

**TOWNSHIP OF DENNIS
DENNISVILLE, NJ
FEBRUARY 01, 2011**

6:30 P.M. TWP. COMMITTEE REGULAR MEETING

Mayor Murphy opened the meeting in compliance with the Open Public Meetings Act requirements.

Mayor Murphy presided with Committeemembers: Glembocki, DiCicco, O'Connor, and Crippen present.

Motion was made by O'Connor, seconded by DiCicco, with 5 ayes and no nays, that the following Officer's Report were approved:

Municipal Clerk's Report	-	January, 2011
Registrar's Report	-	January, 2011
Tax Collector's Report	-	Annual, 2010

Motion was made by O'Connor, seconded by Crippen, with 5 ayes and no nays, that the correspondence be received and filed.

Let the record reflect that the following Resolution Nos. 2011-41 thru 2011-47 were part of a consent agenda with a block roll call vote.

Motion was made by DiCicco, seconded by Crippen, with 5 ayes and no nays, that the following resolutions were adopted:

RESOLUTION NO. 2011-41

**RESOLUTION AUTHORIZING THE ISSUANCE OF VARIOUS
2011 CAMPGROUND LICENSES**

WHEREAS, pursuant to Chapter 75 of the Code of the Township of Dennis, the Township Committee is required to approve the issuance of Campground Licenses; and

WHEREAS, the Clerk's Office has received the necessary compliance items to issue the following licenses:

Holly Lake Campground Condom Assoc. – 342 Sites
Resort Campground Country Club – 500 Sites
Driftwood Camping Resorts Too – 205 Sites
Driftwood Camping Resorts – 832 Sites

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Dennis, County of Cape May, State of New Jersey, that the Clerk's Office is hereby authorized and directed to issue the 2011 Campground Licenses to the aforementioned campgrounds.

ATTEST _____ ATTEST _____
Jacqueline B. Justice, RMC/Clerk John Murphy, Mayor

RESOLUTION NO. 2011-42

**RESOLUTION PROCLAIMING FEBRUARY 4, 2011 AS –
“NATIONAL WEAR RED DAY FOR WOMEN” IN DENNIS TOWNSHIP**

WHEREAS, diseases of the heart are the nation’s leading cause of death and stroke is the third leading cause of death; and

WHEREAS, cardiovascular diseases (CVD) claim the lives of nearly 422,000 American females each year or about one death per minute; and

WHEREAS, each year, 52 percent of all deaths due to cardiovascular disease and 60 percent of stroke deaths occur in females; and

WHEREAS, too many women die each year because they are unaware that heart disease is their No. 1 killer; and

WHEREAS, in 2007 the direct and indirect cost of cardiovascular diseases in the U.S., including stroke, was estimated to be \$286 billion; and

WHEREAS, nearly as many women die of heart disease, stroke and all other cardiovascular diseases then the next four leading causes of death combined, including all cancers; and

WHEREAS, only 16 percent of women surveyed in 2009 identified cardiovascular disease as the greatest health problem facing them; and

WHEREAS, February is designated as American Heart Month; and

WHEREAS, Go Red For Women is the American Heart Association’s national movement to make women aware of their risk for heart disease – the leading cause of death for women – and to inspire women to take charge of their heart health; and

WHEREAS, all women should learn their own personal risk for heart disease, using tools such as the American Heart Association’s My Life Check, Go Red for Women Heart CheckUp, Go Red for Women Better U and by talking to their healthcare provider.

WHEREAS, making the right choices relating to proper nutrition, physical activity, and other healthy lifestyle choices are essential to living a heart healthy life; and

WHEREAS, by choosing to MAKE IT YOUR MISSION! You can save lives.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Dennis, County of Cape May, State of New Jersey, that this governing body in recognition of the importance of the ongoing fight against heart disease and stroke, does hereby proclaim Friday, February 4, 2011, as “National Wear Red Day for Women” in Dennis Township and urge all citizens to show their support for women and the fight against heart disease by commemorating this day by the wearing of the color red and by increasing awareness, speaking up about heart disease, and empowering women to reduce their risk for cardiovascular disease, we can save thousands of lives each year.

ATTEST _____ ATTEST _____
Jacqueline B. Justice, RMC/Clerk John Murphy, Mayor

RESOLUTION NO. 2011-43

**RESOLUTION AUTHORIZING THE ISSUANCE OF A LICENSE TO
CONDUCT AMUSEMENT GAMES FOR TURNER ENTERPRISES, INC.
T/A OCEAN VIEW RESORT CAMPGROUND**

BE IT RESOLVED, by the Township Committee of the Township of Dennis, County of Cape May, State of New Jersey, as follows:

1. An application having been filed by Turner Enterprises, Inc. T/A Ocean View Resort Campground, to hold, operate and conduct amusement games under Certification No. 2 – ARCADE GAMES – at the premise known as 2555 Route 9, Ocean View, Dennis Township, a municipality which is resort and the premises are in an area thereof wherein amusement and entertainment are conducted (a campground).
2. It is hereby determined and declared that the application is in proper form and was accompanied by the license fee of \$250.00, and said application is hereby made a part hereof by reference and that the license be and the same hereby is granted and shall expire at the hour of midnight on the 31st day of December, 2011.

BE IT FURTHER RESOLVED, that the Clerk is hereby authorized and directed to forward a certified copy of this resolution, together with a copy of the application and list of machines, to the State Commissioners of Amusement Games Control.

ATTEST _____ **ATTEST** _____
Jacqueline B. Justice, RMC/Clerk John Murphy, Mayor

RESOLUTION NO. 2011-44

**RESOLUTION APPOINTING CONTACT PERSONS FOR THE EMPLOYMENT
PRACTICES LIABILITY HELPLINE WITH THE ATLANTIC COUNTY
MUNICIPAL JOINT INSURANCE FUND (ACMJIF)**

WHEREAS, the Governing Body of Dennis Township hereinafter referred to as “MUNICIPALITY”, is a member of the Atlantic County Municipal Joint Insurance Fund, hereinafter referred to as “FUND”; and

WHEREAS, the FUND has purchased Employment Practices Liability coverage from XL Insurance Company; and

WHEREAS, XL Insurance has arranged for the FUND members to have access to an EPL HELPLINE service; and

WHEREAS, the HELPLINE will provide the following services:

- Attorneys will answer specific HR and Employment Law questions
 - Confidential and timely responses
 - Attorney client privilege
 - Via Website/E-mail
 - By Telephone with written follow up response
- On Line Training
 - Managers/Supervisors
 - Slides, Audio, File Downloads
 - Small Chapters
 - Certificates of Completion

- Additional On Line Resources
 - Question of the Month
 - Case of the Month
 - HR Alerts via email and posted on website
 - Federal/State News Updates
 - HR Posters
 - Model Policies/Handbook

WHEREAS, the FUND requires the MUNICIPALITY to designate specific managerial or supervisory individuals who will have access to the HELPLINE.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Dennis, County of Cape May, State of New Jersey, that this governing body does hereby appoint Chief Finance Officer and Fund Commissioner, Glenn O. Clarke, as its Contact Person.

BE IT FURTHER RESOLVED, that this governing body does hereby appoint our Municipal Tax Collector, Michele T. Heim, as additional Contact Person.

ATTEST _____ **ATTEST** _____
 Jacqueline B. Justice, RMC/Clerk John Murphy, Mayor

RESOLUTION NO. 2011-45

RESOLUTION AUTHORIZING THE REFUND OF A PLANNING/ZONING ESCROW FEE

WHEREAS, the Administrator to the Planning and Zoning Boards has requested the refund of a Planning/Zoning Escrow Fee; and

WHEREAS, said Planning/Zoning application project has been completed or withdrawn and the escrow fund balance remains.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Dennis, County of Cape May, State of New Jersey, that the Chief Financial Officer is hereby authorized and directed to refund the following Planning/Zoning Escrow balance:

<u>Block</u>	<u>Lot</u>	<u>Amount</u>	<u>Applicant</u>
66	1.12	\$ 155.50	Paul & Cindy Dietrich 235 Tyler Road Dennisville, NJ 08270

BE IT FURTHER RESOLVED, that the Clerk forward a certified copy of this resolution to the Administrator to the Planning and Zoning Boards and the Chief Financial Officer.

ATTEST _____ **ATTEST** _____
 Jacqueline B. Justice, RMC/Clerk John Murphy, Mayor

RESOLUTION NO. 2011-46

**RESOLUTION AUTHORIZING THE REFUND OF AN
OVERPAYMENT OF A CAMPGROUND LICENSE**

WHEREAS, Tamerlane Campground license is in the amount of \$630.00 and the owners inadvertently remitted a check in the amount of \$650.00 which resulted in an overpayment for said license; and

WHEREAS, the Municipal Clerk in is receipt of a request from the owners of Tamerlane Campground to have the overage refunded to them.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Dennis, County of Cape May, State of New Jersey, that the Chief Financial Officer is hereby authorized and directed to refund the overpayment of Tamerlane Campground's Campground License in the amount of \$20.00 to Tamerlane Campground Inc., P.O. Box 510, Ocean View, NJ 08230, ATTN: Mrs. MaryAnn Stackhouse.

ATTEST _____ **ATTEST** _____
Jacqueline B. Justice, RMC/Clerk John Murphy, Mayor

RESOLUTION NO. 2011-47

**RESOLUTION PROVIDING FOR A MEETING NOT OPEN TO THE PUBLIC
IN ACCORDANCE WITH THE PROVISIONS OF THE
NEW JERSEY OPEN PUBLIC MEETINGS ACT, N.J.S.A. 10:4-12**

WHEREAS, the Township Committee of the Township of Dennis is subject to certain requirements of the Open Public Meetings Act, N.J.S.A. 10:4-6 et seq; and

WHEREAS, the Open Public Meetings Act, N.J.S.A. 10:4-12, provides that an Executive Session, not open to the public, may be held for certain specified purposes when authorized by Resolution; and

WHEREAS, it is necessary for the Township Committee of the Township of Dennis to discuss in a session not open to the public certain matters relating to the item or items authorized by N.J.S.A. 10:4-12 b and designated below:

Matters Relating to Collective Bargaining Agreements: Any collective bargaining agreement, or the terms and conditions which are proposed for inclusion in any collective bargaining agreement, including the negotiation of the terms and conditions thereof with employees or representatives of employees of the public body.

Matters Relating to the Employment Relationship: Any matter involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance of promotion or disciplining of any specific prospective public officer or employee or current public officer or employee employed or appointees whose rights could be adversely affected request in writing that such matter or matters be discussed at a public meeting.

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Dennis, County of Cape May, State of New Jersey, assembled in public session on February 01, 2011, that an Executive Session closed to the public shall be held on February 01, 2011 prior to the close of the above night's meeting in the Dennis Township Municipal Complex, 571 Petersburg Road, Dennisville, New Jersey, for the discussion of matters relating to the specific items designed above.

BE IT FURTHER RESOLVED, that it is anticipated that the deliberations conducted in closed session may be disclosed to the public upon the determination of the Township Committee that the public interest will no longer be served by such confidentiality.

ATTEST _____ **ATTEST** _____
Jacqueline B. Justice, RMC/Clerk John Murphy, Mayor

This being the time and place of the Public Hearing on Ordinance No. 2011-01. The Title was read by the Mayor. Motion was made by O'Connor, seconded by Glembocki, that the Hearing be open for public comment. There being no comment from those present, motion was made by O'Connor, seconded by Crippen, that the Hearing be closed.

Motion was made by O'Connor, seconded by Glembocki, with 5 ayes and no nays, that the following Ordinance No. 2011-01 was adopted:

BOND ORDINANCE NO. 2011-01

BOND ORDINANCE PROVIDING FOR A CAPITAL IMPROVEMENT OF THE TOWNSHIP OF DENNIS, IN THE COUNTY OF CAPE MAY, NEW JERSEY, APPROPRIATING THE AGGREGATE AMOUNT OF \$40,000 AND AUTHORIZING THE ISSUANCE OF \$38,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE A PORTION OF THE COST

ATTEST _____ **ATTEST** _____
Jacqueline B. Justice, RMC/Clerk John Murphy, Mayor

Motion was made by O'Connor, seconded by Crippen, with 5 ayes and no nays, that providing that proper vouchers have been filed and that funds are available, the following bills are authorized to be paid:

GENERAL ACCOUNT:

032978-Twp of Dennis Payroll Account	\$ 61,508.12
032979-A.C. Moore, Inc.	51.60
032980-Battelini Transportation	300.00
032981-Catherine Dougherty	399.15
032982-Boy Scout Troop 56	2,500.00
032983-Brown & Connery, LLP	270.00
032984-Cape May County M.U.A.	12,437.98
032985-Computer Access Systems	541.10
032986-Comcast	390.05
032987-Conover Swanson, Inc.	425.00
032988-Dennis Twp Board of Education	672,649.50
032989-Delta Dental	2,680.75
032990-East Coast Distributors	527.77
032991-The Gem Grocery & Gas	11.94

032992-Girl Scout Troop #44240	400.00
032993-Anthony J. Harvatt, II, Esq.	762.50
032994-Dr. Kevin Knight	170.00
032995-Mary J. Low	60.00
032996-Matthew Bender & Co., Inc.	66.00
032997-Mid-Atlantic Waste Systems	1,655.00
032998-Modern Gas Co., Inc.	7,689.68
032999-Municipal Clerks' Assoc. of NJ	175.00
033000-North American Benefits Co.	227.33
033001-N.J.A.P.Z.A.	45.00
033002-New Jersey Recreation	600.00
033003-Platinum Chemical, Inc.	2,519.00
033004-QC, Inc.	1,484.00
033005-Christina Rossi	60.00
033006-Tamara Ryan	60.00
033007-Seashore Food Distributors, Inc.	810.89
033008-S.J.T.P.	90.00
033009-S.S.C.I.	60.00
033010-Staples Credit Plan	705.73
033011-Stewart Business Systems	468.82
033012-Tri State Office Solutions	26.86
033013-Pardo's Truck Service	218.72
033014-V.E. Ralph & Son, Inc.	520.00
033015-Vision Service Plan	1,056.49
033016-Maser Consulting, PA	1,430.00
033017-West Payment Center	81.00

Committeeman Glembocki indicated that he had no comment at this time.

Mayor Murphy asked the Boy Scouts from Troop 56 to introduced themselves, they were: Ricky Emmel, Patrick Daniels, Matt Baldini and Nick Schalek (who arrived late).

Deputy Mayor Crippen welcomed the scouts and asked why they were in attendance. The scouts responded that they were attending tonight's meeting as part of the requirements to the citizen's badge.

Committeeman O'Connor indicated that he had no comment at this time.

Committeeman DiCicco commented on Township resident, Sara Bartleson, who ran the food pantry out at St. Casimirs and a fundraiser they were having on February 26th at Bishop McHugh from 3 to 7 for her to help offset medical bills due to her illness.

Deputy Mayor Crippen indicated that he had no comment at this time.

Motion was made by Glembocki, seconded by Crippen the meeting be open for public comment at this time.

Gary Gibson of 158 Gravel Hole Road in South Dennis indicated that he is a member of the Citizen ATV Committee and he commented on their meetings that were held down in Senator Van Drew's office. Mr. Gibson indicated that he received two emails dated 1/27/11 & 1/31/11 from Senator Van Drew's office and that he had some questions. He questioned the time frame with the Committee was going to review the drafted ordinances.

Mayor Murphy indicated that he hopes to have them on the March worksession for review.

Mr. Gibson commented on his and Mr. Noll's diligence towards the ordinance modification and he indicated that Senator Van Drew's email stated that the drafting process was ongoing and that they could forward additional information to them. He questioned the Mayor if that was correct and the Mayor indicated that it was. Mr. Gibson questioned whether they would receive completed copies of the draft ordinances prior to their introduction and the Mayor indicated that they would.

Mayor Murphy and Jeff April, Township Solicitor, discussed the draft ordinances and Mayor Murphy advised Mr. Gibson that he would have the Municipal Clerk call him with they were available.

Walt Noll of 164 Gravel Hole Road commented on the confusion with the status and he indicated that they have been working on this issue for 2 years. Mr. Noll indicated that he prepared minutes from the Citizen ATV Committee meeting held with Senator Van Drew as well as a draft ordinance comprised of different points other municipalities considered important to address. Mr. Noll supplied copies for the Committee to the Municipal Clerk so that she may distribute them to the Committee.

There being no further comment from those present, motion was made by O'Connor, seconded by Crippen, that the public comment portion of the meeting be closed.

Motion was made by O'Connor, seconded by DiCicco, that the Township Committee go into recess to address the worksession items and the Executive Session.

PLEASE NOTE: Minutes from the Executive Session will be made available at a later date upon completion of the matter and after approval by the Township Committee.

Motion was made by O'Connor, seconded by Crippen, that the Executive Session be closed and the regular meeting be reconvened at this time.

Township Solicitor, Jeff April, indicated that the record should reflect that in closed Executive Session the Committee discussed: part-time employees and the issue of holiday pay and the enforcement of that policy in the employee handbook and the second issue pertained to the ongoing labor negotiations with the two Committeemen in charge of negotiations receiving feedback from their fellow Committee Members with the hopes of bringing this matter to closure. He stated that no formal action was taken and none was needed in open session.

Motion was made by DiCicco, seconded by Crippen, that the meeting be adjourned.

ATTEST _____ ATTEST _____
Jacqueline B. Justice, RMC/Clerk John Murphy, Mayor