

**TOWNSHIP OF UPPER
2100 TUCKAHOE ROAD
PETERSBURG, NJ 08270
CAPE MAY COUNTY
MINUTES FOR JUNE 8, 2020**

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 June 5, 2020, the notice of this meeting of the Upper Township Committee was posted on the official Township Bulletin Board, the Upper Township Website, and the Town Hall Foyer, 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 audio recorded up until the closed session portion of this meeting and will be available 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 Municipal Clerk Barbara Young, Municipal Attorney Daniel Young, Township Administrator Scott Morgan, Personnel Officer Sharon Taggart, Township Engineer Paul Dietrich, and Chief Financial Officer Barbara Ludy.

APPROVAL OF MINUTES - May 26, 2020 Regular and Closed Session Minutes

Motion by Edward Barr, second by John Coggins, to approve the May 26, 2020 Regular Session Minutes as submitted. During roll call vote all five Committeemen voted in the affirmative.

REPORT OF GOVERNING BODY MEMBERS

John Coggins, Committeeman, stated that the proposed 2020 capital bond will be part of the 5 to 10 year capital needs budget.

Hobie Young, Committeeman, reported that he received an inquiry from an owner of a tattoo parlor in Upper Township as to when he will be able to open. It was stated that the Township needs to follow the Governor's executive orders. If a tattoo parlor is considered a salon then they will be able to open on June 22nd.

Edward Barr, Committeeman, thanked the residents for their patience while the Department of Public Works was on a flexible schedule due to the pandemic.

Curtis Corson, Committeeman, reported that there was a section of Route 50 closed because of road work this past weekend, however the fire companies and EMS were never notified. It was stated that it may have been an emergency road closure.

Richard Palombo, Mayor, reported that the grand opening for the Great Egg Harbor Bay pedestrian and bicycle path project has been postponed again to July 8, 2020, pending the Governor lifting the stay at home order. Next, he reported that at the last meeting there was a discussion of the school utilizing Township property for the eighth-grade graduation. However, due to State guidelines, they will need to use their own property. The graduation will take place on July 9th at the Middle School fields. Next, he reported that the Strathmere 4th of July parade has officially been cancelled due to the ongoing pandemic and Governor's restrictions. Last, he made a motion to hire 5 rookie guards. Three of the guards, Nathaniel Minor, Alex Lopacinski, and Cody Liepe, are to be hired contingent upon successful pre-employment testing. Two of the guards, Aiden Fisher and Kailey Grimley, to be hired contingent upon meeting the age requirements. The motion was seconded by Edward Barr. During roll call vote all five Committeemen voted in the affirmative.

OTHER REPORTS

Scott Morgan, Township Administrator, gave a brief status report on the total Covid-19 cases in New Jersey, Cape May County, and Upper Township. He next reported that on June 4th Governor Murphy extended the public health emergency order for an additional 30 days. He urged everyone to continue to follow CDC guidelines regarding hand washing, mask wearing, and social distancing. Next he thanked the Cape May County Office of Emergency Management for sending another delivery of PPE for the Division of EMS. He also stated that the Township has also ordered and recently hand sanitizer solution and dispensers, which have been placed in Township buildings, at many of the beach crossovers and common areas in Strathmere, and the boat ramps. He stated that once the recreation areas start to open sanitizer stations will be placed there as well. Last, he reported that the Department of Public Works is now working at full capacity and thanked the employees for doing an excellent job while working the flex schedule. Later in the meeting, he reported that Ocean City through their purchasing cooperative will be purchasing snow fence and post and rail. He stated that the Township is in need of post and rail for several projects and requested approval to join in with the purchasing co-op. After a brief discussion, there was a general consensus to approve joining the purchasing co-op for post and rail if funds are available

Barbara Young, Municipal Clerk, reported on the procedures for the upcoming Primary Election in that per Governor Murphy's Orders No. 120 and No. 144 the July 7 Primary Election will be held primarily by mail. She explained that the county is currently mailing out Vote-by-Mail Ballots to active Democratic and Republican voters and Unaffiliated and Inactive Voters will receive an application for a Vote-by-Mail ballot which is specific to this primary. The procedure for Disabled voters was also explained. Lastly, she explained that Upper Township will have two polling locations open on Election Day; the Upper Township Community Center and the Second Cape May Baptist Church where voters will be able to vote a paper provisional ballot.

Paul Dietrich, Township Engineer, reported that the County project for Corson's Tavern Road has begun, and for the next several weeks they will be working on drainage. He expects to receive regular updates from the County Engineer and will pass along the information to the Committee and residents. He next reported that the roundabout at Woodbine/Ocean View Road and Dennisville/Petersburg Road will be closed from 6:00 pm to 6:00 am on June 8th for paving.

Barbara Ludy, Chief Financial Officer, reported that she was recently notified of the need for various capital purchases totaling approximately \$100,000. She stated that there are still funds in the 2018 bond that have not been appropriated. She stated that upon approval by the Committee, she can request bond counsel to repurpose the remaining funds in the 2018 bond. After a brief discussion, there was a motion by John Coggins, second by Edward Barr, to have bond counsel repurpose the remaining funds in the 2018 bond for the immediate capital needs, and to also direct the CFO to

coordinate with department heads for a list of needs for the 2020 capital improvement bond. During roll call vote all five Committeemen voted in the affirmative.

RESOLUTIONS

1. Canceling and refunding tax on exempt property Block 451, Lot 25.

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

RESOLUTION NO. 169-2020

CANCELING & REFUNDING TAX ON EXEMPT PROPERTY BLOCK 451, LOT 25

WHEREAS, certain corrections have been recommended by the Upper Township Tax Collector in order to correct tax records; and

WHEREAS, certain properties became tax exempt for the year 2020; and

WHEREAS, William J. Royle is a 100% disabled American veteran residing at 990 Route 50, Block 451, Lot 25 on the municipal tax map of Upper Township, New Jersey; and

WHEREAS, the Department of Veterans Affairs has determined that Mr. Royle's 100% permanent wartime service connected disability was effective June 16, 2019; and

WHEREAS, William J. Royle made application March 9, 2020; 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 and refund the amount set forth below or take such action as indicated on the attached sheet.

Resolution No. 169-2020

Offered by: Coggins

Seconded by: Barr

Adopted: June 8, 2020

Roll Call Vote:

| NAME | YES | NO | ABSTAIN | ABSENT |
|---------|-----|----|---------|--------|
| Barr | X | | | |
| Coggins | X | | | |
| Corson | X | | | |
| Young | X | | | |
| Palombo | X | | | |

CANCEL & REFUND TAX 2020

BLOCK/LOT
451/25

AMOUNT
\$ 2,907.72

NAME
William J. & Lillian M. Royle

100% Totally Disabled Veteran for 2020. Owner paid 1st & 2nd quarter property taxes.

2. Tax refund Block 672, Lots 1 & 4.

**TOWNSHIP OF UPPER
CAPE MAY COUNTY
RESOLUTION**

RESOLUTION NO. 170-2020

**TAX REFUND
BLOCK 672, LOTS 1 & 4**

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. 170-2020

Offered by: Coggins

Seconded by: Barr

Adopted: June 8, 2020

Roll Call Vote:

| NAME | YES | NO | ABSTAIN | ABSENT |
|---------|-----|----|---------|--------|
| Barr | X | | | |
| Coggins | X | | | |
| Corson | X | | | |
| Young | X | | | |
| Palombo | X | | | |

REFUND

BLOCK/LOT

AMOUNT

NAME

672/1 & 4

\$ 1,513.13

Wells Fargo Real Estate Tax Services
1 Home Campus
MAC X2032-040
Des Moines, IA 50328

2nd Quarter 2020 taxes paid by mortgage company twice in error.
Mortgage Company is requesting refund.

3. Authorizing the Township of Upper to enter into a contract with Cape Physicians Associates to provide pre-employment physical examinations.

TOWNSHIP OF UPPER

**CAPE MAY COUNTY
RESOLUTION**

RESOLUTION NO. 171-2020

**RE: AUTHORIZING THE TOWNSHIP OF UPPER TO ENTER INTO A
CONTRACT WITH CAPE PHYSICIANS ASSOCIATES TO PROVIDE
PRE-EMPLOYMENT PHYSICAL EXAMINATIONS**

WHEREAS, pursuant to Section 9 of the Supervisor's Personnel Policies and Procedures Manual, the Township of Upper provides for a pre-employment physical examination to a prospective employee in order to insure that they can perform the duties of their position without injury to themselves or others; and

WHEREAS, Cape Physicians Associates possesses the requisite skill and knowledge to perform these services; and

WHEREAS, a Resolution is required authorizing the award of a contract for professional services to Cape Physicians Associates as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, the proposed contract has been reviewed and approved by the Township's Legal Counsel and will be on record in the office of the Township Clerk and available for public inspection and is attached hereto as Exhibit "A"; and

WHEREAS, Cape Physicians Associates has completed and submitted a Business Entity Disclosure Certification which certifies that Cape Physicians Associates 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 Physicians Associates 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 Cape Physicians Associates to provide hearing examinations.

3. Cape Physicians Associates 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. 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 Cape Physicians Associates 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 Cape Physicians Associates. 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. 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. 171-2020

Offered by: Barr

Seconded by: Young

Adopted: June 8, 2020

Roll Call Vote:

| NAME | YES | NO | ABSTAIN | ABSENT |
|---------|-----|----|---------|--------|
| Barr | X | | | |
| Coggins | X | | | |
| Corson | X | | | |
| Young | X | | | |
| Palombo | X | | | |

4. Authorizing the Township of Upper to apply for the Fiscal Year 2020 Emergency Management Performance Grant through the State of New Jersey, Division of State Police, Office of Emergency Management Agency Assistance Program.

TOWNSHIP OF UPPER

**CAPE MAY COUNTY
RESOLUTION**

RESOLUTION NO. 172-2020

**RE: AUTHORIZING THE TOWNSHIP OF UPPER TO APPLY FOR THE FISCAL YEAR
2020 EMERGENCY MANAGEMENT PERFORMANCE GRANT THROUGH THE
STATE OF NEW JERSEY, DIVISION OF STATE POLICE, OFFICE OF
EMERGENCY MANAGEMENT AGENCY ASSISTANCE PROGRAM**

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

WHEREAS, the EMPG EMMA award is granted for the purpose of enhancing Upper Township's ability to prevent, protect against, respond to, and recover from acts of terrorism, natural disasters and other catastrophic events and emergencies; and

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

1. The allegations of the preamble are incorporated herein by this reference.
2. The Mayor, Chief Financial Officer, and Municipal Emergency Management Coordinator are hereby authorized, directed and empowered to sign and submit the FY 2020 Emergency Management Performance Grant application through the New Jersey State Police Office of Emergency Management Agency Assistance Program on behalf of the Township of Upper.
3. All Township officials and officers are hereby authorized and empowered to take all action deemed necessary or advisable to carry into effect the intent and purpose of this Resolution.

Resolution No. 172-2020

Offered by: Barr

Seconded by: Coggins

Adopted: June 8, 2020

Roll Call Vote:

| NAME | YES | NO | ABSTAIN | ABSENT |
|---------|-----|----|---------|--------|
| Barr | X | | | |
| Coggins | X | | | |
| Corson | X | | | |
| Young | X | | | |
| Palombo | X | | | |

5. Authorizing the Engineer to prepare specifications and solicit bids for the Reconstruction of Commonwealth Avenue Phase 2.

**TOWNSHIP OF UPPER
CAPE MAY COUNTY
RESOLUTION**

RESOLUTION NO. 173-2020

**RE: AUTHORIZING THE ENGINEER TO PREPARE SPECIFICATIONS
AND SOLICIT BIDS FOR THE RECONSTRUCTION OF
COMMONWEALTH AVENUE PHASE 2**

WHEREAS, the Township Committee of the Township of Upper has determined a need to provide improvements to Commonwealth Avenue; and

WHEREAS, pursuant to the provisions of the Local Public Contracts Law, the Township of Upper intends to solicit bids as herein indicated; 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 Engineer is hereby authorized and directed to prepare specifications, bid documents and solicit bids for the following project to be included in the solicitation of bids for the 2020 Road Paving Project:

RECONSTRUCTION OF COMMONWEALTH AVENUE PHASE 2

3. Sealed bids shall be received by the Township of Upper in accordance with the directives contained in the Notice to Bidders.

Resolution No. 173-2020

Offered by: Barr

Seconded by: Coggins

Adopted: June 8, 2020

Roll Call Vote:

| NAME | YES | NO | ABSTAIN | ABSENT |
|---------|-----|----|---------|--------|
| Barr | X | | | |
| Coggins | X | | | |
| Corson | X | | | |
| Young | X | | | |
| Palombo | X | | | |

6. Appointing Joseph Maccarone 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. 174-2020

**RE: APPOINTING JOSEPH MACCARONE 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, Joseph Maccarone possesses all of the requisite qualifications for appointment to said position; 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. Joseph Maccarone is hereby conditionally appointed, pending successful completion of pre-employment testing, to the Division of Emergency Medical Services as a part-time Emergency Medical Technician at a rate of \$16.00 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. 174-2020

Offered by: Corson

Seconded by: Barr

Adopted: June 8, 2020

Roll Call Vote:

| NAME | YES | NO | ABSTAIN | ABSENT |
|---------|-----|----|---------|--------|
| Barr | X | | | |
| Coggins | X | | | |
| Corson | X | | | |
| Young | X | | | |
| Palombo | X | | | |

7. Adopting revisions to the Upper Township Supervisor's Personnel Policies and Procedures Manual and Employee Handbook.

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

RESOLUTION NO. 175-2020

**RE: ADOPTING REVISIONS TO THE UPPER TOWNSHIP
SUPERVISOR'S PERSONNEL POLICIES AND PROCEDURES
MANUAL AND EMPLOYEE HANDBOOK**

WHEREAS, the Township Committee of the Township of Upper has determined there is a need to adopt revisions to the Township's Personnel Policies, Supervisor's Personnel Policies and

Procedures Manual and Employee Handbook to revise Section 7 entitled “Upper Township Emergency Medical Technicians Rules and Regulations”; and

WHEREAS, the Township Committee of the Township of Upper has reviewed and approved such revisions attached hereto as Exhibit A; and

WHEREAS, the Township Committee has determined that these revisions should be adopted to revise the existing Township Supervisor’s Personnel Policies and Procedures Manual and the Employee Handbook; 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 revisions to the Supervisor’s Personnel Policies and Procedures Manual and Employee Handbook set forth in the attached Exhibit A are hereby adopted and approved and modify the existing personnel policies, procedures, manuals and handbooks of the Township. Said revisions shall replace in its entirety the Policy set forth in Section Seven of the Manual and Handbook.
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. 175-2020

Offered by: Barr

Seconded by: Coggins

Adopted: June 8, 2020

Roll Call Vote:

| NAME | YES | NO | ABSTAIN | ABSENT |
|---------|-----|----|---------|--------|
| Barr | X | | | |
| Coggins | X | | | |
| Corson | X | | | |
| Young | X | | | |
| Palombo | X | | | |

8. Authorizing the filing of a 2019 NJDEP Municipal Recycling Tonnage Grant Application.

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

RESOLUTION NO. 176-2020

**RE: AUTHORIZING THE FILING OF A 2019 NJDEP MUNICIPAL
RECYCLING TONNAGE GRANT APPLICATION**

WHEREAS, the Mandatory Source Separation and Recycling Act, P.L. 1987, c. 102., has

established a recycling fund from which tonnage grants may be made to municipalities in order to encourage local source separation and recycling programs; and

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

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

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

WHEREAS, the Township Committee fully supports and endorses the actions of William McDaniels, Certified Recycling Coordinator, to apply for such tonnage grants in the calendar year 2020 (based on 2019 recycling figures) and will memorialize the commitment of this municipality to recycling and indicate the assent of the Township of Upper to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of Upper, that the Township of Upper does hereby endorse the submission of an online municipal Recycling Tonnage Grant Application to the New Jersey Department of Environmental Protection and designates William McDaniels, Certified Recycling Coordinator, to ensure that said application is properly filed.

Resolution No. 176-2020

Offered by: Barr

Seconded by: Coggins

Adopted: June 8, 2020

Roll Call Vote:

| NAME | YES | NO | ABSTAIN | ABSENT |
|---------|-----|----|---------|--------|
| Barr | X | | | |
| Coggins | X | | | |
| Corson | X | | | |
| Young | X | | | |
| Palombo | X | | | |

9. Appointing Ronald Boomhower as a Boat Ramp Attendant for the 2020 Season.

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

RESOLUTION NO. 177-2020

**RE: APPOINTING RONALD BOOMHOWER AS A
BOAT RAMP ATTENDANT FOR THE 2020 SEASON**

WHEREAS, a need exists to appoint qualified personnel as a part-time seasonal employee for the Upper Township Boat Ramp for the 2020 season; 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. Ronald Boomhower is hereby appointed as a part-time seasonal Boat Ramp Attendant, pending pre-employment testing, at a salary of \$14.00 per hour in accordance with the Salary Ordinance.
3. This Resolution shall be effective immediately and is further intended to ratify, confirm and approve any formal action taken by the Township Committee.

Resolution No. 177-2020

Offered by: Young

Seconded by: Barr

Adopted: June 8, 2020

Roll Call Vote:

| NAME | YES | NO | ABSTAIN | ABSENT |
|---------|-----|----|---------|--------|
| Barr | X | | | |
| Coggins | X | | | |
| Corson | X | | | |
| Young | X | | | |
| Palombo | X | | | |

ORDINANCES

CORRESPONDENCE

NEW BUSINESS

10. **B&K Enterprises request for a refund of facility use fees.** Motion by Curtis Corson, second by Edward Barr, to approve the request. During roll call vote all five Committeemen voted in the affirmative. A Resolution for formal action will be placed on the next agenda.
11. **Emergency Order – temporary site plan amendment.** Motion by Curtis Corson, second by Edward Barr, to ratify and confirm the order. During roll call vote all five Committeemen voted in the affirmative.

UNFINISHED BUSINESS

DISCUSSION

12. **July 4th Event/Fireworks.** After a lengthy discussion, it was decided that due to the unforeseen issuance of the Governors executive orders a decision on whether to postpone the fireworks will not be made until June 15th. There was a motion by Edward Barr, second by John Coggins, to give Committeeman Young and Mayor Palombo, the authority to make the decision on behalf of the Committee. During roll call vote all five Committeemen voted in the affirmative.

PAYMENT OF BILLS

13. **“I hereby move that all claims submitted for payment at this meeting be approved and then incorporated in full in the minutes of this meeting.”** Motion by John Coggins, second by Edward Barr. During roll call vote all five Committeemen voted in the affirmative.

Bills approved for payment: \$466,717.58

REPORT OF MUNICIPAL DEPARTMENTS

- 14. Animal Control**
- 15. Clerk's Office**
- 16. Construction Code**
- 17. Finance Office**
- 18. MUA Report**
- 19. Tax Collector**

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

PUBLIC COMMENT

Blanche Adams, Steelmantown, UTBA, thanked the Committee for their support and communication regarding the temporary site plan amendment application.

Linda Bateman, Strathmere, spoke regarding several items including vote-by-mail procedures, and questioned who she should contact regarding debris in the pedestrian lane on Commonwealth Avenue, cars parking illegally on the pedestrian lane and why a cone was still in place at the Sumner Avenue bulkhead. Mr. Dietrich stated that Commonwealth is a County roadway and that the cone was left in place as a precaution to make sure sand placed in the area had settled.

David Cummings, Strathmere, questioned the bid project for the Reconstruction of Commonwealth Avenue. Mr. Dietrich stated that this project is phase 2 and a continuation of the reconstruction of the northern end of Commonwealth Avenue. He stated that that section of Commonwealth is a Township road.

CLOSED SESSION

- 20. 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. 178-2020
MOTION GOING INTO CLOSED SESSION
JUNE 8, 2020**

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. Litigation – Whippoorwill Campground
- 3. Contract negotiation – Video Recording Services
- 4. Contract negotiation - Conflict Engineer
- 5. Contract negotiation - FEMA 2018 FMA Grant
- 6. Contract negotiation - Dredging Permit Plans
- 7. Contract negotiation - JIF Membership

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

Moved by: John Coggins

Motion seconded by: Curtis Corson

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

RECONVENE PUBLIC PORTION OF MEETING

Motion by Edward Barr, second by John Coggins, to reconvene the public portion of the meeting.

During roll call vote all five Committeemen voted in the affirmative.

ADJOURNMENT

There being no further business this evening the meeting was adjourned at 9:55 P.M., with a motion by Richard Palombo, second by Curtis Corson, and all five Committeemen voting in the affirmative. The next regular meeting is scheduled for June 22, 2020 at 7:30 P.M.

Minutes prepared by,

Barbara L. Young, RMC
Municipal Clerk

Bill List

75838 06/08/20 A0018 ACTION SUPPLY INC. 63.47 3136
 75839 06/08/20 A0025 ADVANTAGE RENTAL & SALES 314.06 3136
 75840 06/08/20 A0091 ATLANTIC CITY ELECTRIC 2,404.96 3136
 75841 06/08/20 A0191 ACTION UNIFORM CO. LLC 276.00 3136
 75842 06/08/20 A0193 ATLANTIC INVESTIGATIONS, LLC 93.00 3136
 75843 06/08/20 A0212 ANCERO, LLC 10,779.10 3136
 75844 06/08/20 A0226 ACCESSREC, LLC 20,085.36 3136
 75845 06/08/20 B0035 BELMONT & CRYSTAL SPRINGS 19.87 3136
 75846 06/08/20 B0039 BEESLEY'S PT. SEA DOO, INC. 118.80 3136
 75847 06/08/20 B0093 BARRY,CORRADO,GRASSI & 490.00 3136
 75848 06/08/20 B0220 BERGEY'S TRUCK CENTERS 174.33 3136
 75849 06/08/20 B0248 BARNES LAW GROUP LLC 837.50 3136
 75850 06/08/20 C0068 COMCAST 934.10 3136
 75851 06/08/20 C0223 CASA PAYROLL SERVICE 281.25 3136
 75852 06/08/20 C0278 TIFFANY A. CUVIELLO, PP, LLC 1,187.50 3136
 75853 06/08/20 C0283 CUSTOM-BANDAG, INC 247.92 3136
 75854 06/08/20 G0016 GARDNER HARDWARE INC. 850.97 3136
 75855 06/08/20 G0035 GENRON FIRE PROTECTION 303.65 3136
 75856 06/08/20 G0086 W.W. GRAINGER, INC. 702.03 3136
 75857 06/08/20 H0073 HOME DEPOT CRC/GECF 612.01 3136
 75858 06/08/20 H0095 HORIZON BCBSNJ 196,779.10 3136
 75859 06/08/20 K0103 KYOCERA DOCUMENT SOLUTIONS 144.67 3136
 75860 06/08/20 L0007 LC EQUIPMENT, INC. 680.00 3136
 75861 06/08/20 L0031 LORCO PETROLEUM SERVICES 250.00 3136

75862 06/08/20 L0080 LOWES, INC. 96.87 3136
 75863 06/08/20 L0116 LEA, ANTHONY 134.95 3136
 75864 06/08/20 L0146 LAWSON PRODUCTS, INC. 249.68 3136
 75865 06/08/20 L0147 LEEDS, TIMOTHY 42.80 3136
 75866 06/08/20 M0032 MARINE RESCUE PRODUCTS, INC. 864.50 3136
 75867 06/08/20 M0035 MARMORA FIRE CO. DISTRICT #3 161,761.75 3136
 75868 06/08/20 N0004 NJ-AMERICAN WATER CO. 86.42 3136
 75869 06/08/20 N0162 NLL FUEL LLC 335.88 3136
 75870 06/08/20 O0034 OSPREY POINT CONDO ASSOC. 1,855.68 3136
 75871 06/08/20 P0032 PEDRONI FUEL CO. 1,412.20 3136
 75872 06/08/20 P0076 POSTMASTER-TUCKAHOE 248.00 3136
 75873 06/08/20 P0136 POSTNET 1,343.90 3136
 75874 06/08/20 R0030 RIGGINS, INC. 2,675.18 3136
 75875 06/08/20 R0115 RID PEST CONTROL INC. 55.00 3136
 75876 06/08/20 R0119 RUDERMAN, ROTH LLC 1,748.00 3136
 75877 06/08/20 S0031 SCHULER SECURITY, INC. 275.00 3136
 75878 06/08/20 S0057 SERVICE TIRE TRUCK CENTERS 1,078.14 3136
 75879 06/08/20 S0080 SHAW CRANE CO., INC. 750.00 3136
 75880 06/08/20 S0185 STOCKTON STATE COLLEGE 6,162.06 3136
 75881 06/08/20 S0209 STAPLES ADVANTAGE 45.60 3136
 75882 06/08/20 S0239 SHORE VET. ANIMAL CONTROL LLC 2,300.00 3136
 75883 06/08/20 T0080 TREASURER STATE OF N.J. 3,260.00 3136
 75884 06/08/20 T0131 TROUT, ROSEMARY 300.00 3136
 75885 06/08/20 T0168 TOWNSHIP OF UPPER 112.30 3136
 75886 06/08/20 T0192 MARSH & McLENNAN AGENCY/TRION 279.26 3136
 75887 06/08/20 U0067 UT HEALTH REIMB. ACCOUNT 1,748.17 3136
 75888 06/08/20 V0013 VERIZON WIRELESS 956.21 3136
 75889 06/08/20 V0018 VILLAGE PHARMACY, INC. 701.00 3136
 75890 06/08/20 W0030 WEST PUBLISHING CO. 536.00 3136
 75891 06/08/20 W0115 WSP USA, INC. 19,958.93 3136
 75892 06/08/20 X0008 XEROX FINANCIAL SERVICES 214.45 3136
 75893 06/08/20 Y0008 YOUNG, DANIEL J. ESQUIRE PC 16,500.00 3136
 Total: \$466,717.58