

Cape May Court House, NJ
 March 7, 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 – MARCH EMPLOYEE OF THE MONTH – STEVE MILLS
2. PRESENTATION BY MAYOR – MIDDLE MATTERS
3. 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.*)
4. RESOLUTION– APPROVING PAYMENT FOR BILLS – BILL LIST A (General Bills) – On motion by _____ seconded by _____ 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. \$2,761,857.02*
5. RESOLUTION – APPROVING MINUTES FROM PREVIOUS MEETINGS – On motion by _____ seconded by _____ 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 Meeting 2/17/2016, Regular Meeting 2/17/2016, and Closed Session 2/17/2016.*
6. REPORTS: The following departments have submitted their reports for the months indicated: Sewer Billing for the month of March, Tax Collector for the month of March, Construction for the month of March, Zoning for the month of March
7. ORDINANCE 1521-16 – AN ORDINANCE ESTABLISHING THE COMPENSATION OF THE OFFICERS AND EMPLOYEES OF THE TOWNSHIP OF MIDDLE – Following second reading, hearing, and consideration for adoption, Ordinance 1521-16 was adopted on motion by _____ seconded by _____ and passed on roll call. Complete Ordinance is on file in the Clerk’s Office.
 ** Adding title/range:
 Records Support Technician 1 \$12.00 to 16.00 p/h
8. RESOLUTION – APPOINTMENT – NEW HIRES – On motion by _____ seconded by _____ 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 employee is hereby appointed to the following position at the salaries opposite their name:*

NAME	DEPARTMENT	TITLE	SALARY	EFFECTIVE
Mark DeVico	Public Safety	Record Support Technician 1 P/T	\$15.00ph	03/07/2016
9. RESOLUTION – AWARD OF RFP – BANKING SERVICES – STURDY SAVINGS BANK – On motion by _____ seconded by _____ and passed on roll call, the following resolution was adopted.
WHEREAS, it has been deemed necessary to request proposals for banking services; and WHEREAS, RFP’s were received on January 13, 2016 at 2:00 PM; and WHEREAS, Sturdy Savings Bank was the only proposal received; and NOW THEREFORE BE IT RESOLVED by the Township Committee of the Township of Middle, the governing body thereof, that the following contract for services shall be awarded as follows:
STURDY SAVINGS BANK
10. RESOLUTION – CANCELLATION OF RESERVE – On motion by _____ seconded by _____ and passed on roll call, the following resolution was adopted.
WHEREAS, there exists a reserve for state tax appeals on the balance sheet of the Current Fund; and WHEREAS, the status of this reserve has been investigated and the Township Tax Collector, Tax Assessor and Chief Financial Officer have determined that this reserve should be canceled; NOW THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Middle, County of Cape May, New Jersey, that the following reserve in the amount of \$100,000 be and the same are hereby canceled: Reserve for State Tax Appeals \$100,000.00

11. RESOLUTION – ACKNOWLEDGEMENT OF RETIREMENT (ITEMS A THROUGH B) – On motion by _____ seconded by _____ and passed on roll call, the following resolution was adopted.

(A) *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
Madonna Sill	Public Safety	Telecommunications Operator	04/01/2016

(B) *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
Joseph Giannattasio	Sewer	Laborer 2	05/01/2016

12. RESOLUTION – REFUND OF TAXES (ITEMS A THROUGH B) – On motion by _____ seconded by _____ and passed on roll call, the following resolution was adopted.

(A) *WHEREAS*, a refund is due, as a result of overpayment by the Mortgage Company,

ACCT	BLOCK	LOT	OWNER/LOCATION	2016
18264	11	32	Robb, Brian & Kathryn Property location: 9 Hawks Landing	\$455.70
16171	48	21	Murray, Joseph M & Sharon L Property location: 9 Woodcock Lane	\$1,157.91
1961	96.02	23	Harvey, Charlees F III & Carol J Property location: 372 CH So Dennis RD	\$1,667.30
4328	214	4	Pett, Donna L Property location: 5 Winding Way	\$1,043.78
4682	239	5	Pittman, Jedidiah Y & Sarah A Property location: 305 Hand Ave	\$1,029.89
6020	385	1.01	Smaniotto, Jeffery & Michelle Property location: 2 Sand Dollar Drive	\$309.90
6733	439	4	Herman, James & Morales, Edwin Property location: 25 Eldredge Ave	\$645.45
6709	451	16	Dunn, John & Carla Property location: 101 Delaware Ave	\$2,194.15
12973	1113	3	Aquilino, Kimberly Property location: N 2 nd Ave	\$84.88
14442	1442	4	Earle, Brian Property location: 9 Cresse ST	\$884.63

Please make check payable and send to:

Corelogic Real Estate Tax Service
P.O. Box 961250
Fort Worth, TX 76161-9858

NOW THEREFORE 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,

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

(B) *WHEREAS*, the following refund is due, as a result of overpayment by the Mortgage Company:

ACCT	BLOCK	LOT	OWNER/LOCATION	2016
6198	394	10	Davis, Robert W & Mary D Property location: 9 N. 9 th Street	\$619.94

Please make check payable and send to:

Lereta
Attn: Central Refunds
1123 Park View Drive
Covina, CA 91724

NOW THEREFORE 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 a check in the above noted amounts payable to the above mentioned party, 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.

13. RESOLUTION – AUTHORIZING CANCELLATION OF LIENS AND FIRST AND SECOND QUARTERS OF 2016 – On motion by _____ seconded by _____ and passed on roll call, the following resolution was adopted.

WHEREAS, the Middle Township Tax Collector has received final judgement for Foreclosure Group 193, and

WHEREAS, it is hereby deemed necessary to cancel tax title liens and also the current taxes for said foreclosure group.

NOW THEREFORE BE IT RESOLVED, that the following tax title liens and property taxes as listed below are hereby cancelled:

<i>assessments for group 193</i>					<i>property</i>		
<i>certificate</i>	<i>account#</i>	<i>block</i>	<i>lot</i>	<i>former owner</i>	<i>location</i>	<i>lien amount</i>	<i>2016 1st 1/2</i>
2009-5528	117	4.01	28	Yeshivos, United Munkacser	297 Rte 47 N	\$24,147.29	\$1,598.23
2007-5003	3541	169	3	Saunders, Ella	Sound Drive	213.45	\$11.29
2007-5004	3824	184	4	Sapp, Edward E & Essye L	Arbutus Ave	396.34	\$19.97
2010-5982	3875	187	2	Fuller, Dovie F	Arbutus Ave	293.02	\$19.97
2010-5987	4030	196	5	Fuller, Dovie F	Spruce Ave	217.70	\$16.50
2008-5334	9197	675	2	Henderson, Mitchell & C	Garnet St	587.24	\$34.62
2007-5092	11133	884	3	Johnson, Frances Rd	W Anna St	692.05	\$35.88
2009-5720	11257	889	6	Jones, Calvin M	Gibbs St	2,471.23	\$147.88
2008-5394	11427	920	5	Tindall, Julia C & English, Arlene	Clinton Ave	710.82	\$38.50
2009-5733	11672	936	9	Clark, Daniel & Leoniest	W Wiley St	609.94	\$35.88
2008-5403	11776	949	7	Wilder, Calvin T & Margaree G	Pennsylvania Ave	469.90	\$24.50
2008-5418	12399	1032	7	Jones, Evangeline	119 E Main St	1,376.39	\$88.38
2009-5770	12631	1058	13	Faison, Victor	29 Cochran St	8,090.60	\$600.25
2010-6153	12650	1058	20	Brown, Mary	57 Cochran St	1,080.23	\$85.75
2009-5773	12657	1059	7	Bullock, Clifford M Jr	115 Cochran St	1,317.40	\$91.88

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

14. RESOLUTION – ACKNOWLEDGEMENT OF TERMINATION – On motion by _____ seconded by _____ 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 termination listed below, is acknowledged.

<i>EMPLOYEE</i>	<i>DEPARTMENT</i>	<i>POSITION</i>	<i>EFFECTIVE</i>
Valentina Railic	Municipal Court	Keyboarding Clerk I	02/26/2016

15. RESOLUTION – APPROVE TRANSIENT MERCHANT VENDOR LICENSE – A+T ICE – On motion by _____ seconded by _____ and passed on roll call, the following resolution was adopted.

WHEREAS, A+T Ice has applied for a Vendor's License to operate an ice cream truck in Middle Township,

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

THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Middle, County of Cape May and State of New Jersey that the vendor applicant is hereby licensed by the Township of Middle to operate an ice cream truck in Middle Township from March 7, 2016 through December 31, 2016.

16. RESOLUTION – RELEASE OF PERFORMANCE BOND (ITEMS A THROUGH B) – On motion by _____ seconded by _____ and passed on roll call, the following resolution was adopted.

(A) WHEREAS, \$26,335.19, is being held as a performance guarantee for Monterey Motel for site improvements at Block 348.02, Lot 20, otherwise known as 633 Shunpike Road, and

WHEREAS, the Township Engineer for the project has conducted his inspection and certified that all improvements have been completed; and

WHEREAS, the Land Use Administrator for the Township of Middle has recommended that the performance bond be released; and

WHEREAS, the Land Use Law of the State of New Jersey (NJS 40:55D-1 et. seq.) requires such a release upon recommendation by the Township Engineer; and

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Middle, the governing body thereof, that the bond in the amount of \$26,335.19 is hereby released.

(B) WHEREAS, \$561,627.00 is being held as a Performance Guarantee for Harbor Place Development LLC/ T & H Real Estate Enterprises, LLC, for site improvements at Block 136, Lot 14, located at 1116 Stone Harbor Blvd.; and

WHEREAS, the Zoning Officer for the Township of Middle has recommended that the performance bond (Tri-Party Allocation Category Agreement) under the name of Harbor Place Development, LLC. be released and replaced with another performance bond (Performance Surety Bond) in the name of T&H Real Estate Enterprises, LLC; and

WHEREAS, the Tri-Party Allocation Category Agreement with TD Bank is being traded for performance bond (Performance Surety Bond) for T&H Real Estate Enterprises, LLC. in the amount of \$847,800.00; and

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Middle, the governing body thereof, that the performance bond as indicated above has been replaced with

a performance bond (Performance Surety Bond) for T&H Real Estate Enterprises, LLC., in the amount of \$847,800.00.

17. RESOLUTION – AUTHORIZE CHANGE IN EMPLOYMENT STATUS – On motion by _____ and passed on roll call, the following resolution was adopted.
 NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Middle that the following employees are hereby designated to the employment status listed below:

NAME	DEPARTMENT	PREVIOUS STATUS	AMENDED STATUS	EFFECTIVE DATE
Anthony Johnson	Public Works	Laborer 1 - P/T T/A	Laborer 1 - P/T Permanent	02/17/2016
Aaron Taylor	Public Works	Laborer 1 - P/T T/A	Laborer 1 - P/T Permanent	02/17/2016

18. RESOLUTION – AWARDING CONTRACTS UNDER FAIR AND OPEN PROCESS – On motion by _____ seconded by _____ and passed on roll call, the following resolution was adopted.
 WHEREAS, the Township Committee has previously instituted a Fair and Open Process for the award of contract pursuant to N.J.S.A. 19:44A-20.4 et.seq., and
 WHEREAS, the Township Committee has followed the procedures that it has previously set forth for the award of specific contracts; and
 WHEREAS, the Township Committee has solicited proposals, and has publicly opened each proposal submitted, and has considered each proposal in light of criteria previously established by the Township, and has made a decision on each proposal submitted in light of those criteria;

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 submissions shall be awarded as follows for a term effective January 1, 2016 through December 31, 2016:

Grant Application and Housing Rehabilitation Consultant
 Mark Blauer, Blauer Associates
 Not to exceed \$3,600.00

19. RESOLUTION – AMENDING RESOLUTION 478-15 – APPROVE CHANGE ORDER NO. 3 (FINAL) – 2014 ROAD PROGRAM – On motion by _____ seconded by _____ and passed on roll call, the following resolution was adopted.
 WHEREAS, 2014 Road Program Project was awarded March 2, 2015 via Resolution No. 124-15 to Jerry & Son Excavating, Inc.; and
 WHEREAS, on November 2, 2015 Resolution 478-15 was approved authorizing a change order in the credit amount of \$8,194.45, and
 WHEREAS, there was a mathematical error in the “Reductions” subtotal, and in turn, the “New Contract Change” of said Change Order; and
 NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Middle, County of Cape May, State of New Jersey, that the attached Change Order #3 for the project awarded to Jerry & Son Excavating, Inc. be revised and is hereby approved in the credit amount of \$15,694.45.

20. RESOLUTION – ACKNOWLEDGEMENT OF RESIGNATION – On motion by _____ seconded by _____ 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
Robert Bongiovanni	Public Safety	Clerk I P/T	03/11/2016
Garrett Moretti	Public Safety	Special Class II Police Officer	03/03/2016

21. RESOLUTION – SUPPORTING THE USE OF THE ATLANTIC CITY RESCUE MISSION FOR EMERGENCY HOUSING – On motion by _____ seconded by _____ and passed on roll call, the following resolution was adopted.
 WHEREAS, there is currently no homeless shelter in Cape May County, and
 WHEREAS, the Atlantic City Rescue Mission has expressed its interest in providing services to Cape May County’s homeless population; and
 WHEREAS, the Atlantic City Rescue Mission currently has memorandums of understanding with Cumberland County, Ocean County and Atlantic County to accept vouchers to house, train and counsel the homeless; and
 WHEREAS, there exists a memorandum of understanding which currently remains in the hands of the Department of Human Services and is yet to be approved, all while the homeless population of Cape May County continues to be placed in local motels with no on-site job training or counseling; and
 WHEREAS; the Atlantic City Rescue Mission works with over 50 agencies to provide job training, drug and alcohol counseling, spiritual counseling, life skills training and provides a safe and secure temporary housing environment for those in need; and
 WHEREAS, it is statistically proven that counseling and job training are necessary to break the cycle of homelessness; and
 WHEREAS, the increasing homeless population in Cape May County deserves access to a better life through counseling and training.
 NOW THEREFORE BE IT RESOLVED, by the governing body of the Township of Middle, County of Cape May, State of New Jersey, that the membership of the Cape May County League of Municipalities hereby supports the use of the Atlantic City Rescue Mission to temporarily house

homeless individuals and further urges the Department of Human Services to approve the memorandum of understanding between the County of Cape May and the Atlantic City Rescue Mission.

BE IT FURTHER RESOLVED, that a certified copy of this resolution be sent to the following: Senator Jeff Van Drew, Assemblyman Bob Andrzejczak, Assemblyman Bruce Land the Cape May County Board of Chosen Freeholders, all Cape May County municipalities, the Atlantic City Rescue Mission and the New Jersey Department of Human Services.

22. RESOLUTION – AUTHORIZING THE TOWNSHIP OF MIDDLE TO APPLY FOR AN EMERGENCY MANAGEMENT PERFORMANCE GRANT FROM THE STATE OF NEW JERSEY, DIVISION OF STATE POLICE, OFFICE OF EMERGENCY MANAGEMENT FY15 EMERGENCY MANAGEMENT AGENCY ASSISTANCE SUB-AWARD PROGRAM – On motion by _____ seconded by _____ and passed on roll call, the following resolution was adopted.

WHEREAS, the Township of Middle, Office of Emergency Management, has been authorized to file an application for an Emergency Management Performance Grant from the New Jersey State Police Office of Emergency Management; and

WHEREAS, the EMAA (Emergency Management Agency Assistance) sub-award, consisting of a total amount of \$14,000.00, including \$7,000.00 Federal Award and \$7,000 Local Matching Funds, is for the purpose of enhancing Middle Township’s ability to prevent, protect against, respond to and recover from acts of terrorism, natural disasters and other catastrophic events and emergencies; and

WHEREAS, the EMAA sub-award application incorporates all conditions and representations contained or made in application, and

WHEREAS, the Township of Middle Office of Emergency Management, designated by the New Jersey State Police, Office of Emergency Management, has submitted an Application for the sub-award that has been required by the said New Jersey State Police Office of Emergency Management; and

WHEREAS, the Application for the sub-award calls for a match in the amount of \$7,000.00, which the Township of Middle, Office of Emergency Management will satisfy through the 2016 Township of Middle approved budget for Division salaries and wages and fringe benefits.

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Middle hereby authorizes the application for the award of the FY 2015 Emergency Management Performance Grant in the amount of \$7,000.00 Federal Funds from the New Jersey State Police, Office of Emergency Management; and

BE IT FURTHER RESOLVED that the Director of the Division of Local Government Services is requested to approve the insertion of an item of revenue in the budget of the year 2016 in the sum of \$7,000.00, once approved, from the New Jersey State Police, Office of Emergency Management in the like amount of \$7,000.00 from the aforementioned grant; and

BE IT FURTHER RESOLVED that the like sum of \$7,000.00 is hereby appropriated under the caption FY 2015 Emergency Management Performance Grant; and

BE IT FURTHER RESOLVED that the Mayor, Chief Financial Officer and the Township Emergency Management Coordinator are authorized to sign the appropriate sub-award documents; and

BE IT FURTHER RESOLVED that copies of this Resolution shall be forwarded to the New Jersey State Police, Office of Emergency Management; Cape May County Office of Emergency Management; the New Jersey Director of the Division of Local Government Services.

23. PUBLIC COMMENT:

Motion to adjourn meeting –

1st

2nd

Pass on Roll Call: