

Cape May Court House, NJ
June 17, 2013
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 Lockwood, Committeemember Donohue, Township Clerk Kimberly Krauss, Deputy Township Clerk Suzanne Stocker, Business Administrator Constance Mahon, Municipal Solicitor Marcus Karavan, and Township Engineer Marc DeBlasio. **Committeemember DeLanzo was absent.*

1. RECOGNITION OF MIDDLE TOWNSHIP POLICE DEPARTMENT – Mayor Lockwood - On June 11, 2013 at 04:30am, the Middle Township Police Department Special Service Unit, Major Crimes Unit and the Cape May County Gangs, Guns and Narcotics Task Force executed a court authorized search warrant on Johnstown Lane, in Mayville. The property is comprised of three residential units which were all subject to a search based upon the authority of the search warrant. The search warrant was issued after an extensive investigation into the illegal distribution of narcotics from that location. As a result of the search warrant, five subjects were arrested and charged with narcotics related offenses. Middle Township Officers involved in this case were Sgt. James Loftus, Corporal Marcus Phillips and Patrolman Jason Sweitzer.
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.)

*Vilma Pombo – Questioned the Resolution regarding Court House Motel.
Mayor Lockwood – It was an Economic Development loan that has been paid off.*

3. RESOLUTION 317-13 – APPROVING PAYMENT FOR BILLS – BILL LIST A (General Bills) – On motion by Committeemember Donohue seconded by Mayor 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, the governing body thereof, that payment for the following bills in the amounts indicated are hereby approved: Current Acct. \$844,682.44
4. RESOLUTION 318-13 – APPROVING MINUTES FROM PREVIOUS MEETINGS – On motion by Mayor Lockwood seconded by Committeemember Donohue and passed on roll call, the following resolution was adopted.
NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Middle, the governing body thereof, that the following minutes are approved: Regular Meeting 6/3/2017, Closed Session 6/11/2013, 6/12/2013.
5. REPORTS: The following departments have submitted their reports for the months indicated: Tax Collector May 2013, Sewer Collection May 2013, Municipal Court May 2013 and Zoning Official May 2013.
6. ORDINANCE NO. 1449-13 – AN ORDINANCE TO AMEND THE CODE OF THE TOWNSHIP OF MIDDLE, CHAPTER 188 THEREOF ENTITLED PARKS AND RECREATION, SUBSECTION 9, FEE SCHEDULE – Following second reading, hearing, and consideration for adoption, Ordinance 1449-13 was adopted on motion by Committeemember Donohue seconded by Mayor Lockwood and passed on roll call. Complete Ordinance is on file in the Clerk's Office.
BE IT ORDAINED by the TOWNSHIP COMMITTEE, the governing body of the Township of Middle that Chapter 188 of the Revised General Ordinances of the Township of Middle be and is hereby amended as follows:
SECTION 1: Chapter 188-9 Fee Schedule (previously amended on 8-20-2012 by Ordinance No 1415-12) shall be further amended to include the following provisions which will be inserted after the entry for "Snack stand Baker Center":
A. Non Profit Organizations seeking to conduct events in the Township and to utilize the proceeds generated from same to advance youth sports in Middle Township may apply to the Township Committee for a waiver from the fee schedule above. Such waiver shall be granted or denied by resolution of the Governing Body at a regularly scheduled Committee meeting.
B. In the event that any planned activity requires the services of Township employees for set-up, clean up, security, kitchen staffing, etc., then the organization conducting said event shall compensate the Township dollar for dollar for such services. The Recreation Director of the Township shall prepare the invoice for such charges. Payment shall be due on demand.
SECTION 2: Any 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 or 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.

Committeemember Donohue – The purpose of this Ordinance will allow no-profit organizations to use the snack stand and the proceeds will go back into the recreation programs, will charge a reduced or waived fee for use of the snack stand.

7. RESOLUTION 319-13 – AUTHORIZING POSTPONEMENT OF SALE OF LAND TO BE SOLD BY PRIVATE AUCTION AMONG CONTIGUOUS OWNERS – BLOCK 936 LOT 32 – On motion by Mayor Lockwood seconded by Committeemember Donohue and passed on roll call, the following resolution was adopted.

WHEREAS, Ordinance No. 1447-13 outlined and authorized the sale of Block 936 Lot 32 to be sold by a private auction among contiguous owners, and

WHEREAS, due to unforeseen circumstances it will be necessary to postpone said auction until a later date.

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Middle, County of Cape May, State of New Jersey that the auction scheduled to sell a portion of real property identified as Block 936, Lot 32, on June 18, 2013 at 1:00 p.m. in the meeting room of the Township Hall, 33 Mechanic Street, Cape May Court House, New Jersey is hereby postponed.

Connie Mahon – One of the contiguous owners passed away leaving issues with the Estate. The owner interested in purchasing the parcel cannot obtain the property at this time.

Mayor Lockwood – This will be postponed until an undetermined period of time.

8. RESOLUTION 320-13 – APPROVE VENDOR LICENSE – ARMEN AVETISYAN DBA A&T ICE, LLC. – On motion by Committeemember Donohue seconded by Mayor Lockwood and passed on roll call, the following resolution was adopted.

WHEREAS, Armen Avetisyan dba A&T Ice LLC. has applied for a Vendor’s License to operate an ice cream truck in Middle Township,

WHEREAS, proper applications have been made to the Township of Middle, County of Cape May, State of New Jersey and the proper fees have been paid.

THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Middle, County of Cape May and State of New Jersey that the vendor applicant is hereby licensed by the Township of Middle to operate an ice cream truck in Middle Township from June 17, 2013 through December 31, 2013.

9. RESOLUTION 321-13 – RENEWAL OF ALCOHOLIC BEVERAGE LICENSE – On motion by Mayor Lockwood seconded by Committeemember Donohue and passed on roll call, the following resolution was adopted.

WHEREAS, certain licensees have filed for renewal of their Alcoholic Beverage License for one (1) year beginning July 1, 2013, and

WHEREAS, the said applications are in due and proper form with the fee of \$720.00 for each Plenary Retail Consumption License and Retail Distribution License; \$188.00 for each Club License and with no objection filed with all \$200.00 State Filing Fees received and forwarded, THEREFORE BE IT RESOLVED, that the Township Committee, the Governing Body of the Township of Middle, County of Cape May and State of New Jersey, issue a Plenary Retail Consumption License to:

Cape Hospitality Group LP T/A Bellevue Tavern 0506-33-002-006

BE IT FURTHER RESOLVED, that these licenses be signed, sealed and delivered by the Clerk of the Township of Middle in accordance with the rules and regulations of the State Department of Alcoholic Beverage Control and appropriate Ordinances of the Township of Middle.

10. RESOLUTION 322-13 – 2013-2014 HOTEL / MOTEL LICENSE APPROVAL - On motion by Mayor Lockwood seconded by Committeemember Donohue and passed on roll call, the following resolution was adopted.

WHEREAS, the Township of Middle has established a Hotel / Motel License in connection with Ordinance NO. 1157-04, and

WHEREAS, a Hotel/Motel shall be defined for purposes in connection with this ordinance/license as a type of building or combination of buildings within the same complex having 4 or more rooms available for sleeping and lodging to the public for a fee, and

WHEREAS, prior to any person, operating a Hotel/Motel regulated by this ordinance, said person or entity must acquire an annual Hotel/Motel License from the Township Clerk by the 1st of July in each calendar year, and

WHEREAS, prior to the issuance or renewal of any annual Hotel/Motel License, the applicant for such license shall have made the payment of delinquent property and sewer tax. The Township of Middle retains the right of revocation or suspension for non-payment of property taxes when three (3) or more consecutive quarters are delinquent.

WHEREAS, the annual license fee to operate a Hotel/Motel within the Township of Middle shall be \$1,000.00.

WHEREAS, said approval is contingent upon all applicable building, housing, health and safety codes and regulations as set forth by all appropriate local, county and state agencies, and as outlined in Chapter 222-22 of the Code of the Township of Middle, and

WHEREAS, The Township of Middle shall have the right to inspect the licensed premises and the owner/applicant shall provide for the inspection of licensed facilities.

NOW, THEREFORE BE IT RESOLVED, that each of the following licenses be and are hereby authorized for the license year of 2013-2014:

Lic. #	Applicant	Tradename	Location	Sites
1	Amandeep Hotel Inc.	Catalina Motel	1200 Georgia Avenue	9, Mngr. Apt.
3	Isha Hospitality	Country Motel	1604 Rte 47 S	28, Mngr. Apt.

6	Anisha Hospitality LLC.	Economy Motel	3172 Rte 9 S	34, Mngr. Apt.
8	Shree Khodiar LLC.	Simpson Motel	1507 Rte 47 S	19, house
11	Seven Oceans Hospitality	Hyland Motor Inn	38 E. Mechanic St.	34, Mngr. Apt.
16	Nayadip LLC.	Offshore Motel	1801 Rte 47 S	48
17	Nelson Rossi & Jamie Cherego	Seagull Motel, LLC	905 Rt 47 S	11
19	John Lanzinger	Shelton Motel	1410 Rte 47 S	22, house
20	Jai Shree Jalar	Silver Birch Motel	1019 Rte 47 S	10
22	Whispering Woods Inc.	Whispering Woods	535 Rte 47 S	28

11. RESOLUTION 323-13 through 324-13 – AUTHORIZING RETURN OF BALANCE OF ESCROW DEPOSIT – (ITEMS A THROUGH B) – On motion by Mayor Lockwood seconded by Committeemember Donohue and passed on roll call, the following resolution was adopted.

(A) WHEREAS, improvements constructed by Ros-Len, Inc. (the “Developer”) at Block 75, Lot 70, otherwise known as Jerome Avenue, were accepted into the Township’s road system by virtue of Resolution 399-10, adopted September 20, 2010; and WHEREAS, Resolution 399-10 required the posting of a maintenance bond by the Developer for a two year period, effective September 20, 2010; and WHEREAS, by reason of §218-48 of the Code of the Township of Middle, the Developer also was required to deposit inspection fees which then were escrowed pursuant to those ordinances; and

WHEREAS, by reason of provisions of the Municipal Land Use Law, specifically N.J.S.A. 40:55D-53, the maintenance bond automatically expired on September 20, 2012; and

WHEREAS, N.J.S.A. 40:55D-53.1 and §218-48 of the Code of the Township of Middle establish the procedures for the return of unused escrowed inspection fees upon request of the developer; and

WHEREAS, the amount if the inspection fees submitted by the Developer and escrowed was \$__**to be verified upon audit of account**__ and, subsequent to the automatic expiration of the aforementioned maintenance bond, the Developer made written request for return of the unused inspection fees which amount the Chief Financial Officer of the Township has calculated to be \$__**to be verified upon audit of account**__, as of September 20, 2012 (which amount includes accrued interest so long as the accrued interest exceeded \$100.00);

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

1. All of the allegations of the preamble are incorporated herein by this reference thereto as though the same were set forth at length.
2. The Chief Financial Officer be and hereby is authorized to return the unused escrowed balance as aforesaid to the Developer.
3. The Chief Financial Officer and such other officials as are necessary be and they hereby are authorized to take such actions that are necessary and proper in order to effectuate the purposes and intent of this resolution.

(B) WHEREAS, improvements constructed by Pennsylvania Avenue Development Company, L.L.C. (the “Developer”) at Block 475, Lots 44.01 & 44.08, otherwise known as Meadow Valley Road, were accepted into the Township’s road system by virtue of Resolution 398-10, adopted September 20, 2010; and

WHEREAS, Resolution 398-10 required the posting of a maintenance bond by the Developer for a two year period, effective September 20, 2010; and

WHEREAS, by reason of §218-48 of the Code of the Township of Middle, the Developer also was required to deposit inspection fees which then were escrowed pursuant to those ordinances; and

WHEREAS, by reason of provisions of the Municipal Land Use Law, specifically N.J.S.A. 40:55D-53, the maintenance bond automatically expired on September 20, 2012; and

WHEREAS, N.J.S.A. 40:55D-53.1 and §218-48 of the Code of the Township of Middle establish the procedures for the return of unused escrowed inspection fees upon request of the developer; and

WHEREAS, the amount if the inspection fees submitted by the Developer and escrowed was \$__**to be verified upon audit of account**__ and, subsequent to the automatic expiration of the aforementioned maintenance bond, the Developer made written request for return of the unused inspection fees which amount the Chief Financial Officer of the Township has calculated to be \$__**to be verified upon audit of account**__, as of September 20, 2012 (which amount includes accrued interest so long as the accrued interest exceeded \$100.00);

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

1. All of the allegations of the preamble are incorporated herein by this reference thereto as though the same were set forth at length.
2. The Chief Financial Officer be and hereby is authorized to return the unused escrowed balance as aforesaid to the Developer.
3. The Chief Financial Officer and such other officials as are necessary be and they hereby are authorized to take such actions that are necessary and proper in order to effectuate the purposes and intent of this resolution.

12. RESOLUTION 325-13 – AUTHORIZE MAYOR TO EXECUTE DISCHARGE OF MORTGAGE – COURT HOUSE INN, LLC DBA COURT HOUSE MOTEL - On motion by Mayor Lockwood seconded by Committeemember Donohue 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 and State of New Jersey, that the mortgage loan for Court House Inn, LLC (Court House Motel) is hereby authorized to be discharged.
 BE IT FURTHER RESOLVED, that the appropriate officials are hereby authorized to sign any and all documents in connection therewith.
13. RESOLUTION 326-13 – AUTHORIZING APPLICATION – NJ DEP LAND USE REGULATION APPLICATION FORM (LURP 2) – On motion by Mayor Lockwood seconded by Committeemember Donohue 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 authorization is hereby granted to Remington Vernick and Walberg Engineers to apply for the NJDEP Lurp-2 Permit, on behalf of the Township, for the Leonard’s Lane Reconstruction Project – Right of Way.
 FURTHER RESOLVED, that the appropriate officials are hereby authorized to sign any and all documents.
14. RESOLUTION 327-13 – ADDRESSING THE IMMEDIATE NOISE CONCERNS OF RESIDENTS REGARDING GARDEN STATE PARKWAY PROJECT AND FURTHERMORE MAKING RECOMMENDATION IN CONNECTION THEREWITH – On motion by Committeemember Donohue seconded by Mayor Lockwood and passed on roll call, the following resolution was adopted.
 WHEREAS, various residents adjacent to the proposed Garden State Parkway reconfiguration project have expressed their concerns to the governing body regarding current noise issues resulting from the construction of improvements in the immediate vicinity, and
 WHEREAS, the Township Committee of the Township of Middle has reviewed said concerns and recommends the following:
 1. Township Committee recommends that a noise barrier be constructed just south of Mechanic Street and continue south past Bennett Rd. to alleviate the excessive noise resulting from the construction of the Garden State Parkway Interchange improvements
 2. Any and all remedies be explored to mitigate the increased noise due to changing traffic patterns and construction.
 NOW THEREFORE BE IT RESOLVED, that the Township Committee, of the Township of Middle, County of Cape May, New Jersey does hereby make the above referenced recommendations to the New Jersey Transportation Authority and the County of Cape May in connection with the Garden State Parkway reconfiguration project.
Connie Mahon – This will ask NJTA to consider noise barriers to mitigate noise during the Garden State Parkway project.
15. RESOLUTION 328-13 – AUTHORIZATION TO CLOSE A PORTION OF JOFFRE AVENUE FOR NEIGHBORHOOD BLOCK PARTY – On motion by Mayor Lockwood seconded by Committeemember Donohue 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 authorization is hereby given to close a portion of Joffre Avenue on Tuesday, June 18, 2013 from 6:00-9:00pm, for a neighborhood block party.
 BE IT FURTHER RESOLVED, that the request for an extension on the Middle Township Noise Ordinance is hereby granted until 9:00 pm.
16. RESOLUTION 329-13 – APPROVAL FOR PAYMENT TERMINAL LEAVE – MICHAEL ELIAS – On motion by Mayor Lockwood seconded by Committeemember Donohue and passed on roll call, the following resolution was adopted.
 WHEREAS, Michael Elias has retired with an effective date of May 31, 2013, and
 WHEREAS, it is the policy of Middle Township to compensate retiring employees for accumulated vacation, sick, compensation, and personal time, and
 WHEREAS, the personnel office has provided sufficient documentation verifying the amount of time accumulated and the Finance 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.
 Michael Elias
- | | | | |
|----------|-----------|-------|-------------|
| Sick | 239 hours | 48.04 | \$11,481.56 |
| Personal | 0 hours | 48.04 | 0 |
| Comp | 2 hours | 48.04 | \$96.08 |
| Owed | | | \$11,577.64 |
17. RESOLUTION 330-13 – INSERTION OF A SPECIAL ITEM OF REVENUE – BIKE PATH PHASE 4 – 2013 – On motion by Committeemember Donohue seconded by Mayor Lockwood and passed on roll call, the following resolution was adopted.
 WHEREAS, R.S. 40A: 4-87 provides the Director of the Division of Local Government Services to approve the insertion of any Special Item of Revenue in the budget of any Municipality when such item shall have been made available by law and the amount whereof was not determined at the time of adoption of budget, and
 WHEREAS, said Director may also approve the insertion of an appropriation for an equal amount.
 NOW THEREFORE BE IT RESOLVED, that the Township Committee, the Governing Body of the Township of Middle, County of Cape May and State of New Jersey, hereby requests the

director of Local Government Services to approve the insertion of additional items of revenue in the budget of the year 2013 in the sum of:

Bike Path Phase 4 FY 2013 -- \$300,000.00

BE IT FURTHER RESOLVED, that like sum be and the same is hereby appropriated under the following caption:

Bike Path Phase 4 FY 2013 -- \$300,000.00

18. RESOLUTION 331-13 – AUTHORIZING CREATION OF LIEN ON PROPERTY – On motion by Mayor Lockwood seconded by Committeemember Donohue and passed on roll call, the following resolution was adopted.

WHEREAS, N.J.S.A. 40:48-2.13 authorizes the governing body of every municipality the power to make, enforce, amend and repeal ordinances requiring the owner or tenant of a dwelling or of lands lying within the municipality to provide for the removal or destruction of brush, weeds, debris, etc. constituting fire hazard or injurious to public health or safety and to provide for the imposition of penalties for the violation of any such ordinance, and

WHEREAS, N.J.S.A.40:48-2.14 authorizes the municipality the right to place a lien against such dwelling or lands to provide for the cost of removing brush, weeds debris, etc., and

WHEREAS, the Township of Middle has adopted Ordinance No. 316-76 known as Article I of Chapter 193 of the Code of the Township of Middle “Property Maintenance”, and

WHEREAS, the Township of Middle has noticed the following property owners as indicated below and furthermore these violations had not been remedied.

WHEREAS, in absence of compliance by said owners, the Township of Middle commenced and completed abatement of these violations, and

WHEREAS, the Code Enforcement Officer of the Township of Middle has certified the following cost as listed.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Middle, the governing body thereof, that it hereby impose a lien on the properties listed below as indicated.

FURTHER RESOLVED, that a copy of this lien shall be filed in the Office of the Tax Collector of the Township of Middle.

OWNER	PROPERTY LOCATION	BLOCK // LOT	AMOUNT
Eller, Dana	211 W. Pacific Avenue	325 // 5	\$72.55
Fritsch, Christine	28 Park Avenue	400 // 12	\$72.55
Belles, William Jr.	6 Linden Circle	1472 // 12	\$72.55
Gayle, Kevin & Amy	9 Wayne Avenue	56.06 // 5	\$65.65
Paone, Anthony & Dana	667 Dias Creek Road	164.02 // 13	\$62.65
King, Robert & Rosealie	124 Indian Trail	208 // 4	\$87.49
Saylor, Beverly & Goodway, J.L.	1453 Burleigh Road	1410.01 // 52	\$87.49

19. RESOLUTION 332-13 – PERSON TO PERSON TRANSFER OF CAMPGROUND LICENSE NO. 15 – On motion by Mayor Lockwood seconded by Committeemember Donohue and passed on roll call, the following resolution was adopted.

WHEREAS, Campground License No. 15, otherwise known as 116 Goshen Swainton Road, was previously licensed under the name of Menz Enterprises Inc., and

WHEREAS, a deed transfer has taken place effective May 23, 2013 for the sale of said parcel onto Sun Big Timber RV, LLC.

WHEREAS, Sun Big Timber RV LLC. has made application to transfer said license, and

WHEREAS, all legal requirements for said transfer have been fulfilled.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Middle, the governing body thereof, that Campground License # 15 be and hereby is transferred into the name of Sun Big Timber RV, LLC.

20. RESOLUTION 333-13 – APPOINTMENT – PART TIME – NEW HIRE – On motion by Committeemember Donohue seconded by Mayor 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 employees are hereby appointed to the following position at the salaries opposite their names:

NAME	DEPARTMENT	TITLE	SALARY	EFFECTIVE
Stephen Stagg	Recreation	Recreation Aide P/T T/A*	\$9.00 ph	06/14/2013

* T/A appointment (6 month appointment)

21. RESOLUTION 334-13 – AWARD CONTRACT AND RATIFY AGREEMENT THROUGH NON-FAIR AND OPEN PROCESS – STEPHEN C. MARTINELLI LAND SURVEYING, LLC. – WETLAND DELINEATION / NJDEP LETTER OF INTERPRETATION – SURVEYING SERVICES – On motion by Mayor Lockwood seconded by Committeemember Donohue and passed on roll call, the following resolution was adopted.

NOW THEREFORE BE IT RESOLVED by the Township Committee of the Township of Middle, the governing body thereof, that the Agreement between Stephen Martinelli Land Surveying, LLC. and the Township of Middle for Surveying Services towards the Wetland Delineation / NJ DEP Letter of Interpretation for the Ockie Wisting Recreational Complex, be and is hereby ratified and the contract is hereby awarded through the Non-Fair and Open Process as described in Pay-To-Play Statutes.

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

Stephen C. Martinelli – Surveying Services - Wetland Delineation / NJ DEP Letter of Interpretation - Ockie Wisting Recreational Complex – Not to exceed \$6,500.00

22. RESOLUTION 335-13 – AUTHORIZING AND ACKNOWLEDGING RENEWAL OF CONTRACT WITH BENECARD FOR EMPLOYEE PRESCRIPTION PLAN – On motion by Committeemember Donohue seconded by Mayor 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 and State of New Jersey, that the renewal contract with Benecard Prescription Benefit Program/ RX Alliance, for a twelve month period, is hereby authorized and acknowledged.
BE IT FURTHER RESOLVED, that the contract reflects a 6.50% increase over last year.
FURTHER RESOLVED, that the appropriate officials are hereby authorized to sign any and all paperwork in connection therewith.
23. RESOLUTION 336-13 – CLOSED SESSION - CONTRACT NEGOTIATION (COOPERATIVE PURCHASING AGREEMENT) – On motion by Mayor Lockwood seconded by Committeemember Donohue and passed on roll call, the following resolution was adopted.
WHEREAS, the section of the Open Public Meetings Law, Chapter 231, P.L. 1975, permits the exclusion of the public from a meeting in certain circumstances, and
WHEREAS, the Township Committee of the Township of Middle, the governing body thereof, is of the opinion that such circumstances presently exist, and
WHEREAS, said Closed Session shall be held directly after this open session.
NOW THEREFORE BE IT RESOLVED, by the Township of Middle, County of Cape May, State of New Jersey:
1.) The public shall be excluded from the discussion of an action upon the hereinafter specified matter: CLOSED SESSION – CONTRACT NEGOTIATION (COOPERATIVE PURCHASING AGREEMENT)
2.) The general nature of the subject matter to be discussed is as follows:
CLOSED SESSION – CONTRACT NEGOTIATION (COOPERATIVE PURCHASING AGREEMENT)
3.) It is anticipated at this time the above subject matter will be made public as follows:
WHEN THE MATTER IS RESOLVED
4.) This Resolution shall take effect immediately.
Upon adoption of this resolution and conclusion of this meeting the governing body will convene on the following topic in closed session: CONTRACT NEGOTIATIONS (UAW) AND ANIMAL CONTROL SERVICES
This matter will be released to the public when the matter has been deemed resolved and the need to hear said item in closed session no longer exist.
The public will be invited back into open session at the conclusion of this meeting and formal action may be taken.
**Resolution was amended to remove Animal Control Services.
Connie Mahon – We are going to be discussing a proposal between the Township of Middle and Borough of Avalon relative to a possible dredging project. We would like to discuss the terms and pricing and a game plan for this project.*
24. RESOLUTION 337-13 – CLOSED SESSION – PERSONNEL MATTERS (PUBLIC WORKS SUPERINTENDENT POSITION) – On motion by Mayor Lockwood seconded by Committeemember Donohue and passed on roll call, the following resolution was adopted.
WHEREAS, the section of the Open Public Meetings Law, Chapter 231, P.L. 1975, permits the exclusion of the public from a meeting in certain circumstances, and
WHEREAS, the Township Committee of the Township of Middle, the governing body thereof, is of the opinion that such circumstances presently exist, and
WHEREAS, the Township Committee of the Township of Middle wishes to meet in closed/executive session regarding the position of Public Works Superintendent, and furthermore review resumes and applications as submitted and hold interviews in connection therewith, and
WHEREAS, said Closed Session shall be held on the dates as outlined below, which will be held in the 2nd floor conference room of Township Hall: June 20, 2013
NOW THEREFORE BE IT RESOLVED, by the Township of Middle, County of Cape May, State of New Jersey:
1.) The public shall be excluded from the discussion of an action upon the hereinafter specified matter: CLOSED SESSION – PERSONNEL MATTERS (PUBLIC WORKS SUPERINTENDENT POSITION)
2.) The general nature of the subject matter to be discussed is as follows: CLOSED SESSION – PERSONNEL MATTERS (PUBLIC WORKS SUPERINTENDENT POSITION)
3.) It is anticipated at this time the above subject matter will be made public as follows:
WHEN THE MATTER IS RESOLVED
4.) This Resolution shall take effect immediately.
*Upon adoption of this resolution and conclusion of this meeting the governing body will convene on the following topic in closed session: This matter will be released to the public when the matter has been deemed resolved and the need to hear said item in closed session no longer exist.
The public will be invited back into open session at the conclusion of this meeting and formal action may be taken.*

25. PUBLIC COMMENT:

Engineer Report, Marc DeBlasio:



DIRECTOR OF OPERATIONS
CORPORATE SECRETARY
Bradley A. Blubaugh, BA, MPA

SENIOR ASSOCIATES
John J. Cartwain, PE, P.E. CME
Alan J. Jaramila, PE, P.E. CME
Frank J. Servey, Jr., PE, P.E. CME
Ronald Vogt, PE, P.E. CME
Dennis R. Yoder, PE, P.E. CME, LEED
Charles E. Adelman, P.L.S., AEST
Kim Wendell Bibbs, PE, CME
Marc DeBlasio, PE, P.E. CME
Lennard A. Fazio, PE, CME
Christopher J. Fazio, PE, CME
Kenneth C. Roedel, PE, CME
Gregory J. Sullivan, PE, P.E. CME
Richard B. Zankowski, PE, CME, ICEE

Remington & Vernick Engineers
232 Kings Highway East
Haddonfield, NJ 08033
(856) 795-9999
(856) 795-1882 (fax)

Remington, Vernick & Verna Engineers
2 Allen Street
1753 38th Street
1753 505-8416 (fax)
3 Jacana Boulevard, Suite 300-400
Old Bridge, NJ 08857
1732 396-8000
1732 591-2810 (fax)

Remington, Vernick & Walberg Engineers
848 North Main Street
Pleasantville, NJ 08232
(609) 648-7110
(609) 648-7076 (fax)
4907 New Jersey Avenue
Windsor City, NJ 08860
(609) 822-9150
(609) 822-9813 (fax)

Remington, Vernick & Beach Engineers
525 Fayette Street
1848 North Main Street
Cinnaminson, NJ 08040
(610) 840-1050
(610) 840-1161 (fax)
73 West Main Street, Rear
Mechanicsville, PA 17055
(717) 766-1775
(717) 766-0232 (fax)

1000 Church Hill Road, Suite 220
Pittsburgh, PA 15205
(412) 263-2200
(412) 263-2211 (fax)
Linn, Office Plaza, Bellevue Building
262 Chomson Road, Suite 100
Newark, DE 19702
(302) 266-0212
(302) 266-6208 (fax)

Remington, Vernick & Arango Engineers
The Presidential Center
Lincoln Building, Suite 600
101 Route 136
Cinnaminson, NJ 08047
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ENGINEERING STATUS REPORT MIDDLE TOWNSHIP

June 17, 2013

Prepared For:
TOWNSHIP COMMITTEE

Prepared By:
MARC DEBLASIO, P.E., P.P., C.M.E.
Township Engineer

GRANT APPLICATIONS

Game Time Recreation-Playgrounds

- Marturano Recreation has offered the Township a 50% grant for the playgrounds identified for the Davies Sports Complex and in Rio Grande. The total grant amounts are listed below:

1. Davies Sports Complex	\$29,043.00
2. Rio Grande	\$11,362.00
Total	\$40,405.00
- Based on our meeting, the Township identified playground needs at the Davies Sports Complex and in Rio Grande.
- The Township can utilize this playground grant as an "in kind" match for the Township's pending NJDCA Small Cities grant application which contains the installation of an ADA playground at the Davies Sports Complex.

NJDOT Transportation Enhancement Program

- The Township has selected the streetscaping of Main Street from Mechanic Street to Hand Avenue and Mechanic Street from Eoyd Street to Main Street (south side).
- Our office provided the necessary information and deliverables to Triad Associates on July 14th and the grant application was submitted for the July 17th deadline.
- The Township was recently informed that this project was not selected for funding.

New Jersey Office of Clean Energy – Direct Install Program

- Martin Luther King Center: Eligible to receive a \$48,118.75 grant with a \$20,622.32 match. The yearly estimated savings is \$9,290.37.
- Public Works Facility: Eligible to receive a \$55,384.96 grant with a \$23,736.42 match. The yearly estimated savings is \$11,756.38.

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2013 NJDCA Small Cities Grant Application

- The Township has been awarded \$295,000.00 to complete ADA improvements at the Municipal Complex and Davies Recreation Complex.
- The NJDCA has approved the grant award and our office submitted a proposal for authorization.
- We have a project kick off meeting on May 24th at 11:00 am.

CAPITAL IMPROVEMENTS

FY2013 NJDOT Reconstruction of Second Street - Phase 2

- Design plans are complete and the project will be ready for public bidding within two weeks.

FY 2013 NJDOT Bike Path – Phase 4

- We submitted a proposal on June 4, 2013 and we are prepared to begin work upon authorization by the Township.

Avalon Manor and Leonards Lane Road Program

- Our office has met with Township officials and completed site investigations to develop roadway construction cost estimates for Leonard's Lane and the Avalon Manor section of the Township.
- The bid opening occurred on February 27, 2013 and the apparent low bidder is Landberg Construction, LLC in the amount of \$556,795.00.
- Storm sewer installation is complete and roadwork is currently on-going on Leonards Lane.

USDA Rural Development Sanitary Sewer Application – Grassy Sound

- A meeting was held with the Grassy Sound engineer on March 27, 2013.
- Our office has begun coordinating the design and permitting package.
- We anticipate starting survey, base mapping and permitting the week of May 27, 2013.

FY2013 NJDCA Small Cities – ADA Improvements

- We have been authorized to begin the design and specifications. The project is scheduled for public bidding in August, 2013.

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GENERAL ENGINEERING PROJECTS

Robert 'Oekle' Wisting Recreation Complex

- Cape Express Soccer Organization has proposed to complete what remains unfinished, additional work and maintenance of the facility.
- Our office has generated a conceptual plan to show additional recreation activities at the Complex based upon Cape Express' plan of development.
- A conceptual plan was presented to the public at an Open Space and Recreation Meeting held on January 22, 2013 for public comment.
- An application to extend the Freshwater Wetlands Letter of Interpretation was submitted to NJDEP. NJDEP informed our office that an extension would not be granted. Our office will prepare a new Letter of Interpretation in conjunction with Lomax Consulting.
- A conceptual plan was sent to Elizabeth Terenik for inclusion in her submittal to Cape May County.

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Committeemember Donohue –

- Great job done by police force, worthy of recognition.
- Attended ground breaking on Saturday on Saturday in Whitesboro for new Habitat for Humanity home.
- Under 5 year old family fun day at Goshen Recreation will be on Thursday from 2pm-5pm, this is rescheduled from last week due to weather.
- Phase 4 Bike Path project, received grant for \$300,000, should get bike path close to MLK Center.
- Plans on meeting with DRBA, County of Cape May, Lower Township and Rotary Club to plan bike path, would ultimately like to be able to get off of the Ferry and ride to the Zoo. Rotary Club has mentioned building park or sitting area along bike path.

Mayor Lockwood -

- Attended Philadelphia Phillies game on June 5th where the Middle Township Middle School Choir sang the National Anthem, which included his daughter. Great program offered by the Phillies organization.
- June 29th is the opening concert for the Jersey Shore Pops at the Performing Arts Center.
- 4th of July festivities are being planned as the date is coming up soon, fireworks at the Goshen Recreation facility will be on as usual.

Vilma Pombo –

Asked if there was any update on the animal control services?

Connie Mahon –

Would like Middle Township to keep the services in-house and focus more on animal controls services in Middle Township. Contracts expire at the end of the year and we will be looking into these services more at that time.

Bernice Brunson –

Are there any lay-offs for animal control?

Mayor Lockwood –

Our animal; control is handled by one person with some help by other employees in the public works department. As of right now, we are keeping the service in house and not privatizing.

Carl Karmelowicz –

Questioned line item for shoes on the bill list.

Committeemember Donohue –

The police contract includes that they be reimbursed for shoes.

Carl Karmelowicz –

Believes that the police should be responsible for paying for their shoes.

Motion to go into executive session – 6:32pm

1st Committeemember Donohue 2nd Mayor Lockwood

Roll Call Vote: Committeemember Donohue, Mayor Lockwood

Motion to return to open meeting – 7:15pm

1st Mayor Lockwood 2nd Committeemember Donohue

Roll Call Vote: Committeemember Donohue, Mayor Lockwood

Motion to adjourn meeting – 7:16pm

1st Committeemember Donohue 2nd Mayor Lockwood

Pass on Roll Call: Committeemember Donohue, Mayor Lockwood

Kimberly D. Krauss, Twp. Clerk