

Donohue seconded by Committeemember DeLanzo 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 in the County of Cape May and State of New Jersey that the following sections be amended as follows:

SECTION 1

Chapter 204-3, Service Areas, shall be amended to include the following:

B. Schedule A. (amended to include the following)

(11) Shellbay, Shunpike, Goshen, Crest Haven Sanitary Sewer Systems area boundary description of Hatch,

Mott & MacDonald contract dated May 16, 2011, Res. #246-11 and further amended November 7, 2011, Res. #546-11.

1. The Shellbay area:

- (a) Bordered by the Garden State Parkway to the West.
- (b) Bounded by Ninth Street to the East.
- (c) Bounded by First Avenue to the South
- (d) Bounded by Third Avenue to the North

2. The Goshen Road area:

- (a) Bounded by Goshen Road just North of Atlantic City Electric Company easements.
- (b) Bounded on the North by Michael Avenue and the intersection of Johnson Avenue and Goshen Road.

3. The Crest Haven area:

- (a) Bounded by Crest Haven Road and the County Farm Pond to the North.
- (b) Bounded by State Highway Route 9 to the West.
- (c) Bounded by Fox Run Road to the South.

4. The Shunpike area:

- (a) Bounded by NJ Transit R.O.W. to the North.
- (b) Bounded by the Atlantic City Electric Company easement to the South.
- (c) Bounded by Stites Avenue and Dias Creek Road to the Northeast.
- (d) Bounded by Pacific Avenue to the Southwest.

(12) Whitesboro/Edgewood Sanitary Sewer Phase I area boundary description of Hatch, Mott & MacDonald contract dated December 2, 2002, Res. #435-02. [Added

- (a) Bounded by Lena Street to the North.
- (b) Bounded by King Street to the South.
- (c) Bounded by Reading Avenue to the West.
- (d) Bounded by Franklin Avenue and Fifth Street to the East.

The following sections of Chapter 204, Article II. Sewer Rates and Connection Charges shall be amended to read as follows:

204-10 Payment of bills quarterly; interest.

The sewer charges established pursuant to the rate schedule set forth herein shall be payable quarterly in advance at the Township offices. Said charges shall draw interest at the rate of 1 1/2% per month from the time they become due and shall become a lien upon the premises connected. Such sewer charges are based upon estimated annual operation costs, annual amortization costs and other costs of the Township sewage system and may be changed from time to time as the need generated by such costs may require. Water consumption to an additional service line installed with a separate meter for water which will not be returned to the sanitary sewer collection system shall not be considered in determining the quarterly service charge.

204-11 Rates for commercial and industrial establishments in the same building.

Where premises or a building is occupied by more than one commercial or industrial establishment or by a combination of both types of establishments, the charge will be determined by applying the aforesaid rates to each commercial and industrial establishment located therein. All properties listed in the tax duplicate as commercial shall be billed as commercial entirely.

204-16 Inspections; unrestricted access.

The officers and agents of the Township shall have unrestricted access at reasonable hours to all premises served by the Township to inspect the collection system and to see that the requirements of the Township regarding the use of the customer's sewer connection are being observed.

204-16.1 Access to Meters

All water meters shall be located on the exterior of the building and remain clear of all debris and obstacles allowing easy, unrestricted access by township employees reading said meter. Property owners are prohibited from placing water meters in the interior of a building, in a confined space or placing locks or other restrictive instruments on water meters,

The following sections of Chapter 204, Article V. Procedure for Attaining Inactive Sewer Status shall be amended to read as follows:

205-35 Fee

Upon issuance of the Certificate of Eligibility, the property owner shall pay the cost of plugging the sewer lateral servicing the property. The costs thereof shall be as follows:

4" connection - \$ 50.00

6" connection - \$ 75.00

The property owner shall be responsible to pay an annual fee of \$308.00 to remain an "inactive user." This amount represents 55% of the cost of the active residential user to cover the debt service and operating costs of the sewer utility.

204-36 Reconnection

No property shall be reconnected to the sewer system unless a Reconnection Fee is paid. The Reconnection Fee shall be \$500.00.

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.

Connie Mahon – Sewer Ordinance was brought up as issues were noticed over the past several months. Mentioned change in costs to inactive user fees and reconnection fee for sewer system. Also, mandating that anyone with a meter, mostly commercial establishments and hotels/motels, to be sure that meters are located in an accessible area and out of harms way for well water.

8. ORDINANCE 1461-13 - AN ORDINANCE OF THE TOWNSHIP OF MIDDLE, COUNTY OF CAPE MAY, NEW JERSEY, APPROPRIATING THE SUM OF \$200,000 IN FUNDING FROM THE CAPITAL IMPROVEMENT FUND FOR THE DEMOLITION OF UNSAFE STRUCTURES – Following second reading, hearing, and consideration for adoption, Ordinance 1461-13 was adopted on motion by Mayor Lockwood seconded by Committeemember Donohue 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 \$200,000. from the Capital Improvement Fund of the Township of Middle, County of Cape May, New Jersey ("Township") for the demolition of unsafe structures.

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.

Mayor Lockwood – Personnel has been established to take care of the dilapidated houses in the Township. Some of these houses are housing homeless individuals, wildlife and in some areas, drugs. These properties have an effect on the property values of other houses in the area. The properties will be demolished and a lien placed again the property, so that the township can recuperate the costs.

9. ORDINANCE 1462-13 - AN ORDINANCE OF THE TOWNSHIP OF MIDDLE, COUNTY OF CAPE MAY AND STATE OF NEW JERSEY TO ESTABLISH AN AGGRESSIVE BEGGING ORDINANCE – Following second reading, hearing, and consideration for adoption, Ordinance 1462-13 was adopted on motion by Committeemember Donohue seconded by Committeemember DeLanzo and passed on roll call. Complete Ordinance is on file in the Clerk’s Office.

AN ORDINANCE OF THE TOWNSHIP OF MIDDLE, COUNTY OF CAPE MAY AND STATE OF NEW JERSEY TO ESTABLISH AN AGGRESSIVE BEGGING ORDINANCE
BE IT ORDAINED by the TOWNSHIP COMMITTEE, the governing body of the Township of Middle, that the following is hereby adopted as an Ordinance of the Township of Middle:

SECTION 1.

Aggressive Begging Ordinance:

(A) Definition:

1. AGGRESSIVELY BEG

Speaking to or following a person in a manner that would cause a reasonable person to fear bodily harm or the commission of a criminal act upon the person or upon property upon the person’s immediate possession or would intimidate another person into giving money or goods.

2. ASK, BEG OR SOLICIT ALMS

To ask for money or goods as a charity, whether by words bodily gestures, signs or other means.

3. PEDESTRIAN OR VEHICULAR INTERFERENCE

To walk, stand, sit, lie or place an object in such a manner as to block passage by another person or vehicle, or to require another person or a driver of a vehicle to take evasive action to avoid physical contact. Acts authorized pursuant to the City’s picketing and parade ordinances and regulations are exempt from this article.

4. PUBLIC PLACE

An area generally visible to public view and includes the Boardwalk, alleys, bridges, buildings, driveways, parking lots, parks, plazas, sidewalks and streets opened to the general public, including those that serve food or drink or provide entertainment, and the doorways and entrances to buildings, shops or dwellings and or grounds enclosing them.

(B) Prohibited acts.

No person may ask, beg or solicit alms, including money and other things of value, in an aggressive manner in any public place. Acts authorized as an exercise of one’s constitutional right to picket, the right to legally protest, any acts authorized by permit or parades issued pursuant to the Code of the Township of Middle shall not constitute obstruction of pedestrian or vehicular traffic.

1. A person is guilty of pedestrian interference if, in a public place, that person intentionally obstructs pedestrian or vehicular traffic or if that person aggressively begs.

2. No person may aggressively ask, beg or solicit alms in any public transportation vehicle or at any bus or train station or stop.

3. No person may aggressively ask, beg or solicit alms within 100 feet of any automatic teller machine (ATM).

4. No person may aggressively ask, beg or solicit alms from any operator or occupant of a motor vehicle that is in traffic on a public street.
5. No person may aggressively ask, beg or solicit alms from any operator or occupant of a motor vehicle on a public street in exchange for blocking, occupying or reserving a public parking space or directing them operator or occupant to a public parking space.
6. No person may aggressively ask, beg or solicit alms in exchange for cleaning motor vehicle windows while the vehicle is in traffic on a public street
7. No person may aggressively ask, beg or solicit alms in exchange for protecting, watching, washing, cleaning, repairing or painting a motor vehicle or bicycle while it is parked on a public street.
8. No person may aggressively ask, beg or solicit alms on private property or residential property without permission from the owner or occupant.
9. No person may aggressively ask, beg or solicit alms at any time.
10. No person may aggressively ask, beg or solicit alms within 25 feet of the entrance or exit of any business establishment where the express intent of such asking, begging or soliciting of alms is to solicit directly from the employees or patrons of such business establishment.

(C) EXEMPTIONS

Nothing herein shall prohibit not for profit organizations from soliciting donations. Such Organizations may seek written approval to solicit same from the Municipal Police Department.

(D) PENALTIES AND FINES

- a. First offense. A fine up to \$250.00 plus up to 30 days jail time and up to 5 days of Court approved community service.
- b. Second offense. A fine up to \$500.00 plus up to 30 days jail time and up to 10 days of Court approved community service.
- c. Third offense. A fine up to \$1,000.00 plus up to 30 days jail time and up to 15 days of Court approved community service.

SECTION 2. All ordinances or parts of ordinances, inconsistent herewith are hereby repealed to the extent of such inconsistency. This Ordinance shall specifically supersede Ordinance # 1456-13 which is hereby repealed.

SECTION 3. This ordinance shall take effect after final adoption and publication as required by law.

Mayor Lockwood – Previous Ordinance received criticism for having an impact on “free speech” and required adjustments. This Ordinance will correct the issues in the previously adopted Ordinance.

10. ORDINANCE NO. 1463-13 - AN ORDINANCE TO AMEND THE CODE OF THE TOWNSHIP OF MIDDLE, CHAPTER 188, SECTION 13, ENTITLED CODE OF CONDUCT REVIEW COMMITTEE - On motion by Mayor Lockwood seconded by Committeemember Donohue and passed on roll call, Ordinance No. 1463-13 passed first reading. Second reading, public hearing and consideration for adoption will be held on December 16, 2013 at 6:00 p.m. AN ORDINANCE TO AMEND THE CODE OF THE TOWNSHIP OF MIDDLE, CHAPTER 188, SECTION 13, ENTITLED CODE OF CONDUCT REVIEW COMMITTEE
BE IT ORDAINED, by the Township Committee of the Township of Middle, County of Cape May, State of New Jersey, that the following chapter and section of the local code is hereby revised as follows:
SECTION 1:
Term of office.
A. The initial members of the Code of Conduct Review Committee shall have terms as follows:
(1) Recreation Director(s) and Township Business Administrator shall be appointed to serve for a term of three years
(2) Two members of the Recreation Advisory Board shall be appointed to serve for a term of three years.
(3) One coach from each sport shall be appointed to serve for a term of two years.
(4) Two parents from each sport shall serve for a term of two years.
B. Each member of the Code of Conduct Review Committee shall serve until his successor has been appointed and qualified.
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 Ordinance shall become effective immediately upon final passage and publication, according to law.
11. RESOLUTION 572-13 - ESTABLISHING A MUNICIPAL ALLIANCE COMMITTEE – On motion by Mayor Lockwood seconded by Committeemember DeLanzo and passed on roll call, the following resolution was adopted.
WHEREAS, the New Jersey Governor’s Council on Alcoholism and Drug Abuse offers grants to municipalities to form a Municipal Alliance Committee, and
WHEREAS, the mission of the Municipal Alliance Committee is to develop substance abuse prevention programs at the local level, and
WHEREAS, the designation of a Municipal Alliance Committee is required to plan and develop local programs, and
WHEREAS, the following citizens have expressed an interest in serving on the Municipal Alliance Committee:
Monica Pedroni

Bridget Saracco
 Cheryl Cropper
 Allison Stanford
 Mary Kate Matthews-Garry
 Burgess Hamer
 Victoria Dougherty
 Necheala Pierce

NOW, THEREFORE, BE IT RESOLVED that the following be and are hereby appointed as members of the Township of Middle Municipal Alliance for a term of 1 Year, term to expire on 12/31/2013.

12. RESOLUTION 573-13 – AWARD OF BID – IRRIGATION PARTS & EQUIPMENT – On motion by Mayor Lockwood seconded by Committeemember Donohue and passed on roll call, the following resolution was adopted.

WHEREAS, it has been deemed necessary and desirable to solicit bids for irrigation parts and equipment, and

WHEREAS, sealed bids were received on October 29, 2013, and

WHEREAS, it appears that the following bid submitted represents a figure equal to the lowest bid received, which complies with specifications.

John Deere - \$15,784.93

NOW THEREFORE BE IT RESOLVED by the Township Committee of the Township of Middle, the governing body thereof, that the contract for Irrigation Parts and Equipment, by and hereby is awarded to John Deere, and

FURTHER RESOLVED, that this award is conditioned upon submission of Treasurer’s Certification of availability of funds.

13. RESOLUTION 574-13 - AUTHORIZING CREATION OF LIEN ON PROPERTY – On motion by Committeemember Donohue seconded by Committeemember DeLanzo 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
Michael & Veronica Frazier	703 Gibbs Street	902 // 10	\$69.63
Joseph & Madeline Palm	122 Lafayette Avenue	427 // 14	\$57.65

14. RESOLUTION 575-13 - CLOSED SESSION – LITIGATION (TOWNSHIP OF MIDDLE V. RICHARD NABRESKI) – On motion by Mayor Lockwood seconded by Committeemember Donohue and passed on roll call, the following resolution was adopted.

Upon adoption of this resolution and conclusion of this meeting the governing body will convene on the above referenced 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.

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 – PENDING LITIGATION (TOWNSHIP OF MIDDLE V. RICHARD NABRESKI)

2.) The general nature of the subject matter to be discussed is as follows:

CLOSED SESSION – PENDING LITIGATION (TOWNSHIP OF MIDDLE V. RICHARD NABRESKI)

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.

15. RESOLUTION 576-13 – AMENDING FAIR AND OPEN CONTRACT FOR ENGINEERING SERVICES – REMINGTON, VERNICK & WALBERG ENGINEERS – HAZARD MITIGATION GRANT PROGRAM – On motion by Committeemember Donohue seconded by Mayor Lockwood and passed on roll call, the following resolution was adopted.
 WHEREAS, on January 4, 2012 Township Committee awarded Remington Vernick & Walberg Engineers a three year term as Township Engineer, and said contract was certified for 2013 as Resolution No. 42-13, and
 NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Middle, County of Cape May, State of New Jersey, that Remington, Vernick & Walberg Engineers shall provide additional work as required to assist the Township of Middle with regards to the Hazard Mitigation Grant Program:
 Remington, Vernick & Walberg Engineers - Engineering Services
 Hazard Mitigation Grant Program
 Not to Exceed \$1,500.00
16. RESOLUTION 577-13 – RATIFY SHARED SERVICES AGREEMENT WITH CAPE COUNSELING SERVICES – USAGE OF MARTIN LUTHER KING CENTER / GOSHEN DAVIES SPORTS COMPLEX – On motion by Committeemember DeLanzo 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 the attached Shared Services Agreement between the Township of Middle and Cape Counseling Services, for use of the Martin Luther King Center and/or the Goshen Davies Sports Complex, be and is hereby ratified.
 BE IT FURTHER RESOLVED, that said agreement shall be for the term of June 20, 2013 through June 30, 2014
 FURTHER RESOLVED, that the appropriate officials are hereby authorized and directed to sign any and all documents in connection therewith.
17. RESOLUTION 578-13 – AMENDING NON-FAIR AND OPEN CONTRACT – JEFFREY R. SURENIAN AND ASSOCIATES, LLC. – SPECIAL COUNSEL – AFFORDABLE HOUSING – On motion by Mayor Lockwood seconded by Committeemember Donohue and passed on roll call, the following resolution was adopted.
 WHEREAS, the Township of Middle approved Resolution 37-13, January 3, 2013 authorizing the award of a Non-Fair and Open Contract with Jeffrey R. Surenian and Associates, LLC for special counsel towards Affordable Housing Issues; and
 WHEREAS, said Contract was amended by Resolution 429-13 on August 5, 2013 for additional funds in the amount of \$5,200; and
 WHEREAS, the total contract, with amendment will exceed \$17,500; and
 WHEREAS, Jeffrey R. Surenian and Associates, LLC. has completed and submitted a Business Entity Disclosure Certification which certifies that said entity has not made any reportable contributions to a political or candidate committee in the Township of Middle in the previous one year, and that the contract will prohibit the Jeffrey R. Surenian and Associates, LLC from making any reportable contributions through the term of the contract; and
 NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Middle, the governing body thereof, that authorization is hereby granted to enter into an agreement with said contractor and that the appropriate officials are hereby authorized to sign any and all document in connection therewith; and
 BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution; and
 BE IT FURTHER RESOLVED, that the contract listed above shall be amended for an additional sum not to exceed \$4,500.00, for a total contract amount of \$24,700.00.
18. RESOLUTION 579-13 – AMENDING FAIR AND OPEN CONTRACT – LEGAL SERVICES – MARCUS H. KARAVAN, P.C. – On motion by Mayor Lockwood seconded by Committeemember Donohue and passed on roll call, the following resolution was adopted.
 WHEREAS, on January 3, 2013 Township Committee passed a resolution under the Fair and Open process for various professionals, otherwise known as Resolution 2-13; and
 WHEREAS, the Township of Middle appointed Marcus H. Karavan, P.C. to serve as Municipal Solicitor at its January 2013 reorganization meeting; and
 WHEREAS, there is a need to amend said contract as follows.
 NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Middle, County of Cape May, State of New Jersey, that Marcus H. Karavan, P.C. shall provide the additional legal services mentioned above and said original contract shall be amended as follows:
 Marcus H. Karavan, P.C. – Legal Services –Not to exceed an additional \$20,000.00
19. RESOLUTION 580-13 - TRANSFER OF FUNDS – On motion by Mayor Lockwood seconded by Committeemember DeLanzo and passed on roll call, the following resolution was adopted.
 WHEREAS, it is legal and lawful to make budget transfers on and after the first day of November in any budget year,
 NOW THEREFORE BE IS RESOLVED, by the Township Committee, the Governing Body of the Township of Middle, County of Cape May and the State of New Jersey, that the following transfers of budget appropriations be made in the budget of Middle Township for the year 2013:
- | From | Amount | To |
|---------------------|----------|---------------------|
| Pub Bldgs S&W | \$40,000 | Motor Pool |
| 3-01-23-310-310-111 | | 3-01-26-315-315-688 |
| Police S&W | \$20,000 | Public Works OE |

3-01-25-240-240-111	Police S&W	\$10,000	3-01-26-290-291-299	Motor Pool
3-01-25-240-240-111	Police S&W	\$2,000	3-01-26-315-315-688	Information Tech
3-01-25-240-240-111	Police S&W	\$3,000	3-01-20-132-132-211	Municipal Court OE
3-01-25-240-240-111	Police S&W	\$3,000	3-01-43-490-490-299	Municipal Clerk S&W
3-01-25-240-240-111	Police S&W	\$13,000	3-01-20-120-120-111	Health Care Waiver
3-01-25-240-240-111	Police S&W	\$13,000	3-01-23-221-221-411	Police Radio S&W
3-01-25-240-240-111	Police S&W	\$2,000	3-01-25-250-250-111	Senior Center S&W
3-01-25-240-240-111	Police S&W	\$8,000	3-01-28-370-371-111	Municipal Court S&W
3-01-25-240-240-111	Police S&W	\$23,000	3-01-43-490-490-111	Recreation S&W
3-01-25-240-240-111	Police S&W	\$11,000	3-01-28-370-370-111	Animal Control S&W
3-01-25-240-240-111	Sewer OE	\$5,000	3-01-27-340-340-111	Sewer S&W
3-07-55-502-502-299			3-07-55-501-501-111	

20. RESOLUTION 581-13 - AUTHORIZING PURCHASE UNDER STATE CONTRACT – POLICE VEHICLE - On motion by Committeemember DeLanzo seconded by Committeemember Donohue and passed on roll call, the following resolution was adopted. WHEREAS, there is a need to purchase a police vehicle; and WHEREAS, through the State Contract Purchasing System, Contract #82927, this vehicle is available; and WHEREAS, the total amount for one standard vehicle is \$27,270.00, and funds are available as evidenced by the Chief Financial Officer's Certification; and WHEREAS, the vehicle being purchased by authorization of this resolution is a Dodge Charger Pursuit; and 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 one (1) of the aforementioned vehicle at a cost of \$27,270.00; FURTHER RESOLVED, that the Chief Finance Officer is hereby authorized and directed to approve and forward a Purchase Order to: Charles S. Winner Inc. Carmen Dodge 250 Haddonfield Berlin Road Cherry Hill, NJ 08034-3409

21. PUBLIC COMMENT:

Chris Eaton, Engineer Report:



REMINGTON & VERNICK
INCORPORATED
1000 Haddonfield Berlin Road
Cherry Hill, NJ 08034-3409
Tel: 856-688-1111
Fax: 856-688-1112

ENGINEER VERNICK, P.E., LICENSED PROFESSIONAL ENGINEER, P.O. BOX 1000, CHERRY HILL, NJ 08034-3409
REGISTERED PROFESSIONAL ENGINEER, STATE OF NEW JERSEY, LICENSE NO. 240000001
REGISTERED PROFESSIONAL ENGINEER, STATE OF NEW JERSEY, LICENSE NO. 240000002

ENGINEERING STATUS REPORT

MIDDLE TOWNSHIP
November 18, 2013

Prepared For: **TOWNSHIP COMMITTEE** Prepared By: **MARC DELANZO, P.E., P.F., C.A.M.E. Township Engineer**

GRANT APPLICATIONS

FY2014 NJDOT State Aid Program

- The Township has submitted the following grant applications before the September 30th deadline:
 - Municipal Aid - Roadway: Third Avenue
 - Municipal Aid - Bikeway: Bike Path Phase 5

Game Time Recreation-Playgrounds

- Mercanturo 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	\$17,262.00
Total	\$46,305.00

- 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 NJDOTA "Smart" Grant application which contains the construction of an ADA playground at the Davies Sports Complex.

New Jersey Office of Clean Energy - Direct Install Program

- Martin Luther King Center: Eligible to receive a \$46,118.75 grant with a \$20,622.32 match. The yearly estimated savings is \$9,280.27
- Public Works Facility: Eligible to receive a \$25,364.95 grant with a \$23,738.42 match. The yearly estimated savings is \$11,750.35.

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Earning Our Reputation Every Day Since 1901

CAPITAL IMPROVEMENTS

- Whiteboro Roadway Improvements - Phase 3B**
 - The bid opening occurred on October 11, 2013 and the apparent low bidder is Arntwik Paving Company, Inc. in the amount of \$339,600.00.
 - A pre-construction meeting was held on November 4, 2013.
 - The Township Public Works Department has requested additional work to be added to the contract and we are requesting Township authorization to proceed.
- FY2012 NJDOT Reconstruction of Second Street - Phase 2**
 - The bid opening occurred on July 25, 2013 and the apparent low bidder is Asphalt Paving Systems, Inc. in the amount of \$114,700.01.
 - All work is complete. Contractor is working on punchlist.
- FY 2012 NJDOT Bike Path - Phase 4**
 - We have been authorized by the Township to begin work.
 - The survey and base mapping is in progress.
- Avalon Manor and Leonard Lane Road Program**
 - The project is 90% complete.
 - The contractor is working on punchlist items.
- USDA Rural Development Sanitary Sewer Application - Grassy Round**
 - Our office has begun coordinating the design and permitting package.
 - Survey for the project is completed and the design is approximately 20% complete.
- FY2013 NJDOTA Small Cities - ADA Improvements**
 - The Re-Bid occurred on November 13, 2013.
 - The apparent low bidder is R. Maxwell Construction Company in the amount of \$18,813.00 for the Base Bid plus Add Alternate Bid No. 1.

GENERAL ENGINEERING PROJECTS

- Robert O'Leary-Wilting Recreation Complex**
 - Cape Express Senior 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 generated, the budget set 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 returned our office that an extension would not be granted. Our office will prepare a new Letter of Interpretation in conjunction with Lerner Consulting.
 - A conceptual plan was sent to Elizabeth Terenik for inclusion in her submittal to Cape May County.
 - The Township was awarded \$602,000.00 grant from Cape May County.
 - The Township has applied to Cape May County for additional funding for a fishing pier/boat launch.
 - A verification Letter of Interpretation Application for the Freshwater Wetlands was submitted to NJDEP on 02/20/13 and is under review. NJDEP has performed their field visit and we are awaiting their comments.

*Committeemember DeLanzo –
Wished everyone a Happy Thanksgiving.*

*Committeemember Donohue –
-Recognized Mike Clark for winning election, welcomed to Committee.
-Christmas in Court House on 12/6, special events coordinator is working hard on the event. Santa will be moved to Mechanic Street instead of back parking lot. Comcast is expected to sponsor Radio Disney Christmas trailer during this event.
-Recognized Economic Development Council for bringing out Property Tax Card Program during Work Session and trying to support our local businesses.
-Ockie Wisting expected to be on 11/26 Freeholder's meeting to vote on additional funding for project, just over \$600,000. Anticipated vote in the affirmative and looking forward to moving ahead with project.
-Wished a Happy Thanksgiving to everyone.*

*Mayor Lockwood –
-Recognized and welcome Mike Clark, looking forward to having him on Committee.
-Recognized Connie on working hard on Patsy's Way issue.
-Attended Office of Aging and Disabilities - Disabilities Awareness Day on Saturday in Avalon at elementary school, impressed with community involvement, event was worth attending.
-Leaf pick up is underway, check for schedules.*

*Connie Mahon –
-Reported that she was anticipating a proposal from the Richard Stockton College-Coastal Research Center to provide data collection and surveying in an attempt to challenge FEMA's preliminary work maps. Mentioned that the \$17,000 cost would be split with Lower Township. Will continue to pursue funding for Coastal Storm Protection and Flood Control measures along the Delaware Bay.*

*Sam Kelly -
Made a joking comment about the Ordinance pertaining the appropriation of funds for housing demolitions.*

*Carl Karmelowicz –
Asked Connie if she has looked into the FEMA map for bay area. Originally areas were in "V" zone.*

*Connie Mahon –
Received preliminary work maps/advisory maps, Delaware Bay was about 6 months behind on receiving maps. Still some V zones in Avalon Manor on bayside. Some cases are still less restrictive due to work maps.*

*Mayor Lockwood –
Clarified that advisory maps were worst case scenario, then received preliminary work maps which were not quite as aggressive in recommendations of elevations/zones, now we are awaiting preliminary maps.*

*Connie Mahon –
Advisory, then Preliminary Work, then Preliminary, the Firms. Preliminary maps start the appeal process which can last about 2 years, there is a 90 day period to submit appeals. Can pull up properties by block/lot to see what elevations are.*

*Stan Doniger –
Commented on recent Energy Fair, enjoyed the event, commented on heat now working properly. Asked about shared services with public building.*

*Connie Mahon –
There is a fee charged to rent the building, pursuant to the township code, and they have to provide a certificate of insurance naming the township as an additional insured.*

Kimberly D. Krauss, Township Clerk

Motion to enter into executive session – 7:10pm

1st: Committeemember Donohue 2nd: Committeemember DeLanzo

Pass on Roll Call: Committeemember DeLanzo, Committeemember Donohue, Mayor Lockwood

Motion to return to open meeting – 7:19pm

1st: Committeemember Donohue 2nd: Committeemember DeLanzo

Pass on Roll Call: Committeemember DeLanzo, Committeemember Donohue, Mayor Lockwood

Motion to adjourn meeting – 7:20pm

1st: Committeemember DeLanzo 2nd: Committeemember Donohue

Pass on Roll Call: Committeemember DeLanzo, Committeemember Donohue, Mayor Lockwood

Minutes prepared by Suzanne M. Stocker, Deputy Township Clerk