

**TOWNSHIP OF DENNIS
DENNISVILLE, NJ
FEBRUARY 21, 2012**

7:00 P.M. TWP. COMMITTEE REGULAR MEETING

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

Mayor Glembocki presided with Committeemembers: DiCicco, Murphy, Germanio and Teefy present.

Motion was made by DiCicco, seconded by Germanio, with 5 ayes and no nays, that the correspondence be received and filed. (Letter from the Atlantic County Municipal Joint Insurance Fund regarding the Safety Awards.)

Deb Spinella of South Jersey Gas Company's Government & Regulatory Affairs Office and Mark Andrews & Robert Shrophire of the Residential Energy Efficiency Office were present to discuss the ongoing efforts to expand natural gas service within the Township.

Committeemen DiCicco & Germanio indicated that they had met with South Jersey Gas first and then Mr. Rutala regarding a 2011 Electric Deregulation Project. They indicated that with the deregulation the Township would be part of a consortium of approximately 100 municipalities and they would bid for electricity and you would be locked in for 18 months. They indicated that the kilowatt per hour would be significantly lower with would reflect a savings. They commented on the possibility of tying in to a solar project with the school.

Mayor Glembocki commented on looking into have a shared meeting with the school regarding the solar project.

Jack Connolly, Present of the Dennisville Historic Home Owners Association, DHHOA) was present to discuss the condition of the Dennisville Christmas Tree. Mr. Connolly indicated that he understands the fiscal constraints and that they have discussed the issue with the Arborist and that the DHHOA could absorb the cost. He explained what needed to be done and requested the assistance of our Public Works Department to provide the mulch with the DHHOA membership doing the labor.

Mayor Glembocki asked for a motion to authorize the Dennisville Historic Home Owners Association to do the work required to ensure the longevity of the Christmas Tree at the Museum with our Public Works Department providing the mulch. Motion was made by Teefy, seconded by DiCicco with 5 ayes and no nays.

Let the record reflect that the following Resolution Nos. 2012-40 thru 2012-45 were part of a consent agenda with a block roll call vote.

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

RESOLUTION NO. 2012-40

**RESOLUTION AUTHORIZING THE EXECUTION OF A
PROFESSIONAL SERVICES CONTRACT WITH
ALLAN ROTTO CONSULTANTS, INC. FOR SERVICES REGARDING A
REVIEW OF THE TOWNSHIP'S TELEPHONE BILLING CHARGES**

WHEREAS, the Township of Dennis has received a proposal from Allan Rotto Consultants, Inc. to review the Township's telephone billing charges; and

WHEREAS, said review would be completed at no cost to the Township with Allan Rotto Consultants, Inc. being compensated if they are successful in reducing the Township's monthly telephone billing charges; and

WHEREAS, the Committee has reviewed the proposal; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A: 11-1 et seq.) requires that the resolution authorizing the award of contracts of "Professional Services" without competitive bids and the contract itself must be available for public inspection.

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

1. The Chief Finance Officer is directed to execute a contract with Allan Rotto Consultants, Inc., 301 Mill Road, Suite L6, Hewlett, NY 11557.
2. This contract is awarded without competitive bidding as a "Professional Services" in accordance with N.J.S.A. 40A: 11-5 (a) of the Local Public Contracts Law because the services are to be rendered by a person authorized by law and the services require a prolonged formal course of specialized instruction and that the total sum will not exceed the limits established in P.L. 2004 Chapter 19.
3. A notice of this action shall be printed once in the official newspaper of the municipality.
4. This Resolution shall take effect immediately.

ATTEST _____ **ATTEST** _____
Jacqueline B. Justice, RMC/Clerk Eugene L. Glembocki, Mayor

RESOLUTION NO. 2012-41

**RESOLUTION AUTHORIZING THE RECYCLING COORDINATOR TO
SUBMIT THE 2011 TONNAGE GRANT**

WHEREAS, the Mandatory Source Separation and Recycling Act, P.L. 1987, c. 102, has established a recycling fund from which tonnage grants may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, it is the intent and spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and expand existing programs; and

WHEREAS, the New Jersey Department of Environmental Protection is promulgating recycling regulations to implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, the recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including, but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

WHEREAS, a resolution authorizing this municipality to apply for such tonnage grants will memorialize the commitment of this municipality to recycling and indicate the assent of the Township Committee to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

WHEREAS, such a resolution should designate the individual authorized to ensure that the application is properly completed and timely filed.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Dennis, County of Cape May, State of New Jersey, that the Township of Dennis hereby endorses the submission of a Municipal Recycling Tonnage Grant Application to the New Jersey Department of Environmental Protection, Office of Recycling and designates Clarence F. Ryan, Director of Public Works/Recycling Coordinator, 571 Petersburg Road, P.O. Box 204, Dennisville, NJ 08214, to ensure that the said application is properly filed.

BE IT FURTHER RESOLVED, that the monies received from the Recycling Tonnage Grant be used solely for the purposes of recycling.

ATTEST _____ **ATTEST** _____
Jacqueline B. Justice, RMC/Clerk Eugene L. Glembocki, Mayor

RESOLUTION NO. 2012-42

**RESOLUTION PROCLAIMING MARCH 2, 2011 –
NEA’s READ ACROSS AMERICA DAY**

WHEREAS, the citizens of Dennis Township stand firmly committed to promoting reading as the catalyst for our students’ future academic success, their preparation for America’s jobs of the future, and their ability to compete in a global economy; and

WHEREAS, Dennis Township has provided significant leadership in the area of community involvement in the education of our youth, grounded in the principle that educational investment is key to the community’s well-being and long-term quality of life; and

WHEREAS, NEA’s Read Across America, a national celebration of reading, will be conducted on March 2, 2012, which would have been the 108th birthday of Theodor Seuss Geisel, better known as Dr. Seuss; and

WHEREAS, Read Across America – NJ is being conducted statewide by the New Jersey Education Association, in partnership with the New Jersey State League of Municipalities, the New Jersey Library Association, and their local affiliates across the state to promote reading and adult involvement in the education of our community’s students.

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 call on the citizens of Dennis Township to assure that every child is in a safe place reading together with a caring adult on March 2, 2012.

BE IT FURTHER RESOLVED, that this governing body enthusiastically endorses NEA's Read Across America and Read Across America – NJ, and recommits our community to engage in programs and activities to make America's children the best readers in the world.

ATTEST _____ **ATTEST** _____
Jacqueline B. Justice, RMC/Clerk Eugene L. Glembocki, Mayor

RESOLUTION NO. 2012-43

**RESOLUTION AUTHORIZING A TAX REFUND FOR A
DUPLICATE TAX PAYMENT ON BLOCK 98, LOT 70**

WHEREAS, the Tax Collector, Michele T. Heim, has notified the Clerk of a tax overpayment on Block 98, Lot 70; and

WHEREAS, the overpayment was a result of the title company and mortgage company making duplicate payments; and

WHEREAS, the amount of the overpayment requested to be refunded for Block 98, Lot 70 is nine hundred sixty dollars and fifty cents (\$960.50).

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 be and is hereby authorized and directed to refund the total amount of \$960.50 to: The Title Company of Jersey, 3849 Bayshore Road, North Cape May, NJ 08204.

ATTEST _____ **ATTEST** _____
Jacqueline B. Justice, RMC/Clerk Eugene L. Glembocki, Mayor

RESOLUTION NO. 2012-44

**RESOLUTION AUTHORIZING THE CLOSURE OF HAGEN ROAD FROM
DENNISVILLE ROAD TO KINGS HIGHWAY ON SATURDAY, MARCH 17,
2012 FOR THE 2ND ANNUAL DENNIS TOWNSHIP SPRING SCAMPER**

WHEREAS, the 2ND Annual Dennis Township Spring Scamper 5K Race and 1 Mile Walk/Run is scheduled for Saturday, March 17, 2012; and

WHEREAS, the event takes place on Hagen Road from the Dennisville Road intersection and the Kings Highway intersection and requires that said portion of Hagen Road be closed to ensure the safety of the participants.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Dennis, County of Cape May, State of New Jersey, that Hagen Road from the Dennisville Road intersection to the Kings Highway intersection be closed from 8:00 a.m. to approximately 10:00 a.m. on Saturday, March 17, 2012 to accommodate the 2nd Annual Dennis Township Spring Scamper 5K Race and 1 Mile Walk/Run.

ATTEST _____ **ATTEST** _____
Jacqueline B. Justice, RMC/Clerk Eugene L. Glembocki, Mayor

RESOLUTION NO. 2012-45

**RESOLUTION AUTHORIZING THE EXTENSION OF A
PROFESSIONAL SERVICES CONTRACT TO
JAMES M. RUTALA ASSOCIATES, LLC AS IT RELATES TO
ONGOING 2011 PROJECT**

WHEREAS, Resolution No. 2011-59 of the Township of Dennis authorized a professional services contract to James Rutala of Rutala Associates to act as a consultant to assist with various grant services; and

WHEREAS, Rutala Associates has a project in progress regarding the De-Regulation of Electric; and

WHEREAS, Resolution No. 2011-59 and the accompanying agreement were for \$4,500.00, which has not been fully expended; and

WHEREAS, the Township Committee believes it to be in the best interest of the Township to 1) continue with the De-Regulation of Electric to the extent that the \$4,500.00 has not been exhausted and 2) Rutala Associates coordinate with TRIAD Associates for continuity purposes.

NOW THEREFORE BE IT RESOLVED, by the Township Committee, of the Township of Dennis, County of Cape May, State of New Jersey, that the Professional Services Contract awarded to James Rutala of Rutala Associates pursuant to Resolution No. 2011-59 be extended to allow for the continuance of the De-Regulation of Electric Project to the extent of the previously approved \$4,500.00

BE IT FURTHER RESOLVED, that a notice of this action shall be printed once in the official newspaper of the municipality and that this Resolution shall take effect immediately.

ATTEST _____ **ATTEST** _____
Jacqueline B. Justice, RMC/Clerk Eugene L. Glembocki, Mayor

Motion was made by Murphy, seconded by Germanio, with 5 ayes and no nays, that the following resolution was adopted:

RESOLUTION NO. 2012-46

**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 Litigation, Negotiations and the Attorney-Client Privilege: Any pending or anticipated litigation or contract negotiation in which the public body is, or may become a party. Any matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer. Pending Litigation – Engineer’s Contract.

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. Municipal Engineer.

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 21, 2012, that an Executive Session closed to the public shall be held on February 21, 2012 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 Eugene L. Glembocki, Mayor

Motion was made by Murphy, seconded by DiCicco, with 5 ayes and no nays, that the following Ordinance No. 2012-01 be introduced for first reading:

TOWNSHIP OF DENNIS

**COUNTY OF CAPE MAY
STATE OF NEW JERSEY**

ORDINANCE NO. 2012-01

**AN ORDINANCE OF THE TOWNSHIP OF DENNIS, COUNTY OF CAPE MAY
AND STATE OF NEW JERSEY, AMENDING CHAPTER 80
OF THE CODE OF THE TOWNSHIP OF DENNIS ENTITLED,
“CONSTRUCTION CODES, UNIFORM”**

Section 1. Preamble

Whereas, the Township Committee of the Township of Dennis finds it to be in the interests of the health, safety and welfare of the people of the Township of Dennis to allow for the waiver, under authority of law, of certain development fees; and

Whereas, N.J.S.A. 40:55D-8 and N.J.S.A. 52:27D-126e, allow for the authorization of such waivers by ordinance,

Now, therefore, be it Ordained by the Township Committee of the Township of Dennis, that Chapter 80 of the Code of the Township of Dennis, be and hereby is amended as follows:

Section 2. [New Code Section.]

§80-5A Exemption from Fees

1. As authorized by the laws of the state of New Jersey, no person shall be charged a construction permit surcharge fee or enforcing agency fee for any construction, reconstruction, alteration or improvement designed and undertaken solely to promote accessibility by disabled persons to an existing public or private structure or any of the facilities contained therein.
2. A disabled person, or a parent or sibling of a disabled person, shall not be required to pay any municipal fee or charge in order to secure a construction permit for any construction, reconstruction, alteration or improvement which promotes accessibility to his/her own living unit.
3. The Township waives all fees under this chapter for all properly chartered and exempt charitable, philanthropic, fraternal and religious nonprofit from the payment of any fee charged under this chapter.

Section 3. This Ordinance shall take effect immediately upon final passage and publication in accordance with the law.

Section 4. The provisions of this Ordinance shall be severable. In the event that any portion of this Ordinance is found to be invalid for any reason by any Court of competent jurisdiction, such judgment shall be limited in its effect only to the portion of the Ordinance actually adjudged invalid and shall not be deemed to affect the operation of any other portion thereof, which shall remain in full force and effect.

Section 5. All other Ordinances or parts of Ordinances inconsistent herewith are hereby repealed to the extent of such inconsistencies.

Eugene L. Glembocki, Mayor

Brian W. Teefy, Deputy Mayor

John Murphy, Committee Member

Albert M. DiCicco, Committee Member

Frank L. Germanio, Jr., Committee Member

The foregoing Ordinance was introduced at a meeting of the Township Committee of the Township of Dennis on February 21, 2012. Publication will be held on February 29, 2012 and a Public Hearing will be held at a meeting of the said Township Committee to be held on March 20, 2012 at 7:00 p.m. in the Municipal Building located at 571 Petersburg Road in Dennisville.

ATTEST

Jacqueline B. Justice, RMC/Clerk

Motion was made by DiCicco, seconded by Teefy, 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:

034341-Super Valu	\$ 58.84
034342-A T & T	160.98
034343-Belleplain Emergency Corp.	8,750.00
034344-Cape May County M.U.A.	13,373.50
034345-Computer Access Systems	82.25
034346-John L. Collins	358.90
034347-Joseph B. Cox, Jr.	1,000.00
034348-Nelson B. Creamer	151.90
034349-Crystal Springs	44.13
034350-Dennis Township	442.26
034351-Delta Dental	2,825.98
034352-East Coast Distributors	223.97
034353-Gentilini Ford, Inc.	284.51
034354-G & K Services	587.60
034355-Gerald C. Harris	107.90
034356-Home Depot Credit Services	62.96
034357-Roy J. Hope	317.26
034358-Island Trophies	72.00
034359-I.T.S. Mailing Systems, Inc.	183.73
034360-Johnson & Towers, Inc.	82.50
034361-Keen Compressed Gas Co., Inc.	20.57
034362-Edward F. Leith, Jr.	201.45
034363-Modern Gas Co., Inc.	1,742.41
034364-Municipal Clerks' Assoc of NJ	240.00
034365-North American Benefits Co.	238.03
034366-Nextel Communications	313.93
034367-New Jersey Recreation	680.00
034368-NJ Dept Health/Senior Services	802.20
034369-Paper Direct, Inc.	67.97
034370-Seashore Food Distributors, Inc.	155.08
034371-Seashore Asphalt Corp.	125.00
034372-Senior Travel Service, Inc.	1,015.00
034373-Shore Animal Control	650.00
034374-Staples Credit Plan	450.53
034375-The Title Company of Jersey	960.50
034376-Township of Upper	3,666.62
034377-Township of Upper	28,750.00
034378-Verizon	1,313.66

Committeeman DiCicco commented on the meetings he and Committeeman Germanio have had with South Jersey Industries and Rutala Associates. He indicated that they have been good meetings.

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

Committeeman Germanio indicated that he has been in contact with Paul Miola A.J. Gallagher/ACMJIF regarding the Ludlam School Building. He indicated that he asked questions regarding what it would take to not have the building boarded up and he made

it clear that it was the Township Committee's and residents desire not to have the building boarded up and that he is waiting to hear back from Mr. Miola. Committeeman Germanio commented on correspondence that was received regarding the Cultural Trust Capitol Preservation Grant that could perhaps help with the need repairs to the Ludlam School Building. Committeeman Germanio indicated that he and Deputy Mayor Teefy have started lists of lay-offs, reduced hours, cuts in services and he stated that every Department will be affected and that the budget is tough. He indicated that at a previous meeting he had reluctantly voted yes for a referendum and that it did not mean there would be a referendum, it just provided that option if we had to go that way. Committeeman Germanio indicated that he is opposed to the referendum but if we do not have one these are the types of cuts that will have to be made. He stated that no one wants to see someone lose their job or have reduced services, but these are the hard choices that are going to have to be made in the near future. Committeeman Germanio indicated to that end he and Deputy Mayor Teefy have been able to cut approximately \$500,000.00, which he wanted to handout this evening but has been advised that he cannot.

Deputy Mayor Teefy indicated that he and Committeeman Germanio have only been in office 51 days and prior to that they were like most residents, unaware of the Township's financial problems and were unaware until the Township Auditor explained them. He stated that he is not here to keep bringing up the past and he agreed with Committeeman Murphy that we have to "man up" and take care of the problem. Deputy Mayor Teefy indicated that they hear the people loud and clear that these problems need fixing and that is why the voters put them in these seats. He reminded everyone that these problems took 10 years for the former Committee to get us into and us 51 days to find them and make the taxpayers fully aware of the condition our Township is in. Deputy Mayor Teefy indicated that he, Committeeman Germanio and Mayor Glembocki have been working separately on this budget and the budgets to come and that even though Committeeman DiCicco voted no against the referendum, there must be a tax increase for the Township to operate. He stated that even with the Township increasing taxes to the maximum 2% Cap, there will still be service cuts and lay-offs with some Departments that are full time going part-time and some employees will go from a full-time to part-time status. Deputy Mayor Teefy emphasized that they did not create the problem, but are here to solve it and that there are no more games of deferring the School taxes and that it is time for a true balanced budget. He stated that in order to do this a lot of difficult choices will have to be made, by all of us, taxpayers and Committee. He indicated that those decisions such as if we want to continue certain services and pay more to continue them. He stated that they will do their job to cut any waste in each and every department to keep the tax increase to a minimum. Deputy Mayor Teefy also indicated that the door was open to the senior Committee Members and former Committee Members, that did not take the advice of the Township Auditor to start fixing this problem years ago, what their plans were for this problem and that he is willing to listen and that these are the concerns he has looking forward.

Mayor Glembocki commented on the Budget and explained that the \$350,000.00 overage figure they are talking about is with the tax increase of the 2% Cap. He stated that it will increase next year and that is why the problem has to be addressed. Mayor Glembocki indicated that no one wants someone to lose their job and that the Township has to be run more efficiently with the possibility of consolidating some services. He reiterated that no one wants to see anyone lose their jobs and that most of the employees are residents and it is a very difficult position that they are in. He stated that the Committee was all ears if anyone had any ideas. Mayor Glembocki commented on the referendum and indicated that this country was built on the Constitution, we the people, for the people, by the people and that we are all in this together and if the Committee cannot come up with the \$350,000.00 cuts to avoid the referendum, then the referendum needs to spell it out saying we need X amount of dollars or these are the services that are going to be cut and it will be a clear choice that will be made by everyone.

Motion was made by Teefy, seconded by Germanio, that the meeting be open for public comment.

Bobbie Babbitt of North West Dennis, commented on the Ludlam School and advised the Committee that the building had been in use as a depository for historic items that had been gifted to the Museum as well as housing the larger items. She indicated that she and her older volunteers boxed up books that are also being stored in the Ludlam School Building. Mrs. Babbitt commented on the boats that are in the Ludlam School that are valuable items that they acquired with the hopes of expanding the Museum. She listed numerous items that are being housed in the Ludlam School Building and questioned what will happen to them. She commented on her and her volunteers' efforts to protect the building during the storms. Mrs. Babbitt indicated that she admires Mayor Glembocki and commented on spout-offs. She stated that the Mayor was the first one to start D. T. News for You emails. She commented on Deputy Mayor Crippen's Dennis Township Updates and the Plan Endorsement Studies which she considered a waste. Mrs. Babbitt indicated that some of the spout-offs that are in the paper tells her that people are not going to the Township Website to view minutes that are posted, because if they had they would see it clearly explained about the Solicitor appointment. She requested that the Mayor and Solicitor look into using available technology to have the Township Committee Meetings recordings on the website so interested persons can listen to the actual recordings. Mrs. Babbitt indicated that the minutes are not word for word and are abridged.

Patty Sutton, the Tax Assessor commenting as an employee. Mrs. Sutton indicated that the moral in the building is for the last month is very low with animosity between departments. She requested that the Committee include the personnel in the meetings since you have cuts already outlined and include the employees so that they will have some idea of what is going on. She indicated that it is not right for an employee to read in the newspaper or a pink slip that they are losing their job.

Mayor Glembocki explained that nothing is cut in stone right now and he indicated that with his dealings with the Township no department has ever indicated this is how we can save money, all he hears is this department is doing this and that department is doing that. Mayor Glembocki stated he has always told his managers and supervisors if you have enough time to tell me what everyone else is doing then you have too much time.

Mrs. Sutton reiterated her request that the employees be notified prior to any announcement of lay-offs and Mayor Glembocki stated absolutely the employees will be notified and right now everyone needs to worry about doing their job.

Joe Jones of Clermont questioned the possibility of having a special tax on the campgrounds.

Deputy Mayor Teefy commented on the existing Campground License fee that campgrounds pay and the possibility of increasing that fee to make it more in line with what other municipalities are charging.

Committeeman DiCicco indicated that he believes Mr. Jones is thinking more on the line of a tourism tax and Mr. Jones confirmed and questioned the number of campground in the Township. The Clerk indicated that there are 14 campgrounds.

Mayor Glembocki indicated that he believes that the campground business is down.

Mrs. Babbitt commented that the condo campgrounds are already paying taxes. She indicated that she understands our economy depends the tourists coming down and commented on the trash that is thrown

Mrs. Babbitt commented on the Condo Campgrounds and indicated that when the taxes go up they have to pay more too. She stated that according to her research, Cape May County is one of the leading areas with campgrounds. She indicated that she understands that the economy depends on these types of businesses and that they patronize other businesses. Mrs. Babbitt indicated that her husband, Pete, is all bandaged up due to falling in the briars while picking up trash that motorists have thrown out along the roadway in front of their property. She also indicated that while the traffic was all backed up on Route 47, someone thought it would be funny to shoot their house with paint-balls. Mrs. Babbitt stated that she understands what Mr. Jones is saying but that you have to be careful because you do not want to drive the Condo Campers out. She indicated that if you look in the real estate papers you will see many of these sites for sale. She stated that it was items such as higher taxes and the road being a “death-trap” which is making them wonder if coming down is worth it. Mrs. Babbitt commented not having received any reports on the accidents on Route 47 and the Plan Endorsement paperwork.

Patty Sutton, the Tax Assessor, advised the Committee that of the 10 highest tax-payers in the Township the majority are the Campgrounds.

Mayor Glembocki commented on the campgrounds and indicated from living out on Route 9 over the years he believes that the traffic has decreased. He commented on the driving costs to come down here now as compared to years ago. Mayor Glembocki stated that we need to work on having people come to Dennis Township and he indicated that he believes that campgrounds are a taxpayer that does not get any services for their tax dollar and are self-sufficient. Mayor Glembocki indicated that the situation is very difficult and that we are all in this together and must work through it together and that he appreciates Mr. Jones’s input.

Don Austin, County Road, introduced himself to the new members of the Committee. He commented on ATV’s within the Township and his letter that was published in the newspaper. Mr. Austin advised the Committee that he is interested in being a part of the ATV Sub-Committee.

Deputy Mayor Teefy advised Mr. Austin that they were planning on having a meeting prior to the Township Committee Meeting on 3/6 and that he would contact him with the particulars.

Fran Bosnick of 45 Cheshire Drive questioned what the Dennis Township Spring Scamper was. Deputy Mayor Teefy explained about the 5 K Run.

Ed Kelly, Hagen Road, asked if Rutala Associates was the Township’s Grant Consultant and Committeeman DiCicco indicated that TRIAD Associates was the Township’s current Grant Consultant and that Mr. Rutala was completing projects initiated in 2011. Mr. Kelly questioned how this helps with the deficit. Committeeman DiCicco indicated that the projects deal with the energy grants and such as electric de-regulation which gets us a lower rate and saves on the electric bills and the possibility of having

South Jersey Gas run natural gas lines to the Municipal Building and the Elementary School which will save on heat bills.

There being no further comment from those present, motion was made by Teefy, seconded by DiCicco. All in favor and the motion carried.

Mayor Glembocki indicated that the Township Committee would be going into an Executive Session that is closed to the public to discuss, pending litigation/personnel as it relates to the Engineers Contract.

Motion was made by DiCicco, seconded by Teefy, that the Township Committee take a few minute recess at this time and then proceed with the Executive Session. All in favor and the motion carried.

Motion was made by DiCicco, seconded by Teefy, that the Township Committee reconvene the regular meeting. All in favor and the motion carried.

Township Solicitor, Michael Donohue, indicated that we are back in open session from the Executive Session as indicated in the resolution. He stated that he was then asked to accompany the Mayor and Mr. Previti to discuss the non-confidential aspects of the closed session discussion. He indicated that they discussed a number of issues that he identified in following up on a request by the Mayor as to the status of the Engineer's contract. Mr. Donohue indicated that it is his opinion that the statutes require that the Engineer's appointment be done by ordinance for a three (3) year term, however Mr. Previti's appointment was done by resolution with the language for a term in accordance to the law and authorized a 1 year contract. He commented on the issue of Maser having or not having accepted those terms and that the controlling fact is that it was not done by ordinance and the fact that other towns may not appoint by ordinance he cannot ignore the statute. Mr. Donohue also stated that there are other items that are not public record that deal with personnel and he cannot discuss here but were entered into discussion in closed session. He indicated that he has made a recommendation that the Township Committee advertise for a Request for Qualifications for Municipal Engineer and Alternate Engineer in order to legalize the situation in terms of the appointment and to follow the Township's typical policy of publishing those under the Fair and Open process. Mr. Donohue also recommended that the Committee entertain a motion tonight naming Mr. Previti the Acting Engineer until a successor is named or he is reappointed to legalize the situation for invoicing and etc. until it is resolved through the process.

Motion was made by DiCicco and seconded Germanio, with 5 ayes and no nays, that Andrew Previti be named Acting Engineer until a successor is named or he is reappointed.

Committeeman DiCicco questioned the status of a contract for Acting Engineer and Mr. Donohue indicated that we could cobble together what we have and it can remain status quo and that the CMFO and Maser can deal with it that way.

Mr. Donohue distributed proposed Resolution No. 2012-47 that authorized the Township Clerk to Publish a Notice of a Request for Qualifications for Municipal Engineer and Alternate Engineer(s).

Mayor Glembocki asked for a motion to adopt Resolution No. 2012-47, motion was made by DiCicco, seconded by Teefy, with 5 ayes and no nays, the following Resolution No. 2012-47 was adopted:

RESOLUTION NO. 2012-47

**A RESOLUTION AUTHORIZING THE TOWNSHIP CLERK TO PUBLISH
NOTICE OF A REQUEST FOR QUALIFICATIONS FOR MUNICIPAL
ENGINEER AND ALTERNATE ENGINEER(S)**

WHEREAS, the Township, in accordance with N.J.S.A. 40A:9-140, is required to appoint a Municipal Engineer by ordinance and in compliance with the statute; and

WHEREAS, the Township is also desirous of having qualified Alternate Engineers in order to better serve the Township and minimize costs to the taxpayers; and

WHEREAS, the Township wishes to utilize the fair and open process and advertise a Request for Qualifications;

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Dennis, duly assembled in public session this 21st day of February, 2012, that the Township Clerk is hereby authorized and directed to immediately publish notice in the Press of Atlantic City of the availability of the aforementioned Request for Qualifications; the method for obtaining same and the deadline for submission, which is March 2, 2012. The Clerk is further authorized and directed to post the Request for Qualifications on the Township website immediately.

ATTEST _____ **ATTEST** _____
Jacqueline B. Justice, RMC/Clerk Eugene L. Glembocki, Mayor

Committeeman DiCicco questioned if the timeline and Mr. Donohue indicated that it will be a week from Friday and that the statute states “adequate time for notice” and it allows for it to be posted on the Township website.

Motion was made by Murphy, seconded by Germanio, that the meeting be adjourned. All in favor and the motion carried.

ATTEST _____ **ATTEST** _____
Jacqueline B. Justice, RMC/Clerk Eugene L. Glembocki, Mayor