

Cape May Court House, NJ
February 23, 2011
REGULAR MEETING
FLAG SALUTE
THIS MEETING IS BEING RECORDED:

I hereby declare that notice has been given to the Herald Times, the Atlantic City Press and posted on the bulletin board of the Middle Township Municipal Building, stating the time and place of the following meeting, as required in P.L. 1975, Chapter 231 of the State of New Jersey. (Sunshine Law).

The Township Committee met on the above date at 6:00 PM at the Middle Township Municipal Building. Members present were Mayor DeLanzo, Committeemember Doughty, Committeemember Lockwood, Township Business Administrator Mark Mallett, Deputy Township Clerk Dawn Stimmel, Municipal Solicitor James Pickering, and Township Engineer Vincent Orlando

1. PRESENTATION - Christ Gospel Church Choir
2. QUESTION/ANSWER PERIOD ON AGENDA (*This question and answer session shall relate only to items as outlined and pending on current agenda. Issues and concerns not related to agenda item shall be withheld to public comment portion at the conclusion of meeting.*)
Eric Rickards: Question on Item #9 about hourly rate recreation dept is receiving as opposed to hourly rate for Class 2 police officers.
Mayor DeLanzo; Explained there is a salary range with a minimum and maximum.
Betty McGurk: Any more consideration on buffers.
Mayor DeLanzo; Will talk about that during public comment.
3. RESOLUTION #96-11– APPROVING PAYMENT FOR BILLS – BILL LIST A (General Bills)
– On motion by Committeemember Doughty seconded by Committeemember Lockwood and passed on roll call, the following resolution was adopted.
Bill List A - \$226,762.72
4. RESOLUTION #97-11 – APPROVING PAYMENT FOR BILLS – BILL LIST B (A&H/ FMR) –
On motion by Committeemember Lockwood seconded by Mayor DeLanzo and passed on roll call, the following resolution was adopted.
Bill List B - \$219.00
**Committeeman Doughty Abstained*
5. RESOLUTION #98-11– APPROVING PAYMENT FOR BILLS – BILL LIST C (ANZELONE)
– On motion by Mayor DeLanzo seconded by Committeemember Doughty and passed on roll call, the following resolution was adopted.
Bill List C - \$1676.00
**Committeemember Lockwood Abstained*
6. RESOLUTION #99-11– APPROVING MINUTES FROM PREVIOUS MEETINGS – On motion by Mayor DeLanzo seconded by Committeemember Lockwood and passed on roll call, the following resolution was adopted.
7. REPORTS: The following departments have submitted their reports for the months indicated: Tax Collector for the month of January; Municipal Court for the month of January; Treasurer for the month of January;
8. ORDINANCE NO. 1374-11 AN ORDINANCE OF THE TOWNSHIP OF MIDDLE, COUNTY OF CAPE MAY, NEW JERSEY, APPROPRIATING THE SUM OF \$230,000 IN FUNDING FROM THE CAPITAL IMPROVEMENT FUND FOR THE ACQUISITION OF POLICE COMPUTER EQUIPMENT AND SOFTWARE, HVAC SYSTEM FOR RECREATION, RESURFACE GYM FLOORS, GPS UNITS FOR PUBLIC WORKS, FINGERPRINT SCANNERS, AND DOCUMENT SCANNERS FOR ZONING AND CLERK – Following second reading, hearing, and consideration for adoption, Ordinance 1374-11 was adopted on motion by Committeemember Doughty seconded by Committeemember Lockwood and passed on roll call. Complete Ordinance is on file in the Clerk's Office.
BE IT ORDAINED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MIDDLE, COUNTY OF CAPE MAY, STATE OF NEW JERSEY, AS FOLLOWS:
Section 1. There is hereby appropriated the sum of \$217,000 from the Capital Improvement Fund of the Township of Middle, County of Cape May, New Jersey ("Township") for the acquisition and installation of the following capital equipment to be utilized by various departments: (i) police computer hardware and software (\$68,000); (ii) recreation HVAC system and resurface gym floor (\$108,000); (iii) public works GPS units (\$20,000); (iv) zoning and clerk document scanners (\$21,000).
Section 2. It is hereby determined and stated that the improvements set forth in Section 1 are each a general capital improvement and not a current expense.
Section 3. The capital budget is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency therewith, and the resolution promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as

approved by the Director of the Division of Local Government Services, is on file with the Township Clerk and available for inspection.

Section 4. All ordinances, or parts of ordinances, inconsistent herewith are hereby repealed to the extent of such inconsistency.

Section 5. This ordinance shall take effect after final adoption and publication as required by law.

No public comments made.

9. ORDINANCE NO. 1376-11 – AN ORDINANCE OF THE TOWNSHIP OF MIDDLE, COUNTY OF CAPE MAY, STATE OF NEW JERSEY ESTABLISHING THE COMPENSATION OF THE OFFICERS AND EMPLOYEES OF THE TOWNSHIP OF MIDDLE – AMENDED – On motion by Committeemember Doughty seconded by Committeemember Lockwood and passed on roll call, Ordinance No 1376-11 passed first reading. Second reading, public hearing and consideration for adoption will be held on 03/21/2011 at 6:00 p.m.

BE IT ORDAINED by the Township Committee, the Governing Body of the Township of Middle, County of Cape May, State of New Jersey as follows:

SECTION 1. The positions listed in the attached schedule are hereby created.

SECTION 2. The salary ranges specified in the attached schedule are hereby adopted for each and every position listed therein. In those cases where only one rate or figure appears in said schedule, said rate or figure shall be the maximum rate of figure applicable to said position. In those cases where a maximum and minimum salary are hereby established for a position, the exact salary to be paid to the holder of said position shall be as determined from time to time by resolution of the Township Committee.

SECTION 3. The duties to be performed by each person holding any position listed in said schedule shall be those duties as outlined in Job Description of New Jersey Civil Service Department.

SECTION 4. In addition to the salaries set forth in said schedule, those employees who have held full time positions for a minimum of five years, as hereinafter defined, shall be entitled to additional compensation as set forth in this section, based upon current salary. The additional compensation to which the employee is entitled on January 1 of any year shall be the additional compensation for the entire year. In determining years service on January 1 of any year, for the purpose of this Ordinance only, no credit shall be given for less than six full months of service in any year, and credit for a full year shall be given for any year in which the employee served for six full months or more.

Years of Service Additional Compensation
(Percent of Annual Salary)

5 years or more	2%
10 years or more	4%
15 years or more	6%
20 years or more	8%
25 years or more	10%

Section 4 shall only apply to Township Employees hired before December 31, 1994.

SECTION 5. All other ordinances in conflict or inconsistent with this Ordinance are hereby repealed, to the extent of such conflict or inconsistency.

SECTION 6. This Ordinance shall become effective, retroactive to January 1, 2011 immediately upon final passage and publication according to law.

TOWNSHIP COMMITTEE
TOWNSHIP OF MIDDLE

Attest: Kimberly Krauss, Township Clerk

TITLE	MINIMUM	MAXIMUM
Administrative Director of Public Works	\$40,000.00	\$58,000.00
Animal Control Officer	\$18,720.00	\$48,000.00
Animal Cruelty Investigator	\$0.00	\$1.00
Assessing Clerk	\$18,720.00	\$33,000.00
Asst. Supervising Labor	\$18,720.00	\$28,000.00
Asst. Zoning Officer	\$18,720.00	\$35,000.00
Building Inspector P/T	\$3,000.00	\$10,000.00
Building Service Worker	\$18,720.00	\$30,000.00
Business Administrator	\$90,000.00	\$100,000.00
Carpenter	\$18,720.00	\$35,000.00
Certified Public Works Manager	\$45,000.00	\$60,000.00
Chief Financial Officer	\$23,000.00	\$70,000.00
Clerk P/T	\$7.00	TO 20.00 P/H
Clerk Typist	\$18,720.00	\$29,000.00
Code Enforcement Officer	\$18,720.00	\$33,000.00
Computer Service Technician	\$10,000.00	\$50,000.00
Computer Service Technician P/T	\$15.00	30.00 p/h
Construction Official	\$22,000.00	\$70,000.00
Coordinator of Computer Services	\$1,000.00	\$6,000.00
Deputy Municipal Court Admin.	\$18,720.00	\$45,000.00
Deputy Municipal Emerg.Man.Coor.	\$0.00	\$1.00
Deputy Registrar of Vital Stats.	\$7.00	to 10.00 p/h
Director Community Dev.Program	\$0.00	\$1.00

<i>Econ Devel/Paralegal/Rent Cont Off</i>	\$35,000.00	\$50,000.00
<i>Electrical Subcode Official</i>	\$10,000.00	\$32,000.00
<i>Emergency Med. Tech. P/T</i>	\$6.00	to 15.50 p/h
<i>Emergency Medical Technician</i>	\$18,720.00	\$50,000.00
<i>EMS Billing Administrator</i>	\$0.00	\$850.00
<i>Fire Subcode Official P/T</i>	\$5,000.00	\$16,000.00
<i>Fund Commissioner</i>	\$0.00	\$1.00
<i>Judge Municipal Court</i>	\$24,000.00	\$50,000.00
<i>Judge Shared Municipal Court</i>	\$0.00	\$7,000.00
<i>Laborer</i>	\$18,720.00	\$26,000.00
<i>Laborer Clean Communities P/T</i>	\$6.00	to 10.00 p/h
<i>Land Use Administrator</i>	\$35,000.00	\$52,000.00
<i>Maintenance Supervisor & Project Manager</i>	\$25,000.00	\$60,000.00
<i>Manager of Parks and Grounds</i>	\$19,000.00	\$45,000.00
<i>Mechanic Trainee</i>	\$18,720.00	\$30,000.00
<i>Memory Lane Coordinator</i>	\$0.00	\$1,500.00
<i>Mun. Emer. Mgt. Coord.</i>	\$5,000.00	\$10,000.00
<i>Municipal Court Admin.</i>	\$23,000.00	\$58,000.00
<i>Municipal Prosecutor</i>	\$10,000.00	\$35,000.00
<i>Municipal Recycling Coordinator</i>	\$0.00	\$1.00
<i>Personnel Officer</i>	\$29,000.00	\$60,000.00
<i>Plumbing Subcode Official P/T</i>	\$4,000.00	\$28,000.00
<i>Police Captain</i>	\$60,000.00	\$120,000.00
<i>Police Chief</i>	\$65,000.00	\$130,000.00
<i>Police Lieutenant</i>	\$50,000.00	\$110,000.00
<i>Police Officer</i>	\$25,000.00	\$95,000.00
<i>Police Officer Detective Stipend</i>	\$0.00	\$750.00
<i>Police Sergeant</i>	\$40,000.00	\$105,000.00
<i>Police Sergeant/Detective Stipend</i>	\$0.00	\$750.00
<i>Principal Clerk-Typist</i>	\$18,720.00	\$40,000.00
<i>PS Telecommunications Oper.Trainee P/T</i>	\$6.50	to 15.00 p/h
<i>PS Telecommunications Operator</i>	\$18,720.00	\$53,000.00
<i>PS Telecommunications Operator, P/T</i>	\$6.50	to 15.00 p/h
<i>PS Telecommunications Operator,Trainee</i>	\$18,720.00	\$40,000.00
<i>Public Defender</i>	\$7,500.00	\$17,000.00
<i>Pumping Station Operator/Sewer Repairer</i>	\$18,720.00	\$45,000.00
<i>Qualified Purchasing Agent</i>	\$0.00	\$1.00
<i>Real Estate Officer</i>	\$0.00	\$1.00
<i>Recreation Attendant p/t</i>	\$6.00	to 18.00 p/h
<i>Recreation Attendant/ Senior Center / PT</i>	\$7.00	to 18.00 p/h
<i>Recreation Director</i>	\$35,000.00	\$60,000.00
<i>Recreation Leader</i>	\$18,720.00	\$32,000.00
<i>Recreation Leader\Sports</i>	\$18,720.00	\$40,000.00
<i>Registrar of Vital Statistics</i>	\$20,000.00	\$45,000.00
<i>Rent Control Board Attorney</i>	\$0.00	\$2,500.00
<i>Seasonal Employee - Laborer (CDL Req)</i>	\$0.00	14.00 p/h
<i>Secretary Board of Health</i>	\$0.00	\$850.00
<i>Secretary Cable TV Advisory Bd.</i>	\$0.00	\$850.00
<i>Secretary Council on the Arts</i>	\$0.00	\$850.00
<i>Secretary Economic Dev. Council</i>	\$0.00	\$850.00
<i>Secretary Environmental Comm.</i>	\$0.00	\$850.00
<i>Secretary Ethics Board</i>	\$0.00	\$850.00
<i>Secretary Planning Board</i>	\$0.00	\$850.00
<i>Secretary Recreation Council</i>	\$0.00	\$850.00
<i>Secretary Rent Leveling Board</i>	\$0.00	\$850.00
<i>Secretary Safety Comm.</i>	\$0.00	\$850.00
<i>Secretary Shade Tree Comm.</i>	\$0.00	\$850.00
<i>Secretary Sr. Citizen Advisory Board</i>	\$0.00	\$850.00
<i>Secretary Traffic Comm.</i>	\$0.00	\$850.00
<i>Secretary Zoning Bd of Adj.</i>	\$0.00	\$850.00
<i>Senior Citizen Activities Coordinator</i>	\$8,000.00	\$35,000.00
<i>Senior Clerk Typist</i>	\$18,720.00	\$45,000.00
<i>Senior Computer Operator</i>	\$18,720.00	\$44,000.00
<i>Senior Mechanic</i>	\$18,720.00	\$40,000.00
<i>Senior Tax Clerk</i>	\$18,720.00	\$35,000.00
<i>Sewer Equipment Operator</i>	\$18,720.00	\$63,000.00

<i>Sewer Repairer</i>	\$18,720.00	\$30,000.00
<i>Shared Court Clerk Typist</i>	\$2,000.00	\$2,000.00
<i>Shared Court Deputy Municipal Court Adm</i>	\$2,000.00	\$2,000.00
<i>Shared Court Municipal Court Adm</i>	\$5,000.00	\$5,000.00
<i>Shared Court Municipal Prosecutor</i>	\$4,000.00	\$4,000.00
<i>Shared Court Public Defender</i>	\$2,000.00	\$2,000.00
<i>Special Officer/Elections</i>	\$100.00	to 100.00 per day
<i>Special Police Officer - Class II</i>	\$10.50	to 14.00 p/h
<i>Substitute Animal Control Officer</i>	\$1,000.00	\$3,500.00
<i>Supervising Dispatcher Stipend</i>	\$0.00	\$1,500.00
<i>Supervising Equipment Operator</i>	\$28,000.00	\$50,000.00
<i>Supervising Laborer</i>	\$20,000.00	\$38,000.00
<i>Supervising Mechanic</i>	\$19,500.00	\$58,000.00
<i>Supervisor / Heavy Equipment Operator</i>	\$19,000.00	\$53,000.00
<i>Supervisor Water/Sewer B/C</i>	\$19,000.00	\$75,000.00
<i>Tax Assessor</i>	\$23,000.00	\$75,000.00
<i>Tax Collector</i>	\$23,000.00	\$65,000.00
<i>Technical Assistant Const. Off.</i>	\$19,500.00	\$52,000.00
<i>Township Attorney</i>	\$15,000.00	\$150,000.00
<i>Township Clerk</i>	\$53,000.00	\$65,000.00
<i>Township Committee</i>	\$17,000.00	\$20,000.00
<i>Violations Clerk</i>	\$0.00	\$1,000.00
<i>Zoning Officer</i>	\$20,000.00	\$65,000.00

10. RESOLUTION #100-11 – AUTHORIZING PLANNER TO WORK ON ZONING ORDINANCE REVISIONS – On motion by Committeemember Doughty seconded by Committeemember Lockwood and passed on roll call, the following resolution was adopted.
WHEREAS, the Township of Middle has been working toward “plan endorsement” designation by the Office of Smart Growth and the New Jersey State Planning commission for many years; and
WHEREAS, the Township of Middle has done many of the items necessary to obtain plan endorsement designation, but has not yet revised its Zoning Ordinance; and
WHEREAS, not having plan endorsement designation has prevented certain development projects from moving forward, including the Diocese of Camden Senior Housing project in Rio Grande; and
WHEREAS, the Planning Board approved the Master Plan last year; and
WHEREAS, the Township’s Planning Consultant, Elizabeth Terenik, has submitted an estimate of fees for certain services, which estimate is within the contract amount previously awarded.
NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Middle:
1. That the Township Committee hereby directs that the Planning Board begin drafting proposed zoning ordinances that are consistent with the Planning Board approved Master Plan approved by the Planning Board in 2010; and
 2. That the Township Committee hereby directs Elizabeth Terenik to work with the Planning Board in drafting the proposed zoning ordinances, that she consult with the Township’s other professionals and employees as needed, and that her fees shall not exceed \$12,350.00, which said fees have already been certified via Resolution 25-11 approved January 5, 2011.
11. RESOLUTION #101-11; #102-11; #103-11; #104-11; #105-11 – SOCIAL AFFAIRS PERMIT (ITEMS A THROUGH E) – On motion by Committeemember Doughty seconded by Committeemember Lockwood and passed on roll call, the following resolution was adopted.
- Middle Twp. Baseball Association @ Stone Harbor Golf 5/13/2011
 - Wildwood Civic Club @ WW Golf Club 4/10/2011
 - Wildwood Golf Club @ WW Golf Club 6/11/2011
 - The Wetlands Inst. @ Wetlands Inst. 7/23/2011
 - The Wetlands Inst. @ Wetlands Inst. 9/16/2011
12. RESOLUTION #106-11 – RATIFY CONTRACT WITH TEAMSTERS 676 – On motion by Committeemember Doughty seconded by Committeemember Lockwood and passed on roll call, the following resolution was adopted.
WHEREAS, the Public Works Department along with Maintenance Employees (“Blue Collar”) within the Township are represented by Teamster Union 676, and
WHEREAS, the Township of Middle and the Teamsters 676 have successfully negotiated a contract.
NOW THEREFORE BE IT RESOLVED by the Township Committee of the Township of Middle, the governing body thereof, that the Contract between the Township of Middle and Teamsters 676 effective January 1, 2011 to December 31, 2013 attached hereto, be and is hereby ratified.
FURTHER RESOLVED, that the appropriate officials are hereby authorized and directed to sign said contract.
13. RESOLUTION #107-11 – APPOINTMENTS – VARIOUS BOARDS – On motion by Mayor DeLanzo seconded by Committeemember Lockwood and passed on roll call, the following resolution was adopted.

BE IT RESOLVED, by the Township Committee, the Governing Body of the Township of Middle, County of Cape May and State of New Jersey that the following person(s) be and is/are hereby appointed to the volunteer boards as indicated below

NAME	BOARD	TERM EXPIRES
Melissa Anzelone	Council on the Arts	12/31/2011
Paul Crowding	Cable TV Advisory Board, Alternate Member #2	12/31/2012
Eric Rickards	Recreation Advisory Council	12/31/2011
James Amenhauser	Environmental Commission (Member from Planning Brd)	12/31/2011
Sue Conrad	Shade Tree Commission	12/31/2013

14. RESOLUTION #108-11 – AWARD OF RFP – DISPOSAL OF RECYCLE MATERIALS TAKEN TO A CLASS B RECYCLING FACILITY AND MATERIALS PICKED UP OR DELIVERED FROM A CLASS B RECYCLING FACILITY – On motion by Committeemember Lockwood seconded by Committeemember Doughty and passed on roll call, the following resolution was adopted.

WHEREAS, it has been deemed necessary to request proposals for the cost associated to delivery of recycle materials to a Class B recycling facility and also for cost associated upon picking of materials or delivery from a Class B recycling facility

WHEREAS, RFP's were received on December 30, 2010, at 1:00 PM

WHEREAS, exhibit A attached hereto this resolution shows the results of said request for proposal, outlining the following award.

NOW THEREFORE BE IT RESOLVED by the Township Committee of the Township of Middle, the governing body thereof, that following contract for services shall be awarded as follows:

Leaves and Grass Clippings shall be taken to the Cape May County Municipal Utilities Authority

As the Chief Financial Officer of the Township of Middle, I acknowledge the sum of \$ NO FEE has been bid for the following service or items leaves and grass. It is further certified that sufficient funds are available from the following appropriation or ordinance to cover this contract: n/a

PO# n/a

Tracey DeVico Taverner, CFO

Disposal of recycle material to be taken to a Class B facility – Future Mining and Albrecht & Heun

Materials to be picked up or delivered from a Class B facility – Future Mining and Albrecht & Heun

BE IT FURTHER RESOLVED, that this award is conditioned upon certification of funds and also submission of appropriate affirmative action forms.

FURTHER RESOLVED, that the amount to be certified shall not exceed the amount as set aside in the municipal budget for said services.

As the Chief Financial Officer of the Township of Middle, I acknowledge the sum of \$ 45,000.00 has been bid for the following service or items recycled material. It is further certified that sufficient funds are available from the following appropriation or ordinance to cover this contract: _____

PO# _____

Tracey DeVico Taverner, CFO

15. RESOLUTION #109-11; 110-11 – REFUND OF TAXES (ITEMS A THROUGH B) – On motion by Committeemember Lockwood seconded by Committeemember Doughty and passed on roll call, the following resolution was adopted.

(A) Refund do to overpayment by Mortgage Company

ACCT	BLOCK	LOT	OWNER/LOCATION	AMOUNT
1343	48	58	Barry, Stephen W & Pasley, Suzanne 105 Rte 47 S	1,966.97
15943	51	31	Mathias, Shean & Keli 9 Steeple Court	1,905.78
1512	52	16	Dever, Jason T 799 Goshen Rd	893.86
16703	163.01	199	Conte, Pasquale & Elizabeth 7 Carriage Lane	1,524.03
3332	166	3	Stuchko, Walter M & Evelyn M 437 Dias Creek Rd	805.01
4604	235	22	Gallagher, Joan M & Gerald 9 Dias Creek RD	778.40
4787	252	10	Altobelli, Louis 10 W Atlantic Ave	853.13
18949	264	60.01 C0041	Proulx, Theresa A 9 Herron Court	1,348.97
16121	322.01	32	Doyle, Gary & Ruthann	1,022.05

			5 Secluded Hollow Rd	
16142	322.01	53	Bramble, William L III & Megan E 2 Secluded Hollow Rd	1,165.71
6458	413	6	Snyder, William C III & Deana L 10 S 9 th St	615.21
6644	426	16	Robinson, Jefferey & Megan Caprioni 8 Lafayette Ave	730.71
16056	473	54	Dagney, Edward J & Christine N 16 Lomurno Lane	1,295.29
9582	713	3	Holzmer, David C & Katherine 1209 Fulton St	914.28
11480	923	10	Mc Person, Vassell A & Vassell 112 Raleigh Ave	597.37
14052	1425.01	8.01 c0001	Harmon, Terry A Jr & Amber P 15 Williams St #1	817.05
14377	1436.01	8	Fulford, Douglas & Barbara 3138 Rte 9 S	948.37
17515	442	16	Barcas, Matthew & Janni 18 Rutledge Rd	815.03
7085	473	73	Taylor, Joseph R B 408 Rte 47 S	733.21

Refund Payable and sent to:
Corelogic Real Estate Tax Service
P O Box 961250
Fort Worth, Tx 76161-9887

Attn.: refund department

BE IT RESOLVED by the Township Committee of the Township of Middle, County of Cape May, that the Chief Financial Officer be instructed to draw checks in the above noted amounts payable to the above mentioned parties, as a refund of 2011 taxes.

BE IT FURTHER RESOLVED that a certified copy of this resolution be given to the Chief Financial Officer of the Township of Middle.

(B) Refund due to former owner paid the 1st half of 2011 and the property is exempt for the full year of 2011.

The property is now assessed to The United States of America.

BLOCK	LOT	Acct	OWNER/LOCATION	AMOUNT	ck#
389	16.03	18297	Brainard, Edward L Jr c/o Callahan 214 E 25 th Ave #101 Wildwood, NJ 08260 38 N 10 th ST	471.01	

BE IT RESOLVED by the Township Committee of the Township of Middle, County of Cape May, that the Chief Financial Officer be instructed to draw checks in the above noted amounts payable to the above mentioned parties, as a refund of 2011 taxes.

BE IT FURTHER RESOLVED that a certified copy of this resolution be given to the Chief Financial Officer of the Township of Middle.

16. RESOLUTION #111-11 – AMENDING CONTACT AWARDED UNDER FAIR AND OPEN PROCESS – On motion by Committeemember Doughty seconded by Committeemember Lockwood and passed on roll call, the following resolution was adopted.

WHEREAS, the following professional was originally awarded a contract under the Fair and Open Process, pursuant to N.J.S.A. 19:44A-20.4 et.seq., during reorganization 2011, and WHEREAS, it has been deemed necessary to amend said contract.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Middle, County of Cape May, State of New Jersey, that the following submission shall be awarded as follows for a term effective January 1, 2011 through December 31, 2011:

- Grant Application & Housing Rehabilitation Consultant – Mark Blauer / Blauer Associates – Not to exceed \$3,600.00

BE IT FURTHER RESOLVED, that the Mayor is hereby authorized to execute contracts with each of the above-mentioned individuals as necessary, to be followed with a resolution of award and certification as attached hereto.

17. RESOLUTION #112-11 – CLOSED SESSION – LEASE OR ACQUISITION OF REAL PROPERTY – On motion by Committeemember Lockwood seconded by Committeemember Doughty and passed on roll call, the following resolution was adopted.

18. RESOLUTION #113-11– AUTHORIZING PURCHASE UNDER STATE CONTRACT – POLICE VEHICLES – On motion by Mayor DeLanzo seconded by Committeemember Lockwood and passed on roll call, the following resolution was adopted.

WHEREAS, there is a need to purchase police vehicles, and WHEREAS, through the State Contract Purchasing System, Contract # T-0098, these vehicles are available; and

WHEREAS, the total amount of the purchase for the two vehicles is \$54,076.00, and funds are available as evidenced by the Chief Financial Officer's Certification; and

WHEREAS, the vehicles being purchased by authorization of this resolution are Ford Crown Victoria Police Interceptors.
NOW THEREFORE BE IT RESOLVED by the Governing Body of the Township of Middle, State of New Jersey, County of Cape May that the Police Department is hereby authorized to purchase two (2) aforementioned vehicles at a cost of \$54,076.00.
FURTHER RESOLVED, that the Chief Finance Officer is hereby authorized and directed to approve and forward a Purchase Order to:
Charles S. Winner Inc.
Winner Ford
250 Haddonfield Berlin Road
Cherry Hill, NJ 08034-3409

19. RESOLUTION #114-11 – AUTHORIZING EXECUTION OF CONTRACT WITH CONCORD ENGINEERING GROUP – ENERGY AUDIT – On motion by Committeemember Doughty seconded by Mayor DeLanzo and passed on roll call, the following resolution was adopted.
WHEREAS, the New Jersey Board of Public Utilities, Office of Clean Energy administers the Local Government Energy Audit Program (Program), an incentive program to assist local government agencies to conduct energy audits and to encourage implementation of energy conservation measures; and,
WHEREAS, on November 15, 2010 the Township, via Resolution No. 464-10, authorized a grant application to the New Jersey Clean Energy Program, and
WHEREAS, the Township of Middle has been awarded a grant in the amount of \$9,467.00 and further has been informed by the New Jersey Clean Energy Program that a contract with Concord Engineering Group is necessary in order to conduct said energy audit.
NOW THEREFORE BE IT RESOLVED, by the Township Committee, of the Township of Middle, County of Cape May and State of New Jersey, that the appropriate officials are hereby authorized to enter into a contract with Concord Engineering Group for an amount not to exceed \$9,467.00.
BE IT FURTHER RESOLVED, that the appropriate officials are further authorized to sign any and all documentation in connection therewith.
20. RESOLUTION #115-11 – AUTHORIZING PAYMENT FOR EASEMENT ON BLOCK 1047 LOTS 2,3 & 5 AND BLOCK 1054 LOT 47 – On motion by Committeemember Doughty seconded by Committeemember Lockwood and passed on roll call, the following resolution was adopted.
WHEREAS, the Township of Middle needed a permanent and a temporary easement for sewer installation over property owned by the Richardson family, Block 1047, Lots 2, 3, and 5 and Block 1054, Lot 47 as part of the Whitesboro Phase I Sewer Project; and
WHEREAS, Township Committee approved Ordinance No. 1362-10 to file a condemnation action; and
WHEREAS, the parties reached a settlement of the value of the easements, in the amount of \$1,177.98, to be divided among the nine owners of the property;
NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Middle, that the Treasurer issue checks to the following individuals and in the amounts indicated, and that the Treasurer, Municipal Solicitor, and any other Township official is authorized to sign any documents necessary to carry out the purposes and intents of this Resolution:
- | | |
|----------------------------------|-----------------|
| <i>John C. Richardson</i> | <i>\$130.22</i> |
| <i>Esther Thobbs</i> | <i>\$130.22</i> |
| <i>Dorothy Richardson Abbitt</i> | <i>\$130.22</i> |
| <i>Robert Lovett</i> | <i>\$130.22</i> |
| <i>Jean Richardson</i> | <i>\$130.22</i> |
| <i>Donald Ray Richardson</i> | <i>\$130.22</i> |
| <i>Larry Dennis Richardson</i> | <i>\$130.22</i> |
| <i>Joyce Ann Bivens</i> | <i>\$130.22</i> |
| <i>Patricia Richardson</i> | <i>\$130.22</i> |
21. RESOLUTION #116-11 – AUTHORIZING PAYMENT FOR EASEMENT ON BLOCK 10.02 LOTS 2 – SSGC SEWER PROJECT – On motion by Committeemember Doughty seconded by Committeemember Lockwood and passed on roll call, the following resolution was adopted.
WHEREAS, the Township of Middle approved Ordinance No. 1370-10 authorizing the purchase of an easement needed for the SSGC Sanitary Sewer Project, and
WHEREAS, it is necessary to forward administrative costs associated with said easement to the Atlantic City Electric Company.
NOW THEREFORE BE IT RESOLVED, by the Township Committee, of the Township of Middle, County of Cape May and State of New Jersey, that the administrative cost in the amount of \$1,500.00 shall hereby be forwarded to Atlantic City Electric Company in connection with Ordinance No. 1370-10, and
BE IT FURTHER RESOLVED, that the appropriate officials are hereby authorized to sign any and all documentation in connection therewith.
22. RESOLUTION #117-11 – ACKNOWLEDGING FIREWORKS DISPLAY AT SAND BARRENS GOLF CLUB – On motion by Committeemember Lockwood seconded by Mayor DeLanzo and passed on roll call, the following resolution was adopted.
WHEREAS, the Sand Barrens Golf Club has requested permission to conduct an outdoor fireworks display as part of a wedding ceremony on September 17, 2011, and

WHEREAS, as part of the approval Sand Barrens Golf Club must comply with all conditions as set forth in Chapter 142-8 Subsections C, D, and E of the code of the Township of Middle as well as apply for and receive the appropriate permits in connections with the regulations of the Bureau of Fire Prevention, Fire District No 1, and

NOW THEREFORE BE IT RESOLVED, that the Township Committee of the Township of Middle, County of Cape May, State of New Jersey does hereby acknowledge a fireworks display at Sand Barrens Golf Club on September 17, 2011.

23. RESOLUTION #118-11 – RELEASE PERFORMANCE BOND – ACME MARKETS, INC. / HARBOR BAY SQUARE – On motion by Mayor DeLanzo seconded by Committeemember Doughty and passed on roll call, the following resolution was adopted.
 WHEREAS, \$50,000.00 is being held as a performance guarantee of Acme Markets, Inc. / Harbor Bay Square for Block 114 Lot 26; Avalon Blvd. Swainton
 WHEREAS, the Engineer for the Township of Middle has conducted his inspection and certified that all improvements have been completed, and
 WHEREAS, the Zoning Officer for the Township of Middle has recommended that the performance bond be released, and
 WHEREAS, the Land Use Law of the State of New Jersey (NJS 40:55D-1 et seq) requires such a release upon recommendation by the Township Engineer,
 NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Middle, the governing body thereof, that the bond in the amount of \$50,000.00 is hereby released.
24. RESOLUTION #119-11 – RELEASE OF TRUST ACCOUNTS – On motion by Committeemember Doughty seconded by Mayor DeLanzo and passed on roll call, the following resolution was adopted.
25. RESOLUTION #120-11 – SALARY ADJUSTMENT – On motion by Mayor DeLanzo seconded by Committeemember Lockwood and passed on roll call, the following resolution was adopted.
 NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Middle, County of Cape May, State of New Jersey, that the following employee salaries will be amended to the amount opposite their name and retroactive to the date specified below:

NAME	TITLE	DEPARTMENT	SALARY	EFF. DATE
David Schofield	Carpenter Helper	Public Works	\$25,407.00	01/01/2011

26. RESOLUTION #121-11 – TABULATION COMMITTEE - RECONSTRUCTION OF BEACH AVENUE – On motion by Committeemember Lockwood seconded by Committeemember Doughty and passed on roll call, the following resolution was adopted.
 NOW THEREFORE BE IT RESOLVED, by the Township Committee, the Governing Body of the Township of Middle, County of Cape May and State of New Jersey that Chief Finance Officer Tracey Taverner, Township Clerk Kimberly Krauss, Business Administrator Mark Mallett be and hereby are appointed to tabulate the bids to be taken on Thursday March 17, 2011 at 11:00 AM in the Middle Township Municipal Building, 2nd Floor Conference Room, 33 Mechanic Street, Cape May Court House, NJ for the following:

RECONSTRUCTION OF BEACH AVENUE

27. RESOLUTION #122-11 – EMERGENCY TEMPORARY BUDGET AMENDMENT – On motion by Committeemember Lockwood seconded by Committeemember Doughty and passed on roll call, the following resolution was adopted.
 WHEREAS, an emergent condition has arisen and no adequate provision has been made in the 2011 temporary appropriations for the aforesaid purpose; and NJSA 40A:4-20 provides for the creation of an emergency appropriation for the purpose above mentioned, and
 WHEREAS, the total emergency temporary resolutions adopted pursuant to the provisions of Chapter 96 PL 1951 (NJSA 40A:4-20) including this resolution total \$76,000.00
 NOW THEREFORE BE IT RESOLVED (not less than two-thirds of all members thereof affirmatively concurring) that in accordance with NJSA 40A:4-20
1. An emergency temporary appropriation be and the same is hereby made in the amount of \$46,000. That said emergency temporary appropriation shall be provided for in the 2011 budget under the title of:
 See Attached List
 2. That one certified copy of this resolution be filed with the Director of Local Government Services.

GENERAL GOV.		
01-20-100-100-	General Administration	S&W OE
01-20-100-101-	Public Affairs	S&W OE
01-20-105-105-	Human Resources	S&W OE
01-20-110-110-	Mayor & Committee	S&W OE
01-20-120-120-	Municipal Clerk	S&W OE
01-20-120-121-	Codification	OE

01-20-120-122-	Records Management	OE
01-20-130-130-	Financial Admin	S&W
		OE
01-20-130-131-	Grants Admin	S&W
		OE
01-20-130-132-	Bond Registrar	OE
01-20-135-135-	Audit Services	OE
01-20-145-145-	Tax Collector	S&W
		OE
01-20-150-150-	Tax Assessor	S&W
		OE
01-20-155-155-	Liquidation of TTL's	OE
01-20-155-156-	Legal Services	S&W
		OE
01-20-165-165-	Engineering Services	S&W
		OE
01-21-180-180-	Smart Growth	OE
	Planning Board	OE
01-21-185-185-	Zoning Board	S&W
		OE
01-22-195-195-	Code Enforcement	S&W
		OE
01-22-195-196-	Construction	S&W
		OE
01-22-195-198-	Demolition of Substandard Bldgs	OE
01-22-195-200-	Electrical Inspector	S&W
01-23-210-210-	Surety Bond Premiums	OE
01-23-220-220-	Other Insurance Premiums	OE
01-23-215-215-	Worker's Compensation Insurance	OE
01-23-220-220-	Group Insurance Premiums	OE
01-23-220-221-	Dental Insurance	OE
01-23-220-222-	Prescription Insurance	OE
01-23-225-225	Unemployment Compensation	OE
01-23-310-310-	Public Bldgs & Grounds	S&W
		OE
01-25-240-240-	Police	S&W
		OE
01-25-250-250-	Communications	S&W
		OE
01-25-252-252-	Emergency Management	OE
01-25-262-262-	Rescue Squad	S&W
		OE
01-25-262-263-	Contributions to 1st Aid Squads	OE
01-25-264-264-	Volunteers In Medicine Donation	OE
01-25-265-265-	Fire Protection	S&W
01-25-275-275-	Prosecutor	S&W
01-26-290-290-	Gypsy Moth Control	OE
01-26-290-291-	Public Works Department	S&W
		OE
01-26-300-301-	Shade Tree	OE
01-26-305-306-	Garbage & Trash Removal	OE
01-26-305-307-	Sanitation	OE
01-26-305-308-	Recycling Contractual	OE
01-26-315-315-	Motor Pool	OE
01-27-330-330-	Board of Health	S&W
		OE
01-27-340-340-	Animal Control	S&W
		OE
01-27-340-340-	Animal Shelter	OE
01-27-360-360-	PATF Contribution	OE
01-28-370-370-	Recreation	S&W
		OE
01-28-370-371-	Senior Center	S&W
		OE
01-28-380-380-	Beach Restoration	OE
01-30-415-415-	Terminal Leave	OE
01-31-430-430-	Electric	OE
01-31-435-435-	Street Lighting	OE
01-31-436-436-	Postage	OE

01-31-440-440-	Telephone	OE	
01-31-446-446-	Natural Gas	OE	
01-31-447-447-	Fuel Oil	OE	
01-31-460-460-	Gasoline	OE	
01-31-462-462-	Manit & Service Policies	OE	40,000.00
01-32-465-465-	Sanitary Landfill	OE	
01-35-470-470-	Contingent	OE	
01-36-471-471-	PERS (In Caps)	OE	
01-36-471-471-	Social Security	OE	
01-36-471-471-	PFRS (In Caps)	OE	
01-36-471-471-	DCRP	OE	
01-36-475-475-	PERS Employer Liability	OE	
01-36-475-475-	PFRS Employer Liability	OE	
01-41-704-704-	Safe & Secure Grant	OE	
01-42-101-101-	Interlocal CMC Tech School	OE	
01-43-490-490-	Municipal Court	S&W	
		OE	
01-43-495-495-	Public Defender	S&W	
01-44-901-901-	Capital Improvement Fund	OE	
01-44-904-904-	Construction of Bus Shelters	OE	
01-44-905-905-	Telephones & Public Works	OE	
01-41-730-730-	Police Body Armor	OE	
01-41-707-707-	Cops In Shops	OE	
01-41-708-708-	Aggressive Driving	OE	
01-41-899-899-	Matching Grant Fund for MAC	OE	
01-41-709-709-	Reconstruction of Boyd Street	OE	
	Total		40,000.00

TEMP.UTILITY

07-55-501-501-	Operating Budget	S&W	
		OE	
07-55-502-504-	User Charges	OE	
07-55-512-512-	Capital Outlay	OE	
07-55-502-503-	Group Insurance Premiums	OE	
07-55-502-503-	Other Insurance Premiums	OE	
07-55-502-503-	Dental Insurance	OE	6,000.00
07-55-502-503-	Prescription Insurance	OE	
07-55-541-541-	Social Security	OE	
	Total		6,000.00

28. RESOLUTION #123-11 - RATIFY LEASE AGREEMENT WITH CONCERNED CITIZENS OF WHITESBORO – USAGE OF MARTIN LUTHER KING CENTER – On motion by Committeemember Doughty seconded by Committeemember Lockwood and passed on roll call, the following resolution was adopted.

BE IT RESOLVED by the Township Committee of the Township of Middle, the governing body thereof, that the agreement between the Concerned Citizens of Whitesboro and the Township of Middle for use of premises located at the Martin Luther King Center for office space from which to operate certain programs that benefit the community, March 1, 2011 until December 31, 2011, be and is hereby ratified.

BE IT FURTHER RESOLVED that the appropriate Township Officials are hereby authorized to execute any documents necessary to carry out the purpose and intent of this Resolution.

29. RESOLUTION #124-11 – RATIFY LEASE AGREEMENT - CATHY CASHMERE - ZUMBA CLASSES – MIDDLE TOWNSHIP SENIOR CITIZEN CENTER – On motion by Committeemember Doughty seconded by Mayor DeLanzo and passed on roll call, the following resolution was adopted.

BE IT RESOLVED by the Township Committee of the Township of Middle, the governing body thereof, that the agreement between the Cathy Cashmere and the Township of Middle for usage of the Middle Township Senior Citizen Center to conduct “Zumba” Classes from February 1, 2011 through August 31, 2011, be and is hereby ratified.

FURTHER RESOLVED, that the appropriate officials are hereby authorized and directed to sign any and all documentation necessary to carry out the purpose and intent of this resolution.

30. RESOLUTION #125-11 - RATIFY SHARED SERVICES AGREEMENT – CAPE MAY COUNTY VOCATIONAL TECHNICAL SCHOOL DISTRICT-SCHOOL RESOURCE OFFICER – On motion by Mayor DeLanzo seconded by Committeemember Lockwood and passed on roll call, the following resolution was adopted.

BE IT RESOLVED by the Township Committee of the Township of Middle, the governing body thereof, that the attached Shared Services Agreement for a School Resource Officer with the Cape May County Vocational Technical School District and the Township of Middle, be and is hereby ratified.

BE IT FURTHER RESOLVED, that said agreement shall be from September 1, 2011 through June 30, 2012.

FURTHER RESOLVED, that the appropriate officials are hereby authorized and directed to sign said agreement.

31. RESOLUTION #126-11 - AUTHORIZING SNOW REMOVAL FOR LEGACY OF CAPE MAY CONDOMINIUM ASSOCIATION – On motion by Committeemember Doughty seconded by Mayor DeLanzo and passed on roll call, the following resolution was adopted.

WHEREAS, Legacy of Cape May Condominium Association paid for snow removal on its streets during the 2010 snow storms and incurred significant expense in doing so; and

WHEREAS, pursuant to Statute, the Township must provide snow removal services or reimburse a condominium association a certain amount of the taxes paid; and

WHEREAS, the Legacy of Cape May Condominium Association and the Township have agreed on an amount of reimbursement.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Middle:

- 1. That the Township of Middle shall reimburse Legacy of Cape May Condominium Association the amount of \$2,000.00 as full and final settlement of any dispute regarding reimbursement for snow removal up through the date of this Resolution; and*
- 2. That the Township shall provide snow removal services at the Legacy of Cape May Condominium until otherwise stated by the Township; and*
- 3. The Mayor and other officials are authorized to sign any documents necessary to carry out the purpose and intent of this Resolution.*

32. RESOLUTION #127-11 – AUTHORIZING SETTLEMENT – RAYMOND ABBOTT – On motion by Committeemember Lockwood seconded by Committeemember Doughty and passed on roll call, the following resolution was adopted.

WHEREAS, during the installation of the Whitesboro sewer project certain improvements on Block 1004, Lot 7 were damaged; and

WHEREAS, the Township and the Property Owner have agreed to resolve their differences, to avoid the expense of any litigation, and to settle this matter; and

NOW THEREFORE BE IT RESOLVED by the Township Committee of the Township of Middle, the governing body thereof, as follows:

- 1. The Township hereby agrees to pay \$6,000.00 to settle any and all disputes between the Township and Raymond M. Abbott for damage to his property located at Block 1004, Lot 7;*
- 2. The Mayor, Township Solicitor, Administrator, Treasurer, and director of the Sewer Department are authorized to take actions necessary to effectuate this settlement, including signing any releases; and*
- 3. It is a condition of this Resolution that the property owners sign a general release.*

33. RESOLUTION #128-11 – CANCELLATION OF TAXES – On motion by Mayor DeLanzo seconded by Committeemember Lockwood and passed on roll call, the following resolution was adopted.

Cancellation of 1st half taxes for 2011 as the property is exempt

BLOCK 389 lot 16.03

ASSESSED TO: UNITED STATES OF AMERICA

AMOUNT TO CANCEL: \$471.01

Committeemember Lockwood; Welcomed Eric Rickards to the Recreation Advisory Board.

Mayor DeLanzo: The Township has received \$320,000 in a DOT Grant for the Bike Path for the Dias Creek to Shunpike extension.....\$200,000 for sidewalks and curbs from Rt 9 down Main Street in Whitesboro, and \$150,000 for drainage in Whitesboro. Also received \$500,000 Small Cities Grant from the DCA for water in Whitesboro.

34. PUBLIC COMMENT:

Dan Mihal: Thanks Committee for all their help with Oyster and Shunpike. Said speed limit is still 50, supposed to go down to 45. Spoke with Andrew Smith about widening shoulder to turn onto Oyster from Shunpike.

Eileen Fausey: Question on \$39,000 check we paid to WPS International.

Chief Leusner: For yearly maintenance of police radio system and computers in police cars.

Joe Ravitz: Spoke on raises that were given to statutory employees, should have been done 4 years ago...would have saved taxpayers \$100,000. Wants Committee to reopen and pay his attorney fees.

Betty McGurk: Any start date for the construction in the center of town. When will roads be fixed.

Mark: Will check into it.

Mayor DeLanzo: Roads have to be restored to condition they were before construction started.

Betty McGurk: Any decision on Conifer.

Jim Pickering: Appellate Division has been fully briefed.

Betty McGurk: Any truth to rumors about privatizing public works and sewer.

Mark Mallett; Kathy is retiring at end of year...have been looking into various options for the sewer department,

Judy Truesdell: Where do we stand with the snow removal budget.

Mark Mallett; Doing pretty well with it so far.

Adjourned 7:25 PM

Dawn Stimmel, Deputy Clerk