

Cape May Court House, NJ
August 20, 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. 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.*)
2. 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. \$426,155.45
3. 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: 08/06/2018 Work Session and Regular Meetings.
4. REPORTS: The following departments have submitted their reports for the months indicated: Sterback Harbor for the month of July; Tax Collector for the month of July; Sewer for the month of July; Finance for the month of July
5. ORDINANCE NO. 1571-18 - AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MIDDLE, COUNTY OF CAPE MAY, STATE OF NEW JERSEY AUTHORIZING GRANT OF TENURE FOR ROBERT FLYNN, MUNICIPAL SUPERINTENDENT OF PUBLIC WORKS FOR THE TOWNSHIP OF MIDDLE – Following second reading, hearing, and consideration for adoption, Ordinance 1571-18 was adopted on motion by _____ seconded by _____ and passed on roll call. Complete Ordinance is on file in the Clerk’s Office.
WHEREAS, N.J.S.A. 40A:9-154.6 authorizes the grant of tenure by the governing body of a municipality to a person holding office, position or employment as a full-time municipal superintendent of public works who has held the office, position or employment continuously for five (5) years or more; and
WHEREAS, on July 15, 2013, via Resolution No. 368-13, Robert Flynn was appointed as Superintendent of Public Works for the Township of Middle, effective August 19, 2013; and
WHEREAS, Robert Flynn has served continuously in such supervisory capacity since the appointment date of August 19, 2013; and
WHEREAS, Robert Flynn was awarded Certification as a Certified Public Works Manager, number M-1170, by the State of New Jersey Department of Community Affairs, Division of Local Government Services on April 25, 2008; and
WHEREAS, the Township Committee of the Township of Middle has determined that Robert Flynn is qualified, as of August 20, 2018, to receive tenure as Municipal Superintendent of Public Works pursuant to the requirements of N.J.S.A. 40A:9-154.6.
NOW, THEREFORE, BE IT ORDAINED, by the Township Committee of the Township of Middle, in the County of Cape May and State of New Jersey, and it is hereby enacted and ordained by the authority of same as follows:
Section 1. Tenure Appointment.
1. In accordance with, and subject to, the provisions of N.J.S.A. 40A:9-154.6, Robert Flynn, Superintendent of Public Works for the Township of Middle, is hereby authorized as having acquired tenure in said position, effective August 20, 2018.
2. A certified copy of this Ordinance shall be forwarded by the Township Clerk to Robert Flynn.
Section 2. Severability.
Should any section, clause, sentence, phrase or provision of this Ordinance be declared unconstitutional or invalid by a Court of competent jurisdiction, such decision shall not affect the remaining portions of this Ordinance.
Section 3. Repealer.
All prior Ordinances or parts of Ordinances inconsistent with this Ordinance be and the same are hereby repealed to the extent of such inconsistencies.
Section 4. Effective Date.
This Ordinance shall take effect immediately upon final passage and publication in accordance with law.

6. ORDINANCE NO. 1572-18 - AN ORDINANCE VACATING A PORTION OF MARYLAND AVENUE ADJACENT TO BLOCK 985, LOT 1, AS SHOWN ON SHEET 17.05 OF THE TAX MAP OF MIDDLE TOWNSHIP - On motion by _____ seconded by _____ and passed on roll call, Ordinance No.1572-18 passed first reading. Second reading, public hearing and consideration for adoption will be held on 09/17/2018 at 6:00 p.m.

BE IT ORDAINED, by the Township Committee of the Township of Middle, in the County of Cape May and the State of New Jersey, as follows:

SECTION 1. The public right, title and interest in, along, upon and over the following described land is hereby vacated, surrendered and extinguished: All that certain tract of parcel of land, situate in the township of Middle and being further described and bounded as to the vacated portion of the street as set forth in the description prepared The Martinelli Group, LLC, dated August 3, 2018, attached as Exhibit A.

SECTION 2. The Township of Middle, for itself, its successors and assigns, reserves unto itself the right to construct, install, build, operate, maintain, use, repair, replace and relocate such public utilities and cable television facilities, within the described premises, which it may, at any time hereafter, deem necessary for the public health, safety, convenience and welfare, and the Township of Middle further reserves unto itself the right to use, maintain, repair, replace and relocate all existing utilities and cable television facilities owned or controlled by it located in, adjacent to, upon or through said land, and further reserves unto itself an easement over, under, through and across the portion of the land described as may be necessary or expedient for the purpose of maintaining, replacing, relocating, installing, leveling, constructing and repairing its utilities, mains and appurtenances, if any, wherever there exists a pipeline and appurtenances thereto beneath the surface of the aforesaid described land. The Township of Middle further reserves for its benefit and the benefit of any utility or cable television company the right to maintain, repair, and replace utilities or facilities installed by them in, adjacent to, over or through the aforesaid land. All of the aforesaid rights shall be unaffected by this ordinance.

SECTION 3. All other ordinances in conflict or inconsistent with this ordinance are hereby repealed to the extent of such inconsistency.

SECTION 4. Should any part of this ordinance be declared unconstitutional or invalid, the remaining portions of this ordinance shall not be affected thereby, but shall remain in full force and effect, and to this end the provisions of this ordinance are declared to be severable.

SECTION 5. This ordinance shall become effective immediately upon final passage and publication, according to law.

7. ORDINANCE NO. 1573-18 - AN ORDINANCE CANCELING CERTAIN FUNDED CAPITAL APPROPRIATION BALANCES, RE-APPROPRIATING EXCESS BOND PROCEEDS, AND APPROPRIATING TOWNSHIP FUNDS IN THE AGGREGATE AMOUNT OF \$275,300.09 TO FINANCE THE COST THEREOF - On motion by _____ seconded by _____ and passed on roll call, Ordinance No.1573-18 passed first reading. Second reading, public hearing and consideration for adoption will be held on 09/17/2018 at 6:00 p.m.

BE IT ORDAINED by the Township Committee of the Township of Middle, in the County of Cape May, New Jersey (not less than two-thirds of all the members thereof affirmatively concurring), pursuant to the Local Bond Law, Chapter 169 of the Laws of the State of New Jersey, as amended and supplemented ("Local Bond Law"), as follows:

Section 1. In accordance with N.J.S.A. 40A:2-39, the following appropriations, consisting of remaining balances as set forth below of various bond ordinances heretofore adopted by the Township and no longer needed for their identified purposes, are hereby canceled:

Ordinance Number	Purpose	Purpose Amount	Ordinance Amount
1549-17	Municipal Roof Replacement	220,000.00	
	Vehicle - SUV and Related Equipment	1,912.00	221,912.00
1485-14	Public Works Equipment	46,812.42	
	Record Archival Birth/Death/Minutes-Clerk	861.00	47,673.42
1466-14	FEMA Benny's Landing Matching Funds	15,366.92	
	Small Cities ADA Gr2 Matching Funds	11,000.00	26,366.92
1409-12	Radio System Upgrades	26,189.09	
	Rio Grande Playground	8,571.67	34,760.76
1374-11	Rec HVAC Sys and Resurface Gym Floors	6,809.93	6,809.93
1532-16	Recreation-Vehicles and Related Equipment	1,132.58	1,132.58
1169-04	Fort Apache Recreation	25,544.30	25,544.30
Totals:			364,199.91

Section 2. Having determined that it is in the best interests of the Township, the aggregate sum of \$364,199.91 is hereby re-appropriated from the bond ordinances set forth above and an additional \$275,300.09 from the Capital Improvement Fund shall be used to undertake the capital projects set forth below:

A:	Acquisition of Various Equipment and	321,000.00
	Non-Passenger Vehicles for the Department of	
	Public Works Including, But Not Limited to:	

	<i>Backhoe, Leaf Vacuum, Plow Truck, Vehicle Lift,</i>	
	<i>Tire mount/dismount machine, Part Washer,</i>	
	<i>Mig Welder, and any related equipment</i>	
<i>B:</i>	<i>Acquisition of Various Equipment for the</i>	<i>20,000.00</i>
	<i>Department of Emergency Medical Services</i>	
	<i>Including, But Not Limited to:</i>	
	<i>Replacement Mobile Radios and related equipment.</i>	
<i>C:</i>	<i>Various Improvements, Acquisition and</i>	<i>35,015.00</i>
	<i>Installation of Equipment or Furnishings,</i>	
	<i>As Applicable, for the Recreation Department,</i>	
	<i>Including, But Not Limited to:</i>	
	<i>Replacement stage and related equipment,</i>	
	<i>Roof Repairs at various locations, Hoop</i>	
	<i>Power Adjusters, Additional lighting for gymnasium,</i>	
	<i>equipment trailer, replacement flooring.</i>	
<i>D:</i>	<i>Grant Related Expenses Required to be financed</i>	<i>223,485.00</i>
	<i>by the Township of Middle in relation to:</i>	
	<i>Including but not limited to: Matching Funds/Section 20 Costs:</i>	
	<i>Avalon Fishing Pier \$70,000</i>	
	<i>MLK Tennis Courts \$24,115</i>	
	<i>Rio Grande Park \$129,370</i>	
<i>E:</i>	<i>Acquisition of Various Equipment for the</i>	<i>40,000.00</i>
	<i>Police and IT Department for Replacement</i>	
	<i>Video System(s) and Various Servers and Switches</i>	
		<i>639,500.00</i>

Section 3. The capital budget or temporary capital budget (as applicable) of the Township is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency and amendment, the resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget or amended temporary capital budget (as applicable) and capital program as approved by the Director of the Division of Local Government Services is on file with the Township Clerk and is available there for public inspection.

Section 4. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

8. 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.

<i>EMPLOYEE</i>	<i>DEPARTMENT</i>	<i>POSITION</i>	<i>EFFECTIVE</i>
<i>Rita Kirk</i>	<i>Public Works</i>	<i>Keyboarding Clerk 2</i>	<i>03/01/2019</i>

9. RESOLUTION – ACKNOWLEDGEMENT OF RESIGNATION (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 resignations listed below, are acknowledged.

NAME	BOARD/DEPARTMENT	POSITION	EFFECTIVE
Sandra Linz	Public Safety	Keyboarding Clerk 3	08/25/2018

(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 resignations listed below, are acknowledged.

NAME	BOARD/DEPARTMENT	POSITION	EFFECTIVE
Jenna Cuomo	Public Safety	Special Class II Police Officer	08/13/2018

10. RESOLUTION – SALARY AMENDMENT – On motion by _____ seconded by _____ and passed on roll call, the following resolution was adopted.

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 the salary for the following employee is hereby amended as follows:

NAME	DEPARTMENT	TITLE	SALARY	EFFECTIVE
Salvatore DeSimone	Construction	Const Ofcl/Dir Insptns	\$20,000.00	07/01/2018

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

(A) *WHEREAS*, the following cancellations are due to property is tax exempt per State Tax Court agreement:

ACCT	BLOCK	LOT	OWNER/LOCATION	2018	2019
14566	1464.01	4	Middle Township Fire District NO2 Property location: 1116 Rte 47 S	4,083.20	2,041.60

(B) *WHEREAS*, the following cancellations are due to properties are tax exemption for 2018:

ACCT	BLOCK	LOT	OWNER/LOCATION	2018	2019
17149	401	18	Township of Middle 3 N 15 th ST	444.60	434.93
10414	816	1	Township of Middle Newark Ave	57.71	56.61
10415	816	2	Township of Middle Newark Ave	57.71	56.61
10475	820	2	Township of Middle 611 Newark Ave	74.73	73.31
10468	820	1	Township of Middle 615 Newark Ave	51.09	50.12
10472	820	10	Township of Middle Trenton Ave	18.92	18.56
10488	821	3	Township of Middle Newark Ave	18.92	18.56
10486	821	4	Township of Middle 507 Newark Ave	122.98	120.64
10494	821	5	Township of Middle Newark Ave	28.38	27.84
10495	822	2	Township of Middle Gibbs St	52.97	51.97
11982	968	5	Township of Middle 701 S George St	153.25	150.34
11986	969	1	Township of Middle S George St	265.83	260.77
12186	1007	2	Township of Middle E Lena St	720.85	707.14
12258	1017	1	Township of Middle 205 E Lena St	673.55	660.74
12262	1017	7	Township of Middle E Dunbar St	57.71	56.61
12732	1067	6	Township of Middle 5 Tennessee Ave	642.33	630.11
12821	1079	2	Township of Middle 2400 Rte 9 S	568.55	557.73
12924	1101	1	Township of Middle Poplar Ave	872.21	855.62

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 from overpayment made on properties that are exempt for 2018 for the following:

ACCT	BLOCK	LOT	OWNER/LOCATION	2018
14566	1464.01	4	Middle Township Fire District No. 2 Property location: 1116 Rte 47 S	\$2,002.00

(B) WHEREAS, the following refund is due to decreased assessments from the County Duplicate that created overpayments:

ACCT	BLOCK	LOT	OWNER/LOCATION	2018
14371	1436.01	13 Qfarm	Sudhop, L Stephen & Dolores C TTEES 201 S Matlack ST West Chester, PA 19382	\$3,354.73

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 check in the above noted amounts payable to the above-mentioned party, as a refund of 2018 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.

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 check in the above noted amounts payable to the above-mentioned party, as a refund of 2018 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 – INACTIVE SEWER STATUS – On motion by _____ seconded by _____ and passed on roll call, the following resolution was adopted.
 WHEREAS, the following property has attained inactive sewer status in accordance with The Township of Middle Code 204-32 application, 204-33 documentation, 204-34 certificate of eligibility, 204-35 and fee.
 WHEREAS, the bills have been adjusted effective July 1, 2018:

ACCT	BLOCK	LOT	OWNER/LOCATION	ADJUSTMENT AMOUNT
2154	99.02	127	Cape May County Property location: 615 Rte 9 N	\$126.00

The Municipal fee for this is \$308.00 per year.

14. 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
Cooper, Ernest & Marva	106 Sulloway Street	955//13	\$384.04
Lepone, James A	214 East Shellbay Avenue	337//21	\$384.04
Bank of New York Mellon	113 W Main Street	938//5	\$261.61
Edwards, Florence & Scarlett, E V	421 Route 47 North	421//22	\$400.76
Cecchini, Donald Margaret	15 N 11 th Avenue	1122//7	\$1,013.24

15. RESOLUTION - AWARD CONTRACT AND RATIFY AGREEMENT THROUGH NON-FAIR AND OPEN PROCESS – SPECIAL COUNSEL FOR WATER AND REGULATORY ISSUES – MCMANIMON, SCOTLAND & BAUMANN, LLC. – 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 Agreement between McManimon, Scotland & Baumann, LLC. and the Township of Middle for Special Counsel for Water and Regulatory Issues, 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.
 McManimon, Scotland & Baumann, LLC. – Special Counsel – Not to Exceed \$15,000.00

16. RESOLUTION - AWARD OF BID-CONTRACT NO. 2018-S1- MIDDLE TOWNSHIP SEWER ASSISTANCE PROJECT – 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 the Sewer Assistance Project Contract No. 2018-S1, and

WHEREAS, bids were received August 7, 2018, and

WHEREAS, it appears that the following bid submitted below 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, County of Cape May and State of New Jersey the governing body thereof, that the contract for the following Sewer Assistance Project be and hereby is awarded as described:

Contract No.	Awarded To:	Total Bid Amount
2018-S1	Mitchell Nichols Enterprises, Inc	\$2,350.00

FURTHER BE IT RESOLVED, that these awards are conditioned upon certification of availability of funds.

17. RESOLUTION – APPROVE CHANGE ORDER NO. 1 – 2017 MUNICIPAL ENGINEERING – On motion by _____ seconded by _____ and passed on roll call, the following resolution was adopted.

WHEREAS, Remington, Vernick & Walberg Engineers was awarded the 2017 Municipal Engineering contract via Fair and Open process on January 2, 2017 via Resolution #34-17 in an amount not to exceed \$40,000.

WHEREAS, additional work in relation to site improvements to the Ockie Wisting Recreation Complex has resulted in cost that exceed the original contract in the amount of \$3,448.05.

WHEREAS, as per prior agreements, Cape Express has already provided their fair share portion of funding for the additional work performed.

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Middle, County of Cape May, State of New Jersey, that a Change Order #1 in the amount of \$3,448.05 be awarded for a new contract amount of \$43,448.05.

18. RESOLUTION – AMEND CAPITAL BUDGET – On motion by _____ seconded by _____ and passed on roll call, the following resolution was adopted.

WHEREAS, the Township Committee of the Township of Middle, County of Cape May desires to amend the 2018 Capital Budget by inserting thereon or correcting the item therein as shown in such budget:

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Middle, County of Cape May that the following changes be made to the 2018 Capital Budget:

AMENDMENT TO
CAPITAL BUDGET OF THE
TOWNSHIP OF MIDDLE
COUNTY OF CAPE MAY, NEW JERSEY
Project Schedule for 2018
Method of Financing

ORIGINAL CAPITAL BUDGET					
Project Title	Project Number	Estimated Total Cost	2018 Budget Appropriation	Capital Improve. Fund	Debt Authorized
GENERAL IMPROVEMENTS:					
Improvements to Public Buildings	1	100,000.00		5,000.00	95,000.00
Acquisition of Public Works Vehicles/Trucks/Equipment	2	400,000.00		20,000.00	380,000.00
Various Streets and Road Improvements	3	150,000.00		7,500.00	142,500.00
Improvements to Buildings, Grounds & Equipment	4	40,000.00	40,000.00		
Various Recreation Improvements/Equipment	5	150,000.00		17,500.00	132,500.00
SEWER UTILITY IMPROVEMENTS:					
Acquisition Equipment/Machinery	1	50,000.00	50,000.00		
TOTAL - ALL PROJECTS					
		890,000.00	90,000.00	50,000.00	750,000.00
AMENDED CAPITAL BUDGET					
Project Title	Project Number	Estimated Total Cost	2018 Budget Appropriation	Capital Improve. Fund	Debt Authorized
GENERAL IMPROVEMENTS:					
Mobile radio and equipment for Emergency Medical Services	1	20,000.00			20,000.00
Acquisition of Public Works Vehicles/Trucks/Equipment	2	400,000.00		20,300.00	379,700.00
Recreational Improvements: Avalon Fishing Pier, MLK Tennis Courts, Rio Grande Park	3	224,000.00		200,000.00	24,000.00
Improvements to Buildings, Grounds & Equipment	4	40,000.00	40,000.00		
Various Recreation Improvements/Equipment	5	36,000.00		20,000.00	16,000.00
Police video system replacement and IT equipment replacement	6	40,000.00		35,000.00	5,000.00
SEWER UTILITY IMPROVEMENTS:					
Acquisition Equipment/Machinery	1	50,000.00	50,000.00		
TOTAL - ALL PROJECTS					
		810,000.00	90,000.00	275,300.00	444,700.00

BE IT FURTHER RESOLVED, that two (2) certified copies of this Resolution be filed forthwith in the office of the Director of the Division of Local Government Services.

19. RESOLUTION - AMEND LEASE AGREEMENT –UNITED STATES POSTAL SERVICE – On motion by _____ seconded by _____ and passed on roll call, the following resolution was adopted.
 WHEREAS, the Township of Middle and United States Postal Service have an ongoing current lease for the usage of a temporary trailer located on the grounds of the Martin Luther King Center, and
 WHEREAS, there is a need to amend said lease due to a change in the description of the leased premises.
 NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Middle, County of Cape May, State of New Jersey 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.

20. RESOLUTION - AUTHORIZING THE EXECUTION OF A DEED GRANTING CROSS EASEMENTS – 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 and State of New Jersey, are hereby authorized to sign the Deed Granting Cross Easements relative to 21 Mechanic Street Block 238, Lot 4 and 31 Mechanic Street Block 238, Lot 3.

21. RESOLUTION - RENEWAL – TOWING LICENSES – 2018 – On motion by _____ seconded by _____ and passed on roll call, the following resolution was adopted.
 WHEREAS, the towing license renewal application listed below has been found to be in proper form, and the fees paid accordingly.
 NOW, THEREFORE, BE IT RESOLVED, that each of the following licenses be and are hereby renewed for the calendar year of 2018:

License #	Tradename	Truck #	License Plate Number	Truck Make/ Model	Fee	Sticker Fee Paid
1	Kindle Towing	1	XBJP38	2012 Ford F-650 Flatbed	\$450.00	\$50.00
1	Kindle Towing	2	XGLJ86	2018 Ford F-650 Flatbed w/ Wheel Lift		\$50.00
3	Rio Auto Body	1	XEGG98	1996 Chevrolet 3500 Flatbed w/ Wheel Lift	\$450.00	\$50.00
4	Blakeslee Towing & Recovery	1	XS804H	2003 International 4300 Flatbed w/ Wheel Lift	\$450.00	\$50.00
4	Blakeslee Towing & Recovery	2	XBYN59	2007 International 4300 Flatbed w/ Wheel Lift		\$50.00
4	Blakeslee Towing & Recovery	3	XDCV12	2010 International 4300 Flatbed w/ Wheel Lift		\$50.00
4	Blakeslee Towing & Recovery	4	XDCV13	2006 International 4300 Flatbed w/ Wheel Lift		\$50.00
7	Hi-Tech Towing	1	XV874R	2007 International 4300 Flatbed w/ Wheel Lift	\$450.00	\$50.00
8	HTA, Inc. dba Clark's Towing	1	XBYJ80	1994 Ford F-450 Flatbed w/ Wheel Lift	\$450.00	\$50.00
9	South Jersey Towing	1	XEGD62	2010 International 4300 Flatbed w/ Wheel Lift	\$450.00	\$50.00
9	South Jersey Towing	2	XERS53	2004 International 4300 Flatbed w/ Wheel Lift		\$50.00
10	Peterson's Auto Towing	1	XY627P	2010 International 4300 Flatbed	\$450.00	\$50.00

22. RESOLUTION - SUPPORTING THE DESIGNATION OF BUS STOPS – On motion by _____ seconded by _____ and passed on roll call, the following resolution was adopted.
 WHEREAS, the Township of Middle has received a letter from the State of New Jersey, Department of Transportation, recommending the placement of several NJ Transit Bus Stops; and
 WHEREAS, the Township Committee of the Township of Middle, along with the Middle Township Traffic Committee, has reviewed the request and agrees with the establishment of bus stops as indicated above; and
 NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Middle, the governing body thereof, that pursuant to N.J.S.A. 39-4-8(e) the following described locations are hereby requested as a designated bus stop:

1. Along Route 9, northbound, on the easterly side thereof at:
 - A. Linden Lane – near side
Beginning at the southerly curb line of Linden Lane and extending 105 feet southerly therefrom. (At Walgreens)
 - B. Satt Boulevard – near side
Beginning at the southerly curb line of Satt Boulevard and extending 105 feet southerly therefrom. (At #3150 Department of Children & Families)
2. Along Route 9, southbound, on the westerly side thereof at:
 - A. Satt Boulevard – far side
Beginning at the southerly curb line of Satt Boulevard and extending 100 feet southerly therefrom. (At Walmart)
 - B. Linden Lane – far side
Beginning at the southerly curb line of Linden Lane and extending 100 feet southerly therefrom. (At Grande Center)

BE IT FURTHER RESOLVED, that per the “Repealer Clause”, the Township of Middle concurs that any approved bus stop locations or traffic regulations in conflict with or inconsistent with the provisions of this resolution be rescinded upon approval of the Traffic Regulation Order.

BE IT FURTHER RESOLVED, that if authorized by NJ Transit and NJ Department of Transportation, the Township Committee of the Township of Middle will enforce the Traffic Regulation Order governing the aforementioned bus stop location and provide the necessary police security to ensure the safety of the traveling public.

23. RESOLUTION – SOCIAL AFFAIRS PERMIT – DRIVING AWAY MELANOMA INC. – On motion by _____ and passed on roll call, the following resolution was adopted.
WHEREAS, Driving Away Melanoma Inc., 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 October 27, 2018 from 10:00am to 7:00pm; 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 - AUTHORIZING APPLICATION – PETSMART CHARITIES GRANT APPLICATION (SPAY/NEUTER FOR FREE-ROAMING CATS) – On motion by _____ seconded by _____ and passed on roll call, the following resolution was adopted.
WHEREAS, the Township of Middle desires to apply for and obtain a grant from PETSMART Charities for approximately \$30,000.00 to carry out a free-roaming cat spay and neuter program within the township.
NOW THEREFORE BE IT RESOLVED, that the Township of Middle does hereby authorize the application for such a grant, and
BE IT FURTHER RESOLVED, that the Township of Middle hereby recognizes and accepts that the organization may offer a lesser or greater amount and therefore, upon receipt of the grant agreement from said organization, does further authorize the execution of any such grant agreement; and also, further authorize the expenditure of funds pursuant to the terms of the agreement between the Township of Middle and PETSMART Charities
BE IT FURTHER RESOLVED, that the persons whose names, titles, and signatures appear below are authorized to sign the application, and that they or their successors in said titles are authorized to sign the agreement and any other documents necessary on connection therewith:

25. RESOLUTION - RECOGNIZING CAPE MAY COUNTY ENGINEER DALE FOSTER ON HIS RETIREMENT – On motion by _____ seconded by _____ and passed on roll call, the following resolution was adopted.
WHEREAS, Dale Foster began his career in public service at the CMC Bridge Commission in October 1990, inspecting the bridges and transferred to the County of Cape May in April 1991, as the Assistant Engineer, then the County Engineer; serving the County of Cape May for twenty-eight years.
WHEREAS, during his time as County Engineer, Dale completed numerous projects for the County that improved the transportation system, public safety and quality life for the residents of Middle Township.
WHEREAS, as County Engineer, Dale Foster worked diligently to obtain state and federal funding for many county projects in Middle Township, reducing the cost of those projects to Middle Township residents.
WHEREAS, as County Engineer, Dale Foster worked diligently to facilitate and partner with Middle Township on numerous Open Space Projects, including the Bike Path Connector and Ockie Wisting Recreation Complex to ensure the projects met the County Open Space Board guidelines, in order to successfully secure funding.
WHEREAS, Dale Foster’s normal work day consisted of twelve hours in the office and many more hours worked at home; earning him the reputation as Cape May County’s hardest working employee.
WHEREAS, Middle Township wishes to recognize Dale Foster for his years of hard work and dedication to the people of Cape May County, as Dale retires as County Engineer on August 31st 2018.
NOW, THEREFORE, BE IT RESOLVED, that the Township of Middle expresses its sincere appreciation to Dale Foster for his many years of dedicated service to the residents and visitors of Middle Township.
BE IT FURTHER RESOLVED that the Township of Middle extends to Dale Foster and his family best wishes for good health and happiness in retirement.

26. PUBLIC COMMENT:

Motion to adjourn meeting –
1st: _____ 2nd: _____
Pass on Roll Call: