

**TOWNSHIP OF DENNIS
DENNISVILLE, NJ
NOVEMBER 20, 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 asked that the flag salute, moment of silence and reading of the names of the lost soldiers be carried over from the Work Session meeting.

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

Mayor Glembocki indicated that James H. Pickering, Jr., Esq., Vince Orlando, PE and principal owner Barry Haas were present representing Pine Haven, LLC regarding their request to place a swimming pool within 200 feet of a road, within 200 feet of a dwelling, and within 100 feet of a property line, which would be a waiver of Chapter 75, Section 2, Item C (a) in concurrence with Planning Board Resolution No. 2012-08. Mr. Pickering provided the Committee with copies of the plan and explained the proposed project of placing a new pool at the location of the existing miniature golf course. The Township Solicitor, Mr. Donohue, swore Mr. Haas and Mr. Orlando in and they gave testimony regarding the project. The Committee, Municipal Engineer and Municipal Solicitor asked various questions such how late is the pool open, residents attendance at the Planning Board Meeting and the age of the existing mini-golf course. At this time the Committee heard comments on this issue from the public. Mr. Joe Scheufele of Academy Lane commented on concerns regarding the maintenance along Academy Lane i.e. fences, trash, etc. He indicated that maintenance should be in writing and that the Township should follow-up. Mayor Glembocki commented on increased communication. Committeeman Murphy requested the acknowledgement of maintenance be in writing. Mr. Pickering commented on the Manager, Mr. Jordan, inspection and indicated that he would forward a letter to the Mayor. Mr. Scheufele commented on someone being responsible and the park being maintained. Mr. Donohue commented on proposed Resolution No. 2012-135 which is part of the consent agenda.

Greg Frank of the Dennis Township Hockey Association was present and explained the Stream Energy Power Up Program (Ignite). He indicated that this program was a win/win fundraiser. Mr. Donohue commented on the required items and the Clerk questioned the funds disbursement and the Chief Finance Officer acquiring a document that reflects our Federal Id Number. Mayor Glembocki and Mr. Donohue commented on receipt of the funds and possible need for a Dedicated by Rider account. Mayor Glembocki and Committeeman DiCicco discussed the disbursement of the funds to the Associations. Let the record reflect that no members from the public had any comments.

Mayor Glembocki indicated that the Committee would now have the first public comment period and anyone wishing to address the Committee may do so at this time by coming forward and stating their name and address for the record.

Dennis Crippen of 2061 North Shore Road commented on proposed Ordinance No. 2012-12 which amends Chapter 75 of the Code entitled Campgrounds. He indicated that campgrounds are apart of the fabric of Dennis Township and have an economical impact on the Township and he understands the need to remove issues regarding zoning from the Campground Code to Chapter 185 the Zoning Code. Mr. Crippen commented on the changes regarding requirement of 50% of the property being wooded and the provision requiring a campsite to be 1200 sq. ft. and indicated that he finds it concerning in light of the issue with the golf course.

Mr. Donohue commented on Mr. Crippen email and indicated that this is not attempting to make something legal that currently is not. Mr. Donohue commented on the procedural issues and items that remain the same and are just moved to the proper Chapter. He commented on the meaning of "50% wooded land". Mr. Donohue indicated that the numbers can change to what the Township Committee feel they should be and he commented on the State regulation limiting the number of sites per acre. He indicated that the Committee was just trying to clean the Campground Chapter up. Mr. Donohue commented on the Health Department regulations which are very detailed and anyone wishing to build a campground or expand an existing one will have to comply with those regulations. Mr. Donohue indicated that legally he feels having to comply pursuant to the new amendments would afford more transparency and be a much better process.

Mr. Crippen reiterated his previous concerns along with the issue of the number of allowable campgrounds. He commented on the large number of campgrounds within a couple of miles and questioned having language regulating the distance between campgrounds.

Mr. Donohue indicated that new process would afford objectors a better opportunity to have their concerns heard.

Mr. Donohue and Mr. Crippen discussed Mr. Crippen email.

Mr. Crippen commented on including a community impact fee.

Judy LaPorta of Little Oaks Campground commented on the difficulty to open a new campground and requested that the Committee discuss changes with the Campground Owners prior to enacting any changes. She indicated that they like to be good neighbors.

Committeeman DiCicco indicated that he had spoken to Mrs. LaPorta and he indicated that it is a clean-up process and thanked her for coming.

Jim Monaghan of 11 Cheshire Drive commented on the good of the community and indicated he feels the maximum number of campgrounds should be reduced to 14.

Robert Pellini of 10 Cheshire Drive commented on the 50% wooded item with Mr. Donohue. Mr. Pellini indicated that he believes that Mr. Donohue is making something clear cloudy.

Committeeman Germanio indicated that he respectfully disagrees.

Mr. Pellini commented on his concerns regarding the denseness of the smoke.

Mr. Michael Ott of 4 Cheshire Drive commented on the issue of the 50% wooded, environmental issues, traffic issues, trash and septic and indicated that he feels they all should be looked into prior to any changes.

Mr. Donohue addressed the issue of the 40 acres and 50% wooded issue for the record and indicated that the intent of the change was to prevent someone from flat clearing.

Mr. Pellini indicated to Mr. Donohue that he appreciates that but their concerns were regarding the parcel of property that the Pines at Clermont was on, which wouldn't conform to that requirement.

Committeeman Germanio indicated that the existing ordinance and proposed requires 40 acres and the Pines at Clermont only consists of approximately 34 +/-.

Committeeman Germanio stated that the Township Committee is not the driving force behind Pines at Clermont requesting a campground license.

Mr. Pellini commented on variances required for the Pines at Clermont. He indicated that politician are supposed to work for the people and not investment groups for projects that do not benefit the community.

Committeeman Germanio reiterated that the numbers can be changed.

Mayor Glembocki indicated that he believes the changes would make getting a campground more difficult. Mr. Pellini commented on his concerns that it would not.

Mr. Donohue commented on his review of other towns' ordinances and indicated that the language came from one of them. He indicated to the Mayor that the easy fix would be to go to paragraph 7 and change the 25% to 50% so that we can get pass this issue.

Mrs. Gerry Rescigno of Alexandra Way commented on everyone from the neighborhood showing up and the proposed changes. She alluded to the campground on Route 83 and all the open space and indicated that do not want something like that.

There was general discussion regarding the open space provision in the proposed ordinance.

Mrs. Rescigno requested that the campsite requirement be left at 1200 sq. ft. and there be a % of required wooded area and to address a require number of campgrounds allowed in a particular area. She commented on her concerns on having a neighborhood surrounded by campgrounds and inquired if the existing campgrounds are operating at full capacity.

Wendy Kraye of 75 Alexandra Way indicated that her property borders the golf course and voiced her concerns on where they would be allowed to place their septic systems and their well. She also voiced concerns regarding the air quality.

Mr. Donohue advised her that that information can be found in the State's Sanitary Code and that she could obtain a copy of it from the Municipal Clerk.

Mrs. Kraye commented on campgrounds being on three sides of them and the need for another and whether or not the existing ones were at capacity.

Joe Scheufele of 193 Academy Lane commented on the issue being the outcry against this and commented on numbers today meaning something different tomorrow. He indicated that because of said outcry the Committee should limit the number of campgrounds to 14 and it will elevate all the concerns of percentage of wooded, the septic and water. Mr. Scheufele indicated that the term campground is a misnomer and that they are really trailer parks.

Al Melchiore of 32 Alexandra Way questioned if Mr. Donohue or the Committee leaves near the Pines at Clermont site. Committeeman Murphy indicated that his daughter does and Deputy Mayor Teefy responded that he does and that he understands where everyone's concerns are coming from.

Mr. Melchiore commented on the traffic and trash issues.

Mr. Pellini requested that the Committee not adopt the proposed changes.

Mr. Robert Ward of 27 Alexandra Way indicated that he concurs with everything said and he commented on having to power-wash his house every year, issues with campers and traffic. Mr. Ward echoed the request to limit the number of campgrounds to 14.

There being no further comment on agenda items from the public, Mayor Glembocki questioned the Committee if they had any questions or concerns with the consent agenda and requested that the proposed Ordinance No. 2012-12 amending Chapter 75 of the Code entitled Campgrounds be tabled and he requested that everyone review Chapters 75, 185 and the Sanitary Code so that it can be discussed at the December Work Session.

Mr. Donohue indicated that due to time constraints you would be unable to adopt is 2012 and therefore Mayor Glembocki instructed that Clerk to carry it forward to 2013.

The Committee had no further comment on the consent agenda and motion was made by Teefy, seconded by Germanio, with 5 ayes and no nays, that the consent agenda be adopted.

May 15, 2012 Regular Meeting minutes were apart of the consent agenda and hereby approved.

The following Resolution Nos. 20112-130 thru 2012-135 were apart of the consent agenda and hereby approved.

RESOLUTION NO. 2012-130

RESOLUTION AUTHORIZING THE RELEASE OF A PERFORMANCE BOND FOR BLOCK 251, LOTS 8,9,13,14,15,16,18,22,103,105 & 106 – PINE HAVEN LLC, PHASE II

WHEREAS, the Administrator to the Planning and Zoning Boards has requested the release of the Planning/Zoning Performance Bond for Block 251, Lots 8,9,13,14,15,16,18,22,103,105 & 106 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 a Bond #0503030.

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 \$627,443.00 performance bond in the form a Bon No. 0503030 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

Jacqueline B. Justice, RMC/Clerk

ATTEST

Eugene L. Glembocki, Mayor

RESOLUTION NO. 2012-131

**RESOLUTION AUTHORIZING A PROFESSIONAL SERVICE CONTRACT FOR
POGUE, INC. TO COORDINATE
ALCOHOL AND DRUG TESTING SERVICES**

WHEREAS, the Township's Alcohol and Drug Testing Services Agreement expires on 12/31/2012; and

WHEREAS, Pogue, Inc. has submitted a proposal for Alcohol and Drug Testing Services in the Township of Dennis; and

WHEREAS, the Clerk has reviewed the proposal and finds that it meets the needs of the Township and has recommended acceptance by the Township Committee.

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 averments of the preamble are incorporated herein by reference.
2. The Mayor and Clerk are hereby authorized and directed to enter into a Professional Service Contract with Pogue, Inc. for services related to Alcohol and Drug Testing Services for the 2013 year.
3. The Clerk shall cause of notice of the award of this contract to be published in the official newspaper of the Township of Dennis as required by N.J.S.A. 40A:11-5(1)(a)(i).
4. This contract is awarded without competitive bidding, pursuant to the Local Public Contract Law, N.J.S.A. 40A:11-1 et seq. and the total sum of the contract does not exceed the limits established in P.L. 2004 c. 19.
5. This resolution shall take effect immediately.

ATTEST

Jacqueline B. Justice, RMC/Clerk

ATTEST

Eugene L. Glembocki, Mayor

RESOLUTION NO. 2012-132

**RESOLUTION APPROVING THE SPECIFICATIONS FOR
A 2012 OR NEWER EMERGENCY MEDICAL VEHICLE AND AUTHORIZING THE
CLERK AND THE ENGINEER TO GO TO BID FOR THE SAME**

WHEREAS, the Township Committee is required to provide Belleplain Emergency Corp with a 2012 or Newer Emergency Medical Vehicle pursuant to the Emergency Medical Services Agreement authorized by Resolution No. 2012-105; and

WHEREAS, the Township Clerk's Office has prepared specifications for said 2012 or Newer Emergency Medical Vehicle which has been reviewed by the Engineer.

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. That the plans and specifications prepared by the Township Clerk's Office and reviewed by the Township Engineer are hereby approved.
2. That the Municipal Clerk is hereby authorized and directed to advertise for bids for the 2012 or Newer Emergency Medical Vehicle.
3. That the specifications will be available at the Municipal Clerk's Office located at 571 Petersburg Road, Dennisville, NJ 08214, at a cost of \$5.00 to cover the cost of preparation, no part of which will be refunded.

BE IT FURTHER RESOLVED, that the Township Committee reserves the right to reject any and all bids.

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

RESOLUTION NO. 2012-133

RESOLUTION AUTHORIZING THE CHIEF FINANCE OFFICER TO EXECUTE THE ADMINISTRATIVE SERVICES AGREEMENT WITH NATIONWIDE RETIREMENT SOLUTIONS, INC. FOR THE TOWNSHIP'S DEFERRED COMPENSATION PROGRAM

WHEREAS, the Township participates in a Deferred Compensation Program administered by Nationwide Retirement Solutions, Inc.; and

WHEREAS, the Township is required to update the Administrative Services Agreement.

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 Finance Officer is hereby authorized and directed to execute the Administrative Services Agreement with Nationwide Retirement Solutions, Inc. for the Township's Deferred Compensation Program

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

RESOLUTION NO. 2012-134

RESOLUTION AUTHORIZING THE APPROPRIATE TOWNSHIP OFFICIALS TO EXECUTE AND PROVIDE THE NECESSARY DOCUMENTS TO ALLOW THE TOWNSHIP'S ATHLETIC ASSOCIATIONS TO PARTICIPATE IN STREAM ENERGY POWER UP PROGRAM (IGNITE)

WHEREAS, the Township's Athletic Associations desire to participate in a program know as Stream Energy Power Up Program (Ignite); and

WHEREAS, the Program allows individuals to sign up with Stream Energy as their electricity provider and Stream Energy would in turn forward \$4.00 per month to the Township and those funds would be disbursed evenly among the athletic associations; and

WHEREAS, the Township believes this to be a good program which will provide funds to help off-set the costs associated with running the various athletic programs within the Township.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Dennis, County of Cape May, State of New Jersey, that the appropriate Township Officials are hereby authorized and directed to execute and provide the necessary documents to allow the Township's Athletic Associations to participate in Stream Energy Power Up Program (Ignite).

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

RESOLUTION NO. 2012-135

A RESOLUTIONS CONCURRING WITH PLANNING BOARD RESOLUTION NO. 2012-08 AND ALLOWING FOR APPROVAL OF CONSTRUCTION IN ACCORDANCE WITH DENNIS TOWNSHIP CODE §75-2(C)(a)

WHEREAS, Pine Have, LLC, is the owner of a campground facility in the Township of Dennis and seeks to install an in-ground swimming pool at the campground; and

WHEREAS, Pine Haven, LLC, presented the swimming pool project to the Planning Board of Dennis Township and received approval for same in accordance with Planning Board Resolution 2012-08, a copy of which is attached hereto as Exhibit A and incorporated herein by reference; and

WHEREAS, under Dennis Township Code §75-2(C)(a), the applicant for such construction is required to present the matter to the Township Committee for approval; and

WHEREAS, the matter was presented to the Township Committee on November 20, 2012, by James Pickering, Esquire, attorney for Pine Haven, LLC, after notice to all property owners within 200 feet and publication in the newspaper; and

WHEREAS, the Township Committee, after hearing from the applicant and all members of the public present being afforded the opportunity to be heard on the application, concurs in the approval issued by the Planning Board and specifically finds and agrees with the Planning Board that the new pool will occupy less area than the miniature golf course it is replacing and will increase the setback distance from neighboring properties; and

WHEREAS, the Township Committee finds that Pine Haven, LLC, has satisfied the requirements of §75-2(C)(a) and that approval of the construction under said ordinance is appropriate;

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Dennis, duly assembled in public session this 20th day of November, 2012, as follows:

1. The preamble of this Resolution is incorporated herein by reference and adopted as a finding of fact of the Township Committee;
2. The findings of fact and recitals and conclusions of the aforementioned Planning Board Resolution 2012-08 are hereby adopted by the Township Committee;

3. In accordance with Dennis Township Code §75-2(C)(a), approval of the construction detailed in the Planning Board resolution and presented to the Township Council on November 20, 2012, is hereby approved, on the condition that Pine Haven, LLC shall have all other necessary and required governmental approvals prior to commencement of such construction.

ATTEST

Jacqueline B. Justice, RMC/Clerk

ATTEST

Eugene L. Glembocki, Mayor

Let the record reflect that proposed Ordinance No. 2012-12 was tabled for further review in 2013.

Motion was made by Teefy, seconded Germanio, 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:

035188-Twp of Dennis Payroll Account	\$ 57,794.50
035189-Super Valu	75.27
035190-Advantage Rental Center, Inc.	491.33
035191-Atlantic City Electric	4,092.86
035192-A T & T	69.66
035193-Kristie L. Allen	200.00
035194-Allan Rotto Consultants, Inc.	695.23
035195-Barry, Corrado, Grassi PC	1,475.00
035196-Donna L. Batchelor	200.00
035197-Deborah M. Berg	225.00
035198-Belleplaine Emergency Corp.	150.00
035199-Belleplaine V.F.W. Post #6257	75.00
035200-Blaney & Donohue, PA	464.00
035201-Kathleen Bresan	225.00
035202-Cape May County M.U.A.	12,676.77
035203-Caproni Portable Toilets, Inc.	200.00
035204-Computer Access Systems	168.50
035205-Deborah Cianchetta	200.00
035206-CMRS-FP	2,250.00
035207-John L. Collins	316.55
035208-Thomas Cotellese	25.00
035209-Kelly Cramer	225.00
035210-Nelson B. Creamer	138.90
035211-Daycare Cleaning Services, Inc.	1,903.08
035212-Dennis Donegan	400.00
035213-Thomas F. Duffy	200.00
035214-East Coast Distributors	836.53
035215-Jeanette M. Ennis	104.51
035216-E-Z Pass	500.00
035217-Township of Dennis	150.00
035218-FP Mailing Solutions	144.00
035219-Nina Fuqua	200.00
035220-Mike Gardner Plumbing	414.00
035221-The Gem Grocery & Gas	180.46
035222-G & K Services, Inc.	1,032.92
035223-Donna Sue Glembocki	225.00
035224-Paul Glynn	200.00
035225-Robert A. Grace	200.00
035226-Anna I. Haig	200.00
035227-Marie T. Trout	225.00

035228-Charles Haig	225.00
035229-Melinda K. Haig	200.00
035230-Meggan Haig	200.00
035231-Gerald C. Harris	99.90
035232-Herald Newspaper, Inc.	25.51
035233-James M. Rutala Associates, LLC	243.00
035234-Keen Compressed Gas Co., Inc.	20.57
035235-Heidi Kern	200.00
035236-Sara C. Koczur	200.00
035237-Edward F. Leith, Jr.	174.55
035238-Robin S. Light	200.00
035239-Modern Gas Co., Inc.	1,961.05
035240-Nextel Communications	284.12
035241-Ocean View Volunteer Fire Co.	225.00
035242-Tully M. O’Clisham	200.00
035243-Paper Direct, Inc.	34.98
035244-Fernando Patino	25.00
035245-Cynthia Pikolycky	225.00
035246-Frank R. Podlaski	200.00
035247-Rutgers, The State University	25.00
035248-Senior Travel Service, Inc.	1,935.00
035249-Shop Rite	91.94
035250-Gertrude Singer	200.00
035251-S.S.C.I.	20.00
035252-Jill H. Swagler	200.00
035253-Michele Tozer	200.00
035254-Carole A. Tozer	225.00
035255-Treasurer, ST of NJ/1987 GT	1,663.40
035256-Jeffrey Trout	200.00
035257-Noel Turner	200.00
035258-United States Treasury	872.48
035259-Township of Upper	5197.30
035260-Township of Upper	28,750.00
035261-Verizon	1,356.43
035262-Carol Weygand	200.00
035263-David J. Weygand	200.00
035264-Wojcik Lawncare & Landscaping	500.00

Motion was made by Murphy, seconded by Teefy, all in favor and the motion carried, that the following Administrative Reports were adopted:

- Construction Official’s Report - October, 2012
- Tax Collector’s Report - October, 2012
- Engineer’s Report - 11/20/2012

Motion was made by Teefy, seconded by Germanio, that the second public comment period be open.

Gerry Rescigno questioned when the proposed ordinance to amend the Campground Chapter would be discussed again. The Committee and Mr. Donohue indicated that it could not be adopted until January or sometime in 2013, however, it will be discussed/reviewed at the December 4th Work Session.

There being no further comment from those present, motion was made by Germanio, seconded by Teefy, that the second public comment period be closed.

The Mayor asked for comments from the Committee.

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

Committeeman DiCicco wished everyone a Happy Thanksgiving and asked them to remember the local food banks.

Committeeman Germanio extended his thanks to the Ocean View and Dennisville Fire Companies for sending trucks and volunteers to the Seaside Heights area that was so devastated by the storm. He commented on discussions with the School for a Shared Services Agreement for the Reverse 9-1-1 system. Committeeman Germanio commented on dedicating the Hockey Rink to Michael Fisher, the player who passed away a couple of years ago and getting a mock-up of a sign to place above the scoreboard. He commended the Stafford family for donating a storage unit to house supplies for Hurricane Sandy relief and indicated that we will be placing further information on the website. Committeeman Germanio commented on Mr. Grace's questions from the previous meeting and he indicated that he has spoken to the Station Commander and the speed trailer has been in the area and that patrols have been increased. He commented on speaking to the school to get the word out for everyone to be mindful of speeding and being on cell phones. Committeeman Germanio indicated that Mr. Grace also questioned benefits that the Committee received and he commented on the list he received from the Chief Finance Officer.

Committeeman DiCicco commented on the benefits.

Committeeman Germanio commented on rumors and asked everyone to please contact him to discuss an issue prior to believing rumors and that things like this just pit neighbor against neighbor.

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

Committeeman DiCicco shared that Bob Grace was doing mission work in Africa.

Mayor Glembocki commented on rumors and indicated that he felt the need to set the record straight and that there are no plans to cut members of the recreation staff or any programs. He commented on the financial position that the Township has been in and previous cuts. He reiterated that there are not plans to cut recreation and he indicated that the Recreation Department is the pride of Dennis Township. Mayor Glembocki stated that the Committee decisions will be made but what is best for the Township. He wished everyone a good Thanksgiving and announced that the Christmas Parade would be on December 6th.

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

ATTEST

Jacqueline B. Justice, RMC/Clerk

ATTEST

Eugene L. Glembocki, Mayor