

Cape May Court House, NJ
November 5, 2012
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, Committeemember DeLanzo, Township Business Administrator Mark Mallett, Township Clerk Kimberly Krauss, Municipal Solicitor Marcus Karavan, and Township Engineer Marc DeBlasio.

1. 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 Public Comment**
2. RESOLUTION 515-12 – APPROVING PAYMENT FOR BILLS – BILL LIST A (GENERAL BILLS) – On motion by Committeemember DeLanzo 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 payment for the following bills in the amounts indicated are hereby approved: Current Acct. \$4,401,964.48
3. RESOLUTION 516-12 – APPROVING PAYMENT FOR BILLS – BILL LIST B (ANZELONE) – On motion by Committeemember DeLanzo seconded by Committeemember Donohue and passed on roll call, the following resolution was adopted. ***Mayor Lockwood Abstain**
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. \$609.00
4. RESOLUTION 517-12 – APPROVING MINUTES FROM PREVIOUS MEETINGS – On motion by Committeemember Donohue seconded by Committeemember DeLanzo 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: Work Session 10/15/2012, Board of Health Meeting 10/15/2012 and Regular Meeting 10/15/2012.
5. REPORTS: The following departments have submitted their reports for the months indicated:
Municipal Court for the Month of September; Construction Official for the Month of October; Zoning Official for the Month of October; Municipal Clerk for the Month of October;
6. ORDINANCE NO. 1429-12 – AN ORDINANCE OF THE TOWNSHIP OF MIDDLE, COUNTY OF CAPE MAY, NEW JERSEY, APPROPRIATING THE SUM OF \$77,000 IN FUNDING FROM THE CAPITAL IMPROVEMENT FUND (\$37,200.57) AND THE GRANT FUND – NJ DIRECT INSTALL (39,799.43) FOR THE REPAIR AND ACQUISITION OF HVAC UNITS – On motion by Mayor Lockwood seconded by Committeemember Donohue and passed on roll call, Ordinance No 1429-12 passed first reading. Second reading, public hearing and consideration for adoption will be held on 12/03/2012 at 6:00 p.m.
7. RESOLUTION 518-12 – ACKNOWLEDGEMENT OF RETIREMENT – JEFFREY DEVICO - On motion by Mayor Lockwood seconded by Committeemember DeLanzo and passed on roll call, the following resolution was adopted.
WHEREAS, Jeffrey DeVico, a Middle Township Police Officer is retiring November 1, 2012; so 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 retirement listed below is acknowledged.

EMPLOYEE	DEPARTMENT	POSITION	EFFECTIVE
Jeffrey DeVico	Public Safety	Police Officer	11/01/2012
8. RESOLUTION 519-20 – APPROVAL FOR PAYMENT TERMINAL LEAVE – JEFFREY DEVICO – On motion by Committeemember DeLanzo seconded by Committeemember Donohue and passed on roll call, the following resolution was adopted.
WHEREAS, Jeffrey DeVico has retired with an effective date of November 1, 2012, and
WHEREAS, it is the policy of Middle Township to compensate retiring employees for accumulated vacation, compensation, sick, 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.
Jeffrey DeVico

Sick (capped)	424	44.63	12,500.00
Total			12,500.00
Less Overpayment			- 1,199.42
Total Due			11,300.58

9. RESOLUTION 520-12 – ACKNOWLEDGEMENT OF RESIGNATION – CHARLES MCDONNELL - 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, 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.

EMPLOYEE	DEPARTMENT	POSITION	EFFECTIVE
Charles McDonnell	Recreation	Recreation Program Specialist	November 16, 2012

10. RESOLUTION 521-12 – CANCELING OUTSTANDING CHECKS – GENERAL ACCOUNT – On motion by Committeemember Donohue seconded by Committeemember DeLanzo and passed on roll call, the following resolution was adopted.

WHEREAS, there are certain checks that have been outstanding in the Middle Township General Account for a period of more than six months, and
WHEREAS, it is the desire of the Township Treasurer to return these funds to the Middle Township General Account.

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 the following checks be and hereby are canceled and will be returned to the General Account of the Township of Middle.

General Account

49660	08/15/11	NJDEP	\$1,022.00
50380	11/07/11	Lomax, Peter	\$220.00
50948	02/06/12	Fath, Bill	\$80.00
51087	02/22/12	Fath, Bill	\$80.00

11. RESOLUTION 522-12 – RENEWAL OF GRAVEL PIT LICENSES – On motion by Committeemember DeLanzo seconded by Committeemember Donohue and passed on roll call, the following resolution was adopted.
WHEREAS, the several gravel pit permit renewal applications listed below have been found to be in proper form, and the fee paid in each case, and
WHEREAS, the Township Committee finds and concludes that the excavation and soil removal work originally authorized has been in continuous operation during the period of the permit and has been performed in accordance with the conditions under which the original permit was granted, and
WHEREAS, the Township Engineer undertook an inspection of the subject premises and has stated in his letter, “recertification is currently recommended” for the following licensees, and
NOW THEREFORE BE IT RESOLVED, that each of the following permits be and are hereby renewed for the calendar year 2012 and this permit is subject to the rules and regulations as set forth in the code of the Township of Middle known as Chapter 132:

NO.	NAME OF LICENSE	BLOCK/LOT	ACREAGE	FEE
6	Albrecht & Heun	94 // 19.02	57.5ac	\$600.00
12	Pierson Properties, LLC	168 // 2	42.21ac	\$600.00
24	TK Sand & Gravel	96.01 // 17	8.08ac	\$600.00

FURTHER RESOLVED, that the above licenses be issued upon any and all conditions set forth by the Gravel Pit Inspector, Engineering Design Associates, as outlined in the letters attached to each license and as outlined in the code of the Township of Middle.

FURTHER RESOLVED, that the above licenses be issued upon any and all conditions set forth by the Gravel Pit Inspector, Engineering Design Associates, as outlined in the letters attached to each license and as outlined in the code of the Township of Middle.

12. RESOLUTION 523-12 – 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	PROP. LOCATION	BLOCK / LOT	AMOUNT
Carol Irving Sharp	12 Corson Road	1442 // 7	\$76.61
Stephen Dadairo & Joan Sanford	136 Indian Trail Road	206 // 5	\$76.61
Robert Heath	505 Blackburn	994 // 2	\$76.61
Catherine Aberle, et als.	23 Leonard's Lane	117.01 // 9	\$76.61
Danielle McCauley & K. Wnek	206 Stites Avenue	240 // 17	\$76.61

13. RESOLUTION 524-12 – AMENDING FAIR AND OPEN CONTRACT FOR ENGINEERING SERVICES – REMINGTON, VERNICK & WALBERG ENGINEERS – TO PERFORM ENGINEERING SERVICES NECESSARY TO OBTAIN THE FRESHWATER WETLANDS LETTER OF INTERPRETATION EXTENSION FROM THE NJDEP – ROBERT ‘OCKIE’ WISTING RECREATIONAL COMPLEX – On motion by Mayor Lockwood seconded by Committeemember Donohue and passed on roll call, the following resolution was adopted. WHEREAS, on January 4, 2012 Township Committee passed a resolution under the Fair and Open process for various professionals, otherwise known as Resolution 2-12; and WHEREAS, the Township of Middle appointed Remington, Vernick & Walberg Engineers to serve as Municipal Engineer at its January 2012 reorganization meeting; and WHEREAS, Remington, Vernick & Walberg Engineers will be performing engineering serviced necessary to obtain the freshwater wetlands letter of interpretation extension from the NJDEP for the property known as the Robert ‘Ockie’ Wisting Recreational Complex; 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 the additional engineering services mentioned above and said contract shall be amended as follows:

Remington, Vernick & Walberg Engineers –
 Freshwater Wetlands Letter of Interpretation Extension from NJDEP
 Robert ‘Ockie’ Wisting Recreational Complex – not to exceed \$1,500

14. RESOLUTION 525-12 – AUTHORIZING PURCHASE UNDER STATE CONTRACT FOR COPY MACHINE – TAX ASSESSOR’S OFFICE – On motion by Committeemember Donohue seconded by Committeemember DeLanzo and passed on roll call, the following resolution was adopted. WHEREAS, there is a need to lease various copy machines for the Township of Middle, in the County of Cape May, State of New Jersey; and WHEREAS, machines will be leased for the following departments:

1. Tax Assessor’s Office

WHEREAS, these can be purchased through State Contract T-2075 (A51464), and WHEREAS, public bids are not required when the purchase is under State Contract in accordance with 40A:11-12 of the Local Public Contracts Law.

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of Middle, the governing body thereof, that the Chief Finance Officer is hereby authorized and directed to approve and forward a Purchase Order to:

Keystone Digital Imaging
 PO Box 1610
 Media, PA 19063

For the lease/purchase of copier machine(s) for 36 months at \$245.00 per month.

15. RESOLUTION 526-12 – REFUND OF TAXES – On motion by Mayor Lockwood seconded by Committeemember Donohue and passed on roll call, the following resolution was adopted. Refund due to overpayment by Mortgage Company.

ACCT	BLOCK	LOT	OWNER/LOCATION	AMOUNT	ck#
6989	472	69	Christensen, Terry L & Adele M Property location: 8 Whippoorwill Lane	\$1,323.97	

Refund Payable and sent to:

QBE First
 Attn.: Rodrina Aaron
 210 Interstate North Parkway, Suite 400
 Atlanta, GA 30339

BE IT RESOLVED by the Township Committee of the Township of Middle, County of Cape May, that the Chief Financial Officer be instructed to draw checks in the above noted amounts payable to the above mentioned parties, as a refund of 2012 taxes.

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

16. RESOLUTION 527-12 – ESTABLISHING A DEFERRED COMPENSATION PROGRAM – On motion by Mayor Lockwood seconded by Committeemember Donohue and passed on roll call, the following resolution was adopted.

WHEREAS, the Township has established a Deferred Compensation Program with the United States Conference of Mayors to be made available to all eligible township employees, elected officials, and independent contractors pursuant to Federal legislation permitting such Plans; and
WHEREAS, the plan will provide benefits and such benefits will act as incentives to Township employees to voluntarily set aside and invest portions of the current income to meet their future financial requirements and supplement their Township retirement and Social Security (if applicable), at no cost to the Township; and
NOW THEREFORE, THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MIDDLE DOES HEREBY RESOLVE AS FOLLOWS:

1. The Township Committee hereby adopts the New U.S. Conference of Mayors Deferred Compensation Program offered through Great-West Financial, and its attendant investment options and hereby establishes the Township of Middle Deferred Compensation Program for the voluntary participation of all eligible township employees, elected officials and independent contractors.
2. The Township of Committee hereby authorizes Great-West Financial to obtain account information and to transfer assets from Nationwide Retirement Solutions, the former provider, on behalf of the city and the Program.
3. The Chief Financial Officer is hereby authorized to execute for the Township, individual participation agreements with each said employee requesting the same, and to act as the "Administrator" of the Plan representing the Township, and to execute such agreements and contracts as are necessary to implement the Program. It is implicitly understood that other than that there is to be no cost to the Township for the Program.

17. **TABLED ** RESOLUTION 528-12 – SPECIAL EMERGENCY APPROPRIATION – HURRICANE SANDY RELATED COSTS** – On motion by _____ seconded by _____ and passed on roll call, the following resolution was adopted.

WHEREAS, it has been found necessary to make an Emergency Appropriation to meet certain extraordinary expenses incurred, or to be incurred, by Hurricane Sandy and,
WHEREAS, NJS40A:4-54 provides that it shall be lawful to make such appropriation, which appropriation and/or the "special emergency notes" issued to finance the same shall be provided for in succeeding annual budgets by the inclusion of an appropriation of at least one-fifth or one-third of the amount authorized pursuant to this act.

NOW, THEREFORE BE IT RESOLVED, (by not less than two-thirds of all governing body members affirmatively concurring) that in accordance with the provisions of NJS 40A:4-55:

1. An emergency appropriation is hereby made for Hurricane Sandy S&W in the amount of \$38,000.00 and Hurricane Sandy OE in the amount of \$12,000.00, in the total amount of \$50,000.00
2. That the emergency appropriation shall be provided for in the budgets of the next succeeding years by the inclusion of not less than \$17,000.00 (must be at least one fifth or one-third of the total amount).
3. That the statement required by the Local Finance Board has been filed with the Clerk and a copy will be transmitted to the Director of the Division of Local Government Services.
4. That two (2) certified copies of this resolution will be filed with the Director of the Division of Local Government Services; however, no approval is required from the Division.

18. **RESOLUTION 529-12 – AMENDING FAIR AND OPEN CONTRACT – LEGAL SERVICES – MARCUS H. KARAVAN, P.C. – GRASSY SOUNDS SEWER PROJECT** – On motion by Mayor Lockwood seconded by Committeemember Donohue and passed on roll call, the following resolution was adopted.

WHEREAS, on January 4, 2012 Township Committee passed a resolution under the Fair and Open process for various professionals, otherwise known as Resolution 2-12; and
WHEREAS, the Township of Middle appointed Marcus H. Karavan, P.C. to serve as Municipal Solicitor at its January 2012 reorganization meeting; and
WHEREAS, Marcus H. Karavan, P.C. will be performing legal services necessary in connection with the Grassy Sounds Sewer Project and application process.

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 contract shall be amended as follows:

Marcus H. Karavan, P.C. – Legal Services – Grassy Sounds Sewer Project – Not to Exceed \$20,000.00

19. **RESOLUTION 530-12 – AMENDING FAIR AND OPEN CONTRACT – BOND COUNSEL – MCMANIMON AND SCOTLAND – GRASSY SOUNDS SEWER PROJECT** – 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 passed a resolution under the Fair and Open process for various professionals, otherwise known as Resolution 2-12; and
WHEREAS, the Township of Middle appointed McManimon & Scotland to serve as Municipal Bond Counsel at its January 2012 reorganization meeting; and
WHEREAS, McManimon & Scotland will be performing bond counsel services necessary in connection with the Grassy Sounds Sewer Project and application process.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Middle, County of Cape May, State of New Jersey, that McManimon & Scotland shall provide the additional bond counsel services mentioned above and said contract shall be amended as follows:

McManimon & Scotland – Bond Counsel Services – Grassy Sounds Sewer Project – Not to exceed \$20,000.00

20. RESOLUTION 531-12 – AMENDING FAIR AND OPEN CONTRACT – GRANT APPLICATION CONSULTANT – BLAUER ASSOCIATES – GRASSY SOUNDS SEWER PROJECT – 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 passed a resolution under the Fair and Open process for various professionals, otherwise known as Resolution 2-12; and

WHEREAS, the Township of Middle appointed Blauer Associates to serve as Grant Application & Housing Rehabilitation Consultant at its January 2012 reorganization meeting; and

WHEREAS, Blauer Associates will be performing grant application services necessary in connection with the Grassy Sounds Sewer Project and application process.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Middle, County of Cape May, State of New Jersey, that Blauer Associates shall provide the additional grant application services mentioned above and said contract shall be amended as follows:

Blauer Associates – Grant Application Consultant – Grassy Sounds Sewer Project – Not to exceed \$17,500.00

21. RESOLUTION 532-12 – AMENDING FAIR AND OPEN CONTRACT – ENGINEERING SERVICES – REMINGTON, VERNICK & WALBERG ENGINEERS – GRASSY SOUNDS SEWER PROJECT – On motion by Mayor Lockwood seconded by Committeemember Donohue and passed on roll call, the following resolution was adopted.

WHEREAS, on January 4, 2012 Township Committee passed a resolution under the Fair and Open process for various professionals, otherwise known as Resolution 2-12; and

WHEREAS, the Township of Middle appointed Remington, Vernick & Walberg Engineers to serve as Municipal Engineer at its January 2012 reorganization meeting; and

WHEREAS, Remington, Vernick & Walberg Engineers will be performing engineering services necessary in connection with the Grassy Sounds Sewer Project and application process.

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 the additional engineering services mentioned above and said contract shall be amended as follows:

Remington, Vernick & Walberg Engineers - Engineering Services – Grassy Sounds Sewer Project – Not to exceed \$187,200.00

22. PUBLIC COMMENT:

Committeemember DeLanzo publicly acknowledged and thanked individuals for help during the latest storm. Under the direction of Paul Fritsch, thanks to EMS, rescue and fire companies. Felt proud and comfortable that we were in great hands. Thank you to the cafeteria workers, bus drivers and administration for coming together. On the eve of election, wishes to reflect on so many that have fought for freedoms, for activist and military... We are so very blessed to have so many great community members. Couldn't be more proud to be a member of this community.

Mayor Lockwood it was a good effort.

Committeemember Donohue echoed sentiments of Committeemember DeLanzo and Mayor Lockwood. Believes everyone did a great job ... citizens, township employees, contractors that were called in and Paul Fritsch did an outstanding job. I think the Mayor did a great job. Preliminary estimates received on the cost to rebuild. South Beach Road at Reeds Beach \$600,000.00, Benny's Landing \$269,000.00. These numbers are starting to come in and our early FEMA report indicates 6.9 million in homes lost and damaged in our town. The process has just begun and hopes that everyone keeps the same spirit going forward. Recognized Jeff Devico and Chuck McDonnell for service to Middle Township. 1st report on Economic Development website. 61 unique visits, 11 out of state. Website is mteconomicdevelopment.com. Carol Struett and group did a really great job on that site. Spoke on HVAC improvements to Township Hall. Also seeking same grant for Clarence Davies Complex. Also looking at reverse auction to reduce our kilowatt per hour cost. Preliminary estimates received... looks like may be able to save money there. Also looking at solar on certain buildings in order to keep promises made to the residents of Middle Township. Make sure to vote tomorrow.

Mayor Lockwood also spoke of team effort during hurricane, with Paul Fritsch and senior officers of police department. Spoke of calls made to homeowners keeping them informed of the storm. Great effort with fire departments going door to door. Spoke of shelters "spearheaded" by CERT team headed by Ed Taylor and Herb Siefken. Animals were accepted as well. 96 people were successfully sheltered. Flood levels monitors. Very well-orchestrated effort. Hard to stand on Reeds Beach, Benny's Landing or even Del Haven and say we dodged a bullet because there is significant damage there. Glad there were no structure fires or loss of life. Today meeting was held with FEMA regarding claims. Mayor Lockwood provided contact sheets to residents to contact FEMA directly. Spoke of Disabled American Vet ceremony for flag retirement. Mentioned Marvin Heun at Cape May Point and flag ceremony at sunset.

Frances Deerlove – thanked the Public Works Department and Committeemember DeLanzo for help during storm.

Mayor Lockwood - Public Works was a big part during the storm.

F. Deerlove – spoke of FEMA help at the library. Citizens at Avalon Manor appreciate reconstruction of roads.

Committeemember Donohue was hoping that the storm would wash away asphalt issue.

Elaine Fausey – presented committee with sample resolution she would like considered.

Resolution

**to establish as a position of Middle Township Committee,
County of Cape May, State of New Jersey**

that corporations should not receive the same constitutional rights as natural persons do, and that because money is not speech, limits on political spending will promote the goals of the First Amendment by ensuring that all citizens, regardless of wealth, have an opportunity to have their political views heard.

WHEREAS, the United States Constitution and the Bill of Rights are intended to protect the rights of individual human beings ("natural persons"); and,

WHEREAS, corporations are not mentioned in the Constitution and The People have never granted constitutional rights to corporations; and,

WHEREAS, the United States Supreme Court recognized in *Austin v. Michigan Chamber of Commerce* (1990) the threat to a republican form of government posed by "the corrosive and distorting effects of immense aggregations of wealth that are accumulated with the help of the corporate form and that have little or no correlation to the public's support for the corporations political ideas"; and,

WHEREAS, the United States Supreme Court in *Citizens United v. the Federal Election Commission* (2010) reversed the decision in *Austin*, and presents a serious threat to self-government by rolling back legal limits on corporate spending in the electoral process allowing unlimited corporate spending to influence elections, candidate selection, policy decisions and sway votes; and,

WHEREAS, the United States Supreme Court held in *Buckley v. Valeo* (1976) that the appearance of corruption justified limits on contributions to candidates, but it wrongly rejected other fundamental interests that the Township Committee finds compelling such as creating a level playing field and ensuring that all citizens, regardless of wealth, have an opportunity to have their political views heard; and,

WHEREAS, money is property, it is not speech; and,

WHEREAS, Article V of the United States Constitution empowers and obligates the people of the states of the United States of America to use the constitutional amendment process to correct those egregiously wrong decisions of the United States Supreme Court that go to the heart of our democracy and the republican form of self-government;

NOW, THEREFORE, BE IT RESOLVED that it is the position of the Township Committee, Middle Township, County of Cape May, State of New Jersey that corporations should not receive the same constitutional rights as natural persons do and that because money is not speech, limits on political spending will promote the goals of the First Amendment by ensuring that all citizens, regardless of wealth, have an opportunity to have their political views heard.

BE IT FURTHER RESOLVED that the Township of [] hereby includes in its 2012 Federal Legislative Agenda support for efforts to pass an Amendment to the United States Constitution related to campaign finance reform and ending the false doctrine of corporate constitutional rights and, respectfully urges New Jersey's Congressional delegation to prioritize congressional proposal of an amendment to the United States Constitution addressing the threats to representative government identified in this resolution so that the states may ratify it.

Carl Carmelowitz – Expressed that the crews that came out after the storm to clean up did a great job. How does the township deal with phragmites?

Committeemember Donohue – Andrew Smith of Public Works will be out with crews to clean up.

C. Carmelowitz – the people of Avalon Manor lucked out. Asked that if the township passes the sample resolution provided by Mrs. Fausey that it include language regarding labor unions.

Barb Cresse – believes that the thermostats at Township Hall may be part of the problem.

Committeemember Donohue – spoke of grant process and meeting with the State officials while conducting inspections of HVAC unit currently at Township Hall.

B. Cresse – Recreation questionnaire ... asked if Cape Express at Fort Apache is a done deal? Still open towards other options and input?

Committeemember Donohue – absolutely open to other suggestions. Will have public meeting again with residents in Rio Grande.

Motion to adjourn meeting:

1st Committeemember DeLanzo 2nd Committeemember Donohue

Roll Call Vote: Committeemember DeLanzo, Committeemember Donohue, Mayor Lockwood

There being no further business, the meeting was adjourned at 6:45pm.

Kimberly D. Krauss, Twp. Clerk