

Cape May Court House, NJ
May 7, 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. PRESENTATION BY MAYOR AND COMMITTEE – CERTIFICATE OF APPRECIATION – SOFIA AND SAWYER LOMAX
2. PRESENTATION BY MAYOR AND COMMITTEE – CERTIFICATE OF APPRECIATION – DISC GOLF ASSOCIATION
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 _____ 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. \$3,384,684.62*
5. RESOLUTION – APPROVING MINUTES FROM PREVIOUS MEETINGS – 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, the governing body thereof, that the following minutes are approved: 04/16/2018 regular, works session and closed session meetings.
6. REPORTS: The following departments have submitted their reports for the months indicated: Construction for the Month of April;
7. ORDINANCE NO. 1564-18 - ADOPTING A REDEVELOPMENT PLAN FOR THE INDIAN TRAIL REDEVELOPMENT AREA WITHIN THE TOWNSHIP OF MIDDLE, CAPE MAY COUNTY, NEW JERSEY – Following second reading, hearing, and consideration for adoption, Ordinance 1564-18 was adopted on motion by _____ seconded by _____ and passed on roll call. Complete Ordinance is on file in the Clerk’s Office.
*WHEREAS, pursuant to N.J.S.A. 40A:12-1 et seq., Resolution 167-18 of the Township Committee of the Township of Middle (“Committee”), declared Blocks 169, 170, 171, 172, 173, 175, 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202, 203, 204, 205, 206, 207, 208, Block 210 and Block 211 (the “Indian Trail Redevelopment Area”) within the Township of Middle as a Condemnation “Area in Need of Redevelopment”; and
WHEREAS, pursuant to N.J.S.A. 40A:12A-7, a Governing Body may adopt, revise or amend a redevelopment plan; and
WHEREAS, in order to facilitate the redevelopment of the Redevelopment Area, the Township of Middle Planning Board (“Board”), pursuant to N.J.S.A. 40A:12A-7 and Committee Resolution ___-2018, reviewed a Redevelopment Plan for the Township which will support and promote the adaptive reuse and redevelopment of the Indian Trail Redevelopment Area; and
WHEREAS, pursuant to N.J.S.A. 40A:12A-7, the Board did recommend to the Committee that the Redevelopment Plan, entitled “Redevelopment Plan For the Indian Trail Redevelopment Area, Township of Middle, Cape May County, New Jersey, 2018” on file with the Township Clerk’s office, be adopted as it provides for the planning, development, rehabilitation and redevelopment of the Indian Trail Redevelopment Area and is consistent with the Township’s Master Plan; and
WHEREAS, the Indian Trail Redevelopment Plan incorporates the underlying zoning currently in effect throughout the Indian Trail Redevelopment Area; and
WHEREAS, the Committee has determined that it is in the best interest of the Township to adopt the Indian Trail Redevelopment Plan, as recommended by the Board, to effectuate the rehabilitation and redevelopment of the Township.
NOW THEREFORE BE IT ORDAINED by the Township Committee of the Township of Middle, Cape May County, State of New Jersey, as follows:
Section 1. The Township hereby adopts the Indian Trail Redevelopment Plan to facilitate the redevelopment and rehabilitation of the Indian Trail Redevelopment Area.
Section 2. The Committee declares and determines that the Indian Trail Redevelopment Plan meets the criteria, guidelines and conditions set forth in N.J.S.A. 40A:12A-7, provides realistic opportunities for the redevelopment of the Indian Trail Redevelopment Area and is otherwise in conformance with N.J.S.A. 40A:12A-1, et seq.*

Section 3. The Committee shall have, be entitled to, and is hereby vested all power and authority granted by the aforementioned statutory provisions to effectuate the Indian Trail Redevelopment Plan.

Section 4. The Indian Trail Redevelopment Plan incorporates the underlying zoning currently in effect within the Indian Trail Redevelopment Area.

Section 5. All ordinances or parts of ordinances inconsistent with this Ordinance are hereby repealed to the extent of such inconsistency.

Section 6. In the event any clause, section or paragraph of the Ordinance is deemed invalid or unenforceable for any reason, it is the intent of the Committee that the balance of the Ordinance remains in full force and effect to the extent it allows the Township to meet the goals of the Ordinance.

Section 7. This Ordinance shall take effect after final adoption and publication according to law.

8. 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 resignations listed below, are acknowledged.

NAME	BOARD/DEPARTMENT	POSITION	EFFECTIVE
Leroy Jones	Public Works	Laborer 2	04/18/2018
Michael Williams	Public Works	Laborer 1	05/04/2018
Elvira Kalish	Personnel	Claims Coordinator	05/11/2018

9. RESOLUTION – APPOINTMENTS (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 of the Township of Middle, County of Cape May, State of New Jersey, that the following employee is hereby appointed to the following position opposite their name:

NAME	DEPARTMENT	TITLE	SALARY	EFFECTIVE
Nancy McDevitt	Administration	Special Events Coordinator P/T	\$20.00 per hour	04/20/2018

(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 following employee is hereby appointed to the following position opposite their name:

NAME	TITLE	EFFECTIVE
Sean McDevitt	ACMJIF Claims Coordinator	05/11/2018

10. RESOLUTION – ACKNOWLEDGEMENT OF RETIREMENT – 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 retirement listed below is acknowledged.

EMPLOYEE	DEPARTMENT	POSITION	EFFECTIVE
Michelle Brown	Public Safety	Police Officer	08/01/2018
Michael Linz	Emergency Medical Services	Deputy Chief EMT	01/01/2019

11. RESOLUTION – ACKNOWLEDGEMENT OF DISCONTINUATION OF TEMPORARY APPOINTMENT – 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 discontinuation of temporary appointment listed below, is acknowledged.

EMPLOYEE	DEPARTMENT	POSITION	EFFECTIVE
Angela Holder	Recreation	Recreation Aide P/T T/A	05/05/2018
James Gibson	Recreation	Recreation Aide P/T T/A	05/05/2018

12. RESOLUTION – AUTHORIZING CREATION OF LIEN ON PROPERTY – On motion by _____ seconded by _____ 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 imposes 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
<i>Knight, Quenesha</i>	<i>15 Kentucky Ave.</i>	<i>1082//9</i>	<i>\$594.66</i>

13. RESOLUTION – CANCEL LIEN – On motion by _____ seconded by _____ and passed on roll call, the following resolution was adopted.

WHEREAS, the property known as 300.01 lot 4 assessed to Judy Moore was included in the tax sale held on December 16, 2015 for unpaid property taxes, and

WHEREAS, a lien was struck off to the Municipality bearing certificate #2015-8238 in the amount of \$1,295.39 and

WHEREAS, the owner filed bankruptcy on November 27, 2015 prior to the tax sale and the Collector’s office was not notified, and

WHEREAS, the filing of the bankruptcy prior to the sale renders the tax lien null and void; by law, the lien shall be cancelled by the Collector’s office.

14. RESOLUTION – AUTHORIZING THE TOWNSHIP SOLICITOR TO EXECUTE CONSENT JUDGMENT TO QUIET TITLE REGARDING LOT 6.01, BLOCK 929 IN THE TOWNSHIP OF MIDDLE – On motion by _____ seconded by _____ and passed on roll call, the following resolution was adopted.

WHEREAS, pursuant to a 1956 Tax Sale Foreclosure Order, the Township of Middle assumed possession of Block 36, Lot 17, which later became known as Block 929, Lots 33 and 35, and is now known as Block 929, Lot 6.01 (the “property”); and

WHEREAS, Paul H. Shelton and Evelyn N. Shelton. (“plaintiffs”), purchased the property from the Township on April 7, 2004; and

WHEREAS, in the course of a proposed sale of the property, plaintiffs and their potential buyers discovered an issue with the chain of title; and

WHEREAS, in order to clear title for the sale of the property, plaintiffs filed an action to quiet title under Docket No. CPM-C-14-18; and

WHEREAS, plaintiffs named Township of Middle as a defendant in the action for any interest the Township might have in the property; and

WHEREAS, the Township of Middle does not contest plaintiffs’ claim of ownership to the property and filed a non-contesting Answer in the quiet title action asserting no interest or liability in the matter, and indicated the Block and Lot designations that changed over time since the 1956 Tax Sale Foreclosure, to the time the property was sold to plaintiffs in 2004; and

WHEREAS, plaintiffs have proposed a Consent Judgment to Quiet Title to be filed with the Court quieting title to the property; and

WHEREAS, the form of that Consent Judgment is attached to this Resolution and incorporated herein as Exhibit A;

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 Middle Township Committee hereby approves the attached Consent Judgment regarding Block 929, Lot 6.01, in Middle Township.*
- 3. The Township Solicitor is authorized to take all necessary steps to perfect _____ the execution of the Consent Judgment.*
- 4. This resolution shall take effect immediately, according to law.*

15. RESOLUTION – AUTHORIZING THE TOWNSHIP SOLICITOR AND TAX ASSESSOR TO EXECUTE A STIPULATION OF SETTLEMENT REGARDING MIDDLE TOWNSHIP FIRE DISTRICT NO.2 AND BLOCK 1464.01 LOT 4 – On motion by _____ seconded by _____ and passed on roll call, the following resolution was adopted.

WHEREAS, Middle Township Fire District No.2 (the “Fire District”) is the owner of property known as Block 1464.01 Lot 4 in Middle Township (the “property”); and

WHEREAS, the Fire District purchased the property on January 15, 2015; and

WHEREAS, the property is vacant land used by the Fire District to conduct drills; and

WHEREAS, the Township of Middle assessed the property for real estate taxes; and

WHEREAS, on December 16, 2016, the Fire District filed a Verified Complaint for Declaratory Judgment in Superior Court of New Jersey, Law Division, Cape May County, under Docket No. CPM-L-502-16, seeking a tax exemption for the property under N.J.S.A. 54:4-3.3; and

WHEREAS, the Township of Middle disputed this claim, raised certain defenses, and made a motion to remove the case to the Tax Court of New Jersey; and

WHEREAS, on February 2, 2018, the Honorable John C. Porto granted the Township’s motion to remove, and the matter was sent to the Tax Court of New Jersey for further consideration, and assigned Docket No. 006161-2018; and

WHEREAS, on March 27, 2018, Salvatore DeSimone, Chairman of the Fire District, Thomas Phelan, Esq., attorney for the Fire District, Lee Ann Russ, Township Tax Assessor, and Christopher Gillin-Schwartz, Esq., attorney for the Township, met at Township offices to discuss resolution of the matter and agreed on terms to be included in a Stipulation of Settlement; and

WHEREAS, the Stipulation provides for a property tax exemption so long as the Fire District either (a) obtains a zoning permit, or other required approval, for the construction or installation of a structure, or structures, to be used for public purposes, and is in the process of utilizing their reasonable best efforts to perfect the installation of the approved structure(s), or, (b) continues to maintain a building or other structure(s) on the property used for public purposes; and

WHEREAS, the form of that Stipulation of Settlement, signed by representatives for the Fire District, is attached to this Resolution and incorporated herein as Exhibit A;
 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 Middle Township Committee hereby approves the attached Stipulation of Settlement regarding Block 1464.01, Lot 4, in Middle Township.
3. The Township Solicitor and Tax Assessor are authorized to take all necessary steps to perfect the execution of the Stipulation of Settlement.
4. This resolution shall take effect immediately, according to law.

16. RESOLUTION – RELEASE OF TRUST ACCOUNTS – On motion by _____ seconded by _____ and passed on roll call, the following resolution was adopted.
 WHEREAS, certain monies held in Trust Accounts from time to time may have balances remaining after all fees have been paid; and
 WHEREAS, the applicants are entitled to a refund of this money.
 NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Middle, the governing body thereof, that upon request of the Zoning Officer the following balances in the Trust Accounts, as listed on the attached sheets, shall be released.

17. RESOLUTION – RELEASE OF PERFORMANCE BOND – ATLANTIC CITY ELECTRIC – On motion by _____ seconded by _____ and passed on roll call, the following resolution was adopted.
 WHEREAS, \$660,692.05 is being held as a performance guarantee for Atlantic City Electric for site improvements at Block 127, Lot 4, otherwise known as 420 Route 9 North; and
 WHEREAS, the Township Engineer and Zoning Official have recommended the release of said bond, as outlined in P.L. 2017, Chapter 312 amendment.
 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 \$660,692.05 is hereby released.

18. RESOLUTION – REDUCTION OF PERFORMANCE BOND NO. 1 – TOMPKINS BUILDERS – On motion by _____ seconded by _____ and passed on roll call, the following resolution was adopted.
 WHEREAS, \$323,451.77 is being held as a performance guarantee for Tompkins Builders, for Block 355.01, Lots 12 & 13, otherwise known as 1121 and 1125 Route 9 South; and
 WHEREAS, the Engineer has conducted his inspection and determined that improvements having a value of \$38,010.96 have been completed; and
 WHEREAS, it has been further recommended that the performance guarantee for the above stated project be reduced to \$285,440.81; and
 NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Middle, the governing body thereof, that the performance guarantee as listed above be and is hereby reduced to \$285,440.81.

19. 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.
 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 vendor applicant is hereby licensed by the Township of Middle to operate an ice cream truck in Middle Township from May 7, 2018 through December 31, 2018.

20. RESOLUTION – RENEWAL OF GRAVEL PIT PERMITS – 2017 – On motion by _____ seconded by _____ and passed on roll call, the following resolution was adopted.
 WHEREAS, the gravel pit permit renewal applications listed below have been found to be in proper form, and the fee paid in each case, and
 WHEREAS, the Township Committee finds and concludes that the excavation and soil removal work originally authorized has been in continuous operation during the period of the permit and has been performed in accordance with the conditions under which the original permit was granted, and
 WHEREAS, the Township Engineer undertook an inspection of the subject premises and has stated in his letter that recertification is currently recommended, and
 WHEREAS, said applicants listed below have also received all necessary site plan review and approvals for their operations as set forth in Chapter 132 of the Township code.
 NOW, THEREFORE, BE IT RESOLVED, that each of the following permits be and are hereby renewed for the calendar year 2017, and this permit is subject to the rules and regulations as set forth in the code of the Township of Middle known as Chapter 132, including but not limited to all parameters set forth by the Middle Township Planning Board as expressed in their approving resolutions:

NO.	NAME OF LICENSE	BLOCK/LOT	ACREAGE	FEE
11	H4 Enterprises, LLC	95.03/21	35.37	\$600.00
24	TK Sand & Gravel, Inc.	96.01/17	8.08	\$200.00

FURTHER RESOLVED, that the above licenses be issued upon any and all conditions set forth by the Township Engineer and Middle Township Planning Board in the letters and resolutions attached to each license.

21. RESOLUTION – APPROVE CHANGE ORDER NO. 4 – GRASSY SOUND SEWER FORCE MAIN PHASE IIIA – On motion by _____ seconded by _____ and passed on roll call, the following resolution was adopted.
WHEREAS, Grassy Sound Sewer Force Main Phase IIIA Project was awarded May 1, 2017 via Resolution No. 225-17 to Crown Pipeline Construction Co.
*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 #4 for the project awarded to Crown Pipeline Construction Co. and is hereby approved, and that the change order results in an **increase** of \$21,000.00 for an amended contract amount of \$2,580,714.40.*
22. RESOLUTION – ACKNOWLEDGING FIREWORKS DISPLAY AT UNION LEAGUE NATIONAL GOLF CLUB – On motion by _____ seconded by _____ and passed on roll call, the following resolution was adopted.
WHEREAS, Union League National Golf Club, through Pyrotecnico Fireworks, Inc., has requested permission to conduct an outdoor firework display on May 27, 2018 and June 6, 2018; and
WHEREAS, as part of the approval Union League National Golf Club must comply with all conditions as set forth in Chapter 142-8 Subsections C, D, and E of the code of the Township of Middle as well as apply for and receive the appropriate permits in connections with the regulations of the Bureau of Fire Prevention, Fire District No 1; and
WHEREAS, Pyrotecnico Fireworks, Inc. has provided the Township of Middle with the following, which have been reviewed and approved by the ACJIF, as required:
 - COI with NJ workman’s insurance certificate
 - NJ Hold Harmless Agreement
 - NJ Surety Bond*NOW THEREFORE BE IT RESOLVED, that the Township Committee of the Township of Middle, County of Cape May, State of New Jersey does hereby acknowledge a firework display at Union League National Golf Club on May 27th and June 6th, 2018.*
23. RESOLUTION – SOCIAL AFFAIRS PERMIT – CHIP MILLER CHARITABLE FOUNDATION – On motion by _____ seconded by _____ and passed on roll call, the following resolution was adopted.
WHEREAS, Chip Miller Charitable Foundation, has applied for approval to sell alcoholic beverages at an event to be held at the Stone Harbor Golf Club, 905 Route 9 North, Cape May Court House, New Jersey 08210 on July 19, 2018 from 3:00pm until 8:00pm; and
WHEREAS, they have provided proper documentation to the Township of Middle.
NOW, THEREFORE, BE IT RESOLVED, that the Township Committee, in the Township of Middle, does hereby approve the Social Affairs Permit.
24. RESOLUTION – CLOSED SESSION – POTENTIAL CONTRACT NEGOTIATIONS AND MATTERS INVOLVING INVESTMENT OF PUBLIC FUNDS (DISCUSSION OF WATER SERVICE OPTIONS) – On motion by _____ seconded by _____ 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
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: POTENTIAL CONTRACT NEGOTIATIONS AND MATTERS INVOLVING INVESTMENT OF PUBLIC FUNDS (DISCUSSION OF WATER SERVICE OPTIONS)*
 - 2.) *The general nature of the subject matter to be discussed is as follows: POTENTIAL CONTRACT NEGOTIATIONS AND MATTERS INVOLVING INVESTMENT OF PUBLIC FUNDS (DISCUSSION OF WATER SERVICE OPTIONS)*
 - 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.*
Upon adoption of this resolution and conclusion of this meeting the governing body will convene on the above referenced topic in closed session.
This matter will be released to the public when the matter has been deemed resolved and the need to hear said item in closed session no longer exist.
The public will be invited back into open session at the conclusion of this meeting and formal action may be taken.
25. RESOLUTION – ESTABLISHING A GREEN TEAM FOR SUSTAINABLE JERSEY PROGRAM – On motion by _____ seconded by _____ and passed on roll call, the following resolution was adopted.
WHEREAS, the Township Committee of the Township of Middle strives to save tax dollars, assure clean air and water, improve working and living environments to build a community that is sustainable economically, environmentally, and socially; a community which would thrive well into the new century; and
WHEREAS, the Township Committee of the Township of Middle wishes to build a model of government which benefits our residents now and far into the future with green community initiatives outlined in the Sustainable Jersey Program, which are easy to replicate and affordable to implement; and
WHEREAS, in an attempt to focus attention on “Green” issues, the Township Committee wishes to establish a Green team; and
WHEREAS, the Township Committee of the Township of Middle wants to begin the process of focusing on “Green” issues by starting with audits of municipality facilities and operations first; and

WHEREAS, the following actions will be priorities for the Green Team as the Township moves to do their share to lessen the environmental impact of its operations: energy conservation; smart growth principals; protection of natural resources; smart growth principals of development; and community education.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Middle, the governing body thereof, that we do hereby establish a Green team consisting of all the members of the Middle Township Environmental Commission.

BE IT FURTHER RESOLVED, by the Middle Township Governing Body, that we do hereby appoint the following persons to the Green team for 2018.

Vilma Pombo, Chairman

Rachel Shepherd

Jeffery L. Schafer, CEM

Betsy Haskins

Larissa Smith

Josh Nemeth

Jim Amenhauser

Amanda DeVico

Shannon Grace Feltwell, Alt#1

Tarin Mason, Alt#2

Dawn Stimmel, Secretary

26. RESOLUTION – AWARD CONTRACT AND RATIFY AGREEMENT THROUGH NON-FAIR AND OPEN PROCESS – ZIPPY PRODUCTIONS LLC – OCKIE WISTING CONCERTS – 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, the governing body thereof, that the Agreement between Zippy Productions, LLC and the Township of Middle for Ockie Wisting Concerts 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.

FURTHER RESOLVED, that this contract is contingent upon obtaining any and all requirements and approvals as set forth by the Atlantic County Joint Insurance Fund.

Zippy Productions, LLC

Ockie Wisting Concerts –

Not to Exceed \$10,000.00

27. RESOLUTION – AMENDING RESOLUTION 132-18 – AUTHORIZATION TO SIGN RENEWAL AGREEMENT FOR THE RESALE OF GASOLINE AND DIESEL FUEL AS PART OF A COMMODITY RESALE SYSTEM WITH THE COUNTY OF CAP MAY – On motion by _____ seconded by _____ and passed on roll call, the following resolution was adopted.

WHEREAS, Resolution No. 132-18 authorized a renewal agreement with the County of Cape May for the Resale of Gasoline and Diesel fuel as part of a Commodity Resale System; and WHEREAS, N.J.A.C 5:34-7.5(f) provides that the length of said agreement shall not exceed five (5) years; and

WHEREAS, an amendment to Resolution No. 132-18 is required to acknowledge the same; and

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Middle, the governing body thereof, that the agreement with said contractor is hereby amended.

BE IT FURTHER RESOLVED, that the appropriate officials are hereby authorized to sign any and all document in connection therewith.

28. CORRESPONDENCE RECEIVED – ATLANTIC COUNTY MUNICIPAL JOINT INSURANCE FUND – E-MAIL RECEIVED APRIL 30, 2018 – WEST WILDWOOD V. NJ MEL

29. PUBLIC COMMENT:

Motion to enter into Closed Session –

1st: _____ 2nd: _____

Pass on Roll Call:

Motion to return to open meeting –

1st: _____ 2nd: _____

Pass on Roll Call:

Motion to adjourn meeting –

1st: _____ 2nd: _____

Pass on Roll Call: