

**TOWNSHIP OF UPPER  
2100 TUCKAHOE ROAD  
PETERSBURG, NJ 08270  
CAPE MAY COUNTY  
MINUTES FOR JUNE 13, 2022**

**REGULAR MEETING OF THE TOWNSHIP COMMITTEE – 4:30 P.M.**

**CALL TO ORDER**

**SUNSHINE ANNOUNCEMENT**

Mayor Corson read the following Open Public meeting notice into the record:

“In compliance with the Open Public Meetings Law, I wish to state that on June 10, 2022, the notice of this meeting of the Upper Township Committee was posted on the official Township Bulletin Board, the Upper Township Website, and 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**

John Coggins	Present
Kimberly R. Hayes	Present
Jay Newman	Present
Mark E. Pancoast	Present
Curtis T. Corson, Jr.	Present

Also present were Municipal Clerk Barbara L. Young, Municipal Engineer Paul Dietrich, Chief Financial Officer Barbara Ludy, Municipal Attorney Daniel Reeves, and Township Administrator Gary DeMarzo.

**APPROVAL OF MINUTES** – May 23, 2022 Regular and Closed Session Minutes

Motion by Jay Newman, second by Mark Pancoast, to approve the May 23, 2022 Regular and Closed Session Minutes as submitted. During roll call vote all five Committee members voted in the affirmative.

**REPORT OF GOVERNING BODY MEMBERS**

**Mark Pancoast, Committeeman**, reported that DPW employee Richard Kaczmarski has taken on the duties of code enforcement. He next made a motion, seconded by Jay Newman, to hire Joseph Sharp as seasonal laborer to the Department of Public Works at a rate of \$16.00 per hour. During roll call vote all five Committee members voted in the affirmative. Lastly, he reported that he will be having a meeting next week with the website consultant to start the process of revamping the website.

**Kimberly Hayes, Committeewoman**, reported that plans are moving forward with the 4<sup>th</sup> of July celebration event. She thanked the UT Business Association for their help with outreach. She also thanked the UTBA for arranging ribbon cutting ceremonies for Fresh Look Contracting and Maple Tree Gift Shop. She stated that the Committee is also working with the UTBA in order to recognize Township businesses that are celebrating landmark anniversaries and stated that Dollard’s Sew and Vac will be celebrating their 100<sup>th</sup> anniversary. Lastly, she gave a brief update on the disc golf project at Amanda’s Field.

**Jay Newman, Committeeman**, thanked the community for their support of Marmora Fire and their 75<sup>th</sup> anniversary. He stated that the event was well attended, and everyone had a great time. He next reported that lifeguards are now on duty and stated that the Township is seeking to hire additional beach patrol personnel. He strongly encouraged all to only swim on protected beaches.

**Curtis Corson, Mayor**, read the following executive order into the record:

## **TOWNSHIP OF UPPER**

### **EXECUTIVE ORDER OF THE MAYOR**

Pursuant to the authority vested in me as Mayor of the Township of Upper, I hereby make the following appointments to the Upper Township Planning Board, pursuant to the provisions of the Municipal Land Use Act of the State of New Jersey:

#### **CLASS II:**

**Gary DeMarzo**, is hereby appointed to the unexpired one (1) year term of Davida Wines commencing on January 1, 2022 and expiring on December 31, 2022.

**Effective June 13, 2022**

#### **ADMINISTRATOR OVERVIEW AND FILING OF REPORTS**

**Gary DeMarzo, Township Administrator**, reported that he has continued the communication with the NJ Transit Authority regarding Exit 20. He also reported that Recreation Leader Larry Cole is the contact for anyone wishing to participate in the upcoming 4<sup>th</sup> of July event at Amanda's Field. He next gave a brief report on the progress of code enforcement with Richard Kaczmariski taking on the duties as code enforcement officer. Lastly, he gave mention to each Department Head and the work they've been doing.

1. Assessor's Office
2. Clerk's Office
3. Construction Code
4. Division of EMS
5. Finance Office
6. Municipal Court
7. MUA Report
8. Public Works
9. Tax Collector

Motion by Jay Newman, second by John Coggins, to accept the reports as submitted. During roll call vote all five Committee members voted in the affirmative.

**Barbara Young, Township Clerk**, requested that item number 42 be removed from the agenda.

**Paul Dietrich, Township Engineer**, reported that he will be meeting with the EDF intern from Sustainable Jersey and should have a report for the Committee at the next meeting.

**Barbara Ludy, Chief Financial Officer**, requested approval to sign a Business Associate Agreement with the Marsh McLennan Agency regarding HIPAA obligations and reporting procedures. Motion by Jay Newman, second by Kimberly Hayes, to approve the request. During roll call vote all five Committee members voted in the affirmative.

**PRESENTATION**

10. Commemorating the 100<sup>th</sup> Anniversary of the Strathmere United Methodist Church. **Mayor Corson read the following Resolution into the record and presented a copy to members of the Strathmere United Methodist Church.**

**TOWNSHIP OF UPPER  
CAPE MAY COUNTY  
RESOLUTION**

**RESOLUTION NO. 171-2022**

**RE: COMMEMORATING THE 100<sup>TH</sup> ANNIVERSARY OF THE  
STRATHMERE UNITED METHODIST CHURCH**

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**WHEREAS**, on June 1, 1922 the First Methodist Episcopal Church of Strathmere was incorporated by a small group of dedicated church members looking to provide a place of worship for the seaside town; and

**WHEREAS**, after obtaining a generous offer of land, the cornerstone of the building was set in September 1922; and

**WHEREAS**, we give pause, honor, and praise this day for the deep and abiding Christian commitment of those who in faith began this work, and for all those who have given so unselfishly during these many years to help the church grow and thrive; and

**WHEREAS**, known for its welcoming manner to all denominations and faiths, the entire community has benefited from the fine Christian influences the Strathmere United Methodist Church has exerted through the years, and the many facets of its outreach and practical assistance to the residents of Strathmere; and

**WHEREAS**, it is a pleasure to extend this expression of our esteem and best wishes to the members of this congregation on the memorable occasion of this 100<sup>th</sup> Anniversary; 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, that the Township Committee does hereby commend the Strathmere United Methodist Church upon this important occasion for its many years of service to the community.

**GIVEN UNDER OUR HANDS** and the seal of the Township of Upper this 23<sup>rd</sup> day of May 2022.

**CONSENT AGENDA:**

**ALL RESOLUTIONS LISTED BELOW ARE CONSIDERED TO BE ROUTINE IN NATURE AND WILL BE ENACTED BY ONE MOTION. IF THE MAYOR OR ANY COMMITTEE MEMBER WISHES A PARTICULAR RESOLUTION TO BE CONSIDERED SEPARATELY, IT WILL BE REMOVED FROM THE CONSENT AGENDA AND ACTED ON SEPARATELY.**

**RESOLUTIONS-CONSENT AGENDA**

11. Congratulating the Upper Township Green Hornets for their wrestling achievements in 2022.

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

**RESOLUTION NO. 190-2022**

**RE: CONGRATULATING THE UPPER TOWNSHIP GREEN HORNETS FOR THEIR  
WRESTLING ACHIEVEMENTS IN 2022**

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**WHEREAS**, the members of the Upper Township Green Hornets had an outstanding 2022 wrestling season, attaining numerous achievements in their respective weight classes; and

**WHEREAS**, on behalf of the citizens of Upper Township, it is appropriate that we recognize and congratulate the following wrestlers for their accomplishments:

Alivia Fowler	1 <sup>st</sup> Place 2022 War at the Shore Nationals 1 <sup>st</sup> Place 2022 USAW NJ State Tournament 2 <sup>nd</sup> Place 2022 Mid Atlantic Wrestling Association
Asher Comeforo	7 <sup>th</sup> Place 2022 USAW NJ State Tournament
Bella Cox	1 <sup>st</sup> Place 2022 USAW NJ State Tournament 3 <sup>rd</sup> Place 2022 Mid Atlantic Wrestling Association
Brayden Catlett	5 <sup>th</sup> Place 2022 USAW NJ State Tournament
Brayden Hinrichsen	8 <sup>th</sup> Place 2022 Mid Atlantic Wrestling Association
Brynn Cunningham	1 <sup>st</sup> Place 2022 USAW NJ State Tournament 2 <sup>nd</sup> Place 2022 War at the Shore Nationals
Cam King	3 <sup>rd</sup> Place 2022 USAW NJ State Tournament
Cameron Ganiel	7 <sup>th</sup> Place 2022 USAW NJ State Tournament
Carter McMahon	6 <sup>th</sup> Place 2022 Mid Atlantic Wrestling Association
Dani Schlacter	5 <sup>th</sup> Place 2022 USAW NJ State Tournament 6 <sup>th</sup> Place 2022 War at the Shore Nationals 8 <sup>th</sup> Place 2022 Mid Atlantic Wrestling Association

Jack Lauer	2 <sup>nd</sup> Place 2022 War at the Shore Nationals 3 <sup>rd</sup> Place 2022 USAW NJ State Tournament 7 <sup>th</sup> Place 2022 Mid Atlantic Wrestling Association
Jayda Heaton	2 <sup>nd</sup> Place 2022 War at the Shore Nationals 4 <sup>th</sup> Place 2022 Mid Atlantic Wrestling Association 5 <sup>th</sup> Place 2022 USAW NJ State Tournament
Jeff Heaton	7 <sup>th</sup> Place 2022 Mid Atlantic Wrestling Association
Jordan Lauer	4 <sup>th</sup> Place 2022 USAW NJ State Tournament
Josh Roman	8 <sup>th</sup> Place 2022 Mid Atlantic Wrestling Association
Keira Cunningham	1 <sup>st</sup> Place 2022 USAW NJ State Tournament 2 <sup>nd</sup> Place 2022 War at the Shore Nationals 3 <sup>rd</sup> Place 2022 War at the Shore Nationals 3 <sup>rd</sup> Place 2022 USAW NJ State Tournament
Luke McHale	8 <sup>th</sup> Place 2022 USAW NJ State Tournament
Raffi Neidig	3 <sup>rd</sup> Place 2022 War at the Shore Nationals
Xavier Berckman	6 <sup>th</sup> Place 2022 USAW NJ State Tournament
Zayden Flynn	6 <sup>th</sup> Place 2022 Mid Atlantic Wrestling Association

**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 Green Hornets Wrestlers, congratulations on becoming USA Wrestling New Jersey State Championship Place Winners, 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 13<sup>th</sup> day of June, 2022.

12. Authorizing an application for the New Jersey Department of Human Services/Division on Mental Health and Addiction Services (DMHAS) Youth Leadership Grant.

**TOWNSHIP OF UPPER  
CAPE MAY COUNTY  
RESOLUTION**

**RESOLUTION NO. 191-2022**

**RE: AUTHORIZING AN APPLICATION FOR THE NEW JERSEY DEPARTMENT OF HUMAN SERVICES/DIVISION ON MENTAL HEALTH AND ADDICTION SERVICES**

**(DMHAS) YOUTH LEADERSHIP GRANT**

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**WHEREAS**, the Governor’s Council on Alcoholism and Drug Abuse (GCADA) established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth, and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey. In coordination with GCADA, the New Jersey Department of Human Services/Division on Mental Health and Addiction Services (DMHAS) has awarded a Youth Leadership Grant to the GCADA Municipal Alliance Program; and

**WHEREAS**, The Upper Township Committee of the Township of Upper, County of Cape May, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore has an established Municipal Alliance Committee; and

**WHEREAS**, the Upper Township Committee further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and

**WHEREAS**, the Upper Township Committee has applied for DMHAS Youth Leadership funding through the Governor’s Council on Alcoholism and Drug Abuse through the County of Cape May; and

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

1. The Upper Township Committee does hereby authorize submission of an application for DMHAS Grant funding for the Upper Township & Ocean City Municipal Alliance for Year One Grant Term 7/1/22 – 3/14/23 in the amount of:

DMHAS Grant Funding            \$ 3,635.00

2. The Upper Township Committee acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

Resolution No. 191-2022

Offered by: Newman

Seconded by: Hayes

Adopted: June 13, 2022

Roll Call Vote:

NAME	YES	NO	ABSTAIN	ABSENT
Coggins	X			
Hayes	X			
Newman	X			
Pancoast	X			
Corson	X			

13. Setting the cost for the purchase of an additional 3cy recycling container pursuant to Section 24-2.8b of the Code of Upper Township.

**TOWNSHIP OF UPPER  
CAPE MAY COUNTY**

**RESOLUTION**

**RESOLUTION NO. 192-2022**

**RE: SETTING THE COST FOR THE PURCHASE OF AN ADDITIONAL 3CY  
RECYCLING CONTAINER PURSUANT TO SECTION 24-2.8B  
OF THE CODE OF UPPER TOWNSHIP**

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**WHEREAS**, Section 24-2.8b of the Code of Upper Township authorizes the Township Committee to set by Resolution the cost to purchase an additional 3CY recycling container; 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, pursuant to Section 24-2.8b of the Code of Upper Township, hereby sets the cost to purchase an additional 3CY recycling container for use by Commercial properties or businesses that generate more than ninety-six (96) gallons per week of recycling at \$2,000.00.

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. 192 -2022

Offered by: Newman

Seconded by: Hayes

Adopted: June 13, 2022

Roll Call Vote:

NAME	YES	NO	ABSTAIN	ABSENT
Coggins	X			
Hayes	X			
Newman	X			
Pancoast	X			
Corson	X			

14. Authorizing a Shared Services Agreement with the City of Corbin City for Emergency Medical Services.

**TOWNSHIP OF UPPER  
CAPE MAY COUNTY  
RESOLUTION**

**RESOLUTION NO. 193-2022**

**RE: AUTHORIZING A SHARED SERVICES AGREEMENT WITH THE CITY OF CORBIN  
CITY FOR EMERGENCY MEDICAL SERVICES**

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**WHEREAS**, the Uniform Shared Services Act, N.J.S.A. 40A:65-1, et seq., provides that any local governmental unit may enter into a contract with any other local governmental unit or units for the joint provision within their several jurisdictions of any service which any party to the agreement was empowered to render within its own jurisdiction; and

**WHEREAS**, the City of Corbin City has indicated a desire to enter into a Shared Services Agreement with the Township of Upper whereby the Township of Upper will provide EMS services to the City of Corbin City; and

**WHEREAS**, the Township Committee of the Township of Upper deems that a Shared Services Agreement with the City of Corbin City for the purposes expressed herein is in the mutual interest of all parties and also is in the public interest and will promote the public health, safety and welfare; 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 Uniform 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 City of Corbin City to provide emergency medical services.

2. **SERVICES TO BE PROVIDED BY 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 City of Corbin City and the Township of Upper shall meet and satisfy the requirements of N.J.S.A. 40A:65-1, et seq., as may be amended and supplemented.

5. SEVERABILITY. If any action, subsection, paragraph, sentence or other part of this Resolution is adjudged to be 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. 193-2022

Offered by: Newman                      Seconded by: Hayes

Adopted: June 13, 2022

Roll Call Vote:

NAME	YES	NO	ABSTAIN	ABSENT
Coggins	X			
Hayes	X			
Newman	X			
Pancoast	X			
Corson	X			

15. Authorizing a Shared Services Agreement with the City of Corbin City for shared billing and collection services for Emergency Medical Services.

**TOWNSHIP OF UPPER  
CAPE MAY COUNTY  
RESOLUTION**

**RESOLUTION NO. 194-2022**

**RE: AUTHORIZING A SHARED SERVICES AGREEMENT WITH THE  
CITY OF CORBIN CITY FOR SHARED BILLING AND COLLECTION SERVICES FOR  
EMERGENCY MEDICAL SERVICES**

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**WHEREAS**, the Uniform Shared Services Act (N.J.S.A. 40A:65-1, et seq.) provides that any local governmental unit may enter into a contract with any other local governmental unit or units for the joint provision within their several jurisdictions of any service which any party to the agreement was empowered to render within its own jurisdiction; and

**WHEREAS**, the City of Corbin City has indicated a desire to enter into a Shared Services Agreement with the Township of Upper for shared billing and collection services for Emergency Medical Services; and

**WHEREAS**, the Township Committee of the Township of Upper has deemed it would be in the best interest of the residents of the Township to enter into a Shared Services Agreement with the City of Corbin City for shared billing and collection services for Emergency Medical Services; 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 Uniform 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 City of Corbin City to provide shared billing and collection services for Emergency Medical Services.

2. **SERVICES TO BE PROVIDED BY 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. **MEDICAL SERVICES BILLING AND COLLECTION CONTRACT.** This Shared Services Agreement is contingent upon and subject to the terms of the current professional services contract in effect between the Township of Upper and its EMS billing vendor.

4. **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.

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

6. SEVERABILITY. If any action, subsection, paragraph, sentence or other part of this Resolution is adjudged to be 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.

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

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

Resolution No. 194-2022

Offered by: Newman

Seconded by: Hayes

Adopted: June 13, 2022

Roll Call Vote:

NAME	YES	NO	ABSTAIN	ABSENT
Coggins	X			
Hayes	X			
Newman	X			
Pancoast	X			
Corson	X			

16. Authorizing a contract with Kerry Dietz for video recording services.

**TOWNSHIP OF UPPER  
CAPE MAY COUNTY  
RESOLUTION**

**RESOLUTION NO. 195-2022**

**RE: AUTHORIZING A CONTRACT WITH KERRY DIETZ  
FOR VIDEO RECORDING SERVICES**

**WHEREAS**, there is a need by the Township of Upper to appoint an independent contractor to perform video recording services during Township Committee meetings; and

**WHEREAS**, Kerry Dietz possesses the requisite skills to fill this position; and

**WHEREAS**, a Resolution is required authorizing the award of a contract for said services to Kerry Dietz; and

**WHEREAS**, the proposed contract, attached hereto as Exhibit A, has been reviewed and approved by the Municipal Attorney and will be on record in the office of the Township Clerk and available for public inspection; and

**WHEREAS**, Kerry Dietz, as an independent contractor, has completed and submitted a Form W-9 to the Township of Upper; and

**WHEREAS**, Kerry Dietz has completed and submitted a Business Entity Disclosure Certification which certifies that Kerry Dietz 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 Kerry Dietz 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 Kerry Dietz for video recording services during the regularly scheduled Township Committee meetings.
3. A certificate from the Chief Financial Officer of Upper Township showing the availability of adequate funds for this contract and showing the line item appropriation of the official budget to which this contract will be properly charged has been provided to the governing body and shall be attached to this Resolution and kept in the files of the municipal clerk.
4. All Township officials and officers are hereby authorized and empowered to take all action deemed necessary or advisable to carry into effect the intent and purpose of this Resolution.

Resolution No. 195-2022

Offered by: Newman

Seconded by: Hayes

Adopted: June 13, 2022

Roll Call Vote:

NAME	YES	NO	ABSTAIN	ABSENT
Coggins	X			
Hayes	X			
Newman	X			
Pancoast	X			
Corson	X			

17. Authorizing a contract with Colliers Engineering & Design, Inc. for professional stakeholder and community engagement for resiliency planning services.

**TOWNSHIP OF UPPER  
CAPE MAY COUNTY  
RESOLUTION**

**RESOLUTION NO. 196-2022**

**RE: AUTHORIZING A CONTRACT WITH COLLIERS ENGINEERING & DESIGN, INC.  
FOR PROFESSIONAL STAKEHOLDER AND COMMUNITY ENGAGEMENT FOR  
RESILIENCY PLANNING SERVICES**

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**WHEREAS**, the Township of Upper has a need for professional services to assist the Township in stakeholder and community engagement for resiliency planning services, a component of the Township's Plan Endorsement requirements; and

**WHEREAS**, Colliers Engineering & Design, Inc. has been awarded a contract with the NJ Department of Environmental Protection for resiliency planning activities for Upper Township; and

**WHEREAS**, Colliers Engineering & Design, Inc. has submitted a proposal to the Township to provide said services; and

**WHEREAS**, the Township wishes to accept said proposal and to authorize the execution of a contract with Colliers Engineering & Design, Inc. as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

**WHEREAS**, Colliers Engineering & Design, Inc. has completed and submitted a Business Entity Disclosure Certification which certifies that Colliers Engineering & Design, 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 Colliers Engineering & Design, Inc. 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 Colliers Engineering & Design, Inc. with offices at 331 Newman Springs Road, Red Bank, New Jersey, to provide professional stakeholder and community engagement for resiliency planning 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 Colliers Engineering & Design, Inc. 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 Colliers Engineering & Design, Inc. for professional stakeholder and community engagement for resiliency planning 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. 196-2022

Offered by: Newman

Seconded by: Hayes

Adopted: June 13, 2022

Roll Call Vote:

NAME	YES	NO	ABSTAIN	ABSENT
Coggins	X			
Hayes	X			
Newman	X			
Pancoast	X			
Corson	X			

18. Authorizing the award of a contract with CM3 Building Solutions, Inc. for the installation and maintenance of Township security systems.

**TOWNSHIP OF UPPER  
CAPE MAY COUNTY  
RESOLUTION**

**RESOLUTION NO. 197-2022**

**RE: AUTHORIZING THE AWARD OF A CONTRACT WITH  
CM3 BUILDING SOLUTIONS, INC. FOR THE INSTALLATION AND  
MAINTENANCE OF TOWNSHIP SECURITY SYSTEMS**

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**WHEREAS**, from time to time the Township of Upper has a need to maintain and install upgrades to the Township's Security Systems 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, with CM3 Building Solutions, Inc.; and

**WHEREAS**, the Qualified Purchasing Agent has determined and certified in writing that the value of acquisitions with CM3 Building Solutions, Inc. for the year 2022 will exceed \$17,500; and

**WHEREAS**, CM3 Building Solutions, Inc. has completed and submitted a Business Entity Disclosure Certification which certifies that CM3 Building Solutions, Inc. 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 CM3 Building Solutions, Inc. 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 2022 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 CM3 Building Solutions, Inc. 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.

Offered by: Newman  
Adopted: June 13, 2022  
Roll Call Vote:

Seconded by: Hayes

NAME	YES	NO	ABSTAIN	ABSENT
Coggins	X			
Hayes	X			
Newman	X			
Pancoast	X			
Corson	X			

19. Authorizing the Mayor and Township Clerk to sign a Memorandum of Understanding with the New Jersey Office of Emergency Management for FEMA funding.

**TOWNSHIP OF UPPER  
CAPE MAY COUNTY  
RESOLUTION**

**RESOLUTION NO. 198-2022**

**RE: AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO SIGN A MEMORANDUM  
OF UNDERSTANDING WITH THE NEW JERSEY OFFICE OF EMERGENCY  
MANAGEMENT FOR FEMA FUNDING**

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**WHEREAS**, New Jersey Office of Emergency Management (NJOEM), on behalf of the State of New Jersey is the Grantee receiving funding under the FEMA Public Assistance and/or Hazard Mitigation programs and has the fiduciary responsibility to ensure those funds are spent on eligible Subgrantee facilities and activities, and are properly reimbursed to the Subgrantee; and

**WHEREAS**, Federal Emergency Management Agency (FEMA) has determined that the Township of Upper is eligible to apply for and/or receive FEMA funding under the Public Assistance and/or Hazard Mitigation programs as a Subgrantee; and

**WHEREAS**, a Memorandum of Understanding (Agreement), between the Township of Upper and the New Jersey Office of Emergency Management, is required as part of the application for FEMA Public Assistance and/or Hazard Mitigation programs and was approved in Resolution 149-2013; and

**WHEREAS**, Upper Township needs to update the authorized agents with NJOEM;

**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

sign and submit the attached MOU-Primary Agent Change Request form.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. 198-2022

Offered by: Newman

Seconded by: Hayes

Adopted: June 13, 2022

Roll Call Vote:

NAME	YES	NO	ABSTAIN	ABSENT
Coggins	X			
Hayes	X			
Newman	X			
Pancoast	X			
Corson	X			

20. Authorizing the use of competitive contracting for wastewater consultant services.

**TOWNSHIP OF UPPER  
CAPE MAY COUNTY  
RESOLUTION**

**RESOLUTION NO. 199-2022**

**RE: AUTHORIZING THE USE OF COMPETITIVE CONTRACTING  
FOR WASTEWATER CONSULTANT SERVICES**

**WHEREAS**, the Township Committee of the Township of Upper has determined a need to solicit proposals for wastewater consultant services; and

**WHEREAS**, pursuant to the provisions of the Local Public Contracts Law, the Township of Upper intends to solicit proposals 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 Chief Financial Officer is hereby authorized and directed to solicit proposals, in accordance with N.J.S.A. 40A:11-4.5, for the following:

**WASTEWATER CONSULTANT SERVICES**

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. 199-2022

Offered by: Newman

Seconded by: Hayes

Adopted: June 13, 2022

Roll Call Vote:

NAME	YES	NO	ABSTAIN	ABSENT
Coggins	X			
Hayes	X			
Newman	X			
Pancoast	X			
Corson	X			

21. Declaration of Emergency pursuant to Township Ordinance Section 7-3.2 in order to provide Temporary No Parking restrictions during the Strathmere United Methodist Church celebration event on June 24, 25 and 26, 2022.

**TOWNSHIP OF UPPER  
CAPE MAY COUNTY  
RESOLUTION**

**RESOLUTION NO. 200-2022**

**RE: DECLARATION OF EMERGENCY PURSUANT TO TOWNSHIP ORDINANCE  
SECTION 7-3.2 IN ORDER TO PROVIDE TEMPORARY NO PARKING  
RESTRICTIONS DURING THE STRATHMERE UNITED METHODIST CHURCH  
CELEBRATION EVENT ON JUNE 24, 25 AND 26, 2022**

---

**WHEREAS**, Upper Township Ordinance Section 7-3.2 provides that upon the declaration of an emergency temporary no parking restrictions may be instituted; and

**WHEREAS**, the Township of Upper Strathmere United Methodist Church Celebration event scheduled for June 24, June 25 and June 26, 2022 requires temporary parking restrictions for this public event consistent with the provisions of said Ordinance Section 7-3.2; and

**WHEREAS**, the Township Committee deems it appropriate to declare an emergency so as to institute temporary no parking restrictions along the following roads in Upper Township:

**East side of Commonwealth Ave from 88 feet Southwest of E. Whittier Ave extending for 88 feet**

**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 declares an emergency pursuant to Township Ordinance Section 7-3.2 and directs the posting of "EMERGENCY-NO PARKING" signs on the East side of Commonwealth Ave
3. Said no parking restrictions shall be effective as follows:

**June 24, 2022 from 5:00 pm to 7:00 pm**  
**June 25, 2022 from 5:00 pm to 7:00 pm**  
**June 26, 2022 from 6:00 am to 10:00 am**

4. A copy of this resolution shall be provided to the New Jersey State Police and the Cape May County Sheriff's Office.

5. 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. 200-2022

Offered by: Newman

Seconded by: Hayes

Adopted: June 13, 2022

Roll Call Vote:

NAME	YES	NO	ABSTAIN	ABSENT
Coggins	X			
Hayes	X			
Newman	X			
Pancoast	X			
Corson	X			

22. Appointment of Parking Enforcement Officer.

**TOWNSHIP OF UPPER  
CAPE MAY COUNTY  
RESOLUTION**

**RESOLUTION NO. 201-2022**

**RE: APPOINTMENT OF PARKING ENFORCEMENT OFFICER**

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**WHEREAS**, the Township of Upper has appointed Parking Enforcement Officers pursuant to its Professional Services Contract with KD National Force Security & Investigations, LLC and N.J.S.A.40A:9-154.7; and

**WHEREAS**, the Township Committee of the Township of Upper has determined it is in the best interest of the Township to appoint additional Parking Enforcement Officers; 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 individual is hereby appointed Parking Enforcement Officer for the Township of Upper pursuant to N.J.S.A.40A:9-154.7:

**Colton Lowe**

**Badge # 10**

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. 201-2022

Offered by: Newman

Seconded by: Hayes

Adopted: June 13, 2022

Roll Call Vote:

NAME	YES	NO	ABSTAIN	ABSENT
Coggins	X			
Hayes	X			
Newman	X			
Pancoast	X			
Corson	X			

23. Authorizing a building and electrical permit fee refund to Tesla Energy Operations, Inc. for 42 White Oak Drive in Upper Township.

**TOWNSHIP OF UPPER  
CAPE MAY COUNTY  
RESOLUTION**

**RESOLUTION NO. 202-2022**

**RE: AUTHORIZING A BUILDING AND ELECTRICAL PERMIT FEE  
REFUND TO TESLA ENERGY OPERATIONS, INC. FOR  
42 WHITE OAK DRIVE IN UPPER TOWNSHIP**

**WHEREAS**, Tesla Energy Operations, Inc. applied for a permit to install a roof mounted solar system at 42 White Oak Drive in Upper Township; and

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

**WHEREAS**, the Upper Township Construction Official has recommended granting Tesla Energy Operations' request for a refund of the building and electrical permit fees for the property, minus a 20% plan review cost.

**NOW, THEREFORE BE IT RESOLVED**, by the Township Committee of the Township of Upper, Cape May County, that a refund is hereby authorized and the Chief Financial Officer is hereby directed to refund monies to Tesla Energy Operations, Inc., 1001 Lower Landing Road, Suite 601, Blackwood, NJ 08012, as indicated below:

<u>VOIDED PERMIT #</u>	<u>BLOCK / LOT</u>	<u>AMOUNT</u>
2021-0523	571/4	\$354.40

Resolution No. 202-2022

Offered by: Newman

Seconded by: Hayes

Adopted: June 13, 2022

Roll Call Vote:

NAME	YES	NO	ABSTAIN	ABSENT
Coggins	X			
Hayes	X			
Newman	X			
Pancoast	X			
Corson	X			

24. Tax refund Block 348, Lot 102.02.

**TOWNSHIP OF UPPER  
CAPE MAY COUNTY  
RESOLUTION**

**RESOLUTION NO. 203-2022**

**TAX REFUND  
BLOCK 348, LOT 102.02**

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

**WHEREAS**, Corelogic and the Homeowner paid the 2022 2<sup>nd</sup> quarter taxes on the above property; and

**WHEREAS**, the Homeowners have requested a refund for the overpayment in the amounts of \$1,472.45; 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. 203-2022

Offered by: Newman

Seconded by: Hayes

Adopted: June 13, 2022

Roll Call Vote:

NAME	YES	NO	ABSTAIN	ABSENT
Coggins	X			
Hayes	X			
Newman	X			
Pancoast	X			
Corson	X			

**REFUND BLOCK/LOT**

348/102.02

**AMOUNT**

\$ 1,472.45

**NAME**

Joseph & Suzanne Repetti  
1843 Tuckahoe Road  
Petersburg NJ 08270

25. Tax refund Block 686, Lot 3.

**TOWNSHIP OF UPPER  
CAPE MAY COUNTY  
RESOLUTION**

**RESOLUTION NO. 204-2022**

**TAX REFUND  
BLOCK 686, LOT 3**

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

**WHEREAS**, Corelogic and the Homeowner paid the 2022 2<sup>nd</sup> quarter taxes on the above property; and

**WHEREAS**, the Homeowners have requested a refund for the overpayment in the amounts of \$ 511.06; 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. 204-2022

Offered by: Newman

Seconded by: Hayes

Adopted: June 13, 2022

Roll Call Vote:

NAME	YES	NO	ABSTAIN	ABSENT
Coggins	X			
Hayes	X			
Newman	X			
Pancoast	X			
Corson	X			

**REFUND BLOCK/LOT**

686/3

**AMOUNT**

\$ 511.06

**NAME**

Taylor & Kristen Hadley  
802 East Dr.  
Marmora NJ 08223

26. Renewal of Alcoholic Beverage Licenses for the license year 2022.

**TOWNSHIP OF UPPER**

**CAPE MAY COUNTY  
RESOLUTION**

**RESOLUTION NO. 205-2022**

**RE: RENEWAL OF ALCOHOLIC BEVERAGE LICENSES  
FOR THE LICENSE YEAR 2022**

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**WHEREAS**, holders of the alcoholic beverage licenses in the Township of Upper have applied for renewal of licenses in the prescribed manner; and

**WHEREAS**, said holders of alcoholic beverage licenses have complied with all requirements of law and regulations of the Division of Alcoholic Beverage Control (“Division”); and

**WHEREAS**, no timely written objection to the renewal of these licenses has been filed with the Township Committee as the issuing authority of the Township of Upper.

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Committee of the Township of Upper in the County of Cape May and State of New Jersey, that the following licenses be authorized for issue for the license year effective July 1, 2022:

Twisties, Inc.  
T/A Twisties  
236 Bayview Drive  
Strathmere, NJ 08248  
P.O. Box 88, Marmora, NJ 08223  
License # 0511-33-001-005  
Plenary Retail Consumption License  
Municipal Fee Paid: \$700.00  
State Fee Paid: \$200.00

Tyan's Inc.  
T/A Tuckahoe Inn  
1 Harbor Rd. and Route 9, Beesley's Point  
Marmora, NJ 08223  
License # 0511-33-004-005  
Plenary Retail Consumption License  
Municipal Fee Paid: \$700.00  
State Fee Paid: \$200.00

UMMAC Corp.  
T/A Sketties  
311-301 & 321 Roosevelt Blvd,  
Marmora, NJ 08223  
License # 0511-33-007-008  
Plenary Retail Consumption License  
Municipal Fee Paid: \$700.00  
State Fee Paid: \$200.00

MAH, Inc. a NJ Corp.  
T/A Seaville Tavern

South Side Route 50 and New Bridge Road  
 Ocean View, NJ 08230  
 Three Crescent Dr. Philadelphia, PA 19112  
 License # 0511-33-008-004  
 Plenary Retail Consumption License  
 Municipal Fee Paid: \$700.00  
 State Fee Paid: \$200.00

Boulevard Liquor Store, Inc.  
 T/A Boulevard Liquor Store  
 501 & 503 Roosevelt Boulevard  
 Marmora, NJ 08223  
 License # 0511-44-002-003  
 Plenary Retail Distribution License  
 Municipal Fee Paid: \$400.00  
 State Fee Paid: \$200.00

**BE IT FURTHER RESOLVED**, that the aforesaid alcoholic beverage licenses which have been authorized to be issued pursuant to this Resolution shall be delivered to the licensee or his authorized agent at such time as the licensee or his authorized agent shall sign an actual receipt therefore in the stub of the license book and otherwise satisfy the requirements of N.J.A.C. 13:2-3.2.

Resolution No. 205-2022

Offered by: Newman

Seconded by: Hayes

Adopted: June 13, 2022

Roll Call Vote:

NAME	YES	NO	ABSTAIN	ABSENT
Coggins	X			
Hayes	X			
Newman	X			
Pancoast	X			
Corson	X			

27. Authorize Payments from the Affordable Housing Trust Fund of Upper Township.

**TOWNSHIP OF UPPER  
 CAPE MAY COUNTY  
 RESOLUTION**

**RESOLUTION NO. 206-2022**

**RE: AUTHORIZE PAYMENTS FROM THE  
 AFFORDABLE HOUSING TRUST FUND OF UPPER TOWNSHIP**

---

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

**WHEREAS**, the Township of Upper replaced this Spending Plan pursuant to Resolution No. 167-2020 adopted on May 26, 2020 and consistent with P.L. 2008, c.46 COAH regulations and the Fair Share

Housing Center Settlement Agreement, which was subsequently approved by the Court on June 30, 2020 in connection with the Township’s Declaratory Judgment Action; and

**WHEREAS**, the Township of Upper’s Affordable Housing Trust Fund collects development fee revenues consistent with the Township of Upper’s development fee ordinance for both residential and non-residential developments in accordance with FHAA’s rules and P.L. 2008, c.46, sections 8 (C. 52:27D-329.2) and 32-28 (C. 40:55D-8.1 through 8.7).; and

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

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

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

1. The allegations of the preamble are incorporated herein by this reference.
2. The Chief Financial Officer is authorized to release the following funds pursuant to the

Township’s Market to Affordable Program:

Triad Associates (Wait List Maint. Sales and AA Technical Assistance)	\$ 262.50
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Resolution No. 206-2022

Offered By: Newman

Seconded By: Hayes

Adopted: June 13, 2022

Roll Call Vote:

NAME	YES	NO	ABSTAIN	ABSENT
Coggins	X			
Hayes	X			
Newman	X			
Pancoast	X			
Corson	X			

28. Chapter 159 Resolution for the insertion of a special item of revenue into the 2022 budget that was not determined at the time of the adoption of the budget—State of New Jersey 2022 Clean Communities Grant in the amount of \$36,968.52.

**TOWNSHIP OF UPPER  
CAPE MAY COUNTY  
RESOLUTION**

**RESOLUTION NO. 207-2022**

**RE: CHAPTER 159 RESOLUTION FOR THE INSERTION OF A SPECIAL ITEM OF REVENUE INTO THE 2022 BUDGET THAT WAS NOT DETERMINED AT THE TIME OF THE ADOPTION OF THE BUDGET—STATE OF NEW JERSEY 2022 CLEAN COMMUNITIES GRANT IN THE AMOUNT OF \$36,968.52**

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**WHEREAS**, N.J.S. 40A:4-87 PROVIDES THAT THE DIRECTOR OF THE DIVISION OF LOCAL GOVERNMENT SERVICES MAY APPROVE THE INSERTION OF ANY SPECIAL ITEM OF REVENUE IN THE BUDGET OF ANY COUNTY OR MUNICIPALITY WHEN SUCH ITEM SHALL HAVE BEEN MADE AVAILABLE BY LAW AND THE AMOUNT THEREOF WAS NOT DETERMINED AT THE TIME OF THE ADOPTION OF THE BUDGET; AND

**WHEREAS**, SAID DIRECTOR MAY ALSO APPROVE THE INSERTION OF AN ITEM OF APPROPRIATION FOR AN EQUAL AMOUNT; AND

**WHEREAS**, THE TOWNSHIP OF UPPER WILL RECEIVE AN AMOUNT OF \$36,968.52 FROM THE STATE OF NEW JERSEY 2022 CLEAN COMMUNITIES GRANT PROGRAM AND WISHES TO AMEND ITS 2022 BUDGET TO INCLUDE THIS AMOUNT AS A REVENUE.

**NOW, THEREFORE, BE IT RESOLVED** THAT THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF UPPER HEREBY REQUESTS THE DIRECTOR OF THE DIVISION OF LOCAL GOVERNMENT SERVICES APPROVE THE INSERTION OF AN ADDITIONAL ITEM OF REVENUE IN THE BUDGET OF THE YEAR 2022 IN THE SUM OF \$36,968.52, WHICH IS NOW AVAILABLE AS A REVENUE FROM:

REVENUE: STATE & FEDERAL REVENUE OFFSET WITH APPROPRIATIONS:  
2022 CLEAN COMMUNITIES GRANT PROGRAM, AND

**BE IT FURTHER RESOLVED** THAT A LIKE SUM OF \$36,968.52 BE AND THE SAME IS HEREBY APPROPRIATED UNDER THE CAPTION OF:

APPROPRIATION: STATE AND FEDERAL PROGRAMS OFFSET BY REVENUE:  
2022 CLEAN COMMUNITIES GRANT PROGRAM, AND

**BE IT FURTHER RESOLVED**, THAT THE TOWNSHIP CLERK FORWARD TWO COPIES OF THIS RESOLUTION TO THE DIRECTOR OF LOCAL GOVERNMENT SERVICES.

Resolution No. 207-2022

Offered By: Newman

Seconded By: Hayes

Adopted: June 13, 2022]

Roll Call Vote:

NAME	YES	NO	ABSTAIN	ABSENT
Coggins	X			
Hayes	X			
Newman	X			
Pancoast	X			
Corson	X			

29. Appointing the 2022 Season Beach Patrol personnel contingent upon background clearance.

**TOWNSHIP OF UPPER  
CAPE MAY COUNTY  
RESOLUTION**

**RESOLUTION NO. 208-2022**

**RE: APPOINTING THE 2022 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:

**ROOKIE GUARDS**

<b>Lewis Riess</b>	<b>\$16.00 per hour</b>
<b>Ryan Manning</b>	<b>\$16.00 per hour</b>
<b>Andersen Storz</b>	<b>\$16.00 per hour</b>
<b>Lauren Montgomery</b>	<b>\$16.00 per hour</b>
<b>Robert Edwards</b>	<b>\$16.00 per hour</b>
<b>Cheryl Connell</b>	<b>\$16.00 per hour</b>
<b>Owen Miner</b>	<b>\$16.00 per hour</b>
<b>Ben Wilson</b>	<b>\$16.00 per hour</b>

Resolution No. 208-2022

Offered by: Newman

Seconded by: Hayes

Adopted: June 13, 2022

Roll Call Vote:

NAME	YES	NO	ABSTAIN	ABSENT
Coggins	X			
Hayes	X			
Newman	X			
Pancoast	X			
Corson	X			

30. Authorizing the Township of Upper to apply for the Fiscal Year 2022 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. 209-2022**

**RE: AUTHORIZING THE TOWNSHIP OF UPPER TO APPLY FOR THE FISCAL YEAR  
2022 EMERGENCY MANAGEMENT PERFORMANCE GRANT THROUGH THE**

**STATE OF NEW JERSEY, DIVISION OF STATE POLICE, OFFICE OF  
EMERGENCY MANAGEMENT AGENCY ASSISTANCE PROGRAM**

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**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 2022 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. 209-2022

Offered by: Newman

Seconded by: Hayes

Adopted: June 13, 2022

Roll Call Vote:

NAME	YES	NO	ABSTAIN	ABSENT
Coggins	X			
Hayes	X			
Newman	X			
Pancoast	X			
Corson	X			

31. Authorizing the Chief Financial Officer to withdraw funds in the amount of up to \$3,000.00 from the account entitled Recreation Trust Fund Account for the Township's contribution towards the construction of a changing room structure at Beesley's Point Park.

**TOWNSHIP OF UPPER  
CAPE MAY COUNTY  
RESOLUTION**

**RESOLUTION NO. 210-2022**

**RE: AUTHORIZING THE CHIEF FINANCIAL OFFICER TO WITHDRAW FUNDS IN THE  
AMOUNT OF UP TO \$3,000.00 FROM THE ACCOUNT ENTITLED RECREATION TRUST  
FUND ACCOUNT FOR THE TOWNSHIP'S CONTRIBUTION TOWARDS THE**

**CONSTRUCTION OF A CHANGING ROOM STRUCTURE AT BEESLEY’S POINT PARK**

---

**WHEREAS**, it is necessary for the Township of Upper to make certain contributions to enhance Beesley’s Point Park; and

**WHEREAS**, the Township of Upper has available \$3,000.00 in the Recreation Trust Fund account to make such enhancements; and

**WHEREAS**, the Township Committee and Township Engineer have reviewed and approved the plans for an ADA compliant changing room structure to be built at Beesley’s Point Park.

**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, Cape May County, New Jersey hereby authorizes a contribution of up to \$3,000.00 for the construction of a changing room structure at Beesley’s Point Park.
3. The Chief Financial Officer of the Township of Upper is hereby authorized, directed and empowered to withdraw funds in the amount of up to \$3,000.00 from the Recreation Trust Fund account for the construction of an ADA compliant changing room structure at Beesley’s Point Park and is empowered to execute any and all necessary documents in order to implement the intent of this Resolution.

Resolution No. 210-2022

Offered by: Newman

Seconded by: Hayes

Adopted: June 13, 2022

ROLL CALL VOTE:

NAME	YES	NO	ABSTAIN	ABSENT
Coggins	X			
Hayes	X			
Newman	X			
Pancoast	X			
Corson	X			

32. Authorizing the purchase of certain items with funds from Capital Improvement Bond Ordinance No. 009-2022 and the 2022 beach protection operating expenses budgetary line in the amount of \$43,921.79.

**TOWNSHIP OF UPPER  
CAPE MAY COUNTY  
RESOLUTION**

**RESOLUTION NO. 211-2022**

**RE: AUTHORIZING THE PURCHASE OF CERTAIN ITEMS WITH FUNDS FROM CAPITAL IMPROVEMENT BOND ORDINANCE NO. 009-2022 AND THE 2022 BEACH PROTECTION OPERATING EXPENSES BUDGETARY LINE IN THE AMOUNT OF \$43,921.79**

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**WHEREAS**, it is necessary for the Township of Upper to make certain capital purchases; and

**WHEREAS**, the Township Committee adopted Capital Improvement Bond Ordinance No. 009-2022 on May 9, 2022; and

**WHEREAS**, pursuant to Resolution No. 149-2022 the Township of Upper entered into a Cooperative Pricing Agreement with the Township of Cranford; and

**WHEREAS**, on April 27, 2022, the State of New Jersey approved the Township of Upper as a member of the Cranford Police Cooperative Pricing System No. 47CPCPS; and

**WHEREAS**, the Township's Qualified Purchasing Agent has reviewed and approved the quote for a 2022 Ford F-250 Truck from Gentilini Ford, Inc. of Woodbine, New Jersey; and

**WHEREAS**, the Qualified Purchasing Agent has determined and certified in writing that the value of acquisitions with Gentilini Ford, Inc. for the year 2022 will exceed \$17,500; and

**WHEREAS**, Gentilini Ford, Inc. has completed and submitted a Business Entity Disclosure Certification which certifies that Gentilini Ford, Inc. 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 Gentilini Ford, Inc. 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 for the purchase herein authorized and has certified that adequate funds have been appropriated for this purpose in Capital Improvement Bond Ordinance No. 009-2022 and the 2022 Beach Protection Operating Expenses budgetary line.

**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 Gentilini Ford, Inc. of Woodbine, New Jersey to purchase of a 2022 Ford F-250 Truck in the amount of **\$40,000.00** with funds from Capital Improvement Bond Ordinance No. 009-2022 and **\$3,921.79** from the 2022 Beach Protection Operating Expenses budgetary line.

3. 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. 211-2022

Offered By: Newman

Seconded By: Hayes

Adopted: June 13, 2022

Roll Call Vote:

NAME	YES	NO	ABSTAIN	ABSENT
Coggins	X			
Hayes	X			
Newman	X			
Pancoast	X			
Corson	X			

**RESOLUTIONS TO BE ACTED ON SEPARATELY**

33. **Appointing Elizabeth Oaks as a full-time employee to the Upper Township Engineering Department.** This matter was postponed until after the closed session portion of the meeting.

**ORDINANCES**

34. **Public hearing and final adoption of Ordinance No. 010-2022 RE: AN ORDINANCE AMENDING REVISED GENERAL ORDINANCE CHAPTER XII (CAMPGROUNDS AND TRAILERS), CHAPTER XIX (LAND SUBDIVISION, SITE PLAN AND LAND USE ADMINISTRATION) AND CHAPTER XX (ZONING) OF THE CODE OF UPPER TOWNSHIP.** Mayor Corson and Deputy Mayor Newman did not participate in this matter. The Municipal Attorney gave a brief overview of the recommended amendments to this Ordinance, which will clarify that it applies to all campgrounds, includes a per campsite fee to be established by resolution, and sets a default fee of \$6 per campsite. There was then a motion by John Coggins, second by Mark Pancoast, to approve the recommended amendments to Ordinance 010-2022 and set the public hearing of Ordinance 010-2022, as amended, to be held on June 27, 2022. During roll call vote three Committee members voted in the affirmative. Mayor Corson and Deputy Mayor Newman abstained.

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

**ORDINANCE NO. 010-2022**

**RE: AN ORDINANCE AMENDING REVISED GENERAL ORDINANCE CHAPTER XII (CAMPGROUNDS AND TRAILERS), CHAPTER XIX (LAND SUBDIVISION, SITE PLAN AND LAND USE ADMINISTRATION) AND CHAPTER XX (ZONING) OF THE CODE OF UPPER TOWNSHIP**

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**WHEREAS**, the Township Committee of the Township of Upper desires to adopt an ordinance amending Chapters 12, 19 and 20 of the Revised General Ordinances of the Township of Upper, also known as the Code of Upper Township, with respect to the requirements and regulations regarding campgrounds; and

**WHEREAS**, the Upper Township Planning Board, prior to the adoption of this ordinance, has reviewed and considered these proposed amendments to the Township ordinance and found that they are substantially consistent with the current Upper Township Master Plan.

**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 12 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 Section 12-1 PRIVATE CAMPGROUNDS CODE in its entirety as follows:

**12-1.1 Adoption of Code.**

1. Pursuant to the provisions of N.J.S.A. 40:49-5.1 et seq., the provisions of N.J.S.A. 26:1A-7, et. seq., and the provisions of N.J.A.C. 5:10A, et seq., with the exceptions hereinafter set forth, filed in the Secretary of State's office is hereby accepted, and established as a standard to be used in determining whether campground dwellings, as well as their facilities, located in the Township are safe, sanitary and fit for human habitation and rental. The foregoing regulations, which shall be referred to herein as the code, shall apply to all campgrounds regardless of whether they are proprietary campgrounds as defined in the code.

**12-1.2 Public Record.**

Three copies of the code have been placed on file in the offices of the Township and are available to all persons desiring to use and examine the same.

**12-1.3 Amendments and Supplements to Code.**

a. Camping Cabins are not permitted. Camping Cabin shall be considered any permanent structure or modification of a recreational vehicle that has been done by permit from the construction office (ie replacement of roof and/or interior walls of the recreational vehicle).

b. **5:10A-2.2(b)** of the code shall be amended to include the following: Roads shall be not less than 70 feet from existing property lines or public highway right-of-ways.

c. **5:10A-2.2(d)** of the code shall be amended to read as follows: No campsite shall be less than 200 feet from any public highway right-of-way, nor less than 100 feet from any property line; provided, that where two campgrounds adjoin each other at a property line other than a public highway right-of-way, campsites shall be located no closer than 15 feet to the property line. Within these setbacks, a buffer of wooded or landscaped areas shall be maintained. No facility of any nature whatsoever shall be located within any such buffer zone, except; Administrative and recreational facilities may be located within that particular buffer zone through which the main entrance to the campground is made.

d. **5:10A-2.3(c)** of the code shall be amended to read as follows: Each campsite, including parking space shall provide a minimum of 1,500 square feet of space.

e. **5:10A-2.2(g)** of the code is hereby added as follows: Each campground shall contain a minimum of 20 acres of land.

#### **12-1.4 Administration.**

The Township Committee is hereby designated as the administrative authority to issue all campground licenses and permits.

#### **12-1.5 Conformity with Code Required.**

No person shall occupy as owner, occupant or rent to another for occupancy any camp dwelling, as well as its facilities, for the purpose of living therein which does not conform to the provisions of the “Public Campgrounds” and “Proprietary Campground Facility” established hereby pursuant to § 12-1.1 above as the standard to be used in determining whether a camp dwelling is safe, sanitary and fit for human habitation.

#### **12-1.6 Duration of Permit.**

All permits or licenses issued for campgrounds shall expire annually on July 31, unless renewed by the Township Committee in accordance with this section. No permit or license shall be renewed until the Township Committee has received a statement from the Cape May County Board of Health that the campground complies with the requirements of this section and all of the applicable New Jersey statutes, together with rules and regulations promulgated pursuant thereto.

2. **12-1.7 Fees.**

3. There shall be an annual charge for a permit for a campground in accordance with the following:

4. Application Fee: \$250 plus an additional fee for each campsite as set forth by Resolution of the Township Committee. In the absence of a Resolution of the Township Committee, the additional fee for each campsite shall be \$6.

**12-1.8 Period of Operation.**

Campgrounds shall be permitted to operate during the period from April 1 to November 1, inclusive, of each year. Campground facilities shall not be operated during any period of time other than specified herein.

**12-1.9 Storage; Violation.**

During those periods of time when the campground is not in operation, campers may be stored on the campsite, provided the vehicles are disconnected from servicing utilities and further provided that all additions to the camper, by way of temporary facilities such as screened porches, patios, and similar structures, reference to which is deemed to be way of illustration and not by way of limitation, shall be disassembled and removed. Violation of this section may be cause for the Township to refuse to renew the permit application for subsequent years, which may be in addition to any other penalty provided herein.

**12-1.10 County Board of Health Approval.**

No license shall be issued to any campground until such time as a certificate is obtained by the campground owner and filed with the Township Clerk from the Cape May County Board of Health, attesting that the operation of the campground is in compliance with all applicable New Jersey Statutes and the rules and regulations promulgated pursuant thereto.

**12-1.11 Inspection.**

The Township Engineer, Zoning Officer, Code Enforcement Officer, Township Health Officer, the Township Board of Health and the Township Committee or any of their members or their agents are hereby authorized to make inspection to determine whether the code is being violated and may enter into any campground to make any inspection.

**12-1.12 Penalty.**

Any person or persons, firms, association, partnership or corporation, violating any of the provisions of this section, shall be subject to a fine of \$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.

**SECTION 2.** Chapter 19 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:  
Revise 19-4.2a **Jurisdiction as follows:**

a. Site Plan Review Required. Site plan review is required for any proposed development which includes:

1. No Change.
2. No Change.
3. No Change.
4. No Change.
5. No Change.
6. No Change.
7. Any mining, excavation, dumping or deposit of fill or dredge spoils, or landfill activities.
8. Any development, which includes any of the above items, shall obtain a final site plan approval of the development plan before any construction permit will be issued or before any clearing of trees or underbrush shall be done on the property, or before any change of use is allowed.
9. Throughout the Township there are campgrounds which are existing permitted nonconforming uses. Routine and customary modifications of existing individual campsites are not an expansion of use or structure. Notwithstanding any other provision of this Section 19-4.2a, site plan review shall not be required for any change to a campsite within an existing previously approved campground provided that the following conditions are met:

- (a) Placement of a recreational vehicle with an R.V.I.A. certification not exceeding 400 s.f. in size
- (b) Additions to the recreational vehicle limited to the following:
  - i. the addition or deck shall be constructed on permanent foundations.

- ii. the addition shall not exceed 400 s.f. in size and the addition may include plumbing, heating, air conditioning and interior partitions; provided however the maximum width of the opening of the addition into the recreational vehicle is six (6) feet.
  - iii. a deck shall not exceed 200 s.f. in size and shall not be counted as part of 400 s.f. addition set forth in section 9(b) (ii). Awnings and canopies are permitted.
  - iv. the addition or deck shall be minimum of 10 feet from any adjacent recreational vehicle, addition or deck.
  - v. the recreational vehicle and any enclosed addition shall comply with Chapter 18 Flood Damage Control.
  - vi. no addition, renovation or modification to the recreational vehicle is permitted which encapsulates the vehicle.
- (c) HUD units or mobile homes are not permitted.
  - (d) The existing boundary of the campsite is not expanded and no new campsites are proposed.
  - (e) Only one shed is permitted on each campsite and shall be less than 100 s.f. and 12 feet high.
  - (f) Except for the foregoing, all new construction, expansion or change of the existing facility or use of a campground shall require site plan review (and variance relief, if applicable).
  - (g) Campground owner shall submit zoning permit showing compliance with this Section for any new park models, additions, deck or placement of sheds.
  - (h) The Township Engineer and Zoning Officer must certify the aforementioned items have been submitted and are in compliance with this Section.

10. Notwithstanding any other provision of this Section 19-4.2a, the foregoing, site plan review shall not be required for any construction project undertaken by the Township of Upper on property which is owned by the Township or on which the Township is the lessee, provided that the following conditions are met:

- (a) The Township property is located in a zone district wherein such use is a permitted use; and
- (b) The Township Engineer either prepares or approves any engineering plans, plot plans, or surveys which are involved in such proposed construction and provided further that the Township Engineer files a copy of any such engineering plans with the Secretary of the Planning Board and with the Township Clerk,

together with the Engineer's Certification, under seal, that the proposed construction project complies, with the site plan requirements of the Township of Upper.

(c) A notice is given to all property owners within 200 feet of the project by certified mail, return receipt requested. Such notice shall be given at least 10 days prior to the application for a construction permit. Provided that the Township makes a bona fide good faith effort to comply with this section, the inadvertent failure to give such notice to one or more property owners shall not void the application for a construction permit.

**SECTION 3.** Chapter 20 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:

**1      Revise Section 20-6.4f Conditional Uses. Special Requirements of Primitive Campgrounds as follows:**

1.      Definition. A Primitive Campground is defined as a recreational facility designed, intended and used for transient overnight stays in tents, campers or recreational vehicles with no utility hookups on site and passive accessory uses only.

2.      Applicability. Campgrounds are a prohibited use in all zoning districts except that primitive campgrounds are a permitted conditional use in the Conservation Zone subject to the regulations in this section.

3.      Area and Dimensional Requirements.

Primitive Campgrounds Without Utility Connections.

Minimum tract size	40 acres
Minimum lot frontage and width	500 feet
Minimum campsite area	10,000 square feet
Minimum campsite dimensions	100 feet by 100 feet
Maximum gross density (campsites/total acreage)	2 campsites/acre

At least the first 100 feet adjoining any lot line shall not be used for campsites or recreation areas and this buffer area shall be maintained with existing dense vegetation or planted with native species to provide a dense evergreen buffer from adjoining lands.

No less than 40% of the total tract area shall be maintained as open space and recreation areas, which may include required buffer areas. In the case of phased development, this open space requirement shall be met with each phase of the development.

4. Campsite Maintenance. Each campsite occupant and/or owner shall be responsible for maintenance of the campsite in clean and orderly condition, and shall not permit trash and debris to accumulate on the campsite. No hazard to the health, safety and welfare of persons or property at or near the campsite shall be permitted by the owner and/or occupant.

5. Common Area Maintenance. The owner(s) and/or manager(s) of any common facilities within a campground shall maintain all such facilities in clean, safe and operable condition, and shall insure that no hazard to the health, safety or welfare of persons or property is allowed to develop on the premises.

6. Required Safety Facilities. In addition to standards specified in the Uniform Construction Code regarding plumbing and electrical work, each campground shall provide at least one fire hydrant for every 50 campsites. Such hydrants shall be capable of delivering an appropriate rate-of-flow and shall be so located as to provide optimal protection for all campsites and common facilities as determined by the local Fire Chief. Alternative fire protection measures may be employed at the suggestion of the local Fire Chief.

7. Required Bathhouse Facility. Each campground shall have at least one permanent structure housing restrooms and shower facilities, and such additional facilities as needed to service the campground.

8. Required Solid Waste Management Facilities. Each campground shall provide solid waste containers at permanent locations and in sufficient numbers to accommodate the solid waste generated by the campground. Such solid waste facilities shall be maintained in clean and workable condition, and shall not be allowed to regularly overfill or constitute a health or safety hazard. Trash removal and legal disposal shall be the responsibility of the campground owners.

9. Limits of Occupancy. Primitive campgrounds shall not be occupied during the period from November 1 through April 1, except by resident management residing in one permanent year-round housing unit. Campers may be stored on site between November 1 and April 1 provided the vehicles are disconnected from servicing utilities and further provided that any temporary structures associated with seasonal occupancy are completely disassembled.

10. Site Plan Review Required. Every new or expanded primitive campground in the Township shall be subject to site plan review and approval by the Planning Board pursuant to the requirements of this chapter. Such site plan shall show the location of each campsite and all required facilities, improvements and open space to be constructed or already in existence. Site plan documentation shall include a vegetation and landscape plan which identifies wooded areas by vegetation type and areas of significant shrub growth or specimen trees. Supplemental landscaping, where required by the Planning Board shall also be shown on the vegetation and landscape plan.

No site plan approval for a campground shall be granted until all necessary and appropriate permits have been granted by any other agencies having jurisdiction including, but not limited to, the New Jersey Department of Health and the New Jersey Department of Environmental Protection.

11. Development Prohibited in Wetlands. No development shall be permitted on wetland soils as defined in § 20-2, and no development shall be permitted within 50 feet of any area defined as wetlands.

**SECTION 4: EFFECTIVE DATE:** This ordinance shall take effect immediately upon the following publication as required by law.

**SECTION 5: REPEALER:** All Ordinances or parts of Ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency only.

**SECTION 6: 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 7: 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 **28<sup>th</sup> DAY OF MARCH , 2022**, WAS AMENDED BY THE TOWNSHIP COMMITTEE AT A PUBLIC MEETING HELD ON THE **13<sup>TH</sup> DAY OF JUNE, 2022**, 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 **27<sup>TH</sup> DAY OF JUNE, 2022 AT 6:30 P.M.** AT THE TOWNSHIP HALL, PETERSBURG, NEW JERSEY.

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

BARBARA L. YOUNG, TOWNSHIP CLERK  
TOWNSHIP OF UPPER

35. **Public hearing and final adoption of Ordinance No. 014-2022 RE: AN ORDINANCE REVISING JOB CLASSIFICATIONS AND TITLES AND AMENDING CHAPTER V, ENTITLED “PERSONNEL”, OF THE CODE OF UPPER TOWNSHIP.** During the public hearing portion Andrew Salerno of Caledonia Drive inquired into what was being revised. The Municipal Attorney stated that the titles of part-time and seasonal laborer were being added. The public hearing portion was then closed. Motion by Jay Newman, second by Mark Pancoast, to adopt Ordinance No. 014-2022. During roll call vote all five Committee members voted in the affirmative.

**TOWNSHIP OF UPPER  
CAPE MAY COUNTY  
ORDINANCE**

**ORDINANCE NO. 014-2022**

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

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

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

**SECTION 1:** Chapter V, entitled “Personnel”, of the Code of Upper Township, Section 5-6.2, is hereby amended and supplemented as follows:

**Add the Following Position:**

**Laborer, Part-Time**

Section 5-6.4, is hereby amended and supplemented as follows:

**Add The Following Position:**

**Laborer, Seasonal**

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

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

**SECTION 4: EFFECTIVE DATE:** This Ordinance shall take effect immediately upon final adoption and publication as required by law.

NOTICE IS HEREBY GIVEN THAT THE FOREGOING ORDINANCE WAS INTRODUCED FOR A FIRST READING AT A MEETING OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF UPPER HELD ON THE **11<sup>th</sup> DAY OF APRIL, 2022**, AND A NOTICE WAS PUBLISHED FOR CONSIDERATION AS TO FINAL ADOPTION AT A PUBLIC HEARING HELD ON THE **9<sup>th</sup> DAY OF MAY, 2022**, DURING WHICH TIME THE PUBLIC HEARING WAS POSTPONED TO A MEETING HELD ON THE **23<sup>rd</sup> DAY OF MAY 2022**, DURING WHICH TIME AN AMENDMENT TO THE ORDINANCE WAS APPROVED AND THE ORDINANCE, AS AMENDED, WAS TAKEN

UP FOR CONSIDERATION AS TO FINAL ADOPTION AT A PUBLIC HEARING OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF UPPER HELD ON THE 13<sup>th</sup> DAY OF JUNE, 2022 AT 4:30 P.M. AT THE TOWNSHIP HALL PETERSBURG, NEW JERSEY, AT WHICH TIME SAID ORDINANCE WAS ADOPTED.

BARBARA L. YOUNG, TOWNSHIP CLERK  
TOWNSHIP OF UPPER

36. **Public hearing and final adoption of Ordinance No. 015-2022 RE: AN ORDINANCE AMENDING ORDINANCE NO. 018-2021 KNOWN AS THE SALARY ORDINANCE FOR THE CALENDAR YEAR 2022.** During the public hearing portion there were no speakers. Motion by Jay Newman, second by Kimberly Hayes, to adopt Ordinance No. 015-2022. During roll call vote all five Committee members voted in the affirmative.

**TOWNSHIP OF UPPER  
CAPE MAY COUNTY  
ORDINANCE**

**ORDINANCE NO. 015-2022**

**RE: AN ORDINANCE AMENDING ORDINANCE NO. 018-2021 KNOWN AS THE SALARY ORDINANCE FOR THE CALENDAR YEAR 2022**

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

**SECTION 1:** Ordinance No. 018-2021, known as the Salary Ordinance of 2022 at Section 2, is hereby amended and supplemented as hereinafter provided for the line items as indicated below:

**SECTION 2: SALARIES:** Salaries for the various officials and employees of the Township of Upper for the calendar year 2022 shall be as follows:

<u>POSITION</u> (P/T denotes "Part-Time Position")	<u>MINIMUM</u>	<u>MAXIMUM- 2022</u>
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**C. CODE ENFORCEMENT / ZONING ENFORCEMENT:**

Code Enforcement Officer	No Min.	5,000.00
Zoning Officer (P/T)	No Min.	5,000.00

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

Sr. Carpenter (0-9 yrs.)	No Min.	64,610.00
Sr. Carpenter (10 or more yrs.)	No Min.	65,639.00
Carpenter (0-9 yrs.)	No Min.	62,549.00
Carpenter (10 or more yrs.)	No Min.	63,580.00
Carpenter's Helper	No Min.	60,489.00
Senior Mechanic (0-9 yrs.)	No Min.	64,610.00
Senior Mechanic (10 or more yrs.)	No Min.	65,639.00
Mechanic (0-9 yrs.)	No Min.	62,550.00

<b>Mechanic (10 or more yrs.)</b>	<b>No Min.</b>	<b>63,581.00</b>
<b>Mechanics Helper (0-9 yrs.)</b>	<b>No Min.</b>	<b>60,490.00</b>
<b>Mechanics Helper (10 or more yrs.)</b>	<b>No Min.</b>	<b>61,520.00</b>
<b>Equipment Operator (0-9yrs.)</b>	<b>No Min.</b>	<b>62,550.00</b>
<b>Equipment Operator (10 or more yrs.)</b>	<b>No Min.</b>	<b>63,580.00</b>
<b>Truck Driver, Heavy (0-9 yrs.)</b>	<b>No Min.</b>	<b>60,490.00</b>
<b>Truck Driver, Heavy (10 or more yrs.)</b>	<b>No Min.</b>	<b>61,520.00</b>
<b>Truck Driver (0-9 yrs.)</b>	<b>No Min.</b>	<b>58,429.00</b>
<b>Truck Driver (10 or more yrs.)</b>	<b>No Min.</b>	<b>59,460.00</b>
<b>Laborer 1, 1st year</b>	<b>No Min.</b>	<b>45,422.00</b>
<b>Laborer 1, 2nd year</b>	<b>No Min.</b>	<b>47,811.00</b>
<b>Laborer 1, 3rd year</b>	<b>No Min.</b>	<b>50,201.00</b>
<b>Laborer 1, 4th year</b>	<b>No Min.</b>	<b>52,591.00</b>
<b>Laborer 1, 5th year</b>	<b>No Min.</b>	<b>54,982.00</b>
<b>Laborer 1 (6-9 yrs.)</b>	<b>No Min.</b>	<b>56,807.00</b>
<b>Laborer 1 (10 or more yrs.)</b>	<b>No Min.</b>	<b>58,493.00</b>
<b>Laborer (P/T)</b>	<b>No Min.</b>	<b>16.00 Hr.</b>
<b>Laborer (Seasonal)</b>	<b>No Min.</b>	<b>16.00 Hr.</b>
<b>Sr. Sanitation Inspector</b>	<b>No Min.</b>	<b>65,640.00</b>
<b>Sanitation Inspector (0-9 yrs.)</b>	<b>No Min.</b>	<b>63,579.00</b>
<b>Sanitation Inspector (10 or more yrs.)</b>	<b>No Min.</b>	<b>64,610.00</b>
<b>Recycling Laborer</b>	<b>No Min.</b>	<b>45,422.00</b>
<b>Recycling Coordinator (P/T)</b>	<b>No Min.</b>	<b>5,700.00</b>
<b>Recycling Program Aide</b>	<b>No Min.</b>	<b>2,500.00</b>
<b>Assistant Recycling Coordinator (P/T)</b>	<b>No Min.</b>	<b>2,850.00</b>
<b>Building Maintenance Worker (0-9 yrs.)</b>	<b>No Min.</b>	<b>44,393.00</b>
<b>Building Maint. Worker (10 or more yrs.)</b>	<b>No Min.</b>	<b>45,422.00</b>
<b>Maint. Worker 2, Grounds (0-9 yrs.)</b>	<b>No Min.</b>	<b>62,550.00</b>
<b>Maint. Worker 2, Grds (10 or more yrs.)</b>	<b>No Min.</b>	<b>63,580.00</b>
<b>Maintenance Repairer (0-9 yrs.)</b>	<b>No Min.</b>	<b>62,549.00</b>
<b>Maintenance Repairer (10 or more yrs.)</b>	<b>No Min.</b>	<b>63,580.00</b>
<b>Senior Maintenance Repairer</b>	<b>No Min.</b>	<b>64,610.00</b>
<b>Maint. Worker 1, Grounds (0-9 yrs.)</b>	<b>No Min.</b>	<b>60,490.00</b>
<b>Maint. Worker 1, Grds (10 or more yrs.)</b>	<b>No Min.</b>	<b>61,520.00</b>

**SECTION 2: SEVERABILITY:** If any section, subsection, paragraph, sentence or other part of this Ordinance is adjudged unconstitutional or invalid, such judgment shall not affect, impair or invalidate the remainder of this Ordinance, but shall be confined in its effects to the section, subsection, paragraph, sentence or other part of this Ordinance directly involved in the controversy in which said judgment shall have been rendered and all other provisions of this Ordinance shall remain in full force and effect.

**SECTION 3: REPEALER:** All ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency only.

**SECTION 4: EFFECTIVE DATE:** This Ordinance shall take effect immediately upon final adoption and publication as required by law.

NOTICE IS HEREBY GIVEN THAT THE FOREGOING ORDINANCE WAS INTRODUCED FOR A FIRST READING AT A MEETING OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF UPPER HELD ON THE **11<sup>th</sup> DAY OF APRIL, 2022**, AND A NOTICE WAS PUBLISHED FOR CONSIDERATION AS TO FINAL ADOPTION AT A PUBLIC HEARING HELD ON THE **9<sup>th</sup> DAY OF MAY, 2022**, DURING WHICH TIME THE PUBLIC HEARING WAS POSTPONED TO A MEETING HELD ON THE **23<sup>rd</sup> DAY OF MAY 2022**, DURING WHICH TIME AN AMENDMENT TO THE ORDINANCE WAS APPROVED AND THE ORDINANCE, AS AMENDED, WAS TAKEN UP FOR CONSIDERATION AS TO FINAL ADOPTION AT A PUBLIC HEARING OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF UPPER HELD ON THE **13<sup>th</sup> DAY OF JUNE, 2022 AT 4:30 P.M.** AT THE TOWNSHIP HALL PETERSBURG, NEW JERSEY, AT WHICH TIME SAID ORDINANCE WAS ADOPTED.

BARBARA L. YOUNG, TOWNSHIP CLERK  
TOWNSHIP OF UPPER

37. **Public hearing and final adoption of Ordinance No. 016-2022 RE: AN ORDINANCE AMENDING REVISED GENERAL ORDINANCE CHAPTER II (ADMINISTRATION) OF THE CODE OF UPPER TOWNSHIP.** The Township Attorney stated that this Ordinance deletes the position of Assistant Administrator. During the public hearing portion there were the following speakers:

**Nathalie Neiss, Petersburg,** expressed her concern with the process of creating the position and then removing the position two months later.

**Andrew Salerno, Caledonia Drive,** spoke in support of deleting the position.

**The public hearing was then closed. Motion by Jay Newman, second by Kimberly Hayes, to adopt Ordinance No. 016-2022. During roll call vote all five Committee members voted in the affirmative.**

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

**ORDINANCE NO. 016-2022**

**RE: AN ORDINANCE AMENDING REVISED GENERAL ORDINANCE CHAPTER II  
(ADMINISTRATION) OF THE CODE OF UPPER TOWNSHIP**

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**WHEREAS,** the Township Committee of the Township of Upper, in order to provide for the orderly and efficient administration of Township business, has determined that it is appropriate to amend Chapter II (Administration) of the Code of Upper Township to delete the position of Assistant Township Administrator; and

**NOW, THEREFORE, 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 II 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 Section 2-2.10, entitled Assistant Township Administrator, in its entirety.**

**SECTION 2: EFFECTIVE DATE:** This ordinance shall take effect immediately upon adoption and publication as required by law.

**SECTION 3: REPEALER:** All Ordinances or parts of Ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency only.

**SECTION 4: SEVERABILITY:** If any section, paragraph, subdivision, subsection, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, subsection, clause or provision declared invalid and the remainder of this Ordinance shall remain in full force and effect and shall be enforceable.

**SECTION 5: CODIFICATION:** This Ordinance shall be codified as indicated in Chapter 2 of the Upper Township Code.

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 **23<sup>RD</sup> DAY OF MAY, 2022** AT THE TOWNSHIP HALL, AND WAS TAKEN UP FOR CONSIDERATION AS TO FINAL ADOPTION AT A PUBLIC HEARING OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF UPPER HELD ON THE **13<sup>TH</sup> DAY OF JUNE, 2022 AT 4:30 P.M.** AT THE TOWNSHIP HALL, PETERSBURG, NEW JERSEY, AT WHICH TIME SAID ORDINANCE WAS ADOPTED.

BARBARA L. YOUNG, TOWNSHIP CLERK  
TOWNSHIP OF UPPER

38. **Introduction and first reading of Ordinance No. 018-2022 RE: AN ORDINANCE AUTHORIZING SALE OF LANDS, TO WIT BLOCK 306, LOT 5.** Motion by Jay Newman, second by Mark Pancoast, to introduce Ordinance 018-2022, with the public hearing and final adoption scheduled for July 11, 2022. During roll call vote all five Committee members voted in the affirmative.

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

**ORDINANCE NO. 018-2022**

**RE: AN ORDINANCE AUTHORIZING SALE OF LANDS,  
TO WIT BLOCK 306, LOT 5**

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**WHEREAS**, the Township of Upper is the owner, in fee, of a certain parcel of vacant ground located within the Township of Upper, County of Cape May, and State of New Jersey, set forth on the municipal tax map as Block 306, Lot 5; and

**WHEREAS**, the Township has received an offer from John D. Mayberry, the owner of real property contiguous with said parcel owned by the Township, to purchase said parcel; and

**WHEREAS**, after discussion and deliberation the Township Committee is of the opinion that the sale of said parcel will be in the best interest of the Township and will provide for the consolidation of said lot with an existing lot; and

**NOW, THEREFORE, 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:** The Township of Upper is hereby authorized to sell the real property commonly known as Block 306, Lot 5 to the highest bidder from among all owners of real property contiguous thereto in accordance with N.J.S.A. 40A:12-13(b)(5). Such sale shall not be for less than the fair market value of said real property and the minimum bid for such parcel sold is hereby established as follows:

Block 306, Lot 5

Minimum Bid: \$5,500.00

**SECTION 2:** Prior to said sale, the Township will obtain a title report from a title company or abstract company licensed to do business in the State of New Jersey. Said report shall be available to all prospective bidders.

**SECTION 3:** The list of property authorized to be sold together with the minimum price thereof shall be posted at Township Hall and advertisement of the sale shall be made in a newspaper circulating in the Township within 5 days following enactment of this ordinance. Offers for the property may thereafter be made to the Township Committee for 20 days following said advertisement. The Township Committee may reconsider this ordinance not later than 30 days after enactment and thereafter advertise the property for public sale pursuant to N.J.S.A. 40A:12-13(a). The Township Clerk shall file with the Director of the Division of Local Government Services in the Department of Community Affairs sworn affidavits verifying the publication of the foregoing advertisements.

**SECTION 4:** John D. Mayberry shall pay \$1,500.00 to the Township Clerk prior to the adoption of this Ordinance. \$500.00 of this payment will be used by the Township to defray Township expenses involved in Authorizing the Sale and terms thereof; Engineer's review; Attorney's review; legal advertising, certified mail notices, closing costs and other expenses. \$1,000.00 of this payment will be used to cover title search costs, which if same are less than this sum the difference will be credited back to the ultimate payor. If the parcel is not sold, \$500.00 of this amount will be retained by the Township as **LIQUIDATED DAMAGES** and will be used to pay for the review of the title report and other documents. If the highest bidder at the auction sale is not the original applicant, the highest bidder will be required to pay, in addition to the purchase price and other expenses, an additional sum of \$1,500.00, representing pre-sale amounts paid by the original applicant requesting the sale and the original applicant (who is not the highest bidder) will then be entitled to a refund of all sums paid (\$1,500.00) except for the non-refundable application fee (\$50.00).

**SECTION 5:** The aforesaid parcel of real property shall be offered for sale at an auction to be conducted by the Township Clerk at a date and time to be set by the Township Clerk after the appropriate notice of sale has been sent to contiguous owners of the subject real property. Said notice shall be sent certified and regular mail to the owners of contiguous property at the address set forth on the tax assessor's records. Said notice shall be sent no greater than 30 days prior to the date of sale and no less than 14 days prior to the date of sale. At any time, the Township Clerk may adjourn said sale and renotice in accordance with the provisions of this Ordinance and N.J.S.A. 40A:12-13.

**SECTION 6:** The Township Committee expressly reserves the right to reject any and all bids in the exercise of its sole judgment and discretion. The Township Committee is authorized to confirm the sale by resolution and complete the transaction pursuant to this Ordinance and N.J.S.A. 40A:12-13.

**SECTION 7:** In the event the highest bid at such auction exceeds the minimum bid established herein and the Township Committee rejects same in the exercise of its sole judgment and discretion, then, in such event, all deposits made by the original applicant or the highest bidder, as the case may be, shall be refunded except for the \$50.00 application fee which shall be non-refundable.

**SECTION 8:** All payments required to be made pursuant to said sale to the Township Clerk must be made by personal check, cash or certified check, or any combination of the foregoing. All

payments required to be made hereunder to a title company or abstract company conducting the closing shall be made in collected funds, that is, by cash, certified check, cashier's check or wire transfer.

**SECTION 9:** A sum equal to ten percent (10%) of the highest bid for said parcel or parcels shall be paid to the Township of Upper by the highest bidder or bidders at the time of the sale. The remaining balance of ninety percent (90%) of the highest bid for the parcel or parcels shall be paid to the Township of Upper, and must be received by the Township Clerk, not later than thirty (30) days after the date of the sale. In addition to the deposit of ten percent (10%), the highest bidder or bidders shall also be required to pay or tender at the time of sale the following:

**IF THE BIDDER IS THE ORIGINAL APPLICANT:**

- (A) (i) The sum of \$100.00 for the preparation of the Deed; and
- (ii) the sum of \$70.00 for recording the Deed.

**IF THE BIDDER IS NOT THE ORIGINAL APPLICANT:**

- (B) The sum of \$1,500.00, payable to the Township of Upper, representing payment to the Township for expenses of \$1,500.00 to defray Township expenses, which amounts were required of the original applicant.
- (C) (i) The sum of \$100.00 for the preparation of the Deed.
- (ii) The sum of \$70.00 for recording the Deed.

**AT THE TIME OF CLOSING** the successful bidder shall be required to pay the following sums:

- (D) Any additional sum required for title search or title insurance.
- (E) The cost of any survey ordered by the successful bidder. Successful bidder shall place such order directly with the surveyor or with the title company conducting closing, but the survey must be prepared in time to permit the closing to take place as scheduled.
- (F) Title company settlement fees covering services to both the Seller and the Buyer.
- (G) Any additional fees or costs chargeable by the title company or otherwise necessary to complete the transaction on behalf of the purchaser.

**SECTION 10:** The closing of title shall take place as designated by the Township as follows:

- (A) Township Hall, Petersburg, New Jersey; or
- (B) Office of the Township Solicitor; or
- (C) At the office of a title insurance company or title abstract company located within Cape May County.

**SECTION 11:** If the bidder fails to close or fails to comply with the provisions hereof, such bidder shall be in default and all amounts paid to the Township by or on behalf of the bidder shall be retained by the Township as **LIQUIDATED DAMAGES AND NOT AS A PENALTY.**

**SECTION 12:** The Deed from the Township of Upper shall be what is commonly known as a Quitclaim Deed.

**SECTION 13:** The title to be delivered by the Township shall be free and clear of all taxes up to and including the date when the Deed is delivered and closing takes place. Purchaser shall be responsible for all taxes thereafter. Unless otherwise specified herein, the purchaser shall be liable for payment of all assessments, of any nature, against said land.

**SECTION 14:** The title to be delivered by the Township shall be under and subject to all easements and rights of way, recorded and unrecorded, whether for utilities or for others, and shall also be subject to all conditions, reservations and restrictions of record, if any. If the title report discloses an unmarketable condition of title, except as specified herein, the remedy of the bidder shall be limited to the return of payments made to the Township of Upper on account of the purchase price and closing costs only. Any and all other amounts paid to the Township shall be non-refundable. This sale is under and subject to any riparian claim which may affect said property. If any such claim exists, it shall be the sole responsibility of the purchaser to meet and satisfy all requirements of the State of New Jersey with respect to said riparian claim and the payment of any compensation to the State of New Jersey on account thereof. Nothing herein shall be construed as obligating the Township of Upper to construct or maintain access roads to any portion of the property being sold. Such property may not qualify for a building permit due to lack of water supply, lack of sewer or septic facilities, lack of access, inadequate lot size, or other reasons, including those reasons set forth below. The purchaser is required to comply with all applicable

zoning, building and health ordinances and codes and regulations. The property being sold may be situated in a Flood Hazard Zone. The Township of Upper makes no warranties or representations, expressed or implied, as to the property being offered for sale, the condition or marketability of the title or any other matter. The Township of Upper makes no warranties or representations, expressed or implied, as to whether or not the property being offered for sale contains wetlands anywhere on the property. The Township makes no warranties or representations as to any matter of an environmental nature, or otherwise, which may prevent or limit building or construction.

**SECTION 15:** All references to Lots and Blocks described herein are to the Lots and Blocks as shown on the Current Official Tax Map of the Township of Upper.

**SECTION 16:** The successful bidder shall be required, at the time of the sale, to execute a document acknowledging that the sale is governed by the provisions of this Ordinance as well as N.J.S.A. 40A:12-13.

**SECTION 17:** The provisions of this Ordinance pertaining to this sale shall survive the closing of title and shall not merge into the Deed.

**SECTION 18:** It is a requirement of this sale that the purchaser of the subject property be a contiguous property owner. Said purchaser shall be required to take immediate action to cause a consolidation of the property being purchased with all of the bidder's existing adjacent property so as to constitute a single parcel of ground which shall not be further subdivided into more than one lot. This restriction shall be included in the deed of conveyance and shall run with the land. The successful bidder shall complete the consolidation as a condition of the sale. The provisions of this Section shall survive closing and shall not merge into the Deed.

**SECTION 19:** This Ordinance shall take effect immediately upon final adoption and publication as required by law.

NOTICE IS HEREBY GIVEN THAT THE FOREGOING ORDINANCE WAS INTRODUCED FOR FIRST READING AT A MEETING OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF UPPER HELD ON THE **13<sup>th</sup> DAY OF JUNE, 2022** 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 **11<sup>TH</sup> DAY OF JULY, 2022 AT 4:30 P.M.** AT THE TOWNSHIP HALL, PETERSBURG, NEW JERSEY.

BY ORDER OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF UPPER.  
BARBARA L. YOUNG, TOWNSHIP CLERK  
TOWNSHIP OF UPPER

## CORRESPONDENCE

### NEW BUSINESS

39. **Tuckahoe Volunteer Fire Company request for Emergency Vehicle Hybrid Beacon Agreement.** After a brief discussion the Township Administrator was directed to review the proposed cost share with the NJDOT.
40. **Local Emergency Planning Committee review of Emergency Operating Plan.** Deputy Municipal Emergency Management Coordinator James M. Jones gave an overview of the Emergency Management Plan. Motion was then made by Curtis Corson, second by Kimberly Hayes, to accept the Emergency Operating Plan. During roll call vote all five Committee members voted in the affirmative.
41. **EMS Lifeline Program.** The Township Administrator and Chief EMT gave an overview of the program for residents of Upper Township and Corbin City who wish to receive a daily phone call checking on their wellbeing. Motion by Mark Pancoast, second by Kimberly Hayes, to authorize the program. During roll call vote all five Committee members voted in the affirmative.

### UNFINISHED BUSINESS

42. **Amendment to Facility Use Ordinance.** This item was removed from the agenda to await further information.
43. **Upper Township Green Team.** Mayor Corson stated that a resolution appointing members to the Green Team will be placed on a future agenda.
44. **National Opioid Class Action Settlement.** The CFO stated that the township has received funds from the Opioid Class Action Settlement in the amount of \$1,747.00. She stated that the funds must be used for treatment or prevention of opioid abuse within certain guidelines and requested guidance on how to use the funds. After a brief discussion the CFO was directed to see if the funds can be used to reimburse the costs for Narcan kits, and if not, then the funds will be given to the Municipal Alliance Committee.

### PAYMENT OF BILLS

45. **“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 Jay Newman, second by Kimberly Hayes. During roll call vote all five Committee members voted in the affirmative.

**Bills approved for payment:** \$396,503.62

**Payroll:** \$192,936.73

### PUBLIC COMMENT – LIMITED TO FIVE (5) MINUTES PER PERSON

**Edward Price, Beesley’s Point,** requested the Township to look into regulations for Vrbo (Vacation Rental by Owner). He stated that there is a Vrbo on Bayaire that is rented every week, and he is concerned with the behavior of the renters.

**Raymond Went, on behalf of Bayberry and Oakridge Condo Associations,** *Mayor Corson and Deputy Mayor Newman did not participate in this discussion.* Spoke regarding Ordinance 010-2022 and several items contained therein that are concerning to the various campground owners.

**Maria Buzz, Beesley's Point**, spoke in opposition to the Airbnb on Bayaire Road and requested the Township to look into regulating vacation rental properties in residential areas.

**Bonnie Collins, Ocean View**, inquired as to what the Committee is doing to address gun violence in the Township. Committeewoman Hayes stated that mental health awareness and treatment is at the core of the problem and stated that the Township has many outreach programs for youths in the Township. The other Committee members agreed, and Committeeman Coggins further stated that he would support the school board providing armed personnel within the school grounds for the protection of the students and faculty.

**Linda Dialo, Bayberry Campground, Mayor Corson and Deputy Mayor Newman did not participate in this discussion.** Spoke about the Ordinance regulating campgrounds and questioned why the Township is opposed to roof overs and also questioned the fee schedule. The Municipal Attorney stated that the campgrounds were created to be recreational spaces and not for year-round occupation. He stated that the courts have determined that even if it is illegal to live year-round in a restricted community, if children are present, they must be allowed to attend school. He stated that the more construction on and around a mobile trailer, the more possible and comfortable it becomes for year-round dwelling. The purpose of the new regulations is to dissuade individuals from making the mobile homes into little houses. Additionally, under a prior construction official, construction permits were granted for these permanent structures which were not permitted by the Township's zoning or construction code. This Ordinance recognizes that permits were granted by mistake and going forward a process is in place to prevent the problem from happening again. He stated that the fees have been in place since 1972 and have not been increased since 1974. The fees will be used to offset the costs for inspections of the campgrounds.

**Barbara Leary, Seaville**, inquired if Scott Morgan is working for the Township because he is still listed on the website under Emergency Management. It was stated that he has resigned from all positions.

**Tom Sawyer, Bayberry Cove, Mayor Corson and Deputy Mayor Newman did not participate in this discussion.** Stated that residents of the campgrounds know that the campgrounds are not year-round so questioned why there is a concern that someone may live there year-round. It was stated that instances have happened in other towns, therefore, Ordinance 010-2022 is a proactive measure to prevent this.

**George Dougherty, Bayberry Cove, Mayor Corson and Deputy Mayor Newman did not participate in this discussion.** Spoke in opposition to Ordinance 010-2022.

**Peter Deleone, Bayberry Cove, Mayor Corson and Deputy Mayor Newman did not participate in this discussion.** Also spoke in opposition to Ordinance 010-2022.

**Blanch Adams, Upper Township Business Association**, thanked the Committee for supporting small business in Upper Township. She also spoke about some the ribbon cutting ceremonies for Fresh Look Contracting and Maple Tree Gift Shop, and the 100<sup>th</sup> anniversary for Dollard's Sew and Vac.

**Nathalie Neiss, Petersburg**, spoke about the Township's opposition of the Halpern Winery and the use of tax dollars being spent for legal representation before the Agricultural Board.

**Joe Falls, Beesley's Point**, thanked the Committee for looking into regulations for the Airbnb.

**TOWNSHIP OF UPPER  
RESOLUTION NO. 212-2022  
MOTION GOING INTO CLOSED SESSION  
JUNE 13, 2022**

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 - Conflict Engineer
3. Contract negotiation - Special Labor Counsel
4. Potential Litigation - Environmental Enforcement

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 contract negotiations such matters will be made public when negotiations have ceased and there is no longer a reason for confidentiality.
- C. With respect to this litigation matter such discussions will be made public when litigation is complete, and the applicable appeal period has expired
- D. 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.

Moved by: John Coggins

Motion seconded by: Jay Newman

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

**RECONVENE PUBLIC PORTION OF MEETING**

**Motion by John Coggins, second by Kimberly Hayes, to reconvene the public portion of the meeting. During roll call vote all five Committee members voted in the affirmative.**

**Motion by Jay Newman, second by Kimberly Hayes, to adopt the following resolution appointing Elizabeth Oaks as a full-time employee to the Upper Township Engineering Department. During roll call vote all five Committee members voted in the affirmative.**

**TOWNSHIP OF UPPER  
CAPE MAY COUNTY  
RESOLUTION**

**RESOLUTION NO. 213-2022**

**RE: APPOINTING ELIZABETH OAKS AS A FULL-TIME EMPLOYEE TO THE UPPER  
TOWNSHIP ENGINEERING DEPARTMENT**

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**WHEREAS**, a need exists to appoint qualified personnel as full-time employee to the Upper Township Engineering Department to ensure optimal operation; and

**WHEREAS**, Elizabeth Oaks possesses all the requisite qualifications for appointment to said position; 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. Elizabeth Oaks is hereby provisionally appointed, pending Civil Service review to the Upper Township Engineering Department to the following positions and annual salaries in accordance with the Salary Ordinance:

Technical Assistant to the Construction Official - \$ 70,000.00

Zoning Officer	No Salary
Secretary Planning Board	on
Secretary Zoning Board of Adjustment	these Titles

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. 213-2022

Offered by: Newman

Seconded by: Hayes

Adopted: June 13, 2022

Roll Call Vote:

NAME	YES	NO	ABSTAIN	ABSENT
Coggins	X			
Hayes	X			
Newman	X			
Pancoast	X			
Corson	X			

**Motion by Jay Newman, second by Kimberly Hayes, to adopt the following resolution authorizing a contract with Parker McCay for Special Legal Services for employment and labor law matters. During roll call vote four Committee members voted in the affirmative. John Coggins voted no.**

**TOWNSHIP OF UPPER  
CAPE MAY COUNTY  
RESOLUTION**

**RESOLUTION NO. 214-2022**

**RE: APPOINTING PARKER MCCAY, P.A. TO ACT AS SPECIAL LEGAL COUNSEL  
IN EMPLOYMENT AND LABOR LAW MATTERS**

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**WHEREAS**, the Township requires legal counsel to provide legal services in connection with employment and labor law related matters; and

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

**WHEREAS**, the firm of Parker McCay, P.A. has completed and submitted a Business Entity Disclosure Certification which certifies that said firm 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 said firm from making any reportable contributions through the term of the contract; and

**WHEREAS**, the Township has decided to acquire the services of the firm of Parker McCay, P.A. as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5; 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. Parker McCay, P.A. with offices at 9000 Midlantic Drive, Suite 300, P.O. Box 5054, Mount Laurel, New Jersey 08054 are hereby appointed as Special Legal Counsel to handle employment law and labor law matters in conjunction with and at the direction of the regular Township Solicitor and as directed by the Township Committee and Township Administrator.
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 Parker McCay, P.A. has professional knowledge as to legal matters which knowledge is particularly valuable to the Township Committee.

#### NOTICE OF CONTRACT AWARD

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 Parker McCay, P.A. for legal 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.

5. 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.

6. The contractor has registered with the State of New Jersey pursuant to c.57, Laws of 2004 and has provided proof of that registration to the Township of Upper.

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

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. 214-2022

Offered by: Newman

Seconded by: Hayes

Adopted: June 13, 2022

Roll Call Vote:

NAME	YES	NO	ABSTAIN	ABSENT
Coggins		X		
Hayes	X			
Newman	X			
Pancoast	X			
Corson	X			

**Motion by Jay Newman, second by Kimberly Hayes, to authorize the Mayor to sign a Hold Harmless Agreement with the Upper Township Board of Education for the use of a bus for the First Responders Kids Camp. During roll call vote all five Committee members voted in the affirmative.**

**ADJOURNMENT**

There being no further business this evening the meeting was adjourned at 8:12 P.M., with a motion by Jay Newman, second by Mark Pancoast, and all five Committee members voting in the affirmative. The next regular meeting is scheduled for June 27, 2022, at 6:30 P.M.

Minutes prepared by,

Barbara L. Young, RMC  
Municipal Clerk

**Bill List**

- 79593 06/13/22 A0018 ACTION SUPPLY INC. 472.98 3247
- 79594 06/13/22 A0025 ADVANTAGE RENTAL & SALES 949.96 3247
- 79595 06/13/22 A0035 AIRLINE HYDRAULIC CORP. 204.64 3247
- 79596 06/13/22 A0075 ADAMS, JOSHUA 72.00 3247

79597 06/13/22 A0091 ATLANTIC CITY ELECTRIC 26,650.52 3247  
 79598 06/13/22 A0212 ANCERO, LLC 14,040.96 3247  
 79599 06/13/22 A0219 ALTERNATIVE MICROGRAPHICS, INC 1,994.00 3247  
 79600 06/13/22 A0231 ALL UNIQUE GIFTS, INC. 2,273.92 3247  
 79601 06/13/22 A0235 AMAZON CAPITAL SERVICES, INC. 1,175.93 3247  
 79602 06/13/22 B0035 BELMONT & CRYSTAL SPRINGS 286.75 3247  
 79603 06/13/22 B0076 BOND, LAURENCE E. 767.38 3247  
 79604 06/13/22 B0093 BARRY, CORRADO & GRASSI, PC 1,767.50 3247  
 79605 06/13/22 B0261 BENCHMARK INSURANCE COMPANY 1,874.00 3247  
 79606 06/13/22 B0280 Brown, Megan 20.00 3247  
 79607 06/13/22 C0031 CAPE ASSIST 1,743.00 3247  
 79608 06/13/22 C0046 CAPE MAY COUNTY CLERK 13.00 3247  
 79609 06/13/22 C0048 CAPE MAY COUNTY MUA 46,692.89 3247  
 79610 06/13/22 C0068 COMCAST 1,577.66 3247  
 79611 06/13/22 C0143 CODY'S POWER EQUIPMENT 75.30 3247  
 79612 06/13/22 C0182 CDW GOVERNMENT, INC 71.00 3247  
 79613 06/13/22 C0223 CASA PAYROLL SERVICE 311.75 3247  
 79614 06/13/22 C0307 CNS ACQUISITION CORPORATION 835.00 3247  
 79615 06/13/22 C0327 CHAMBERS AMERICAN PRODUCTS INC 2,681.61 3247  
 79616 06/13/22 C0329 COASTAL EMERGENCY MEDICAL 2,700.00 3247  
 79617 06/13/22 C0339 Comby, Diana 44.50 3247  
 79618 06/13/22 D0016 DALEYS PIT 70.00 3247  
 79619 06/13/22 D0077 DIETRICH, PAUL 130.00 3247  
 79620 06/13/22 D0082 DOWNTOWN AIRPORT INC 30,016.14 3247  
 79621 06/13/22 D0175 DICKINSON, CARRIE L. 1,470.00 3247  
 79622 06/13/22 D0186 DOCUTREND, INC. 100.39 3247  
 79623 06/13/22 D0236 DEMARZO, GARY 131.30 3247  
 79624 06/13/22 E0012 EHRlich PEST CONTROL INC 108.00 3247  
 79625 06/13/22 E0097 ENGRAVING & AWARDS & GIFTS 27.00 3247  
 79626 06/13/22 F0016 FAZZIO, JOSEPH INC. 68.11 3247  
 79627 06/13/22 F0069 FRED'S AUTO 1,586.00 3247  
 79628 06/13/22 G0016 GARDNER HARDWARE INC. 17.98 3247  
 79629 06/13/22 G0086 W.W. GRAINGER, INC. 100.04 3247  
 79630 06/13/22 G0092 GRUND, BARBARA J. 92.92 3247  
 79631 06/13/22 G0147 GREATAMERICA FINANCIAL SVCS. 165.00 3247  
 79632 06/13/22 H0073 HOME DEPOT CRC/GECF 349.60 3247  
 79633 06/13/22 H0097 HERRON, JOANNE R. 10.12 3247  
 79634 06/13/22 H0098 HERITAGE TOWERS, INC. 5,200.00 3247  
 79635 06/13/22 K0047 KLINE, EDWARD T. 64.89 3247  
 79636 06/13/22 K0103 KYOCERA DOCUMENT SOLUTIONS 144.67 3247  
 79637 06/13/22 L0043 LEE RAIN, INC. 435.50 3247  
 79638 06/13/22 L0080 LOWES, INC. 920.54 3247  
 79639 06/13/22 M0012 McCAULEY, RICHARD 263.64 3247  
 79640 06/13/22 M0249 MARRONGELLI, JOSEPH 31.75 3247  
 79641 06/13/22 M0263 MANGAM SR., ANDREW C 42.00 3247  
 79642 06/13/22 M0277 EQUITABLE FINANCIAL LIFE INS. 190.65 3247  
 79643 06/13/22 M0290 MADDEN & MADDEN, PC 1,219.20 3247  
 79644 06/13/22 M0303 MALEY GIVENS, A PROF CORP 2,730.00 3247  
 79645 06/13/22 N0004 NJ-AMERICAN WATER CO. 204.49 3247  
 79646 06/13/22 N0043 NAPA AUTO PARTS 229.59 3247  
 79647 06/13/22 N0100 N.J. LEAGUE OF MUNICIPALITIES 50.00 3247  
 79648 06/13/22 N0143 NATIONAL TIME SYSTEMS 352.60 3247  
 79649 06/13/22 N0144 NJ E-ZPASS SERVICE CENTER 200.00 3247  
 79650 06/13/22 O0006 SJSHORE MARKETING, LLC 462.18 3247  
 79651 06/13/22 O0012 OCEAN CITY BD. OF EDUCATION 577.77 3247  
 79652 06/13/22 O0071 OAKS, ELIZABETH 375.00 3247  
 79653 06/13/22 O0072 ONeil, Joseph 31.75 3247  
 79654 06/13/22 P0032 PEDRONI FUEL CO. 6,075.37 3247  
 79655 06/13/22 P0076 POSTMASTER-TUCKAHOE 270.00 3247  
 79656 06/13/22 P0140 PIONEER MANUFACTURING CO, INC 1,980.00 3247  
 79657 06/13/22 P0165 PETROSH'S BIG TOP, LLC 1,430.00 3247  
 79658 06/13/22 P0170 PEACH COUNTRY MULCH 1,875.00 3247  
 79659 06/13/22 R0030 RIGGINS, INC. 10,429.78 3247  
 79660 06/13/22 R0119 RUDERMAN ROTH LLC 8,740.00 3247  
 79661 06/13/22 S0020 THE HOME DEPOT PRO 305.64 3247  
 79662 06/13/22 S0037 SCHNEIDER'S NURSERY LLC 431.00 3247  
 79663 06/13/22 S0056 SEASHORE ASPHALT CORPORATION 391.96 3247  
 79664 06/13/22 S0057 SERVICE TIRE TRUCK CENTERS 5,085.38 3247  
 79665 06/13/22 S0134 SO. JERSEY GAS COMPANY 1,290.34 3247  
 79666 06/13/22 S0139 SOUTH JERSEY WATER COND SERV 229.00 3247  
 79667 06/13/22 S0185 STOCKTON STATE COLLEGE 6,138.66 3247  
 79668 06/13/22 S0196 STEWART BUSINESS SYSTEMS LLC 1,248.48 3247

79669 06/13/22 S0201 SURRAN'S NURSERY 1,440.00 3247  
79670 06/13/22 S0239 SHORE VET. ANIMAL CONTROL LLC 2,300.00 3247  
79671 06/13/22 S0253 SAMPLE MEDIA, INC. 5,900.00 3247  
79672 06/13/22 S0269 SCHELLINGERS 4,500.00 3247  
79673 06/13/22 S0347 SUN BUM LLC 455.90 3247  
79674 06/13/22 S0358 SUPERHERO MEDIA LLC 250.00 3247  
79675 06/13/22 S0363 STARR GENERAL CONTRACTING CORP 2,141.00 3247  
79676 06/13/22 T0080 TREASURER STATE OF N.J. 3,415.00 3247  
79677 06/13/22 T0094 TREASURER STATE OF NEW JERSEY 50.00 3247  
79678 06/13/22 T0168 TOWNSHIP OF UPPER 232.81 3247  
79679 06/13/22 T0179 TUCKAHOE TURF FARMS, INC. 6,600.00 3247  
79680 06/13/22 T0192 MARSH & McLENNAN AGENCY/TRION 262.26 3247  
79681 06/13/22 T0213 TREASURER, STATE OF NEW JERSEY 149,088.55 3247  
79682 06/13/22 U0067 UT HEALTH REIMB. ACCOUNT 2,833.81 3247  
79683 06/13/22 V0013 VERIZON WIRELESS 520.29 3247  
79684 06/13/22 V0018 VILLAGE PHARMACY, INC. 330.00 3247  
79685 06/13/22 V0022 VERIZON 8,688.89 3247  
79686 06/13/22 V0024 VAL-U AUTO PARTS L.L.C. 470.18 3247  
79687 06/13/22 V0025 V.E. RALPH & SON, INC. 1,177.50 3247  
79688 06/13/22 V0027 VANORDER, ROGER 197.96 3247  
79689 06/13/22 W0087 W.B. MASON EGG HARBOR 466.15 3247  
79690 06/13/22 W0123 WIRELESS ELECTRONICS, INC. 300.00 3247  
79691 06/13/22 X0008 XEROX FINANCIAL SERVICES 446.47 3247  
79692 06/13/22 Y0008 YOUNG, DANIEL J. ESQUIRE PC 990.00 3247  
79693 06/13/22 Y0020 YOUNG, BARBARA L. 29.42 3247  
79694 06/13/22 Y0027 YOUNG, NATHANIEL 31.75 3247  
Total: 396,503.62