE DATE: This ordinance shall take effect immediately upon the following publication as required by law.

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

SECTION 5: 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 6: CODIFICATION: This Ordinance shall be codified in the Upper Township Code at the sections referred to above.

NOTICE IS HEREBY GIVEN THAT THE FOREGOING ORDINANCE WAS INTRODUCED FOR FIRST READING AT A MEETING OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF UPPER HELD ON THE **29th DAY OF MAY, 2018** AND WILL BE TAKEN UP FOR CONSIDERATION AS TO FINAL ADOPTION AT A PUBLIC HEARING OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF UPPER TO BE HELD ON THE **25th DAY OF JUNE, 2018** AT 7:30 P.M. AT THE TOWNSHIP HALL, TUCKAHOE, NEW JERSEY.

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

BARBARA L. YOUNG, TOWNSHIP CLERK
TOWNSHIP OF UPPER

CORRESPONDENCE

NEW BUSINESS

UNFINISHED BUSINESS

DISCUSSION

14. **Upper Township Historical Museum.** There was a brief discussion during which the general consensus amongst the Committee was to move forward with the plans for a Museum at the former municipal building. The Township Engineer stated that an architect will need to be hired to draw up the plans for the museum and determine the necessary amount of grant funds needed for the project. It was stated that although the Township already has a few proposals for architectural services, the quotes are over a year old. Motion by Curtis Corson, second by Edward Barr, to direct the Township Engineer to solicit quotes for architectural services. During roll call vote all four Committeemen present voted in the affirmative.
15. **Engineer's report on the Strathmere Bulkhead Study.** The Township Engineer reported that a surveyor recently surveyed the entire bulkhead in Strathmere to determine the total height of the bulkhead. He stated that most of the bulkheads do not comply with the current elevation standard of 7 feet, and there has been recent talk in raising the standard elevation to 8 feet. Approximately 3,500 linear feet of bulkhead will need to be replaced. The Municipal Attorney raised the issue of riparian rights and legalization of the various private docks, and questioned if the approximated cost to replace the bulkheads includes the costs to obtain riparian rights. The Engineer stated that it does not. After a lengthy discussion, the Mayor requested that a public informational meeting for further discussion of the bulkhead be scheduled and a notice of the meeting be sent to all affected residents.

PAYMENT OF BILLS

16. "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 present voted in the affirmative.**

Bills approved for payment: \$287,333.52

Payroll: \$169,545.60

REPORT OF MUNICIPAL DEPARTMENTS

17. Municipal Court

Motion by John Coggins, second by Edward Barr, to accept the report as submitted. During roll call vote all four Committeemen present voted in the affirmative.

PUBLIC COMMENT

Elaine Holsomback, Strathmere, spoke regarding ADA access to the beach and requested beach access mats be placed from the street down to the water. It was stated that the steps of six crossovers were recently removed and replaced with hard packed gravel. It was also stated that the Township has beach wheel chairs available for use.

Ted Kingston, Strathmere, spoke regarding the bulkhead issue and urged the Committee to plan for a long term solution.

Linda Bateman, Strathmere, spoke with regard to several issues including ADA beach access, the bulkhead, traffic safety on Neptune Blvd, and the Strathmere playground.

Blanche Adams, Steelmantown, spoke on behalf of the Upper Township Business Association with regard to state of the property at the end of Route 9 in Beesley's Point. The Engineer stated that the state has plans to remove the barricades and improve the parking in the area. She next spoke regarding the dilapidated state of the property at the corner of Route 9 and Roosevelt Blvd. It was stated that there are some environmental concerns hindering redevelopment of the property, however Public Works was recently dispatched to pick up the trash on the lot.

CLOSED SESSION

18. 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. 171-2018 MOTION GOING INTO CLOSED SESSION MAY 29, 2018

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 Litigation – Whippoorwill Campground

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

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

Moved by: John Coggins

Motion seconded by: Richard Palombo

During roll call vote all four Committee members present 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 with three Committeemen present voting 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 Edward Barr, and three Committeemen present voting in the affirmative. The next regular meeting is scheduled for June 11, 2018 at 7:30 P.M.

Minutes prepared by,

Barbara L. Young, RMC
Municipal Clerk

Bill List

71538 05/29/18 A0015 ADVANCE LEARNING 99.00 3027
71539 05/29/18 A0075 ADAMS, JOSHUA 58.78 3027
71540 05/29/18 A0078 ANCHOR RUBBER STAMP & PRINTING 17.00 3027
71541 05/29/18 A0091 ATLANTIC CITY ELECTRIC 7,084.41 3027
71542 05/29/18 A0125 AVALON WEED & INSECT CONTROL 1,994.00 3027
71543 05/29/18 A0166 ASSOCIATION OF NJ RECYCLERS 45.00 3027
71544 05/29/18 A0178 ABC SUPPLY CO., INC 8,388.50 3027
71545 05/29/18 A0193 ATLANTIC INVESTIGATIONS, LLC 186.00 3027
71546 05/29/18 A0218 ATLANTIC CITY CYCLE CENTER LLC 356.21 3027
71547 05/29/18 B0035 BELMONT & CRYSTAL SPRINGS 17.46 3027
71548 05/29/18 B0053 BEN SHAFFER RECREATION INC 400.02 3027
71549 05/29/18 B0218 BCI BURKE COMPANY, LLC 757.47 3027

71550 05/29/18 B0239 BAILEY, WILLIAM MICHAEL 791.66 3027
71551 05/29/18 B0248 BARNES LAW GROUP LLC 4,030.00 3027
71552 05/29/18 C0031 CAPE ASSIST 450.00 3027
71553 05/29/18 C0048 CAPE MAY COUNTY MUA 41,731.14 3027
71554 05/29/18 C0060 CAPRIONI'S PORTABLE TOILETS 3,109.50 3027
71555 05/29/18 C0068 COMCAST 560.48 3027
71556 05/29/18 C0078 CARTER, EDWARD, SR. 150.00 3027
71557 05/29/18 C0146 COLLINS IRON WORKS, INC. 7,674.00 3027
71558 05/29/18 C0223 CASA PAYROLL SERVICE 248.25 3027
71559 05/29/18 C0279 CASA REPORTING SERVICES LLC 132.50 3027
71560 05/29/18 C0303 CLEMENS CARA 186.18 3027
71561 05/29/18 D0045 DEPTCOR 848.00 3027
71562 05/29/18 D0077 DIETRICH,PAUL 6.00 3027
71563 05/29/18 D0148 DIRECT ENERGY BUSINESS 1,227.75 3027
71564 05/29/18 D2004 DINSMORE NICHOLAS J 41.41 3027
71565 05/29/18 E0075 EMERALD BUSINESS INC 1,067.19 3027
71566 05/29/18 F0048 LESLIE G. FOGG INC 1,481.57 3027
71567 05/29/18 G0016 GARDNER HARDWARE INC. 239.35 3027
71568 05/29/18 G0028 GENTILINI FORD 398.81 3027
71569 05/29/18 G0086 W.W. GRAINGER, INC. 527.20 3027
71570 05/29/18 G0157 GRANTURK EQUIPMENT CO., INC. 20.81 3027
71571 05/29/18 H0018 HAROLD RUBIN L & H SUPPLY 99.74 3027
71572 05/29/18 H0073 HOME DEPOT CRC/GECF 1,196.71 3027
71573 05/29/18 H0095 HORIZON BCBSNJ 163,783.00 3027
71574 05/29/18 I0019 INTERNATIONAL CODE COUNCIL,INC 222.00 3027
71575 05/29/18 K0074 KERWOOD, WILLIAM G 900.00 3027
71576 05/29/18 L0007 LC EQUIPMENT, INC. 175.00 3027
71577 05/29/18 L0022 LAROSA,JR. JOSEPH A. 40.66 3027
71578 05/29/18 M0080 MCMANIMON, SCOTLAND & BAUMANN 43.00 3027
71579 05/29/18 M0188 MCCARTHY TIRE SERVICE OF PHILA 2,314.77 3027
71580 05/29/18 M0277 MONY LIFE INSURANCE COMPANY 199.98 3027
71581 05/29/18 N0052 NATL YOUTH SPORTS COACHED ASSN 605.00 3027
71582 05/29/18 N0144 NJ E-ZPASS SERVICE CENTER 200.00 3027
71583 05/29/18 O0012 OCEAN CITY BD. OF EDUCATION 1,003.06 3027
71584 05/29/18 P0032 PEDRONI FUEL CO. 3,234.70 3027
71585 05/29/18 P0159 PURDY COLLISION, LLC 3,573.18 3027
71586 05/29/18 P0170 PEACH COUNTRY MULCH 3,312.00 3027
71587 05/29/18 P0171 PROTECTION ONE 1,368.24 3027
71588 05/29/18 P0175 PRIEST JR., ANTHONY 100.00 3027
71589 05/29/18 P0183 PLAYFORD KEITH R 21.41 3027
71590 05/29/18 Q0014 QBE SPECIALTY INSURANCE CO. 215.00 3027
71591 05/29/18 R0030 RIGGINS, INC. 5,815.91 3027
71592 05/29/18 R0092 RUTGERS, THE STATE UNIVERSITY 128.00 3027
71593 05/29/18 R0099 HUNTER TRUCK SALES & SERVICE 729.39 3027
71594 05/29/18 R119 RHUBERT JR. JAMES K. 21.41 3027
71595 05/29/18 S0015 SMYTH, PATRICIA 37.58 3027
71596 05/29/18 S0018 SUBURBAN PROPANE, LP 74.59 3027
71597 05/29/18 S0057 SERVICE TIRE TRUCK CENTERS 1,018.51 3027
71598 05/29/18 S0108 SJNIGP 70.00 3027
71599 05/29/18 S0113 SMITH,THOMAS G. 1,373.09 3027
71600 05/29/18 S0122 SOMERS POINT LUMBER INC. 1,446.80 3027
71601 05/29/18 S0134 SO. JERSEY GAS COMPANY 1,695.71 3027
71602 05/29/18 S0196 STEWART BUSINESS SYSTEMS LLC 499.65 3027
71603 05/29/18 S0315 SOLAR CITY 164.20 3027
71604 05/29/18 T0024 TAYLOR, MATTHEW 600.00 3027
71605 05/29/18 T0032 THE PRESS OF ATLANTIC CITY 315.00 3027
71606 05/29/18 T0046 TIFFIN HOLDINGS, INC 96.00 3027
71607 05/29/18 T0074 TRANSAXLE LLC 189.19 3027
71608 05/29/18 T0096 TREASURER, STATE OF N.J. 100.00 3027
71609 05/29/18 T0180 TRI-COUNTY PEST CONTROL, INC 25.00 3027
71610 05/29/18 U0060 UNSWORTH, NATHAN P 750.00 3027
71611 05/29/18 V0013 VERIZON WIRELESS 565.03 3027
71612 05/29/18 V0024 VAL-U AUTO PARTS L.L.C. 0.00 05/29/18 VOID 0
71613 05/29/18 V0024 VAL-U AUTO PARTS L.L.C. 2,342.47 3027
71614 05/29/18 W0030 WEST PUBLISHING CO. 758.31 3027
71615 05/29/18 W0038 WILLIAMS, JEREMIAH J. 150.00 3027
71616 05/29/18 W0050 WIRELESS ELECTRONICS, INC. 450.00 3027
71617 05/29/18 W0087 W.B. MASON 984.58 3027
TOTAL: 287,333.52