

Cape May Court House, NJ
February 7, 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 Committeemember Doughty, Committeemember Lockwood, Township Business Administrator Mark Mallett, Township Clerk Kimberly Krauss, Municipal Solicitor James Pickering, and Township Engineer Vincent Orlando. Mayor DeLanzo was absent.

1. SWEARING IN OF – OFFICERS – PROMOTION
 - Douglas Osmundsen, Police Sergeant
 - Robert Shepherd, Police Sergeant

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.)

No comments.

3. RESOLUTION #76-11 – APPROVING PAYMENT FOR BILLS – BILL LIST A (General Bills)
– On motion by Committeemember Lockwood seconded by Committeemember Doughty and passed on roll call, the following resolution was adopted. ***Mayor DeLanzo Absent.**
NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Middle, the governing body thereof, that payment for the following bills in the amounts indicated are hereby approved:

Current Acct. \$ 5,194,718.86

4. RESOLUTION #77-11 – APPROVING MINUTES FROM PREVIOUS MEETINGS – On motion by Committeemember Lockwood seconded by Committeemember Doughty and passed on roll call, the following resolution was adopted. ***Mayor DeLanzo Absent.**
NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Middle, the governing body thereof, that the minutes from the Township Committee meeting held January 19, 2011 are hereby approved.

5. REPORTS: The following departments have submitted their reports for the months indicated: Tax Collector for FY2010 ; Zoning Official for the month of January, Municipal Clerk for the month of January, Construction Official for the month of January,

6. REINTRODUCTION OF ORDINANCE NO. 1371-10 – AN ORDINANCE OF THE TOWNSHIP OF MIDDLE, COUNTY OF CAPE MAY AND STATE OF NEW JERSEY TO SELL TOWNSHIP OWNED LAND BY A PRIVATE AUCTION TO BE HELD AMONG CONTIGUOUS OWNERS OF BLOCK 902, LOT 5 IN WHITESBORO – Following second reading, hearing, and consideration for adoption, Ordinance 1371-10 was adopted on motion by Committeemember Lockwood seconded by Committeemember Doughty and passed on roll call. Complete Ordinance is on file in the Clerk’s Office. ***Mayor DeLanzo Absent.**
BE IT ORDAINED by the Township Committee of the Township of Middle, County of Cape May and State of New Jersey that it is necessary that Township owned land be sold by a private auction among contiguous owners.
SECTION 1.
WHEREAS, New Jersey Statute 40A:12-13 provides the procedure for the sale of Township owned land, and allows for a private sale of land by ordinance when the sale is to the owner of the real property contiguous to the Township owned parcel, provided that the property being sold is less than the minimum size required for development under the municipal zoning ordinance and is without any capital improvement thereon; except that when there is more than one owner with real property contiguous thereto, said property shall be sold to the highest bidder from among all such owners; and also provided that any such sale shall be for not less than the fair market value of the real property; and
WHEREAS, the Township owns a parcel of land identified as Block 902, Lot 5 in the Whitesboro Section of the Township; and
WHEREAS, the Township desires to sell the lot, which lot is less than the minimum size required for development under the zoning ordinance and which does not have any capital improvement upon it; and
WHEREAS, there are four (4) owners of lots which are contiguous to Block 902, Lot 5; and
WHEREAS, the four (4) owners shall be noticed and given an opportunity to participate in an open (public) auction limited to just the four (4) of them participating to purchase the parcel but at a price which is no less than the \$5,600.00 which has been offered by one of the contiguous owners, and which is the assessed value, and which Township Committee believes to be the fair market value of the lot; and

WHEREAS, the statute also requires that the municipality file with the Director of the Division of Local Government Services in the Department of Community Affairs, sworn affidavits verifying the publications of advertisements for the ordinance;

NOW, THEREFORE, BE IT ORDAINED,

1. The Township Committee of the Township of Middle shall sell a portion of real property identified as Block 902, Lot 5 to the highest bidder at an open (public) auction to be held on February 10, 2011 at 1:00 p.m. in the meeting room of the Township Hall, 33 Mechanic Street, Cape May Court House, New Jersey, at which time only those four (4) owners of property contiguous to Block 902, Lot 5 which is offered for sale shall participate; and
2. The minimum bid shall be \$5,600.00; and
3. The auction shall be conducted by the Township Chief Financial Officer or her designee; and
4. The winning bidder shall sign a contract of sale which is attached hereto as Exhibit A and the terms of which are incorporated herein in full; and
5. The winning bidder shall be provided a deed in the form attached hereto as Exhibit B; and
6. That the Clerk or the Clerk's representative is to file the necessary affidavits with the Director of the Division of Local Government Services, and
7. The Mayor, Clerk, and any and all other Township Officials, are hereby authorized to sign those documents necessary to effectuate this transaction; and
8. Any and all costs associated with this transaction, including advertising and postage, are to be paid by the winning bidder.

SECTION 2. All other ordinances in conflict or inconsistent with this ordinance are hereby repealed, to the extent of such conflict or inconsistency.

SECTION 3. Should any section, paragraph, sentence, clause or phrase of this ordinance be declared unconstitutional or invalid for any reason, the remaining portions of this ordinance shall not be affected thereby and shall remain in full force and effect, and to this end the provisions of this ordinance are hereby declared to be severable.

SECTION 4. This ordinance shall become effective immediately upon final passage and publication, according to law.

No Public Comment

7. REINTRODUCTION OF ORDINANCE NO. 1372-10 – AN ORDINANCE OF THE TOWNSHIP OF MIDDLE, COUNTY OF CAPE MAY AND STATE OF NEW JERSEY TO AMEND CHAPTER 46 OF THE TOWNSHIP CODE REGARDING THE ORGANIZATION AND ESTABLISHMENT OF THE POLICE DEPARTMENT – Following second reading, hearing, and consideration for adoption, Ordinance 1372-10 was adopted on motion by Committeemember Lockwood seconded Committeemember Doughty and passed on roll call. Complete Ordinance is on file in the Clerk's Office. ***Mayor DeLanzo Absent**
WHEREAS, the Township Ordinance at Section 46-1 provides for the Establishment and Organization of the Middle Township Police Department; and
WHEREAS, the Township Committee finds it necessary to make changes to the existing organization in light of current personnel and staff;
BE IT ORDAINED by the Township Committee of the Township of Middle, County of Cape May and State of New Jersey that Chapter 46 be amended as follows:

Section 46-1 - This section shall be revised so that the organizational chart reads as follows:

Office	Number
Chief	1
Captain	1
Lieutenant	2
Sergeant	6
Patrolman	38
Special Officer	5

Section 46-17 - This current section shall be deleted in its entirety and replaced with the following:

No more than five (5) Class Two special law enforcement officers may be employed at any given time.

SECTION 2. All other ordinances in conflict or inconsistent with this ordinance are hereby repealed, to the extent of such conflict or inconsistency.

SECTION 3. Should any section, paragraph, sentence, clause or phrase of this ordinance be declared unconstitutional or invalid for any reason, the remaining portions of this ordinance shall not be affected thereby and shall remain in full force and effect, and to this end the provisions of this ordinance are hereby declared to be severable.

SECTION 4. This ordinance shall become effective immediately upon final passage and publication, according to law.

No Public Comment

8. ORDINANCE NO. 1373-11 – AN ORDINANCE ESTABLISHING THE COMPENSATION OF THE OFFICERS AND EMPLOYEES OF THE TOWNSHIP OF MIDDLE – Following second reading, hearing, and consideration for adoption, Ordinance 1373-11 was adopted on motion by Committeemember Lockwood seconded by Committeemember Doughty and passed on roll call. Complete Ordinance is on file in the Clerk's Office. ***Mayor DeLanzo Absent**
(Ordinance on file in the office of the Municipal Clerk)

No Public Comment

9. ORDINANCE NO. 1375-11 – AN ORDINANCE OF THE TOWNSHIP OF MIDDLE, COUNTY OF CAPE MAY, STATE OF NEW JERSEY TO AMEND THE CODE OF THE TOWNSHIP, CHAPTER 151, ENTITLED GAMES OF CHANCE – On motion by Committeemember Doughty seconded by Committeemember Lockwood and passed on roll call, Ordinance No 1375-11 passed

first reading. Second reading, public hearing and consideration for adoption will be held on 03/07/2011 at 6:00 p.m. ***Mayor DeLanzo Absent**

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

SECTION 1. Chapter 151 of the Code of the Township of Middle is hereby supplemented by the addition of the following:

Chapter/ Section

Short Description

151-3 Issuing Authority

The Municipal Clerk is hereby delegated the authority to act as the "issuing authority" to approve the granting of bingo and raffle licenses in accordance with N.J.A.C. 13:47-1.1 et seq. All organizations seeking a bingo and raffle license shall file an application with the Office of the Municipal Clerk on forms provided.

SECTION 2. All other ordinances in conflict or inconsistent with this Ordinance are hereby repealed, to the extent of such conflict or inconsistency.

SECTION 3. Should any section, paragraph, sentence, clause or phase of this Ordinance be declared unconstitutional or invalid for any reason, the remaining portions of this Ordinance shall not be affected thereby and shall remain in full force and effect, and to this end the provisions of this Ordinance are hereby declared to be severable.

SECTION 4. This amendment shall become effective immediately upon final passage and publication, according to law.

10. RESOLUTION #78-11; 79-11; 80-11– CANCELLATION OF TAXES (ITEMS A THROUGH C) – On motion by Committeemember Doughty seconded by Committeemember Lockwood and passed on roll call, the following resolution was adopted. ***Mayor DeLanzo Absent**
Cancellation of balance of 1st half of 2011 taxes due to property is exempt.
BLOCK 38.01 LOT 5
ASSESSED TO: UNITED STATES OF AMERICA
AMOUNT TO CANCEL: \$3.78
11. RESOLUTION #81-11 – RELEASE PERFORMANCE BOND – JUBREALE, LLC. – On motion by Committeemember Lockwood seconded by Committeemember Doughty and passed on roll call, the following resolution was adopted. ***Mayor DeLanzo Absent**
WHEREAS, \$52,992.00 is being held as a performance guarantee of JUBREALE, LLC. (Morrison, Reale & Fernandez) for Block 43 Lot 12; Rte 47 N.
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 \$52,992.00 is hereby released.
12. RESOLUTION #82-11 – RELEASE OF TRUST ACCOUNTS – On motion by Committeemember Lockwood seconded by Committeemember Doughty and passed on roll call, the following resolution was adopted. ***Mayor DeLanzo Absent**
WHEREAS, certain monies held in Trust Accounts from time to time may have balances remaining after all fees have been paid, and
WHEREAS, the applicants are entitled to a refund of this money,
NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Middle, the governing body thereof, that upon request of the Zoning Officer the following balances in the Trust Accounts as listed on the attached sheets shall be released.
13. RESOLUTION #83-11 – AUTHORIZING EXECUTION OF FAIR AND OPEN CONTRACT – IT PROFESSIONAL – VIABLE NETWORKS LLC. – On motion by Committeemember Lockwood seconded by Committeemember Doughty and passed on roll call, the following resolution was adopted. ***Mayor DeLanzo Absent**
WHEREAS, the Township Committee has previously instituted a Fair and Open Process for the award of contract pursuant to N.J.S.A. 19:44A-20.4 et seq., and
WHEREAS, the Township Committee has followed the procedures that it has previously set forth for the award of specific contracts; and
WHEREAS, the Township Committee has solicited proposals, and has publicly opened each proposal submitted, and has considered each proposal in light of criteria previously established by the Township, and has made a decision on each proposal submitted in light of those criteria;
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 February 7, 2011 for a period not to exceed 12 months.
Viable Networks, LLC. – IT Professional – Not to exceed \$32,000.00
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.
14. RESOLUTION #84-11 – RATIFY SHARED SERVICES AGREEMENT BETWEEN THE TOWNSHIP OF MIDDLE AND MIDDLE TOWNSHIP FIRE DISTRICT NO. 2 BOARD OF FIRE COMMISSIONERS – PARTICIPATION IN JOINT INSURANCE FUND – On motion by Committeemember Doughty seconded by Committeemember Lockwood and passed on roll call, the following resolution was adopted. ***Mayor DeLanzo Absent**

WHEREAS, the Township of Middle is a member of the Atlantic County Municipal Joint Insurance Fund; and

WHEREAS, under the rules and regulations of the Municipal Excess Liability Joint Insurance Fund, the Township of Middle shall endorse the application of a fire district and agree to assume responsibility for the financial obligation of the fire district to the Atlantic County Municipal Joint Insurance Fund further constituting this agreement for reimbursement; and

WHEREAS, the commissioners have been accepted to participate in the ACMJIF.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Middle, the governing body thereof, that the appropriate officials are hereby authorized and directed to sign said Shared Services Agreement for Joint Insurance Fund Year 2011.

15. RESOLUTION #85-11 – ACKNOWLEDGEMENT OF RESIGNATION – 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, the Governing Body of the Township of Middle, County of Cape May and State of New Jersey, that the following resignation listed below is acknowledged. *Mayor DeLanzo Absent

EMPLOYEE	DEPARTMENT	POSITION	EFFECTIVE
Thomas Lee III	Public Works	Laborer	01/28/2011

16. RESOLUTION #86-11 – AWARDED CONTRACT UNDER NON-FAIR AND OPEN PROCESS – RABIES CLINIC – On motion by Committeemember Lockwood seconded by Committeemember Doughty and passed on roll call, the following resolution was adopted.

*Mayor DeLanzo Absent

WHEREAS, the Township has determined that the value of the following contracts will not exceed \$17,500.00 and are renewal contracts from previous years, and

WHEREAS, the Local Public Contract Law (N.J.S.A. 40A: 11-1 et seq.) provides for the award of contracts for professional services without advertising for bids, and

WHEREAS, these contracts are not therefore subject to the provisions of N.J.S.A. 19:44A-20.4 or 20.5, and

WHEREAS, the Township of Middle requires said services, and funds are available for said purpose,

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 the following persons are hereby appointed to the positions designated below for the calendar year 2011.

BE IT FURTHER RESOLVED, that a contract be executed by the Township of Middle with each of said persons to supply professional services for the calendar year 2011.

Baysea Veterinary Hospital ----- Rabies Clinic \$100.00 (\$65.00 per hour)

FURTHER RESOLVED, that generally the rabies clinic only requires one hour, but said clinic will remain open, if animals are present, for an additional hour, with fee pro rated.

FURTHER RESOLVED, that a copy of this Resolution be forwarded to the Herald Times for publication.

FURTHER RESOLVED that these contracts are contingent upon the certification of availability of funds and submission of State Affirmative Action Certification.

17. RESOLUTION #87-11 – AUTHORIZING THE SUBMISSION OF AN APPLICATION TO THE NEW JERSEY LOCAL FINANCE BOARD PURSUANT TO N.J.S.A. 40a:2-26 – On motion by Committeemember Doughty seconded by Committeemember Lockwood and passed on roll call, the following resolution was adopted. *Mayor DeLanzo Absent

WHEREAS, the Township Committee of the Township of Middle, County of Cape May, New Jersey ("Township") desires to make application to the New Jersey Local Finance Board for approval of a waiver of maturity schedule requirements pursuant to N.J.S.A. 40A:2-26; and

WHEREAS, the Township believes:

- (a) it is in the public interest to accomplish such purpose;
- (b) said purpose or improvements are for the health, welfare, convenience or betterment of the inhabitants of the Township;
- (c) the amounts to be expended for said purpose or improvements are not unreasonable or exorbitant; and
- (d) the proposal is an efficient and feasible means of providing services for the needs of the inhabitants of the Township and will not create an undue financial burden to be placed upon the Township.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MIDDLE, COUNTY OF CAPE MAY, NEW JERSEY, AS FOLLOWS:

Section 1. The application to the New Jersey Local Finance Board is hereby approved, and the Township's Bond Counsel, Solicitor and Auditor along with other representatives of the Township, are hereby authorized to prepare such application and to represent the Township in matters pertaining thereto.

Section 2. The Township Clerk is hereby directed to prepare and file a copy of this resolution with the New Jersey Local Finance Board as part of such application.

Section 3. The New Jersey Local Finance Board is hereby respectfully requested to consider such application and to record its findings, recommendations and/or approvals as provided by the applicable New Jersey law.

18. RESOLUTION #88-11 – REJECT BIDS- PROPOSAL AND INSTRUCTIONS FOR CREDIT CARD ACCEPTANCE FOR COLLECTION OF TAXES AND REESTABLISH TABULATION COMMITTEE FOR THE SAME – On motion by Committeemember Lockwood seconded by

Committeemember Doughty and passed on roll call, the following resolution was adopted.

***Mayor DeLanzo Absent**

WHEREAS, following public advertisement, proposals/instructions for the usage of credit cards for the collection of taxes, were received by the Township of Middle on January 20, 2011 at the Township Hall, and

WHEREAS, the proposals received lacked required documentation, therefore disqualifying said bidders, and

WHEREAS, it appears to be in the best interest of the Township to reject the bids and rebid the project.

NOW THEREFORE BE IT RESOLVED, by the Township Committee, the Governing Body of the Township of Middle that all proposals received on January 20, 2011 are hereby rejected, and BE IT FURTHER RESOLVED that Chief Finance Officer Tracey Taverner, Township Clerk Kimberly Krauss and Business Administrator Mark Mallett, be and hereby are appointed to tabulate the bids to be taken on Wednesday March 9, 2011 at 1:00 PM in the Middle Township Municipal Building, 2nd Floor Conference Room, 33 Mechanic Street, Cape May Court House, NJ for the following:

PROPOSAL AND INSTRUCTIONS FOR CREDIT CARD ACCEPTANCE FOR COLLECTION OF TAXES

19. RESOLUTION #89-11 – AMENDING RESOLUTION 199-10 – AMENDING RATE OF PAY – OFF DUTY EMPLOYMENT – POLICE DEPARTMENT – On motion by Committeemember Doughty seconded by Committeemember Lockwood and passed on roll call, the following resolution was adopted. ***Mayor DeLanzo Absent**

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Middle, County of Cape May, State of New Jersey that pursuant to the authority of the Township Committee reflected in Local Code 46, Section II, Subpart H, the rate for service of an off-duty officer at a primary, middle or high school event located in the Township of Middle shall be as follows:

Police Officer \$125.00

Payroll and Township Administrative expenses to Township – \$10.00

Total payment per officer - \$135.00

20. RESOLUTION #90-11 – SUPPORTING INSTALLATION OF A TERRAPIN BARRIER FENCE ALONG NORTH WILDWOOD BOULEVARD – On motion by Committeemember Doughty seconded by Committeemember Lockwood and passed on roll call, the following resolution was adopted. ***Mayor DeLanzo Absent**

WHEREAS, Traffic along the North Wildwood Boulevard might be sparse now, but drastically increases in early summer, when thousands of diamondback terrapins make their way out of coastal marshes onto busy highways;

WHEREAS, terrapin free roads are much safer for people to drive on, decreasing the amount of unexpected breaking and sudden swerving to avoid hitting terrapins in the road; and

WHEREAS, barriers have been used for several years along Stone Harbor Boulevard, Avalon Boulevard, and most recently a community-driven barrier has been installed in Margate; and

WHEREAS, studies have proven that these barriers have been effective, decreasing the number of terrapin road kills drastically; and

WHEREAS, the North Wildwood Terrapin Rescue and the Wetlands Institute, along with collaboration between volunteers, government agencies and local businesses are trying to raise money to expand the fencing to other areas, such as North Wildwood Boulevard;

WHEREAS, these community based projects should reduce the number of nesting female terrapins killed on North Wildwood Boulevard, make our roads safer for driving, encourage citizen science, strengthen the local community and create awareness about local wildlife conservations issues; so

NOW, THEREFORE, BE IT RESOLVED BY the Township Committee of the Township of Middle, County of Cape May, State of New Jersey, that the governing body does hereby endorse the installation of a terrapin barrier fence along North Wildwood Boulevard;

BE IT FURTHER RESOLVED, by the governing body of the Township of Middle, that this resolution supporting installation of a terrapin barrier fence along North Wildwood Boulevard be forwarded to the Department of Transportation, Senator Jeff Van Drew, Assemblyman Matthew Milam and Assemblyman Nelson Albano.

21. RESOLUTION #91-11 – EMERGENCY TEMPORARY BUDGET AMENDMENT – On motion Committeemember Lockwood by Committeemember Doughty seconded by and passed on roll call, the following resolution was adopted. ***Mayor DeLanzo Absent**

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 \$30,000.00

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 \$30,000. 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	20,000.00
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	10,000.00
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		30,000.00
	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	
07-55-502-503-	Prescription Insurance	OE	
07-55-541-541-	Social Security	OE	
	Total		0.00

22. RESOLUTION #92-11 – APPROVAL FOR PAYMENT TERMINAL LEAVE – THOMAS LEE
– On motion by Committeemember Doughty seconded by Committeemember Lockwood and passed on roll call, the following resolution was adopted. ***Mayor DeLanzo Absent**
WHEREAS, Thomas Lee has resigned with an effective date of January 28th, 2011, and
WHEREAS, it is the policy of Middle Township to compensate resigning employees for accumulated vacation, compensation, and personal time, and
WHEREAS, the personnel office has provided sufficient documentation verifying the amount of time accumulated and the Chief Financial Officer has certified that time,
NOW THEREFORE BE IT RESOLVED by the Township Committee, the Governing Body of the Township of Middle, County of Cape May, State of New Jersey that payment be issued to the employee in the amount referenced below.

Thomas Lee

Vacation	1.00	\$77.38	\$77.38
Personal	.50	\$45.50	\$38.69
Total Due			\$116.07

23. RESOLUTION #93-11 – SUPPORTING CONTINUED OPEN SPACE “PILOT” FUNDING -
 On motion by Committeemember Lockwood seconded by Committeemember Doughty and passed on roll call, the following resolution was adopted. ***Mayor DeLanzo Absent**
WHEREAS, the preservation of Open Space is a key factor in maintaining and preserving a high quality of life in the State of New Jersey and all of its municipalities, and
WHEREAS, the Township of Middle with its wealth of natural resources is particularly attuned to the need to maintain large tracts of land in their natural states in order to provide valuable wildlife habitat, watershed protection, and recreational opportunities for current and future populations, and
WHEREAS, it is recognized that the preservation of open space can impose certain direct and indirect costs to host municipalities, and
WHEREAS, the State of New Jersey has recognized the impact of State conservation and preservation efforts and has established the PILOT (payment in lieu of taxes) Program, and
WHEREAS, the PILOT Program was established in 1971 as part of the initial Green Acres Bond Issue and was expanded in 1999 via the Garden State Preservation Trust, and thus has been directly approved by the citizens of the State of New Jersey, and
WHEREAS, the PILOT Program provides financial benefits to municipalities in the State of New Jersey, including 11 of our 16 local municipalities, three of which receive annual payments in excess of \$100,000.00, and
WHEREAS, the Governor’s proposed 2011 budget calls for a three-year phase out of the PILOT program, with 1/3 of the funding being cut in each of the next three years, eliminating the program entirely by 2014, and
WHEREAS, the elimination of this funding from the municipal budgets will put further stress on the abilities of local government to continue to provide quality services to their residents, particularly given the new 2% levy cap that has been instituted by the State of New Jersey.
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 governing body strongly recommends that the State policy makers reaffirm their commitment to property tax relief, environmental protection and fiscal fairness by reversing the decision to cut Open Space PILOT funding.
24. RESOLUTION #94-11 – DECLARING A 1995 FORD F-700 TRUCK AS SURPLUS AND AUTHORIZING IT’S SALE TO THE MIDDLE TOWNSHIP BOARD OF EDUCATION – On motion by Committeemember Doughty seconded by Committeemember Lockwood and passed on roll call, the following resolution was adopted. ***Mayor DeLanzo Absent**
WHEREAS, the Township of Middle is currently in possession of a 1995 Ford F-700 truck which is no longer needed for public use, and
WHEREAS, it is the desire of the governing body to dispose of this vehicle, the description of which is attached hereto and by this reference made a part hereof as Attachment “A”, and
WHEREAS, the Middle Township Board of Education has expressed a desire to obtain this vehicle for official use, and
WHEREAS, this vehicle has a nominal value and declaring same as surplus is in keeping with N.J.S.A. 40A:11-36(2) and so may be disposed of without advertising for bids.
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 1995 Ford F-700 truck, VIN # 1FDNF70J0SVA76471 be and it is hereby declared surplus and authorizes sale of the same to the Middle Township Board of Education for the sum of One Dollar (\$1.00).
25. RESOLUTION #95-11 – AUTHORIZING GRANT APPLICATION – COMMUNITY CATALYST FUND – On motion by Committeemember Lockwood seconded by Committeemember Doughty and passed on roll call, the following resolution was adopted.
***Mayor DeLanzo Absent**
NOW THEREFORE BE IT RESOLVED, that the Township Committee, of the Township of Middle, County of Cape May, New Jersey hereby recognizes and does hereby authorize Terenik Land Use Consulting, LLC. to submit the above referenced grant application on behalf of the Environmental Commission.
BE IT FURTHER RESOLVED, that the appropriate officials are hereby authorized to execute any and all documents in connection therewith.

Committeemember Lockwood: Nice to see a couple off officer retire after years of service. Spoke on Resolution for barriers for the Terrapins approved for North Wildwood Boulevard, hopeful we can get this done by March.

Committeemember Doughty: Kielly has moved from Legion Home to cemetery...still has 2 small portions to go on the Dennisville Road and Church Rod. Probably another 2-3 weeks. Sewer project now at Crest Haven Road and then on to Shellbay area.

26. PUBLIC COMMENT:

Vilma Pombo: Where do we stand with budget.

Mark Mallett: Met with Glen last week...is looking at speaking about the budget at the February 23rd Work Session. Hopefully we can introduce first meeting in March.

Chief Leusner: Final touches on Annual Report. Hoping to have that next week.35 page report.

Madelyn Filipski: Asked for spay and neuter to be resolution to be on February agenda. Paws and Claws Society would like to match Township with vouchers for spay and neuter.

Meeting adjourned: 6:30 PM

Kimberly Krauss, Twp. Clerk

Minutes prepared by D. Stimmel