

Cape May Court House, NJ
 June 18, 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 – CATHY CORNELL
2. QUESTION/ANSWER PERIOD ON AGENDA (*This question and answer session shall relate only to items as outlined and pending on current agenda. Issues and concerns not related to agenda item shall be withheld to public comment portion at the conclusion of meeting.*)
3. RESOLUTION – 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. \$723,374.80*
4. 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: 05/21/2018 Board of Health meeting and 06/04/2018 regular and work session meetings.
5. REPORTS: The following departments have submitted their reports for the months indicated:
 Finance for the Month of May; Municipal Clerk for the month of May;

6. ORDINANCE – ARNEY STREET VACATION

7. RESOLUTION – ESTABLISHING FEES – SUMMER CONCERTS – On motion by _____ seconded by _____ and passed on roll call, the following resolution was adopted.
*WHEREAS, it is in the best interest of the Township of Middle to establish a structured fee schedule for vendors for summer concerts as well as rental fees for Ockie Wisting, and
 WHEREAS, said fees should be established via resolution.
 NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Middle, County of Cape May, State of New Jersey, that it has been deemed necessary for the Township to charge the following fees for summer concerts:*

<u>TYPE</u>	<u>FEE</u>
Craft Vendor	\$35.00
Food Vendor – Single Item	\$50.00
Food Vendor – Multiple Items	\$150.00
Rental of Ockie Wisting	\$75.00 per hour Monday through Thursday \$100.00 per hour Friday through Sunday

8. RESOLUTION – RESOLUTION OF THE TOWNSHIP OF MIDDLE, COUNTY OF CAPE MAY AND STATE OF NEW JERSEY APPOINTING A MUNICIPAL HUMANE LAW ENFORCEMENT OFFICER – On motion by _____ seconded by _____ and passed on roll call, the following resolution was adopted.
*WHEREAS, the New Animal Cruelty Enforcement Law, P.L. 2017 c. 331 (the “New Law”) was signed into law on January 16, 2018; and
 WHEREAS, the New Law revises the enforcement of animal cruelty laws in the State of New Jersey by transferring the power of humane law enforcement from the New Jersey Society for the Prevention of Cruelty to Animals (NJSPCA) and county societies for the prevention of cruelty to animals to a county prosecutor
 Animal cruelty task force in each county, and a municipal humane law enforcement officer in each municipality; and
 WHEREAS, the New Law requires the governing body of each municipality to appoint at least one municipal humane law enforcement officer, approved by the Chief law enforcement officer in the municipality, who is responsible for the animal welfare within the jurisdiction of the municipality, and who is to enforce and abide by the animal cruelty laws of the State and ordinances of the municipality; and*

WHEREAS, Chief Christopher Leusner, Police Chief of the Township of Middle, recommends the appointment of Detective Jason Sweitzer to serve as the Municipal Humane Law Enforcement Officer for the Township of Middle.

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 individual is hereby appointed to the position of Municipal Law Enforcement Officer

NAME	POSITION
Jason Sweitzer	Municipal Humane Law Enforcement Officer

9. RESOLUTION – AUTHORIZE CHANGE IN EMPLOYMENT STATUS – 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 that the following employee is hereby designated to the employment status listed below:

NAME	DEPARTMENT	PREVIOUS STATUS	AMENDED STATUS	SALARY	EFFECTIVE DATE
Tazares Harris	Recreation	Recreation Aide P/T T/A	Recreation Aide P/T Permanent	\$11.00 per hour	06/06/2018
Christopher Hines	Recreation	Recreation Aide P/T T/A	Recreation Aide/Building and Grounds F/T	\$22,000.00	06/18/2018

10. 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
Collett, Suzette	220 Hand Ave.	236//24	\$317.27
Moya, Norberto & Maribel	1 Matthews Street	1055//5	\$345.10
Grivas, Constantine & Kovalevskaya K	10 East Wiley Street	1031//14	\$317.27
Lewis, Vernetta	101 Cochran Street	1059//3	\$289.44
Haywood, William E & Lois B	10 N 10 th Street	397//5	\$749.95
Rourke, Elizabeth A	803 Goshen Road	52//15	\$636.16
SMC Properties LLC	11 S 10 th Street	413//13	\$278.33
Vasuba LLC	1413 Route 47 South	1509//3	\$667.62
Pera, Justin	701 Poplar Ave.	1119//6	\$372.93
O’Shea, Brian	7 Cedar Drive	112//3	\$289.44
MTGLQ Investors LP/Rushmore Loan	11 Kimble Ave.	1425.02//4	\$406.53
113 East Crocus Road, LLC.	201 Hirst Avenue	1503//1	\$296.45
King, Robert S. & Rosalie E.	124 Indian Trail	208//4	\$345.10

11. RESOLUTION – INSERTION OF A SPECIAL ITEM OF REVENUE – FY 2018 CLEAN COMMUNITIES – On motion by _____ seconded by _____ 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 2018 in the sum of:

FY2018 Clean Communities Grant \$51,583.36

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

FY2018 Clean Communities Grant \$51,583.36

12. RESOLUTION – AUTHORIZING THE EXECUTION OF A CONTRACT RENEWING MEMBERSHIP IN THE ATLANTIC COUNTY MUNICIPAL JOINT INSURANCE FUND – On motion by _____ seconded by _____ and passed on roll call, the following resolution was adopted.

WHEREAS, The Township of Middle (hereinafter the “MUNICIPALITY”) is a member of the Atlantic County Municipal Joint Insurance Fund (hereinafter the “FUND”); and

WHEREAS, the MUNICIPALITY’S membership terminates as of January 1, 2019 unless earlier renewed by a Contract between the MUNICIPALITY and the FUND; and

WHEREAS, N.J.S.A. 40A:11-5 (1) (m) provides that a Contract which exceeds the bid threshold may be negotiated and awarded by the governing body without public advertising for bids and bidding therefor, if the subject matter is for the purchase of insurance coverage and consultant services, provided that the award is in accordance with the requirements for extraordinary unspecifiable services; and

WHEREAS, N.J.S.A. 40A:11-6.1(b) provides that the MUNICIPALITY shall make a documented effort to secure competitive quotations; however, a Contract may be awarded upon a determination, in writing, that the solicitation of competitive quotations is impracticable; and

WHEREAS, in accordance with N.J.A.C. 5:34-2.3, a designated official of the MUNICIPALITY, has filed a certificate with the governing body describing in detail, as set forth below in this Resolution, why this Contract meets the provisions of the statutes and the regulations and why the solicitation of competitive quotations is impracticable; and

WHEREAS, it has been determined that the purchase of insurance coverage and insurance consultant services by the MUNICIPALITY requires a unique knowledge and understanding of the municipal exposures and risks associated with the operation of a municipal entity, and many insurance professionals are not qualified to assess these risks and exposures based upon their inherent complexity; and

WHEREAS, insurance coverage for municipal entities can vary greatly in the type, limits, and exceptions to coverage, and therefore particularized expertise in determining and obtaining the appropriate coverage is required to protect the MUNICIPALITY; and

WHEREAS, it is the goal of the MUNICIPALITY to obtain a single integrated program to provide all types of insurance coverage with a plan to limit the MUNICIPALITIES exposure; and

WHEREAS, the FUND has provided comprehensive insurance coverage to member municipalities since 1987; and

WHEREAS, since 1987, the Fund has continually refined all of the types of coverage that it provides to its members so that it offers comprehensive insurance coverage and limits to all members that is unique and cannot be purchased from a single entity in the commercial insurance market; and

WHEREAS, the FUND has also developed and made available to its members Safety, Risk Management and Litigation Management programs that address the specific exposures and risks associated with municipal entities; and

WHEREAS, the FUND provides the MUNICIPALITY with Fund Administration, Claims Review, Claims Processing, Claims Administration, Actuarial and Legal services; and

WHEREAS, the FUND is one of the most financially sound Municipal Joint Insurance Funds in New Jersey, and the FUND operates with strong fiscal controls, member oversight, and meets all of the requirements promulgated by the New Jersey Department of Community Affairs and the Department of Banking and Insurance; and

WHEREAS, as an existing member of the FUND, the MUNICIPALITY would be renewing its membership in an organization with experienced and dedicated FUND Professionals who provide specialized services to the members; and

WHEREAS, the membership of the FUND includes many neighboring municipalities that have uniquely similar exposures to the MUNICIPALITY, and with whom the MUNICIPALITY has existing inter-local arrangements; and

WHEREAS, all of the aforementioned factors categorize the award of this Contract as an “extraordinary, unspecifiable service” that cannot be duplicated, accounted for, accurately detailed, or described in a manner that truly depicts the value of the MUNICIPALITY’S membership in the FUND; and

WHEREAS, for all of the aforementioned reasons, it is impracticable for the MUNICIPALITY to seek competitive quotations for a Contract to provide the procurement of insurance coverage and consultant services; and

WHEREAS, the FUND has been organized pursuant to N.J.S.A. 40A:10-36 et seq., and as such is an agency of the municipalities that created it; and

WHEREAS, N.J.S.A. 40A:11-5(2) also provides that a Contract which exceeds the bid threshold may be negotiated and awarded by the governing body without public advertising for bids and bidding therefor, if the Contract is entered into with a municipality or any board, body, officer, agency or authority thereof; and

WHEREAS, the FUND meets the definition of an agency as set forth in N.J.S.A. 40A:11-5(2); and

WHEREAS, for all of the aforementioned reasons, the MUNICIPALITY desires to enter into a Contract to renew its membership with the FUND for a period of three (3) years, for insurance coverage and consultant services, as an exception to the public bidding requirements of the Local Public Contracts Law.

NOW THEREFORE BE IT RESOLVED, by the governing body of the MUNICIPALITY as follows:

- 1. The MUNICIPALITY agrees to renew its membership in the FUND and to be subject to the Bylaws, Rules and Regulations, coverages, and operating procedures thereof as presently existing or as modified from time to time by lawful act of the FUND.*
- 2. The Mayor and Clerk of the MUNICIPALITY shall be and hereby are authorized to execute the "Contract to Renew Membership" annexed hereto and made a part hereof and to deliver same to the FUND evidencing the MUNICIPALITY’S renewal of its membership.*
- 3. In accordance with N.J.A.C. 5:34-2.3, the certificate of a designated official of the MUNICIPALITY, which details why the solicitation of competitive quotations is impracticable, is attached hereto and made a part of this Resolution.*
- 4. The Clerk of the MUNICIPALITY is authorized and directed to place a notice of the adoption of this Resolution and the award of this Contract in the official newspaper of the MUNICIPALITY.*

13. RESOLUTION – AMENDING RESOLUTION 221-18 - RATIFY MUNICIPAL SERVICES AGREEMENT – FOUR SEASONS AT STONE HARBOR – On motion by _____ seconded by _____ and passed on roll call, the following resolution was adopted.
WHEREAS, Resolution No. 221-18 authorized an agreement with the Four Season at Stone Harbor; and WHEREAS, an amendment to said resolution is required to acknowledge reimbursement for 2017 and 2018; 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.
14. RESOLUTION – APPROVE CHANGE ORDER NO. 1 – 2018 ROAD PROGRAM – On motion by _____ seconded by _____ and passed on roll call, the following resolution was adopted.
WHEREAS, Landberg Construction, LLC was awarded the 2018 Road Program on March 19, 2018 via Resolution 140-18; 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 #1 for the project awarded to Landberg Construction LLC, be and is hereby approved in a credit amount of \$876.48 for an amended contract price of \$861,111.32.
15. RESOLUTION – RENEWAL OF 2018/2018 ALCOHOL BEVERAGE LICENSES – On motion by _____ seconded by _____ 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, 2018; 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:
- | | |
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| <i>Rio Station Inc.</i> | <i>0506-33-001-008</i> |
| <i>Avalon Development & Golf, Inc.</i> | <i>0506-33-005-008</i> |
| <i>Cape Hospitality Group LC dba Bellevue Tavern</i> | <i>0506-33-002-006</i> |
| <i>9 South Bar & Restaurant, LLC</i> | <i>0506-33-009-008</i> |
| <i>Menz Restaurant Inc.</i> | <i>0506-33-012-002</i> |
- 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:*
- | | |
|---|------------------------|
| <i>Mattera’s Liquor trading as Joe Canals Discount Liquor</i> | <i>0506-44-003-007</i> |
| <i>Acme Markets, Inc. T/A Acme</i> | <i>0506-44-013-005</i> |
- 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:*
- | | |
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| <i>Cape May County Chapter 44 Disabled American Veterans</i> | <i>0506-31-010-001</i> |
| <i>Royal Oaks Club Inc.</i> | <i>0506-31-011-001</i> |
| <i>Wildwood Golf Club Inc.</i> | <i>0506-31-006-004</i> |
| <i>Jersey Devil Country Club Inc. T/A The Links Club</i> | <i>0506-31-008-002</i> |
- 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.*
16. RESOLUTION – AUTHORIZING ISSUANCE OF PERMIT FOR THE STORAGE AND LOADING OF FIREWORKS FOR TRANSPORT TO ATLANTIC CITY – On motion by _____ seconded by _____ and passed on roll call, the following resolution was adopted.
WHEREAS, THE Middle Township Fire Marshall has received an application from Fireworks by Grucci, Inc., and Northstar Marine to store and load fireworks at Northstar’s Middle Township facility for transport to Atlantic City; and WHEREAS, that process is scheduled to occur on June 26 through June, 28, 2018; and WHEREAS, that activity requires the on-site presence of the Middle Township Fire Prevention Bureau to oversee the operation for fire safety purposes; and WHEREAS, pursuant to the New Jersey Administrative Code, such activity requires a permit issued by the municipal fire official upon authorizing resolution adopted by the municipal governing body; and WHEREAS, the Administrative Code also requires, as a condition of the issuance, proof of appropriate insurance coverage; and WHEREAS, the township fire official has reviewed the Grucci application and the proposed operation, and has confirmed the existence of proper insurance coverage, 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, as follows:
- 1. The representations of the preamble are incorporated.*
 - 2. The township fire official is hereby authorized to issue a permit, pursuant to the relevant provisions of N.J.A.C. 5:70-3 et seq, to allow the storage and loading of fireworks during the period June 26 through June 28, 2018, as outlined in Grucci’s production itinerary, a copy of which is attached to this Resolution and incorporated herein.*
 - 3. This resolution shall take effect immediately, according to law.*

17. RESOLUTION – 2018-2019 HOTEL/ MOTEL LICENSE APPROVAL – On motion by seconded by 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, 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 2017-2018:

LIC. #	APPLICANT	TRADENAME	LOCATION	SITES
1	Avani, LLC	Catalina Motel	1200 Georgia Avenue	11 + Manager Apt.
3	Om Rudra Inc	Motel 6	1604 Route 47 South	28 + Manager Apt.
6	Economy Motel, LLC	Economy Motel	3172 Route 9 South	34 + Manager Apt.
7	Priyavadan Patel	Prime Inn	1031 Route 47 South	16 + House
11	38 East Mechanic Street, LLC	Hyland Motor Inn	38 East Mechanic Street	34 + Manager Apt.
14	Robert & Ruth Worth T/A Marlee	Marlee Motel	1003 Route 47 South	13 + House
15	Kathleen Clark	Meadowbrook Motel	605 North Wildwood Road	20 + House (3 Units)
16	Isha Hospitality, LLC	Red Roof Inn	1801 Route 47 South	49
17	Nelson Rossi & Jamie Cherego	Sea Gull's Motel, LLC	905 Route 47 South	11
19	Surehbhai M. Patel	Shelton Motel	1410 Route 47 South	22
20	Jay Shree Jalar	Silver Birch Motel	1019 Route 47 South	10
22	Whispering Woods, Inc.	Whispering Woods	535 Route 47 South	28
24	Lorraine Nicholas	The Doctor's Inn	2 North Main Street	7
25	Avani, LLC	Wildwood Park Motel	405 North Wildwood Road	13

18. RESOLUTION – APPOINTING CONDITIONAL REDEVELOPER AND AUTHORIZING EXECUTION OF A MEMORANDUM OF UNDERSTANDING – On motion by seconded by and passed on roll call, the following resolution was adopted. WHEREAS, the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1, et seq., as amended and supplemented (“Redevelopment Law”), provides a process for municipalities to participate in the redevelopment and improvement of areas in need of rehabilitation or redevelopment; and WHEREAS, pursuant to Resolution 148-18, the Township Committee of the Township of Middle (“Township”) designated Block 1434, Lots 2, 3, 4, 8 & 9 of the Township of Middle as an Area in Need of Redevelopment (“Redevelopment Area”) in accordance with N.J.S.A. 40A:12A-5; and WHEREAS, in accordance with its plans for the revitalization of the Township of Middle, the Township Committee, via Ordinance No. 1563-18, adopted the “Redevelopment Plan For the Rio Grande Redevelopment Area, Township of Middle, Cape May County, New Jersey 2018” (“Redevelopment Plan”), which sets forth, inter alia, the plans for the rehabilitation and redevelopment of the Redevelopment Area; and WHEREAS, the Township has been in discussion with Delco Land Development, LLC regarding redevelopment of the Redevelopment Area; and WHEREAS, Redeveloper has presented its rehabilitation and redevelopment concepts to the Township, and the Township and Redeveloper desire that the Redevelopment Area be rehabilitated and redeveloped in accordance with a Redevelopment Plan; and WHEREAS, N.J.S.A. 40A:12A-1, et seq., as amended and supplemented, provides for a process for redevelopment entities to enter agreements with redevelopers to carry out and effectuate the terms of a redevelopment plan; and WHEREAS, the parties intend to commence exclusive negotiations toward formulation of a Redevelopment Agreement to develop the Redevelopment Area in accordance with the requirements of a Redevelopment Plan; and

WHEREAS, in such event, the Township desires to designate Delco Land Development, LLC as Conditional Redeveloper in order to negotiate with Conditional Redeveloper for a period of one hundred eighty (180) days in an effort to agree upon a Redevelopment Agreement; and

WHEREAS, the Township and Conditional Redeveloper desire to memorialize, in writing, their agreement under a non-binding Memorandum of Understanding that evidences the Parties' statement of intent.

NOW, THEREFORE, BE IT RESOLVED, that Delco Land Development, LLC is hereby designated as Conditional Redeveloper for the Redevelopment Area and the Mayor and Township Clerk are hereby authorized to execute a Memorandum of Understanding between the Township and Conditional Redeveloper evidencing the parties' agreement to conduct exclusive negotiations toward the formulation of a Redevelopment Agreement for the Redevelopment Area.

BE IT FURTHER RESOLVED that this Resolution shall take effect immediately upon adoption.

19. RESOLUTION - RATIFY SHARED SERVICES AGREEMENT BETWEEN THE TOWNSHIP OF MIDDLE AND COUNTY OF CAPE MAY FOR THE PROJECT KNOWN AS "MARTIN LUTHER KING COMPLEX – TENNIS COURTS" – CAPE MAY COUNTY OPEN SPACE AND FARMLAND PRESERVATION PROGRAM – On motion by _____ seconded by _____ and passed on roll call, the following resolution was adopted.

WHEREAS, the Township has submitted an application under the County's 2017 Open Space Program for Tennis Courts at the Martin Luther King Complex; and

WHEREAS, it is desired for the County and the Township to enter into this Shared Services Agreement in order for the County to provide funding to the Township.

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 with the County of Cape May for the term of May 8, 2018 through May 7, 2019.

20. PUBLIC COMMENT:

Motion to adjourn meeting –
1st: _____ 2nd: _____

Pass on Roll Call: