

Cape May Court House, NJ
 August 17, 2020
 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 virtually on Zoom Video Platform and through Facebook Live. Members present were Mayor Donohue, Deputy Mayor Gandy, Committeemember Norris, Business Administrator/Township Clerk Kimberly Krauss, Deputy Township Clerk Andrea Singley, Township Engineer Vince Orlando, & Municipal Solicitor Marcus Karavan

1. RESOLUTION – APPOINTMENTS – NEW HIRES – On motion by _____ seconded by _____ and passed on roll call, the following resolution was adopted.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Middle, County of Cape May, State of New Jersey, that the following employees are hereby appointed to the following position at the salaries opposite their names:

NAME	DEPARTMENT	TITLE	SALARY	EFFECTIVE
Jeremy Robinson	Public Safety - Telecommunications	Public Safety Telecommunicator Trainee P/T	*\$11.00 per hour	08/04/2020
Kaitlin Bowman	Public Safety – Telecommunications	Public Safety Telecommunicator Trainee P/T	*\$11.00 per hour	08/10/2020
Michael Hatcher	Public Works	Laborer 1 FT/TA 6 months	\$11.00 per hour	08/11/2020
John Mitchell	Public Works	Laborer 1 FT/TA 6 months	\$11.00 per hour	08/11/2020
Kerri Schrader**	Public Safety – Police	Police Officer	\$35,000.00***	08/25/2020
Alyssa Jones**	Public Safety – Police	Police Officer	\$35,000.00***	08/25/2020
Julianne Calverley	Tax Collection	Clerk 1	\$24,990.00	TBD

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

**Hired from Certification List OL200468

***Salary increase to \$40,000.00 upon completion of Academy

2. RESOLUTION – PROMOTIONAL TITLE CHANGE – On motion by _____ seconded by _____ and passed on roll call, the following resolution was adopted.

BE IT RESOLVED, by the Township Committee of the Township of Middle, the governing body thereof, that the following employee is hereby promoted to the civil service title opposite their name:

NAME	DEPARTMENT	TITLE	SALARY	EFFECTIVE
Patrick Vendetta*	Public Safety – Police	Police Officer	\$35,000.00**	08/25/2020
Michael Smith*	Public Safety – Police	Police Officer	\$35,000.00**	08/25/2020
Maribeth Novsak	Public Safety – Telecommunications	Public Safety Telecommunicator P/T Permanent	\$15.00 per hour	08/19/2020

*Promoted from Certification List OL200468

**Salary increase to \$40,000.00 upon completion of Academy

3. SWEARING IN OF NEW/ PROMOTED OFFICERS

4. 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.*)

5. 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. \$2,940,224.85

6. RESOLUTION – APPROVING MINUTES FROM PREVIOUS MEETING – 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: 08/03/2020 Regular Meeting.*

7. REPORTS - The following departments have submitted their reports for the months indicated: Clerk for the month of July;

8. ORDINANCE NO. 1609-20 – AN ORDINANCE TO AMEND THE CODE OF THE TOWNSHIP OF MIDDLE, CHAPTER 236-5, AS OUTLINED IN SCHEDULE 236-29, THEREOF ENTITLED SPEED LIMITS - Following second reading, hearing, and consideration for adoption, Ordinance 1609-20 was adopted on motion by seconded by and passed on roll call. Complete Ordinance is on file in the Clerk's Office.

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

SECTION 1. Section 236-5 (and furthermore schedule 236-29 of the Code of the Township of Middle is hereby supplemented by the addition of the following:

<i>Name of Street</i>	<i>Speed Limit (mph)</i>	<i>Location</i>
<i>Bayberry Drive</i>	<i>30 mph</i>	<i>Between Shellbay Avenue and Stone Harbor Boulevard, except for a 25-mile-per-hour zone when passing through the Middle Township High School-Middle Township School Zone during recess or while children are going to or leaving school during opening or closing hours</i>

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 phase of this Ordinance be declared unconstitutional or invalid for any reason, the remaining portions of this Ordinance shall not be affected thereby and shall remain in full force and effect, and to this end the provisions of this Ordinance are hereby declared to be severable.

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

9. ORDINANCE NO. 1610-20 - AN ORDINANCE OF THE TOWNSHIP OF MIDDLE, COUNTY OF CAPE MAY, STATE OF NEW JERSEY CREATING THE MIDDLE TOWNSHIP LAW ENFORCEMENT COMMUNITY ENGAGEMENT COMMITTEE - On motion by seconded by and passed on roll call, Ordinance No. 1610-20 passed first reading. Second reading, public hearing and consideration for adoption will be held on 09/21/2020 at 6:00 p.m.

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

SECTION 1: ESTABLISHMENT

This is hereby created the "Middle Township Law Enforcement Community Engagement Committee." The committee would give a voice to a diverse group with a shared mission - to foster trust and mutual respect between the police and the community.

SECTION 2: MEMBERSHIP

This Committee shall consist of nine (9) members appointed by the Governing Body, whereas the Chair Person shall be appointed by the Mayor, and said board shall be made up of a balanced mix of local clergy, educators, a representative from the Concerned Citizens of Whitesboro, a member of the local chapter of the NAACP, a representative from the township's social service partners, and three appointed members that reside in Middle Township.

The panel would include a liaison for the MTPD, who would furnish the committee with quarterly data on police interaction in the community, updates on new and existing programs, and partner with the committee to enhance communication and understanding of available resources.

The initial appointees to the Board shall serve terms as follows:

<i>Member</i>	<i>Term</i>
<i>4 Regular Members</i>	<i>three-year term</i>
<i>3 Regular Members</i>	<i>two-year term</i>
<i>2 Regular Members</i>	<i>one-year term</i>

Thereafter, all subsequent or reappointed members shall serve a term of three years commencing January 1.

The members of the Law Enforcement Community Engagement Committee shall serve without compensation.

The Committee will meet on a quarterly basis and hold biannual public meetings with township residents to hear their concerns and ideas.

The Law Enforcement Community Engagement Committee shall have no policy-making powers, nor shall it have the power to hire employees or otherwise expend moneys.

SECTION 3: Any other Ordinances in conflict or inconsistent with this Ordinance are hereby repealed, to the extent of such conflict or inconsistency.

SECTION 4: Should any section, paragraph, sentence or 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 5: This Ordinance shall become effective immediately upon final passage and publication, according to law.

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
James Clark	Public Works	Laborer 1	08/15/2020
John Sunderhauf	Public Safety	Special Law Enforcement Officer – Class II	08/18/2020
Nancy Mulholland	Tax Collection	Clerk 1	08/11/2020

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

(A) WHEREAS, the Township of Middle approved Resolution No. 420-19 authorizing the application of a municipal alliance grant for fiscal year 2021; and
 WHEREAS, the Township of Middle’s Municipal Alliance Grant funding for fiscal year 2021 has increased; and

WHEREAS, the award for additional funding is contingent upon Cape May County’s Receipt of the anticipated grant funds from the Governor’s Council on Alcoholism and Drug Abuse.

NOW, THEREFORE BE IT RESOLVED by the Township of Middle, County of Cape May, State of New Jersey hereby recognizes the following:

- The Township of Middle Committee does hereby authorize submission of an amended application for the Middle Township Municipal Alliance grant additional funding for fiscal year 2021 in the amount of:

DEDR	\$6,844.00
Cash Match	\$1,711.00
In-Kind	\$5,133.00

- The Township of Middle Committee acknowledges the terms and conditions for administering the Municipal Alliance grant amendment, including the administrative compliance and audit requirements.

(B) NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of _____ Middle, County of Cape May, State of New Jersey, that Resolution No. 154-20 shall hereby be _____ amended and corrected to reflect the following employee effective date indicated below:

EMPLOYEE	DEPARTMENT	POSITION	EFFECTIVE
Robert Eagan	Public Safety – Telecommunications	Public Safety Telecommunicator	03/05/2020

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

(A) WHEREAS, the Township of Middle authorized the award of a contract and ratification of an agreement through the non-fair and open process to Remington & Vernick Engineers for Engineering Services for Road & Drainage Improvements for East Wildwood Avenue & Central Avenue; and
 WHEREAS, the Township of Middle solicitor has determined that said contract can be awarded under the fair and open process through the pool of Special Projects Engineers, which was established via Resolution 134-20 on March 2, 2020.

NOW THEREFORE BE IT RESOLVED, by the Township Committee, of the Township of Middle, County of Cape May, State of New Jersey, that Resolution No. 264-20 is hereby rescinded.

(B) WHEREAS, the Township of Middle authorized the award of a contract and ratification of an agreement through the non-fair and open process to Engineering Design Associates for Engineering Services for Road Reconstruction for Birch Drive, Avocado Road, Aspen Drive and Coconut Road; and

WHEREAS, the Township of Middle solicitor has determined that said contract can be awarded under the fair and open process through the pool of Special Projects Engineers, which was established via Resolution 134-20 on March 2, 2020.

NOW THEREFORE BE IT RESOLVED, by the Township Committee, of the Township of Middle, County of Cape May, State of New Jersey, that Resolution No. 266-20 is hereby rescinded.

13. RESOLUTION – AUTHORIZING EXECUTION OF FAIR AND OPEN CONTRACT (ITEMS A THROUGH B) – On motion by _____ seconded by _____ and passed on roll call, the following resolution was adopted.

(A) WHEREAS, the Township of Middle advertised a request for qualifications under the Fair and Open Process for Special Project Engineer and received proposals on January 31, 2020, and

WHEREAS, the Township created a list of qualified firms, via Resolution 134-20, from which it could choose to enter into a contract for professional services in the future, and

WHEREAS, the Township of Middle requested quotes and qualifications for engineering services for road and drainage improvements for East Wildwood Avenue and Central Avenue.

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 submission shall be awarded as follows:

Remington & Vernick Engineers
 Engineering Services – Road and Drainage Improvements
 East Wildwood Avenue & Central Avenue
 Not to Exceed \$22,000.00

(B) WHEREAS, the Township of Middle advertised a request for qualifications under the Fair and Open Process for Special Project Engineer and received proposals on January 31, 2020, and

WHEREAS, the Township created a list of qualified firms, via Resolution 134-20, from which it could choose to enter into a contract for professional services in the future, and
 WHEREAS, the Township of Middle requested quotes and qualifications for engineering services for road reconstruction for Birch Drive, Avocado Road, Aspen Drive and Coconut Road.
 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 submission shall be awarded as follows:

Engineering Design Associates
 Engineering Services – Road Reconstruction
 Birch Drive, Avocado Road, Aspen Drive and Coconut Road
 Not to Exceed \$43,500.00

14. RESOLUTION – TABULATION COMMITTEE – LINDEN LANE ROAD RECONSTRUCTION – 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 Township Officials be and hereby are appointed to tabulate the bids to be taken on September 16, 2020 at 10:30 AM in the Middle Township Municipal Building, 2nd Floor Conference Room, 33 Mechanic Street, Cape May Court House, NJ for the following:

LINDEN LANE ROAD RECONSTRUCTION

15. RESOLUTION – AWARDING EMERGENCY CONTRACT – EMERGENCY SEWER REPAIRS – PERNA FINNIGAN, INC. – On motion by seconded by and passed on roll call, the following resolution was adopted.
 WHEREAS, it has been declared by the Township of Middle’s sewer Engineer, Mott Macdonald, that an emergency exists due to failing sewer infrastructure that requires immediate action and repair; and
 WHEREAS, pursuant to N.J.S.A.40A:11-6 a contract may be negotiated or awarded for a contracting unit without public advertising for bids and bidding therefor, when an emergency affecting the public health, safety or welfare requires the immediate delivery of goods or the performance of services; and
 WHEREAS, based on said emergency immediate action was required for the repair of sewer infrastructure in various locations throughout the Township to further avoid damage to said infrastructure and disruption of sewer services for Middle Township residents; and
 WHEREAS, the Chief Financial Officer has certified that sufficient funding exists for this purpose.
 NOW THEREFORE BE IT RESOLVED by the Township Committee of the Township of Middle, Cape May County, State of New Jersey, that contracts are hereby authorized under NJSA 40A:11-6 to the contractor listed below:

Perna Finnigan, Inc. - \$139,747.00

16. 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
Sarina Apartments LLC	1025 Route 9 South	350//51	\$388.42

17. RESOLUTION – AUTHORIZING APPLICATION – CAPE MAY COUNTY OPEN SPACE PROGRAM (ITEMS A THROUGH B) – On motion by seconded by and passed on roll call, the following resolution was adopted.
 (A) WHEREAS, the Township of Middle desires to apply for and obtain a grant from CAPE MAY COUNTY OPEN SPACE PROGRAM for approximately \$28,100.00 relative to creative place making for the Avalon Manor Fishing Pier.
 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 CAPE MAY COUNTY OPEN SPACE PROGRAM.

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.

(B) WHEREAS, the Township of Middle desires to apply for and obtain a grant from CAPE MAY COUNTY OPEN SPACE PROGRAM for approximately \$230,175.00 relative to creative place making for Ockie Wisting.

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 CAPE MAY COUNTY OPEN SPACE PROGRAM.

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.

18. RESOLUTION – RENEWAL – TOWING LICENSES – 2020 – 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 2020:

License #	Tradename	Truck #	License Plate Number	Truck Make/ Model	Fee	Sticker Fee Paid
4	Blakeslee Towing & Recovery LLC dba Court House Towing	1	XEGD65	2010 Dodge 4500 Wheel lift	\$450.00	\$50.00
4	Blakeslee Towing & Recovery LLC dba Court House Towing	2	XHWP96	2020 Freightliner M2 Flatbed w/ Wheel Lift		\$50.00
4	Blakeslee Towing & Recovery LLC dba Court House Towing	3	XHWP20	2020 Frieightliner M2 Flatbed w/ Wheel Lift		\$50.00
4	Blakeslee Towing & Recovery LLC dba Court House Towing	4	XHWP21	2020 Freightliner M2 Flatbed w/ Wheel Lift		\$50.00
5	Gary's Automotive	1	XK805N	2007 Chevy 5500 Flatbed	\$450.00	\$50.00
5	Gary's Automotive	2	XF305W	1994 Chevy C3500HD Flatbed		\$50.00
7	Hi-Tech Towing	1	XV874R	2007 International 4300 Flatbed with Wheel Lift	\$450.00	\$50.00
9	South Jersey Towing & Recovery LLC	1	XV825R	2002 Ford 450 Wrecker w/ Wheel lift	\$450.00	\$50.00
9	South Jersey Towing & Recovery LLC	2	XEGE17	2005 International 4300 Flatbed w/ Wheel Lift		\$50.00
9	South Jersey Towing & Recovery LLC	3	XERS53	2004 International 4300 Flatbed w/ Wheel lift		\$50.00
11	ANA Towing and Recovery	1	XFFM97	2017 Ford F-550 Flatbed	\$450.00	\$50.00
11	ANA Towing and Recovery	2	XGGA18	2017 Ford F-650 Flatbed		\$50.00
11	ANA Towing and Recovery	3	XGAE93	2019 Ford F-650 Wrecker		\$50.00
11	ANA Towing and Recovery	4	XGFZ16	2019 Ford F-550 Wrecker		\$50.00
11	ANA Towing and Recovery	5	XGFY19	2019 Ford F-550 Flatbed		\$50.00
11	ANA Towing and Recovery	6	XGYA72	2019 Ford F-750 Wrecker		\$50.00
11	ANA Towing and Recovery	7	XGAD83	2017 Ford F-550 Wrecker		\$50.00
11	ANA Towing and Recovery	8	XGFZ17	2018 Freightliner M2 Flatbed		\$50.00
11	ANA Towing and Recovery	9	XGAE92	2019 Ford F-750 Flatbed		\$50.00
11	ANA Towing and Recovery	10	XGYC13	2019 Ford F-350 Wrecker		\$50.00
11	ANA Towing and Recovery	11	XGGA47	2019 Peterbilt 337 Flatbed		\$50.00

19. RESOLUTION – MIDDLE TOWNSHIP ANNUAL FREE YARD SALE – On motion by _____ seconded by _____ and passed on roll call, the following resolution was adopted.
NOW, THEREFORE BE IT RESOLVED, that Township Committee of the Township of Middle, County of Cape May, does hereby authorize the annual free yard sale to be held September 25, 26 and 27, 2020 in the Township of Middle.
20. RESOLUTION - REQUESTING THE NEW JERSEY DEPARTMENT OF TRANSPORTATION TO CONDUCT A SPEED SURVEY ON ROUTE 9 – On motion by _____ seconded by _____ and passed on roll call, the following resolution was adopted.
WHEREAS, the Township of Middle has received several complaints and requests for a speed limit survey on Route 9 between the Cape May County Zoo and Avalon Boulevard; and
WHEREAS, the Middle Township Committee believes it to be in the best interest of Middle Township that the New Jersey Department of Transportation conduct such a speed limit survey,
NOW, THEREFORE, BE IT RESOLVED, that the New Jersey Department of Transportation is requested to conduct a speed survey within the above limits to determine if a reduction in any of the posted speed limits is warranted.
BE IT FURTHER RESOLVED, that a certified copy of this resolution be sent to the County Engineer, the Chief of Police of the Township of Middle and the Clerk of the Board of Freeholders.
21. RESOLUTION - REQUEST COUNTY OF CAPE MAY TO CONDUCT TRAFFIC STUDY TO EVALUATE A 4-WAY STOP AT THE INTERSECTION OF BOYD STREET AND HAND AVENUE – On motion by _____ seconded by _____ and passed on roll call, the following resolution was adopted.
WHEREAS, the Township of Middle is requesting that the County of Cape May explore the option of a 4-way stop sign at the intersection of Boyd Street and Hand Avenue; and
WHEREAS, the County of Cape May requires a resolution from the municipality in order to promulgate a traffic study.
NOW, THEREFORE BE IT RESOLVED, that the Township Committee of the Township of Middle, the governing body thereof, does hereby request a traffic study at the intersection of Boyd Street and Hand Avenue with regards to a 4-way stop sign.
22. 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 (the “Redevelopment Law”), provides a process for municipalities to participate in the redevelopment and improvement of areas in need of rehabilitation or redevelopment; and
WHEREAS, by way of Resolution 149-18 adopted on March 19, 2018, the Mayor and Committee of the Township of Middle (the “Township Committee”) designated certain properties located with the Township of Middle, Cape May County, State of New Jersey as an “Area in Need of Rehabilitation” (the “Rehabilitation Area”) pursuant to the Redevelopment Law; and
WHEREAS, pursuant to its plans for the revitalization of the Township of Middle, the Township Committee adopted a redevelopment plan for the Rehabilitation Area entitled “Redevelopment Plan for the Township of Middle, Cape May County, NJ 2018” dated April 16, 2018 (the “Redevelopment Plan”) setting forth plans for the development, redevelopment, and rehabilitation of the Rehabilitation Area; and
WHEREAS, the property identified on the Township’s Official Tax Map as Block 1450, Lots 5 and 10 (the “Property”) are located within the Rehabilitation Area; and
WHEREAS, the Township has been in discussion with Cape May County (the “Conditional Redeveloper”) regarding the rehabilitation and redevelopment of the Property; and
WHEREAS, Conditional Redeveloper has presented its rehabilitation and redevelopment concepts to the Township, and the Township and Conditional Redeveloper desire that the Property be rehabilitated and redeveloped in accordance with a Redevelopment Plan and any amendments thereto; and
WHEREAS, N.J.S.A. 40A:12A-1, et seq., as amended and supplemented, provides for a process for redevelopment entities to enter into agreements with redevelopers to carry out and effectuate the terms of a redevelopment plan; and
WHEREAS, the Township and Conditional Redeveloper intend to commence exclusive negotiations toward the formulation of various agreements to develop the Property in accordance with the requirements of a Redevelopment Plan and any amendments thereto; and
WHEREAS, in such event, the Township desires to designate Cape May County as Conditional Redeveloper in order to negotiate with Conditional Redeveloper for a period of one hundred and eighty (180) days in an effort to agree upon such agreements for the rehabilitation of the Property; 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 by the Mayor and Committee of the Township of Middle, County of Cape May, State of New Jersey as follows:
1. *The aforementioned recitals are incorporated herein as though fully set forth at length.*
 2. *That Cape May County is hereby designated as “Conditional Redeveloper” for the Property 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 various agreements for the rehabilitation of the Property.*
 3. *This Resolution shall take effect immediately.*

23. PUBLIC COMMENT:

Motion to adjourn meeting –

1st:

2nd:

Pass on Roll Call: