

**TOWNSHIP OF DENNIS
DENNISVILLE, NJ
JANUARY 15, 2013**

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

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

Mayor Glembocki asked that everyone please stand for the flag salute, moment of silence and reading of the names of the lost soldiers.

Committeeman DiCicco read the names of the fallen soldiers.

Mayor Glembocki requested that the roll call be carried over from the Board of Health meeting which was Committee Members: DiCicco, Murphy, Germanio, Teefy and Glembocki present.

Mayor Glembocki asked for a motion to open the work session and a motion was made by Teefy, seconded by Germanio, with all in favor that the work session be open.

Mayor Glembocki indicated that Marty Pagliughi, Coordinator of the Cape May County Office of Emergency Management was present this evening to give a special presentation/recap of the operations during Super Storm Sandy. He indicated that they worked closer with the local Emergency Management Offices and used the Federal system know as ESF System. Sgt 1st Class Brian Everingham of the N.J. State Police – OEM gave an overview of the response to Sandy. He indicated that they are working with FEMA and that FEMA is fully invested in this process. Sgt. Everingham indicated that one of their responsibilities is to review projects and to reimburse for eligible costs as result of the storm.

Mayor Glembocki commented on history of past weather events, costs associated with storms, public safety, public works removal of trees/debris whether it was there before or after the storm. Sgt. Everingham commented on emergency services having access to the roadways. He indicated that what is eligible for reimbursement can be answered when you meet with the FEMA specialist and that there will be criteria that will have to be fulfilled and to comply with FEMA policy.

Committeeman DiCicco commented on flooding issues with the intersection of Route 47 & Route 83. Sgt. Everingham indicated that was a weak point that needs to be worked on.

Sgt. Everingham commented on the job of Emergency Managers and moving people to safety.

Sgt. Everingham and Committeeman DiCicco continued regarding the flooding issue and commented on contacting the NJDOT and how they work with the NJDOT.

Mayor Glembocki commented on additional flooding across the Parkway and Route 9.

Sgt. Everingham agreed that it was a serious concern and commented on Slush Models that they have to show flooding under different weather events. He commended the County for their sheltering efforts and commented on sheltering.

Marty Pagliughi indicated that the County needs to sustain itself for 72 hours during an event. He commented on the Shelters and the existing agreements with Dennis Township and Upper Township. Mr. Pagliughi indicated that they will be reaching out to mainland communities and school boards for assistance. He commented on funding/grants, the purchasing of supplies (generators, cots, etc.), the Health Department reenergizing the medical corp., and the different aspects of a shelter. Mr. Pagliughi commented on the County updating the Hazardous Mitigation Plan and flooding issues would be a part of that.

Mayor Glembocki commented on this being his first dealings with a storm and he thanked County OEM for all their support and guidance.

Ron Harber a FEMA Project Specialist outlined the process.

The Committee discussed the request from Hanson Aggregates, BMC for an extension of their 2012 Application for their gravel permit. They indicated that they would approve the extension as part of the Consent Agenda.

Township Engineer, Jack Gibson, updated the Committee on the issue of the Speed Humps and accepting quotes.

Mayor Glembocki asked for a motion to adjourn the worksession and open the regular meeting, motion was made by Murphy, seconded by Teefy, with all in favor.

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

Jon Frasca of Fidler Road in Dennisville indicated that he wanted to comment on his questions from the December 18, 2012 meeting, but that they were not an agenda item.

Township Solicitor, Mike Donohue, advised the Mayor that there are no limitations regarding the public comment portions that he can entertain Mr. Frasca's comments now.

Mr. Frasca indicated that it could be beneficial to entertain his comments while FEMA representatives are present and everyone concurred.

Mr. Frasca commented on his questions of December 18, 2012, such as who did the assessment. Mr. Frasca and the Mayor discussed trees blocking the roads. Mr. Frasca commented on his question regarding the compensation of Public Works employees during their regular schedule and quoted from the Union Contract.

Mayor Glembocki commented on preparing for the storm and the status of other employees and he indicated that we were not setting a precedent due to it being a State of Emergency.

Committeeman Germanio commented on what other agencies do and the designation of "essential" personnel.

Mr. Frasca continued to comment on the language within the Union Contract and what the time records reflected.

Mayor Glembocki commented on being fair to all employees.

Mr. Frasca continued regarding the contract.

Mayor Glembocki commented on cuts and reductions they have made in 2012 that the tax payers have benefited with over a \$100,000.00 in savings. He continued to comment on savings reaped compared to Hurricane Irene.

Mr. Frasca commented on savings that could have been made by following the union contract and he questioned weekend overtime and being compensated by FEMA. Mr. Frasca commented on the costs of the tipping fees and the comparison with previous years.

Mr. Frasca and Mayor Glembocki discussed why the pick-up had to be done on over-time. Mayor Glembocki indicated that the Public Works guys did an excellent job.

Committeeman Murphy commented on looking into the issue of “essential” employees.

Mr. Frasca indicated that he does not have a personnel agenda and that he is looking out for all of us.

Mr. Frasca and Mayor Glembocki continued regarding actions that were taken prior to and during the storm.

Mr. Frasca commented on possibly taking FEMA money from people who really need it. Mayor Glembocki indicated that FEMA does not work that way and he is only submitting what he was asked to send in.

Committeeman Germanio indicated that they will look into establishing an “essential” employee policy.

There being no comment from the public on agenda items, Mayor Glembocki questioned the Committee if they had any questions or concerns with the consent agenda.

Mayor Glembocki asked for a motion adopting the consent agenda, motion was made by Murphy, seconded by Germanio, with 5 ayes and no nays, that the consent agenda be adopted.

The following Resolution Nos. 2013-11 thru 2013-28 were apart of the consent agenda and hereby approved.

RESOLUTION NO. 2013-11

RESOLUTION FIXING THE RATE OF INTEREST TO BE CHARGED ON DELINQUENT TAXES

WHEREAS, N.J.S. 54:4-67 et seq. Permits the governing body of each municipality to fix the rate of interest to be charged for nonpayment of taxes or assessments subject to any abatement or discount for the late payment of taxes as provided by law; and

WHEREAS, N.J.S. 54:4-67 et seq. has been amended to permit the fixing of said rate of eight percent (8%) per annum on the first fifteen hundred dollars (\$1,500.00) of the delinquency and eighteen percent (18%) per annum on any amount in excess of fifteen hundred dollars (\$1,500.00) and allows an additional penalty of six percent (6%) be collected against a delinquency in excess of ten thousand dollars (\$10,000.00) on properties that fail to pay the delinquency prior to the end of the calendar year.

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 Tax Collector is hereby authorized and directed to charge eight percent (8%) per annum on the first fifteen hundred dollars (\$1,500.00) of taxes becoming delinquent after the due date, eighteen percent (18%) per annum on any amount of taxes in excess of fifteen hundred dollars (\$1,500.00) and if a delinquency is in the excess of ten thousand dollars (\$10,000.00) and remains in arrears beyond December 31st, an additional penalty of six percent (6%) shall be charged against the delinquency.
2. Effective January 1, 2013, there will be a ten (10) day grace period of quarterly tax payments made by cash, check, or money order.
3. Any payments not made in accordance with item two of this resolution shall be charged interest from the due date as set forth in item one of this resolution.
4. The Clerk is hereby authorized and directed to provide a copy of this resolution to the Tax Collector, Township Solicitor, and the Municipal Auditor for the Township of Dennis.
5. This resolution shall take effect immediately.

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

RESOLUTION NO. 2013-12

RESOLUTION AUTHORIZING A FEE TO BE CHARGED FOR ALL RETURNED CHECKS

WHEREAS, upon occasion, various persons have issued checks to the Township of Dennis for payment of taxes, permit fees, registrations, etc.; and

WHEREAS, when such payments are returned to the Township for non-payment or insufficient funds, it causes a burden on the various departments, with additional bookkeeping and increased paperwork.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Dennis, County of Cape May, State of New Jersey, that a fee of thirty dollars (\$30.00) be and is hereby authorized to be collected for each check returned to the Township for non-payment or insufficient funds.

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

RESOLUTION NO. 2013-13

**RESOLUTION AUTHORIZING THE TAX COLLECTOR TO
CHARGE FOR POSTAGE**

WHEREAS, upon occasion, it is necessary to return tax bills, late notices and other pertinent information to taxpayers who have not enclosed the correct postage fees; and

WHEREAS, the Township Committee, desires to charge the correct fees to the taxpayer requesting such information.

NOW THEREFORE BE IT RESOLVED, by the Township Committee, of the Township of Dennis, County of Cape May, State of New Jersey, that the Tax Collector is hereby authorized and directed to charge the current postage rate, plus costs for each piece of mail required to be returned and not having the correct postage fees.

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

RESOLUTION NO. 2013-14

**RESOLUTION AUTHORIZING THE TAX COLLECTOR TO CREDIT
OVERPAYMENTS TO THE 2013 TAX YEAR**

WHEREAS, during the 2012 tax year, odd payments, deductions granted, and assessment corrections result in the overpayment of taxes on some properties; and

WHEREAS, the Township Committee desires to authorize the Tax Collector to credit the aforementioned overpayments to the 2013 Tax Year.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Dennis, County of Cape May, State of New Jersey, that the Tax Collector is hereby authorized and directed to credit the aforementioned overpayments to the 2013 Tax Year.

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

RESOLUTION NO. 2013-15

**RESOLUTION AUTHORIZING THE DISPOSITION OF A TAX APPEAL
BY THE COUNTY TAX BOARD**

WHEREAS, pursuant to N.J.A.C. 18:12A-1.6 c. a directive from the Cape May County Board of Taxation indicates that any and all tax appeals for the increase or decrease of assessments submitted to the Cape May County Board of Taxation by the Tax Assessor and/or the Tax Collector on behalf of the Township of Dennis for the year 2013 must be authorized by this governing body for disposition by the County Board of Taxation.

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 Tax Assessor is hereby authorized to file any and all tax appeals for the increase or decrease of assessments to the Cape May County Board of Taxation for disposition.
2. The Tax Assessor shall have the right to terminate and/or settle by stipulation of otherwise any such tax appeals that the Assessor may institute.

BE IT FURTHER RESOLVED, that the Clerk is hereby authorized and directed to forward a copy of this resolution to the Cape May County Board of Taxation and to furnish copies of the same to the Tax Assessor, Tax Collector and the Solicitor.

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

RESOLUTION NO. 2013-16

RESOLUTION AUTHORIZING THE TAX ASSESSOR TO FILE TAX APPEALS

WHEREAS, by a directive from the Cape May County Board of Taxation pursuant to N.J.A.C. 18:12A-1 ©, all tax appeals submitted to the Cape May County Board of Taxation by the Tax Assessor on behalf of the Township of Dennis must be authorized by resolution of the Township Committee for the tax year 2013.

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 Township Committee hereby authorizes the Tax Assessor to file Tax Appeals on behalf of the Township of Dennis for Farmland Assessment Roll Back Taxes for the properties.
2. The Tax Assessor shall have the right to terminate and/or settle by stipulation of otherwise any such Tax Appeals that the Assessor may institute.

BE IT FURTHER RESOLVED, that the Clerk is hereby authorized and directed to forward a copy of this resolution to the Cape May County Board of Taxation and to furnish copies of the same to the Tax Assessor and the Solicitor.

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

RESOLUTION NO. 2013-17

RESOLUTION ESTABLISHING A FEE FOR DUPLICATE TAX BILLS

WHEREAS, upon occasion, property owners request duplicate tax bills from the Tax Collector's Office; and

WHEREAS, the Township Committee desires to establish a fee to be charged for the duplicate tax bills.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Dennis, County of Cape May, State of New Jersey, that the Tax Collector is hereby authorized and directed to charge the current postage rate and \$2.00 for each duplicate tax bill requested by the property owner.

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

RESOLUTION NO. 2013-18

RESOLUTION APPOINTING THE REGISTRAR AND DEPUTY REGISTRAR OF VITAL STATISTICS FOR THE YEAR 2013

WHEREAS, it is necessary to appoint a Registrar and Deputy Registrar of Vital Statistics for the year.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Dennis, County of Cape May, State of New Jersey, that Jacqueline B. Justice is appointed as the Registrar of Vital Statistics.

BE IT FURTHER RESOLVED, that Janice M. Kenney be appointed as Deputy Registrar of Vital Statistics.

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

RESOLUTION NO. 2013-19

RESOLUTION ESTABLISHING THE HOLIDAY SCHEDULE FOR 2013

WHEREAS, it is necessary for the Township to have a schedule of holidays when Municipal Services will be closed.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Dennis, County of Cape May, State of New Jersey, that the following is a listing of the official holidays for the Township of Dennis:

New Year's Day	Jan.	01, 2013
Martin Luther King Day	Jan.	21, 2013
Lincoln's Birthday	Feb.	12, 2013
President's Day	Feb.	18, 2013
Good Friday	Mar.	29, 2013
Memorial Day	May	27, 2013
Independence Day	July	04, 2013
Labor Day	Sept.	02, 2013
Columbus Day	Oct.	14, 2013
General Election Day	Nov.	05, 2013
Veteran's Day	Nov.	11, 2013
Thanksgiving Day	Nov.	28, 2013
Day After Thanksgiving	Nov.	29, 2013
Christmas Day	Dec.	25, 2013

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

RESOLUTION NO. 2013-20

RESOLUTION AUTHORIZING AND DESIGNATING THE BANK DEPOSITORIES

WHEREAS, it is necessary according to the statutes to name depositories for the various Township Officials.

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

Chief Financial Officer - Glenn O. Clarke, CMFO #N00551090

Investment Account at MBIA - CLASS, New Jersey.

Savings, General Checking, Payroll, Armored Car Account, Municipal Alliance, Dog Account, Construction Office, Planning Escrows and any other accounts deemed necessary by the Chief Financial Officer will be maintained at Sturdy Savings Bank.

Tax Collector - Michele T. Heim, CTC #T-1090

Tax Title Lien Redemption Account will be maintained at Sturdy Savings Bank.

Municipal Court - Rosemary Bonner, Court Administrator

Municipal Court Account and the Bail Account will be maintained at Cape Bank.

BE IT FURTHER RESOLVED, that investments will be made by the Chief Financial Officer with any financial institution having New Jersey G.U.D.P.A. certification, and in accordance with the Township of Dennis's Cash Management Plan.

ATTEST

Jacqueline B. Justice, RMC/Clerk

ATTEST

Eugene L. Glembocki, Mayor

RESOLUTION NO. 2013-21

RESOLUTION AUTHORIZING A CASH MANAGEMENT PLAN

WHEREAS, N.J.S.A. 40A: 5-14 mandates that the governing body shall, by resolution passed by a majority vote of the full membership thereof, authorize a cash management plan.

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 authorize the attached Cash Management Plan for the year 2013.

BE IT FURTHER RESOLVED, that the Chief Financial Officer is hereby authorized to deposit its funds pursuant to said plan.

ATTEST

Jacqueline B. Justice, RMC/Clerk

ATTEST

Eugene L. Glembocki, Mayor

RESOLUTION NO. 2013-22

RESOLUTION DESIGNATING THE OFFICIAL NEWSPAPERS FOR PUBLICATION

WHEREAS, the Open Public Meetings Act requires that certain notices of meetings be submitted to the official newspaper(s) of the municipality for publication; and

WHEREAS, the aforesaid act permits the Township Committee to fix a reasonable sum to be charged to persons who request notices of the Township Committee as provided for under said Act; and

WHEREAS, the Township Committee has duly considered the matter.

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 Cape May County Herald Times be and the same is hereby designated as the official newspaper of the Township of Dennis for the year 2013 to receive any and all meeting notices of the Township of Dennis and Land Use Development Application Notices.
2. The Press be and the same is also designated to receive any and all meeting notices of the Township of Dennis and Land Use Development Application Notices which cannot reasonably be published in the Cape May County Herald Times.
3. The Bulletin Board in the Municipal Building at 571 Petersburg Road, Dennisville, NJ is hereby designated as the place where all official notices are to be posted.
4. A fee of \$5.00 per notice is hereby established as the charge to persons requesting individual notices as provided for under the Open Public Meetings Act.
5. The Clerk is hereby authorized and directed to supply to the aforesaid newspaper the annual notice and the required forty-eight (48) hour notice and to otherwise carry into effect the provisions of the Resolution. The said notices shall advise the public that the regularly scheduled meetings of the Township Committee shall be held pursuant to Resolution No. 2012-139.
6. This Resolution shall take effect immediately.

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

RESOLUTION NO. 2013-23

RESOLUTION AUTHORIZING THE EXECUTION OF PROFESSIONAL SERVICES CONTRACTS FOR VARIOUS TOWNSHIP OFFICIALS FOR THE YEAR 2013

WHEREAS, there exists a need for various professional services as follows:

Municipal Solicitor, Municipal Bond Counsel, Municipal Auditor and Grants Consultant ; and

WHEREAS, the maximum amount contracted for each of the aforesaid professional services shall not exceed the amount appropriated in the temporary budget in the said time period and will thereafter not exceed the amount appropriated in the budget as finally adopted: 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 Mayor and Clerk are directed to execute contracts with the following professional personnel:

Michael J. Donohue, Esq.	- Municipal Solicitor
Ronald J. Ianoale, Esq.	- Municipal Bond Counsel
Leon Costello, RMA/CPA	- Municipal Auditor
TRIAD Associates	- Grants Consultant

2. These contracts are 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.
3. A notice of this action shall be printed once in the official newspaper of the municipality.
4. This Resolution shall take effect retroactive to 01/01/13.

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

RESOLUTION NO. 2013-24

**RESOLUTION AUTHORIZING THE ISSUANCE OF VARIOUS
2013 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:

Ocean View Campground – 1,171 Sites
Avalon Campground, Inc. – 363 Sites
Little Oaks Campground – 100 Sites
Holly Lake Campground – 342 Sites
Driftwood Camping Resorts, Inc. – 832 Sites
Driftwood Too – 205 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 2013 Campground Licenses to the aforementioned campgrounds.

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

RESOLUTION NO. 2013-25

**RESOLUTION APPOINTING THE 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 appoint one (1) Fund Commissioner to the FUND and each Fund Commissioner shall be either a member of the local unit’s governing body or one of its employees and that no individual may serve as Fund Commissioner for more than one (1) member; and

WHEREAS, N.J.A.C. 11:15-2.6 states that a 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 a 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 Glenn O. Clarke to serve as 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 Glenn O. Clarke as Fund Commissioner to the Atlantic County Municipal Joint Insurance Fund.

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

RESOLUTION NO. 2013-26

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 recommend that each Municipality appoint one (1) Alternate Fund Commissioner; and

WHEREAS, the Township of Dennis recommends the appointment of Jacqueline B. Justice, RMC as Alternate Fund Commissioner.

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 Jacqueline B. Justice, RMC as Alternate Fund Commissioner for the Atlantic County Municipal Joint Insurance Fund.

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

RESOLUTION NO. 2013-27

RESOLUTION AUTHORIZING A 120 DAY EXTENSION OF THE MINING PERMIT FOR HANSON AGGREGATES - BMC

WHEREAS, Hanson Aggregates - BMC has been issued a mining permit which expires on December 31, 2012; and

WHEREAS, due to difficulties the application process has been delayed; and

WHEREAS, the Township has received a request from Hanson Aggregates - BMC for an extension of their Mining Permit to allow them time to complete the required items to the Planning Board for their review and recommendation.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Dennis, County of Cape May, State of New Jersey, that the permit heretofore issued to Hanson Aggregates - BMC for a mining operation be and is hereby extended for 120 days or until April 30, 2013.

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

RESOLUTION NO. 2013-28

RESOLUTION AUTHORIZING APPOINTMENTS OF VOLUNTEERS TO THE OFFICE OF EMERGENCY MANAGEMENT

WHEREAS, the Township of Dennis has a number of residents with experience in emergency management; and

WHEREAS, several of these residents are willing to serve in a volunteer capacity to assist the Emergency Management Coordinator and the Office of Emergency Management; and

WHEREAS, these residents would serve on a purely volunteer basis; would not be employees and would not receive compensation or benefits, but would bring vital experience and assistance to the Emergency Management functions of the Township.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Dennis, in the County of Cape May and State of New Jersey, duly assembled this 15th day of January, 2013, as follows:

1. The preamble above is incorporated herein by reference as the findings of the Township Committee;
2. The following Township residents are hereby named Volunteer Assistant to the Emergency Management Coordinator and the Township Committee member having public safety oversight:

Bill Kennedy
Barbara Gallagher
3. Said residents shall perform functions as deemed necessary and useful for the Township by the Emergency Management Coordinator and/or the Township Committee member having public safety oversight;
4. These Volunteer Assistants to the Emergency Management Coordinator shall commence such volunteer service upon the adoption of this Resolution; shall have no independent authority or ability to bind the Township or make

decisions; shall serve at the pleasure of the Township Committee and may be removed from this volunteer capacity by the Township Committee for any reason or no stated reason at any time by way of subsequent Resolution, in the sole discretion of the Township Committee.

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

A motion authorizing the Municipal Clerk to post a request for proposals on the Township's website for an Employee Assistance Program was approved as part of the consent agenda.

Motion was made by Teefy, seconded by Germanio with 5 ayes and no nays, the following Resolution No. 2013-29 was adopted:

RESOLUTION NO. 2013-29

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:

- (1) Matters Relating to Public Safety and Property: Any tactics and techniques utilized in protecting the safety and property of the public, provided that their disclosure could impair such protection. Any investigations of violations of possible violations of the law. Investigatory: Discussion of investigation of items contained in a letter of October 3, 2012, from the Recreation Department.
- (2) 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. Contract Negotiations: Discussion of contract issues with regard to Tax Map and Revaluation.

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 January 15, 2013, that an Executive Session closed to the public shall be held on January 15, 2013 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

Jacqueline B. Justice, RMC/Clerk

ATTEST

Eugene L. Glembocki, Mayor

Motion was made by Teefy, seconded Murphy, with all in favor that providing that proper vouchers have been and filed and that funds are available, the following bills are authorized to be paid:

GENERAL ACCOUNT:

035377-Twp of Dennis Payroll Account	\$ 49,769.41
035378-Super Valu	69.82
035379-Catherine Dougherty	297.88
035380-Belleplaine Emergency Corp.	7,400.00
035381-A.A.C.M.C.	75.00
035382-Computer Access Systems	117.25
035383-Dennis Twp Board of Education	697,106.00
035384-Jeanette M. Ennis	114.85
035385-Fibar Group, LLC	2,865.00
035386-The Gem Grocery & Gas	60.83
035387-Herald Newspaper, Inc.	189.97
035388-Jax, LLC	515.00
035389-Edward F. Leith, Jr.	196.90
035390-McManimon & Scotland, LLC	772.14
035391-Nextel Communications	152.58
035392-N.J.P.O.	280.00
035393-Power of Production Studio	485.00
035394-The Press	47.88
035395-QC, Inc.	763.50
035396-Shop Rite	52.67
035397-Shore Animal Control	1,300.00
035398-Shore Veterinarians	371.83
035399-S.S.C.I.	40.00
035400-Carolyn P. Swagler	104.90
035401-Treasurer, State of New Jersey	175.00
035402-Uline	457.00

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

Municipal Clerk's Report	December, 2012 & 2012 Annual
Registrar's Report	December, 2012 & 2012 Annual
Tax Collector's Report	December, 2012
Construction Official's Report	December, 2012
Chief Finance Officer's Report	September, October, November & December, 2012
Engineer's Report	01/15/2013

The Mayor indicated that we will now have the second public comment period. Anyone wishing to address Township Committee may do so at this time by coming forward to the microphone and stating your name and address for the record. He asked if you have commented earlier in the meeting, please limit your comments to items not previously discussed.

There being no comment from those present, motion was made by Teefy, seconded by Germanio, that the general 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 asked the Engineer if he had the opportunity to inspect the drainage issues on Gravel Hole, Tressler, and Cedar Lane East & West.

Mr. Gibson indicated that he had been out there and he commented on the need for positive outfall.

Mr. Gibson, Mr. Donohue and Committeeman DiCicco discussed the drainage issue and different systems and procedures that could help elevate the problem.

Committeeman Germanio commented on Comcast and extending service to the more rural areas and obtaining a Channel 2 for public service announcement for use during weather events and use by the School. Committeeman Germanio also indicated that he was working on getting an update regarding the South Jersey Gas line project for Petersburg Road.

Committeeman DiCicco commented on the issue of lack of service for the Stoney Court area which has been ongoing. He indicated that it is an issue that must be addressed in the next contract .

Committeeman Germanio indicated that Comcast seemed willing to address the issue in the area of Stoney Court and that he needed to get them information regarding the range of addresses on Sunset.

Mayor Glembocki commented on the Comcast issues.

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

Mayor Glembocki commented on the rabies case in the South Dennis area and reminded everyone of the Township's Free Rabies Clinic on Saturday, January 26, 2013 from 1:00 to 3:00 p.m. at the Public Works Garage.

Motion was made by Murphy, seconded by Germanio, with all in favor that the Township Committee take a brief recess prior to the Executive Session.

Motion was made by Murphy, seconded by Germanio, with all in favor that the Executive Session was adjourned and the Regular Meeting reconvened.

Committeeman DiCicco indicated that when the Township's finances get better we should look into going paperless.

Motion was made by Germanio, seconded by DiCicco, with 4 ayes and 1 abstaining (Teefy), that the following Resolution NO. 2013-30 was adopted:

RESOLUTION NO. 2013-30

RESOLUTION APPOINTING SPECIAL COUNSEL

WHEREAS, the Township Committee of the Township of Dennis in the County of Cape May and State of New Jersey finds it necessary to appoint Special Counsel for review of a certain confidential matter arising out of a letter from Recreation staff dated October 3, 2012, which the Committee desires to be reviewed by an independent third party: and

WHEREAS, Rebecca Bertram, Esquire of Bridgeton, New Jersey, is an attorney experienced in new jersey municipal law and has previously conducted similar internal reviews; and

WHEREAS, this appointment may be made without public bidding under the local public contracts law inasmuch as it is below both the pay-to-play and bid threshold; and

WHEREAS, the Chief Financial Officer has certified that funds are available for this matter;

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Dennis, duly assembled in public session this 15th day of January, 2013, that Rebecca Bertram be and hereby is appointed as Special Counsel to the Township of Dennis for the purposes aforesaid to review the matter in light of the Local Government Ethics Law and the Local Public Contracts Law.

BE IT FURTHER RESOLVED, that Ms. Bertram will bill at the current municipal rate of \$145.00 per hour in an amount not to exceed \$4500.00 without subsequent approval by Resolution of the Township Committee.

BE IT FURTHER RESOLVED, that Ms. Bertram shall prepare and execute an appropriate contract on behalf of her and/or her law firm, and shall execute all affirmative action language and execute and provide all other items as may be required by law to effectuate the contract.

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

Motion was made by Teefy, seconded by DiCicco, with 5 ayes and no nays, that the following Ordinance No. 2013-01 was introduced for first reading:

TOWNSHIP OF DENNIS

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

ORDINANCE NO. 2013-01

**AN ORDINANCE OF THE TOWNSHIP OF DENNIS, COUNTY OF CAPE MAY, AND
STATE OF NEW JERSEY AUTHORIZING A SPECIAL EMERGENCY
APPROPRIATION PURSUANT TO N.J.S.A. 40A:4-53 FOR THE PREPARATION
AND EXECUTION OF A COMPLETE PROGRAM OF REVALUATION OF REAL
PROPERTY FOR THE USE OF THE LOCAL ASSESSOR, OR OF ANY PROGRAM
TO UPDATE AND MAKE CURRENT ANY PREVIOUS REVALUATION PROGRAM
WHEN SUCH IS ORDERED BY THE COUNTY BOARD OF TAXATION AND TAX
MAP UPDATES/REVISIONS**

BE IT ORDAINED, by the Township Committee of the Township of Dennis, County of Cape May, and State of New Jersey that pursuant to N.J.S.A. 40A:4-53 (Ch 48, P.L. 1956 as amended by Ch 144, P.L. 1965 and Ch 38, P.L. 1969) the sum of \$350,000.00 is hereby appropriated for the preparation and execution of a complete program of revaluation of real property for the use of the local tax assessor, or of any program to update and make current any previous revaluation program when such is ordered by the county board of taxation and tax map updates/revisions which shall be deemed a Special Emergency Appropriation as defined and provided for in N.J.S.A. 40A:4-55.

BE IT FURTHER ORDAINED, that the authorization to finance the appropriation shall be provided for in succeeding annual budgets by the inclusion of at least 1/5 of the amount authorized pursuant to this act (N.J.S.A. 40A:4-55.)

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 January 15, 2013. Publication will be held on January 23, 2013 and a Public Hearing will be held at a meeting of the said Township Committee to be held on February 05, 2013 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 Teefy, seconded by Germanio, that the meeting be adjourned. The motion carried.

ATTEST _____
Jacqueline B. Justice, RMC/Clerk

ATTEST _____
Eugene L. Glembocki, Mayor