

Cape May Court House, NJ
June 20, 2016
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 Clark, Deputy Mayor DeVico, Committeemember Donohue, Township Clerk Kimberly Krauss, Deputy Township Clerk Suzanne Stocker, Business Administrator Constance Mahon, Municipal Solicitor Frank Corrado, and Township Engineer Marc DeBlasio.

1. PRESENTATION BY MAYOR – JUNE EMPLOYEE OF THE MONTH – CLINT STOCKER

2. 12th ANNUAL MIDDLE TOWNSHIP DRUM FISH TOURNAMENT AWARDS

1st Place: COWFISH

Boat Captain: Harry Cowan Jr

\$1,350 + Schooner Island Marina Gift Certificate

Total Weight: 132.2 pounds

2nd Place: SHAKEDOWN

Boat Captain: Steve Edmiston

\$1,100 + Avalon Golf & Country Club – Golf Outing

Total Weight: 124.5 pounds

3rd Place:

Boat Captain: Phil Johnson

\$850 + Wildwood Golf & Country Club – Golf Outing

Total Weight: 121.6 pounds

3. PRESENTATION BY MAYOR – MIDDLE MATTERS – MARY LLOYD

4. 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.)

Eileen Frostman, Lower Township:

- *Agreement with Aunt Jane's Kennel.*
- *Would like to know if Middle Township was aware of the animal abuse that occurred when utilizing previous private shelters.*
- *Commented on "cruel" and "unsanitary" conditions of shelters at Animal Welfare Society.*
- *Feels the governing body needs to know this before making a decision.*

5. RESOLUTION 238-16 – APPROVING PAYMENT FOR BILLS – BILL LIST A (General Bills) – On motion by Committeemember Donohue seconded by Committeemember DeVico 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. \$1,310,092.15

6. RESOLUTION 239-16 – APPROVING MINUTES FROM PREVIOUS MEETINGS – On motion by Committeemember DeVico seconded by Committeemember Donohue and passed on roll call, the following resolution was adopted.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Middle, the governing body thereof, that the following minutes are approved: Regular Meeting 06/06/2016

7. REPORTS: The following departments have submitted their reports for the months indicated: Municipal Clerk for the month of June

8. ORDINANCE NO. 1530-16 – CAPITAL ORDINANCE PROVIDING FOR ACQUISITION AND INSTALLATION OF VARIOUS EQUIPMENT FOR THE POLICE DEPARTMENT, BY AND IN THE TOWNSHIP OF MIDDLE, IN THE COUNTY OF CAPE MAY, STATE OF NEW JERSEY; APPROPRIATING \$100,000 THEREFOR FROM THE CAPITAL IMPROVEMENT FUND TO PAY FOR THE COST THEREOF – On motion by seconded by and passed on roll call, Ordinance No. 1530-16 passed first reading. Second reading, public hearing and consideration for adoption will be held on 07/18/2016 at 6:00 p.m.

WHEREAS, the Township of Middle, in the County of Cape May, State of New Jersey (the "Township"), wishes to acquire and install, as applicable, various equipment including, but not limited to, Dash Cams, for the Township's Police Department; and

WHEREAS, the cost of said improvements or purposes is estimated to be \$100,000; and

WHEREAS, the Township desires to authorize the appropriation and expenditure of \$100,000 from the Capital Improvement Fund to acquire and install, as applicable, various equipment including, but not limited to, Dash Cams, for the Township's Police Department.

BE IT ORDAINED AND ENACTED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MIDDLE, IN THE COUNTY OF CAPE MAY, STATE OF NEW JERSEY (a majority of the full membership thereof affirmatively concurring), AS FOLLOWS:

SECTION 1. The capital improvement or purpose described below is hereby authorized as a general capital improvement to be undertaken by the Township. For the said improvement or purpose, there is hereby appropriated the amount of \$100,000 from the Capital Improvement Fund to acquire and install, as applicable, various equipment including, but not limited to, Dash Cams, for the Township's Police Department, and all work, materials, equipment, labor and appurtenances necessary therefor or incidental thereto.

SECTION 2. The expenditure of the \$100,000 consisting of an appropriation of \$100,000 from the Capital Improvement Fund for the improvement or purpose set forth in Section 1 hereof is hereby authorized and approved. The Mayor, the Clerk, the Chief Financial Officer and any other official/officer of the Township are each hereby authorized and directed to execute, deliver and perform any agreement to undertake the improvement or purpose set forth herein and to effectuate the transaction contemplated hereby.

SECTION 3. The capital budget of the Township is hereby amended to conform with the provisions of this capital ordinance to the extent of any inconsistency herewith and a resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital programs as approved by the Director of the Division of Local Government Services, New Jersey Department of Community Affairs is on file in the Office of the Clerk and is available for public inspection.

SECTION 4. This ordinance shall take effect immediately after final adoption and approval by the Mayor as described in N.J.S.A. 40:49-2.

9. RESOLUTION 240-16 – ACKNOWLEDGEMENT OF RESIGNATION – On motion by Committeemember Donohue seconded by Committeemember DeVico 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
Joyce Bramble	Finance	Keyboarding Clerk 1 P/T	06/10/2016
Joseph Charlesworth	Public Works	Laborer 1 P/T	06/15/2016

10. RESOLUTION 241-16 – REFUND OF TAXES – On motion by Committeemember DeVico seconded by Committeemember Donohue and passed on roll call, the following resolution was adopted.

WHEREAS, a refund is due to as a result of the homestead benefit credit from the State of New Jersey and said credit has been applied to a tax exempt property:

ACCOUNT	BLOCK	LOT	OWNER / LOCATION	2016
18250	1436.05	50	Kochinski, Stephen T 29 Falkirk Drive Rio Grande, New Jersey 08242 Property Location: 29 Falkirk Drive	\$182.76

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 2016 taxes; and

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

11. RESOLUTION 242-16 – SEWER ADJUSTMENT – On motion by Committeemember DeVico seconded by Committeemember Donohue and passed on roll call, the following resolution was adopted.

WHEREAS, this sewer account was billed in error, as the property should be billed at the time of connection;

ACCOUNT	BLOCK	LOT	PROPERTY LOCATION	2016 ADJUSTMENT
5897	355.02	1.01	1263 Route 9 South	\$640.00
12578	1055	9	10 James Street	\$154.00
12579	1055	10	12 James Street	\$154.00

12. RESOLUTION 243-16 – AUTHORIZING CREATION OF LIEN ON PROPERTY – On motion by Committeemember DeVico 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; and

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
Berardi, Kathleen F	6 North 4 th Street	1475 // 3	\$179.43
Federal National Mortgage Assoc.	4 North 7 th Avenue	1119 // 1	\$198.90
Kaced, Rahab & Mebarka	211 Vermont Avenue	1493 // 6	\$198.90
Farrow, David N	5 Johnson Avenue	56.05 // 2	\$212.81

13. RESOLUTION 244-16 – REAPPOINTMENT – DEPUTY TAX ASSESSOR – On motion by Committeemember Donohue seconded by Committeemember DeVico and passed on roll call, the following resolution was adopted.

WHEREAS, N.J.S.A. 40A:9-148 governs the term of both the Tax Assessor and Deputy Tax Assessor, and WHEREAS, every municipal tax assessor and deputy assessor shall hold his/her office for a term of 4 years from the first day of July next following his appointment, and

WHEREAS, a deputy tax assessor shall hold a tax assessor certificate and shall act under the direct supervision of and assist the tax assessor.

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 appointment/ term for Elizabeth Simpkins as Deputy Tax Assessor shall be as follows, as outlined in N.J.S.A. 40A:9-148:

NAME	TITLE	TERM EFF. DATE	TERM EXP. DATE
Elizabeth Simpkins	Deputy Tax Assessor	07/01/2016	06/30/2020

14. RESOLUTION 245-16 – AMENDING RESOLUTION 525-15 – AWARD OF BID – JANITORIAL SERVICES – On motion by Committeemember DeVico seconded by Committeemember Donohue and passed on roll call, the following resolution was adopted.

WHEREAS, Resolution 525-15 dated December 7, 2015, awarded the bid for Janitorial Services;

WHEREAS, the Township of Middle as deemed it necessary to amend the Award of Bid to include the Rio Grande Police Sub-Station located at 1120 Route 47 in Rio Grande;

WHEREAS, B & E Service, Inc. agrees to perform cleaning services at this location at a rate of \$27.77 per day on Mondays, Wednesdays and Fridays, beginning on May 27, 2016;

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Middle, the governing body thereof, that the contract for Janitorial Services be and hereby amended to include the following additional cost for 2016:

B&E Service, Inc.

Rio Grande Police Sub-Station Cleaning

Not to Exceed \$2,700.00

FURTHER BE IT RESOLVED, that this award is conditioned upon certification of availability of funds.

15. RESOLUTION 246-16 – 2016-2017 HOTEL/MOTEL LICENSE APPROVAL – On motion by Committeemember DeVico seconded by Committeemember Donohue and passed on roll call, the following resolution was adopted.

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

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

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

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

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

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

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

NOW, THEREFORE BE IT RESOLVED, that each of the following licenses be and are hereby authorized for the license year of 2016-2017:

LIC. #	APPLICANT	TRADENAME	LOCATION	SITES
1	Avani, Inc.	Catalina Motel	1200 Georgia Ave	11 + Manager Apt
3	OM RUDRA, INC.	Country Motel	1604 Route 47 S	28 + Manager Apt
6	Economy Motel, LLC	Economy Motel	3172 Route 9 South	34 + Manager Apt

7	Priyavadan Patel	Passport Inn & Suites	1031 Route 47 S	16 + House
8	Shree Khodiar, LLC	Simpson Motel	1507 Route 47 S	19 + House
11	Seven Oceans Hospitality	Hyland Motor Inn	38 E. Mechanic Street	34 + Manager Apt
14	Robert & Ruth Worth	Marlee Motel	1003 Route 47 S	13 + House
15	Kathleen Clark	Meadowbrook Motel	605 North Wildwood Blvd	20 + House (3 units)
16	Isha Hospitality, LLC	Red Roof Inn	1801 Route 47 S	48
17	Nelson Rossi & Jamie Cherego	Sea Gull's Motel LLC.	905 Route 47 S	11
19	Sureshbhai M. Patel	Shelton Motel	1410 Route 47 S	22
20	Jai Shree Jalar	Silver Birch Motel	1019 Route 47 S	10
22	Whispering Woods, Inc.	Whispering Woods	535 Route 47 South	28
24	Lorraine Nicholas	The Doctor's Inn	2 N. Main Street	7
25	Avani, Inc.	Wildwood Park Motel	405 North Wildwood Blvd	13

16. RESOLUTION 247-16 – FORECLOSURE GROUP #194 – On motion by Committeemember DeVico seconded by Committeemember Donohue and passed on roll call, the following resolution was adopted. WHEREAS, it appears to be in the best interest of the Township of Middle, that the attached list of Tax Sale Certificates, designated as Foreclosure Group #194, be foreclosed, pursuant to N.J.S.A. 54:5-104, 29-75 as amended, known as the In Rem Foreclosure Act. NOW, THEREFORE, BE IT RESOLVED, by the Township Committee, the governing body of the Township of Middle, a Municipal Corporation of the State of New Jersey, that the Tax Collector is hereby directed to forward the list of Certificates to Keith Bonchi, Esquire, to proceed to Foreclose in Rem, the lands and premises covered by said certificates.
17. RESOLUTION 248-16 – OPPOSING LICENSED CASINOS OUTSIDE OF ATLANTIC CITY, NEW JERSEY – On motion by Committeemember Donohue seconded by Committeemember DeVico and passed on roll call, the following resolution was adopted. WHEREAS, the New Jersey Legislature has voted in support of a constitutional amendment to permit casinos to operate in jurisdictions in Northern New Jersey, outside of Atlantic City; and WHEREAS, this initiative will increase the tax burden on Middle Township's residents; and WHEREAS, this initiative will negatively impact the livelihood of Middle Township's residents whose jobs and businesses depend on the Atlantic City casino industry; and WHEREAS, this initiative will create downward pressure on the Township of Middle's population growth and housing values as residents are forced to seek opportunities elsewhere; and WHEREAS, any legislator representing any portion of Atlantic City who voted to support this constitutional amendment acted against the best interests of his or her constituents; and NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Middle, County of Cape May and State of New Jersey that it is opposed to the above-described constitutional amendment in any form; and BE IT FURTHER RESOLVED, that all governing bodies in Southern New Jersey are invited to join Middle Township in recognizing the negative impact Northern New Jersey casinos will have on our regional economy; and BE IT FURTHER RESOLVED, that a copy of this resolution be distributed to all governing bodies in the counties of Burlington, Camden, Salem, Cumberland, Ocean, Atlantic, and Cape May, together with copies to all state legislatures representing all or portion of those countries; and BE IT FURTHER RESOLVED, that a copy of this resolution be sent via overnight mail to Senator Dawn-Marie Addiego, with the hope that she will reconsider her previous vote in support of Northern New Jersey casinos and join her Southern New Jersey colleagues in the legislature in opposing what constitutes bad policy for the entire State and particularly her own legislative district.
18. RESOLUTION 249-16 – AUTHORIZING THE ADOPTION OF THE CAPE MAY COUNTY MULTI-JURISDICTIONAL ALL HAZARDS MITIGATION PLAN – On motion by Committeemember Donohue seconded by Committeemember DeVico and passed on roll call, the following resolution was adopted. WHEREAS, the Township of Middle, Cape May County, New Jersey, has experienced natural hazards that result in public safety hazards and damage to private and public property; and WHEREAS, the hazard mitigation planning process set forth by the State of New Jersey and the Federal Emergency Management Agency offers the opportunity to consider natural hazards and risks, and to identify mitigation actions to reduce future risk, and WHEREAS, the New Jersey Office of Emergency Management is providing federal mitigation funds to support development of the mitigation plan; and WHEREAS, a Hazard Mitigation Plan has been developed by the Mitigation Planning Committee, and WHEREAS, the Cape May County Multi-Jurisdictional All Hazards Mitigation Plan Update (May 2016) includes a prioritized list of mitigation actions including activities that, over time, will help minimize and reduce safety threats and damage to private and public property, and WHEREAS, the draft plan was provided to each participating jurisdiction and was posted on the County Hazard Mitigation Plan Update website so as to introduce the planning concept and to solicit questions and comments; and to present the Plan and request comments, as required by law; and NOW THEREFORE BE IT RESOLVED, by the Township of Middle of the State of New Jersey:
- 1) The Cape May County Multi-Jurisdictional All Hazards Mitigation Plan Update (May 2016), as approved by the New Jersey Office of Emergency Management and the Federal Emergency

Management Agency on June 7, 2016 by Cape May County is hereby adopted as an official plan of the Township of Middle; minor revisions recommended by the Federal Emergency Management Agency and/or the New Jersey office of Emergency Management may be incorporated without further action.

- 2) The departments identified in the Plan are hereby directed to pursue implementation of the recommended high priority activities that are assigned to their department.
- 3) Any action proposed by the Plan shall be subject to and contingent upon budget approval, if required, which shall be at the discretion of the Township of Middle, and this resolution shall not be interpreted so as to mandate any such appropriations.
- 4) The Emergency Management Coordinator is designated to coordinate with other offices and shall periodically report on the activities, accomplishments, and progress, and shall prepare an annual progress report to be submitted to the Cape May County Office of Emergency Management. The status reports shall be submitted on a yearly basis by a predetermined date as agreed upon by all stakeholders.

19. RESOLUTION 250-16 – AWARD CONTRACT AND RATIFY AGREEMENT THROUGH NON-FAIR AND OPEN PROCESS – T&M ASSOCIATES – LAND SURVEYING SERVICES – BLOCK 10.02, LOT 1 – On motion by Committeemember DeVico seconded by Committeemember Donohue and passed on roll call, the following resolution was adopted.

NOW THEREFORE BE IT RESOLVED by the Township Committee of the Township of Middle, the governing body thereof, that the Agreement between T&M Associates and the Township of Middle for land surveying services, be and is hereby ratified and the contract is hereby awarded through the Non-Fair and Open Process as described in Pay-To-Play Statutes.

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

T&M Associates
Land Surveying Services
\$4,100.00

20. RESOLUTION 251-16 – AUTHORIZING PURCHASE UNDER GENERAL SERVICES

ADMINISTRATION – On motion by Committeemember Donohue seconded by Committeemember DeVico and passed on roll call, the following resolution was adopted.

WHEREAS, there is a need to purchase one (1) Live Scan Identification System for use by Township Police Department; and

WHEREAS, through the General Services Administration, Contract #GS-35F-0199R – Category #70, this item is available; and

WHEREAS, the total amount of the purchase for one (1) Live Scan Identification System is \$24,101.10, and funds are available as evidenced by the Chief Financial Officer's Certification; 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 appropriate officials are hereby authorized to purchase one (1) Live Scan Identification System as indicated above.

FURTHER RESOLVED, that the Chief Finance Officer is hereby authorized and directed to approve and forward a Purchase Order to:

Crossmatch
\$24,101.10

21. RESOLUTION 252-16 through 253-16 – AUTHORIZING PURCHASE UNDER STATE CONTRACT – (ITEMS A THROUGH B) – On motion by Committeemember DeVico seconded by Committeemember Donohue and passed on roll call, the following resolution was adopted.

A) WHEREAS, there is a need to purchase one (1) Powerheart AED G3 for use by township Police department; and

WHEREAS, through the State Contract Purchasing System, Contract #T-2478– Contract #84690, these items are available; and

WHEREAS, the total amount of the purchase for one (1) Powerheart AED G3 is \$1,349.00 and funds are available as evidenced by the Chief Financial Officer's Certification; 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 appropriate officials are hereby authorized to purchase one (1) Powerheart AED G3 as indicated above.

FURTHER RESOLVED, that the Chief Finance Officer is hereby authorized and directed to approve and forward a Purchase Order to:

Team Life, Inc.
\$1,349.00

B) WHEREAS, there is a need to purchase two (2) Ford Interceptors for use by Township Police Department; and

WHEREAS, through the State Contract Purchasing System, Contract #T-2776– Contract #88728, these items are available; and

WHEREAS, the total amount of the purchase for two (2) Ford Interceptors is \$52,786.00 (\$26,393.00 each) and funds are available as evidenced by the Chief Financial Officer's Certification; 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 appropriate officials are hereby authorized to purchase two (2) Ford Interceptors as indicated above.

FURTHER RESOLVED, that the Chief Finance Officer is hereby authorized and directed to approve and forward a Purchase Order to:

Winner Ford
\$52,786.00

22. RESOLUTION 254-16 – RENEWAL – TOWING LICENSES – 2016 – On motion by Committeemember DeVico seconded by Committeemember Donohue and passed on roll call, the following resolution was adopted.

WHEREAS, the towing license renewal application listed below has been found to be in proper form, and the fees paid accordingly.

NOW, THEREFORE BE IT RESOLVED, that each of the following licenses be and are hereby renewed for the calendar year of 2016:

License #	Tradename	Truck #	License Plate Number	Truck Make/ Model	Fee	Sticker Fee Paid
1	Kindle Towing	1	XN903E	2006 Ford F-650	\$450.00	\$50.00
	Kindle Towing	2	XBJP38	2012 Ford F-650		\$50.00
	Kindle Towing	3	XN734E	2004 Isuzu NPR		\$50.00
3	Rio Auto Body	1	X96B96	1995 F-450 Flatbed	\$450.00	\$50.00
4	Blakeslee Towing & Recovery	1	XN559E	2004 International Flatbed & Wheel Lift	\$450.00	\$50.00
	Blakeslee Towing & Recovery	2	XL797P	2004 International Flatbed w/ Wheel Lift		\$50.00
	Blakeslee Towing & Recovery	3	XDCV13	2006 International Flatbed w/ Wheel Lift		\$50.00
5	Gary's Automotive	1	XK805N	2007 Chevy 5500 Flatbed	\$450.00	\$50.00
	Gary's Automotive	2	XF30SW	1994 Chevy 3500HD Flatbed		\$50.00
7	Hi-Tech Towing	1	XV874R	2007 International Flatbed w/ Wheel Lift	\$450.00	\$50.00
8	HTA, Inc. dba Clark's Towing	1	XL886P	1994 F350 Flatbed	\$450.00	\$50.00
9	South Jersey Towing	1	XV333C	2004 International 4300 Flatbed w/ Wheel Lift	\$450.00	\$50.00
	South Jersey Towing	2	XDCV60	2010 International 4300 Flatbed w/ Wheel Lift		\$50.00
	South Jersey Towing	3	XBXE19	2006 International 4300 Flatbed w/ Wheel Lift		\$50.00
10	Peterson's Auto Towing	2	XY627P	2010 International 4300 Rollback w/ Wheel Lift	\$450.00	\$50.00

23. RESOLUTION 255-16 – INSERTION OF A SPECIAL ITEM OF REVENUE – WALMART COMMUNITY GRANT – On motion by Committeemember Donohue seconded by Committeemember DeVico and passed on roll call, the following resolution was adopted.

WHEREAS, R.S. 40A: 4-87 provides the Director of the Division of Local Government Services to approve the insertion of any Special Item of Revenue in the budget of any Municipality when such item shall have been made available by law and the amount whereof was not determined at the time of adoption of budget, and

WHEREAS, said Director may also approve the insertion of an appropriation for an equal amount.

NOW THEREFORE BE IT RESOLVED, that the Township Committee, the Governing Body of the Township of Middle, County of Cape May and State of New Jersey, hereby requests the director of Local Government Services to approve the insertion of additional items of revenue in the budget of the year 2015 in the sum of:

Walmart Community Grant \$1,500.00

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

Walmart Community Grant \$1,500.00

24. RESOLUTION 256-16 – RENEWAL OF ALCOHOLIC BEVERAGE LICENSES – On motion by Committeemember DeVico seconded by Committeemember Donohue and passed on roll call, the following resolution was adopted.

WHEREAS, certain licensees have filed for renewal of their Alcoholic Beverage License for one (1) year beginning July 1, 2016; and

WHEREAS, the said applications are in due and proper form with the fee of \$720.00 for each Plenary Retail Consumption License and Retail Distribution License; \$188.00 for each Club License and with no objection filed with all \$200.00 State Filing Fees received; and,

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee, the Governing Body of the Township of Middle, County of Cape May and State of New Jersey, issue a Plenary Retail Consumption License to:

Rio Station Inc. 0506-33-001-007

Avalon Development & Golf, Inc. 0506-33-005-007

Menz Restaurant, Inc. 0506-33-012-001
 Cape Hospitality Group LC dba Bellevue Tavern 0506-33-002-006
 9 South Bar & Restaurant, LLC 0506-33-009-008
 BE IT FURTHER RESOLVED, that the Township Committee, the Governing Body of the Township of Middle, County of Cape May and State of New Jersey, issue a Plenary Retail Distribution License to:
 Mattera's Liquor trading as Joe Canals Discount Liquor 0506-44-003-007
 Acme Markets, Inc. T/A Acme 0506-44-013-005
 BE IT FURTHER RESOLVED, that the Township Committee, the Governing Body of the Township of Middle, County of Cape May and State of New Jersey, issue a Club License to:
 Royal Oaks Club Inc. 0506-31-011-001
 Cape May County Chapter 44 Disabled American Veterans 0506-31-010-001
 Wildwood Golf & Country Club 0506-31-006-004
 Jersey Devil Country Club, Inc. 0506-31-008-002
 BE IT FURTHER RESOLVED, that these licenses be signed, sealed and delivered by the Clerk of the Township of Middle in accordance with the rules and regulations of the State Department of Alcoholic Beverage Control and appropriate Ordinances of the Township of Middle.

25. RESOLUTION 257-16 - AUTHORIZING EXECUTION OF MEMORANDUM OF AGREEMENT BETWEEN THE TOWNSHIP OF MIDDLE AND UAW LOCAL 2327 – On motion by Committeemember DeVico seconded by Committeemember Donohue and passed on roll call, the following resolution was adopted.
 NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Middle, County of Cape May, State of New Jersey does hereby authorize the execution of the Memorandum of Agreement between the Township of Middle and UAW Local 2327.
 BE IT FURTHER RESOLVED, that the appropriate officials are hereby authorized to sign the final contract, inclusive of all final changes incorporated in the herein Memorandum of Agreement.
 BE IT FURTHER RESOLVED, that the appropriate officials are hereby authorized to sign any and all documents in connection therewith.

26. RESOLUTION 258-16 - APPROVAL FOR PAYMENT TERMINAL LEAVE – LISA CLIFFORD – On motion by Committeemember DeVico seconded by Committeemember Donohue and passed on roll call, the following resolution was adopted.
 WHEREAS, Lisa Clifford resigned with an effective date of June 1, 2016; 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:
 Lisa Clifford
 17.5 Hours Personal
 117.83 Hours Vacation
 135.33 Hours Total
 Total: \$2,557.46 (inclusive of payroll tax expense)

27. RESOLUTION 259-16 - APPOINTMENT – TRAFFIC ADVISORY BOARD – On motion by Committeemember DeVico 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 person(s) be and is/are hereby appointed to the volunteer boards as indicated below:

NAME	BOARD	POSITION	TERM EXPIRES
Michael Hajek	Traffic Advisory Board	Alternate Member	12/31/2017

28. RESOLUTION 260-16 – CLOSED SESSION – CONTRACT NEGOTIATIONS (CAPE MAY COUNTY ANIMAL SHELTER AGREEMENT) – On motion by Committeemember DeVico seconded by Committeemember Donohue and passed on roll call, the following resolution was adopted.
 WHEREAS, the section of the Open Public Meetings Law, Chapter 231, P.L. 1975, permits the exclusion of the public from a meeting in certain circumstances; and
 WHEREAS, the Township Committee of the Township of Middle, the governing body thereof, is of the opinion that such circumstances presently exist; and
 WHEREAS, said Closed Session shall be held directly after this open session.
 NOW, THEREFORE, BE IT RESOLVED, by the Township of Middle, County of Cape May, State of New Jersey:
 1.) The public shall be excluded from the discussion of an action upon the hereinafter specified matter: CLOSED SESSION – CONTRACT NEGOTIATIONS (CAPE MAY COUNTY ANIMAL SHELTER AGREEMENT)
 2.) The general nature of the subject matter to be discussed is as follows: CLOSED SESSION – CONTRACT NEGOTIATIONS (CAPE MAY COUNTY ANIMAL SHELTER AGREEMENT)
 3.) It is anticipated at this time the above subject matter will be made public as follows:
 WHEN THE MATTER IS RESOLVED

4.) This Resolution shall take effect immediately.

29. ****TABLED**** RESOLUTION 261-16 – RATIFYING SHARED SERVICE AGREEMENT WITH COUNTY OF CAPE MAY – ANIMAL SHELTER SERVICES – On motion by seconded by and passed on roll call, the following resolution was adopted.

30. RESOLUTION 262-16 – RATIFYING AGREEMENT WITH AUNT JANES KENNEL - ANIMAL SHELTER SERVICES – On motion by Committeemember DeVico seconded by Committeemember Donohue and passed on roll call, the following resolution was adopted.

31. RESOLUTION 263-16 - DEPARTMENT CHANGE - On motion by Committeemember Donohue seconded by Committeemember DeVico 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 changes listed below are hereby acknowledged:

NAME	PREV. DEPT.	NEW DEPT.	TITLE	EFF. DATE
Katherine Keating	Human Resources	Zoning	Keyboarding Clerk 1	06/20/2016

32. PUBLIC COMMENT:



Professional Excellence Since 1901

ENGINEERING STATUS REPORT MIDDLE TOWNSHIP

June 20, 2016

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

CAPITAL IMPROVEMENTS

FY 2013 NJDOT Bike Path – Phase 4 – Contract No. 2

- The bid opening occurred on September 10, 2015.
- The apparent low bidder is Kline Construction Company, Inc. in the amount of \$101,225.00.
- The Contractor is delayed until July 1, 2016 due to a timing restriction imposed by the NJDEP.

FY 2014 NJDOT Bike Path Phase 5

- The bid opening occurred on September 10, 2015.
- The apparent low bidder is Kline Construction Company, Inc. in the amount of \$275,800.00.
- The Contractor is delayed until July 1, 2016 due to a timing restriction imposed by the NJDEP.

Ridge Road Drainage and Roadway Improvements

- The project is complete; however, surface course pavement on Blueberry Lane will be remediated in the next two weeks.
- Shoulder restoration is ongoing.
- We are awaiting a schedule from the contractor.

USDA Rural Development Sanitary Sewer Application – Grassy Sound

- All regulatory permits have been obtained.
- Project plans and specifications have been transmitted to USDA and are pending approval by USDA.
- The public bid advertisement is scheduled for the end of June, 2016.

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Robert 'Ockie' Wisting Recreation Complex

- The bid opening occurred on March 16, 2016.
- The apparent low bidder was MJJ Construction in the amount of \$1,068,900.00 for the Base Bid.
- A pre-construction meeting was held on Friday, June 17, 2016.

2016 Road Program

- At the request of the Township, our office has evaluated six (6) street locations for inclusion into this project.
- Our office transmitted an estimate project cost and proposal on May 9, 2016.

FEMA Emergency Generator – Public Works Department

- The Township has been notified that FEMA grant funds have been allocated for an emergency generator.
- Our office has completed the survey and has started the design process.

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John Lauricella, Court House South Dennis Road:

- Has committee or the Police Chief received any positive feedback on the Rio Grande Substation?

Chief Leusner:

- A lot of activity.
- Yes, have had a lot of positive feedback.
- Received tons of walk-ins.
- Spoke of partnerships with other agencies.

Wilma Pombo, 1704 Route 9, Swainton:

- Thanked committee for signing the "Save the Monarch Pledge".
- On behalf of the Environmental Committee, gave examples of laws on native plants and landscaping.
- Property maintenance for endangered species.

Bill Candell, Animal Control Officer:

- Addressed allegations on the Animal Welfare Society, Bayshore Kennel, and himself.
- Briefed committee on the history of his relationship with the prior kennels used.
- Called the SPCA plenty of times to make sure that they were coming to check on the conditions of the shelters.

Eileen Frostman, Lower Township:

- The SPCA and State became involved when they received multiple phone calls about shutting those places down.
- Prior to the opening of the County Shelter.
- Reason for the County Shelter.

Mike Hajek, Rio Grande:

- *Requested to know the outcome of what happened to the previous shelters and allegations.*

Committeemember Donohue:

- *“Shelter is best practice”.*
- *Does not want to reiterate on conditions of previous private kennels.*

Eileen Frostman, Lower Township:

- *The facilities were closed down as a final result.*
- *Using a private facility was a horrible mistake.*
- *So many animals suffered.*
- *All towns pay into it.*

Committeemember DeVico:

- *Ocean City does not.*

Eileen Frostman, Lower Township:

- *All others do.*

Mayor Clark:

- *That is not correct.*
- *Spoke of love for animals.*
- *A balance needs to be found between the animals and the taxpayers.*
- *This topic is to be spoken about in Closed Session so it is not open for discussion right now.*

Committeemember Donohue:

- *Intention all along was to stay with the County Shelter.*
- *An impasse currently with regards to contract so I can't say too much.*
- *At a point right now with the County where they will not accept any new animals.*
- *Township needs a plan B until issues can be resolved.*

Melissa Holroyd, Cape May Court House:

- *Involved in animal rescue for about 10 years.*
- *Expressed her gratitude towards everything Middle Township is doing to try and resolve the issue.*
- *Would like to see Middle continue to stay with the animal shelter.*

Mayor Clark:

- *Good meeting with the School Board President and others on the topic of the PILOT program.*
- *They will further the information to the other members of the School Board who were not in attendance.*
- *Congratulated officers who graduated for the Police Academy and wishes them well.*
- *County Airport Expansion Event.*
- *“Lots of good things happening out there.”*
- *High School Baseball Banquet.*
- *Wished seniors well.*
- *The Veterans Advisory Board Beef and Beer was successful and very well attended.*
- *Discussed fireworks and the 4th of July event at the Recreational Advisory Board meeting.*
- *Ground-breaking meeting for Ockie Wisting.*
- *Once shovels in ground, looking at 90 day completion around October.*
- *Attended the “Brothers Helping Brothers” event at the Goshen Fire Co.*
- *Eighth Grade at the PAC center.*
- *High School graduation at the football field.*
- *Cape May’s Changing of the Command at the Coast Guard Base.*
- *Meeting scheduled soon with the Army Corp. regarding the Bayshore area.*
- *Christ Gospel Church event.*
- *Chief of Police did a phenomenal job talking to the young “up and coming” gentlemen at the Father/Son Luncheon event.*
- *It was a nice day.*
- *Thanked Chief Leusner.*

Committeemember Donohue:

- *We understand and acknowledge the many years of hard work put into making the Cape May County Shelter a reality.*
- *Echoed Mayor Clark’s statement about the township finding a balance between what’s best for the animals and the tax payers.*
- *Police Academy Graduation will bring us back to a 50 officer level which he believes to be very important regarding operating Street Crimes Unit amongst other things.*
- *Commented on the budget regarding Body cameras and dash cams as well as finger printing machines for the Substation and police cars.*
- *Continue to work within the budget and make law enforcement within the township the best that it can be.*
- *Class III Officers and proposed legislation to have officers in schools.*
- *Support passage of that bill.*
- *Notification from County concerning a 4-way stop at Shellbay Avenue.*

- *County brought in traffic consultant.*
- *Recommended better enhanced signage proposed.*
- *Offered viewing of a plan if anyone was interested in having a look.*
- *The people at Grassy Sounds took it upon themselves to build their own sewer system and it has been in operation for seven years.*
- *Final permit approval from the Army Corp. of Engineers to take action to ensure that their sewer system is not pumping into our wetlands.*
- *Secure their property rights for several years.*
- *UAW contract approval.*
- *Recognized Connie and Liz Garcia for their hard work.*
- *Welcomed Mike Hajek as the newest member of the Traffic Advisory Board.*
- *Congratulated Katie Keating on her new position in Zoning from Human Resources.*

Committeemember DeVico:

- *Congratulated the Police Officers who graduated.*
- *Attended Career Day for eighth graders going into high school.*
- *Invited everyone to the July fourth festivities.*

Kimberly D. Krauss, Township Clerk

Motion to enter into Closed Session – 6:55pm

1st: Committeemember Donohue 2nd: Committeemember DeVico

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

Motion to return to Open Meeting – 7:30pm

1st: Committeemember Donohue 2nd: Committeemember DeVico

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

Motion to adjourn meeting – 7:35pm

1st: Committeemember Donohue 2nd: Committeemember DeVico

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