

**TOWNSHIP OF DENNIS
DENNISVILLE, NJ
JULY 23, 2012**

4:00 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.

Mayor Glembocki asked for a moment of silence for our troops and any personal reasons and Committeeman DiCicco read a list of recent soldiers lost in Afghanistan and Iraq. Deputy Mayor Teefy asked that the moment of silence include everyone involved in the tragedy in Colorado.

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

Tax Collector's Report	-	June, 2012
Chief Finance Officer's Report	-	May, 2012

Motion was made by Teefy, seconded by Germanio, that the meeting be open for public comment. All in favor and the motion carried.

Keith Larsen, 333 45th Place in Sea Isle City indicated that he had attended the last meeting and voiced concerns regarding vehicles being unable to turn around and areas being blocked at the end of Old Sea Isle Blvd and he asked if anyone had the chance to look into this issue.

Jack Gibson, PE that he had been reviewing the zoning issue.

Mayor Glembocki and Deputy Mayor Teefy commented on the access problems and discussed whether it is a right-of-way with Mr. Larsen. Mr. Larsen believes that it is and has always been used for people to turn around.

Deputy Mayor Teefy indicated that the property has clearly been used for the purpose of turning around and that he believes the Township Engineer should go out and inspect the area and if it is the right-of-way a letter should be sent to the property owner.

Committeeman Germanio asked Mr. Gibson what he was able to find out regarding the zoning issue.

Mr. Gibson indicated that he has reviewed the files, both the Township and Planning Board. He indicated that the Planning Board denied his request and advised him to proceed with a subdivision. Mr. Gibson voiced concerns with zoning salt water wetlands anything but Conservation. Mr. Gibson stated that an alternative would be to address the issue with the proposed Master Plan revisions and to reduce the 5 acre minimum for a Marina zone. Mr. Larsen indicated that is not what he was looking for and he commented further on the zoning change from Marina to Conservation.

Mr. Larsen, Mayor Glembocki, Mr. Gibson and Mr. Donohue discussed when the zoning change took place. Mr. Larsen commented on Mr. Robbins lawsuit. The discussion continued and Mr. Donohue advised that the existing business would be considered preexisting non-conforming and would be allowed.

Committeeman DiCicco, Mayor Glembocki and Mr. Larsen commented on Mr. Larsen's appearance before the Planning Board which was in 2011. The Planning Board's recommendation of Mr. Larsen sub-dividing the 5 acres off of the 90+ was discussed.

Mr. Larsen asked with the Committee recommended that he do and the Committee and Mr. Donohue echoed the Planning Board's recommendation of sub-dividing off the 5 acre parcel from the 90+ and then come back to the Committee to request the 5 acre parcel be re-zoned Marina and the balance of the 90+ be Conservation and the Engineer concurred.

Michele Heim of Dennisville questioned Resolution Nos. 2012-101 & 2012-102 and asked if they are paid positions. Mayor Glembocki asked the Clerk if she had any knowledge of the positions being paid. The Clerk indicated that the Safety Coordinator position has never been paid, however, the Alt. Fund Commissioner could be required to attend JIF meetings in the actual Fund Commissioner's absence and the Fund Commissioner receives \$50.00 meeting attendance fee if the meeting goes after 4:00 p.m. Mrs. Heim questioned if they would ever be paid more than that and the Committee indicated that they would not.

Mrs. Heim questioned the Executive Session area on the bottom of the agenda and Mr. Donohue explained that was on the agenda prior to the Township receiving the necessary responses from the employees to hold the discussions in open session. Mrs. Heim also questioned why the Clerk Typists that received reduction in salaries did not receive letters from Civil Service. Mr. Blaney explained the Civil Service Lay-off plan process. He indicated that Civil Service has been in contact with the Clerk and advised her that they do not regulate what an employee is paid and that bumping rights applied to the Laborers because that part of the plan involved loss of job and therefore they received letters. Mr. Blaney also commented on an appeal process. Mrs. Heim and Mr. Blaney discussed the lay-off plan.

Joseph Aromando from Medford Lakes and who has property at 432 Sunset Road commented on they property being in the family for 30 years and that he has always enjoyed Dennis Township. Mr. Aromando commented on concerns he has with the Tax Offices with his assessment and the payment of his taxes. He and Mr. Donohue commented on Mr. Aromando's tax appeal.

Mr. Donohue explained to the Committee that they have no control over the assessment and that the Tax Board has upheld the Assessor's assessment and that Mr. Aromando has served the Clerk with the papers to appeal to Tax Court and that he recommends that they not form opinions and that it now falls under litigation confidentiality. Mr. Donohue reiterated the roll that the Township Committee plays with the Tax Assessment Office.

Mr. Aromando continued to comment regarding this issue, his appeal and his complaint with the Prosecutor's office with comments from Committeeman Germanio.

There being no further comments from those present, motion was made by Murphy, seconded by Teefy, that the public comment portion be closed. The motion carried.

The Committee discussed with the Clerk correspondence with the County regarding participating in their Vote and Vax Clinic in the voting districts located at the Municipal Hall which are District #1 & #6. The Committee requested that the Clerk have representatives from the County attend the next Township Committee meeting to explain the program and answer any questions they may have.

Committeeman Germanio commented on possible grant funding for a new garbage/recycling truck and for necessary investigation of the Ludlam School and the pros and cons of being on the National Registry.

The Committee discussed correspondence from Sturdy Savings Bank regarding the proposed change of Armored Car Services. Mr. Donohue commented on the agreement and any costs associated with it. Mr. Donohue recommended that the Township receive written confirmation of the reimbursement and indicated that it could then be placed on the next agenda.

The Committee discussed an administrative employee's request for an extension of their FMLA leave. Mr. Blaney explained and the Committee instructed the Clerk to place a resolution approving said extension on the agenda.

The Committee discussed the renewal of the Kennel License for Clermont Country Kennels and advised the Clerk to place a resolution on the next agenda for approval.

Mayor Glembocki read Resolution Nos. 2012-101 thru 2012-106 by title and asked for a motion to adopt.

Let the record reflect that the following Resolution Nos. 2012-101 thru 2012-106 were part of a consent agenda with a block roll call vote.

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

RESOLUTION NO. 2012-101

RESOLUTION APPOINTING THE ALTERNATE FUND COMMISSIONER FOR THE ATLANTIC COUNTY MUNICIPAL JOINT INSURANCE FUND

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

WHEREAS, the Bylaws of the FUND require that in the manner generally prescribed by law, each Member shall be permitted to appoint an Alternate Fund Commissioner to the Fund and that the Alternate Fund Commissioner shall be either a member of the local unit's governing body or one of its employees and shall represent the Member in the absence of the Fund Commissioner; and

WHEREAS, N.J.A.C. 11:15-2.6 states that an Alternate Fund Commissioner who is a member of the appointing local unit's governing body, shall hold office for two years or for the remainder of his/her term of office as a member of the local unit's governing body, whichever shall be less; and

WHEREAS, N.J.A.C. 11:15-2.6 states that an Alternate Fund Commissioner who is an employee of the appointing Member shall hold office at the pleasure of the Member and can be removed by the Member at any time without cause; and

WHEREAS, the Township of Dennis recommends the appointment of Carly Creamer to serve as Alternate Fund Commissioner in accordance with the FUND Bylaws.

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 Carly Creamer as Alternate Fund Commissioner to the Atlantic County Municipal Joint Insurance Fund.

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

RESOLUTION NO. 2012-102

RESOLUTION APPOINTING SAFETY COORDINATOR IN ACCORDANCE WITH ATLANTIC COUNTY MUNICIPAL JOINT INSURANCE FUND REQUIREMENTS

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

WHEREAS, the FUND requires that in the manner generally prescribed by law, each Member shall appoint a Safety Coordinator to chair the Member Safety Committee, coordinate and oversee the Member safety efforts, and act as a liaison between the municipality, the JIF Safety Director and other outside agencies; and

WHEREAS, the Township of Dennis recommends the appointment of Carly Creamer to serve as Safety Coordinator in accordance with the FUND requirements.

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 Carly Creamer as Municipal Safety Coordinator.

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

RESOLUTION NO. 2012-103

RESOLUTION AUTHORIZING THE RELEASE OF A PERFORMANCE BOND FOR BLOCK 27, LOTS 4-8, 10, 12 & 19 & BLOCK 28, LOT 29 – BELLEPLAIN EMERGENCY CORPS.

WHEREAS, the Administrator to the Planning and Zoning Boards has requested the release of the Planning/Zoning Performance Bond for Block 27, Lots 4-8, 10, 12 & 19 and Block 28, Lot 19 due to the completion of the site improvements; and

WHEREAS, Township Engineer has authorized the release of the performance bond which is in the form of an Irrevocable Letter of Credit #08-2010.

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 release the \$99,135.00 performance bond in the form an Irrevocable Letter of Credit No. 08-2010 and to refund any remaining inspection fees providing that all professional cost have been satisfied.

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 Eugene L. Glembocki, Mayor

RESOLUTION NO. 2012-104

**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>
251	112.01	\$ 747.50	Derrek A. & Stephanie J. Thomas 161 Main Street Cape May Court House, NJ 08210

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 Eugene L. Glembocki, Mayor

RESOLUTION NO. 2012-105

**A RESOLUTION AUTHORIZING A CONTRACT WITH BELLEPLAIN
EMERGENCY CORPS FOR PROVISION OF EMERGENCY MEDICAL SERVICES**

WHEREAS, the Township of Dennis in the County of Cape May and State of New Jersey has a long-standing association with the Belleplain Emergency Corps for the provision of emergency medical services; and

WHEREAS, the Township has previously recognized Belleplain Emergency Corps as the EMS provider for the Township of Dennis; and

WHEREAS, there has never been a formal document committing the terms of the agreement between the Township and Belleplain Emergency Corps to writing; and

WHEREAS, in order to protect the interests of the public as well of those of the Township of Dennis and the Belleplain Emergency Corps, the attach contract has been prepared and is incorporated herein by reference as if set forth at length; and

WHEREAS, the Township Committee finds that it is necessary for the protection of the health, safety and welfare of the citizens of the Township to commit the Township's agreement with the Belleplain Emergency Corps to writing;

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Dennis, duly assembled in open public session this 23rd day of July, as follows:

1. The Preamble to this Resolution is hereby incorporated by reference;
2. The Township's prior designation of the Belleplain Emergency Corps as the primary provider of Emergency Medical Services in accordance with the law of the state of New Jersey is hereby reconfirmed;
3. The aforementioned contract by and between the Township of Dennis and the Belleplain Emergency Corps is hereby approved by the Township of Dennis for the purposes and other the terms contained therein;
4. The Mayor and Clerk are hereby authorized and directed to execute the agreement on behalf of the Township and to take all actions necessary to effectuate the terms of the agreement.

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

RESOLUTION NO. 2012-106

RESOLUTION AUTHORIZING THE EXTENSION OF A LEAVE OF ABSENCE FOR AN ADMINISTRATIVE EMPLOYEE

WHEREAS, Resolution No. 2012-73 adopted on 05/01/2012 authorized a leave of absence for Rosemarie Essig under the FMLA; and

WHEREAS, said leave was effective 04/17/2012 to 07/10/2012; and

WHEREAS, Mrs. Essig has requested an extension of her leave of absence for a medical condition ; and

WHEREAS, Mrs. Essig has exhausted her available FMLA said leave would be with her accumulated sick days for continuation of her medical leave.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Dennis, County of Cape May, State of New Jersey, that an extension of the leave of absence be granted for Rosemarie Essig effective from 07/11/2012 through 08/12/2012 with Mrs. Essig returning to work, Monday, August 13, 2012.

BE IT FURTHER RESOLVED, that the Municipal Clerk is hereby authorized and directed to file the necessary paperwork with the N.J. Civil Service Commission.

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

Mayor Glembocki announced that they would be tabling proposed Ordinance No. 2012-08. Mr. Donohue apologized and stated that the version of the ordinance that is in the agenda packets is not the final version.

The Clerk verified that proposed Ordinance No. 2012-08 is tabled and that proposed Ordinance No. 2012-09 becomes 2012-08.

Motion was made by Teefy, seconded by DiCicco, with 5 ayes and no nays, that the following Ordinance No. 2012-08 was introduced for first reading:

TOWNSHIP OF DENNIS

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

ORDINANCE NO. 2012-08

**AN ORDINANCE OF THE TOWNSHIP OF DENNIS, COUNTY OF CAPE MAY AND
STATE OF NEW JERSEY AMENDING CHAPTER 98
OF THE CODE OF THE TOWNSHIP OF DENNIS
(Codifying certain fees)**

Section 1. Chapter 98 of the Code of the Township of Dennis is hereby amended as follows:

[New Section]

ARTICLE V Fees for Vital Statistics Records

§98-11 The following fees are established for production of certain documents and/or copies thereof:

- A. Certified copies of documents evidencing birth, death, civil union, marriage or domestic partnership: \$10.00 each.
- B. Burial, removal or transfer permits: \$5.00 each, or as set forth in N.J.S.A. 26:6-17.
- C. Original marriage/civil union or domestic partnership license: \$28.00 or as set forth in N.J.S.A. 37:1-12 and 37:1-12.1.
- D. Certification of vital records: \$10.00 each.

Section 2. This Ordinance shall take effect immediately upon final passage and publication in accordance with the law.

Section 3. 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 4. 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, Committee Member

The foregoing Ordinance was introduced at a meeting of the Township Committee of the Township of Dennis on July 23, 2012. Publication will be held on August 08, 2012 and a Public Hearing will be held at a meeting of the said Township Committee to be held on August 21, 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 Murphy, seconded by Teefy, with 5 ayes and no nays, that providing that proper vouchers have been and filed and that funds are available, the following bills are authorized to be paid:

GENERAL ACCOUNT:

034827-Twp of Dennis Payroll Account	\$ 57,194.34
034828-Super Valu	273.50
034829-A T & T	102.16
034830-Catherine Dougherty	477.96
034831-A.A.C.M.C.	25.00
034832-Cape May County M.U.A.	13,390.55
034833-Cape May County Bd of Taxation	25.00
034834-County of Cape May	544,007.06
034835-Caprioni Portable Toilets, Inc.	400.00
034836-Caprioni Sewerage Service	200.00
034837-Camp Edge	450.00
034838-Computer Access Systems	99.75
034839-Jersey Shore Children's Museum	90.00
034840-Coded Systems, LLC	2,360.00
034841-John L. Collins	286.19
034842-Nelson B. Creamer	151.90
034843-Dan's Welding	3,650.00
034844-Daycare Cleaning Services, Inc.	1,903.08
034845-Dennis Township	200.00
034846-Delta Dental	2,878.30
034847-East Coast Distributors	377.42
034848-Jeanette M. Ennis	107.85
034849-Mike Gardner & Son, Inc.	25.83
034850-Gentilini Ford, Inc.	333.26
034851-G & K Services, Inc.	611.45
034852-G.F.O.A. of New Jersey	325.00
034853-Gerald C. Harris	159.90
034854-James M. Rutala Associates, LLC	675.00

034855-J & B Jockey Service	297.50
034856-Seaville NAPA Auto Parts	48.52
034857-Keen Compressed Gas Co., Inc.	20.10
034858-K-Mart	111.92
034859-Lehigh Valley Safety Shoes	484.85
034860-Edward F. Leith, Jr.	235.70
034861-M.G.L. Printing Solutions	122.00
034862-North American Benefits Co.	238.03
034863-Nextel Communications	378.27
034864-NJ Dept of Health/Senior Services	85.80
034865-Power of Production Studio	312.50
034866-QC, Inc.	2,404.50
034867-Schaefer Pyrotechnics, Inc.	2,250.00
034868-Shore Animal Control	702.00
034869-Splash Zone Water Park	627.00
034870-Sportswear Plus	360.00
034871-Staples Credit Plan	265.97
034872-Stewart Business Systems	603.77
034873-Treasurer, State of New Jersey	325.00
034874-Tri State Office Solutions	53.72
034875-Pardo's Truck Service	1,890.35
034876-Township of Upper	4,804.42
034877-Verizon	1,325.12
034878-Vision Service Plan	970.61
034879-Vital Communications, Inc.	100.00
034880-Cintas First Aid & Safety	85.48

Mayor Glembocki indicated that they would have the open session discussion regarding the Lay-Off Plan now and then Committee comments.

Bill Blaney, Esq. commented on the lay-off plan and indicated that it has been approved and lay-off notices went out. He indicated that the Clerk would need guidance regarding the implementation of the plan either as approved or moderated. He advised the Committee that they could only take people off the plan and could not add anyone. Mr. Blaney reviewed the plan as it is now.

Committeeman Germanio indicated that after discussions with the Auditor, 2 laborers can be removed from the list.

Mr. Blaney commented on removing two laborers from the list.

Committeeman DiCicco questioned the status of the Code Enforcement Officer and Committeeman Germanio indicated that the Auditor advised that the remainder of the plan is what is needed to get the "financial house" in order.

Motion was made by Germanio, seconded by Murphy, with 4 ayes and 1 nay (DiCicco), that 2 Laborers (John Pilieri & Frank Laughlin) be removed from the Lay-Off Plan and that the remainder of the Lay-Off Plan go forward as submitted.

Mr. Blaney commented on his review of the salary ordinance as it relates to the employees with reductions.

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

Committeeman DiCicco commented on the Water Management meeting that was held down at the County and the water aquifers. Mr. Gibson commented on the meeting and water aquifers. Committeeman DiCicco commented on the Summer Rec Basketball Program. He stated that due to budget cuts we have relied on volunteers to keep the score and run the clock and he wanted to acknowledge them: Courtney Herlihy, Danielle Hofmann, Kim Holman, Nicole Hunter and Megan Teefy as well as one of the referees, Mike Gavenda.

Committeeman Germanio announced that the first Natural Resources Committee meeting would be August 21st. He commented on how bad they feel about the Lay-Off Plan and that they thought it was most important to not cut the employees hours so that their health benefits would stay intact.

Mrs. Heim questioned how they were able to save the 2 Public Works laborers and Committeeman Germanio indicated that he would discuss that with her after the meeting.

Committeeman Germanio thanked everyone who is sending in donations for the fireworks display at National Night Out.

Deputy Mayor Teefy thanked the Engineer, Mr. Gibson, for his efforts in getting the County to cut back the trees to improve the sight for the Parkway exit ramp. He indicated that we now have a contract with Belleplain Emergency Corps and he thanked them for all the work they do. Deputy Mayor Teefy commented on the donations for the fireworks display.

Mayor Glembocki commented on the lay-off plan and indicated how difficult the decision was and how he believes the best thing is the benefits which they were able to give. He indicated that the fight is not over and that we have along was to go and they will start working on the 2013 budget soon. Mayor Glembocki commented on the hard work that our Public Works does and a visit he and Committeeman Germanio made and how even with 2 trucks down they work as a team to get the job done. Mayor Glembocki indicated that saving the 2 laborers was a safety issue. Mayor Glembocki commented on the 4-H Fair and indicated that it was a nice event that he donated his time and they raised approximately \$17,000.00 at the auction. He thanked everyone who supported the Boy Scouts with the pizza venture. Mayor Glembocki thanked everyone for stepping up with help for National Night Out which is Tuesday, August 7th. In closing Mayor Glembocki expressed his condolences to the family of Kenny Tozer.

Motion was made by Teefy, seconded by DiCicco, that the meeting be adjourned. The motion carried.

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