

WHEREAS, the assessment of Block 1070 Lot 3 is \$1,900.00, and the Township Tax Assessor has stated in writing that the fair market value of the land is \$1,900.00, 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, by the Township Committee of the Township of Middle, County of Cape May, State of New Jersey that the Township may conduct a private auction to sell the Subject Property owned by the Township to contiguous owners of the same.

SECTION 1.

1. The Township Committee of the Township of Middle shall sell a portion of real property identified as Block 1070, Lot 3 to the highest bidder of an open (private) auction to be held on March 9, 2022 at 10:00am. 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 1070, Lot 3 which is offered for sale shall participate; and
2. The minimum bid shall be \$1,900.00; and
3. The auction shall be conducted by the Township Chief Financial Officer, David Elliott; 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 All other ordinances in conflict or inconsistent with this ordinance are hereby repealed to the extent of such conflict or inconsistency.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.

8. RESOLUTION – ACKNOWLEDGMENT 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	DEPARTMENT	POSITION	EFFECTIVE
Stanley Vannote	Public Works	Mechanic F/T	05/22/2021
Brian Hacking	Construction	Construction Official	01/22/2022

9. RESOLUTION – ACKNOWLEDGEMENT OF DISCONTINUATION OF TEMPORARY APPOINTMENT – On motion by _____ seconded by _____ and passed on roll call, the following resolution was adopted.

BE IT RESOLVED, by the Township Committee, the Governing Body of the Township of Middle, County of Cape May and State of New Jersey, that the following discontinuation of appointments listed below, are acknowledged.

EMPLOYEE	DEPARTMENT/BOARD	POSITION	EFFECTIVE
Scotty P McLaughlin	Public Works	Laborer 1 P/T T/A	01/01/2021

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

(A) WHEREAS, Resolution 330-21 approved on August 16, 2021 approved the appointment of various new employees including Alfred Shaffer; and

WHEREAS, Alfred Shaffer never began his employment with the Township as outlined in said Resolution.

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. 330-21 shall hereby be amended to remove the hiring of Alfred Shaffer.

(B) WHEREAS, Resolution 424-21 approved on October 18, 2021 approved the appointment of various new employees including Ian Hynds; and

WHEREAS, Ian Hynds never began his employment with the Township as outlined in said Resolution.

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. 424-21 shall hereby be amended to remove the hiring of Ian Hynds.

(C) WHEREAS, Resolution 444-21 approved on November 1, 2021 approved the appointment of various new employees including William Murphy; and

WHEREAS, William Murphy never began his employment with the Township as outlined in said Resolution.

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. 444-21 shall hereby be amended to remove the hiring of William Murphy.

(D) WHEREAS, Resolution 521-21 approved on December 20, 2021 approved the payment for the Terminal Leave for Dawn Stimmel; and

WHEREAS, it has been deemed necessary to amend said Resolution due to a miscalculation of said terminal leave.

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. 521-21 shall hereby be amended to reflect the total terminal leave pay for Dawn Stimmel to \$12,031.27.

11. RESOLUTION – APPOINTMENTS (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 person be and are hereby appointed to the board/position for the term of office opposite their name:

NAME	BOARD	POSITION	TERM EFFECTIVE	TERM EXPIRES
Sean McDevitt	Emergency Management	Deputy	01/01/2022	12/31/2022

(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
Mark Shaw	Public Works	Laborer 1 F/T T/A (6 months)	\$15.00 per hour	01/19/2022

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

(A) WHEREAS, A cancellation of taxes is due to the below property owner who qualifies for 100% Disabled Veteran status as of December 13, 2021.

Account	Block	Lot	Owner/location	2021	2022
1460	62	1	Camp, Edward C & Constance E Property location: 820 Goshen Rd	\$285.94	\$2,903.07

(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 cancellation is due to property tax exemption for 2022:

Account	Block	Lot	Owner/location	2022
14499	1450	1	County of Cape May Property location: 1115 RTE 47 S	\$2,876.87

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

WHEREAS, A Refund is due to the below property owner due to payment made on exempt property.

ACCT	BLOCK	LOT	OWNER/LOCATION	2021
1460	51	62	Camp, Edward C & Constance E 820 Goshen Rd Cape May Court House, NJ 080210 Property location: 820 Goshen Rd	\$285.94

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 2021 taxes.

BE IT FURTHER RESOLVED that a certified copy of this resolution be given to the Chief Financial Officer of the Township of Middle.

14. RESOLUTION – REFUND OF SEWER PAYMENT – On motion by _____ seconded by _____ and passed on roll call, the following resolution was adopted.

WHEREAS, A Refund is due to the below property owner due to overpayment of 2021 sewer.

ACCT	BLOCK	LOT	OWNER/LOCATION	2021
12169	1005	11	Wildwoodknights LLC 112 E Wiley St Cape May Court House, NJ 08210 Property location: 1504 Rte 9 S	\$332.00

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 2021 sewer.

BE IT FURTHER RESOLVED that a certified copy of this resolution be given to the Chief Financial Officer of the Township of Middle.

15. RESOLUTION – AUTHORIZING FORECLOSURE GROUP #200- On motion by _____ seconded by _____ and passed on roll call, the following resolution was adopted.
WHEREAS, it appears to be in the best interest of this Township that the attached list of Tax Sale Certificates, designated as foreclosure Group #200, be foreclosed, pursuant to N.J.S.A. 54:5-104, 29-75 as amended, known as the In-Rem Foreclosure Act.
NOW THEREFORE BE IT RESOLVED, by the Township Committee, the governing body of the Township of Middle, a Municipal Corporation of the State of New Jersey, that the Collector is hereby directed to forward the list of certificates to Attorney Keith Bonchi to proceed to Foreclose In-Rem, the lands and premises covered by said certificates.
16. RESOLUTION – REDUCTION OF PERFORMANCE BOND NO. 3 – TOMPKINS BUILDERS – On motion by _____ seconded by _____ and passed on roll call, the following resolution was adopted.
WHEREAS, \$223,546.27 is being held as a performance guarantee for Tompkins Builders, for Block 355.01, Lot 12 & 13, otherwise known as 1121 and 1125 Route 9 South; and
WHEREAS, the Engineer has conducted his inspection and determined that improvements having a value of \$74,653.08 have been completed; and
WHEREAS, it has been further recommended that the performance guarantee for the above stated project be reduced to \$148,893.19; and
NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Middle, the governing body thereof, that the performance guarantee as listed above be and is hereby reduced to \$148,893.19.
17. RESOLUTION – RELEASE OF PERFORMANCE BOND – POSTING OF MAINTENANCE BOND – ACCEPTANCE OF STREET IMPROVEMENTS – EGRET TRAIL/ENCLAVE AT STONE HARBOR – On motion by _____ seconded by _____ and passed on roll call, the following resolution was adopted.
WHEREAS, the improvements located at Block 99.02 Lot 35.01, otherwise known as Egret Trail/Enclave at Stone Harbor constructed by Enclave 1204, LLC is complete, and
WHEREAS, the Engineer for the Township of Middle has conducted his inspection and certified that all improvements have been completed, and
WHEREAS, the Engineer has recommended that the performance bond deposited by Philadelphia Indemnity Insurance Company in the amount of \$202,661.60 be released, and
WHEREAS, the applicant has also submitted a maintenance bond in the amount of \$20,000.00 for a two-year period effective January 19, 2022.
NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Middle, the governing body thereof, that the release of the performance bond and acceptance of the maintenance bond and guarantee are hereby authorized.
BE IT FURTHER RESOLVED, that Egret Trail improvements have been accepted and said street is accepted into the Township Road system for continuous maintenance.
18. RESOLUTION – RELEASE OF PERFORMANCE BOND – CAPE REGIONAL MEDICAL CENTER – On motion by _____ seconded by _____ and passed on roll call, the following resolution was adopted.
WHEREAS, \$48,850.00, is being held as a performance guarantee by Travelers Casualty and & Surety for Cape Regional Medical Center for site improvements at Block 131, Lot 1, otherwise known as 2 Stone Harbor Boulevard; and
WHEREAS, the Township Engineer and Zoning Official have recommended the release of said bond, as outlined in P.L. 2017, Chapter 312 amendment.
NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Middle, the governing body thereof, that the bond in the amount of \$48,850.00 is hereby released.
19. RESOLUTION – RELEASE OF TRUST ACCOUNTS – On motion by _____ seconded by _____ and passed on roll call, the following resolution was adopted.
WHEREAS, certain monies held in Trust Accounts from time to time may have balances remaining after all fees have been paid; and
WHEREAS, the applicants are entitled to a refund of this money.
NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Middle, the governing body thereof, that upon request of the Zoning Officer the following balances in the Trust Accounts, as listed on the attached sheets, shall be released.
20. RESOLUTION – APPROVAL TO SUBMIT A GRANT APPLICATION TO THE NEW JERSEY DEPARTMENT OF LAW AND PUBLIC SAFETY JUVENILE JUSTICE PROGRAM – 2022 SUMMER EXPANSION PROGRAM – On motion by _____ seconded by _____ and passed on roll call, the following resolution was adopted.
NOW, THEREFORE BE IT RESOLVED, that the Township Committee of the Township of Middle formally approve the grant application for the above stated 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
21. RESOLUTION – TABULATION COMMITTEE – CONTRACT #2021-1 – MIDDLE TOWNSHIP HOME REHABILITATION PROJECT – 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 February 16, 2022 at 10:00 AM in the Middle Township Municipal Building, 2nd Floor Conference Room, 33 Mechanic Street, Cape May Court House, NJ for the following:

CONTRACT #2021-1

MIDDLE TOWNSHIP HOME REHABILITATION PROJECT

22. RESOLUTION – RENEWAL – TOWING LICENSES – 2022 – 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 2022:

License #	Tradename	Truck #	License Plate Number	Truck Make/ Model	Fee	Sticker Fee Paid
1	Kindle Towing	1	XGLJ86	2018 Ford F650 Flatbed	\$450.00	\$50.00
1	Kindle Towing	2	XLPY65	2021 Ram 5500 4x4 Wrecker		\$50.00
4	Blakeslee Towing & Recovery LLC dba Court House Towing	1	XGAD83	2017 Ford 550 W/L	\$450.00	\$50.00
4	Blakeslee Towing & Recovery LLC dba Court House Towing	2	XHWP74	2019 Ford 750 Flatbed		\$50.00
4	Blakeslee Towing & Recovery LLC dba Court House Towing	3	XJAW32	2021 Ford 650 Flatbed		\$50.00
5	Gary's Automotive	1	XERU56	2007 Chevy 5500 Flatbed	\$450.00	\$50.00
7	Hi-Tech Towing	1	XHWP21	2020 Freightliner M-2 Flatbed	\$450.00	\$50.00
9	South Jersey Towing & Recovery LLC	1	XFZZ71	2017 Hino 371 Flatbed	\$450.00	\$50.00
9	South Jersey Towing & Recovery LLC	2	XFFN48	2017 Ford 550 W/L		\$50.00
10	D.A.D.'s Towing Service, LLC	1	XJHA56	2010 International 430 Flatbed	\$450.00	\$50.00
10	D.A.D.'s Towing Service, LLC	2	XK UW41	2016 Ford F-550 Super Duty Flatbed		\$50.00
11	ANA Towing and Recovery	1	XJSM64	2020 Ford 550W/L	\$450.00	\$50.00
11	ANA Towing and Recovery	2	XJSM65	2020 Ford 550 W/L		\$50.00
11	ANA Towing and Recovery	3	XGFY19	2019 Ford 550 Flatbed		\$50.00
11	ANA Towing and Recovery	4	XHWN49	2019 Ford 650 Flatbed		\$50.00
11	ANA Towing and Recovery	5	XHWN88	2019 Pet. Heveq		\$50.00

23. RESOLUTION – RENEWAL OF GRAVEL PIT PERMITS – 2022 – On motion by seconded by and passed on roll call, the following resolution was adopted.

WHEREAS, the gravel pit permit renewal applications listed below have been found to be in proper form, and the fee paid in each case, and

WHEREAS, the Township Committee finds and concludes that the excavation and soil removal work originally authorized has been in continuous operation during the period of the permit and has been performed in accordance with the conditions under which the original permit was granted, and

WHEREAS, the Township Engineer undertook an inspection of the subject premises and has stated in his letter that recertification is currently recommended, and

WHEREAS, said applicants listed below have also received all necessary site plan review and are conditionally approved for their operations as set forth in Chapter 132 of the Township code.

NOW, THEREFORE, BE IT RESOLVED, that each of the following permits be and are hereby renewed for the calendar year 2022, and this permit is subject to the rules and regulations as set forth in the code of the Township of Middle known as Chapter 132, including but not limited to all parameters set forth by the Middle Township Planning Board as expressed in their approving resolutions:

NO.	NAME OF LICENSE	BLOCK/LOT	ACREAGE	FEE
8	Court House Sand & Gravel, LLC	472/93	75.94	\$600.00
9	Indian Trail Sand and Gravel, LLC	472/32	7.9	\$200.00

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

24. RESOLUTION – APPROVE SECONDHAND MERCHANT AND DEALER OR PRECIOUS METAL LICENSES – On motion by _____ seconded by _____ and passed on roll call, the following resolution was adopted.

WHEREAS, the following applicants applied for a Secondhand Merchant & Dealer of Precious Metals License to operate in the Township of Middle;

WHEREAS, proper applications have been made to the Township of Middle, County of Cape May, State of New Jersey, reviewed by the Middle Township Police Department, and the proper fees have been paid; and NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Middle, County of Cape May and State of New Jersey that the below Secondhand Merchant and Dealer of Precious Metals applicants are hereby licensed by the Township of Middle to operate within the Township of Middle from January 1, 2022 through December 31, 2022.

BE IT FURTHER RESOLVED, that said agreement is contingent upon the review and approval of all documents required per the Code of the Township of Middle by the Township’s Solicitor and Insurance Carrier.

<i>License #</i>	<i>Applicant</i>	<i>Location</i>	<i>Fee</i>
<i>1</i>	<i>AU Gold Buyers, LLC</i>	<i>1127 Route 47 South, Suite 10, Rio Grande</i>	<i>\$500.00</i>
<i>2</i>	<i>GameStop, Inc. dbc GameStop #4718</i>	<i>1500 Route 47, Suite C-7 Rio Grande</i>	<i>\$500.00</i>

25. RESOLUTION – SUPPORT COUNTY STUDY TO EVALUATE SPEED REDUCTION – RAILROAD AVENUE – On motion by _____ seconded by _____ and passed on roll call, the following resolution was adopted.

WHEREAS, the County of Cape May Engineering Department has received a request from a resident along Railroad Avenue to investigate a proposed speed reduction from 45mph in the area of Route 47 and Railroad Avenue; and

WHEREAS, the County of Cape May requires a resolution of support 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 support a traffic study along Railroad Avenue with regards to a Speed Reduction.

26. RESOLUTION – APPROVING AND AUTHORIZING THE EXECUTION OF A SHARED SERVICES AGREEMENT FOR CONSTRUCTION OFFICIAL BETWEEN THE TOWNSHIP OF MIDDLE AND CITY OF NORTH WILDWOOD – On motion by _____ seconded by _____ and passed on roll call, the following resolution was adopted.

WHEREAS, the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1, et. seq., authorizes municipalities to enter into agreements for the exchange and sharing of services; and

WHEREAS, Dan Speigel currently serves as the Construction Official, Fire Official and Zoning Official of the City of North Wildwood; and

WHEREAS, resulting from a recent vacancy in their Construction Office, the Township of Middle is interested in entering into a Shared Services Agreement with the City of North Wildwood for part-time Construction Official Services; and

WHEREAS, in accordance with the Unformed Shared Services Act, North Wildwood is agreeable to a Shared Services Agreement with Middle Township for Construction Official on a part-time schedule.

NOW, THEREFORE, BE IT RESOLVED, by the Members of Council of the City of North Wildwood, in the County of Cape May and State of New Jersey as follows:

1. *All of the statements of the preamble hereto are repeated and incorporated herein by this reference thereto as though the same were set forth at length.*

2. *This Agreement has been approved by Resolution of the governing body, adopted in accordance with the law at public meetings held in accordance with the provisions of the Open Public Meetings Act, N.J.S.A. 10:4-6, et. seq.*

3. *On behalf of the Township of Middle and contingent upon the adoption of a Resolution by the governing body of the City of North Wildwood that is substantially similar to this Resolution, the Mayor and the Township Clerk be and they hereby are authorized to execute the Shared Services Agreement with the City of North Wildwood that is annexed hereto as Exhibit “A” which allows for the providing of services by the City of North Wildwood’s Construction Official to the Township of Middle on a part-time basis.*

4. *The initial term of this Agreement shall begin on the Effective Date and shall end on December 31st, 2022.*

5. *Upon expiration of the Initial Term, this Agreement automatically shall renew on an annual basis, but the last annual renewal shall expire no later than December 31st, 2024.*

6. *Either Party may terminate this Agreement by providing written notice of termination to the other Party, upon thirty (30) days’ notice, in accordance with the notice provisions of this Agreement.*

7. *If the North Wildwood Construction Official ceases to be employed by the City of North Wildwood during the Initial or Renewal Term of this Agreement, then this Agreement automatically shall terminate upon such cessation of employment.*

27. RESOLUTION - AUTHORIZING MAYOR TO SIGN NJDEP PROPERTY OWNER CERTIFICATION ON BEHALF OF SOUTH JERSEY GAS – SEAVILLE CROSSING PROJECT – 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 Mayor is hereby authorized to sign the NJDEP Property Owner Certification form on behalf of South Jersey Gas relative to a CAFRA permit for the Seaville Crossing Project.

28. RESOLUTION - AUTHORIZING THE EXECUTION OF A SETTLEMENT AGREEMENT WITH FAIR SHARE HOUSING CENTER – On motion by _____ and passed on roll call, the following resolution was adopted.

WHEREAS, pursuant to In re N.J.A.C. 5:96 and 5:97, 221 N.J. 1 (2015)(Mount Laurel IV), in 2019, the Township filed a Declaratory Judgment Complaint in Superior Court, Law Division seeking, among other things, a judicial declaration that its Housing Element and Fair Share Plan (hereinafter “Fair Share Plan”) satisfies its “fair share” of the regional need for low and moderate income housing pursuant to the “Mount Laurel doctrine,” and

WHEREAS, the Township simultaneously sought, and ultimately secured, a protective order providing Middle immunity from all exclusionary zoning lawsuits while it pursues approval of its existing Fair Share Plan; and

WHEREAS, the trial judge also appointed Hon. Stephen P. Perskie, J.S.C. (ret.) as the “Special Master,” as is customary in Mount Laurel matters adjudicated in the courts; and

WHEREAS, with assistance from the Special Master, Middle, and FSHC engaged in good faith negotiations which resulted in an amicable accord on the various substantive terms and conditions as set forth in the Settlement Agreement attached hereto as Exhibit A; and

WHEREAS, through this process, the Township and FSHC agreed upon the Township’s affordable housing obligations and the compliance techniques necessary for Middle to satisfy its “fair share” of the regional need for low- and moderate-income housing; and

WHEREAS, the Township and FSHC also agreed to present the Settlement Agreement to the Trial Judge for approval via duly-noticed Mount Laurel “Fairness Hearing;” and

WHEREAS, although there is a well-established policy favoring the settlement of all forms of litigation, the settlement of Mount Laurel litigation is particularly favored because (1) it avoids the expenditure of finite public resources; and (2) expedites the construction of safe, decent housing for the region’s low- and moderate-income households; and

WHEREAS, in light of the above, and on the recommendation of the Township’s Special Mount Laurel Counsel, the Township Committee finds that it is in the best interests of Middle to execute the attached Settlement Agreement with FSHC and to take various other actions delineated below which will ultimately result in approval of the Township’s Fair Share Plan which, in turn, will maintain the Township’s immunity from all Mount Laurel lawsuits for the ten-year period set forth in the New Jersey Fair Housing Act, N.J.S.A. 52:27D-301 to 329.

NOW, THEREFORE, BE IT RESOLVED on this 19th day of January, 2022, by the Committee of the Township of Middle, County of Cape May, State of New Jersey, as follows:

- 1. The Township Committee hereby authorizes and directs the Mayor to execute the attached Settlement Agreement and to provide a copy of same to the Township’s Special Mount Laurel Counsel as soon as practicable thereafter.*
- 2. The Township hereby directs its Special Mount Laurel Counsel to file the fully-executed Settlement Agreement with the Court and take all actions reasonable and necessary to secure an Order approving the Settlement Agreement and ultimately to secure judicial approval of the Township’s Fair Share Plan, as may be amended by the Land Use Township pursuant to the Agreement and subject to the public hearing process set forth in the New Jersey Municipal Land Use Law, N.J.S.A. 40:55D-1 et. seq.*

29. PUBLIC COMMENT:

Motion to adjourn meeting –

1st:

2nd:

Pass on Roll Call: