

Cape May Court House, NJ
May 18, 2015
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 Donohue, Deputy Mayor Lockwood, Committeemember Clark, Township Clerk Kimberly Krauss, Business Administrator Constance Mahon, Municipal Solicitor Marcus Karavan, and Township Engineer Marc DeBlasio. ***Deputy Township Clerk Suzanne Stocker was absent.**

1. PRESENTATION BY MAYOR – MAY EMPLOYEE OF THE MONTH – JOHN HOTALING
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.*)
3. RESOLUTION 228-15 – APPROVING PAYMENT FOR BILLS – BILL LIST A (General Bills) – On motion by Committeemember Clark seconded by Committeemember Lockwood and passed on roll call, the following resolution was adopted.
NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Middle, the governing body thereof, that payment for the following bills in the amounts indicated are hereby approved: Current Acct. \$794,787.84
4. RESOLUTION 229-15 – APPROVING PAYMENT FOR BILLS – BILL LIST B (LC EQUIPMENT, INC.)– On motion by Committeemember Clark seconded by Mayor Donohue and passed on roll call, the following resolution was adopted.
***Committeemember 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. \$146.50
5. RESOLUTION 230-15 – APPROVING MINUTES FROM PREVIOUS MEETINGS – On motion by Committeemember Clark seconded by Committeemember Lockwood and passed on roll call, the following resolution was adopted.
NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Middle, the governing body thereof, that the following minutes are approved: Regular Meeting 05/04/2015; and Closed Session 05/04/2015
6. REPORTS: The following departments have submitted their reports for the months indicated:
NONE
7. ORDINANCE NO. 1498-15 – AN ORDINANCE ESTABLISHING THE COMPENSATION OF THE OFFICERS AND EMPLOYEES OF THE TOWNSHIP OF MIDDLE – Following second reading, hearing, and consideration for adoption, Ordinance 1498-15 was adopted on motion by Committeemember Clark seconded by Committeemember Lockwood and passed on roll call. Complete Ordinance is on file in the Clerk’s Office.
Addition of following titles and ranges:

<i>Acting Construction Official / Director of Inspections</i>	<i>\$1.00</i>	<i>\$10,000.00</i>
<i>Construction Official P/T</i>	<i>\$1.00</i>	<i>to \$25.00 ph</i>
<i>Construction Official /Director of Inspections</i>	<i>\$1.00</i>	<i>\$10,000.00</i>
<i>Maintenance Worker 1 Grounds</i>	<i>\$9.00</i>	<i>to \$12.00 p/h</i>
8. ORDINANCE NO. 1499-15 – AN ORDINANCE AMENDING CHAPTER 121, DOGS AND OTHER ANIMALS OF THE CODE OF THE TOWNSHIP OF MIDDLE, ORIGINALLY ADOPTED ON MAY 5, 1953 AS ORDINANCE #81 AND ALL AMENDMENTS THERETO – Following second reading, hearing, and consideration for adoption, Ordinance 1499-15 was adopted on motion by Committeemember Clark seconded by Committeemember Lockwood and passed on roll call. Complete Ordinance is on file in the Clerk’s Office.
BE IT ORDAINED by the TOWNSHIP COMMITTEE, the governing body of the Township of Middle that CHAPTER 121 of the CODE OF THE TOWNSHIP OF MIDDLE be and is hereby amended as follows:
SECTION 1: The following language shall be inserted immediately under the title for Article III of Chapter 121:
If you own or keep animals, you have a legal duty to take care of those animals, and you need to take reasonable steps to protect their welfare and prevent their suffering. As a general principle, you must not leave or place animals in circumstances where they are likely to suffer.
SECTION 1A: Article III, Section 121-20 of Chapter 121 shall be and is hereby amended to read as follows:
The following terms shall be added to the definitions set forth in Section 121-20, in alphabetical order:
ANIMAL SHELTER:
Any establishment where dogs or other animals are received, housed and distributed.
CONTAINER:

A clean receptacle designed to hold water which is sturdy, hard to tip and suitable to the pet and circumstance.

EXTREME WEATHER:

Temperatures above 85 degrees or below 40 degrees and depending on the species, age, condition, size and type of each animal, weather warnings and watches, hurricanes, tornadoes, floods and blizzards.

SHADE:

An area out of the direct sunlight or an area having the direct sunlight blocked during the months of May to October.

SHELTER: (Replaces current definition)

Shelter/doghouse that is suitable for the species, age, condition, size and type of each animal and protects each animal from injury, rain, sleet, snow, hail, direct sunlight, the adverse effects of heat or cold and maintains the physical condition of the animal so as to maintain the animal in a state of good health. Such shelter shall be large enough for the animal to turn around and lay down yet not so tall that the animal's body heat dissipates easily.

TUFTS SCALE:

The Tufts Animal Care and Condition Scale for assessing body condition, weather and environmental safety, and physical care in dogs; authored by the Tufts University School of Veterinary Medicine.

WATER:

Fresh, clean water provided daily in all situations in sufficient quantity in an appropriate container for the pet and the circumstance (e.g. no metal bowls in winter.)

SECTION 2: The heading of Article II, of Chapter 121, shall be and is hereby amended to read as follows:

Article II: Kennel, Pet Shop, Animal Shelter or Pound:

SECTION 3: Article III, Section 121-24 of Chapter 121 shall be and is hereby amended to read as follows:

The Tufts Animal Care and Condition Scale shall be used as a guide to assess reasonable treatment.

A. No owner, caretaker or handler shall withhold proper shelter, protection from weather, safety in extreme weather, veterinary care and immune care to any animal. No owner, caretaker, or handler shall fail to provide his or her animal with sufficient food and fresh drinkable water on a daily basis. Food and water must be in an animal food-consumption or water-consumption-type container, feeder or watering device.

B. No animal shall be subjected to unnecessary suffering and cruelty such as subjecting the animal to prolonged fear, injury, pain or physical abuse or extreme weather. Interaction with humans and other animals shall not be unreasonably withheld. This section does not apply to any individual currently licensed by the State board of veterinary Medical examiners to practice veterinary medicine, who is acting within his or her scope of practice to deliver acceptable and medically sound veterinary care for an animal.

C. No animal shall be left unattended in a motor vehicle without sufficient airflow or under extreme heat conditions (70 or more degrees on a sunny day and/or more than 84 degrees inside the vehicle) as to render the animal susceptible to heat prostration or any other adverse condition that would be caused by said behavior, including death.

SECTION 4: Article III, Section 121-26 of Chapter 121 shall be and is hereby amended to read as follows:

For purposes of this subsection, if more than one animal is involved, each act shall constitute a separate offense.

A. Enforcement of all sections within Article III shall be commenced by the filing of a complaint or a notice of violation with the Municipal Court of the township of Middle. A notice of violation may be issued by a member of the Middle Township Police Department, Middle Township Animal Control Officer, or Township Animal Cruelty Investigator.

B. A complaint may be issued by a member of the Township Police Department or the Middle Township Animal Cruelty Investigator.

C. Any person found guilty of a violation of ss 121-22 shall be subject to a fine not to exceed \$25 for the first offense; \$50 for the second offense; and \$100 for any subsequent offenses.

D. Any person found guilty of all other sections of this Article III by the municipal Court of the Township of Middle shall be subject to a fine not the exceed \$500 or imprisonment not to exceed 90 days, or both; provided however, that the Court shall waive or suspend any fines if the Court determines it is appropriate to do so. Furthermore, the Court may order restitution be paid to any person or entity that incurs expenses related to the investigation and prosecution of any offender of this Article III.

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

SECTION 6: 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 7: This Ordinance shall become effective immediately upon final passage and publication, according to law.

9. ORDINANCE NO. 1504-15 – AN ORDINANCE TO AMEND THE CODE OF THE TOWNSHIP OF MIDDLE, CHAPTER 131, ENTITLED EMERGENCY MEDICAL TRANSPORT SERVICES – On motion by Committeemember Clark seconded by Committeemember Lockwood and passed on roll call, Ordinance No. 1504-15 passed first reading. Second reading, public hearing and consideration for adoption will be held on 06/15/2015 at 6:00 p.m.

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

SECTION 1. Chapter 131, Section 6A of the Code of the Township of Middle is hereby amended as follows:

A. The Township of Middle shall contract with a third-party billing agent who shall issue a bill in the amount of \$850.00 in each instance where EMS services are provided. Said bill shall be issued to the insurance company providing coverage for the person served, if any, or directly to the person served if insurance coverage is not available.

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.

10. RESOLUTION 231-15 – AMENDING RESOLUTION 201-15 – APPOINTMENT – CONSTRUCTION OFFICIAL – On motion by Committeemember Clark seconded by Committeemember Lockwood and passed on roll call, the following resolution was adopted. NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Middle, County of Cape May, State of New Jersey, that the following appointment Resolution is hereby amended as follows:

NAME	DEPARTMENT	TITLE	SALARY	EFFECTIVE
Salvatore DeSimone	Construction	Construction Official / Director of Inspections	\$9,000.00	05/11/2015

11. RESOLUTION 232-15 – RESCINDING RESOLUTION 60-15 – RATIFY LEASE AGREEMENT – “USOLELY” – MLK CENTER – On motion by Committeemember Clark seconded by Committeemember Lockwood and passed on roll call, the following resolution was adopted. NOW THEREFORE BE IT RESOLVED, by the Township Committee, of the Township of Middle, County of Cape May, State of New Jersey, that Resolution No. 60-15 is hereby rescinded.

12. RESOLUTION 233-15 – AUTHORIZING CHANGE IN EMPLOYMENT STATUS – On motion by Committeemember Lockwood seconded by Mayor Donohue and passed on roll call, the following resolution was adopted. ***Committeemember Clark Abstain** NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Middle that the following employee is hereby designated to the employment status listed below:

NAME	DEPARTMENT	PREVIOUS STATUS	AMENDED STATUS	EFFECTIVE DATE	SALARY
Garrett Pelletier	Public Works	Laborer 1 – P/T T/A	Laborer 1 P/T Permanent	05/15/2015	\$10.00ph

13. RESOLUTION 234-15 – APPROVAL FOR PAYMENT TERMINAL LEAVE – On motion by Committeemember Clark seconded by Committeemember Lockwood and passed on roll call, the following resolution was adopted.

WHEREAS, Donald Arndt has resigned with an effective date of May 11, 2015; and WHEREAS, it is the policy of Middle Township to compensate resigning employees for accumulated vacation, compensation, and personal time; and WHEREAS, the Human Resources Department has provided sufficient documentation verifying the amount of time accumulated and the Finance Officer has certified that time; and 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.

Donald Arndt

14.25 Hours Personal Time \$35.67ph

123 Hours Vacation Time \$35.67ph

Total: \$5,269.55 (inclusive of payroll tax expense)

14. RESOLUTION 235-15 – REFUND OF TAXES – On motion by Committeemember Clark seconded by Committeemember Lockwood and passed on roll call, the following resolution was adopted.

Refund to Mortgage Company as Mr. Lomax is tax exempt.

ACCOUNT	BLOCK	LOT	OWNER/LOCATION	2015
17785	114	13 C0159	Lomax, Richard & Karen Property location: 307 St Andrews Drive	\$772.85

Please make check payable and send to:

Corelogic Real Estate Tax Service

P O Box 961250

Fort Worth, TX 76161

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 2015 taxes.

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

15. RESOLUTION 236-15 – SUPPORTING THE CLICK IT OR TICKET MOBILIZATION OF MAY 18 THROUGH MAY 31, 2015 – On motion by Committeemember Clark seconded by Committeemember Lockwood and passed on roll call, the following resolution was adopted.
WHEREAS, there were 556 motor vehicle fatalities in New Jersey in 2014; and
WHEREAS, a large percentage of the motor vehicle occupants killed in traffic crashes were not wearing a seat belt; and
WHEREAS, use of a seat belt remains the most effective way to avoid death or serious injury in a motor vehicle crash; and
WHEREAS, the National Highway Traffic Safety Administration estimates that 135,000 lives were saved by safety belt usage nationally between 1975-2000; and
WHEREAS, the State of New Jersey will participate in the nationwide Click It or Ticket seat belt mobilization from May 18 through May 31, 2015 in an effort to raise awareness and increase seat belt usage through a combination of enforcement and education; and
WHEREAS, the Division of Highway Traffic Safety has set a goal of increasing the seat belt usage rate in the state from the current level of 88% to 90%; and
WHEREAS, a further increase in seat belt usage in New Jersey will save lives on our roadways;
NOW, THEREFORE, BE IT RESOLVED, that the Township of Middle declares it's support for the Click It or Ticket seat belt mobilization both locally and nationally from May 18 through May 31, 2015 and pledges to increase awareness of the mobilization and the benefits of seat belt use.
16. RESOLUTION 237-15 – AUTHORIZING MIDDLE TOWNSHIP AMBULANCE CORP TO SOLICIT FUNDS IN THE ROADWAYS OF THE TOWNSHIP OF MIDDLE – On motion by Committeemember Clark seconded by Committeemember Lockwood and passed on roll call, the following resolution was adopted.
WHEREAS, Ordinance 1009-98 permits application to made to the Township of Middle by charitable organizations to solicit funds in the roadway of the Township of Middle; and
WHEREAS, Middle Township Ambulance Corp has submitted an application to the Municipal Clerk as required per said ordinance; and
WHEREAS, the dates and times of the charitable solicitation are listed within the written application submitted by the Middle Township Ambulance Corp and attached to this Resolution; and
WHEREAS, the County of County Cape May has forwarded a letter to the Municipal Clerk endorsing the Middle Township Ambulance Corp's application to solicit contributions along the requested areas; and
WHEREAS, the Chief of Police of the Township of Middle has reviewed the application of the Middle Township Ambulance Corp and has determined that there is no public safety reason for the Township of Middle to deny this application; and
NOW, THEREFORE, BE IT RESOLVED by the Township Committee, of the Township of Middle, County of Cape May, State of New Jersey, hereby grants permission for the Middle Township Ambulance Corp to solicit funds on the roadways of Middle Township on the dates as set forth on the attached application form.
17. RESOLUTION 238-15 – REQUESTING DESIGNATION OF BUS STOP ON ROUTE NJ 47 (NORTHBOUND) BETWEEN NEW YORK AVENUE AND SCHOOL LANE (MID-BLOCK) – On motion by Committeemember Clark seconded by Committeemember Lockwood and passed on roll call, the following resolution was adopted.
WHEREAS, the Township of Middle has received a letter from the State of New Jersey, Department of Transportation, recommending the placement of a NJ Transit Bus Stop on Route NJ 47 (northbound) between New York Avenue and School Lane (mid-block), in Middle Township, and
WHEREAS, the Township Committee of the Township of Middle, along with the Middle Township Traffic Committee, has reviewed the request and agrees with the establishment of a bus stop as indicated above.
NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Middle, the governing body thereof, that pursuant to N.J.S.A. 39-4-8(e) the following described location is hereby requested as a designated bus stop:
Route NJ 47 (northbound) between New York Avenue and School Lane (mid-block)
BE IT FURTHER RESOLVED, that if authorized by NJ Transit, the Township Committee of the Township of Middle will enforce the Traffic Regulation Order governing the aforementioned bus stop location and provide the necessary police security to ensure the safety of the traveling public.
18. RESOLUTION 239-15 – APPROVING STORMWATER MANAGEMENT PLAN – On motion by Committeemember Clark seconded by Committeemember Lockwood and passed on roll call, the following resolution was adopted.
WHEREAS, the State of New Jersey has developed the Municipal Stormwater Regulation Program and new rules to facilitate the implementation of the program which identifies the major stormwater pollution threats and provides practical ways that local government and the community can minimize this pollution.
WHEREAS, this program addresses pollutants entering our waters from many storm drainage systems owned or operated by local, State, interstate or Federal government agencies.
NOW THEREFORE BE IT RESOLVED, by the Township Committee, of the Township of Middle, County of Cape May, New Jersey, that the presented Stormwater Management Plan is hereby approved and is eligible for submission to the New Jersey Department of Environmental Protection in connection with the Municipal Stormwater Regulation Program.
19. RESOLUTION 240-15 – ACKNOWLEDGING FIREWORKS DISPLAY AT STONE HARBOR GOLF CLUB – On motion by Committeemember Clark seconded by Committeemember Lockwood and passed on roll call, the following resolution was adopted.

WHEREAS, Stone Harbor Golf Club, through Schaefer Pyrotechnics, has requested permission to conduct an outdoor fireworks display as part of a member's rehearsal dinner on June 5, 2015; and

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

WHEREAS, Schaefer Pyrotechnics has provided the Township of Middle with the following, which have been reviewed and approved by the ACJIF, as required:

- COI with NJ workman's insurance certificate
- NJ Hold Harmless Agreement
- NJ Surety Bond

NOW THEREFORE BE IT RESOLVED, that the Township Committee of the Township of Middle, County of Cape May, State of New Jersey does hereby acknowledge a fireworks display at Stone Harbor Golf Club on June 5, 2015.

20. RESOLUTION 241-15 – RENEWAL OF GRAVEL PIT PERMITS – 2015 – On motion by Committeemember Clark seconded by Committeemember Lockwood 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 2015 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
4	Cape Mining & Recycling, LLC	98 / 2	35.37	\$600.00
6	Cape Mining & Recycling, LLC	94 / 19.02	57.5	\$600.00
7	Cape Mining & Recycling, LLC	94 / 19.01 & 94 / 20	41.03 & 30.50	\$600.00
9	Indian Trail Sand & Gravel	472/32	7.54	\$400.00
11	H4 Enterprises LLC	95.03 / 21	42.64	\$600.00
13	Sam & Helena Bradway	1410.01 / 27	12.23	\$600.00
24	TK Sand & Gravel	96 / 17	8.08	\$400.00

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

21. RESOLUTION 242-15 – AUTHORIZING PARTICIPATION IN ONLINE AUCTION – GOVDEALS – On motion by Committeemember Clark seconded by Committeemember Lockwood and passed on roll call, the following resolution was adopted.

WHEREAS, the Township of Middle is the owner of certain surplus property which is no longer needed for public use; and

WHEREAS, the Township Committee are desirous of selling said surplus property in an "as is" condition without express or implied warranties.

NOW THEREFORE, be it RESOLVED by the Township Committee, of the Township of Middle, County of Cape May, State of New Jersey, as follows:

(1) The sale of the surplus property shall be conducted through GovDeals pursuant to State Contract A-70967/T2581 in accordance with the terms and conditions of the State Contract. The terms and conditions of the agreement entered into with GovDeals are available online at govdeals.com and also available from the Office of the Municipal Clerk.

(2) The sale will be conducted online and the address of the auction site is govdeals.com.

(3) The sale is being conducted pursuant to Local Finance Notice 2008-9.

(4) A list of the surplus property to be sold is outlined on Exhibit A attached hereto this resolution.

(5) The surplus property as identified shall be sold in an "as-is" condition without express or implied warranties with the successful bidder required to execute a Hold Harmless and Indemnification Agreement concerning use of said surplus property.

(6) The Township Committee reserves the right to accept or reject any bid submitted.

22. RESOLUTION 243-15 – APPROVAL OF ADDITIONAL DRIVER PERMITS – TRANSIENT VENDOR – JIM'S MISTER SOFTEE OF CAPE MAY COUNTY – On motion by Committeemember Clark seconded by Committeemember Lockwood and passed on roll call, the following resolution was adopted.

WHEREAS, the following Company has applied to the Township of Middle for a license to operate an Ice Cream Truck(s) within the confines of the Township of Middle; and

WHEREAS, the company now wishes to add an additional driver under said license; and

WHEREAS, this company is in good standing with the Township of Middle and has followed all of the rules and regulations as set forth; and

WHEREAS, all regulations and applications have been met and further review by the Police Department and show no reason why permits may not be issued.

NOW, THEREFORE BE IT RESOLVED, that each of the following permits are hereby approved to be added as follows:

DRIVER	PERMIT TYPE	EFFECTIVE
Katherine A. Camburn	1. Child Safe Vendor Permit 2. Motorized Vendor Driver Permit	05/18/2015

FURTHER RESOLVED, that any license issued pursuant to the terms in accordance with the Code of the Township of Middle shall expire midnight of the 31st day of December of the year in which is issued unless sooner surrendered, suspended or revoked.

23. RESOLUTION 244-15 – AMENDING FAIR AND OPEN CONTRACT FOR ENGINEERING SERVICES – REMINGTON, VERNICK & WALBERG ENGINEERS – ROADWAY AND DRAINAGE IMPROVEMENTS TO RIDGE ROAD – On motion by Committeemember Lockwood seconded by Committeemember Clark and passed on roll call, the following resolution was adopted.

WHEREAS, on January 6, 2015 Township Committee awarded Remington Vernick & Walberg Engineers a three year term as Township Engineer, and said contract was certified for 2015 as Resolution No. 06-15, 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 engineering contract administration and inspection services as following:

Remington, Vernick & Walberg Engineers
Roadway and Drainage Improvements to Ridge Road
Not to Exceed \$85,000.00

24. RESOLUTION 245-15 – RECOMMENDING SIGNAGE – ROUTE US 9 AT INTERCHANGE 12 – On motion by Committeemember Clark seconded by Committeemember Lockwood and passed on roll call, the following resolution was adopted.

WHEREAS, the Middle Township Traffic Advisory Committee has requested that Township Committee endorse a flashing “Use Turn Signal” signal on Route US 9 (Southbound) at Interchange 12 of the Garden State Parkway in Swainton, Middle Township, to ensure increased motorist safety; and

WHEREAS, the Middle Township Traffic Advisory Committee has requested that Township Committee endorse a flashing “Stop Ahead” signal, as well as written words “Stop Ahead” on the roadway as motorists approach Route US 9 (Northbound) at Interchange 12 of the Garden State Parkway in Swainton, Middle Township, to ensure increased motorist safety; and

WHEREAS, the area of Route US 9 at Interchange 12 of the Garden State Parkway is the jurisdiction of the State of New Jersey, therefore the Township may only recommend that these signals be installed at this Interchange; and

NOW THEREFORE BE IT RESOLVED, by the Township Committee, of the Township of Middle, County of Cape May, State of New Jersey does hereby recommend a flashing “Use Turn Signal” on Route US 9 (Southbound) at Interchange 12 of the Garden State Parkway in Swainton, Middle Township, to ensure increased motorist safety and a flashing “Stop Ahead” signal, as well as written words “Stop Ahead” on the roadway as motorists approach Route US 9 (Northbound) at Interchange 12 of the Garden State Parkway in Swainton, Middle Township, to ensure increased motorist safety; and

BE IT FURTHER RESOLVED, that a copy of this resolution shall be forwarded upon adopted to the New Jersey Department of Transportation.

25. RESOLUTION 246-15 – AMEND SALARY RESOLUTION NO. 14-15 – On motion by Committeemember Clark seconded by Committeemember Lockwood and passed on roll call, the following resolution was adopted.

WHEREAS, salary ranges for officers and employees of this Township, for CY 2015, have been established by Ordinance No. 1489-15, with amendments as required, and

WHEREAS, said ordinance further provides that the exact salary of each officer and employee shall be as determined from time to time by resolution of the Township Committee, and

WHEREAS, it is necessary to amend salary resolution 14-15 to accurately reflect adjustments to various employee salaries for calendar year 2015.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Governing Body of the Township of Middle, County of Cape May and State of New Jersey, that Resolution 14-15 as approved January 6, 2015 shall be amended to accurately reflect the salaries listed on the attached schedule for non-union employees.

26. RESOLUTION 247-15 – ACKNOWLEDGEMENT OF RESIGNATION – On motion by Committeemember Clark seconded by Committeemember Lockwood and passed on roll call, the following resolution was adopted.

BE IT RESOLVED, by the Township Committee, the Governing Body of the Township of Middle, County of Cape May and State of New Jersey, that the following resignation listed below, is acknowledged.

NAME	DEPARTMENT	POSITION	EFFECTIVE
James Allen	Public Safety	Special Class II Police Officer	01/15/2015

27. RESOLUTION 248-15 – DEPARTMENT CHANGE / PROMOTIONAL TITLE CHANGE – On motion by Committeemember Clark seconded by Committeemember Lockwood and passed on roll call, the following resolution was adopted.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Middle, County of Cape May, State of New Jersey, that the following department and promotional title changes listed below are hereby acknowledged:

NAME	PREV. DEPT.	NEW DEPT.	TITLE	EFF. DATE
Anne Garrison	Financial (Finance Dept.)	Administrative & Executive (Administration Dept.)	Keyboarding Clerk 2	05/18/2015

28. RESOLUTION 249-15 – ESTABLISHING AUTHORIZED SIGNATORIES FOR VARIOUS TOWNSHIP RELATED ITEMS – On motion by Committeemember Clark seconded by Committeemember Lockwood and passed on roll call, the following resolution was adopted. WHEREAS, purchases for goods and services must be signed by the Temporary Chief Financial Officer/ Chief Financial Officer or his/her Designee, and WHEREAS, said resolution may need to be amended from time to time. NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Middle, County of Cape May, State of New Jersey that that the following employees be designated as authorized signatories for the specified funds for purchase orders in the absence of the Temporary Chief Financial Officer/ Chief Financial Officer:

John Clifford All Funds
 Constance Mahon All Funds
 Joshua Niemann All Funds
 Kim Enteado All Funds

BE IT FURTHER RESOLVED, by the Township Committee of the Township of Middle, the governing body thereof; that the following employees are hereby authorized to transfer of funds within various bank accounts in the absence of the Temporary Chief Financial Officer/ Chief Financial Officer:

John Clifford All Funds
 Constance Mahon All Funds
 Joshua Niemann All Funds
 Kim Enteado All Funds
 Anne Garrison Payroll Account

FURTHER RESOLVED, by the Township Committee of the Township of Middle, the governing body thereof that the following signatories are hereby authorized to act in the absence of the Temporary Chief Financial Officer/ Chief Financial Officer from time to time, in connection with various bond law provisions, as specified in N.J.S.A. 40A:2-25 of the local bond law:

John Clifford
 Constance Mahon

29. RESOLUTION 250-15 – AMENDING DEPOSITORY CURRENT FUNDS – 2015 – On motion by Committeemember Lockwood seconded by Mayor Donohue and passed on roll call, the following resolution was adopted. ***Committeemember Clark Abstain**

BE IT FURTHER RESOLVED, that the Sturdy Savings Bank shall be the depository for the following account of the Township of Middle for the year 2015, and that all disbursements shall be made by checks signed by the following:

ACCOUNT	DISBURSEMENT OFFICER
Clerk	Township Clerk or Deputy Clerk
TTL Redemption Clerk	Tax Collector or Designated Tax
Construction Official	Construction Official, Chief Financial Officer, Deputy Treasurer; Temporary Chief Financial Officer
Municipal Court	Municipal Judge or Court Administrator or Deputy Court Administrator
Bond Account	Municipal Judge or Court Administrator, or Deputy Court Administrator
Current	Chief Financial Officer, Deputy Treasurer, Temporary Chief Financial Officer
General Checking Account	Chief Financial Officer, Deputy Treasurer, Mayor, Clerk, Deputy Clerk; Temporary Chief Financial Officer
Trust Account - Other	Chief Financial Officer, Deputy Treasurer, Temporary Chief Financial Officer
Forfeited Monies	Chief Financial Officer, Deputy Treasurer, Temporary Chief Financial Officer
General Capital Account	Chief Financial Officer, Deputy Chief Financial Officer Temporary Chief Financial Officer
Urban Development Action	Chief Financial Officer, Deputy Treasurer, Temporary Chief Financial Officer

<i>EMS Billing</i>	<i>Chief Financial Officer, Deputy Treasurer, Temporary Chief Financial Officer</i>
<i>Middle Township Municipal Alliance Committee</i>	<i>Chief Financial Officer, Deputy Treasurer, Temporary Chief Financial Officer</i>
<i>Housing Rehabilitation</i>	<i>Chief Financial Officer, Deputy Treasurer, Temporary Chief Financial Officer</i>
<i>Revolving Fund Utility Account</i>	<i>Chief Financial Officer, Deputy Treasurer; Temporary Chief Financial Officer</i>
<i>Utility Escrow Account</i>	<i>Chief Financial Officer, Deputy Treasurer, Temporary Chief Financial Officer</i>
<i>Utility Capital Account</i>	<i>Chief Financial Officer, Deputy Treasurer, Temporary Chief Financial Officer</i>
<i>Green Acres</i>	<i>Chief Financial Officer, Deputy Treasurer, Temporary Chief Financial Officer</i>
<i>Payroll (SS & Withholding)</i>	<i>Chief Financial Officer, Deputy Treasurer, Temporary Chief Financial Officer</i>
<i>Unemployment Trust</i>	<i>Chief Financial Officer, Deputy Treasurer, Temporary Chief Financial Officer</i>
<i>Recreation-Ded. Trust Fund</i>	<i>Chief Financial Officer, Deputy Treasurer, Temporary Chief Financial Officer</i>
<i>Public Assistance Trust Fund</i>	<i>Chief Financial Officer, Deputy Treasurer, Temporary Chief Financial Officer</i>
<i>Dog Tax</i>	<i>Chief Financial Officer, Deputy Treasurer, Temporary Chief Financial Officer</i>
<i>Accumulated Absences Trust Fund</i>	<i>Chief Financial Officer, Deputy Treasurer, Temporary Chief Financial Officer</i>
<i>COAH Fees</i>	<i>Chief Financial Officer, Deputy Treasurer, Temporary Chief Financial Officer</i>
<i>Alarm Billing Account</i>	<i>Chief Financial Officer, Deputy Treasurer, Temporary Chief Financial Officer</i>
<i>Animal Advisory Brd. Account</i>	<i>Chief Financial Officer, Deputy Treasurer, Temporary Chief Financial Officer</i>
<i>State & Federal Grant Account</i>	<i>Chief Financial Officer, Deputy Treasurer, Temporary Chief Financial Officer; Director of Grants and Economic Loans</i>

BE IT FURTHER RESOLVED, that TD Bank, of New Jersey shall be the depository for all of the following current funds, of the Township of Middle, for the year 2015, and that all disbursements shall be made by checks signed by the following:

<i>ACCOUNT</i>	<i>DISBURSEMENT OFFICER</i>
<i>Master Escrow Checking</i>	<i>Chief Financial Officer, Deputy Treasurer, Temporary Chief Financial Officer</i>
<i>Master Escrow Savings</i>	<i>Chief Financial Officer, Deputy Treasurer, Temporary Chief Financial Officer</i>

BE IT FURTHER RESOLVED, that 1st Bank of Sea Isle, of New Jersey shall be the depository for all of the following current funds, of the Township of Middle, for the year 2015, and that all disbursements shall be made by checks signed by the following:

<i>ACCOUNT</i>	<i>DISBURSEMENT OFFICER</i>
<i>Middle Township Employee Medical/Child Care Plan</i>	<i>Chief Financial Officer, Deputy Treasurer, Temporary Chief Financial Officer</i>

30. RESOLUTION 251-15 – ACKNOWLEDGING RESIGNATIONS AND APPOINTMENTS OF VARIOUS VOLUNTEER BOARD MEMBERS – On motion by Committeemember Clark seconded by Committeemember Lockwood and passed on roll call, the following resolution was adopted.

WHEREAS, the following volunteer board members have resigned and it is the intent of the governing body to fill said vacancies.

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 following board resignations are hereby acknowledged:

Member	Volunteer Board
George Spadea	Middle Township Animal Welfare Advisory Council

BE IT FURTHER RESOLVED, that the following individuals shall be appointed and/or reappointed to the terms and boards as indicated:

Member	Volunteer Board	Term Expiration
Melissa Holroyd	Middle Township Animal Welfare Advisory Council	12/31/2015* *filling unexpired term of George Spadea

31. PUBLIC COMMENT:



12300
DIRECTOR OF OPERATIONS
CONSTRUCTION
Mark A. Siskopf, III, P.E.

SENIOR ASSOCIATES
John J. Gorman, P.E., CEM
Paul J. Sarno, J., P.E., CEM
Thomas J. Sarno, P.E., CEM
Dennis E. Tully, P.E., CEM, LEED
Charles J. Anderson, P.E., CEM
Ray Wilson, P.E., CEM
War. Siskopf, P.E., CEM
Lorenza M. Papp, P.E., CEM
Christopher J. Papp, P.E., CEM
Joseph J. Siskopf, P.E., CEM
Richard S. Chikanski, P.E., CEM, BSCE

Remington & Vernick Engineers
225 Broad Street
Freehold, NJ 07728
(800) 745-5242
(800) 745-5242 fax

Remington, Vernick
& Verrill Engineers
225 Broad Street
Freehold, NJ 07728
(732) 399-8023
(732) 399-8023 fax

3 Inshore Industrial, Suite 300 410
225 Broad Street
Freehold, NJ 07728
(732) 991-3813 fax

Remington, Vernick
& Verrill Engineers
225 Broad Street
Freehold, NJ 07728
(800) 745-5242
(800) 745-5242 fax

6000 New Jersey Avenue
Millersville, PA 17329
(717) 853-2222
(717) 853-2222 fax

Remington, Vernick
& Beach Engineers
225 Broad Street
Freehold, NJ 07728
(800) 745-5242
(800) 745-5242 fax

2200 Church Hill Road, Suite 220
Freehold, NJ 07728
(800) 745-5242
(800) 745-5242 fax

1840 Office Plaza, Delaware Building
225 Broad Street
Freehold, NJ 07728
(800) 745-5242
(800) 745-5242 fax

Remington, Vernick
& Verrill Engineers
225 Broad Street
Freehold, NJ 07728
(800) 745-5242
(800) 745-5242 fax

225 Broad Street, 3rd Floor
Freehold, NJ 07728
(800) 745-5242
(800) 745-5242 fax

**ENGINEERING STATUS REPORT
MIDDLE TOWNSHIP**

May 18, 2015

Prepared For: TOWNSHIP COMMITTEE Prepared By: MARC DEBLANCO, P.E., P.E., C.M.E., Township Engineer

GRANT APPLICATIONS

NJDEP Flood Hazard Risk Reduction and Resiliency Program

- Grant Program that funds the following categories:
 - Beneficial Reuse of Dredge Material
 - Coastal Lake Surge Reduction and Increased Discharge
 - Stormwater Management
 - Flood Risk Reduction Infrastructure
- Applications are due by December 15, 2014.
- Our office has aided Dr. Stewart Farrell and the Township's Economic Development Office in preparation of the application materials for a dune construction project along portions of Reed's Beach and Piero's Point.

FY2015 NJDOT Local Aid Program

- The Township has submitted the following grant application:
 - Municipal Aid – Roadway: Third Street Phase 2 – Vermont Avenue to Linden Lane.
 - The Township was notified by NJDOT that this project was not selected for FY 2015 funding.

HMPG (Hazard Mitigation Grant Program)

- The Township was selected to receive a grant amount of \$142,080.00 for the purchase and installation of emergency generators.
- A spending plan has been prepared in conjunction with the Township's Economic Development Office and was submitted on 12/18/13.

CAPITAL IMPROVEMENTS

FY 2013 NJDOT Bike Path – Phase 4

- The project is 100% complete.
- Bike Path Phase 4 – Contract 2 is in design.

FY 2014 NJDOT Bike Path Phase 5

- The project design is completed and construction is scheduled for early Summer, 2015.
- Wetlands have been flagged and permitting application has been filed.

USDA Rural Development Sanitary Sewer Application – Grassy Sound

- Our office has begun coordinating the design and permitting package.
- Survey for the project is completed and the design is approximately 75% complete.
- Our office is working with Van Note Harvey Associates to finalize the Joint Permit Package.
- Permit Package was submitted to NJDEP on 6/27/14 and deemed administratively complete on 7/9/14.
- On 8/8/14, our office, along with representatives of the Grassy Sound Homeowners Association and Van Note Harvey, met on site, with a representative of the Army Corps of Engineers regarding the permitting of the project, notably, the "after-the-fact" issues the homeowners association is attempting to have approved. Based upon this meeting, applications to ACOE are being revised to allow for Middle Township to take the lead on the overall project and a separate application for the "after-the-fact" items will be submitted by Van Note Harvey.
- On 9/22/14, a resubmission of the ACOE permit package was sent to the Army Corps, indicating a single applicant rather than 2 co-applicants.
- On 9/28/14, letters were issued to Middle Township representatives and property owners indicating a 30-day public comment period for the permit package sent to NJDEP would begin on 10/1/14.
- On 10/30/14, the public comment period ended and NJDEP notified R V & W and Van Note Harvey that NJDOT Geodetic Division has requested further information. NJDEP has given 2 weeks to provide this information. On 11/13/14, RV&W signed the TWA application and delivered it to Middle Township for signatures. Following this, two applications will be submitted to NJDEP.
- On March 12, 2015, Bruce Graham of Van Note Harvey indicated an NJDEP Permit has been issued.

FY 2014 NJDCA Small Cities Program – ADA Improvements Phase 2

- The bid opening occurred on February 19, 2015.
- The apparent low bidder is DDL Enterprises, Inc. in the amount of \$122,063.00
- The contractor has begun work at the Recreation Center.

2014 Road Program

- The bid opening occurred on February 19, 2015.
- The apparent low bidder is Jerry & Son Excavating, Inc. in the amount of \$383,300.00.
- Paving is complete at Fox Run and Willow Avenue.
- Pipe work will begin the week of 5/18/15 on Maryland Road.

Robert 'Ookie' 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 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.
- The Township was awarded \$582,000.00 grant from Cape May County.
- The Township has applied to Cape May County for additional funding for a fishing pier/boardwalk.
- A Verification Letter of Interpretation Application for the Freshwater Wetlands was submitted to NJDEP on 8/22/13 and approved on 3/28/14.
- Our office is coordinating the permitting of various aspects of the plan with Lomax Consulting.
- A package prepared by Lomax Consulting Group was submitted to NJDEP for a jurisdictional determination on 8/13/14.
- Our office assisted Anne Garrison, Economic Development, in revising the application to the Cape May County Open Space Board relating to the fishing pier/boardwalk to be submitted on 6/15/14.
- A groundbreaking ceremony was held on September 12, 2014.
- Plans for the Jurisdictional Determination have been revised and resubmitted to NJDEP.
- Jurisdictional Determination from NJDEP indicates a CAFRA permit for the complex is not necessary. A meeting was held on 1-12-15 with Peter Lomax, Township Administrator and Mayor Donohue to analyze plan, revise layout and begin wetlands permitting process.
- The plans have been revised per our meeting and delivered to Peter Lomax for submittal.
- The Application was received by NJDEP on 3/11/15, and the Technical Review was completed on 4/8/15.

GENERAL ENGINEERING PROJECTS

GIS Mapping

- Rob Flynn, Public Works Director and Kevin Zelinsky of Remington, Vernick & Verrill Engineers previously reviewed and discussed different language to incorporate into an ordinance for establishing tax map and GIS escrow fees for Middle Township. Various scenarios have been reviewed and drafted for consideration by the governing body with the hopes of introducing it and the fees ordinance already completed in 2015.
- Per Committeeman Clark, who informed me that he could assist in acquiring digital hydroent data from NJ American. I am still working with Mr. Calvin Back to try and acquire this GIS layer file to add to the project. He was to process and send the data when completed and to date, we have not received this dataset. Also would still like to

Madelyn McCarroll:

Thanked the Committee for instituting the Animal Advisory Board and Marc Karavan for listening to their thoughts and putting their words into legal terms. She spoke of ideas they are working on with the Humane Society which has come down to appreciate the Committee for instituting the board and has asked the board to share some of their programs with other municipalities. She is currently reviewing the calls that were received in 2014 by animal control and the police department to establish the board's priorities and what they should spend their time working on. One of her main concerns regarding the calls is the amount of calls that were received for loose dogs. She also spoke about the initiative to work with campgrounds that urge people to identify their pets and contact information. As well, as distribute resource information for local veterinarians in case of emergencies and contact information to the local animal control offices and police departments. She gave the address to the online newsletter for up to date news on what the board is currently working on and its progress. The board also has a Facebook page. They are working on finding a location to put up a sign that urges people to utilize the spay and neuter program which is a big topic of concern for the board. Another topic of concern is establishing an animal cruelty team. The board's current project is creating a disaster plan for large animals in cases of evacuations due to natural disasters. Madelyn introduced Vilma who is the board's information officer.

John Clifford:

Animal Board account is now active.

Jerry Burns:

Questioned the role of the inspectors who examine the new homes in his area. He spoke about the letter he addressed to the engineer about some of the issues he has been experiencing concerning homes being built by Lennar with crossed wires and problems with air ducts.

Marc Karavan:

Explained to Mr. Burns that the inspector's role is not to look with that degree of specificity. If there is an issue to the way a system functions and the contractor didn't properly install it, then that is something that should be taken up with the warranty or through the civil process with the contractor. He also reviewed the job of the many officials who make sure the construction meets the plans.

Bo Wiseman:

Wanted to know the status of the Loyalty Rewards Program and if a list available of the participating businesses.

Mayor Donohue:

Stated that the list for participating businesses is not available at the moment. And, the Economic Development Council will be meeting next week at which time they will give a progress report on the businesses participating. The members have not been soliciting.

Bo Wiseman:

Asked about the Veteran's Advisory Board.

Mayor Donohue:

The Veteran's Committee has been formed and a Press release has already been given.

Stan Doniger:

Questioned the procedure for a Performance Bond Reduction prior to road acceptance by the township.

Committeemember Lockwood:

Explained that the Performance Bond Reduction is completed as the work is finalized. Then the applicant will post Maintenance Bond.

Committeemember Clark:

Attended the Feasting on History at the county airport. He also attended the Coast Guard Community Day which was a fantastic celebration. He commented that the Drum Fish Tournament was very successful with a special thanks to Suzanne and Anne for doing a great job in putting everything together. He added that he also attended the Cert for OEM which included preparing for a natural disaster; he advised that we are very well prepared.

Committeemember Lockwood:

Commented that the Coast Guard Community event was particularly notable.

Mayor Donohue:

Regrettably announced that he was not able to attend Coast Guard Community week. Thanked Committeemember Clark, Committeemember Lockwood, and Constance for doing an adequate job in covering for him while he works a new venture. Honored the Veterans and announced the Memorial Day Parade on Monday at 9:30 am, mentioned that the parade kicks off at memorial field. He also gave recognition to Maureen Lozier.

Joe Griffy:

Announced that the third V.A. Hospital in the country located in Philadelphia has been given a name.

Motion to adjourn meeting – 7:00pm

1st: Committeemember Clark 2nd: Committeemember Lockwood

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

Kimberly D. Krauss, Township Clerk