

**REGULAR/WORKSESSION MEETING OF THE DENNIS TOWNSHIP
COMMITTEE - APRIL 28, 2014 – 4:00 P.M.**

Meeting called to order:

The meeting is now open. Adequate notice of the meeting was provided by posting a copy of the time and place on the Municipal Clerk's bulletin board and by publishing notice in the official newspaper on the Township.

Will the Clerk please call the Roll to determine a quorum.

Will everyone please rise to salute the flag and for a moment of silence and the reading of the names of the fallen.

Discussion:

Fred DeAndrea from Comcast.

Outside Wood Boiler Ordinance.

Public Comment on Agenda Items:

Review of Consent & Regular Agenda Items

Consent Agenda

- | | |
|---------------|--|
| Motions: | Acknowledging the Calvary Baptist Church's Annual Walk-Run-Ride 4 Relief. |
| Res. #2014-68 | Authorizing a Professional Services Contract to Marc DeBlasio, PE of Remington, Vernick & Walberg Engineers for Special Engineering Services Regarding Grants. |
| Res. #2014-69 | Authorizing the Refund of a Planning/Zoning Escrow Fee. (Peter & Tina Fricano). |
| Res. #2014-70 | Authorizing an Emergency Waiver of the Township's Integrated Pest Management Program. |
| Res. #2014-71 | Approving the Specifications for Replacing Gutters and Downspouts for the Dennis Township Recreation Complex and Authorizing the Clerk and Engineer to Re-Bid the Same. |
| Res. #2014-72 | Authorizing the Recycling Coordinator to Submit the 2013 Tonnage Grant. |
| Res. #2014-73 | Authorizing the Execution of a Shared Services Agreement with the Cape May County Municipal Utilities Authority for the Review and Submission of the Township of Dennis' 2013 Annual Recycling Tonnage Report. |

**REGULAR MEETING OF THE DENNIS TOWNSHIP COMMITTEE -
APRIL 28, 2014 – 4:00 P.M. (page 2)**

Consent Agenda Continued:

- Res. #2014-74 Authorizing an Extension of a Leave of Absence for a Public Works Employee.
- Res. #2014-75 Renewing the Recognition of the Dennis Township Baseball/Softball Association; Dennis Township Basketball Association, Dennis Township Football & Cheerleading Association and the Dennis Township Hockey Association, Pursuant to Chapter 139, Article 2 of the Code of the Township of Dennis.
- Res. #2014-76 Authorizing Advertising of Bids for the Collection, Hauling, and Disposal of Solid Waste and Recyclable Materials in the Township of Dennis.
- Ord. #2014-05 An Ordinance of the Township of Dennis, County of Cape May and State of New Jersey Establishing the Compensation of the Officers and Employees of the Township of Dennis. (for Introduction & First Reading).

Regular Agenda:

- Res. #2014-77 Authorizing the Extension of the 2014 Temporary Budget Appropriations.
- Res. #2014-78 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 – Matters Relating to Litigation, Negotiations and the Attorney-Client Privilege.
- Ord. #2014-04 An Ordinance to Exceed the Municipal Budget Appropriation Limits and to Establish a CAP Bank (N.J.S. 40A:4-45.14). (for Second Reading and Public Hearing).

Motion for the Bills

Motion authorizing the payment of the bills, providing that proper vouchers have been filed and that funds are available. **General Account \$**

Administrative Reports

Tax Collector's Report March, 2014
Chief Finance Officer's Report February, 2014
Engineer's Report 04/28/2014

**REGULAR MEETING OF THE DENNIS TOWNSHIP COMMITTEE -
APRIL 28, 2014 – 4:00 P.M. (page 3)**

Mayoral Appointments:

Consolidated Land Use Board -

Ed Kelly Class IV unexpired term ending 12/31/2016

Carlos Morales Alt. #1 unexpired term ending 12/31/2015

Greta Jo Payne Alt. #3 unexpired term ending 12/31/2015

General Public Comments

Committee Comments

Executive Session:

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 – Matters Relating to Litigation, Negotiations and the Attorney-Client Privilege.

Adjournment

Township of Dennis

County of Cape May

State of New Jersey

Statement: Although the use of outdoor wood furnaces may provide an economical alternative to other heating systems, reasonable concerns have been raised regarding the safety and environmental impacts of their use. It is recognized that Outdoor Wood Furnaces potentially create noxious or hazardous smoke, soot, fumes, odors, and air pollution. Their operation can be harmful to human health and deprive neighbors of the enjoyment of their property. It is the purpose of this ordinance to establish and impose restrictions on the construction and operation of currently operating and proposed future outdoor wood furnaces in order to promote and safeguard public health, safety, and comfort of residents of the Township of Dennis.

Ordinance 2013 _____

This ordinance amends the code of the Township of Dennis in Cape May County, New Jersey by adding a new chapter to the code entitled, "**Outdoor Wood Furnaces**".

Be it enacted by the Township of Dennis as follows:

Ordinance ____ concerning **Outdoor Wood Furnaces**, also referred to as **Outdoor Wood Boilers, Outdoor Wood-Fired Hydronic Heaters** reads as follows:

1. Definitions

A. Outdoor Wood Furnace: any device, appliance, apparatus, equipment, or any component thereof, which is installed or situated out of doors for the purpose of combusting fuel to produce heat or other energy to be used for the purpose of providing heat for an interior space or water source.

For the purpose of this definition, and this ordinance, **Outdoor Wood Furnace** can also be referred to as an **Outdoor Wood Boiler, Outdoor Wood-Fired Hydronic Heater, or Outdoor Hydronic Heater**.

B. Outdoor Wood Pellet Furnace: any device employing wood pellets or biomass pellets for the same purpose as described in Definition A.

C. Chimney: flue (or flues) that carry off exhaust generated by the firebox or burn chamber of an Outdoor Wood Furnace.

D. EPA HH (Hydronic Heater) Phase 2 Program. A program administered by the US Environmental Protection Agency which defines the particulate matter emission limit of .32 parts per million BTUs output.

E. Qualified Model: A hydronic heater that has been EPA HH Phase 2 Program qualified and is labeled accordingly.

F. Existing Outdoor Wood Furnace: Any outdoor wood furnace installed prior to the effective date of this ordinance.

G. New Outdoor Wood Furnace: Any outdoor wood furnace installed after the effective date of this ordinance.

H. Natural Wood: Wood that has not been treated, painted, varnished, or coated with similar material. Wood that has not been pressure treated with preservatives and contains no resins or glues.

2. Requirements for Outdoor Wood Furnaces

A. As of the effective date of this ordinance, no person shall build, install, operate, or maintain an Outdoor Wood Furnace other than in compliance with the terms of this ordinance.

B. No person shall operate an existing Outdoor Wood Furnace unless such operation conforms with that device's manufacturer's instructions regarding such operation and in compliance with requirements set down in this ordinance regarding specific fuel (s) permitted to be burned as set forth below.

C. No new "homemade" Outdoor Wood Furnaces are permitted. Only those devices designed and constructed by licensed manufacturers of outdoor wood furnaces will be considered for permitting.

D. All new Outdoor Wood Furnaces shall be constructed, established, installed, and operated only in conformance with manufacturer's instructions and the requirements set forth in this ordinance. In those instances where manufacturer's instructions may conflict with this ordinance, the terms of the ordinance shall apply with the sole exception of the instances in which the manufacturer's instructions are more stringent. In such instances, those instructions shall take precedence.

E. As part of the permitting process, any applicant seeking to install a new Outdoor Wood Furnace shall provide the manufacturer's owner's manual or installation instructions to the office of the Dennis Township Code Enforcement Officer, who will review said information as part of the permitting application process set forth below.

F. To be considered for permitting, any new Outdoor Wood Furnace must be lab-tested and listed to appropriate safety standards (such as UL, ANSI, or other applicable safety standards).

G. Any existing Outdoor Wood Furnace (see F under definitions) must obtain a permit from the Township of Dennis Code Enforcement Office or the appropriate officer designated by the Township of Dennis, in order to operate.

As part of the permitting process for an existing Outdoor Wood Furnace, code enforcement will conduct an on-site investigation of said device. If it is determined by that official that the device creates a verifiable nuisance, as defined by law (local, county, state, and/or federal), owner of said Outdoor Wood Furnace must:

- 1) Cease operating said unit until the cause of the nuisance is eliminated.
- 2) Complete modifications to the unit to eliminate the nuisance.
- 3) Have unit re-inspected prior to restarting to verify that the problem has been corrected.

H. Spark Arrestor. All Outdoor Wood Furnaces shall be equipped with a properly functioning spark arrestor.

I. Particulate Standard Requirement. No person will be permitted to install and operate and Outdoor Wood Furnace unless, at minimum, it meets a particulate matter emission limit of .32 parts per million BTU output. (This qualifies under EPA Phase 2.) (SEE ATTACHED.)

3. Additional Requirements for Compliance

In order to obtain and maintain approval to operate an Outdoor Wood Furnace shall be constructed, established, installed, operated, and maintained as follows:

A. Fuel: natural untreated wood, properly seasoned firewood, or wood pellets only. **All other materials are prohibited.** (See **Addendum** for a partial list of such materials.)

B. Setbacks:

1) Outdoor Wood Furnace must be located at least **300 feet** from any property line.

2) Outdoor Wood Furnace must be at least **300 feet** from any residence not served by said unit.

3) Outdoor Wood Furnace must be located in such a way that it complies with manufacturer recommendations and testing/listing requirements for combustible materials.

C. Chimney Height:

1) Chimney must be at least three feet higher than the peak of residence served.

D. Control Technology: All new or existing Outdoor Wood Boilers must install any control devices deemed necessary under DEP standards in effect at the time of installation, to reduce emissions of smoke and potentially harmful gases during start-up and reload.

4. Permitting.

A. New Outdoor Wood Furnace. Anyone wishing to install and operate said device must be granted a permit to do so from the local municipality through the **Code Enforcement Officer**

Cost per permit application is _____

In addition to this application fee, applicant must provide:

1) Site plan showing the exact location for the proposed Outdoor Wood Furnace. Site plan will also show all neighboring property lines and will show that the proposed site meets setback requirements as stated above.

2) Applicant will also provide information from the manufacturer of the Outdoor Wood Furnace to be installed. This information will show that the unit proposed falls within the requirements of this ordinance.

These requirements also apply to anyone seeking a permit for an existing Outdoor Wood Furnace.

B. Upon being granted a permit and prior to commencement of operation of the unit, Outdoor Wood Furnace and the site on which it is (or is to be) located will be inspected by the local municipal Code Enforcement Officer in order to verify compliance with the terms of the permit granted under the terms of this ordinance.

C. Should either the permit application be denied or pre-operation inspection result in that permit being revoked, applicant shall have the right of appeal.

In the first instance, a re-application for permit may be submitted with changes made to bring the application into compliance in accordance with the terms of this ordinance. Said reapplication will include a fee of _____. Further, the reapplication will require documentation showing that that the required changes were made.

In the second instance, when an approved permit is revoked as a result of an unsatisfactory site inspection prior to start-up, applicant must proceed, following the steps outlines in the paragraph above.

Further, applicant must submit to site re-inspection prior to start-up to establish that necessary changes have been completed to bring the Outdoor Wood Furnace into compliance with this ordinance.

5. Causes for Suspension of Permit

One or more of the following are cause for suspension of permit for operating an Outdoor Wood Furnace.

A. Emissions from Outdoor Wood Furnace fail to meet the standard established in New Jersey Air Pollution Regulations, NJAC 7:27-3, "Control and Prohibition of Smoke from Combustion of Fuel" The regulation stipulates that stationary indirect heat exchangers produce smoke for a period of no longer than three minutes in any consecutive 30 minute period.

B Malodorous air contaminants are detectable outside the property of the individual on whose property Outdoor Wood Furnace is located. Odors as air pollution are regulated under the Air Pollution Control Act, under NJAC 7:27-5.

Odor investigations are initiated by a complainant and are investigated and verified by individuals certified in odor investigations (such as the Cape May County Health Department Division of Environmental Health Services).

C Emissions from Outdoor Wood Furnace interfere with reasonable (neighbors) enjoyment of life and property as defined under NJAC 7:27-5.

D. If statutes cited above are superseded, rules promulgated under said amended statutes shall take precedence.

6. Complaints

Any resident who has secured a permit to install and operate an Outdoor Wood Furnace agrees to allow the applicable or designated Township of Dennis Code Enforcement official to inspect said device at any time after it has begun operation, if a complaint is filed in writing relative to a possible violation as delineated in this ordinance.

7. Enforcement.

The Cape May County Health Department Division of Environmental Health Services, acting on behalf of the Township of Dennis, shall have the authority to enforce the provisions of this ordinance and may issue such orders as are necessary to assist in the enforcement of same in response to a valid complaint.

Such orders may include, but are not limited to, order to cease use of an Outdoor Wood Furnace, order to take corrective action as determined by the township Code Enforcement Officer (or other designee), order to produce information if required to determine whether a public nuisance may exist.

Any order issued shall take effect upon notice. Any appeal of said order shall not supersede the order until, and if, the appeal is resolved in favor of the appellant.

8. Appeals.

In the event that further appeal is sought, or in such instances that an applicant wished to seek a variance to allow for installation of an Outdoor Wood Furnace that does not comply with the terms of this ordinance, such appeal or request for variance must be submitted in writing to the local municipal Land Use Board, following applicable procedures established by that body.

A. Criteria for variance. In deciding whether to grant or deny a requested variance, the primary consideration of the Land Use Board should be to weigh the benefit accruing to the applicant vs. the detriment to both adjoining neighbors and the community as a whole.

Factors to be considered include:

- 1) Health and environmental impact of smoke and soot on air and water quality

2) Quality of Life issues such as noise and aesthetics.

In addition, the board can determine if granting a variance will negatively impact the character of the surrounding community, including but not limited to neighboring properties. The board can also consider whether the sought variance represents the only recourse available to the applicant to obtain the benefit sought.

9. Violations and Fines.

Any person who installs and operates an Outdoor Wood Burning Furnace in violation of the terms of this ordinance shall be subject to a fine as follows:

First Offense violation of NJAC 7:27-3 range from \$300-\$1000 (depending on boiler capacity). First Offense violation of NJAC 7:27-5 begin at \$1000.

Failure to cease operation of an Outdoor Wood Furnace after an initial violation has been established shall incur subsequent fines for every day that the violation continues.

10. Severability.

The provisions established in this ordinance are severable. If any particular element should be subsequently found to be invalid, those elements of the law not so determined shall still apply.

11. Applicability.

This ordinance does NOT apply to grilling or cooking outdoors using charcoal, wood, propane, or natural gas in a cooking/grilling appliance. Nor shall it apply to outdoor recreational campfires, fire pits, or chimineas.

This ordinance does NOT apply to burning in a stove, furnace, fireplace, or other heating device self-contained within a residence.

12. Civil Proceedings.

In addition to procedures for establishing violations and fines for same, established above, any person who violates any provision of this law can be subject to a civil penalty of not more than

\$500, to be recovered by the Township of Dennis via civil action.

In addition, the violator may be held liable for all necessary costs incurred related to the prosecution of civil action, including, but not limited to, attorney's fees.

Such amounts shall be included on the next annual tax levy for the subject property.

Addendum.

Examples of materials prohibited for use in Outdoor Wood Furnace include: wood that has been painted, varnished, or coated with similar material; wood that has been pressure treated with preservatives and contains resins or glues (such as plywood or composite wood).

Other prohibited materials include, but are not limited to: rubbish, garbage, food wastes, food packaging or wraps, any plastic materials including nylon, PVC, ABS, polystyrene or urethane foam, synthetic fabrics, plastic films and containers, rubber tires or any synthetic rubber products, newspaper, cardboard or any paper containing ink or dye.

In addition, the following are prohibited: lawn clippings, leaf waste, asphalt, manure, used cooking oils, tires, construction debris, lighter fluid, gasoline, chemicals, animal waste, naphtha, railroad ties, furniture, coal, or salt water driftwood.

Nor is an Outdoor Wood Furnace to be used as a waste incinerator.

57 Petersburg Rd
PO Box 204
Dennisville, NJ 08214

Application for Use of Facilities

APPLICANT: Calvary Baptist Church

ADDRESS: 2373 US Rte 9

ADDRESS: Ocean View, NJ 08246

Person Responsible:

Name: Jonathan Kleinman Title: Event Coordinator

Address: 160 Hegan Rd CMCH, NJ 08210

Telephone: (H) 609-624-8574 (C) 609-658-9970 (W) 609-658-9990

The Applicant requests the use of the facilities listed below:

Name and Location of Facility(ies): See attached maps of Routes we will be using

For the following purpose: Community bike ride-walk-run, Ride & Relief fundraising event for humanitarian relief. All routes start and end at Calvary Baptist Church, Ocean View, NJ.
(State the Purpose) 14 854/09/2014

on the following date(s): Saturday June 21st 2014 (SAT 21 JUN 2014 - rain date)

Specify the hours of use: From: 7am To: 3pm

Number of people to attend: ~100

Will juveniles be present? Yes No If Yes, what ages? 4-17

If juveniles will be present, the Applicant must submit the names, addresses, and telephone numbers of chaperones prior to event.

N/A Will Alcoholic Beverages be served? Yes No If Yes, who will be serving the alcohol?

Alcoholic beverages are not permitted on Township property.

If Yes, attach a copy of the liquor license and the liquor liability policy of insurance.

Attached

Applicant has received a copy of the Municipality Use of Facilities Agreement and agrees to abide by and comply with the terms of that Agreement.

Note: Municipality has the right, in its sole discretion, to deny, limit, or revoke the use of requested facility(ies) when in the opinion of the Municipality the use presents a risk of unreasonable injury to persons or damage to property of the Municipality or others.

APPLICANT: Jonathan Kleiman DATE: 09 APR 2014

Signature

TOWNSHIP OF DENNIS

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

RESOLUTION NO. 2014-68

**RESOLUTION APPOINTING A PROFESSIONAL SERVICES CONTRACT FOR SPECIAL
ENGINEERING SERVICES REGARDING GRANTS FOR THE YEAR 2014**

WHEREAS, the Township Committee of the Township of Dennis in the County of Cape May and State of New Jersey finds it necessary to contract with an Engineering Firm for special engineering services regarding grants; and

WHEREAS, Marc DeBlasio, PE of the firm Remington Vernick & Walberg Engineers, submitted a quote for said services; and

WHEREAS, this appointment may be made without public bidding under the local public contracts law; and

WHEREAS, certification of funds available will be received from the Chief Financial Officer prior to any project being authorized; and

WHEREAS, Marc DeBlasio, PE of the firm Remington Vernick & Walberg Engineers, after submitting all documents and disclosures in accordance with law has been nominated by Committeeman Germanio to be appointed as Special Engineers with regards to Grants for the Township of Dennis; and

WHEREAS, Marc DeBlasio, PE of the firm Remington Vernick & Walberg Engineers, as a Special Engineer with regards to Grants is prequalified under the "Fair and Open Process" and may be called upon by the Township to handle certain grant projects, which projects shall be the subject of agreements separately negotiated and approved by the governing body before the commencement of work by Marc DeBlasio, PE of the firm Remington Vernick & Walberg Engineers, on any such project, and No "not to exceed" amount is required at this time for the Special Engineer regarding Grants, but will be required in connection with any and all projects by way of Resolution before proceeding.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Dennis, duly assembled in public session this 28th day of April, 2014, that Marc DeBlasio, PE of the firm Remington Vernick & Walberg Engineers, be and hereby are appointed as Special Engineer regarding Grants to the Township of Dennis for the purposes of special engineering services regarding grants.

BE IT FURTHER RESOLVED, that, Marc DeBlasio, PE of the firm Remington Vernick & Walberg Engineers shall prepare and execute an appropriate contracts 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 John Murphy, Mayor

PRESENTED BY:

SECONDED BY:

ROLL CALL VOTE:

AYES :
NAYS :
ABSTAINING:
ABSENT :

This is to certify that this is a true copy of a Resolution adopted by the Dennis Township Committee at their regular meeting held on April 28, 2014 at 4:00 p.m. (prevailing time) at the Dennis Township Municipal Building located at 571 Petersburg Road, Dennisville, NJ.

ATTEST _____
Jacqueline B. Justice, RMC/Clerk

TOWNSHIP OF DENNIS

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

RESOLUTION NO. 2014-69

**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>
244	4	\$ 500.00	Peter & Tina Fricano 2300 Dune Drive Avalon, NJ 08202

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 John Murphy, Mayor

PRESENTED BY:

SECONDED BY:

RESOLUTION NO. 2014-69
PAGE 2

ROLL CALL VOTE:

AYES :
NAYS :
ABSTAINING:
ABSENT :

This is to certify that this is a true copy of a Resolution adopted by the Dennis Township Committee at their regular meeting held on April 28, 2014 at 4:00 p.m. at the Dennis Township Municipal Building located at 571 Petersburg Road, Dennisville, NJ.

ATTEST _____
Jacqueline B. Justice, RMC/Clerk

TOWNSHIP OF DENNIS

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

RESOLUTION NO. 2014-70

**RESOLUTION AUTHORIZING AN EMERGENCY WAIVER OF THE
TOWNSHIP'S INTEGRATED PEST MANAGEMENT PROGRAM**

WHEREAS, Resolution No. 2008-41 adopted an "Integrated Pest Management Program"; and

WHEREAS, section 9 of said Program allows for Emergency Waivers; and

WHEREAS, the Township Committee along with the Dennis Township Organic Pest Management Advisory Board ("OPM Board") believes that a threat of the West Nile Virus exists at the Recreation Complex located at 565 Dennisville Road, South Dennis; and

WHEREAS, the Township Committee and OPM Board have grave concerns for the recreation fields after reviewing the various soil boring reports and the safety of the dugout due to carpenter bees; and

WHEREAS, the Dennis Township Organic Pest Management Advisory Board met to discuss these issues and to review available information and have made their recommendations to the Committee.

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 hereby authorizes an Emergency Waiver of the Township's Integrated Pest Management Program at the Recreation Complexes located at 565 Dennisville Road, South Dennis; Academy Road, Dennisville and Chestnut Street, Belleplain to allow for mosquito spraying, synthetic fertilizer and the spraying for carpenter bees.

BE IT FURTHER RESOLVED, that the Township Committee will forward a letter to the Cape May County Department of Mosquito Control requesting that the lake, located on the Open Space Property adjoining the Recreation Complex, be stocked with *Gambusia affinis*, which is a mosquito eating fish that will help suppress the populations.

ATTEST _____ **ATTEST** _____
Jacqueline B. Justice, RMC/Clerk John Murphy, Mayor

RESOLUTION NO. 2014-70
PAGE 2

PRESENTED BY:

SECONDED BY:

ROLL CALL VOTE:

AYES :
NAYS :
ABSTAINING :
ABSENT :

This is to certify that this is a true copy of a Resolution adopted by the Dennis Township Committee at their regular meeting held on April 28, 2014 at 4:00 p.m. at the Dennis Township Municipal Building located at 571 Petersburg Road, Dennisville, NJ.

ATTEST _____
Jacqueline B. Justice, RMC/Clerk

TOWNSHIP OF DENNIS

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

RESOLUTION NO. 2014-71

**RESOLUTION APPROVING THE SPECIFICATIONS FOR
REPLACING GUTTERS AND DOWNSPOUTS FOR THE DENNIS TOWNSHIP
RECREATION COMPLEX AND AUTHORIZING THE CLERK AND THE ENGINEER
TO RE-BID FOR THE SAME**

WHEREAS, gutters and downspouts need to be replaced/completed at the Recreation Complex;
and

WHEREAS, the Township Engineer has prepared plans and specifications for said
improvements.

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 Engineer are hereby approved.
2. That the Engineer is hereby authorized and directed to re-advertise for bids for said improvement.
3. That the specifications will be available at the office of the Municipal Clerk located at 571 Petersburg Road, Dennisville, NJ, at a cost of \$25.00 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 John Murphy, Mayor

**RESOLUTION NO. 2014-71
PAGE 2**

PRESENTED BY:

SECONDED BY:

ROLL CALL VOTE:

**AYES :
NAYS :
ABSTAINING :
ABSENT :**

This is to certify that this is a true copy of a Resolution adopted by the Dennis Township Committee at their special meeting held on April 28, 2014 at 4:00 p.m. at the Dennis Township Municipal Building located at 571 Petersburg Road, Dennisville, NJ.

ATTEST _____
Jacqueline B. Justice, RMC/Clerk

TOWNSHIP OF DENNIS

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

RESOLUTION NO. 2014-72

**RESOLUTION AUTHORIZING THE RECYCLING COORDINATOR TO
SUBMIT THE 2013 TONNAGE GRANT**

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

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

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

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

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

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

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

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

ATTEST _____ **ATTEST** _____
Jacqueline Justice, RMC/Clerk John Murphy, Mayor

RESOLUTION NO. 2014-72
PAGE 2

PRESENTED BY:

SECONDED BY:

ROLL CALL VOTE:

AYES :
NAYS :
ABSTAINING:
ABSENT :

This is to certify that this is a true copy of a Resolution adopted by the Dennis Township Committee at their regular meeting held on April 28, 2014 at 4:00 p.m. at the Dennis Township Municipal Building located at 571 Petersburg Road, Dennisville, NJ.

ATTEST _____
Jacqueline B. Justice, RMC/Clerk

TOWNSHIP OF DENNIS

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

RESOLUTION NO. 2014-73

**RESOLUTION AUTHORIZING THE EXECUTION OF A SHARED SERVICES
AGREEMENT WITH THE CAPE MAY COUNTY
MUNICIPAL UTILITIES AUTHORITY
FOR THE REVIEW AND SUBMISSION OF THE TOWNSHIP OF DENNIS'
2013 ANNUAL RECYCLING TONNAGE REPORT**

WHEREAS, in accordance with N.J.S.A. 13:1E-96 5.b(1), commencing in 2012, each New Jersey municipality is required by the Recycling Enhancement Act ("REA") to have mandatory Annual Recycling Tonnage Reports approved and signed by a Certified Recycling Professional ("CRP"); and

WHEREAS, the State of New Jersey (State) requires that municipalities submit their Annual Recycling Tonnage Reports by April 30 of each year; and

WHEREAS, the Township of Dennis (Township) will not be able to secure the Shared Services Agreement prior to April 30, 2014; and

WHEREAS, the Cape May County Municipal Utilities Authority (Authority) has one or more employees that have obtained designation as a CRP; and

WHEREAS, the Authority has indicated a willingness to assist the Township of Dennis in securing their rightful recycling fund allotment from the State for its 2013 recycling activities; and

WHEREAS, the Authority desires to memorialize each party's responsibilities in a Shared Services Agreement pursuant to the Uniform Shared Services and Consolidation Act (N.J.S.A. 40A:65-1 et seq.) ("Shared Services Act"), whereby the Authority would review, certify, and submit, via email, to the NJDEP, the Township of Dennis' 2013 Recycling Tonnage Report; and

WHEREAS, under the Shared Services Act, any local unit may enter into an agreement with any other local unit or units to provide and/or receive any service that each local unit participating in the agreement is empowered to provide or receive within its own jurisdiction, including services incidental to the primary purposes of any of the participating local units; and

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Dennis, as follows:

RESOLUTION NO. 2014-73

PAGE 2

1. The Township of Dennis hereby approves the "Shared Services Agreement Between the Township of Dennis and the Cape May County Municipal Utilities Authority to Review, Sign/Submit the 2013 Annual Recycling Report", in substantially the same form as currently on file with the Municipal Clerk.
2. The Mayor is authorized to execute said Agreement.

ATTEST _____ **ATTEST** _____
Jacqueline B. Justice, RMC/Clerk John Murphy, Mayor

PRESENTED BY:

SECONDED BY:

ROLL CALL VOTE:

AYES :
NAYS :
ABSTAINING:
ABSENT :

This is to certify that this is a true copy of a Resolution adopted by the Dennis Township Committee at their regular meeting held on April 28, 2014 at 4:00 p.m. at the Dennis Township Municipal Building located at 571 Petersburg Road, Dennisville, NJ.

ATTEST _____
Jacqueline B. Justice, RMC/Clerk

TOWNSHIP OF DENNIS

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

RESOLUTION NO. 2014-74

**RESOLUTION AUTHORIZING A LEAVE OF ABSENCE FOR A
PUBLIC WORKS EMPLOYEE**

WHEREAS, Resolution No. 2014-41 adopted on 02/18/2014 authorized an additional extension of a leave of absence for David Blood under the FMLA; and

WHEREAS, said leave was effective 12/21/2013 to 03/03/2014; and

WHEREAS, Mr. Blood returned to work on 03/04/2014 and work thru 03/14/2014 and then requesting an additional leave of absence due to complications stemming from his original FLMA from 03/17/2014 through 04/06/2014; and

WHEREAS, Mr. Blood continues to be unable to return to work and has requested an additional leave of absence.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Dennis, County of Cape May, State of New Jersey, that an additional leave of absence be granted for David Blood effective from 04/07/2014 through 05/05/2014 with said leave being a general leave without pay with the hopes of Mr. Blood returning to work, Monday, May 05, 2014.

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 John Murphy, Mayor

PRESENTED BY:

SECONDED BY:

ROLL CALL VOTE:

AYES :
NAYS :
ABSTAINING:
ABSENT :

RESOLUTION NO. 2014-74
PAGE 2

This is to certify that this is a true copy of a Resolution adopted by the Dennis Township Committee at their regular meeting held on April 28, 2014 at 4:00 p.m. at the Dennis Township Municipal Building located at 571 Petersburg Road, Dennisville, NJ.

ATTEST _____
Jacqueline B. Justice, RMC/Clerk

TOWNSHIP OF DENNIS

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

RESOLUTION NO. 2014-75

**RESOLUTION RENEWING THE RECOGNITION OF THE DENNIS TOWNSHIP
BASEBALL/SOFTBALL ASSOCIATION, DENNIS TOWNSHIP BASKETBALL
ASSOCIATION, DENNIS TOWNSHIP FOOTBALL & CHEERLEADING
ASSOCIATION AND THE DENNIS TOWNSHIP HOCKEY ASSOCIATION,
PURSUANT TO CHAPTER 139, ARTICLE 2
OF THE CODE OF THE TOWNSHIP OF DENNIS**

WHEREAS, the Recreation Director has received applications from the following Dennis Township Associations: Baseball/Softball, Basketball, Football & Cheerleading and Hockey for renewal of their recognition by the governing body for the promotion of recreation activities in the Township of Dennis; and

WHEREAS, the Recreation Director has reviewed the applications in accordance with Chapter 139, Article 2, and has submitted a recommendation to the Township Committee for renewal of their recognition.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Dennis, County of Cape May, State of New Jersey, that the Dennis Township Baseball/Softball Association, Dennis Township Basketball Association, Dennis Township Football & Cheerleading Association and Dennis Township Hockey Association are hereby recognized as organizations for the promotion of recreational activities pursuant to Chapter 139, Article 2 for the year 2014.

ATTEST _____ **ATTEST** _____
Jacqueline B. Justice, RMC/Clerk John Murphy, Mayor

PRESENTED BY:

SECONDED BY:

RESOLUTION NO. 2014-75
PAGE 2

ROLL CALL VOTE:

AYES :
NAYS :
ABSTAINING:
ABSENT :

This is to certify that this is a true copy of a Resolution adopted by the Dennis Township Committee at their regular meeting held on April 28, 2014 at 4:00 p.m. at the Dennis Township Municipal Building located at 571 Petersburg Road, Dennisville, NJ.

ATTEST _____
Jacqueline B. Justice, RMC/Clerk

TOWNSHIP OF DENNIS

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

RESOLUTION NO. 2014-76

**RESOLUTION AUTHORIZING ADVERTISING OF BIDS FOR THE COLLECTION,
HAULING AND DISPOSAL OF SOLID WASTE AND RECYCLABLE MATERIALS
IN THE TOWNSHIP OF DENNIS**

WHEREAS, the Mayor and Township Committee have determined that it is appropriate to authorize the advertising for bids for the collection, hauling and disposal of solid waste and recyclable materials in the Township of Dennis pursuant to the specifications attached and made a part hereof.

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 statements of the preamble are incorporated herein by this reference.
2. The Clerk of the Township of Dennis be, and is hereby authorized to advertise for bids to be submitted in connection with the collection, hauling and disposal of solid waste and recyclable materials in the Township of Dennis pursuant to the specifications which are attached and made a part hereof.

ATTEST _____ **ATTEST** _____
Jacqueline B. Justice, RMC/Clerk John Murphy, Mayor

PRESENTED BY:

SECONDED BY:

ROLL CALL VOTE:

AYES :
NAYS :
ABSTAINING:
ABSENT :

RESOLUTION NO. 2014-76
PAGE 2

This is to certify that this is a true copy of a Resolution adopted by the Dennis Township Committee at their regular meeting held on April 28, 2014 at 4:00 p.m. at the Dennis Township Municipal Building located at 571 Petersburg Road, Dennisville, NJ.

ATTEST _____
Jacqueline B. Justice, RMC/Clerk

TOWNSHIP OF DENNIS

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

ORDINANCE NO. 2014-05

**AN ORDINANCE OF THE TOWNSHIP OF DENNIS, COUNTY OF CAPE MAY, AND
STATE OF NEW JERSEY ESTABLISHING THE COMPENSATION OF THE
OFFICERS AND EMPLOYEES OF THE TOWNSHIP OF DENNIS**

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

SECTION 1. The positions listed in the attached schedule are either positions that currently exist or positions that may be created by the Township Committee prior to this Ordinance being amended.

SECTION 2. The salary ranges specified in the attached schedule are hereby adopted for each and every position listed therein. In those cases where only one rate or figure appears in said schedule, said rate or figure shall be the maximum rate or figure applicable to said position. In those cases where a minimum and maximum salary appear the exact salary to be paid to the holder of said position shall be as determined from time to time by Resolution of the Township Committee.

SECTION 3. Longevity pay shall terminate. Employees who, in the year 2004, received longevity pay have had that amount merged into their 2005 salary.

SECTION 4. The duties to be performed by each person holding any position listed herein shall be those duties as outlined in Job Descriptions provided by the New Jersey Department of Personnel or the Township of Dennis.

SECTION 5. All other Ordinances in conflict or inconsistent with this Ordinance are hereby repealed to the extent of such conflict or inconsistency.

SECTION 6. The range of salaries are hereby listed by title or position, with a minimum and a maximum base salary if applicable.

ORDINANCE NO. 2014-05

PAGE 2

<u>TITLE/POSITION</u>	<u>MINIMUM</u>	<u>MAXIMUM</u>
Salaried Employees:		
Mayor	10,020.00	13,500.00
Township Committee Member	10,020.00	13,500.00
Business Administrator (full time)	50,000.00	90,000.00
Business Administrator (part time)	15,000.00	25,000.00
Municipal Clerk	50,000.00	80,000.00
Deputy Municipal Clerk	25,000.00	45,000.00
Registrar of Vital Statistics	2,000.00	5,000.00
Deputy Registrar of Vital Statistics	500.00	2,000.00
Attorney	45,000.00	59,000.00
Senior Clerk Typist	21,000.00	35,000.00
Clerk Typist	18,000.00	25,000.00
Clerk Typist (per hour)	10.00	17.50
Chief Financial Officer/Treasurer	40,000.00	68,000.00
Director of Finance	7,000.00	15,000.00
Tax Assessor	40,000.00	68,000.00
Deputy Tax Assessor	25,000.00	45,000.00
Tax Collector	40,000.00	66,000.00
Deputy Tax Collector	25,000.00	45,000.00
Municipal Judge	14,000.00	22,000.00
Prosecutor	15,000.00	22,000.00
Court Administrator	40,000.00	65,000.00
Deputy Court Administrator	25,000.00	44,000.00
Public Defender	4,000.00	12,000.00
Emergency Management Coord.	4,000.00	12,000.00
Deputy Emergency Management Coord.	3,000.00	9,000.00
Construction Official	45,000.00	80,000.00
Construction Official (part-time)	12,000.00	20,000.00
Technical Assistant to the Construction Official	20,000.00	35,000.00
Building Inspector	8,000.00	18,000.00
Fire Sub-Code Official	100.00	5,000.00
Electrical Sub-Code Official	5,000.00	18,000.00
Plumbing Sub-Code Official	5,000.00	18,000.00
Code Enforcement Officer	4,000.00	15,000.00
Zoning Officer	4,000.00	15,000.00
Planning Administrative Officer	1,500.00	4,500.00
Director, Parks and Recreation	55,000.00	70,000.00

<u>TITLE/POSITION</u>	<u>MINIMUM</u>	<u>MAXIMUM</u>
Salaried Employees Continued:		
Recreation Supervisor	25,000.00	50,000.00
Recreation Leader (full time)	20,000.00	40,000.00
Recreation Leader (part-time hourly)	11.00	20.00
Recreation Director	55,000.00	70,000.00
Recreation Attendant	20,000.00	40,000.00
Recreation Attendant (per hour)	10.00	15.00
Recreation Aide (per hour)	10.00	12.50
Municipal Alliance Coordinator	3,000.00	9,000.00
Peer Leadership Counselor	1,280.00	4,500.00
Constable (per hour)	9.50	12.50
Senior Center Aide (per hour)	11.00	19.00
Director of Public Works/C.P.W.M.	50,000.00	65,000.00
Director of Public Works (part time)	5,000.00	15,000.00
Assistant Supervisor, Public Works	48,000.00	60,000.00
Supervisor, Recreation Maintenance	15.00	25.00
Recreation Maintenance Worker	10.00	20.00
Laborer (per hour)	11.00	20.00
Truck Driver (per hour)	14.25	27.00
Mechanic (per hour)	14.50	27.00
Recycling Coordinator	2,500.00	4,500.00
Museum Attendant (part-time)	2,500.00	5,000.00
Miscellaneous Items:		
Recreation Aide (per dance session)	20.00	50.00
Municipal Court Attend. (per session)	50.00	75.00
Recorder Operator Courts (per session)	40.00	100.00
Secretary Planning Bd. (per meeting)	45.00	75.00
Secretary Commissions (per meeting)	40.00	50.00
Required Meeting Attendance (per meeting)	40.00	50.00
Recording Clerk (per meeting)	40.00	75.00
Mileage (per mile)	.32	.55

ORDINANCE NO. 2014-05
PAGE 4

SECTION 7. This Ordinance shall become effective retroactive to January 1, 2014, immediately upon passage and publication according to law. All wages for employees covered under the contract with I.B.E.W. 1293 will be paid in accordance with that contract. All other employees will be paid in accordance with a subsequent resolution passed by the governing body detailing each employee's salary.

John Murphy, Mayor

Brian O'Connor, Deputy Mayor

Albert M. DiCicco, Committee Member

Brian W. Teefy, Committee Member

Frank L. Germanio, Jr., Committee Member

The foregoing Ordinance was introduced at a meeting of the Township Committee of the Township of Dennis on April 28, 2014. Publication will be held on May 07, 2014 and a Public Hearing will be held at a meeting of the said Township Committee to be held on May 20, 2014 at 6:30 p.m. in the Municipal Building located at 571 Petersburg Road in Dennisville.

ATTEST

Jacqueline B. Justice, RMC/Clerk

TOWNSHIP OF DENNIS

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

RESOLUTION NO. 2014-77

**RESOLUTION AUTHORIZING THE EXTENSION OF THE
2014 TEMPORARY BUDGET APPROPRIATIONS**

WHEREAS, N.J.S. 40A:4-19 provides that the Governing Body shall make temporary appropriations to provide for the period between the beginning of the budget year and the date of the adoption of the budget; and

WHEREAS, Resolution No. 2014-09 established the 2014 Temporary Budget; and

WHEREAS, due to a delay in adopting the 2014 Municipal Budget an Emergency Temporary Budget extension is required.

NOW, THEREFORE BE IT RESOLVED, that the Emergency Temporary Budget be adopted extending the Temporary Budget in the amount to equal 75% of the introduced 2014 Municipal Budget and that a certified copy of this resolution be transmitted to the Chief Financial Officer.

ATTEST _____ ATTEST _____
Jacqueline B. Justice, RMC/Clerk John Murphy, Mayor

PRESENTED BY:

SECONDED BY:

ROLL CALL VOTE:

AYES :
NAYS :
ABSTAINING:
ABSENT :

RESOLUTION NO. 2014-77
PAGE 2

This is to certify that this is a true copy of a Resolution adopted by the Dennis Township Committee at their regular meeting held on April 28, 2014 at 4:00 p.m. at the Dennis Township Municipal Building located at 571 Petersburg Road, Dennisville, NJ.

ATTEST _____
Jacqueline B. Justice, RMC/Clerk

TOWNSHIP OF DENNIS

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

RESOLUTION NO. 2014-78

**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 Required by Law to be Confidential:** Any matter which, by express provision of Federal law or State statute or rule of court shall be rendered confidential or excluded from the provisions of the Open Public Meetings Act.
- (2) **Matters Where the Release of Information Would Impair the Right to Receive Funds:** Any matter in which the release of information would impair a right to receive funds from the Government of the United States.
- (3) **Matters Involving Individual Privacy:** Any material the disclosure of which constitutes an unwarranted invasion of individual privacy such as any records, data, reports, recommendations, or other personal material of any educational, training, social service, medical, health, custodial, child protection, rehabilitation, legal defense, welfare, housing, relocation, insurance and similar program or institution operated by a public body pertaining to any specific individual admitted to or served by such institution or program, including but not limited to information relative to the individual, unless the individual concerned (or in the case of a minor or incompetent, his guardian) shall request in writing that the same be disclosed publicly.
- (4) **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.

RESOLUTION NO. 2014-78

PAGE 2

- (5) Matters Relating to the Purchase, Lease of Acquisition of Real Property or the Investment of Public Funds: Any matter involving, the purchase, lease or acquisition of real property with public funds, the setting of banking rates or investment of public funds where it could adversely affect the public interest if discussion of such matters were disclosed.
- (6) 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.
- (7) 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. Attorney-Client Privilege.
- (8) Matters Relating to the Employment Relationship: Any matter involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance of promotion or disciplining of any specific prospective public officer or employee or current public officer or employee employed or appointees whose rights could be adversely affected request in writing that such matter or matters be discussed at a public meeting.
- (9) Matters Relating to the Potential Imposition of a Penalty: Any deliberations of a public body occurring after a public hearing that may result in the imposition of a specific civil penalty upon the responding party or the suspension or loss of a license or permit belonging to the responding party bears responsibility.

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 April 28, 2014, that an Executive Session closed to the public shall be held on April 28, 2014 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.

**RESOLUTION NO. 2014-78
PAGE 3**

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 John Murphy, Mayor

PRESENTED BY:

SECONDED BY:

ROLL CALL VOTE:

AYES :
NAYS :
ABSTAINING:
ABSENT :

This is to certify that this is a true copy of a Resolution adopted by the Dennis Township Committee at their regular meeting held on April 28, 2014 at 4:00 p.m. at the Dennis Township Municipal Building located at 571 Petersburg Road, Dennisville, NJ.

ATTEST _____
Jacqueline B. Justice, RMC/Clerk

TOWNSHIP OF DENNIS

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

ORDINANCE NO. 2014-04

**ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION
LIMITS AND TO ESTABLISH A CAP BANK (N.J.S. 40A:4-45.14)**

WHEREAS, the Local Government Cap Law, N.J.S.A. 40A:4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 0.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Township Committee of the Township of Dennis in the County of Cape May finds it advisable and necessary to increase its CY 2014 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Township Committee hereby determines that a 3.0% increase in the budget for said year, amounting to \$87,704.18 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS, the Township Committee hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the Township Committee of the Township of Dennis, in the County of Cape May, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2014 budget year, the final appropriations of the Township of Dennis shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5%, amounting to \$105,245.02, and that the CY 2014 municipal budget for the Township of Dennis be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within five days of introduction; and

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within five days after such adoption.

John Murphy, Mayor

Brian O'Connor, Deputy Mayor

Albert M. DiCicco, Committee Member

Brian W. Teefy, 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 April 01, 2014. Publication will be held on April 09, 2014 and a Public Hearing will be held at a meeting of the said Township Committee to be held on April 28, 2014 at 4:00 p.m. in the Municipal Building located at 571 Petersburg Road in Dennisville.

ATTEST

Jacqueline B. Justice, RMC/Clerk

Collector's Report of Receipts and Disbursements

To the COMMITTEE of the TOWNSHIP of DENNIS, N. J.

Gentlemen:

I herewith submit to you my report of Receipts and Disbursements for ^{month} ending:

MARCH 31 2014

Dated APRIL 7 2014

Michele T. Heim, CTC
Michele T. Heim, CTC Collector.

COLLECTIONS

Taxes Year 2013	56,041.81						
“ “ 2014	224,718.66						
“ “							
“ “ TAX SALE COST (before sale)	895.84						
“ “							
RETURNED CHECK CHARGE	50.00						
Gross Receipts Tax, Year							
Franchise Tax “							
Property Redeemed							
Interest and Costs	5,681.87						
Fees for Searches							
<u>TOTAL Receipts</u>	<u>287,398.18</u>						
Discount on Taxes							
<u>Net Receipts</u>	<u>287,398.18</u>						

DISBURSEMENTS

Paid to Treasurer	287,398.18						
Total Disbursements	287,398.18						
Cash on hand MARCH 31, 2014	100.00						

Remarks:

<u>Bank Account Name</u>		<u>Balance</u>
Savings Account	\$	3,914,120.03
General Checking Account	\$	1,048.02
Payroll Account	\$	15,367.50
Dog Trust Fund	\$	23,050.73
Flexible Spending Account	\$	623.58
Planning Escrow Account	\$	48,789.69
Construction Office Account	\$	19,008.51
Municipal Alliance Account	\$	4,444.60
SAC Investments Escrow	\$	761.54
Joseph McLenaghan Escrow	\$	21,682.33
Joyce M. Brewer Escrow	\$	28,156.06
Diocese of Camden Escrow	\$	272.95
Hanson Aggregates BMC, Inc. Escrow	\$	28,878.27
Dominick Caprioni Escrow	\$	8,208.53
Cape Atlantic Investments Escrow	\$	15,862.10
William P. Hilton, Jr. Escrow	\$	2,500.16
Learr Associates LLC Escrow	\$	525.54
John Gibson Escrow	\$	926.31
Howard L. Hess Escrow	\$	8,222.28
Jamie Lynn Ayars Escrow	\$	2,500.16
Rodney Lee Suhonen Escrow	\$	18.09
Oceanview Storage, LLC Escrow	\$	547.54
Thomas V. Whelan B-1 L-6.01 Escrow	\$	6,457.11
Thomas V. Whelan B-1 L-6.02 Escrow	\$	6,457.11
Thomas V. Whelan B-1 L-9.01 Escrow	\$	6,457.11
Thomas V. Whelan B-1 L-9.02 Escrow	\$	6,457.11
Richard Pierson Construction Escrow	\$	862.56
Benjie Swan Escrow	\$	17,514.89
Total Bank Accounts	\$	<u>4,189,720.41</u>

ENGINEERS REPORT APRIL 28, 2014

I INSPECTED AND APPROVED A SOUTH JERSEY GAS CO. ROAD OPENING PERMIT ON OLD GOSHEN ROAD.

I INSPECTED THE GRAVEL SURFACE CONDITION OF JOE MASON ROAD AND WESCOTT ROAD AND RECOMMENDED SCRAPING TO THE DEPARTMENT OF PUBLIC WORKS.

I INSPECTED DRAINAGE COMPLAINTS AT MYRTLE AVENUE AND 306 HAGEN ROAD. THE CROSS DRAIN AT MYRTLE AVENUE REQUIRES CLEANING. THIS HAS BEEN REPORTED TO PUBLIC WORKS. THE HAGEN ROAD PROBLEM HAS IMPROVED BUT I WILL CONTINUE TO MONITOR. THE DITCH AND CULVERT DRAINING THIS AREA IS APPROXIMATELY 700' WEST OF WESCOTT ROAD, AND REQUIRES GUIDE RAIL PROTECTION. FUNDS SHOULD BE PROVIDED FOR THE RECOMMENDED GUIDE RAIL AS EARLY AS POSSIBLE.

CONTRACT ONE, RESURFACE THE OUTDOOR BASKETBALL COURTS AND CONTRACT FOUR, SOD AND SPRINKLER SYSTEMS , FOR THE RECREATION CENTER HAVE BEEN EXECUTED. A PRE CONSTRUCTION MEETING HAS BEEN HELD AND WORK IS EXPECTED TO START MONDAY MAY 5 ON THE BASKETBALL COURTS. LAYOUT WORK HAS STARTED ON THE SPRINKLERS. ADDITIONAL SPRINKLER COVERAGE IS RECOMMENDED. THE CONTRACTOR PROPOSED \$3000 FOR THE ADDITIONAL WORK (a copy of his proposal is attached)FUNDS ARE AVAILABLE IN THE BUDGET. WITH YOUR AUTHORIZATION, THIS CAN BE ACCOMPLISHED BY CHANGE ORDER.

RESPECTFULLY SUBMITTED,

JOHN C. GIBSON, P.E. 4/28/2014



Proposal

Attention: Dennis Township

Date 04/22/14

32 East Atlantic Ave
Cape May Court House, NJ 08210
T 6094252954
F 6092816296
ben@bluelawns.com
www.bluelawns.com

Blue Quality proposes to install the following:

- Add an additional zone valve and 4-5 Rain Bird 5000 sprinkler heads to new extended system.

We hereby propose to furnish material and labor- in accordance to the above specifications, for the sum of:

Three Thousand Dollars (\$3,000.00)

All material is guaranteed as specified. Any alterations or deviation from the above specifications involving extra costs will be executed only upon written orders, and will become an extra charge over and above the estimate.

Acceptance of proposal /**contract**- The above specifications, prices and conditions are acceptable.

I hereby authorize all work specified.

Contractors Signature: _____

Clients Signature: _____

Date Authorized: _____

Please make check payable to Blue Quality Lawn Care.

Sincerely yours

Ben Haberman