

**TOWNSHIP OF DENNIS
DENNISVILLE, NJ
SEPTEMBER 03, 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 requested the roll call. The Clerk called the roll with: DiCicco, Murphy, Germanio, Teefy and Glembocki present.

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 indicated that we would now move on to the work session issues and asked for a motion to open the worksession. Motion was made by Murphy, seconded by Teefy, with all in favor.

Mayor Glembocki indicated that this evening we have on for discussion Township Administration. Committeeman Germanio indicated that for the past 18 months they have been evaluating the Township and there are things that need to be corrected. He indicated that he believes there is a definite need for a part-time Administrator for the daily operation of the Township as well as employee matters. Committeeman Germanio indicated the Township sorely missed Mr. Knoll and that the Township Committee is there for policy and oversight. He indicated that we should start researching into an Administrator and he has started and that he and Committeeman Murphy have spoken to the Auditor. Committeeman Germanio indicated that this is his recommendation and he welcomes any comment. Deputy Mayor Teefy indicated that he agreed that they needed to start looking into a part-time Administrator. Committeeman Murphy commented on getting ideas from the Auditor. Committeeman Germanio and Mayor Glembocki both indicated that prior to serving on Township Committee they would have said there was no need for an Administrator in Dennis Township. Committeeman DiCicco indicated that you need to look into the issue, but proceed cautiously due to money issues. Committeeman Murphy indicated that there are a lot of different ways to address it and Committeeman Germanio stated as he gets information he will share it with the Committee.

Mr. Frasca asked if the information will be shared with the public and Committeeman Germanio indicated it would be shared when appropriate. Mr. Frasca indicated that the taxpayers may have some suggestions. Committeeman Germanio stated everyone will get a chance to speak.

Mayor Glembocki indicated that this evening we have on for discussion the Experience Works Program. Mayor Glembocki indicated that he would like to move forward with the Program for Custodial Services and asked the Committee for their thoughts. The Committee discussed using the Experience Works Program for custodial services and indicated that it was a win/win, we get custodial services and a senior citizen gets a job. Mayor Glembocki indicated that they will move forward on the consent agenda with the motion to authorize to proceed with the Experience Works Program.

Mayor Glembocki asked for a motion to close 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.

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.

There being none, Mayor Glembocki asked for a motion adopting the consent agenda, motion was made by Teefy, seconded by Germanio, with 5 ayes and no nays, that the consent agenda be adopted.

The May 07, 2013 (Work Session/Regular) and May 21, 2013 (Regular) minutes were apart of the consent agenda and hereby approved.

The following motion was apart of the consent agenda and hereby approved: Authorizing the Mayor to execute the necessary documents for the Experience Works Program.

The following Resolution Nos. 2013-115 thru 2013-120 were apart of the consent agenda and hereby approved.

RESOLUTION NO. 2013-115

RESOLUTION AUTHORIZING A SPECIAL BINGO LICENSE FOR THE DENNIS TOWNSHIP SENIOR CITIZEN ASSOCIATION

WHEREAS, a request has been received from the Dennis Township Senior Citizen Association who is seeking the renewal of their Special Bingo License for their association for the allowable period of two (2) years; and

WHEREAS, the necessary forms and documents have been supplied by said application; and

WHEREAS, the Township Committee has undertaken an investigation of the license application and the applicant and made determinations with respect thereto.

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 a SPECIAL BINGO LICENSE shall be issued to the Dennis Township Senior Citizen Association for the allowable two (2) year period in accordance with the requirements of State Law and Municipal Ordinances.
2. The proper Township Officials are authorized and directed to take all the necessary steps to comply with said laws and the rules and regulations of the Legalized Games of Chance Control Commission.
3. This resolution shall take effect immediately subject to the requirements of the law.

ATTEST

Jacqueline B. Justice, RMC/Clerk

ATTEST

Eugene L. Glembocki, Mayor

RESOLUTION NO. 2013-116

**RESOLUTION AUTHORIZING THE SUBMITTAL OF THE GRANT APPLICATION
AND THE EXECUTION OF THE GRANT AGREEMENT FOR THE
FY2014 NEW JERSEY DEPARTMENT OF TRANSPORTATION
MUNICIPAL AID ROAD PROGRAM APPLICATION –
RECONSTRUCTION AND REALIGNMENT OF THE INTERSECTION OF
ACADEMY ROAD WITH FIDLER ROAD (COUNTY ROUTE #638)**

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 formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED, that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as 00134 to the New Jersey Department of Transportation on behalf of the Township of Dennis.

BE IT FURTHER RESOLVED, that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the Township of Dennis and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

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

RESOLUTION NO. 2013-117

**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>
259	34	\$204.50	Glenda Toft 405 Old Goshen Road Ocean View, NJ 08230

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. 2013-118

**RESOLUTION AUTHORIZING THE RELEASE
OF A PERFORMANCE BOND FOR BLOCK 259, LOTS 35 –
IRA NIEDWESKI/OCEAN VIEW VETERINARY HOSPITAL**

WHEREAS, the Administrator to the Planning and Zoning Boards has requested the release of the Planning/Zoning Performance Bond for Block 259, Lots 35 due to the completion of the site improvements; and

WHEREAS, Township Alternate Engineer has authorized the release of the performance bond which is in the form of a Bond #B1121209.

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 \$206,925.00 performance bond in the form a Bond #B1121209 providing that a Maintenance Bond in the amount of \$25,865.55 (15%) is posted for a term of two (2) years.

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. 2013-119

**RESOLUTION AUTHORIZING THE REFUND OF A
TAX OVERPAYMENT**

WHEREAS, the Tax Collector, Michele T. Heim, has notified the Clerk of an error in the amount of one of the tax overpayments in Resolution No. 2013-113 which needs to be corrected.

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 corrected amount for the following tax overpayment:

<u>Block</u>	<u>Lot</u>	<u>Amount</u>	<u>Owner</u>
67	49	\$ 75.85	Patrick McNally 1560 Clemens Road Harleysville, PA19438

BE IT FURTHER RESOLVED, that the Municipal Clerk forward certified copies of this Resolution to the Tax Collector and the Chief Finance Officer.

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

RESOLUTION NO. 2013-120

**RESOLUTION PROCLAIMING THE WEEK OF SEPTEMBER 17TH – SEPTEMBER 23RD,
2013 AS “CONSTITUTION WEEK” WITHIN DENNIS TOWNSHIP**

WHEREAS, it is a privilege and duty of the American people to commemorate the two hundred twenty-third anniversary of the drafting of the Constitution of the United States of America with appropriate ceremonies and activities; and

WHEREAS; Public Law 915 guarantees the issuing of a proclamation each year by the President of the United States of America designating September 17 through 23 as Constitution Week.

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 proclaim the week of September 17th – September 23rd as

CONSTITUTION WEEK

and urges all citizens to study the Constitution, and reflect of the privilege of being an American with all the rights and responsibilities which that privilege involves.

ATTEST

Jacqueline B. Justice, RMC/Clerk

ATTEST

Eugene L. Glembocki, Mayor

Motion was made by DiCicco, seconded by Germanio, with 4 ayes and 1 absent (Teefy), that the following resolution was adopted:

RESOLUTION NO. 2013-121

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

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

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

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

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

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. Harry Scheeler and OPRA demand.

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 September 03, 2013, that an Executive Session closed to the public shall be held on September 03, 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 _____ **ATTEST** _____
 Jacqueline B. Justice, RMC/Clerk Eugene L. Glembocki, Mayor

Motion was made by Murphy, seconded Teefy, 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:

036169-Twp of Dennis Payroll Account	55,080.67
036170-Advantage Rental Center, Inc.	45.35
036171-Catherine Dougherty	407.08
036172-Belleplaine Emergency Corp.	6,121.43
036173-Belleplaine V.F.W. Post #6257	75.00
036174-Blaney & Donohue, PA	4,177.08
036175-A.A.C.M.C.	50.00
036176-Computer Access Systems	97.75
036177-Cody's Power Equipment	285.04
036178-Comcast	494.70
036179-Township of Dennis	400.00
036180-Dennis Twp Board of Education	768,358.00
036181-Dennis Donegan	45.00
036182-East Coast Distributors	226.00
036183-Fralinger Engineering, PA	195.00
036184-Roy J. Hope	337.26
036185-H. R. Direct	199.00
036186-Johnson & Towers, Inc.	239.85
036187-Loveland Garrett &	4,320.00
036188-Madison Square Garden Enter.	1,225.00
036189-Patrick McNally	75.85
036190-McManimon, Scotland	430.00
036191-North American Benefits Co.	195.28
036192-Ocean View Volunteer Fire Co.	225.00
036193-Oriental Trading Company, Inc.	52.00
036194-S & S Worldwide, Inc.	154.73
036195-Seashore Food Distributors	24.30
036196-Service Tire Truck Centers	1,388.62
036197-Shore Veterinarians	223.24
036198-S.S.C.I.	80.00
036199-Carolyn P. Swagler	129.58
036200-Tri State Office Solutions	26.86
036201-Vision Service Plan	839.74

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	August, 2013
Registrar's Report	August, 2013
Construction Official's Report	August, 2013
Tax Collector's Report	July, 2013
Chief Finance Officer's Report	June, 2013
Engineer's Report	09/03/2013

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.

Jon Frasca of Fidler Road in Dennisville commented on the issue of obtaining an Administrator and what the duties would be. He questioned if they would be the go-between the Committee and the different departments. Mr. Frasca commented on other towns he has lived in and stated every Committee Member had particular departments that they were to supervise directly. He questioned if the Committee new what they would be responsible for when they ran for Committee. He suggested that perhaps since an Administrator would be doing some of their duties, then the Committee could reduce the number of Committee Members to help off-set the Administrator's salary. Mr. Frasca commented on letting the public vote on the issue. He commented on comparing Dennis to Middle & Upper and reiterated letting the taxpayers have a say on election day. Committeeman Murphy indicated that even with an Administrator present the Committee Member still deals with their Departments. Committeeman DiCicco indicated that this is a part-time job with full time responsibilities and he commented on the Administrator allowing layer for such items as employee discipline and allows for due process. Committeeman DiCicco indicated he is not 100% sold on the idea due to the money issues. Mr. Frasca stated that a lot of the issues he brings up an Administrator would be able to handle. He commented on the money issue and asked if the position would be advertised. Mayor Glembocki indicated that it would be absolutely advertised and Committeeman DiCicco stated the same process would be follow that was done for the part-time/seasonal keyboarding clerk position. Mr. Frasca asked the Committee to give his comments some thought. Committeeman Germanio commented on Mr. Frasca's constant request for us to make smart choices with the taxpayers' money and that he keeps that in mind all the time.

Sandy Izzi of Ocean View asked if the Dennis Township Fire District #1 has requested to use the Municipal Building for their meetings. The Clerk indicated that she had been contacted by the Solicitor for the District and that she had forwarded him the required paperwork. Mrs. Izzi commented on being upset by the Ocean View Volunteer Fire Company charging the Fire District to have their meetings there and indicated that it is a disgrace. Mrs. Izzi commented further regarding this issue. Mrs. Izzi questioned who owns the Fire Company building and who would have the right to give it away. Township Solicitor, Mike Donohue, commented on the legal mechanism for transferring property and who the record owner of the building is. Committeeman DiCicco indicated that it is possible some property is in the Fire Company name and some the District. Mrs. Izzi commented on the School Board giving the firehouse on Route 9 to the Fire Company. Mayor Glembocki commented on the property becoming a pad site. Mr. John Turner indicated that there used to be a schoolhouse at the site and the School Board gave or sold it to the Fire Company and that the structures that are there now are not the old schoolhouse, which was moved to South Dennis. Deputy Mayor Teefy indicated that perhaps the Solicitor can look into the matter and Mr. Donohue indicated he could. Mrs. Izzi commented on the Fire Company's tax exempt status and indicated that if they are privately owned than the Township should get taxes from them to help with the financial problems in the Township. Mr. Donohue commented on the laws that govern volunteer fire companies and granting them tax exempt status. He indicated that he would look into the matter further however they are not driven by Township laws, but by State.

The Mayor asked for comments from the Committee.

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

Committeeman DiCicco invited everyone who wants to hear some good gospel bluegrass music to the Belleplain Methodist Church on Friday at 7:00 p.m. and he wished everyone a good Back to School. commented on the Summer Basketball Championship and indicated that had a successful

Committeeman Germanio echoed Committeeman DiCicco regarding Back to School and urged everyone to be careful and drive safely on Petersburg Road.

Deputy Mayor Teefy commented on Mr. Rock's previous comments regarding signs on Sea Isle Blvd. He indicated that the Construction Official has sent letters out regarding the signs and many of them have been removed and only the State signs remain.

Mayor Glembocki indicated that he had no comments at this time.

Tom Rock from 16 Baywood Drive, Ocean View commented on break-ins that are occurring in the area. He urged everyone to be more vigil and to write down tag numbers of unfamiliar vehicles in your neighborhood. Committeeman Germanio indicated that he has heard that people are siphoning gas from cars. Mr. Rock commented on the article in the Herald regarding the signs.

Mayor Glembocki indicated that the Township Committee would take a three (3) minute recess prior to the Executive Session. Motion was made by Teefy, seconded by Murphy and the motion carried.

Motion was made by Germanio, seconded by Murphy that the Executive Session be closed and the regular meeting reconvened. All in favor and the motion carried.

Mayor Glembocki asked for a motion to authorizing the Solicitor to proceed as discussed in the Closed Session regarding the Harry Scheeler matter, motion made by Teefy, seconded by DiCicco, with 4 ayes and 1 abstaining (Germanio).

Mayor Glembocki asked for a motion to authorizing the Labor Attorney, Mr. Blaney, to proceed as discussed in the Closed Session regarding the contract negotiations with the United Food & Commercial Workers, motion made by Teefy, seconded by Murphy, with 5 ayes and no nays.

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

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