

**TOWNSHIP OF UPPER
2100 TUCKAHOE ROAD
PETERSBURG, NJ 08270
CAPE MAY COUNTY
MINUTES FOR JULY 22, 2019**

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

CALL TO ORDER

SUNSHINE ANNOUNCEMENT

Mayor Palombo read the following announcement. “In compliance with the Open Public Meetings Law, I wish to state that on July 19, 2019 the notice of this meeting of the Upper Township Committee was posted on the official Township Bulletin Board, mailed to the Cape May County Gazette, the Atlantic City Press, the Ocean City Sentinel-Ledger, the Herald Times and filed with the Township Clerk. Tonight’s meeting is being video recorded up until the closed session portion of this meeting and will be available on UTTV Channel 97 and on the Upper Township website. I hereby direct that this announcement be made a part of the minutes of this meeting.”

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, Township Administrator Scott Morgan, Township Engineer Paul Dietrich, and Chief Financial Officer Barbara Ludy.

APPROVAL OF MINUTES - July 8, 2019 Regular and Closed Session Minutes

Motion by Edward Barr, second by John Coggins, to approve the July 8, 2019 Regular Meeting and Closed Session Minutes as submitted. During roll call vote all five Committeemen voted in the affirmative.

REPORT OF GOVERNING BODY MEMBERS

Hobie Young, Committeeman, reported that approximately 15 lights are out at the football field in Caldwell Park. After a brief discussion, it was decided to obtain quotes for the replacement of the bulbs. He next reported that the car show will be held on September 28th beginning at 10:00 am. He stated that the Township is looking for volunteers for the event. Last, he stated that some commercial properties in the Township are not maintaining their site plans and the properties are looking unkempt.

Edward Barr, Committeeman, welcomed the new Superintendent of Public Works, Craig Reeves. He also recognized the new Assistant Public Works Superintendent, Mike Jones.

Curtis Corson, Committeeman, made a motion to hire Matthew Steinthal as a full-time EMT at a starting salary of \$45,000. The motion was seconded by Edward Barr. During roll call vote all five Committeemen voted in the affirmative.

Richard Palombo, Mayor, recognized and thanked Lt. Henry for his efforts with several recent issues throughout the Township.

OTHER REPORTS

Scott Morgan, Township Administrator, reported that students in Ocean City High School's 2019 media program teamed up with the Ocean City Police Department's Traffic Safety Unit to produce public service announcements on bicycle safety. The team of Ali Jane Robel, Anna McCabe and Karen Greenwood and a second team of Kayla Killian and Nathan Goudie were chosen as winners by the Traffic Safety Unit and Bike OCNJ. The videos have been posted on the Township's website. Mr. Morgan next urged all residents to review the Township's trash and recycling collection rules which are posted on the Township's website. He stated that the Cape May County Municipal Utilities Authority will be strictly enforcing their regulations for single stream recycling, and they have recently informed the Township that, effective October 1st, all bulky mixed rigid plastic and shredded paper will no longer be accepted as recycling. He stated that the Township will be closely inspecting recycling containers to make sure residents are in compliance. It was also stated that plastic bags should not be placed in the recycling container. Lastly, he stated that the NJSP Station Commander Lt. William Henry is in attendance tonight. Mayor Palombo stated that Lt. Henry is a great asset to our Community and welcomed him to the meeting.

Paul Dietrich, Township Engineer, requested authority to prepare bid specifications for the Putnam Avenue and Sumner Avenue Bulkhead replacement. He stated that he anticipates receiving the DEP permits within the next month or two. The Committee directed a resolution for formal action be placed on the next agenda. Next, he reported that he is working on the permit application for the Township's Beach Management Plan. He stated that a new requirement is a public access component to the plan, and a public hearing may be necessary. Last, he reported that he and Scott Morgan recently met with Atlantic City Electric to review the plans for their replacement of transmission towers across the Great Egg Harbor Bay.

PRESENTATIONS

1. In recognition and appreciation of Roy Shone on the occasion of his retirement from the Township of Upper. **Mayor Palombo read the following Resolution into the record and thanked Roy for his years of excellent service. There was then a standing ovation for Roy.**

TOWNSHIP OF UPPER CAPE MAY COUNTY RESOLUTION

RESOLUTION NO. 203-2019

RE: IN RECOGNITION AND APPRECIATION OF ROY SHONE ON THE OCCASION OF HIS RETIREMENT FROM THE TOWNSHIP OF UPPER

WHEREAS, Roy Shone will soon retire after thirty-two years of public service to this community, during which time he has served in many capacities within the Department of Public Works beginning as a Laborer, Equipment Operator, Recycling Coordinator, and upon attaining his Certified

Public Works Manager certificate, as Road Repairer Supervisor and Principal Public Works Manager from 2008 to the present; and

WHEREAS, through his inherent kindness and goodwill, Roy has positively impacted the lives of the residents of this Township, and has enriched those fortunate enough to know and work with him; and

WHEREAS, it is most appropriate that Roy's tenure of public employment and his years of faithful service to this community be publicly recognized.

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. That Roy Shone be publicly congratulated on the occasion of his retirement from the Township of Upper.
2. That he be publicly thanked for his many years of dedicated public service to our community.
3. That this Committee, on behalf of all the citizens of the Township of Upper extend to Roy Shone, our fellow employee and friend, our very best of wishes on his retirement and his future endeavors.

GIVEN UNDER OUR HANDS and the seal of the Township of Upper this 8th day of July, 2019.

2. Presentation of Blue Star Banner to Edward and Connie Kennedy for their son Kevin Kennedy. **Tuckahoe American Legion Post 239 Commander John Olansen gave a history of the Blue Star Banner program. Mayor Palombo, Commander Olansen, and Mr. William Eisele then presented the Blue Star Service Banner and pins to Mr. and Mrs. Kennedy.**

RESOLUTIONS

3. Congratulating the Upper Township Challenger Track & Field Team on their achievements in the New Jersey 2019 Special Olympics.

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

RESOLUTION NO. 219-2019

RE: CONGRATULATING THE UPPER TOWNSHIP CHALLENGER TRACK & FIELD TEAM ON THEIR ACHIEVEMENTS IN THE NEW JERSEY 2019 SPECIAL OLYMPICS

WHEREAS, the Upper Township Challenger Sports Special Olympics Track & Field team had an outstanding New Jersey 2019 Special Olympics attendance; and

WHEREAS, they had a record number of twenty-one athletes in total competing in the Special Olympics Track & Field Area 8 competition held at Stockton University on Sunday April 28, 2019; and

WHEREAS, all twenty-one athletes competed in fifty-three events, winning thirty-two Gold Medals, eleven Silver Medals, and six Bronze Medals; and

WHEREAS, the Challenger Summer Games team was invited to compete in the New Jersey 2019 Special Olympics Summer Games, held June 7, 2019 through June 9, 2019 at The College of New Jersey and surrounding locations; and

WHEREAS, the Challenger Summer Games team was comprised of fourteen athletes that participated in thirty-six events winning eleven Gold Medals, eight Silver Medals, and one Bronze Medal; and

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

Brett Patro *	Kaitlin Manson *	Kyle Zebrowski
Alyssa Faith Playford *	Louis Matto *	Charles Johnson
Steven Rash *	Mia Palmer *	Matthew Litow
George Rose *	Chloe Byrne *	Elijah Mason
Ian Thomson *	Sean Carmichael *	Jessica Carmen
Abigail Trujillo-Tejada *	Cameron DiTroia *	Kayla Carmen
Aneudy Valerio *	Seth Flitcroft *	Emir Garcia-Morales

* indicates Challenger Summer Games team athletes

WHEREAS, we also extend this recognition and thanks to coaches Daryl DiTroia, Jackie Adams, Megan Thomson, Amanda Schuler, Sara Brown, Keith Playford, and Helena Mason who have generously given their personal time and service to coach these young athletes; and

NOW, THEREFORE, BE IT RESOLVED by the Township Committee on behalf of the citizens of the Township of Upper, to extend to the Upper Township Challenger Special Olympics Track & Field Team congratulations on becoming New Jersey 2019 Special Olympics athletes, and to the coaches a heartfelt thanks and gratitude for their generous donation of their time and service to the young people of this community.

GIVEN UNDER OUR HANDS and the seal of the Township of Upper this 22nd day of July, 2019.

Resolution No. 219-2019

Offered by: Young

Seconded by: Barr

Adopted: July 22, 2019

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>

4. Honoring the heroic efforts of Edward Stiebinger.

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

RESOLUTION NO. 220-2019

HONORING THE HEROIC EFFORTS OF EDWARD STIEBINGER

WHEREAS, the members of the Upper Township Committee are honored to recognize the heroic acts of exemplary citizens who take prompt and appropriate action in emergency situations; and

WHEREAS, on June 19, 2019, at approximately 11:30 a.m., Edward Stiebinger was visiting the Upper Township Senior Center when he observed that his friend and fellow patron, Howard Woolley, was in respiratory distress; and

WHEREAS, after quickly assessing that Mr. Woolley was choking on a piece of food, Edward promptly executed the Heimlich maneuver on Mr. Woolley, dislodging the obstruction, and saving his life; and

WHEREAS, it is fitting and proper for the Township of Upper to honor Edward for his quick response to crisis, coolness under pressure, and proficiency in the Heimlich maneuver; and

WHEREAS, it is the hope of this Committee, that this incident be used to highlight and promote the importance for all citizens to learn this life-saving procedure; 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, this Township Committee expresses its sincere gratitude to Edward Stiebinger for his courage, heroism, and genuine compassion for the welfare of others.

GIVEN UNDER OUR HANDS and the seal of the Township of Upper this 22nd day of July, 2019.

Resolution No. 220-2019

Offered by: Barr

Seconded by: Coggins

Adopted: July 22, 2019

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. Renewing Mobile Home Park Licenses.

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

RESOLUTION NO. 221-2019

RE: RENEWING MOBILE HOME PARK LICENSES

WHEREAS, each of the Mobile Home Parks hereinafter designated has

attested that the operation of the mobile home park is in compliance with all applicable New Jersey Statutes and the rules and regulations promulgated pursuant thereto.

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 mobile home park licenses are hereby renewed for a term of (1) one year, commencing August 1, 2019.

**HIDDEN PINES MOBILE HOME PARK
1414 SOUTH SHORE ROAD
OCEAN VIEW, NJ 08230
10 Sites**

**OCEAN BEACH TRAILER RESORT
1100 SOUTH COMMONWEALTH AVENUE
PO BOX 90
STRATHMERE, NJ 08248
100 Sites**

**PINE HILL MOBILE HOME PARK
430 ROUTE 9 SOUTH
MARMORA, NJ 08223
132 Sites**

**SHORE ACRES MOBILE HOME PARK
1621 SOUTH SHORE ROAD
OCEAN VIEW, NJ 08230
200 Sites**

3. All officials of the Township are hereby authorized to take such action as necessary or required in order to carry out the intent and purpose of this Resolution.
4. This Resolution shall become effective immediately upon adoption.

Resolution No. 221-2019

Offered by: Barr

Seconded by: Palombo

Adopted: July 22, 2019

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

6. Renewing the Mobile Home Park License for Osprey Cove.

**TOWNSHIP OF UPPER
CAPE MAY COUNTY**

RESOLUTION

RESOLUTION NO. 222-2019

**RE: RENEWING THE MOBILE HOME PARK LICENSE
FOR OSPREY COVE**

WHEREAS, the Mobile Home Park hereinafter designated has attested that the operation of the mobile home park is in compliance with all applicable New Jersey Statutes and the rules and regulations promulgated pursuant thereto.

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 mobile home park license is hereby renewed for a term of (1) one year, commencing August 1, 2019.

**OSREY COVE MOBILE HOME PARK
2058 SOUTH SHORE ROAD
SEAVILLE, NJ 08230
110 Sites**

3. All officials of the Township are hereby authorized to take such action as necessary or required in order to carry out the intent and purpose of this Resolution.
4. This Resolution shall become effective immediately upon adoption.

Resolution No. 222-2019

Offered by: Barr

Seconded by: Coggins

Adopted: July 22, 2019

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

7. Renewing Campground Licenses.

**TOWNSHIP OF UPPER
CAPE MAY COUNTY
RESOLUTION**

RESOLUTION NO. 223-2019

RE: RENEWING CAMPGROUND LICENSES

WHEREAS, Chapter XII of the Code of Upper Township provides for the renewal of licenses to operate a Campground annually after certification by the Cape May County Board of Health; and

WHEREAS, each of the Campgrounds hereinafter designated has had an on-site inspection conducted by the Cape May County Board of Health and it has been attested that the operation of the campground is in compliance with all applicable New Jersey Statutes and the rules and regulations promulgated pursuant thereto.

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 campground licenses are hereby renewed for a term of (1) one year, commencing August 1, 2019.

**BAYBERRY COVE CONDO ASSOCIATION
435 ROUTE 9
MARMORA, NJ 08223
310 Sites**

**FRONTIER CAMPGROUND
84 TYLER ROAD
GREENFIELD, NJ 08230
196 Sites**

**OAK RIDGE RESORT CONDO ASSOCIATION, INC.
516 ROUTE US 9, SOUTH
MARMORA, NJ 08223
240 Sites**

**ROUTE 50 CAMPGROUND, LLC
T/A OCEAN ISLE CAMPING RESORT
64 ROUTE 50
SEAVILLE, NJ 08230
218 Sites**

**OCEAN SANDS RESORT ASSOCIATION, INC.
56 ROUTE 50
SEAVILLE, NJ 08230
217 Sites**

**PLANTATION ENTERPRISES, INC.
T/A PLANTATION CAMPGROUND
60 CORSON TAVERN ROAD
SEAVILLE, NJ 08230
223 Sites**

**SCENIC RIVERVIEW CAMPGROUND
465 ROUTE 49
TUCKAHOE, NJ 08250
125 Sites**

**SEAVILLE SHORES TRAILER RESORT
98 CORSON TAVERN ROAD
SEAVILLE, NJ 08230
275 Sites**

**SHOREBIRDS CAMPGROUND
1314 STAGECOACH ROAD
PALERMO, NJ 08230
100 Sites**

3. All officials of the Township are hereby authorized to take such action as necessary or required in order to carry out the intent and purpose of this Resolution.
4. This Resolution shall become effective immediately upon adoption.

Resolution No. 223-2019

Offered by: Barr

Seconded by: Young

Adopted: July 22, 2019

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

8. Renewing the Campground License for Whippoorwill Campground.

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

RESOLUTION NO. 224-2019

**RE: RENEWING THE CAMPGROUND LICENSE
FOR WHIPPOORWILL CAMPGROUND**

WHEREAS, Chapter XII of the Code of Upper Township provides for the annual renewal of licenses to operate a Campground after certification by the Cape May County Board of Health; and

WHEREAS, Whippoorwill Campground, located at 810 South Shore Road, Marmora, New Jersey, is one of the Campgrounds that operates in Upper Township, and that is subject to this annual renewal requirement; and

WHEREAS, there has arisen a dispute between Upper Township and Whippoorwill Campground as to whether the campground's operations comply with all applicable state and local laws and regulations; and

WHEREAS, pending the resolution of this dispute, the Township is willing to renew Whippoorwill Campground's license for 2019-2020, subject to the Township's reservation of all its

rights, claims and defenses with respect to that dispute, and without thereby waiving any of those rights, claims or defenses,

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 campground license is hereby renewed for a term of (1) one year, commencing August 1, 2019, subject to the provisions of Paragraph 3 below.

**WHIPPOORWILL CAMPGROUND, INC.
810 ROUTE US 9 SO.
MARMORA, NJ 08223
288 Sites**

3. In authorizing this renewal, Upper Township does not waive any of its rights, claims, positions, or defenses in connection with the current dispute between the Township and the campground concerning the campground's compliance with state and local campground and land use laws and regulations; nor does the township waive or release any rights, claims, defenses or positions it might have or be able to assert in connection with that dispute.
4. All officials of the Township are hereby authorized to take such action as necessary or required in order to carry out the intent and purpose of this Resolution.
5. This Resolution shall become effective immediately upon adoption.

Resolution No. 224-2019

Offered by: Barr

Seconded by: Palombo

Adopted: July 22, 2019

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

9. Renewing the Campground License for Echo Farms Campground.

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

RESOLUTION NO. 225-2019

RE: RENEWING ECHO FARMS CAMPGROUND LICENSE

WHEREAS, Chapter XII of the Code of Upper Township provides for the renewal of licenses to operate a Campground annually after certification by the Cape May County Board of Health; and

WHEREAS, Echo Farms RV Campground, located at 3066 Route US 9 South, Seaville, NJ 08230, operates a campground in Upper Township and such campground is subject to its annual license renewal requirement; and

WHEREAS, Upper Township has notified Echo Farms RV Campground of a violation of its site plan and land use ordinances with respect to lot consolidation, additional campsites installed without approval and violations of the buffer requirements; and

WHEREAS, Echo Farms RV Campground has submitted a license renewal application removing from operation the unapproved campsites and has had an onsite inspection conducted by the Cape May County Board of Health and it has attested that the operation of the campground will be in compliance with all applicable New Jersey statutes and the rules and regulations promulgated pursuant thereto; and

WHEREAS, Echo Farms RV Campground has represented to Upper Township that they will consolidate the required lots and either remove all improvements with respect to the unauthorized campsites and buffer violations or forthwith file an application to the appropriate Upper Township land use board seeking any and all approvals required.

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 campground license is hereby renewed for the 2019/2020 license year, commencing August 1, 2019 and expiring July 31, 2020.

**ECHO FARMS RV CAMPGROUND
3066 ROUTE US 9 SOUTH
SEAVILLE, NJ 08230
239 Sites**

3. In authorizing this license renewal, Upper Township does not waive any of its rights, claims, positions or defenses in connection with the aforesaid violations with respect to the unauthorized campsites and buffer violations; nor does Upper Township waive or release any rights, claims, defenses or positions it might have or may be able to assert in connection with those violations.

4. All officials of the Township are hereby authorized to take such action as necessary or required in order to carry out the intent and purpose of this Resolution.
5. This Resolution shall become effective immediately upon adoption.

Resolution No. 225-2019

Offered by: Barr

Seconded by: Palombo

Adopted: July 22, 2019

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

10. Authorizing the Mayor and Township Clerk to sign a contract with K.D. National Force Security & Investigations, LLC for professional security services.

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

RESOLUTION NO. 226-2019

**RE: AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO SIGN A CONTRACT
WITH K.D. NATIONAL FORCE SECURITY & INVESTIGATIONS, LLC FOR
PROFESSIONAL SECURITY SERVICES**

WHEREAS, the Township of Upper has a need for security services during Municipal Court sessions and other occasions as may be required; and

WHEREAS, K.D. National Force Security & Investigations, LLC has submitted a proposal to the Township to provide said security services; and

WHEREAS, the Township wishes to accept said proposal and to authorize the execution of a contract with K.D. National Force Security & Investigations, LLC; and

WHEREAS, K.D. National Force Security & Investigations, LLC has completed and submitted a Business Entity Disclosure Certification which certifies that K.D. National Force Security & Investigations, LLC 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 K.D. National Force Security & Investigations, LLC 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 K.D. National Force Security & Investigations, LLC with offices at Woodstown, New Jersey, 08098, to provide professional security services.
3. This 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 K.D. National Force Security & Investigations, LLC has professional knowledge which is particularly valuable to the Township Committee and this service is acquired as a non-fair and open contract pursuant to N.J.S.A. 19:44A-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 K.D. National Force Security & Investigations, LLC for professional security 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 will provide proof of that registration to the Township of Upper.
8. A notice of this contract award shall be published in the official newspaper of the Township of Upper within ten (10) days from the date of adoption.
9. This Resolution shall be effective as of adoption.

Resolution No. 226-2019

Offered by: Barr

Seconded by: Young

Adopted: July 22, 2019

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>	_____	_____	_____

11. Authorizing a contract amendment between the Township of Upper and WSP USA Inc. for additional design and engineering consulting services.

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

RESOLUTION NO. 227-2019

**RE: AUTHORIZING A CONTRACT AMENDMENT BETWEEN THE
TOWNSHIP OF UPPER AND WSP USA INC. FOR ADDITIONAL DESIGN
AND ENGINEERING CONSULTING SERVICES**

WHEREAS, the Township of Upper and WSP USA Inc. entered into a contract on May 1, 2019 for professional design and engineering consultant services pursuant to Resolution No. 113-2019; and

WHEREAS, the Township of Upper and WSP USA Inc. desire to modify said contract to provide for an additional scope of work for the Beesley's Point Beach Parking Lot project; and

WHEREAS, the Township Committee has determined that it is in the best interest of the Township to authorize said amendment to contract with WSP USA Inc. as hereinafter provided; and

WHEREAS, the Municipal Attorney has determined that the services provided by the proposed amendment to the existing contract are professional services and that the award of the amended contract may be made without competitive bid and pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, the Chief Financial Officer has certified the availability of funds to permit the Township to enter into the proposed amendment to the professional services contract as aforesaid; 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 professional services contract between the Township of Upper and WSP USA Inc. is hereby amended to include the additional services as set forth in the attached Amendment to the Design and Engineering Consultant Services Agreement between the Township of Upper and WSP USA Inc.
3. The Mayor and the Township Clerk are hereby authorized, directed and empowered to enter into said amendment to the professional services contract with WSP USA Inc. aforesaid.
4. The Township Clerk shall cause a Notice of Award of this amendment to the professional services contract to be published in the official newspaper of the Township as required by N.J.S.A. 40A:11-5.
5. All Township officials and officers are hereby authorized and directed to take all action necessary to carry out the intent and purpose of this Resolution.
6. This Resolution shall be effective as of adoption.

Resolution No. 227-2019

Offered by: Barr

Seconded by: Palombo

Adopted: July 22, 2019

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>	___	___	___

12. Authorizing a one year extension of the contract with Cape Professional Billing, Inc., Dba Cape Medical Billing, for Emergency Medical Billing Services.

**TOWNSHIP OF UPPER
CAPE MAY COUNTY
RESOLUTION**

RESOLUTION NO. 228-2019

RE: AUTHORIZING A ONE YEAR EXTENSION OF THE CONTRACT WITH CAPE PROFESSIONAL BILLING, INC., DBA CAPE MEDICAL BILLING, FOR EMERGENCY

MEDICAL BILLING SERVICES

WHEREAS, the Township of Upper and Cape Professional Billing, Inc., of 5 Locust Lane, P.O. Box 670, Cape May Court House, New Jersey 08210, entered into a Contract on July 30, 2018 for Emergency Medical Billing Services pursuant to Resolution No. 212-2018; and

WHEREAS, the Township of Upper desires to extend the terms of the Contract, as stipulated within, for an additional one year; and

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

WHEREAS, the Chief Financial Officer has certified the availability of funds for the renewed 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 Contract with Cape Professional Billing, Inc., for Emergency Medical Billing Services, is hereby renewed for an additional one year term for the period commencing August 1, 2019 through July 31, 2020.
3. Cape Professional Billing, Inc. has registered with the State of New Jersey pursuant to c.57, Laws of 2004 and has provided proof of that registration to the Township of Upper.
4. All Township officials and officers are hereby authorized and empowered to take all action deemed necessary or advisable to carry into effect the intent and purpose of this Resolution.

Resolution No. 228-2019

Offered by: Corson

Seconded by: Barr

Adopted: July 22, 2019

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 X
 Palombo X

13. Tax Refund for Block 348, Lot 31.02.

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

RESOLUTION NO. 229-2019

**TAX REFUND
BLOCK 348, LOT 31.02**

WHEREAS, certain corrections have been recommended by the Upper Township Tax Collector in order to refund monies; and

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Upper, Cape May County, that corrections to the Tax records are hereby authorized and the Tax Collector is hereby directed to correct said records or take such action as indicated on the attached sheet.

Resolution No. 229-2019

Offered by: Coggins

Seconded by: Barr

Adopted: July 22, 2019

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>

REFUND

<u>BLOCK/LOT</u>	<u>AMOUNT</u>	<u>NAME</u>
348/31.02	\$ 900.09	Corelogic PO Box 9205 Coppell TX 75019-9214

2018 3rd, 4th, and 2019 1st & 2nd Quarter Taxes were paid by Corelogic for property on Schoolhouse Lane in Tuckahoe but were meant for property on Schoolhouse Lane in Middle Township, NJ. Corelogic is requesting a refund which will result in the above property in the above amount having an unpaid balance.

14. Canceling and Refunding Tax on exempt property Block 472, Lot 2.

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

RESOLUTION NO. 230-2019

CANCELING AND REFUNDING TAX ON EXEMPT PROPERTY BLOCK 472 LOT 2

WHEREAS, certain corrections have been recommended by the Upper Township Tax Collector in order to refund monies; and

WHEREAS, certain properties became tax exempt for the year 2019; and

WHEREAS, Jaime Lee Rudy is a 100% disabled American veteran residing at 4 Frances Drive, Block 472, Lot 2 on the municipal tax map of Upper Township, New Jersey; and

WHEREAS, the Department of Veterans Affairs has determined that Ms. Rudy's 100% permanent wartime service connected disability was effective December 6, 2018; and

WHEREAS, Jaime Lee Rudy made application on May 28, 2019; and

WHEREAS, Township of Upper Ordinance No. 009-2012 allows for the refund of property taxes paid for the calendar year in which claim is made; and

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Upper, Cape May County, that corrections to the Tax records are hereby authorized and the Tax Collector is hereby directed to correct said records or take such action as indicated on the attached sheet.

Resolution No. 230-2019

Offered by: Coggins

Seconded by: Barr

Adopted: July 22, 2019

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>

CANCEL TAX 2019

BLOCK/LOT

472/2

AMOUNT

\$ 1,780.55

NAME

Jamie Lee Rudy
4 Frances Drive
Petersburg NJ 08270

REFUND TAX 2019

BLOCK/LOT

472/2

AMOUNT

\$ 1,780.55

NAME

Jamie Lee Rudy
4 Frances Drive
Petersburg NJ 08270

2019 1st & 2nd Quarter Property Taxes - 100% Totally Disabled Veteran

15. Authorizing the Upper Township Tax Collector to extend the 3rd Quarter grace period.

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

RESOLUTION NO. 231-2019

**AUTHORIZING THE UPPER TOWNSHIP TAX COLLECTOR
TO EXTEND THE 3RD QUARTER GRACE PERIOD**

WHEREAS, the tax rate or bills were not received in time to meet the statutory mailing and due dates, the grace period for the 3rd quarter of 2019 which is 10 days, will be extended to meet the statutory requirements as per N.J.S.A. 54:4-66.3d . (N.J.S.A.54:4-67) By law, the bills must be mailed 25 days prior to due date; and

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Upper, Cape May County, that in accordance with the law the third quarter of 2019 shall not be subject to interest until 25 days after mailing. Anyone paying after the extended grace period shall pay interest from the due date of August 1st.

Resolution No. 231-2019

Offered by: Coggins

Seconded by: Barr

Adopted: July 22, 2019

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>

16. Authorizing the execution of a NJDEP TWA-1 Application Statements of Consent form regarding 37 East Webster Avenue, Strathmere, Block 845, Lot 17.

**TOWNSHIP OF UPPER
CAPE MAY COUNTY**

RESOLUTION

RESOLUTION NO. 232-2019

RE: AUTHORIZING THE EXECUTION OF A NJDEP TWA-1 APPLICATION STATEMENTS OF CONSENT FORM REGARDING 37 EAST WEBSTER AVENUE, STRATHMERE, BLOCK 845, LOT 17

WHEREAS, McNally LEP has or is about to make application to the New Jersey Department of Environmental Protection (hereinafter “DEP”) for Treatment Works Approval for a proposed six bedroom single family dwelling, and has requested that the Township complete a portion of DEP Form No. WQM-003, which merely consents to the submission of the application to the DEP and certifies that the project, as proposed, conforms with the requirements of all municipal Ordinances and does not otherwise impose any obligation or liability on the Township; and

WHEREAS, McNally LEP must apply to the New Jersey Department of Environmental Protection for Treatment Works Approval in order to install a pressure dosing septic system for a six bedroom single family dwelling to be constructed on 37 East Webster Avenue, Block 845, Lot 17 of the municipal tax map of Upper Township, New Jersey; and

WHEREAS, the Township Engineer has informed the Township Committee as to the general nature of the project and has indicated that the Township has no ordinance prohibiting the proposed project; and

WHEREAS, the matter has been considered by the Township Committee and it has been determined that the consent by the Governing Body should be granted to this application to permit the application process to go forward; and

WHEREAS, the Township Committee wishes to authorize the Township officials to execute said documentation;

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 is hereby authorized to execute on behalf of the Township of Upper a Statements of Consent, Section A-1, in the form attached hereto as Exhibit “A” and said consent shall be completed by inserting therein this Resolution number and the date of its adoption.

3. This Statements of Consent is submitted in conjunction with the application of McNally LEP for treatment works approval for the property at Block 845, Lot 17 on the municipal tax map.

4. A certified copy of this Resolution shall be provided to the applicant.

Resolution No. 232-2019

Offered by: Barr

Seconded by: Coggins

Adopted: July 22, 2019

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>

17. Authorizing agreements with the State of New Jersey, Department of Environmental Protection, Division of Fish and Wildlife and RA Outdoors, LLC dba Aspira for the sale of fish and wildlife licenses and permits.

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

RESOLUTION NO. 233-2019

**RE: AUTHORIZING AGREEMENTS WITH THE STATE OF NEW JERSEY,
DEPARTMENT OF ENVIRONMENTAL PROTECTION, DIVISION OF FISH AND
WILDLIFE AND RA OUTDOORS, LLC DBA ASPIRA FOR THE SALE OF
FISH AND WILDLIFE LICENSES AND PERMITS**

WHEREAS, the Township of Upper is a licensed agent with the State of New Jersey, Department of Environmental Protection, Division of Fish and Wildlife, hereinafter “NJDFW”, for the sale of hunting and fishing licenses; and

WHEREAS, NJDFW has planned a rollout of a new licensing program including secure standalone equipment provided by RA Outdoors, LLC dba Aspira, hereinafter “Aspira”; and

WHEREAS, in order to continue selling hunting and fishing licenses, a License Agent Agreement with the NJDFW and an Equipment Agreement with Aspira are required; and

WHEREAS, the proposed agreements with the NJDFW and Aspira have been reviewed and approved by the Municipal Attorney; 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 License Agent Agreement with the NJDFW, attached hereto as Exhibit A, is hereby approved and the appropriate Township officers are directed to enter into and execute same.
3. The Equipment Agreement with Aspira, attached hereto as Exhibit B, is hereby approved and the appropriate Township officers are directed to enter into and execute same
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. 233-2019

Offered by: Corson

Seconded by: Coggins

Adopted: July 22, 2019

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>	___	___	___

18. Appointing Brandon Anderson as a part-time employee to the Upper Township Division of Emergency Medical Services.

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

RESOLUTION NO. 234-2019

**RE: APPOINTING BRANDON ANDERSON AS A PART-TIME EMPLOYEE TO
THE UPPER TOWNSHIP DIVISION OF EMERGENCY MEDICAL SERVICES**

WHEREAS, a need exists to appoint qualified personnel as a part-time employee to the Upper Township Division of Emergency Medical Services to insure optimal operation; and

WHEREAS, this individual's appointment is conditioned upon successful completion of pre-employment testing; 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. Brandon Anderson is hereby conditionally appointed, pending successful completion of pre-employment testing, as a member of the Division of Emergency Medical Services in a part-time position at a rate of \$15.50 per hour, in accordance with the Salary Ordinance.
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. 234-2019

Offered by: Corson

Seconded by: Barr

Adopted: July 22, 2019

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>

19. Authorizing the demolition of unsafe structures and the preparation of advertisements for bids for such purpose.

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

RESOLUTION NO. 235-2019

**RE: AUTHORIZING THE DEMOLITION OF UNSAFE STRUCTURES AND THE
PREPARATION OF ADVERTISEMENTS FOR BIDS FOR SUCH PURPOSE**

WHEREAS, the Township Committee of the Township of Upper has determined a need to have unsafe structures demolished based on the findings of the Construction Official; and

WHEREAS, the owners of the subject properties have failed to comply with the Construction Official's orders to remove or demolish or repair the unsafe structures; and

WHEREAS, pursuant to Revised General Ordinance 10-4.3d the Construction Official may cause such buildings to be demolished upon the authorization of the Township Committee; and

WHEREAS, pursuant to the provisions of Revised General Ordinance 10-4 and the

requirements of the Local Public Contracts Law, the Township of Upper wishes to authorize such demolitions of unsafe structures and to solicit bids for such purpose;

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 Construction Official, with the assistance of the Township Engineer, is hereby authorized and directed to prepare specifications, bid documents and solicit bids for the demolition of the unsafe structures at the following properties:

30 Rivendell Avenue, Block 642 Lot 26

1786 Mt Pleasant Tuckahoe Road, Block 296 Lot 1

1790 Mt Pleasant Tuckahoe Road, Block 296 Lot 2

3. Sealed bids shall be received by the Township of Upper in accordance with the directives contained in the Notice to Bidders.
4. Upon acceptance of the appropriate bid pursuant to the Local Public Contracts Law, the Township authorizes the demolition of the aforesaid unsafe structures.
5. Pursuant to Revised General Ordinance 10-4, N.J.S.A. 40:48-2.5 and N.J.S.A. 40:48-2.12b, the municipal funds expended for such demolition shall be a lien against each subject premises.

Resolution No. 235-2019

Offered by: Corson

Seconded by: Young

Adopted: July 22, 2019

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>

20. Authorizing the Mayor to act as hearing officer for personnel matters on behalf of the Township Committee.

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

RESOLUTION NO. 236-2019

**RE: AUTHORIZING THE MAYOR TO ACT AS HEARING OFFICER FOR PERSONNEL
MATTERS ON BEHALF OF THE TOWNSHIP COMMITTEE**

WHEREAS, the Township Committee of the Township of Upper has determined a need to delegate its authority to act as hearing officer in personnel matters; 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 is hereby authorized to act as hearing officer on behalf of the

Township Committee in personnel matters on an as needed basis.

Resolution No. 236-2019

Offered by: Young

Seconded by: Coggins

Adopted: July 22, 2019

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

CORRESPONDENCE

NEW BUSINESS

UNFINISHED BUSINESS

DISCUSSION

21. **NJDOT Complete Streets Policy.** The Township Engineer gave a brief review of the policy. After a brief discussion, there was a motion by Richard Palombo, second by Edward Barr, to prepare a resolution to adopt a Complete Street Policy. During roll call vote all five Committeemen voted in the affirmative.

PAYMENT OF BILLS

21. **“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: \$322,941.58

Payroll: \$274,162.65

REPORT OF MUNICIPAL DEPARTMENTS

- 22. Animal Control
- 23. Division of EMS
- 24. Municipal Court

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

Nathalie Neiss, Route 50, spoke regarding a complaint she had filed regarding an advertisement sign on County Route 631 near the intersection of County Route 610. It was stated that the Zoning Officer sent a reply to Ms. Neiss' complaint. The Municipal Attorney stated that if Ms. Neiss does not agree with the Zoning Officer's decision she can appeal to the Zoning Board. Ms. Neiss then stated that the goats on a nearby farm are trespassing on her property. The Deputy Clerk was directed to inform the Zoning Officer and Animal Control of Ms. Neiss' complaint.

CLOSED SESSION

- 25. 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. 237-2019
MOTION GOING INTO CLOSED SESSION
JULY 22, 2019**

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. Contract negotiation - Animal Control
- 3. Contract negotiation - Shared Services Agreement with Upper Township Board of Education
- 4. 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: Richard Palombo

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

RECONVENE PUBLIC PORTION OF MEETING

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

ADJOURNMENT

There being no further business this evening the meeting was adjourned at 8:40 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 August 12, 2019 at 7:30 P.M.

Minutes prepared by,

Joanne R. Herron, RMC
Deputy Municipal Clerk

Bill List

73900 07/22/19 A0017 ATLANTIC CO. MUNICIPAL JIF 100,034.00 3085
73901 07/22/19 A0018 ACTION SUPPLY INC. 31.20 3085
73902 07/22/19 A0028 ADVANTAGE RENTAL CENTER INC. 362.44 3085
73903 07/22/19 A0035 AIRLINE HYDRAULIC CORP. 80.57 3085
73904 07/22/19 A0091 ATLANTIC CITY ELECTRIC 21,942.93 3085
73905 07/22/19 A0176 ACTION FLAG COMPANY 55.14 3085
73906 07/22/19 A0191 ACTION UNIFORM CO. LLC 1,028.00 3085
73907 07/22/19 A0193 ATLANTIC INVESTIGATIONS, LLC 397.00 3085
73908 07/22/19 A0212 ANCERO, LLC 10,964.00 3085
73909 07/22/19 B0035 BELMONT & CRYSTAL SPRINGS 90.35 3085
73910 07/22/19 B0039 BEESLEY'S PT. SEA DOO, INC. 5,399.00 3085
73911 07/22/19 B0091 BIRCHMEIER, JAMES 93.00 3085
73912 07/22/19 B0093 BARRY,CORRADO,GRASSI & 507.50 3085
73913 07/22/19 B0117 BRIDGESTATE FOUNDRY CORP 366.91 3085
73914 07/22/19 B0220 BERGEY'S TRUCK CENTERS 1,475.51 3085
73915 07/22/19 B0239 BAILEY, WILLIAM MICHAEL 791.66 3085
73916 07/22/19 B0248 BARNES LAW GROUP LLC 870.00 3085
73917 07/22/19 C0046 CAPE MAY COUNTY CLERK 4,129.64 3085
73918 07/22/19 C0048 CAPE MAY COUNTY MUA 40,119.78 3085
73919 07/22/19 C0060 CAPRIONI'S PORTABLE TOILETS 4,306.00 3085
73920 07/22/19 C0067 CONNOR, RICK 1,086.00 3085
73921 07/22/19 C0068 COMCAST 294.82 3085
73922 07/22/19 C0143 CODY'S POWER EQUIPMENT 25.99 3085
73923 07/22/19 C0223 CASA PAYROLL SERVICE 285.25 3085
73924 07/22/19 C0230 CATAMARAN MEDIA COMPANY 225.00 3085
73925 07/22/19 C0296 COMCAST BUSINESS COMMUNICATION 1,386.86 3085
73926 07/22/19 D0016 DALEYS PIT 215.00 3085
73927 07/22/19 D0040 DELTA DENTAL OF N.J. INC. 5,982.15 3085
73928 07/22/19 D0171 DEPARTMENT OF THE TREASURY 144.55 3085
73929 07/22/19 F0013 FARM RITE INC. 31.74 3085
73930 07/22/19 F0048 LESLIE G. FOGG INC 124.50 3085
73931 07/22/19 G0009 GAPVAX, INC. 647.42 3085
73932 07/22/19 G0147 GREATAMERICA FINANCIAL SVCS. 196.00 3085
73933 07/22/19 G0157 GRANTURK EQUIPMENT CO., INC. 420.61 3085
73934 07/22/19 H0073 HOME DEPOT CRC/GECF 49.86 3085
73935 07/22/19 H0135 HANSON AGGREGATES, INC. 1,535.84 3085
73936 07/22/19 H0174 HOFFMAN EQUIPMENT CO. 75.20 3085
73937 07/22/19 J0079 JAMES WYERS LANDSCAPING, LLC 150.00 3085
73938 07/22/19 K0086 K D NATIONAL FORCE SECURITY 420.38 3085
73939 07/22/19 K0091 KRISTEES DESIGNS 853.70 3085
73940 07/22/19 L0007 LC EQUIPMENT, INC. 174.00 3085
73941 07/22/19 L0080 LOWES, INC. 62.26 3085
73942 07/22/19 M0012 McCAULEY, RICHARD 27.14 3085
73943 07/22/19 M0164 MURPHY FENCE COMPANY. INC. 656.70 3085
73944 07/22/19 M0180 MED-TECH RESOURCE,LLC 689.05 3085
73945 07/22/19 M0188 MCCARTHY TIRE SERVICE OF PHILA 1,711.02 3085
73946 07/22/19 N0043 NAPA AUTO PARTS 29.52 3085
73947 07/22/19 N0072 NFPA INTERNATIONAL 400.95 3085
73948 07/22/19 N0143 NATIONAL TIME SYSTEMS 55.00 3085

73949 07/22/19 N0154 NEW HORIZON COMMUNICATIONS 1,183.83 3085
73950 07/22/19 O0006 SJSHORE MARKETING,LLC 333.79 3085
73951 07/22/19 P0032 PEDRONI FUEL CO. 2,720.12 3085
73952 07/22/19 P0175 PRIEST JR., ANTHONY 125.00 3085
73953 07/22/19 P0193 POLO, DONALD J 42.80 3085
73954 07/22/19 Q0003 EUROFIN, QC INC. 82.70 3085
73955 07/22/19 R0030 RIGGINS, INC. 10,076.31 3085
73956 07/22/19 R0059 RUTGERS, THE STATE UNIVERSITY 200.00 3085
73957 07/22/19 R0099 HUNTER TRUCK SALES & SERVICE 682.98 3085
73958 07/22/19 R0100 ROBERTS OXYGEN COMPANY, INC. 222.70 3085
73959 07/22/19 R0115 RID PEST CONTROL INC. 55.00 3085
73960 07/22/19 R0119 RUDERMAN, ROTH LLC 875.00 3085
73961 07/22/19 R0126 REEVES, CRAIG 42.80 3085
73962 07/22/19 S0021 COKER, MELLISSA 171.98 3085
73963 07/22/19 S0056 SEASHORE ASPHALT CORPORATION 188.34 3085
73964 07/22/19 S0092 SHONE, LEROY 154.00 3085
73965 07/22/19 S0113 SMITH, THOMAS G. 859.90 3085
73966 07/22/19 S0121 SMUZ, THERESE A 300.00 3085
73967 07/22/19 S0130 SOUTH JERSEY CHIEFS ASSOC. 186.00 3085
73968 07/22/19 S0134 SO. JERSEY GAS COMPANY 174.95 3085
73969 07/22/19 S0153 STERICYCLE, INC. 358.76 3085
73970 07/22/19 S0209 STAPLES ADVANTAGE 157.00 3085
73971 07/22/19 S0239 SHORE VET. ANIMAL CONTROL LLC 2,400.00 3085
73972 07/22/19 S0249 BSN SPORTS 340.98 3085
73973 07/22/19 S0253 SAMPLE MEDIA, INC. 368.60 3085
73974 07/22/19 S0328 SJEV 500.00 3085
73975 07/22/19 S0329 SERIOUSLY TOTAL VIDEO 500.00 3085
73976 07/22/19 T0028 TRACTOR SUPPLY COMPANY CREDIT 39.98 3085
73977 07/22/19 T0032 THE PRESS OF ATLANTIC CITY 126.42 3085
73978 07/22/19 T0067 TOWNSHIP OF UPPER PETTY CASH 65.80 3085
73979 07/22/19 T0074 TRANSAXLE LLC 1,998.00 3085
73980 07/22/19 T0085 TREASURER, STATE OF NEW JERSEY 54.00 3085
73981 07/22/19 T0086 TREASURER, STATE OF NEW JERSEY 85.00 3085
73982 07/22/19 T0180 TRI-COUNTY PEST CONTROL, INC 25.00 3085
73983 07/22/19 T0192 MARSH & McLENNAN AGENCY/TRION 275.50 3085
73984 07/22/19 T0203 TAGGART, SHARON 33.47 3085
73985 07/22/19 T0204 THCG, LLC 6,120.00 3085
73986 07/22/19 U0024 UNIVERSAL COMPUTING SERV. INC. 1,102.20 3085
73987 07/22/19 V0001 VCI EMERGENCY VEHICLE 1,554.47 3085
73988 07/22/19 V0013 VERIZON WIRELESS 799.58 3085
73989 07/22/19 V0022 VERIZON 627.28 3085
73990 07/22/19 V0025 V.E. RALPH & SON, INC. 190.96 3085
73991 07/22/19 V0050 VIRTUA-WEST JERSEY HEALTH 200.00 3085
73992 07/22/19 W0048 WINNER FORD OF CHERRY HILL 70,927.00 3085
73993 07/22/19 W0050 WIRELESS ELECTRONICS, INC. 652.00 3085
73994 07/22/19 W0085 WOODY, LESTER 144.23 3085
73995 07/22/19 W0115 WSP USA, INC. 2,655.66 3085
73996 07/22/19 X0008 XEROX FINANCIAL SERVICES 662.40 3085
73997 07/22/19 Z0001 ZOLL MEDICAL CORPORATION 297.95 3085
Total \$322,941.58