

**TOWNSHIP OF UPPER
2100 TUCKAHOE ROAD
PETERSBURG, NJ 08270
CAPE MAY COUNTY
AGENDA FOR MARCH 27, 2023**

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

CALL TO ORDER

SUNSHINE ANNOUNCEMENT

SALUTE TO THE FLAG

ROLL CALL

APPROVAL OF MINUTES - March 13, 2023 Regular and Closed Session Minutes

REPORT OF GOVERNING BODY MEMBERS

ADMINISTRATOR OVERVIEW

2023 BUDGET

1. Public hearing and final adoption of Ordinance No. 004-2023 RE: CALENDAR YEAR 2023 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14).
2. Authorizing the reading of the 2023 Annual Municipal Budget by title only.
3. 2023 Budget - Public Hearing.

PRESENTATIONS

4. Honoring the lifesaving efforts of Emergency First Responders.

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.

RESOLUTIONS TO BE APPROVED BY CONSENT

5. Authorizing the award of a professional services contract with the Coastal Research Center at Stockton University for shoreline monitoring and consulting services for beach related issues.
6. Authorizing the award of a contract with Starr General Contracting Corporation for equipment rental.
7. Amending the Cash Management Plan of the Township of Upper.
8. Canceling tax on exempt property Block 453, Lot 245.09.
9. A Resolution authorizing execution of a second amended Memorandum of Understanding for Block 479, Lots 76, 76.01, and 94.01.

10. Approving a request from Cellco Partnership, dba Verizon Wireless, for a deviation from Chapter 13-3.4 of the Code of Upper Township.
11. Refund EMS ambulance billing overpayment to the Department of Veterans Affairs.
12. Refund EMS ambulance billing overpayment to Accendo Insurance Company.

ORDINANCES

13. Introduction and first reading of Ordinance No. 009-2023 RE: AN ORDINANCE DELETING REVISED GENERAL ORDINANCE CHAPTER III, SECTION 1 (HAWKING OR PEDDLING MERCHANDISE) AND ADDING CHAPTER IV, SECTION 5 (HAWKING OR PEDDLING MERCHANDISE OR SERVICES) OF THE CODE OF UPPER TOWNSHIP.

CORRESPONDENCE

14. Zoning Board 2022 Annual Report.

NEW BUSINESS

15. Stephen Jankowski request to purchase Township owned land Block 595, Lot 13.
16. Bid results for Install Stormwater Pump in Strathmere.
17. EMS Junior Program.
18. Coast Guard Community Support.

UNFINISHED BUSINESS

19. Heidelberg Materials Northeast, LLC requests forbearance of enforcement of mining license requirements for the mining operations known as Julies Pit, Block 414, Lot 44 and Upper Township Sand & Gravel, Block 453, Lot 4.
20. Tuckahoe Sand & Gravel Co., Inc. requests forbearance of enforcement of mining license requirements for the mining operation known as Tuckahoe Sand & Gravel, Block 247, Lots 4, 9 and 10; Block 248, Lots 1 to 8; Block 249, Lot 1; and Block 453, Lot 2.
21. Draft agreement with the Historical Preservation Society of Upper Township for an archeological scan at the site of the former Tuckahoe Academy.

PAYMENT OF BILLS

22. "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."

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

CLOSED SESSION

23. Resolution to conduct a closed meeting pursuant to N.J.S.A. 10:4-12, from which the public shall be excluded.
 - Personnel
 - Contract negotiation - Redevelopment Agreements
 - Contract negotiation - Thomas G. Smith, Special Legal Counsel

- Contract negotiation - Ancero IT Services
- Contract negotiation - Court House Towing
- Contract negotiation - JA Montgomery Right to Know Inventory Services

RECONVENE PUBLIC PORTION OF MEETING

RESOLUTIONS TO BE ACTED ON AFTER CLOSED SESSION

24. Appointing Thomas G. Smith, Esquire to act as Special Legal Counsel regarding Tax Court matters and matters in which the regular Township Solicitor may have a conflict of interest.
25. Authorizing a contract with J.A. Montgomery Risk Control Services, LLC for Right to Know inventory and survey preparation services.

ADJOURNMENT

**Please note—the order of the agenda may be changed at the discretion of the Township Committee.