

Cape May Court House, NJ  
 January 17, 2018  
 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, Business Administrator Elizabeth Terenik, & Municipal Solicitor Frank Corrado

1. RESOLUTION - APPOINTMENTS – NEW HIRES – POLICE OFFICERS – 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 employees are hereby appointed to the following position at the salaries opposite their name:*

NAME	DEPARTMENT	TITLE	SALARY/RATE	EFFECTIVE
John Hotaling	Public Safety	Police Officer*	\$34,609.00	01/23/2018
Pamela Gittle	Public Safety	Police Officer*	\$34,609.00	01/23/2018
Richard McHale, Jr.	Public Safety	Special Class II Police Officer (Trainee)	\$8.60 ph (increase to \$13.00 after graduation)	01/23/2018

*\*Hired from Certification List OL171451*

2. SWEARING IN OF NEW OFFICERS
3. SPECIAL RECOGNITION BY TOWNSHIP COMMITTEE – ACKNOWLEDGING RETIREMENT OF JAMES COLLINS
4. PRESENTATION BY COMMITTEE – MIDDLE TOWNSHIP 2018 TOP DOG
5. 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.)*
6. 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. \$331,157.80*
7. 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: Regular Meeting 01/01/2018.*
8. REPORTS: The following departments have submitted their reports for the months indicated: Municipal Clerk for the month of December; Tax Collector for the month of December; Sewer Collection for the month of December; Sterback Harbor for the month of December;
9. ORDINANCE NO. 1552-18 - AN ORDINANCE AMENDING CHAPTER 142, OF THE CODE OF THE TOWNSHIP OF MIDDLE ENTITLED FIRE PREVENTION – On motion by seconded by \_\_\_\_\_ and passed on roll call, Ordinance No. 1552-18 passed first reading. Second reading, public hearing and consideration for adoption will be held on 02/21/2018 at 6:00 p.m.  
*BE IT ORDAINED by the TOWNSHIP COMMITTEE, the governing body of the Township of Middle that Section 7(A) and Section 7(B) of Chapter 142 of the CODE OF THE TOWNSHIP OF MIDDLE are hereby amended in their entirety as follows:*  
*Section 7(A)*  
*In addition to the registrations required by the Uniform Fire Code, the following non-life hazard uses shall register with the Bureau of Fire Prevention. These uses shall be inspected once per year and pay an annual registration/ inspection fee. (The following fee schedule for non-life hazard use in the local enforcing agency’s jurisdiction shall be included in Sub-Chapter 2 of the Uniform Fire Code. These fees are not to be used for Life Hazard Uses as defined in the Uniform Fire Code.)*

A-1	Eating establishment under 50	\$72
A-2	Take-out food service (no seating)	\$48
A-3	Church or synagogue under 50	\$30
A-4	Recreation centers, multi-purpose rooms, etc. (less than 100)	\$72
A-5	Condominium centers less than 100	\$72
A-6	Senior citizen centers less than 100	\$72
(2)	<i>B – Business/ Professional</i>	
B-1	1 & 2 story less than 500 sq. ft. per floor	\$60
B-2	1 & 2 story more than 500 sq. ft. less than 2,000 sq. ft. per floor	\$72
B-3	1 & 2 story more than 2,000 sq. ft. less than 3,000 sq. ft. per floor	\$84
B-4	1 & 2 story more than 3,000 sq. ft. less than 5,000 sq. ft. per floor	\$96
B-5	1 & 2 story more than 5,000 sq. ft. per floor	\$120
B-6	3 to 5 story less than 1,000 sq. ft. per floor	\$72
B-7	3 to 5 story more than 1,000 sq. ft. less than 5,000 sq. ft. per floor	\$180
B-8	3 to 5 story more than 5,000 sq. ft. per floor	\$240
(3)	<i>M – Mercantile (Retail)</i>	
M-1	1 & 2 story less than 2,000 sq. ft. per floor	\$60
M-2	1 & 2 story more than 2,000 sq. ft. less than 4,000 sq. ft. per floor	\$72
M-3	1 & 2 story more than 4,000 sq. ft. per floor	\$120
M-4	3 to 5 story less than 2,000 sq. ft. per floor	\$90
M-5	3 to 5 story more than 2,000 sq. ft. less than 5,000 sq. ft. per floor	\$120
M-6	3 to 5 story over 5,000 sq. ft. per floor	\$150
(4)	<i>F – Factory (Manufacturing)</i>	
F-1	1 & 2 story less than 5,000 sq. ft. per floor	\$96
F-2	1 & 2 story more than 5,000 sq. ft. less than 10,000 sq. ft. per floor	\$120
F-3	1 & 2 story more than 10,000 sq. ft. per floor	\$180
F-4	3 to 5 story less than 5,000 sq. ft. per floor	\$120
F-5	3 to 5 story more than 5,000 sq. ft. less than 10,000 sq. ft. per floor	\$240
F-6	3 to 5 story over 10,000 sq. ft. per floor	\$300
(5)	<i>S – Storage (moderate &amp; low hazard/ per building)</i>	
S-1	1 & 2 story less than 3,000 sq. ft. per floor	\$60
S-2	1 & 2 story more than 3,000 sq. ft. less than 5,000 sq. ft. per floor	\$90
S-3	1 & 2 story more than 5,000 sq. ft. per floor	\$120
S-4	3 to 5 story less than 3,000 sq. ft. per floor	\$210
S-5	3 to 5 story more than 3,000 sq. ft. less than 5,000 sq. ft. per floor	\$240
S-6	3 to 5 story over 5,000 sq. ft. per floor	\$300
(6)	<i>R – Residential (Motels, Hotels, multiple dwelling &amp; rental units)</i>	
	<i>Fee is for each building or structure</i>	
RM-1	1 to 4 units	\$72
RM-2	4 to 10 units	\$84
RM-3	10 to 20 units	\$108
RM-4	21 to 50 units	\$142
RM-5	for each additional unit	\$12
	<i>Common Areas (each building)</i>	
RC-1	1 & 2 story less than 5,000 sq. ft. per floor	\$72
RC-2	1 & 2 story more than 5,000 sq. ft. less than 10,000 sq. ft. per floor	\$96
RC-3	1 & 2 story more than 10,000 sq. ft. per floor	\$120
RC-4	3 to 5 story less than 5,000 sq. ft. per floor	\$150
RC-5	3 to 5 story more than 5,000 sq. ft. less than 10,000 sq. ft. per floor	\$180
RC-6	3 to 5 story over 10,000 sq. ft. per floor	\$240

Section 7(B)

Annual Registration/ Inspection fees for non-owner occupied (R3 and R4) single units or duplex units shall be \$60.00.

BE IT FURTHER ORDAINED that Section 8(A), Section 8(B) and Section 8(D) of Chapter 142 are amended in their entirety as follows:

Section 8(A)

Subsequent owners or those succeeding to control over a premises listed in Section 7 (Non-Life Hazard Uses) above shall be responsible for correcting unabated violations and for the payment of outstanding fees and/or penalties whether or not they have requested a Certificate of Fire Code Status. The owner, contract purchaser, transferee or the authorized agent of any of them shall request the issuance of a certificate stating if any of the above conditions exist.

- (1) The cost for the issuance of a Certificate of Fire Code Status shall be \$72.00

Section 8 (B)

Before any Use Group R-3 or R-4 structure is sold, leased, or otherwise made subject to a change of occupancy for residential purposes, the owner or the authorized agent of the owner, shall apply for a Certificate of Smoke Detector and Carbon Monoxide Alarm Compliance (CSDCMAC). The application for a CSDCMAC will be on a certified form provided by the enforcing agency. The application shall be accompanied by the appropriate fee. The enforcing agency, may accept the certified form, in lieu of inspection. The fees for a CSDCMAC follow:

- (1) Request for a CSDCMAC received more than 10 business days prior to settlement will be \$ 60.00
- (2) Request for a CSDCMAC received four (4) to ten (10) business days prior to settlement will be \$90.00.
- (3) Request for a CSDCMAC received fewer than four (4) business days prior to settlement will be \$161.00  
(Re-inspection fees will be 50% of the original application fee)

Section 8 (D)

The application fees for the permits listed in N.J.A.C. 5:70-2.7(b) and Section 8(c) of this ordinance shall be as follows:

Type 1	\$ 54.00
Type 2	\$ 214.00
Type 3	\$ 427.00
Type 4	\$ 641.00

BE IT FURTHER ORDAINED that Section 11(B) of Chapter 142 be amended in its entirety as follows:

Section 11(B)

Each applicant shall pay the following fees to the Bureau of Fire Prevention for review of any site or subdivision plans:

- (1) Minor site plan \$60.00
- (2) Major site plan \$96.00
- (3) Minor subdivision \$120.00
- (4) Major subdivision \$156.00
- (5) Resubmission and review \$36.00 (only after the initial application and the review process has been completed.)

All other ordinances in Conflict of inconsistent with this Ordinance are hereby repealed, to the extent of such conflict of inconsistency.

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.

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

10. ORDINANCE NO. 1553-18 - AN ORDINANCE AMENDING THE CODE OF THE TOWNSHIP OF MIDDLE, CHAPTER 112, ARTICLE 1, SECTION 2(D) ENTITLED UNIFORM CONSTRUCTION CODES, FEES – On motion by seconded by and passed on roll call, Ordinance No. 1553-18 passed first reading. Second reading, public hearing and consideration for adoption will be held on 02/21/2018 at 6:00 p.m.

BE IT ORDAINED by the TOWNSHIP COMMITTEE, the governing body of the Township of Middle that Chapter 112-2(D) of the CODE OF THE TOWNSHIP OF MIDDLE be and is hereby amended as follows (deletions in [brackets], additions underlined):

D. The administrative surcharge for private, on-site inspections and plan review agencies pursuant to N.J.A.C. 5:23-4.18(j) shall be [5]40% of the appropriate State of New Jersey Subcode fee schedule.

All other ordinances in Conflict of inconsistent with this Ordinance are hereby repealed, to the extent of such conflict of inconsistency.

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

11. ORDINANCE NO. 1554-18 - AN ORDINANCE AMENDING THE CODE OF THE TOWNSHIP OF MIDDLE, CHAPTER 218, ENTITLED SUBDIVISION/SITE PLAN - On motion by \_\_\_\_\_ seconded by \_\_\_\_\_ and passed on roll call, Ordinance No. 1554-18 passed first reading. Second reading, public hearing and consideration for adoption will be held on 02/21/2018 at 6:00 p.m.

*BE IT ORDAINED* by the TOWNSHIP COMMITTEE, the governing body of the Township of Middle that the following fees listed under Chapter 218, Article VI, Section 47 of the CODE OF THE TOWNSHIP OF MIDDLE be and is hereby amended as follows:

Section 218-47 Development Fees shall be amended as follows (amendments in [brackets]; additions underlined):

Category	Application Fee	Escrow Fee
12. Request for extension of preliminary or final site plan or subdivision approvals	\$100.00	[\$2]300.00
<u>23. Zoning permit</u>	<u>\$50.00</u>	
23(a). Revised Zoning Permit	<u>\$25.00</u>	
24. Tax Map changes	<u>\$125.00 per lot for subdivisions and each easement</u>	
25. Zoning Permit – Sign Permit	<u>\$50.00</u>	
25(a). Zoning Permit – Revised Sign Permit	<u>\$25.00</u>	
26. Zoning Permit – Change of Use Permit	<u>\$25.00</u>	
27. Zoning Permit – Fence Permit	<u>\$25.00</u>	

All other ordinances in conflict or inconsistent with this ordinance are hereby repealed, to the extent of such conflict or inconsistency.

Should any section, paragraph, sentence, clause or phrase of this ordinance be declared unconstitutional or invalid for any reason, the remaining portions of this ordinance shall not be affected thereby and shall remain in full force and effect, and to this end the provisions of this ordinance are hereby declared to be severable.

This ordinance shall become effective upon final passage and publication, according to law.

12. RESOLUTION – REFUND OF TAXES – RETURN OF INTEREST NOT PAYABLE UNDER STIPULATION OF SETTLEMENT FROM TAXPAYER TO THE TOWNSHIP – On motion by \_\_\_\_\_ seconded by \_\_\_\_\_ and passed on roll call, the following resolution was adopted.

WHEREAS, a refund was due for Block 1523, Lot 1 as a result of a State Tax Court Appeal for 2014 and from January 1, 2015 to the sale date of June 22, 2015; and

WHEREAS, pursuant to the Stipulation of Settlement signed by the taxpayer and the Township, the taxpayer waived interest on the settlement amount; and

WHEREAS, the Township by Resolution dated September 6, 2017 issued a refund to the taxpayer which included calculation of interest; and

WHEREAS, the taxpayer through their counsel have sent check (#3524) back to the Township in the amount of \$1,295.94 representing the overpaid interest; and

WHEREAS, the purpose of this resolution is to correct payment, and the terms of the settlement shall remain in full force and effect;

NOW, THEREFORE, BE IT RESOLVED by the Middle Township Committee, in the County of Cape May, as follows:

1. The Recital paragraphs are incorporated as if fully set forth.
2. The appropriate township officials are authorized to take all necessary steps to deposit the check provided by the taxpayer and correct payment pursuant to settlement.
3. This resolution shall take effect immediately, according to law.

13. RESOLUTION - TABULATION COMMITTEE (ITEMS A THROUGH B) – On motion by \_\_\_\_\_ seconded by \_\_\_\_\_ and passed on roll call, the following resolution was adopted.

(A) NOW THEREFORE 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 Township Officials be and hereby are appointed to tabulate the bids to be taken on February 8, 2018 at 2:00 PM in the Middle Township Municipal Building, 2<sup>nd</sup> Floor Conference Room, 33 Mechanic Street, Cape May Court House, NJ for the following:

CONTRACTS #2018-1 THROUGH #2018-3, MIDDLE TOWNSHIP HOME REHABILITATION PROJECT

(B) NOW THEREFORE 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 Township Officials be and hereby are appointed to tabulate the bids to be taken on January 31, 2018 at 10:00 AM in the Middle Township Municipal Building, 2<sup>nd</sup> Floor Conference Room, 33 Mechanic Street, Cape May Court House, NJ for the following:

MUNICIPAL BUILDING ROOF REPLACEMENT

14. 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, the improvements located at Block 114 Lot 24, 1560 Rte 9 North, are complete, and  
WHEREAS, the Engineer for the Township of Middle has conducted his inspection and certified that all improvements have been completed, and  
WHEREAS, the Engineer has recommended that the performance bond, in the amount of \$210,672.00 be released, and  
WHEREAS, the performance bond will be reduced, and a 2 year maintenance bond in the amount of \$87,780.00 will remain in effect.  
NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Middle, the governing body thereof, that the performance bond be reduced to \$87,780.00, and be accepted as the maintenance bond guarantee for 2 years.  
(B) WHEREAS, \$124,120.74 is being held as a performance guarantee for Rio Grande Investors for site improvements at Block 1509, Lot 1, otherwise known as 1403 Rte 47 South; 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 (N.J.S.A. 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 \$124,305.55(includes interest) is hereby released.
15. RESOLUTION - RATIFY LEASE AGREEMENT (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 of the Township of Middle, the governing body thereof, that the agreement between the Marine Corps League and the Township of Middle for usage of the Middle Township Senior Citizen Center from January 1, 2018 through December 31, 2018, be and is hereby ratified.  
FURTHER RESOLVED, that the appropriate officials are hereby authorized and directed to sign any and all documentation necessary to carry out the purpose and intent of this resolution.  
(B)NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Middle, County of Cape May, State of New Jersey that the agreement between Quality Care Resource Center and the Township of Middle, for usage of Block 1024, Lot(s) 9, 11, 14, 18 & 19, otherwise known as the Whitesboro School, is hereby extended until March 31, 2018.  
BE IT FURTHER RESOLVED, that commencing January 1, 2018, the monthly rent for occupancy of the leased premises shall be \$700.00.  
FURTHER RESOLVED, that the appropriate officials are hereby authorized and directed to sign any and all documentation necessary to carry out the purpose and intent of this resolution.
16. RESOLUTION - AUTHORIZING MAYOR TO SIGN 2018 SAFETY INCENTIVE PROGRAM CONTRACT – On motion by \_\_\_\_\_ seconded by \_\_\_\_\_ and passed on roll call, the following resolution was adopted.  
WHEREAS, the governing body of the Township of Middle does hereby recognize the important role that an effective safety program plays in lowering employee injury rates, reducing lost time accidents, and cutting insurance costs, all of which contributes to greater employee safety and lower tax rates, and  
WHEREAS, as part of the 2018 Safety Incentive Program, the JIF hereby request that the municipality execute a “2018 Safety Contract” essentially agreeing to support and participate in all aspects of the JIF Safety Program.  
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 Mayor and Township Clerk are hereby authorized to sign any and all documents in connection with said 2018 Safety Contract.
17. RESOLUTION - EXTEND APPROVAL FOR TEMPORARY TRAILER – HRUSKA – On motion by \_\_\_\_\_ seconded by \_\_\_\_\_ and passed on roll call, the following resolution was adopted.  
WHEREAS, the home of John Hruska, located at 138 Reeds Beach Road (Block 34, Lot 3), sustained damage rendering it uninhabitable, and  
WHEREAS, on June 5, 2017 the governing body, via Resolution 257-17, authorized that a temporary trailer be placed on the property for a period of 6 months while the repairs were made.  
WHEREAS, the homeowner is requesting an extension as he awaits the delivery of his modular home.  
NOW THEREFORE BE IT RESOLVED, that an extension is hereby granted for the placement of a temporary trailer at the location of Block 34, Lot 3, otherwise known as 138 Reeds Beach Road.  
BE IT FURTHER RESOLVED, that a copy of this resolution shall be given to the Middle Township Construction, Zoning, and Code Enforcement offices for notification.  
FURTHER RESOLVED, that said authorization shall be for an additional six (6) months.
18. RESOLUTION - APPROVING PARTICIPATION WITH THE STATE OF NEW JERSEY FEDERAL GRANT PROGRAM ADMINISTERED BY THE DIVISION OF CRIMINAL JUSTICE, DEPARTMENT OF LAW AND PUBLIC SAFETY – SAFE AND SECURE COMMUNITIES GRANT PROGRAM – On motion by \_\_\_\_\_ seconded by \_\_\_\_\_ and passed on roll call, the following resolution was adopted.  
WHEREAS, the home of John Hruska, located at 138 Reeds Beach Road (Block 34, Lot 3), sustained damage rendering it uninhabitable, and  
WHEREAS, on June 5, 2017 the governing body, via Resolution 257-17, authorized that a temporary trailer be placed on the property for a period of 6 months while the repairs were made.

WHEREAS, the homeowner is requesting an extension as he awaits the delivery of his modular home.

NOW THEREFORE BE IT RESOLVED, that an extension is hereby granted for the placement of a temporary trailer at the location of Block 34, Lot 3, otherwise known as 138 Reeds Beach Road.

BE IT FURTHER RESOLVED, that a copy of this resolution shall be given to the Middle Township Construction, Zoning, and Code Enforcement offices for notification.

FURTHER RESOLVED, that said authorization shall be for an additional six (6) months.

19. RESOLUTION - RATIFY SHARED SERVICES AGREEMENT – PARTICIPATION IN JOINT INSURANCE FUND (ITEMS A THROUGH B) – On motion by [ ] seconded by [ ] and passed on roll call, the following resolution was adopted.

(A)WHEREAS, the Township of Middle is a member of the Atlantic County Municipal Joint Insurance Fund; and

WHEREAS, under the rules and regulations of the Municipal Excess Liability Joint Insurance Fund, the Township of Middle shall endorse the application of a fire district and agree to assume responsibility for the financial obligation of the fire district to the Atlantic County Municipal Joint Insurance Fund further constituting this agreement for reimbursement; and

WHEREAS, the commissioners have been accepted to participate in the ACMJIF.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Middle, the governing body thereof, that the appropriate officials are hereby authorized and directed to sign said Shared Services Agreement between the Township of Middle and Middle Township Fire District No. 2, Board of Fire Commissioners, for Joint Insurance Fund Year 2018.

(B)WHEREAS, the Township of Middle is a member of the Atlantic County Municipal Joint Insurance Fund; and

WHEREAS, under the rules and regulations of the Municipal Excess Liability Joint Insurance Fund, the Township of Middle shall endorse the application of a fire district and agree to assume responsibility for the financial obligation of the fire district to the Atlantic County Municipal Joint Insurance Fund further constituting this agreement for reimbursement; and

WHEREAS, the commissioners have been accepted to participate in the ACMJIF.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Middle, the governing body thereof, that the appropriate officials are hereby authorized and directed to sign said Shared Services Agreement between the Township of Middle and Middle Township Fire District No. 3, Board of Fire Commissioners, for Joint Insurance Fund Year 2018.

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
Daniel Love	Recreation	Recreation Aide	12/27/2017

21. RESOLUTION - ACKNOWLEDGING ROAD CLOSURE – 15<sup>th</sup> ANNUAL TRI THE WILDWOODS – On motion by [ ] seconded by [ ] and passed on roll call, the following resolution was adopted.

WHEREAS, DelMo Sports, Inc. is orchestrating a Triathlon, Aquabike, 5K & Kids Splash & Dash on August 25, 2018, and

WHEREAS, the applicant has completed the required Special Events Application, Hold Harmless Agreement and Insurance certifications for this event.

WHEREAS, said applicant has requested, which has been approved by the NJDOT, the use of the entire right lane for athletes (NORTH side of median) on Westbound State Highway 147 from the North Wildwood Border to the South Carolina jug handle. Cars will utilize the Eastbound lane of State Highway 147 (SOUTH side of Median). Cars coming South on US 147 will use the shoulder of the Eastbound lane and cars heading North on 147 will use the far-right hand lane. These vehicles heading North will get back onto 147 at the traffic light near Harbor Furniture. There will be cones dividing the opposing traffic.

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Middle, County of Cape May, State of New Jersey does hereby support the 15<sup>th</sup> Annual Tri the Wildwoods sponsored by DelMo Sports, Inc., and that the governing body does hereby understand and acknowledge the road closure as indicated above.

BE IT FURTHER RESOLVED, that the Middle Township Police Department has been notified of said event and has endorsed the closure.

22. RESOLUTION – CANCELLATION OF TAXES – On motion by [ ] seconded by [ ] and passed on roll call, the following resolution was adopted.

WHEREAS, the following cancellation of taxes is due based on 100% Disabled Veteran status:

ACCT	BLOCK	LOT	OWNER/LOCATION	2018	2017
18218	1436.05	18	Horst, Michael J & Becker, Mary E Property location: 33 Lochalsh Lane	\$1,993.48	
15824	441	18	Noce, Michael Property location: 108 Rutledge Rd	\$1770.93	\$186.96

23. RESOLUTION – REFUND OF TAXES – On motion by \_\_\_\_\_ seconded by \_\_\_\_\_ and passed on roll call, the following resolution was adopted.

*WHEREAS, the property listed below became tax exempt effective 12/11/2017, therefore prompting a refund from an overpayment:*

ACCT	BLOCK	LOT	OWNER/LOCATION	2017
15824	441	18	Noce, Michael 108 Rutledge Rd Del Haven, NJ 08251	\$186.96

*NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Middle, County of Cape May, State of New Jersey that the Chief Financial Officer be instructed to draw check in the above noted amounts payable to the above mentioned party, as a refund of 2017 taxes BE IT FURTHER RESOLVED that a certified copy of this resolution be given to the Chief Financial Officer of the Township of Middle.*

24. RESOLUTION – PROVIDING FOR TRANSFER OF CERTAIN 2016 BUDGET APPROPRIATION RESERVES – On motion by \_\_\_\_\_ seconded by \_\_\_\_\_ and passed on roll call, the following resolution was adopted.

*WHEREAS, various 2017 bills have been present for payment this year, which bills were not covered by order number and/or recorded at the time of transfers between the 2017 Budget Appropriation Transfers in the last two months of 2017; and*

*WHEREAS, N.J.S.A.:40A:4-59 provides that all unexpended balances carried forward after the close of the year are available, until lapsed at the close of the succeeding year, to meet specific claims, commitments or contracts incurred during the preceding fiscal year, and allow transfers to be made from unexpended balances which are expected to be insufficient during the first three months of the succeeding year;*

*NOW THEREFORE BE IS RESOLVED, by the Township Committee, the Governing Body of the Township of Middle, County of Cape May and the State of New Jersey, that the following transfers of budget appropriation reserves be made in the budget of Middle Township for the year 2017:*

		From	To
7-01-23-220-220-411	Group Health Insurance	12,600.00	
7-07-55-501-501-100	Sewer - Salaries and Wages	3,650.00	
7-01-20-165-165-249	Engineering-OE		10,000.00
7-01-25-262-262-200	EMS-OE		1,600.00
7-01-43-490-490-200	Municipal Court-OE		1,000.00
7-07-55-502-502-430	Utility - Electricity		3,000.00
7-07-55-502-502-440	Utility - Telephones		650.00
		16,250.00	16,250.00

25. RESOLUTION - AWARD OF BID – LANDSCAPING SERVICES AT VARIOUS TOWNSHIP LOCATIONS – On motion by \_\_\_\_\_ seconded by \_\_\_\_\_ and passed on roll call, the following resolution was adopted.

*WHEREAS, it has been deemed necessary and desirable to solicit bids for Landscaping Services at various township locations; and*

*WHEREAS, sealed bids were received on December 5, 2017; and*

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

*NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Middle, the governing body thereof, that the contract for Landscaping Services be and hereby is awarded to:*

*Douglass Landscaping Services, LLC. - \$308,424.99*

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

26. RESOLUTION – AWARDED 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, 2018 through December 31, 2018:*

- *Township Engineer – Vincent Orlando, Engineering Design Assoc., (3 yr term) – Not to exceed \$25,000.00 for 2018*
- *Planning Consultant – Vincent Orlando, Engineering Design Assoc. – Not to exceed \$10,000.00*

*BE IT FURTHER RESOLVED, that the Mayor is hereby authorized to execute contracts with each of the above-mentioned individuals as necessary, and the appropriate certification of funds by the Chief Financial Officer shall be attached hereto.*

