

Cape May Court House, NJ
August 16, 2010
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 DeLanzo, Committeemember Doughty, Committeemember Lockwood, Township Business Administrator Mark Mallett, Township Clerk Kimberly Tomkinson, Municipal Solicitor James Pickering, and Township Engineer Vincent Orlando

1. RESOLUTION – APPOINTMENT – TAX ASSESSOR – 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 employee is hereby appointed to the following position at the salary opposite their name:

NAME	TITLE	SALARY	EFF. DATE
Leeann Russ	Tax Assessor	\$58,000.00	8/16/2010
2. SWEARING IN OF TAX ASSESSOR – LEEANN RUSS
3. PRESENTATION: DON RUSSELL, POINT & PAY- ONLINE PROPERTY TAX PAYMENTS
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 – On motion by Mayor DeLanzo seconded by Committeeman Lockwood 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.	\$ 640,355.97
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6. RESOLUTION – APPROVING PAYMENT FOR BILLS – BILL LIST B – 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.	\$ 19,377.55
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7. RESOLUTION – APPROVING MINUTES FROM PREVIOUS MEETINGS – On motion by _____ seconded by _____ and passed on roll call, the following resolution was adopted.
8. REPORTS: The following departments have submitted their reports for the months indicated: Treasurer for the month of May; Land Use Administrator for the month of July; Township Clerk for the month of July; Zoning Official for the month of July; Tax Collector for the month of July; Construction Official for the month of July
9. ****TABLED**** ORDINANCE NO. 1366-10 – AN ORDINANCE OF THE TOWNSHIP OF MIDDLE, COUNTY OF CAPE MAY AND STATE OF NEW JERSEY CONSENTING TO THE COUNTY OF CAPE MAY PURCHASE OF LAND KNOWN AS BLOCK 167.01, LOT 92, FORMERLY KNOWN AS BLOCK 34.02, LOT 90, ALSO KNOWN AS 170-174 ROUTE 47, ON THE OFFICIAL TAX MAP OF THE TOWNSHIP OF MIDDLE – Following second reading, hearing, and consideration for adoption, Ordinance 1366-10 was adopted on motion by _____ seconded by _____ and passed on roll call. Complete Ordinance is on file in the Clerk’s Office.
**** Ordinance tabled based on fact that Resolution No. 307-10 authorized same action.**
10. RESOLUTION – AUTHORIZING PURCHASE UNDER STATE CONTRACT – POLICE VEHICLE – On motion by _____ seconded by _____ and passed on roll call, the following resolution was adopted.
WHEREAS, there is a need to purchase a police vehicle, and
WHEREAS, through the State Contract Purchasing System, Contract # T-0098, this vehicle is available; and
WHEREAS, the amount of the purchase per vehicle is \$27,038.00, and funds are available as evidenced by the Chief Financial Officer's Certification; and

WHEREAS, the vehicle being purchased by authorization of this resolution is a Ford Crown Victoria Police Interceptor.

NOW THEREFORE BE IT RESOLVED by the Governing Body of the Township of Middle, State of New Jersey, County of Cape May that the Police Department is hereby authorized to purchase one (1) aforementioned vehicle at a cost of \$27,038.00.

FURTHER RESOLVED, that the Chief Finance Officer is hereby authorized and directed to approve and forward a Purchase Order to:

Charles S. Winner Inc.
Winner Ford
250 Haddonfield Berlin Road
Cherry Hill, NJ 08034-3409

11. RESOLUTION – REFUND OF TAXES – On motion by _____ seconded by _____ and passed on roll call, the following resolution was adopted.
Refund due to overpayment by mortgage company

12. 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.
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 impose 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	PROP. LOCATION	BLOCK / LOT	AMOUNT
Jeffrey Bucsek & Deborah Mahle	671 Dias Creek	164.02/15	\$299.15
Beverly J. Saylor & J.L. Goodway	1453 Burleigh Rd	1401.01/52	\$299.15
Jeffrey Evans	303 Goshen Road	60/10	\$228.92
Charles & Doris Albright	109 W. Main Street	1124/4	\$228.92
Christine Fritch	28 Park	400/12	\$228.92
Joseph Toland	204 School Ln	1447/9	\$228.92

13. RESOLUTION – APPROVE CHANGE ORDERS – WHITESBORO SCHOOL PHASE III (LAV. RECONSTRUCTION AND INTERIOR IMPROVEMENTS – CAPRI CONSTRUCTION (ITEMS A THROUGH B) – On motion by _____ seconded by _____ and passed on roll call, the following resolution was adopted.

(A) WHEREAS, Capri Construction Company Inc. was selected to provide lavatory reconstruction and interior improvements towards the Former Whitesboro School (otherwise known as Head Start), within the confines of the Township of Middle.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Middle, County of Cape May, State of New Jersey, that the attached Change Order #3 for the project awarded to Capri Construction Company Inc., be and is hereby approved in the amount of \$4,465.00

BE IT FURTHER RESOLVED, that this change order is to cover work not originally included in project plans.

(B) WHEREAS, Capri Construction Company Inc. was selected to provide lavatory reconstruction and interior improvements towards the Former Whitesboro School (otherwise known as Head Start), within the confines of the Township of Middle.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Middle, County of Cape May, State of New Jersey, that the attached Change Order #4 for the project awarded to Capri Construction Company Inc., be and is hereby approved in the amount of \$12,720.00

BE IT FURTHER RESOLVED, that this change order is to cover additional work as requested by Cape Human Resources, and reimbursed by same.

14. RESOLUTION - TABULATION COMMITTEE – WHITESBORO COMMUNITY SERVICE CENTER IMPROVEMENTS PHASE 3 – 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 Chief Finance Officer Tracey Taverner, Township Clerk Kimberly Tomkinson, and Business Administrator Mark Mallett, be and hereby are appointed to tabulate the bids to be taken on Tuesday, September 14, 2010 at

EMS Billing
Middle Township Municipal
Alliance Committee

Chief Financial Officer or Administrator
Chief Financial Officer or Administrator
(Dedicated by Rider)

Housing Rehabilitation
Revolving Fund
Utility Account
Utility Escrow Account
Utility Capital Account
Green Acres
Payroll (SS & Withholding)
Unemployment Trust
Recreation-Ded. Trust Fund
Public Assistance Trust Fund
Dog Tax
Accumulated Absences Trust Fund
COAH Fees
Alarm Billing Account (New)

Chief Financial Officer or Administrator
Chief Financial Officer or Administrator
Chief Financial Officer or Administrator
Chief Financial Officer or Administrator
Chief Financial Officer or Administrator
Chief Financial Officer or Administrator
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Chief Financial Officer or Administrator

BE IT FURTHER RESOLVED, that TD Bank, of New Jersey shall be the depository for all of the following current funds, of the Township of Middle, for the year 2010, and that all disbursements shall be made by checks signed by the following:

ACCOUNT
Payroll (SS & Withholding) (Old)
Unemployment Trust (Old)
Recreation-Ded. Trust Fund (Old)
Public Assistance Trust Fund (Old)
Dog Tax (Old)
Accumulated Absences Trust Fund (Old)
COAH Fees (Old)
Master Escrow Checking
Master Escrow Savings
FURTHER RESOLVED, that in the Township Clerk may sign in the absence of the Chief Financial Officer.

DISBURSEMENT OFFICER
Chief Financial Officer or Administrator
Chief Financial Officer or Administrator
Chief Financial Officer or Administrator
Chief Financial Officer or Administrator
Chief Financial Officer or Administrator
Chief Financial Officer or Administrator
Chief Financial Officer or Administrator
Chief Financial Officer or Administrator
Chief Financial Officer or Administrator
Chief Financial Officer or Administrator

21. RESOLUTION – RATIFY CONTRACT WITH ENFORSYS POLICE SYSTEMS, INC. – On motion by _____ seconded by _____ and passed on roll call, the following resolution was adopted.
WHEREAS, the Township of Middle wishes to enter into a contract with Enforsys Police Systems, Inc. for “PoliSys Enterprise Edition” of their proprietary software with various interfaces, including but not limited to:
911
Info-Cop CAD/RMS/Mobile Interface
B.E.A.S.T
Sagem Morpho
WHEREAS, the initial transitional fee shall be in the amount of \$32,800.00, and
WHEREAS, the police department has received grant monies to cover the cost of said transition, and
WHEREAS, this contract is not subject to the terms and conditions of the Pay to Play Laws, considering said service is indeed proprietary software, and
NOW THEREFORE BE IT RESOLVED by the Township Committee of the Township of Middle, the governing body thereof, that the Agreement between the Township of Middle and ENFORSYS Police Systems, Inc., be and is hereby ratified.
FURTHER RESOLVED, that the appropriate officials are hereby authorized and directed to sign said Agreement.
22. RESOLUTION – APPROVE CHANGE ORDER NO. 1 – RECONSTRUCTION OF BENNETT ROAD – On motion by _____ seconded by _____ and passed on roll call, the following resolution was adopted.
WHEREAS, Charles Marandino, LLC was selected for the Reconstruction of Bennett Road Project, within the confines of the Township of Middle.
WHEREAS, bids were received on Tuesday March 30, 2010 at 1:00 PM
NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Middle, County of Cape May, State of New Jersey, that the attached Change Order #1 for the project awarded to Charles Marandino, LLC. be and is hereby approved in the amount of \$4,831.75.
23. RESOLUTION – APPROVE CHANGE ORDER NO. 7 – WHITESBORO/EDGEWOOD PHASE I SANITARY SEWER PROJECT – On motion by _____ seconded by _____ and passed on roll call, the following resolution was adopted.
WHEREAS, Perna Finnigan Inc. was selected for the Whitesboro/Edgewood Phase I Sanitary Sewer Project, within the confines of the Township of Middle.
WHEREAS, it has been deemed necessary to issue a change order for said project, in connection with an adjustment associated with an adjustment of unit amounts to reflect as-built quantities on items at or near completion.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Middle, County of Cape May, State of New Jersey, that the attached Change Order #7 for the project awarded to Perna Finnigan Inc. be and is hereby approved for a **credit** in the amount of \$8,142.12

24. RESOLUTION – 2010-2011 HOTEL/MOTEL LICENSE APPROVAL – On motion by _____ and passed on roll call, the following resolution was adopted.
 WHEREAS, the Township of Middle has established a Hotel / Motel License in connection with Ordinance NO. 1157-04, and
 WHEREAS, a Hotel/Motel shall be defined for purposes in connection with this ordinance/license as a type of building or combination of buildings within the same complex having 4 or more rooms available for sleeping and lodging to the public for a fee, and
 WHEREAS, prior to any person, operating a Hotel/Motel regulated by this ordinance, said person or entity must acquire an annual Hotel/Motel License from the Township Clerk by the 1st of July in each calendar year, and
 WHEREAS, prior to the issuance or renewal of any annual Hotel/Motel License, the applicant for such license shall have made the payment of delinquent property taxes. The Township of Middle retains the right of revocation or suspension for non-payment of property taxes when three (3) or more consecutive quarters are delinquent.
 WHEREAS, the annual license fee to operate a Hotel/Motel within the Township of Middle shall be \$1,000.00.
 WHEREAS, said approval is contingent upon all applicable building, housing, health and safety codes and regulations as set forth by all appropriate local, county and state agencies, and as outlined in Chapter 222-22 of the Code of the Township of Middle, and
 WHEREAS, The Township of Middle shall have the right to inspect the licensed premises and the owner/applicant shall provide for the inspection of licensed facilities.
 NOW, THEREFORE BE IT RESOLVED, that each of the following licenses be and are hereby authorized for the license year of 2010-2011:

Lic. #	Applicant	Tradenname	Location	Sites
5	Marion Monroe	Dutchman's Motel	1077 Rte 47 South	11

25. RESOLUTION – APPOINTMENTS –NEW HIRE – TELECOMMUNICATIONS – 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
Lauren Long	Public Safety	PS Telecommunications Operator	\$28,500.00	09/01/2010
Brittany Linz	Public Safety	PS Telecommunications Operator P/T	\$13.46ph	08/17/2010

26. PUBLIC COMMENT: