

Cape May Court House, NJ  
May 6, 2019  
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 Donohue, Deputy Mayor Gandy, Committeemember Clark, Business Administrator/Township Clerk Kimberly Krauss & Municipal Solicitor Marcus Karavan

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 \_\_\_\_\_ 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. \$4,673,814.04*

3. 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: 4/1/2019 Regular and Closed Session Meeting and 4/15/2019 Work Session and Regular Meetings.*
4. REPORTS: The following departments have submitted their reports for the months indicated: Clerk for the month of April; Sewer for the month of April; Sterback Harbor for the month of April; Tax Collector for the month of April

5. REINTRODUCTION – ORDINANCE 1584-19 – AN ORDINANCE OF THE TOWNSHIP OF MIDDLE, COUNTY OF CAPE MAY AND STATE OF NEW JERSEY TO SELL TOWNSHIP OWNED LAND BY A PRIVATE AUCTION TO BE HELD AMONG CONTIGUOUS OWNERS OF BLOCK 99.02, LOT 6 - On motion by \_\_\_\_\_ seconded by \_\_\_\_\_ and passed on roll call, Ordinance No. 1584-19 passed first reading. Second reading, public hearing and consideration for adoption will be held on 06/03/2019 at 6:00 p.m. *BE IT ORDAINED by the Township Committee of the Township of Middle, County of Cape May and State of New Jersey that it is necessary that Township owned land be sold by a private auction among contiguous owners.*

*SECTION 1.*

*WHEREAS, New Jersey Statute 40A:12-13 provides the procedure for the sale of Township owned land, and allows for a private sale of land by ordinance when the sale is to the owner of the real property contiguous to the Township owned parcel, provided that the property being sold is less than the minimum size required for development under the municipal zoning ordinance and is without any capital improvement thereon; except that when there is more than one owner with real property contiguous thereto, said property shall be sold to the highest bidder from among all such owners; and also provided that any such sale shall be for not less than the fair market value of the real property; and*

*WHEREAS, the Township owns a parcel of land identified as Block 99.02, Lot 6 in the Swainton Section of the Township; and*

*WHEREAS, the subject parcel is land locked and cannot be developed without access; and*

*WHEREAS, there are five owners who are contiguous to this said portion of the lot, specifically listed as follows:*

*Block 99.02, Lot 3 - Gwendolyn D. Williams  
Siegstown Road  
Cape May Court House, NJ 08210*

*Block 99.02, Lot 5 - Craig Cunningham  
1573 Rte 9 N  
Cape May Court House, NJ 08210*

*Block 99.02 Lot 10 - James R. Dodd, Jr.  
5 Antina Lane  
Cape May Court House, NJ 08210*

*Block 99.02 Lot 11 - Kurt & Colleen Himstedt  
7 Antina Lane  
Cape May Court House, NJ 08210*

*Block 99.02 Lot 12 - Robin Cramer*

11 Antina Lane  
Cape May Court House, NJ 08210

Block 99.02 Lot 13 - Robin Cramer  
11 Antina Lane  
Cape May Court House, NJ 08210

WHEREAS, the five owners shall be noticed and given an opportunity to participate in an open (public) auction limited to just the five of them participating to purchase the parcel but at a price which is no less than the fair market value of the parcel; and

WHEREAS, the assessment of the parcel is \$11,000.00, and the Township Tax Assessor has stated in writing that the fair market value of the land is \$11,000.00, which the Township therefore makes the minimum bid; and

WHEREAS, the statute also requires that the municipality file with the Director of the Division of Local Government Services in the Department of Community Affairs, sworn affidavits verifying the publications of advertisements for the Ordinance;

NOW, THEREFORE, BE IT ORDAINED,

1. The Township Committee of the Township of Middle shall sell a portion of real property identified as Block 99.02, Lot 6 to the highest bidder of an open (public) auction to be held on July 3, 2019 at 10:00 a.m. in the meeting room of the Township Hall, 33 Mechanic Street, Cape May Court House, New Jersey, at which time only those five owners of property contiguous to that portion of Block 99.02, Lot 6 which is offered for sale shall participate; and

2. The minimum bid shall be \$11,00.00; and

3. The auction shall be conducted by the Township Chief Financial Officer, Susan Quinones; and  
4. The winning bidder shall sign a contract of sale which is attached hereto as Exhibit A and the terms of which are incorporated herein in full; and

5. The winning bidder shall be provided a deed in the form attached hereto as Exhibit B; and

6. That the Clerk or the Clerk's representative is to file the necessary affidavits with the Director of the Division of Local Government Services, and

7. The Mayor, Clerk, and any and all other Township Officials, are hereby authorized to sign those documents necessary to effectuate this transaction; and

8. Any and all costs associated with this transaction, including advertising and postage, are to be paid by the winning bidder.

SECTION 2. All other ordinances in conflict or inconsistent with this ordinance are hereby repealed, to the extent of such conflict or inconsistency.

SECTION 3. 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.

SECTION 4. This ordinance shall become effective immediately upon final passage and publication, according to law.

6. REINTRODUCTION – ORDINANCE 1585-19 – AN ORDINANCE OF THE TOWNSHIP OF MIDDLE, COUNTY OF CAPE MAY AND STATE OF NEW JERSEY TO SELL TOWNSHIP OWNED LAND BY A PRIVATE AUCTION TO BE HELD AMONG CONTIGUOUS OWNERS OF BLOCK 401, LOT 18 - On motion by seconded by and passed on roll call, Ordinance No. 1585-19 passed first reading. Second reading, public hearing and consideration will be held on 06/03/2019 at 6:00 p.m.

BE IT ORDAINED by the Township Committee of the Township of Middle, County of Cape May and State of New Jersey that it is necessary that Township owned land be sold by a private auction among contiguous owners.

SECTION 1.

WHEREAS, New Jersey Statute 40A:12-13 provides the procedure for the sale of Township owned land, and allows for a private sale of land by ordinance when the sale is to the owner of the real property contiguous to the Township owned parcel, provided that the property being sold is less than the minimum size required for development under the municipal zoning ordinance and is without any capital improvement thereon; except that when there is more than one owner with real property contiguous thereto, said property shall be sold to the highest bidder from among all such owners; and also provided that any such sale shall be for not less than the fair market value of the real property; and

WHEREAS, the Township owns a parcel of land identified as Block 401, Lot 18 in the Del Haven Section of the Township; and

WHEREAS, the parcel to be sold contains a substantial encroachment from a neighboring parcel and is to be sold in "AS IS /WHERE IS" condition, with Buyer assuming all responsibility and liability for removal of the encroachment; and

WHEREAS, there are three owners who are contiguous to this said portion of the lot, specifically listed as follows:

Block 401 Lot 2 - Christopher & Shannon Hagan  
4 N. 15<sup>th</sup> Street  
Del Haven, NJ 08251

Block 401, Lot 17 - William Hanna  
590 24<sup>th</sup> Street  
Avalon, NJ 08202

Block 401, Lot 19 - Barry F II & Jennifer Spaulding  
200 Millman Blvd.  
Del Haven, NJ 08251

WHEREAS, the three owners shall be noticed and given an opportunity to participate in an open (public) auction limited to just the three of them participating to purchase the parcel but at a price which is no less than the fair market value of the parcel; and

WHEREAS, the assessment of the entire Lot 18 is \$22,500.00, and the Township Tax Assessor has stated in writing that the fair market value of the land is \$22,500.00, which the Township therefore makes the minimum bid; and

WHEREAS, the statute also requires that the municipality file with the Director of the Division of Local Government Services in the Department of Community Affairs, sworn affidavits verifying the publications of advertisements for the Ordinance;

NOW, THEREFORE, BE IT ORDAINED,

1. The Township Committee of the Township of Middle shall sell a portion of real property identified as Block 401, Lot 18 to the highest bidder of an open (public) auction to be held on July 3, 2019 at 10:00 a.m. in the meeting room of the Township Hall, 33 Mechanic Street, Cape May Court House, New Jersey, at which time only those three owners of property contiguous to that portion of Block 401, Lot 18 which is offered for sale shall participate; and

2. Existing Encroachments. The property being sold herein is being sold "As Is / Where Is". There is a substantial, pre-existing encroachment on the property consisting of a portion of a single-family home, from a neighbor's property which abuts the subject lot.

3. It shall be the Buyer's sole responsibility to address all issues relative to said encroachment. By signing the agreement Buyer shall agree to be solely responsible for all costs and legal responsibilities incurred with regard to addressing said encroachment. Buyer shall affirmatively release Seller of any obligation with regard to same. Additionally, the successful Buyer must file a deed of consolidation.

4. Transfer of title from Township to Buyer will be by Quit Claim deed.

5. The minimum bid shall be \$22,500.00; and

6. The auction shall be conducted by the Township Chief Financial Officer, Susan Quinones; and

7. The winning bidder shall sign a contract of sale which is attached hereto as Exhibit A and the terms of which are incorporated herein in full; and

8. The winning bidder shall be provided a deed in the form attached hereto as Exhibit B; and

9. That the Clerk or the Clerk's representative is to file the necessary affidavits with the Director of the Division of Local Government Services, and

10. The Mayor, Clerk, and any and all other Township Officials, are hereby authorized to sign those documents necessary to effectuate this transaction; and

11. Any and all costs associated with this transaction, including advertising and postage, are to be paid by the winning bidder.

SECTION 2. All other ordinances in conflict or inconsistent with this ordinance are hereby repealed, to the extent of such conflict or inconsistency.

SECTION 3. 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.

SECTION 4. This ordinance shall become effective immediately upon final passage and publication, according to law.

7. ORDINANCE 1586-19 - AN ORDINANCE ESTABLISHING THE COMPENSATION OF THE OFFICERS AND EMPLOYEES OF THE TOWNSHIP OF MIDDLE - On motion by \_\_\_\_\_ and passed on roll call, Ordinance No. 1586-19 passed first reading. Second reading, public hearing and consideration for adoption will be held on 06/03/2019 at 6:00 p.m. BE IT ORDAINED by the Township Committee, the Governing Body of the Township of Middle, County of Cape May, State of New Jersey as follows:

SECTION 1. The positions listed in the attached schedule are hereby created.

SECTION 2. The salary ranges specified in the attached schedule are hereby adopted for each and every position listed therein. In those cases where only one rate or figure appears in said schedule, said rate or figure shall be the maximum rate of figure applicable to said position. In those cases where a maximum and minimum salary are hereby established for a position, the exact salary to be paid to the holder of said position shall be as determined from time to time by resolution of the Township Committee.

SECTION 3. The duties to be performed by each person holding any position listed in said schedule shall be those duties as outlined in Job Description of New Jersey Civil Service Department.

SECTION 4. In addition to the salaries set forth in said schedule, those employees who have held full time positions for a minimum of five years, as hereinafter defined, shall be entitled to additional compensation as set forth in this section, based upon current salary. The additional compensation to which the employee is entitled on January 1 of any year shall be the additional compensation for the entire year. In determining years of service on January 1 of any year, for the purpose of this Ordinance only, no credit shall be given for less than six full months of service in any year, and credit for a full year shall be given for any year in which the employee served for six full months or more.

Years of Service	Additional Compensation (Percent of Annual Salary)
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5 years or more	2%
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10 years or more	4%
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15 years or more	6%
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20 years or more	8%
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25 years or more	10%
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Section 4 shall only apply to Township Employees hired before December 31, 1994.

SECTION 5. All other ordinances in conflict or inconsistent with this Ordinance are hereby repealed, to the extent of such conflict or inconsistency.

SECTION 6. This Ordinance shall become effective, retroactive to January 1, 2019 immediately upon final passage and publication according to law.  
Complete Ordinance available in Clerk's office.

8. RESOLUTION – ENABLING RESOLUTION – AUTHORIZING ADMINISTRATOR TO SIGN DOCUMENTS AND BEGIN DISCUSSIONS WITH UNITED STATES POSTAL SERVICE IN CONNECTION WITH POTENTIAL LEASE FOR WHITESBORO POST OFFICE – 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 we duly authorize Kimberly D. Krauss, Clerk/Administrator, as our authorized representative, to enter into discussions with the United States Postal Service for a possible land lease in connection with the proposed Whitesboro Post Office.

9. RESOLUTION – PUBLIC SALE OF LAND – On motion by \_\_\_\_\_ seconded by \_\_\_\_\_ and passed on roll call, the following resolution was adopted.  
WHEREAS, The Township of Middle authorized a Public Sale of Land via Resolution 173-19; and WHEREAS, there is a need to re-establish said land sale due to an error in the advertising requirements; and  
WHEREAS, the Local Lands and Buildings Law (N.J.S.40A-12-1 et seq) authorizes the sale of any real property, capital improvements or interest herein, not needed for public use, and  
WHEREAS, it appears to be in the best interest of the Township of Middle to dispose of certain real property which is not needed for public use, which property is more fully described as in Schedule "A" annexed hereto,  
NOW THEREFORE BE IT RESOLVED by the Township Committee of the Township of Middle, the governing body thereof, as follows:  
1. It is hereby determined that the parcels of real property set forth in Schedule "A" annexed hereto are not needed for public use. Minimum bids are contained on Schedule "A".  
2. Said parcels of real property shall be sold pursuant to N.J.S.A. 40A:12-13(a) by open public sale at auction to the highest bidder, said open public sale at auction to be conducted by Susan Quinones, Chief Financial Officer, at the Middle Township Hall, Meeting Room, 33 Mechanic Street, Cape May Court House, New Jersey, or her designee, on June 5, 2019 at 10:00AM  
3. A notice of said open public sale at auction shall be advertised by two insertions at least once a week during two consecutive weeks, the last publication to be not earlier than seven days prior to the open public sale at auction, which advertisement shall include the entire contents of this Resolution. Said advertisement shall be published in the Herald Times.  
4. The Township reserves the right to reject all bids where the highest is not accepted.  
5. The terms and conditions of the sale shall be as stated in the General Rules of Land Sales and the attached Contract for Sale of Real Estate, which documents and terms are attached hereto and incorporated herein.

10. 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
Mariah Fishman	Construction	Keyboarding Clerk 2	05/10/2019

11. 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 employees are hereby appointed to the following position at the salaries opposite their names:

NAME	DEPARTMENT	TITLE	SALARY	EFFECTIVE
Joshua Tozer	Public Safety	Class I Police Officer	\$8.85 per hour*	05/06/2019

\*Increase to \$11.00 per hour upon graduation from Police Academy

(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 employees are hereby appointed to the following position at the salaries opposite their names:

NAME	DEPARTMENT	TITLE	SALARY	EFFECTIVE
Joseph Trombetta	Public Safety	Special Class II Police Officer	\$8.85 per hour*	04/29/2019
Crystal Osborn	Public Safety	Telecommunications Operator P/T Trainee	\$10.46 per hour**	04/17/2019
Kellie Brittingham	Public Safety	Telecommunications Operator P/T Trainee	\$10.46 per hour**	04/17/2019

\*Increase to \$13.00 per hour upon graduation from Police Academy

\*\*Increase to \$15.00 per hour upon completion of training

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

NAME	DEPARTMENT	PREVIOUS STATUS	AMENDED STATUS	SALARY	EFFECTIVE DATE
Lisa Cermanski	Recreation	Recreation Aide P/T T/A	Recreation Aide P/T Permanent	\$11.00 per hour	05/06/2019

13. RESOLUTION – AMENDING RESOLUTION 184-19 – INSERTION OF SPECIAL ITEM OF REVENUE – On motion by \_\_\_\_\_ seconded by \_\_\_\_\_ and passed on roll call, the following resolution was adopted.

*WHEREAS, Middle Township Police Department has been awarded Office of Juvenile Justice & Delinquency Prevention (OJJDP) Grant Program, Award #2015-JF-FX-0009 from the New Jersey State Department of Law and Public Safety; and*

*WHEREAS, the grant, consisting of a total amount of \$12,897.23, awarded on 03/28/2019, is to provide positive youth development activities to at-risk youth during the summer months when they are not in school.*

*WHEREAS, the Township of Middle approved Resolution No. 184-19 authorizing the acceptance of said grant, and*

*WHEREAS, it is necessary to amend said resolution to outline various grant requirements.*

*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 appropriate officials are hereby authorized to sign any and all documents in connection therewith.*

Subaward No: J-J:6-7-15

Subaward Period: 06/01/2019 – 09/30/2019

14. RESOLUTION – AMENDING CONTRACTS (ITEMS A THROUGH C) – On motion by \_\_\_\_\_ seconded by \_\_\_\_\_ and passed on roll call, the following resolution was adopted.

*(A) WHEREAS, Resolution No. 337-18 authorized an agreement with McManimon, Scotland & Baumann, LLC for special counsel for water and regulatory issues, as a non-fair and open contract pursuant to the Pay to Play regulations; and*

*WHEREAS, said contract needs to be amended to include additional services and;*

*WHEREAS, the agreement for services with McManimon, Scotland & Baumann, LLC will have a total value that will exceed \$17,500; and*

*WHEREAS, McManimon, Scotland & Baumann, LLC has completed and submitted a Business Entity Disclosure Certification which certifies that said entity has not made any reportable contributions to a political or candidate committee in the Township of Middle in the previous one year, and that the contract will prohibit McManimon, Scotland & Baumann, LLC from making any reportable contributions through the term of the contract.*

*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.*

*FURTHER RESOLVED, that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution.*

*McManimon, Scotland & Baumann, LLC –  
 Special Counsel – Water and Regulatory Issues  
 Not to Exceed \$5,000.00  
 (Total Contract \$20,000.00)*

*(B) NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Middle, County of Cape May, State of New Jersey, that Remington, Vernick & Walberg Engineers shall provide engineering, contract administration and management services for the following:*

*Remington, Vernick & Walberg Engineers  
 Engineering, Contract Administration & Management  
 Bike Path North  
 Not to Exceed an additional \$39,000.00*

*(C) WHEREAS, on January 4, 2012 Township Committee passed a resolution under the Fair and Open process for various professionals, otherwise known as Resolution 2-12; and*

*WHEREAS, said contract shall require an amendment due to the contractor using more time than originally estimated; and*

*WHEREAS, said contract shall be amended for an additional \$5,000.00 to expedite the close out of said project and final reimbursement.*  
*NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Middle, County of Cape May, State of New Jersey, that Remington, Vernick & Walberg Engineers shall provide the additional engineering services mentioned above and said contract shall be amended as follows:*

*Remington, Vernick & Walberg Engineers - Engineering Services – Grassy Sounds Sewer Project –  
 Not to Exceed an additional \$5,000.00*

15. RESOLUTION – EXTEND LEASE AGREEMENT – POLICE BENEVOLENT ASSOCIATION LOCAL #59 – On motion by                      seconded by                      and passed on roll call, the following resolution was adopted.

*WHEREAS, in January 2017, the Township of Middle and Police Benevolent Association Local #59 entered into a lease agreement in which the Township leased to Police Benevolent Association Local #59 a portion of the 2<sup>nd</sup> floor of the zoning/construction office, 10 S Boyd Street, Cape May Court House, New Jersey via Ordinance No. 1500-15; and*

*WHEREAS, the Township and Police Benevolent Association Local #59 wish to further extend that lease agreement on a month to month basis subject to the same terms set forth in said lease agreement approved by Resolution 63-17.*

*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 the Police Benevolent Association Local #59 and the Township of Middle he and is hereby extended on a month to month basis, with a final expiration date of 12/31/2019.*

16. RESOLUTION – TABULATION COMMITTEE (ITEMS A THROUGH C) – 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 May 29, 2019 at 10:00am in the Middle Township Municipal Building, 2<sup>nd</sup> Floor Conference Room, 33 Mechanic Street, Cape May Court House, NJ for the following:*

**ABANDONED PROPERTY REGISTRATION AND MANAGEMENT**

*(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 Township Administrator/Township Clerk Kimberly Krauss and Purchasing Agent Josh Niemann, be and hereby are appointed to tabulate the bids to be taken on Wednesday, May 29, 2019 at 11:00 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:*

**FURNISHING, INSTALLING, SUPPLYING AND SERVICING OF VENDING MACHINES FOR VARIOUS TOWNSHIP COMPLEXES**

*(C) WHEREAS, on April 1, 2019, Township Committee established a Tabulation Committee to accept bids for the Middle Township Home Rehabilitation Project Contracts #2018-4 and #2019-1 through #2019-5, on Thursday, April 25, 2019; and*

*WHEREAS, no bids were received for contracts #2019-1, #2019-3 and #2019-4; and*

*NOW THEREFORE BE IT FURTHER 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 bids to be taken on June 5, 2019 at 11:00 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:*

**CONTRACTS #2019-1, #2019-3, #2019-4**

**MIDDLE TOWNSHIP HOME REHABILITATION PROGRAM**

17. RESOLUTION – REJECT BIDS AND RE-ESTABLISH TABULATION COMMITTEE – CONTRACT #2019-5 – MIDDLE TOWNSHIP HOME REHABILITATION PROJECT – On motion by                      seconded by                      and passed on roll call, the following resolution was adopted.

*WHEREAS, following public advertisement, proposals for the Contract #2019-5, Middle Township home rehabilitation project, were received by the Township of Middle on April 25, 2019 at the Township Hall; and*

*WHEREAS, it appears to be in the best interest of the Township to reject the bids and rebid the project.*

*NOW, THEREFORE, BE IT RESOLVED, by the Township Committee, the Governing Body of the Township of Middle that all proposals received on April 25, 2019 for the Middle Township Home Rehabilitation Project Contract #2019-5 are hereby rejected; and*

*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 June 5, 2019 at 11:00 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:*

**CONTRACT #2019-5, MIDDLE TOWNSHIP HOME REHABILITATION PROJECT**

18. RESOLUTION – AWARD OF BID – CONTRACT #2019-2 – MIDDLE TOWNSHIP HOME REHABILITATION 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 Home Rehabilitation Program for Contract No 2019-2, and*

*WHEREAS, bids were received on April 25, 2019, and*

*WHEREAS, it appears that the following bids 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, the governing body thereof, that the contract for the following Home Rehabilitation Programs be and hereby is awarded as described:*

Contract No.	Awarded to:	Total Bid Amount
2019-2	Ross Denham Construction Inc.	\$23,800.00

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

19. RESOLUTION – AUTHORIZING APPLICATION – PUBLIC SAFETY PARTNERSHIP AND COMMUNITY POLICING GRANT (COPS SUMMER CAMP) AKA COMMUNITY ORIENTED POLICING SERVICES – 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 COMMUNITY ORIENTED POLICING SERVICES for bolstering and enhancement of The Middle Township Police Youth Summer Camp 2020.*  
*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 any 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 COMMUNITY ORIENTED POLICING SERVICES.*  
*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:*
20. RESOLUTION – DENY APPLICATION FOR STREET VACATION – HEREFORD AVENUE – On motion by                      seconded by                      and passed on roll call, the following resolution was adopted.  
*WHEREAS, George M. Gianopoulos has requested, by application, a street vacation of a portion of Hereford Avenue as described on Block 1275 Lot 1 and Block 1247 Lot 27, and*  
*WHEREAS, after review by Township officials said vacation has been deemed unfeasible for reasons set forth that if pursued would prevent access to various properties located within the referenced right-of-way.*  
*NOW THEREFORE BE IT RESOLVED, that the request for street vacation for Hereford Avenue by George M. Gianopoulos has hereby been denied.*
21. RESOLUTION – SOCIAL AFFAIRS PERMIT – WILDWOOD CATHOLIC HIGH SCHOOL – On motion by                      seconded by                      and passed on roll call, the following resolution was adopted.  
*WHEREAS, Wildwood Catholic High School 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 May 16, 2019 from 12:00pm until 11:00pm; 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.*
22. RESOLUTION – AUTHORIZING GREEN CREEK VOLUNTEER FIRE COMPANY TO SOLICIT FUNDS IN THE ROADWAYS OF THE TOWNSHIP OF MIDDLE – On motion by                      seconded by                      and passed on roll call, the following resolution was adopted.  
*WHEREAS, Ordinance 1009-98 permits application to be made to the Township of Middle by charitable organizations to solicit funds in the roadway of the Township of Middle; and*  
*WHEREAS, Green Creek Volunteer Fire Company has submitted an application to the Municipal Clerk as required per said ordinance; and*  
*WHEREAS, the dates and times of the charitable solicitation are listed within the written application submitted by the Green Creek Volunteer Fire Company and attached to this Resolution; and*  
*WHEREAS, the Chief of Police of the Township of Middle has reviewed the application of the Green Creek Volunteer Fire Company and has determined that there is no public safety reason for the Township of Middle to deny this application; and*  
*WHEREAS, the County of County Cape May, via Resolution 308-19, has endorsed Greek Creek Fire Company’s application to solicit contributions along the roadway of Bayshore Road, CR603; and*  
*NOW, THEREFORE, BE IT RESOLVED, by the Township Committee, of the Township of Middle, County of Cape May, State of New Jersey, hereby grants permission for the Green Creek Volunteer Fire Company to solicit funds on the roadways of Middle Township on the dates as set forth on the attached application form.*
23. RESOLUTION – SUPPORTING A “NO LEFT TURN PROHIBITION” EXITING GRAPEVINE PLAZA ONTO ROUTE 147 – On motion by                      seconded by                      and passed on roll call, the following resolution was adopted.  
*WHEREAS, on or about December 8, 2015 the Planning Board of the Township of Middle adopted Planning Board Resolution # 151106 granting preliminary site plan approval to Vision Property Group, applicant, to construct a 20,115 square-foot retail building consisting of 11 tenant spaces with site improvements, inclusive of driveways, parking area with 120 spaces and landscaping to be known as Grapevine Plaza on the premises known as Block 983, Lot 1 on the Tax Map of the Township of Middle; and*  
*WHEREAS, pursuant to said approval the applicant must procure approval from the state of New Jersey Department of Transportation relative to the project; and*  
*WHEREAS, the New Jersey Department of Transportation has requested that the applicant provide a resolution from the Township of Middle supporting a “No Left Turn Prohibition” from the exit of Grapevine Plaza on to route 147; and*  
*WHEREAS, the Township Committee, upon advice of the Township Engineer, agrees that it is in the best interest of the citizens of Middle Township to support such a prohibition;*  
*NOW, THEREFORE, BE IT RESOLVED by the Committee of the Township of Middle,                      County of Cape May, and State of New Jersey as follows:*  
*1. The averments above are incorporated herein as if set forth at length.*

