

**TOWNSHIP OF UPPER
2100 TUCKAHOE ROAD
PETERSBURG, NJ 08270
CAPE MAY COUNTY
MINUTES FOR FEBRUARY 13, 2023**

BUDGET WORKSHOP – 5:30 P.M.

In preparation of the 2023 Municipal Budget a budget workshop meeting was called to order this evening at 5:30 PM.

Mayor Newman read the following Open Public meeting notice into the record.

“In compliance with the Open Public Meetings Law, I wish to state that on February 10, 2023 the notice of this Budget Workshop 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. I hereby direct that this announcement be made a part of the minutes of this meeting.”

The following were present for the budget workshop meeting:

Curtis Corson	Present
Kimberly Hayes	Present
Victor Nappen	Present
Mark Pancoast	Present
Jay Newman	Present

Also present were Municipal Clerk Joanne Herron, Chief Financial Officer Barbara Ludy, Municipal Engineer Paul Dietrich, and Township Administrator Gary DeMarzo.

Township Administrator Gary DeMarzo presented a budget slideshow and stated that the 2023 proposed budget will increase \$550,000 or 2.8 cents. Of that increase, \$250,000 will go to debt service payments to enable the continuation of capital infrastructure projects, and \$300,000 will go towards health benefits and employee contractual obligations. He stated that for the average house assessed at \$300,000 the increase will equal to \$84 in municipal taxes. He further stated that for every \$1,000 in total taxes collected, the Township receives \$120.00. There was then a brief discussion during which each Committee member voiced their agreement with the proposed budget. Mayor Newman stated that the budget is ready to be introduced and will be listed on the February 27th agenda for introduction with a public hearing and adoption anticipated for March 27th.

Motion by Kimberly Hayes, second by Victor Nappen, to adjourn the budget workshop meeting. During roll call vote all five Committee members voted in the affirmative.

REGULAR MEETING OF THE TOWNSHIP COMMITTEE – 6:30 P.M.

CALL TO ORDER

SUNSHINE ANNOUNCEMENT

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

“In compliance with the Open Public Meetings Law, I wish to state that on February 10, 2023, 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 video 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

Curtis Corson	Present
Kimberly Hayes	Present
Victor Nappen	Present
Mark Pancoast	Present
Jay Newman	Present

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

APPROVAL OF MINUTES - January 23, 2023 Regular and Closed Session Minutes

Motion by Kimberly Hayes, second by Mark Pancoast, to approve the January 23, 2023 Regular and Closed Session Minutes as submitted. During roll call vote all five Committee members voted in the affirmative.

REPORT OF GOVERNING BODY MEMBERS

Victor Nappen, Committeeman, thanked the Department of Public Works for installing green lights on the building in support of the Eagles playing in the Super Bowl. He next expressed his condolences to the McCrosson family for the recent loss of Andrew McCrosson. He next thanked the Fire Companies for the invitations to their installation dinners. Lastly, he reported that a free rabies clinic will be held on Saturday February 25th from 1:00 to 3:00 at Shore Veterinarians, Hope Corson Road, Seaville.

Kimberly Hayes, Committeewoman, reported that there have been reports of small motorcycles on the football field at Caldwell Park. She requested if any residents see this happening that they report the matter to the State Police. She next reported that three baseball mounds have recently been installed and thanked the Department of Public Works for their assistance. She next reported that online registration is now open for flag football, baseball, soccer, and softball. Next, she reported that the Upper Township wrestling program hosted the first state qualifying match in South Jersey and congratulated them for that accomplishment. Lastly, she thanked the members of the South Shore Stitchers for their recent donation to the recreation trust fund in the amount of \$1,315.00.

Mark Pancoast, Committeeman, reported on a letter of commendation the Department of Public Works received for repairing a sidewalk outside of a resident's home and thanked the Department of Public Works for going above and beyond. He also thanked Public Works for installing the green lights to celebrate the Eagles.

Curtis Corson, Committeeman, gave a brief overview of the budget workshop meeting held earlier. He stated that the budget as proposed will increase 2.8 cents, equating to an approximate \$84 increase for the average home assessed at \$300,000. The budget will be introduced on February 27th with the public hearing and anticipated adoption on March 27th.

Jay Newman, Mayor, reported on a Township wide problem with low hanging wires on telephone poles. He stated that letters and calls to Verizon have yielded no results and recommended that the Township send a letter to the Board of Public Utilities requesting that the lines be repaired. The Township Administrator was directed to start the process. Next, Mr. Newman spoke about the safety hazards and other issues that have occurred as a result of the shared ZIP Codes with Dennis Township and Woodbine. He requested that the Township petition Congressman Van Drew to assist with the issue. Next, he reported that the Upper Township Rescue Squad will be holding their annual rose sale starting at 9:00 am tomorrow. Lastly, he spoke about a recent accident involving a member of the Tuckahoe Volunteer Fire Company and requested prayers for a speedy and successful recovery.

ADMINISTRATOR OVERVIEW

Gary DeMarzo, Township Administrator, thanked CFO Barbara Ludy and Registered Municipal Accountant Leon Costello for their hard work with the budget. He stated that the budget slideshow will be available to the public upon request. He next spoke about item 23 on the agenda requesting the County to install traffic calming devices on Stagecoach Road. He stated that the County has requested this Resolution and are amenable to installing the devices. He next commended the Department of Public Works for doing so many projects in house and thereby saving money.

Paul Dietrich, Township Administrator, gave a brief update on the reconstruction of Bayview Drive and Prescott Avenue project. He next reported that bids are out for the installation of storm water pumps in Strathmere and the roof replacement for the Gandy House and Tuckahoe Train Station.

CONSENT AGENDA

All Consent Agenda items listed below are routine in nature and will be enacted by one motion. If the Mayor or any Committee member wishes a particular agenda item to be considered separately, it will be removed from the consent agenda and acted on separately.

FILING OF REPORTS BY CONSENT

Motion by Kimberly Hayes, second by Victor Nappen, to accept the following reports as submitted. During roll call vote all five Committee members voted in the affirmative.

1. Animal Control
2. Clerk's Office
3. Construction Code
4. Finance Office
5. MUA Report
6. Municipal Court
7. Public Works
8. Tax Collector

RESOLUTIONS TO BE APPROVED BY CONSENT

9. Canceling and refunding tax on exempt property Block 548, Lot 6.02.

**TOWNSHIP OF UPPER
CAPE MAY COUNTY
RESOLUTION**

RESOLUTION NO. 053-2023

**CANCELING AND REFUNDING TAX ON EXEMPT PROPERTY
BLOCK 548, LOT 6.02**

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

WHEREAS, certain properties became tax exempt in the year 2023; and

WHEREAS, Jonathan Bailey is a 100% disabled American veteran residing at 16 Tyler Road, Block 548, Lot 6.02 on the municipal tax map of Upper Township, New Jersey, as of December 29, 2022; and

WHEREAS, the Department of Veterans Affairs has determined that Mr. Bailey's 100%

permanent military service-connected disability was effective July 31, 2020; and

WHEREAS, Jonathan Bailey made application on January 3, 2023 and requested a refund for the 2023 first quarter taxes paid through Shore Title Company at closing; and

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

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. 053-2023

Offered by: Hayes

Seconded by: Nappen

Adopted: February 13, 2023

Roll Call Vote:

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

CANCEL TAX 2023

BLOCK/LOT

548/6.02

AMOUNT

\$ 1,827.45

NAME

Jonathan Bailey
16 Tyler Rd.
Ocean View, NJ 08230

REFUND TAX 2023

BLOCK/LOT

548/6.02

AMOUNT

\$ 913.72

NAME

Shore Title Settlement Account
4210 Landis Ave.
Sea Isle City NJ 08243

100% Totally Disabled Veteran

10. Canceling tax on exempt property Block 453, Lot 189.

**TOWNSHIP OF UPPER
CAPE MAY COUNTY
RESOLUTION**

RESOLUTION NO. 054-2023

**CANCELING TAX ON EXEMPT PROPERTY
BLOCK 453, LOT 189**

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

WHEREAS, it is necessary to amend Resolution No. 49-2023 in order to direct the Chief Financial Officer to refund said fees to SunRun Installation Services, Inc.; and

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Upper, Cape May County, that the Chief Financial Officer is hereby directed to refund monies to SunRun Installation Services, Inc. of 202 Commerce Drive, Ste 7, Moorestown, NJ 08057, as indicated below:

VOIDED PERMIT #	BLOCK / LOT	AMOUNT
2022-0484	453/70.06	\$ 475.20

Resolution No. 055-2023

Offered by: Hayes

Seconded by: Nappen

Adopted: February 13, 2023

Roll Call Vote:

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

12. Authorizing the Mayor and Township Clerk to sign and submit a Safety Contract for participation in the Atlantic County Municipal Joint Insurance Fund 2023 Safety Incentive Program.

**TOWNSHIP OF UPPER
CAPE MAY COUNTY
RESOLUTION**

RESOLUTION NO. 056-2023

**RE: AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO
SIGN AND SUBMIT A SAFETY CONTRACT FOR PARTICIPATION IN THE
ATLANTIC COUNTY MUNICIPAL JOINT INSURANCE FUND
2023 SAFETY INCENTIVE PROGRAM**

WHEREAS, the Atlantic County Municipal Joint Insurance Fund (ACMJIF) has offered a Safety Incentive Program to participating members in order to promote workplace safety and wellness in our community; and

WHEREAS, the goal of the Safety Incentive program is to build a program that will be effective in promoting safe work practices, employee morale, and claims management; and

WHEREAS, the Township of Upper wishes to take advantage of the Safety Incentive Program and to authorize the execution and submittal of the 2023 Safety Contract to the ACMJIF; and

WHEREAS, the Safety Contract has been reviewed and approved by the Municipal Attorney and is attached hereto; 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 of the Township of Upper are hereby

authorized, directed, and empowered to sign and submit the Atlantic County Municipal Joint Insurance Fund

2023 Safety Contract.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. 056-2023

Offered by: Hayes

Seconded by: Nappen

Adopted: February 13, 2023

Roll Call Vote:

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

13. Appointing Douglas K. Walker to serve as an additional Municipal Prosecutor on an as needed basis.

**TOWNSHIP OF UPPER
CAPE MAY COUNTY
RESOLUTION**

RESOLUTION NO. 057-2023

**RE: APPOINTING DOUGLAS K. WALKER TO SERVE AS AN ADDITIONAL MUNICIPAL
PROSECUTOR ON AN AS NEEDED BASIS**

WHEREAS, a need exists to appoint an additional municipal prosecutor to serve on an as needed basis; and

WHEREAS, N.J.S.A. 2B:25-4 allows for the appointment of additional municipal prosecutors as necessary to administer justice in a timely and effective manner; and

WHEREAS, the Township has decided to acquire the services of Douglas K. Walker as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

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

WHEREAS, Douglas K. Walker has completed and submitted a Business Entity Disclosure Certification which certifies that Douglas K. Walker 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 Douglas K. Walker 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. Douglas K. Walker with offices at 15 East 8th Street, Ocean City, New Jersey is hereby appointed as an additional municipal prosecutor to serve on an as needed basis.
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 Douglas K. Walker has professional knowledge as to legal matters and municipal court matters, which knowledge is particularly valuable to the Township Committee, and this service is acquired as a non-fair and open contract pursuant to N.J.S.A. 19:44A-20.5.

NOTICE OF CONTRACT AWARD

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 Douglas K. Walker 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 the Township Clerk are hereby authorized and directed to execute, on behalf of the Township of Upper, a Professional Contract with Douglas K. Walker 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. 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. 057-2023

Offered by: Hayes

Seconded by: Nappen

Adopted: February 13, 2023

Roll Call Vote:

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

14. Authorizing the Mayor and Township Clerk to sign a contract with Phoenix Advisors, LLC for municipal advisory services.

**TOWNSHIP OF UPPER
CAPE MAY COUNTY
RESOLUTION**

RESOLUTION NO. 058-2023

**RE: AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO SIGN A CONTRACT WITH
PHOENIX ADVISORS, LLC FOR MUNICIPAL ADVISORY SERVICES**

WHEREAS, the Township has decided to acquire the services of the firm of Phoenix Advisors, LLC as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, Phoenix Advisors, LLC has submitted a proposal to the Township to provide municipal advisory services; and

WHEREAS, the Township wishes to accept said proposal and to authorize the execution of a contract with Phoenix Advisors, LLC; and

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

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

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

1. The allegations of the preamble are incorporated herein by this reference.
2. The Mayor and Township Clerk are hereby authorized, directed and empowered to

execute a contract with Phoenix Advisors, LLC in accordance with the terms and provisions of the Local Public Contracts Law, subject to and in accordance with the limitations imposed herein.

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 Phoenix Advisors, LLC has professional knowledge which is particularly valuable to the Township Committee and this service is acquired as a non-fair and open contract pursuant to N.J.S.A. 19:44A-20.5.

NOTICE OF CONTRACT AWARD

5. The Township Committee of the Township of Upper, State of New Jersey has awarded the contract without competitive bidding as a professional service pursuant to N.J.S.A. 40A:11-5(1)(a) to Phoenix Advisors, LLC for municipal advisory 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 copy of this Resolution 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. 058-2023

Offered by: Hayes

Seconded by: Nappen

Adopted: February 13, 2023

Roll Call Vote:

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

15. Authorizing a Shared Services Agreement with the Board of Fire Commissioners, Upper Township Fire District No. 2 for the purchase of gasoline/diesel fuel.

**TOWNSHIP OF UPPER
CAPE MAY COUNTY
RESOLUTION**

RESOLUTION NO. 059-2023

**RE: AUTHORIZING A SHARED SERVICES AGREEMENT WITH THE BOARD
OF FIRE COMMISSIONERS, UPPER TOWNSHIP FIRE DISTRICT NO. 2
FOR THE PURCHASE OF GASOLINE/DIESEL FUEL**

WHEREAS, the Board of Commissioners, Upper Township Fire District No. 2, (hereinafter referred to as FD#2), desires to enter into a Shared Services Agreement with the Township of Upper, (hereinafter referred to as Township), for the purchase of gasoline/diesel fuel from the Township; and

WHEREAS, the Township Committee has determined that it is in the best interest of the Township to authorize said Agreement with FD#2 as hereinafter provided; and

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

1. **SHARED SERVICES AGREEMENT.** Pursuant to the provisions of the Uniformed Shared Services Act, (N.J.S.A. 40A:65-1, et seq.), the Township is hereby authorized and empowered to enter into a Shared Services Agreement with FD#2 for the purchase of gasoline/diesel fuel from the Township.

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

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

4. **COMPLIANCE WITH STATUTORY REQUIREMENTS.** The Shared Services Agreement between FD#2 and the Township shall meet and satisfy the requirements of N.J.S.A. 40A:65-1, et seq., as same may be amended and supplemented.

5. **CONTRACT TERM.** The term of this Agreement shall be for a period of five years from the date of execution. Either party may cancel the agreement upon thirty (30) days written notice.

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

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. 059-2023

Offered by: Hayes

Seconded by: Nappen

Adopted: February 13, 2023

Roll Call Vote:

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

16. Approving the application of the Upper Township Rescue Squad for Highway Coin Drops.

**TOWNSHIP OF UPPER
CAPE MAY COUNTY
RESOLUTION**

RESOLUTION NO. 060-2023

**RE: APPROVING THE APPLICATION OF THE UPPER TOWNSHIP
RESCUE SQUAD FOR HIGHWAY COIN DROPS**

WHEREAS, the Upper Township Rescue Squad, a non-profit corporation providing emergency medical and rescue services, has made application to the Township Committee to hold coin drop solicitations in Upper Township; and

WHEREAS, approval is required from the Township of Upper and the County of Cape May; 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 application from the Upper Township Rescue Squad to hold coin drop solicitations within Upper Township on County Route 623 (Roosevelt Boulevard) between Route 9 and Vernon Avenue is hereby approved for the following dates:

Saturday, June 17, 2023 from 9:00 am to 3:00 pm

Saturday, July 1, 2023 from 9:00 am to 3:00 pm

Saturday, August 12, 2023 from 9:00 am to 3:00 pm

3. Attached to this Resolution is a certified copy of Ordinance No. 7-2001, authorizing coin drops within Upper Township enacted pursuant to N.J.S.A. 39:4-60.

4. A certified copy of this Resolution shall be provided to the Board of Commissioners of the County of Cape May.

Resolution No. 060-2023

Offered by: Hayes

Seconded by: Nappen

Adopted: February 13, 2023

Roll Call Vote:

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

17. Refund EMS ambulance billing overpayment to Blue Cross and Blue Shield of Florida, Inc.

**TOWNSHIP OF UPPER
CAPE MAY COUNTY
RESOLUTION**

RESOLUTION NO. 061-2023

RE: REFUND EMS AMBULANCE BILLING OVERPAYMENT TO BLUE CROSS AND BLUE SHIELD OF FLORIDA, INC.

WHEREAS, an overpayment has occurred in the account of an EMS ambulance billing patient, where the monies sent to the Township of Upper from Blue Cross and Blue Shield of Florida, Inc. were in excess as evidenced by the attached copy of a letter attached hereto as Exhibit A.

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Upper, Cape May County, that the refund is hereby authorized and the Chief Financial Officer is hereby directed to refund monies as indicated below:

AMOUNT
\$24.38

NAME
Blue Cross and Blue Shield of Florida, Inc.
Overpayment Recovery Receipts

Resolution No. 061-2023
Offered by: Hayes
Adopted: February 13, 2023
Roll Call Vote:

Seconded by: Nappen

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

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

**TOWNSHIP OF UPPER
CAPE MAY COUNTY
RESOLUTION**

RESOLUTION NO. 062-2023

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

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

WHEREAS, Ryan Couse 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. Ryan Couse is hereby appointed to the Division of Emergency Medical Services as a part-time Emergency Medical Technician effective February 17, 2023 at a rate of \$20.00 per hour, in accordance with the Salary Ordinance.
3. All Township officials and officers are hereby authorized and empowered to take all action deemed necessary or advisable to carry into effect the intent and purpose of this Resolution.

Resolution No. 062-2023
Offered by: Hayes
Adopted: February 13, 2023
Roll Call Vote:

Seconded by: Nappen

NAME	YES	NO	ABSTAIN	ABSENT
Corson	X			

Hayes	X			
Nappen	X			
Pancoast	X			
Newman	X			

19. Appointing Anthony Clerico, III as a part-time employee to the Upper Township Division of Emergency Medical Services.

**TOWNSHIP OF UPPER
CAPE MAY COUNTY
RESOLUTION**

RESOLUTION NO. 063-2023

**RE: APPOINTING ANTHONY CLERICO, III AS A PART-TIME EMPLOYEE TO THE UPPER
TOWNSHIP DIVISION OF EMERGENCY MEDICAL SERVICES**

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

WHEREAS, Anthony Clerico, III 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. Anthony Clerico, III is hereby appointed to the Division of Emergency Medical Services as a part-time Emergency Medical Technician effective February 20, 2023 at a rate of \$20.00 per hour, in accordance with the Salary Ordinance.
3. All Township officials and officers are hereby authorized and empowered to take all action deemed necessary or advisable to carry into effect the intent and purpose of this Resolution.

Resolution No. 063-2023

Offered by: Hayes Seconded by: Nappen

Adopted: February 13, 2023

Roll Call Vote:

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

20. Authorizing the purchase of certain items with funds from Capital Improvement Bond Ordinance No. 009-2022 in the amount of \$37,555.60.

**TOWNSHIP OF UPPER
CAPE MAY COUNTY**

RESOLUTION

RESOLUTION NO. 064-2023

RE: AUTHORIZING THE PURCHASE OF CERTAIN ITEMS WITH FUNDS FROM CAPITAL IMPROVEMENT BOND ORDINANCE NO. 009-2022 IN THE AMOUNT OF \$37,555.60

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, the Township's Qualified Purchasing Agent has reviewed and approved the quote for a 2022 Toyota Tacoma from Shore Toyota of Mays Landing, New Jersey; and

WHEREAS, the Qualified Purchasing Agent has determined and certified in writing that the value of acquisitions with Shore Toyota for the year 2023 will exceed \$17,500; and

WHEREAS, Shore Toyota has completed and submitted a Business Entity Disclosure Certification which certifies that Shore Toyota 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 Shore Toyota from making any reportable contributions through the term of the contract; and

WHEREAS, the Qualified Purchasing Agent has determined that the value of this contract will not exceed the bid threshold under the New Jersey Local Public Contracts Law; 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.

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 Shore Toyota of Mays Landing, New Jersey to purchase a 2022 Toyota Tacoma Truck in the amount of **\$37,555.60** with funds from Capital Improvement Bond Ordinance No. 009-2022.
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. 064-2023

Offered By: Hayes Seconded By: Nappen

Adopted: February 13, 2023

Roll Call Vote:

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

21. Capital Budget Amendment.

TOWNSHIP OF UPPER
COUNTY OF CAPE MAY
RESOLUTION NO. 065-2023

CAPITAL BUDGET AMENDMENT

Whereas, the local capital budget for the year 2022 was adopted on the 9th day of May, 2022; and,

Whereas, it is desired to amend said adopted capital budget section,

Now, Therefore, Be it Resolved, by the Township Committee of the Township of Upper, County of Cape May, that the following attached amendment(s) to the capital budget section of 2022 be made:

RECORDED VOTE		Corson		ABSTAIN
		Hayes		
Moved by: Hayes	AYES	Nappen	NAYS	
Second by: Nappen		Newman		
		Pancoast		ABSENT

Be it Further Resolved that two certified copies of this resolution be filed forthwith in the Office of the Director of Local Government Services.

It is hereby certified that this is a true copy of a resolution amending the capital budget section adopted by the governing body on the 13th day of February, 2023.

Certified by me this 13th day February, 2023

**CAPITAL BUDGET (Current Year Action)
2023**

PROJECT TITLE	2 PROJECT NUMBER	3 ESTIMATED TOTAL COST	4 AMOUNTS RESERVED IN PRIOR YEARS	PLANNED FUNDING SERVICES FOR CURRENT YEAR - 2023					TO BE FUNDED IN FUTURE YEARS
				Local Unit					
				Sa 2023 Budget Appropriations	Sb Capital Improvement Fund	Sc Capital Surplus	Sd Grants in Aid and Other Funds	Se Debt Authorized	
Purchase of Equipment	1	1,500,000.00	50,000.00		2,850.00			57,000.00	1,390,150.00
Road Construction & Reconstruction	2	7,000,000.00			78,500.00		335,000.00	1,905,000.00	4,681,500.00
Beach Replenishment	3	3,000,000.00	585,000.00	40,000.00	46,500.00			930,000.00	1,398,500.00
Construction/Repair of Municipal Facilities	4	2,670,000.00							2,670,000.00
Purchase of New Trash Trucks	5	1,000,000.00							1,000,000.00
Recreation Facilities Improvements	6	1,874,375.00			46,875.00			937,500.00	890,000.00
EngineerinQ Projects	7	8,315,000.00							8,315,000.00
		-							
		-							
		-							
TOTAL - THIS PAGE	xxxxx	25,359,375.00	635,000.00	40,000.00	174,725.00		335,000.00	3,829,500.00	20,345,150.00

22. Authorizing Township officials to sign agreements with OceanFirst Bank N.A. for various accounts for the Upper and Dennis Township Municipal Courts with regard to banking services.

**TOWNSHIP OF UPPER
CAPE MAY COUNTY
RESOLUTION**

RESOLUTION NO. 066-2023

**RE: AUTHORIZING TOWNSHIP OFFICIALS TO SIGN AGREEMENTS
WITH OCEANFIRST BANK N.A. FOR VARIOUS ACCOUNTS FOR THE
UPPER AND DENNIS TOWNSHIP MUNICIPAL COURTS
WITH REGARD TO BANKING SERVICES**

WHEREAS, the Township of Upper has designated OceanFirst Bank N.A. as an approved depository for the Municipality’s funds for the performance of banking transactions; and

WHEREAS, OceanFirst Bank N.A. has provided to the Township agreements for various accounts for the Upper and Dennis Township Municipal Courts; and

WHEREAS, the Township wishes to accept and authorize the appropriate officials to execute the agreements with OceanFirst Bank N.A.; and

WHEREAS, the agreements have been reviewed and approved by the Chief Financial Officer and will be attached hereto and made a part of this Resolution; 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 agreements between the Township and OceanFirst Bank N.A. are hereby approved and all appropriate and necessary Township officials are hereby authorized, directed and empowered to execute said agreements on behalf of the Township of Upper.
3. The Township Clerk is further authorized, directed, and empowered to sign and seal said Agreements with the seal of the Township of Upper.
4. All Township officials and officers are hereby authorized and empowered to take all action deemed necessary or advisable to carry into effect the intent and purpose of this Resolution.

Resolution No. 066-2023

Offered by: Hayes

Seconded by: Nappen

Adopted: February 13, 2023

Roll Call Vote:

NAME	YES	NO	ABSTAIN	ABSENT
Corson	X			
Hayes	X			

Nappen	X			
Pancoast	X			
Newman	X			

23. Supporting the installation of traffic calming devices on Stagecoach Road, County Route 667.

**TOWNSHIP OF UPPER
CAPE MAY COUNTY
RESOLUTION**

RESOLUTION NO. 067-2023

**RE: SUPPORTING THE INSTALLATION OF TRAFFIC CALMING DEVICES ON
STAGECOACH ROAD, COUNTY ROUTE 667**

WHEREAS, the Township Committee of the Township of Upper has recognized that speeding along Stagecoach Road, CR 667, has greatly increased causing dangerous conditions; and

WHEREAS, in order to ensure the safety of residents and the general public, the Township Committee of the Township of Upper strongly recommends the County take additional speed calming measures and is requesting the installation of a pair of radar feedback signs on Stagecoach Road, CR 667, between Evergreen Drive and Wyndom Way; and

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

1. The allegations of the preamble are incorporated herein by this reference.
2. The Township Committee hereby requests all Cape May County officials to take action forthwith to implement the installation of a pair of radar feedback signs on Stagecoach Road, CR 667, between Evergreen Drive and Wyndom Way.
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.
4. A copy of this Resolution shall be forwarded to the appropriate Cape May County Officials.

Resolution No. 067-2023

Offered by: Hayes

Seconded by: Nappen

Adopted: February 13, 2023

Roll Call Vote:

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

24. Adopting revisions to the Upper Township Personnel Policies and Procedures Manual Loss Control Policy.

**TOWNSHIP OF UPPER
CAPE MAY COUNTY
RESOLUTION**

RESOLUTION NO. 068-2023

**RE: ADOPTING REVISIONS TO THE UPPER TOWNSHIP
PERSONNEL POLICIES AND PROCEDURES MANUAL LOSS CONTROL POLICY**

WHEREAS, the Township Committee of the Township of Upper has determined there is a need to adopt revisions to the Township’s Personnel Policies and Procedures Manual (the “Manual”) to revise the section entitled “Loss Control Policy” (the “Policy”); and

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

WHEREAS, the Township Committee has determined that these revisions should be adopted to revise the existing Township Personnel Policies and Procedures Manual Loss Control Policy; and

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

1. The allegations of the preamble are incorporated herein by this reference.
2. The revisions to the Personnel Policies and Procedures Manual Loss Control Policy set forth in the attached Exhibit A are hereby adopted and approved and modify the existing personnel policies, procedures, manuals and handbooks of the Township. Said revisions shall replace in its entirety the Policy set forth in the Manual.
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. 068-2023

Offered by: Hayes

Seconded by: Nappen

Adopted: February 13, 2023

Roll Call Vote:

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

RESOLUTIONS TO BE ACTED ON SEPARATELY

25. Approving the application of the Marmora Volunteer Fire Company for Highway Coin Drops.

**TOWNSHIP OF UPPER
CAPE MAY COUNTY
RESOLUTION**

RESOLUTION NO. 069-2023

**RE: APPROVING THE APPLICATION OF THE MARMORA
VOLUNTEER FIRE CO. FOR HIGHWAY COIN DROPS**

WHEREAS, the Marmora Volunteer Fire Co., a non-profit corporation providing firefighting services, has made application to the Township Committee to hold coin drop solicitations in Upper Township; and

WHEREAS, the Township Committee has approved the requests; and

WHEREAS, the requests require approval from the County of Cape May and the State of New Jersey;

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 application of the Marmora Volunteer Fire Co. to hold a coin drop within Upper Township at Roosevelt Boulevard from the intersection of Vernon Road (Garden State Parkway Southbound Entrance/Exit) to the end of the shopping plaza is hereby approved for the following dates:

Saturday, May 27, 2023 from 9:00 am to 3:00 pm;

Saturday, July 29, 2023 from 9:00 am to 3:00 pm;

Saturday, August 19, 2023 from 9:00 am to 3:00 pm

3. Attached to this Resolution is a certified copy of Ordinance No. 7-2001, authorizing coin drops within Upper Township enacted pursuant to N.J.S.A. 39:4-60.

4. A certified copy of this Resolution shall be provided to the Cape May County Board of Commissioners.

Resolution No. 069-2023

Offered by: Hayes Seconded by: Nappen

Adopted: February 13, 2023

Roll Call Vote:

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

26. Declaring the Gypsy Moth a public nuisance and public hearing. **During the public hearing portion there were the following speakers:**

Blanch Adams, Steelmantown, inquired if a resident can opt out of having their property sprayed. It was stated that a resident would need to contact the Township Engineer, and he and the Department of Agriculture would review the issue.

Craig Reeves, Steelmantown, stated that his property has been infested with gypsy moths for the past two years and requested that the Department of Agriculture survey his property. The Township Engineer stated that Mr. Reeves property will be added to the list for next year.

There were no more speakers and Mayor Newman closed the public hearing.

**TOWNSHIP OF UPPER
CAPE MAY COUNTY
RESOLUTION**

RESOLUTION NO. 070-2023

**DECLARING THE GYPSY MOTH A PUBLIC NUISANCE
AND PUBLIC HEARING**

WHEREAS, the gypsy moth *Lymantria dispar*, has been found heavily defoliating tree and plant growth in the Township of Upper; and

WHEREAS, continued destruction of foliage may result in loss of valuable forest lands and trees; and

WHEREAS, the Township Committee of the Township of Upper has determined that a gypsy moth control program should be instituted with the State of New Jersey Department of Agriculture and that application for any Federal or State funds available be authorized; and

NOW, THEREFORE, BE IT HEREBY RESOLVED, by the Township Committee of the Township of Upper that the gypsy moth is declared to be a public nuisance and the protection of vegetation or plant life therefrom is deemed to be a subject matter of public welfare, and that all measures deemed necessary, in compliance with the State of New Jersey Department of Agriculture recommendations, is hereby authorized to suppress this forest and shade tree pest.

Resolution No. 070-2023

Offered by: Hayes

Seconded by: Nappen

Adopted: February 13, 2023

Roll Call Vote:

NAME	YES	NO	ABSTAIN	ABSENT
Corson	X			
Hayes	X			
Nappen	X			
Pancoast	X			

Newman	X			
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ORDINANCES

27. **Introduction and first reading of Ordinance 002-2023 RE: BOND ORDINANCE AUTHORIZING THE COMPLETION OF VARIOUS CAPITAL IMPROVEMENTS AND THE ACQUISITION OF VARIOUS PIECES OF CAPITAL EQUIPMENT IN AND FOR THE TOWNSHIP OF UPPER, COUNTY OF CAPE MAY, NEW JERSEY; APPROPRIATING THE SUM OF \$3,494,500, THEREFOR; AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OR BOND ANTICIPATION NOTES OF THE TOWNSHIP OF UPPER, COUNTY OF CAPE MAY, NEW JERSEY, IN THE AGGREGATE PRINCIPAL AMOUNT OF UP TO \$3,319,775; MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING.** Motion by Kimberly Hayes, second by Mark Pancoast, to introduce Ordinance No. 002-2023 with a public hearing and final adoption scheduled for March 13, 2023. During roll call vote all five Committee members voted in the affirmative.

**TOWNSHIP OF UPPER
CAPE MAY COUNTY
ORDINANCE**

ORDINANCE NO. 002-2023

BOND ORDINANCE AUTHORIZING THE COMPLETION OF VARIOUS CAPITAL IMPROVEMENTS AND THE ACQUISITION OF VARIOUS PIECES OF CAPITAL EQUIPMENT IN AND FOR THE TOWNSHIP OF UPPER, COUNTY OF CAPE MAY, NEW JERSEY; APPROPRIATING THE SUM OF \$3,494,500, THEREFOR; AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OR BOND ANTICIPATION NOTES OF THE TOWNSHIP OF UPPER, COUNTY OF CAPE MAY, NEW JERSEY, IN THE AGGREGATE PRINCIPAL AMOUNT OF UP TO \$3,319,775; MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING

BE IT ORDAINED by the Township Committee of the Township of Upper, County of Cape May, New Jersey (not less than two-thirds of all the members thereof affirmatively concurring), pursuant to the provisions of the Local Bond Law, Chapter 169 of the Laws of 1960 of the State of New Jersey, as amended and supplemented ("Local Bond Law"), as follows:

Section 1. The purposes described in Section 7 hereof are hereby authorized as general improvements to be made or acquired by the Township of Upper, County of Cape May, New Jersey ("Township").

Section 2. It is hereby found, determined and declared as follows:

- (a) the estimated amount to be raised by the Township from all sources for the purposes stated in Section 7 hereof is \$3,494,500;
- (b) the estimated amount of bonds or bond anticipation notes to be issued for the purposes stated in Section 7 hereof is \$3,319,775; and
- (c) a down payment in the amount of \$174,725 for the purposes stated in Section 7 hereof is currently available in accordance with the requirements of Section 11 of the Local Bond Law, N.J.S.A. 40A:2-11.

Section 3. The sum of \$3,319,775, to be raised by the issuance of bonds or bond anticipation notes, together with the sum of \$174,725, which amount represents the required down payment, are hereby appropriated for the purposes stated in this bond ordinance ("Bond Ordinance").

Section 4. The issuance of negotiable bonds of the Township in an amount not to exceed \$3,319,775 to finance the costs of the purposes described in Section 7 hereof is hereby authorized. Said bonds shall be sold in accordance with the requirements of the Local Bond Law.

Section 5. In order to temporarily finance the purposes described in Section 7 hereof, the issuance of bond anticipation notes of the Township in an amount not to exceed \$3,319,775 is hereby authorized. Pursuant to the Local Bond Law, the Chief Financial Officer is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale and to deliver the same to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their date to delivery thereof. The Chief Financial Officer is hereby directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this Bond Ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

Section 6. The amount of the proceeds of the obligations authorized by this Bond Ordinance, which may be used for the payment of interest on such obligations, accounting, engineering, legal fees and other items as provided in Section 20 of the Local Bond Law, N.J.S.A. 40A:2-20, shall not exceed the sum of \$665,000.

Section 7. The improvements hereby authorized and the purposes for which said obligations are to be issued; the estimated costs of each said purpose; the amount of down payment for each said purpose; the amount of available grants for each said purpose; the maximum amount obligations to be issued for each said purpose and the period of usefulness of each said purpose within the limitations of the Local Bond Law are as follows:

	<u>Purpose/Improvement</u>	<u>Estimated Total Cost</u>	<u>Down Payment</u>	<u>Amount of Obligations</u>	<u>Period of Usefulness</u>
A.	Completion of various Improvements and Upgrades to Recreation Facilities at the Township Community Center and various Parks and Athletic Fields in the Township, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto.	\$937,500	\$46,875	\$890,625	15 years
B.	Beach replenishment and improvements for Strathmere Beach in the Township, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto.	930,000	46,500	883,500	15 years
C.	Repaving and resurfacing of various roads in the Township, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto, all as more particularly described in the plans on file with the Township Engineer.	1,570,000	78,500	1,491,500	10 years
D.	Acquisition of Beach Patrol and EMS Vehicles and CPR Machine for the EMS Division, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto.	57,000	2,850	54,150	5 years
	Total	\$3,494,500	\$174,725	\$3,319,775	

Section 8. Grants or monies received from any governmental entity, if any, will be applied to the payment of, or repayment of, obligations issued to finance, the costs of improvements described in Section 7

above.

Section 9. The average period of useful life of the several purposes for the financing of which this Bond Ordinance authorizes the issuance of bonds or bond anticipation notes, taking into consideration the respective amounts of bonds or bond anticipation notes authorized for said several purposes is not less than 12.59 years.

Section 10. The supplemental debt statement provided for in Section 10 of the Local Bond Law, N.J.S.A. 40A:2-10, was duly filed in the office of the Clerk prior to the passage of this Bond Ordinance on first reading and a complete executed duplicate original thereof has been filed in the Office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. The supplemental debt statement shows that the gross debt of the Township, as defined in Section 43 of the Local Bond Law, N.J.S.A. 40A:2-43, is increased by this Bond Ordinance by \$3,319,775 and that the obligations authorized by this Bond Ordinance will be within all debt limitations prescribed by said Local Bond Law.

Section 11. The full faith and credit of the Township are irrevocably pledged to the punctual payment of the principal of and interest on the bonds or bond anticipation notes authorized by this Bond Ordinance, and to the extent payment is not otherwise provided, the Township shall levy ad valorem taxes on all taxable real property without limitation as to rate or amount for the payment thereof.

Section 12. The applicable Capital Budget of the Township is hereby amended to conform with the provisions of this Bond Ordinance to the extent of any inconsistency therewith, and the resolution promulgated by the Local Finance Board showing full detail of the amended applicable Capital Budget and Capital Program as approved by the Director of the Division of Local Government Services, is on file with the Clerk and available for inspection.

Section 13. The Township hereby declares its intent to reimburse itself from the proceeds of the bonds or bond anticipation notes authorized by this Bond Ordinance pursuant to Income Tax Regulation Section 1.150-2(e), promulgated under the Internal Revenue Code of 1986, as amended ("Code"), for "original expenditures", as defined in Income Tax Regulation Section 1.150-2(c)(2), made by the Township prior to the issuance of such bonds or bond anticipation notes.

Section 14. The Township hereby covenants as follows:

(a) it shall take all actions necessary to ensure that the interest paid on the bonds or bond anticipation notes authorized by the Bond Ordinance is exempt from the gross income of the owners thereof for federal income taxation purposes, and will not become a specific item of tax preference pursuant to Section 57(a)(5) of the Code;

(b) it will not make any use of the proceeds of the bonds or bond anticipation notes or do or suffer any other action that would cause the bonds or bond anticipation notes to be "arbitrage bonds" as such term is defined in Section 148(a) of the Code and the Regulations promulgated thereunder;

(c) it shall calculate or cause to be calculated and pay, when due, the rebatable arbitrage with respect to the "gross proceeds" (as such term is used in Section 148(f) of the Code) of the bonds or bond anticipation notes;

(d) it shall timely file with the Internal Revenue Service, such information report or reports as may be required by Sections 148(f) and 149(e) of the Code; and

(e) it shall take no action that would cause the bonds or bond anticipation notes to be "federally guaranteed" within the meaning of Section 149(b) of the Code.

Section 15. The improvements authorized hereby are not current expenses and are improvements that the Township may lawfully make. No part of the cost of the improvements authorized hereby has been or shall be specially assessed on any property specially benefited thereby.

Section 16. In accordance with the Local Bond Law, this Bond Ordinance shall take effect twenty (20) days after the first publication thereof after final passage.

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 13th DAY OF FEBRUARY, 2023 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 13th DAY OF MARCH, 2023 AT 6:30 P.M. AT THE TOWNSHIP HALL, PETERSBURG, NEW JERSEY.

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

28. **Introduction and first reading of Ordinance No. 003-2023 RE: AN ORDINANCE AMENDING REVISED GENERAL ORDINANCE CHAPTER III (POLICE REGULATIONS) AND CHAPTER X (BUILDING AND HOUSING) OF THE CODE OF UPPER TOWNSHIP.** Motion by Curtis Corson, second by Mark Pancoast, to introduce Ordinance No. 003-2023 with a public hearing and final adoption scheduled for March 13, 2023. 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. 003-2023

**RE: AN ORDINANCE AMENDING REVISED GENERAL ORDINANCE
CHAPTER III (POLICE REGULATIONS) AND CHAPTER X (BUILDING AND HOUSING)
OF THE CODE OF UPPER TOWNSHIP**

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 3 of the Revised General Ordinance of the Township of Upper, also known as the Code of Upper Township, shall be amended and supplemented as hereinafter provided:

3-17.3 Determination of Unreasonable or Unnecessary Noise.

Revise and replace the following in Section 3-17.3(g)(2):

1. Power tools, landscaping and/or yard-maintenance equipment used by nonresidential operators (i.e., commercial operators), excluding emergency work, shall not be operated on a residential, commercial, or industrial property during the following hours:

Labor Day through Memorial Day (Exclusive):

Monday through Saturday, all Zones: Before 7:00 a.m. or after 7:00 p.m.

Sunday, all Zones: Before 9:00 a.m. or after 6:00 p.m.

Memorial Day through Labor Day (Inclusive):

Monday through Saturday, Resort Residential (RR) and Resort Commercial (RC) Zones: Before 8:00 a.m. or after 6:00 p.m.

Monday through Saturday, all Zones except RR and RC: Before 7:00 a.m. or after 9:00 p.m.

Sunday and Official Holidays, RR and RC Zones: no work is permitted.

Sunday, all Zones except RR and RC: Before 9:00 a.m. or after 6:00 p.m.

All motorized equipment used in these activities shall be operated with a muffler and/or sound-reduction device consistent with the manufacturer specifications for such motorized equipment.

Revise and replace the following in Section 3-17.3(g)(3):

2. All construction and demolition activity, excluding emergency work, roadway work authorized by the Township, N.J. Department of Transportation or the County of Cape May, or beachfill operations authorized by the U.S. Army Corps of Engineers or N.J. Department of Environmental Protection, shall not be performed during the following hours:

Labor Day through Memorial Day (Exclusive):

Monday through Saturday, all Zones: Before 7:00 a.m. or after 9:00 p.m.

Sunday, all Zones: Before 9:00 a.m. or after 6:00 p.m.

Memorial Day through Labor Day (Inclusive):

Monday through Saturday, Resort Residential (RR) and Resort Commercial (RC) Zones: Before 8:00 a.m. or after 6:00 p.m.

Monday through Saturday, all Zones except RR and RC: Before 7:00 a.m. or after 9:00 p.m.

Sunday and Official Holidays, RR and RC Zones: no work is permitted.

Sunday, all Zones except RR and RC: Before 9:00 a.m. or after 6:00 p.m.

All motorized equipment used in construction and demolition activity shall be operated with a muffler and/or sound-reduction device consistent with the manufacturer specifications for such motorized equipment. The Township Committee may authorize construction and demolition activities outside of the normally permitted hours subject to such conditions as may be imposed by the Township Committee.

SECTION 2. Chapter 10, Section 6.6, 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:

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

Revise and replace the following in Section 10-6.6:

Pile installation and demolition activity shall only be permitted within the Township of Upper in accordance with Section 3-17.3(g)(3).

SECTION 3: REPEALER: All Ordinances or parts of Ordinances which are in conflict or inconsistent herewith are hereby repealed to the extent of such inconsistency or conflict 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: EFFECTIVE DATE: This Ordinance shall take effect upon final adoption and publication as required by law.

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

NOTICE IS HEREBY GIVEN THAT THE FOREGOING ORDINANCE WAS INTRODUCED FOR FIRST READING AT A MEETING OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF UPPER HELD ON THE 13th DAY OF FEBRUARY, 2023 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 13th DAY OF MARCH, 2023 AT 6:30 P.M. AT THE TOWNSHIP HALL, PETERSBURG, NEW JERSEY.

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

CORRESPONDENCE

NEW BUSINESS

29. Parish of Saint Maximilian Kolbe request to hold Raffle RA #553 on August 14, 2023. **Motion by Curtis Corson, second by Kimberly Hayes, to approve the request. During roll call vote all five Committee members voted in the affirmative.**
30. Ocean City Crew Boosters request to hold Raffle RA #554 and Bingo BA #555 on March 4, 2023 at the Upper Township Community Center. **Motion by Kimberly Hayes, second by Victor Nappen, to approve the request. During roll call vote all five Committee members voted in the affirmative.**
31. Strathmere 4th of July Parade along Commonwealth Avenue from Prescott Avenue to Williams Avenue from 10:00 a.m. to 11:30 a.m. **Motion by Kimberly Hayes, second by Victor Nappen, to approve the request. During roll call vote all five Committee members voted in the affirmative.**
32. Upper Township Community Center Lease Agreement. **The Municipal Attorney reported that the lease agreement with the County will expire in August of this year. Pursuant to the lease agreement if the Township wishes to renew the agreement for another term, they must notify the County in writing six months before the expiration. Motion by Kimberly Hayes, second by Mark Pancoast, to notify the County of the Township's willingness to renew the lease agreement. During roll call vote all five Committee members voted in the affirmative.**

UNFINISHED BUSINESS

PAYMENT OF BILLS

33. "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 Kimberly Hayes, second by Mark Pancoast. During roll call vote all five Committee members voted in the affirmative.**

Bills approved for payment: \$1,139,292.45
Payroll: \$175,173.18

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

* **Barbara Leary, Seaville**, read a statement into the record and requested the Mayor to join the call to action and add his name to the list of concerned officials requesting a moratorium on offshore wind development.

Nathalie Neiss, Petersburg, spoke regarding her objection to the Zoning Board's actions on a recent matter relating to the rezoning of a proposed development on Route 50. It was stated that the Zoning Board is an autonomous board, and the Township Committee cannot comment on the matter.

Janet McMahon, Marmora, spoke regarding the budget workshop and the number of employees in the Township.

CLOSED SESSION

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

**TOWNSHIP OF UPPER
RESOLUTION NO. 071-2023
MOTION GOING INTO CLOSED SESSION
FEBRUARY 13, 2023**

I hereby move that a resolution be incorporated into the minutes authorizing the Township Committee to enter into an executive session for the following matters pursuant to the Open Public Meetings Act:

MATTERS

1. Personnel
2. Contract negotiation - Animal Control
3. Contract negotiation - J.P. Bainbridge, Appraisal Services
4. Contract negotiation - Danziger & Markhoff, Actuarial Services
5. Contract negotiation - Frank L. Corrado, Special Legal Counsel
6. Contract negotiation - Thomas G. Smith, Special Legal Counsel
7. Contract negotiation - GMS Law, In Rem Foreclosure Matters
8. Contract negotiation - Parker McCay, Bond Counsel
9. Contract negotiation - Conflict Engineer
10. Contract negotiation - Right to Know Inventory
11. Contract negotiation - Municipal Attorney
12. Potential litigation - Cape May County Agriculture Development Board

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 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.
- D. With respect to this litigation matter such discussions will be made public when litigation is complete and the applicable appeal period has expired

Moved by: Mark Pancoast

Motion seconded by: Kimberly Hayes

Roll Call Vote with all five Committee members voting in the affirmative.

RECONVENE PUBLIC PORTION OF MEETING

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

Municipal Attorney Daniel Reeves formally tendered his resignation as Municipal Attorney and stated that he is resigning from his firm in order to open his own firm. He thanked the Committee for the opportunity to serve. Mayor Newman thanked Mr. Reeves for his work. Committeeman Corson also thanked Mr. Reeves and stated that it has been an honor to work with him.

RESOLUTIONS TO BE ACTED ON AFTER CLOSED SESSION

35. Appointing Anthony P. Monzo, Esquire and the law firm Monzo Catanese Hillegass P.C. as Municipal Attorney.

Committeeman Corson stated that he believes Mr. Monzo is more than qualified for the position, however, he would have liked to have been involved in the decision process before a replacement for Mr. Reeves was chosen.

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

RESOLUTION NO. 072-2023

**RE: APPOINTING ANTHONY P. MONZO, ESQUIRE AND THE LAW FIRM
MONZO CATANESE HILLEGASS P.C. AS MUNICIPAL ATTORNEY**

WHEREAS, N.J.S.A. 40A:9-139 requires every municipality to appoint a Municipal Attorney and provides for a term of office of one (1) year, unless otherwise provided by law; and

WHEREAS, Daniel S. Reeves, of the law firm Monzo Catanese Hillegass, P.C., was appointed Municipal Attorney for the Township of Upper at the reorganization meeting on January 6, 2023 for a term of one (1) year; and

WHEREAS, Daniel S. Reeves has tendered his resignation from said law firm and from the position as Municipal Attorney; and

WHEREAS, the Township Committee has decided to appoint Anthony P. Monzo, Esquire and the law firm Monzo Catanese Hillegass, P.C. to serve as Municipal Attorney as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, Anthony P. Monzo, Esquire and the law firm Monzo Catanese Hillegass, P.C. have completed and submitted a Business Entity Disclosure Certification which certifies that Anthony P. Monzo and Monzo Catanese Hillegass, P.C. have not made any reportable contributions pursuant to N.J.S.A. 19:44A-1 et seq. that, pursuant to P.L. 2004, c.19, would bar the award of the contract, and that Anthony P. Monzo, Esquire and Monzo Catanese Hillegass, P.C. shall not make any such reportable contributions during 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. Anthony P. Monzo, Esquire and the law firm Monzo Catanese Hillegass, P.C., with offices at 211 Bayberry Drive, Suite 2A, shall serve as Municipal Attorney for the Township of Upper effective February 13, 2023.
3. The Mayor and the Township Clerk are hereby authorized and directed to execute, on behalf of the Township of Upper, a Professional Contract with Anthony P. Monzo, Esquire and the law firm Monzo Catanese Hillegass, P.C., in accordance with the terms and provisions of the Local Public Contracts Law, subject to and in accordance with the limitations imposed herein.
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 Anthony P. Monzo, Esquire and the law firm Monzo Catanese Hillegass, P.C. have professional knowledge as to legal matters which knowledge is particularly valuable to the Township Committee and this service is acquired as a non-fair and open contract pursuant to N.J.S.A. 19:44A-20.5.

NOTICE OF CONTRACT AWARD

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 Anthony P. Monzo, Esquire and the law firm Monzo Catanese Hillegass, P.C. 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. 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.

8. This Resolution shall be effective as of adoption.

Resolution No. 072-2023

Offered by: Hayes

Seconded by: Pancoast

Adopted: February 13, 2023

Roll Call Vote:

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

36. Authorizing a contract with Consulting and Municipal Engineers, LLC for engineering services.

**TOWNSHIP OF UPPER
CAPE MAY COUNTY
RESOLUTION**

RESOLUTION NO. 073-2023

**RE: AUTHORIZING A CONTRACT WITH CONSULTING AND MUNICIPAL ENGINEERS, LLC
FOR ENGINEERING SERVICES**

WHEREAS, the Township requires professional engineering services for matters in which the regular Township Engineer has a conflict; and

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

WHEREAS, the Township has decided to acquire the services of Consulting and Municipal Engineers, LLC, hereinafter referred to as “CME”, as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, CME has completed and submitted a Business Entity Disclosure Certification which certifies that CME 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 CME 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 Consulting and Municipal Engineers, LLC with offices at 203 South Main Street, Cape May Court House, NJ 08210, for engineering services for matters in which the Township Engineer has a conflict.

3. The contract shall have a term of one (1) year from date of full execution.

4. This Contract is awarded without competitive bidding as a “professional service” in accordance with N.J.S.A. 40A:11-5(1)(a) of the New Jersey Local Public Contract Law because CME has professional knowledge as to engineering issues which knowledge is particularly valuable to the Township Committee and this service is acquired as a non-fair and open contract pursuant to N.J.S.A. 19:44A-20.5.

NOTICE OF CONTRACT AWARD

5. The Township Committee of the Township of Upper, State of New Jersey has awarded the contract without competitive bidding as a professional service pursuant to N.J.S.A. 40A:11-5(1)(a) to CME for engineering services. This contract and the resolution authorizing same shall be available for public inspection in the office of the municipal clerk of the Township of Upper, State of New Jersey.

6. A certificate from the Chief Financial Officer of Upper Township showing the availability of adequate funds for this contract and showing the line-item appropriation of the official budget to which this contract will be properly charged has been provided to the governing body and shall be attached to this Resolution and kept in the files of the municipal clerk.

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

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

9. This Resolution shall be effective as of adoption.

Resolution No. 073-2023

Offered by: Hayes

Seconded by: Newman

Adopted: February 13, 2023

Roll Call Vote:

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

ADJOURNMENT

There being no further business this evening the meeting was adjourned at 8:20 P.M., with a motion by Kimberly Hayes, second by Jay Newman, and all five Committee members voting in the affirmative. The next regular Committee meeting is scheduled for February 27, 2023 at 4:30 P.M.

Minutes prepared by,

Joanne R. Herron, RMC
Municipal Clerk

BILLS

80897 02/13/23 A0018 ACTION SUPPLY INC. 1,333.76 3279
80898 02/13/23 A0025 ADVANTAGE RENTAL & SALES 639.48 3279
80899 02/13/23 A0061 ASSOC. CERT. TAX ASSESSORS CMC 660.00 3279
80900 02/13/23 A0072 AN ENCHANTING FLORIST 577.91 3279
80901 02/13/23 A0091 ATLANTIC CITY ELECTRIC 30,467.90 3279
80902 02/13/23 A0193 ATLANTIC INVESTIGATIONS, LLC 101.00 3279
80903 02/13/23 A0202 ACTIVE 911, INC 2,432.75 3279
80904 02/13/23 A0212 ANCERO, LLC 5,748.27 3279
80905 02/13/23 A0225 AUTOZONE NORTHEAST LLC 784.88 3279
80906 02/13/23 A0235 AMAZON CAPITAL SERVICES, INC. 870.05 3279
80907 02/13/23 A0236 ALENCO FENCE & LUMBER CORP. 225.00 3279
80908 02/13/23 A0239 AT&T MOBILITY NAT'L ACCTS LLC 120.69 3279
80909 02/13/23 A0248 AIRESRING, INC. 2,751.38 3279
80910 02/13/23 B0035 BELMONT & CRYSTAL SPRINGS 44.67 3279
80911 02/13/23 B0076 BOND,LAURENCE E. 768.79 3279
80912 02/13/23 B0092 BROKER, EUGENE JR. 4,082.40 3279
80913 02/13/23 B0093 BARRY,CORRADO & GRASSI,PC 472.50 3279
80914 02/13/23 B0160 BONNER, ROSEMARY 2,041.20 3279
80915 02/13/23 B0220 BERGEY'S TRUCK CENTERS 949.68 3279
80916 02/13/23 B0284 BUTTERWOOD TREE SERVICE LLC 1,200.00 3279
80917 02/13/23 B0287 BIGLEAF NETWORKS, INC. 1,258.54 3279
80918 02/13/23 B0288 KINGBARNES LLC 1,832.50 3279
80919 02/13/23 C0009 CAPE MAY COUNTY TCTA 100.00 3279
80920 02/13/23 C0010 CMC MUNICIPAL JUDGES ASSOC 75.00 3279
80921 02/13/23 C0019 CITY OF OCEAN CITY 65,258.00 3279
80922 02/13/23 C0042 CAMPBELL SUPPLY COMPANY 2,717.46 3279
80923 02/13/23 C0068 COMCAST 1,966.33 3279
80924 02/13/23 C0122 CMC LEAGUE OF MUNICIPALITIES 550.00 3279
80925 02/13/23 C0124 CMC MUNICIPAL CLERK'S ASSOC. 250.00 3279
80926 02/13/23 C0182 CDW GOVERNMENT, INC 607.10 3279
80927 02/13/23 C0223 CASA PAYROLL SERVICE 143.50 3279
80928 02/13/23 C0278 TIFFANY A. CUVIELLO, PP, LLC 125.00 3279
80929 02/13/23 C0279 CASA REPORTING SERVICES LLC 264.00 3279
80930 02/13/23 C0307 CNS ACQUISITION CORPORATION 875.00 3279
80931 02/13/23 C0342 Country Shores Women's Club 300.00 3279
80932 02/13/23 D0016 DALEYS PIT 100.00 3279
80933 02/13/23 D0071 DLT SOLUTIONS LLC 1,210.30 3279
80934 02/13/23 D0237 DIETZ, KERRY 125.00 3279
80935 02/13/23 D0240 DEVLIN, EDMUND F. 1,048.85 3279
80936 02/13/23 E0079 EVANS III, WILLIAM 149.24 3279
80937 02/13/23 E0080 EISELE, LUKE 239.98 3279
80938 02/13/23 E0099 EASTERN EQUIPMENT SERVICES LLC 92.88 3279
80939 02/13/23 F0048 LESLIE G. FOGG INC 432.60 3279
80940 02/13/23 F0237 FRED HARZ AND SON INC. 1,469.94 3279
80941 02/13/23 G0016 GARDNER HARDWARE INC. 79.98 3279
80942 02/13/23 G0028 GENTILINI FORD, INC. 49,787.90 3279
80943 02/13/23 G0086 W.W. GRAINGER, INC. 687.45 3279
80944 02/13/23 G0120 PATRICK F. MARTIN 1,966.58 3279
80945 02/13/23 G0147 GREATAMERICA FINANCIAL SVCS. 165.00 3279
80946 02/13/23 G0204 GENERAL CODE 4,785.46 3279
80947 02/13/23 H0073 HOME DEPOT CRC/GECF 465.00 3279
80948 02/13/23 K0020 KENNEY,EDWARD 4,286.40 3279
80949 02/13/23 K0103 KYOCERA DOCUMENT SOLUTIONS 144.67 3279
80950 02/13/23 K0117 KRONOS SAASHR, INC. 12,250.00 3279
80951 02/13/23 L0080 LOWES, INC. 140.53 3279
80952 02/13/23 M0076 MGL PRINTING SOLUTIONS 250.00 3279
80953 02/13/23 M0088 MC SYSTEMS SOFTWARE LLC 1,600.00 3279
80954 02/13/23 M0188 MCCARTHY TIRE SERVICE OF PHILA 5,986.06 3279

80955 02/13/23 M0277 EQUITABLE FINANCIAL LIFE INS. 181.80 3279
80956 02/13/23 M0308 McHENRY PRESSURE CLEAN SYSTEMS 3,259.52 3279
80957 02/13/23 N0004 NJ-AMERICAN WATER CO. 105.83 3279
80958 02/13/23 N0043 NAPA AUTO PARTS 1,224.90 3279
80959 02/13/23 N0100 N.J. LEAGUE OF MUNICIPALITIES 115.00 3279
80960 02/13/23 N0125 N.J. REGISTRAR'S ASSOCIATION 50.00 3279
80961 02/13/23 N0143 NATIONAL TIME SYSTEMS 365.85 3279
80962 02/13/23 N0144 NJ E-ZPASS SERVICE CENTER 200.00 3279
80963 02/13/23 N0154 NEW HORIZON COMMUNICATIONS 841.69 3279
80964 02/13/23 O0028 OAR HOUSE LLC 1,919.00 3279
80965 02/13/23 P0032 PEDRONI FUEL CO. 5,236.77 3279
80966 02/13/23 P0136 POSTNET 13.50 3279
80967 02/13/23 P0166 PARKER MCCAY P.A. 8,124.00 3279
80968 02/13/23 R0030 RIGGINS, INC. 12,907.05 3279
80969 02/13/23 R0136 RUTGERS, THE STATE UNIVERSITY 566.00 3279
80970 02/13/23 S0015 SMYTH, PATRICIA 30.00 3279
80971 02/13/23 S0018 SUBURBAN PROPANE, LP 497.49 3279
80972 02/13/23 S0020 THE HOME DEPOT PRO 98.68 3279
80973 02/13/23 S0035 SCHOPPY WILLIAM TROPHY CO. 37.50 3279
80974 02/13/23 S0056 SEASHORE ASPHALT CORPORATION 678.63 3279
80975 02/13/23 S0057 SERVICE TIRE TRUCK CENTERS 1,122.17 3279
80976 02/13/23 S0113 SMITH, THOMAS G. 936.00 3279
80977 02/13/23 S0134 SO. JERSEY GAS COMPANY 8,166.64 3279
80978 02/13/23 S0139 SOUTH JERSEY WATER COND SERV 452.00 3279
80979 02/13/23 S0239 SHORE VET. ANIMAL CONTROL LLC 2,300.00 3279
80980 02/13/23 S0253 SAMPLE MEDIA, INC. 151.50 3279
80981 02/13/23 S0254 SHOPRITE 62.13 3279
80982 02/13/23 S0270 HOFFMAN SERVICES, INC 400.00 3279
80983 02/13/23 S0363 STARR GENERAL CONTRACTING CORP 236.00 3279
80984 02/13/23 S0399 SHORE TOYOTA 37,555.60 3279
80985 02/13/23 T0168 TOWNSHIP OF UPPER 279.44 3279
80986 02/13/23 T0180 TRI-COUNTY PEST CONTROL, INC 25.00 3279
80987 02/13/23 T0192 MARSH & McLENNAN AGENCY/TRION 501.75 3279
80988 02/13/23 T0213 TREASURER, STATE OF NEW JERSEY 165,283.56 3279
80989 02/13/23 T0219 TREASURER STATE OF NEW JERSEY 650,408.68 3279
80990 02/13/23 U0028 UPPER TOWNSHIP BD.OF EDUCATION 300.00 3279
80991 02/13/23 U0067 UT HEALTH REIMB. ACCOUNT 3,838.83 3279
80992 02/13/23 V0013 VERIZON WIRELESS 1,103.75 3279
80993 02/13/23 V0022 VERIZON 604.56 3279
80994 02/13/23 V0052 VIKING TERMITE & PEST CONTROL 60.26 3279
80995 02/13/23 V0053 VERIZON CONNECT FLEET USA LLC 545.60 3279
80996 02/13/23 W0030 WEST PUBLISHING CO. 784.32 3279
80997 02/13/23 W0087 W.B. MASON EGG HARBOR 83.94 3279
80998 02/13/23 W0092 WTH TECHNOLOGY, INC 4,687.50 3279
80999 02/13/23 W0123 WIRELESS ELECTRONICS, INC. 2,479.50 3279
81000 02/13/23 X0008 XEROX FINANCIAL SERVICES 231.95 3279
81001 02/13/23 Y0008 YOUNG, DANIEL J. ESQUIRE PC 180.00 3279
TOTAL: \$1,139,292.45