

**TOWNSHIP OF DENNIS
DENNISVILLE, NJ
APRIL 28, 2014**

4:00 P.M. (PREVAILING TIME) TWP. COMMITTEE REGULAR MEETING

Deputy Mayor O'Connor announced that the Mayor is running late and will be here in a few minutes and that he will open the meeting.

Deputy Mayor O'Connor opened the meeting in compliance with the Open Public Meetings Act requirements.

Deputy Mayor O'Connor requested the roll call. The Clerk called the roll with: Teefy, Germanio, DiCicco and O'Connor present, Mayor Murphy was absent.

Deputy Mayor O'Connor asked that everyone please stand for the flag salute, moment of silence and reading of the names of the lost soldiers. Committeeman DiCicco commented on those who have fallen.

Deputy Mayor O'Connor indicated that the Mayor is in route and we will jump around on the agenda. Committeeman DiCicco indicated that the computer consultant is present and can comment on the computer upgrades.

Dennis Donegan gave a status report on the necessary upgrades to the various Township computers. He commented on the administration of the email accounts as it relates to OPRA request and the Clerk being the custodian of records with additional comments from Committeeman DiCicco. Deputy Mayor O'Connor questioned wireless internet in the Municipal Building and Mr. Donegan indicated that there currently is wireless internet and stated that he will inspect it and advise Committeeman DiCicco if any upgrade is required.

Let the record reflect that during Mr. Donegan's comments, Mayor Murphy arrived.

Committeeman DiCicco indicated that Fred DeAndrea from Comcast was unable to attend and Committeeman Germanio commented on a meeting he and Committeeman DiCicco had with Mr. DeAndrea and the status of the franchise renewal. Committeeman DiCicco commented on the local access channel to be shared with Woodbine and the School. Committeeman Germanio indicated that they are willing to incorporate the students into the programming aspects as part of the curriculum. Committeeman DiCicco commented on the ability to record sports events and upload them to U-tube.

Committeeman Germanio updated the Committee on possible grants that he has been discussing with Mr. DeBlasio. Committeeman DiCicco commented on the grants for generators for the schools. Marc DeBlasio reiterated the types of grants that Committeeman Germanio discussed and commented on strategies they would employ. He commented on an ADA Report that would need to be completed as the basis to the ADA grant. Mr. DeBlasio commented on the timeline for the various grants. Mr. Gibson discussed the existing ADA Door project at the Recreation Complex and the possibility of being able to apply it to any required match. The Committee, Mr. DeBlasio and Solicitor discussed the limited timeline for the generator grant and what the Township needed to do.

Committeeman DiCicco commented on the draft ordinance regarding the outside wood boilers and gave the highlights and stressed the safety aspects. He requested that the Solicitor review the draft and commented on existing boilers. The Solicitor discussed Lower Township's ordinance and them rescinding it. Committeeman DiCicco stressed that the ordinance does not

ban them it regulates them for safety reasons. Committeeman Germanio commented on police power ordinance vs. zoning. He indicated that he believed there to be a Superior Court ruling indicating that municipalities did not have the right to impose police power on this issue that lies with the DEP and that we can only adopt zoning. The Solicitor indicated that it could be a preemptive issue. The Committee continued to discuss the draft ordinance and its origins with the Solicitor.

Mayor Murphy asked for any public comment on agenda items.

Harry Creamer from Belleplain requested that the Committee look into including the Belleplain V.F.W. Post in the ordinance. He indicated that they are charged as a business and it is extremely high. The Committee indicated that they would discuss them with Comcast.

There being no further public comment, Mayor Murphy asked for a motion adopting the consent agenda, motion was made by O'Connor, seconded by Teefy, with 5 ayes and no nays that the consent agenda be adopted.

The following was apart of the Consent Agenda:

Motion acknowledging the Calvary Baptist Church's Annual Walk-Run-Ride 4 Relief.

The following resolutions 2014-68 thru 2014-76 were apart of the Consent Agenda:

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 handled 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

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

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. 2014-71

**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. 2014-72

**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. 2014-73

**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:

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

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

Jacqueline B. Justice, RMC/Clerk

ATTEST

John Murphy, Mayor

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

Jacqueline B. Justice, RMC/Clerk

ATTEST

John Murphy, Mayor

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

The following ordinance was introduced for first reading:

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.

<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

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

The Mayor asked for a motion to authorize Remington & Vernick to proceed with the application for the Hazard Mitigation Assistance Grant for a generator at the School which is due by 05/05/2014 and will not exceed \$5,000.00. Motion was made by Germanio, seconded by Teefy, with all in favor the motion carried.

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

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

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

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:

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

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.

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

Motion was made by O'Connor, seconded by Teefy, with 5 ayes and no nays, the following resolution was adopted:

RESOLUTION NO. 2014-79

RESOLUTION AUTHORIZING CHANGE ORDER NO. 4-1 FOR THE RECREATION IMPROVEMENTS CONTRACT 4, FURNISH AND INSTALL SOD AND SPRINKLER SYSTEMS, DENNIS TOWNSHIP RECREATION COMPLEX

WHEREAS, the Township of Dennis has contracted with Blue Quality Lawn Care, LLC of Cape May Court House, New Jersey for the furnishing and installing sod and sprinkler systems for the Dennis Township Recreation Complex; and

WHEREAS, it is desired to increase the areas to be included in the sprinkler system; and

WHEREAS, Blue Quality Lawn Care, LLC has submitted a proposal of \$3,000.00 to extend the sprinkler systems to the desired areas, which are adjacent to the tot lot and extend toward the softball field.

EXTRA ORDER

<u>ITEM</u>	<u>DESCRIPTION</u>	<u>UNIT QUANTITY</u>	<u>PRICE</u>	<u>AMOUNT</u>
4-1	Additional Sprinkled Areas	L.S.	\$3,000.00	\$3,000.00
		TOTAL EXTRA		\$3,000.00
	Amount of Original Contract	\$11,699.00	Extras	\$3,000.00+
	Amount of Change Order No.4-1	\$ 3,000.00+		

ADJUSTED AMOUNT OF CONTRACT BASED ON CHANGE ORDER NO. 4-1 IS \$14,699.00

25.64% INCREASE IN CONTRACT.

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

1. The foregoing facts are hereby ratified and affirmed.
2. The allegations of the preamble hereto are incorporated herein as is set forth in full.
3. The amount of Change Order No. 1 is \$3,000.00.
4. The adjusted amount of the contract based on Change Order No. 4-1 is \$14,699.00.
5. The appropriate Township Officials are herewith authorized and instructed to do all things necessary to carry out the intention of this Resolution.
6. The authorization for the proper officials to execute Change Order No. 4-1 be and is hereby given.

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

This being the time and place for the Public Hearing on Ordinance No. 2014-04, the Mayor read the ordinance by title. Motion was made by DiCicco, seconded by O'Connor, that the Hearing be open for public comment. There being no comment from those present, motion was made by O'Connor, seconded by Teefy, that the Hearing be closed.

Motion was made by O'Connor, seconded by Teefy, with 5 ayes and no nays, that the following Ordinance No. 2014-04 was adopted:

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)**

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

The Mayor asked for a motion authorizing the payment of the bills, providing that proper vouchers have been filed and that funds are available.

Motion was made by Teefy, seconded by O'Connor, with 5 ayes and no nays, that the payment of the following bills was approved:

GENERAL ACCOUNT:

036886-Twp of Dennis Payroll Account	\$ 51,897.61
036887-Twp of Dennis Payroll Account	52,718.87
036888-Super Valu	22.00
036889-Advantage Rental Center, Inc.	249.00
036890-A. T. & T.	103.11
036891-A.N.J.E.C.	350.00
036892-Atlantic Cnty Municipal Joint Ins Fund	65,836.00
036893-Belleplain Emergency Corp	910.82
036894-Blaney & Donohue, PA	27.00
036895-Blue Quality Lawncare, LLC	3,885.50
036896-Broadley's MDI	2,719.82
036897-Calvary Baptist Church	500.00
036898-A.A.C.M.C.	250.00
036899-County of Cape May	539,835.39
036900-Caprioni Portable Toilets, Inc.	250.00
036901-Computer Access Systems	182.50
036902-John L. Collins	374.80
036903-Comcast	494.70
036904-Nelson B. Creamer	131.78
036905-Crystal Springs	78.49
036906-Dennis Twp Fire District #1	500.00
036907-Dell Marketing LP	10,224.63
036908-Delta Dental	2,764.33
036909-Dennis Donegan	3,780.00
036910-Dunbar Armored Inc.	341.76
036911-East Coast Distributors	615.23
036912-Jeanette M. Ennis	139.78
036913-FP Mailing Solutions	150.00
036914-Mike Gardner & Son, Inc.	42.27
036915-Gerald C. Harris	141.90
036916-Home Depot Credit Services	442.85
036917-NAPA Auto Parts	360.21
036918-Keen Compressed Gas Co., Inc.	20.57
036919-K-Mart	244.73
036920-Edward F. Leith, Jr.	113.90
036921-M & N International	109.84
036922-North American Benefits Co.	207.21
036923-Nextel Communications	268.06
036924-N.J.P.O.	588.00
036925-NJ Dept Health/Senior Services	112.80
036926-NJ Shade Tree Federation	95.00
036927-Patti's Party World	338.71
036928-Pitchforks & Buckets 4-H Club	800.00
036929-Power of Production Studio	335.00
036930-The Press	32.64
036931-QC, Inc.	1,125.50
036932-Seashore Food Distributors, Inc.	36.99
036933-Seashore Asphalt Corp.	190.00
036934-Shop Rite	53.49
036935-Thomas G. Smith, P.C.	3,475.24
036936-S.S.C.I.	440.00
036937-Staples Credit Plan	281.06
036938-Stewart Business Systems	384.79
036939-Suburban Propane	2,006.68
036940-T.C.T.A. of NJ	550.00
036941-Treasurer, State of New Jersey	100.00
036942-Treasurer, State of New Jersey	42.00
036943-Tri State Office Solutions	26.86
036944-Uline	448.92
036945-Township of Upper	3,922.44
036946-Verizon	1,523.80

036947-Vision Service Plan	808.38
036948-Vital Communications, Inc.	75.00
036949-Xerox Financial Services	247.90

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

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

Mayor Murphy made the following appointment to the 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

Committeeman DiCicco indicated that Clay Pettit resigned and the Committee thanked him for his service. Committeeman DiCicco commented on a scheduled interview with Scott Turner for a vacancy and indicated that there is a vacancy on the Environmental Commission also.

Motion made by O'Connor, seconded by Germanio to open the public portion of the meeting. All in favor.

Harry Creamer of Belleplain commented on the issues that the Belleplain V.F.W. is experiencing – downstairs flooding, financial troubles and the passing of the Commander, Lew Adoranto. He indicated that tomorrow night they are having a meeting around 6:00 or 6:30 of concerned people that make up the “social” organization of the V.F.W. which does a phenomenal job fundraising. Mr. Creamer praised Commander Adoranto's wife, Judy, for all her hard work. He asked the Committee for funding help from the Township thru the capital account. Committeeman Germanio indicated that he had a productive meeting with Mr. Welding the Township Auditor and commented on funding allocated for capital projects and requested that the Township look into whether they can assist the V.F.W. The Solicitor and Municipal Clerk expressed doubts if that was allowable and Mayor Murphy indicated that they would check with the Auditor. Mr. Creamer questioned funds that are given to the Rescue Squads and the Solicitor and Municipal Clerk indicated that there is a statute that allows for it and said statute limits the amount. Mr. Creamer commented on instances in the past when the municipality gave funding to the school for different items. He indicated that they would appreciate anything the Township could do and invited everyone to the meeting tomorrow night. Mayor Murphy assured Mr. Creamer that they would look into this issue.

Township Engineer, Jack Gibson, gave an update on the ongoing recreation projects.

Hearing no additional public comment, Mayor Murphy asked for comments from the Committee.

Committeeman Germanio congratulated Chuck Dougherty on 250 wins with the baseball team and indicated that it is quite a milestone. He commented on events over at the Senior Center such as a trip to the Tropicana, luncheon, Health Fair and computers being available for seniors to use. Committeeman Germanio lauded the Center Director, Rose Essig, and indicated how proud he was of her for arranging for Lowe's to do a free landscaping project at the Senior Center. He acknowledged Mr. Shute and indicated that they would be going into an Executive Session to address his concerns.

Committeeman Teefy gave an update on the status of the leaf and brush pick-up which is currently ongoing. He commented on the success of the girls Lacrosse team and the number of Dennis Township girls who are a part of their 10-0 season.

Committeeman DiCicco indicated that his items were covered during the public session. The Committee joked about his comments.

Deputy Mayor O'Connor commented on Recreation's Easter Egg Hunt and commended the recreation staff on a great job. He commented on the opening day of baseball and the baseball season. Deputy Mayor O'Connor thanked the Engineer, Jack Gibson, for his efforts staying "on top of" the contractors as they completed the recreation projects.

Mr. Gibson commented on opening day and the phenomenal turnout.

Mayor Murphy indicated that the Township Committee would take a one (1) minute recess prior to the Executive Session and thanked everyone for coming out this evening.

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

Township Solicitor indicated that the record should reflect that in Executive Session the Committee discussed the Fish Hawk Lane/Shute matter and that there is no issue with issuing Mr. Shute a CO (certificate of occupancy) and that the Township will provide the property with trash pick-up. He indicated that the Clerk was instructed to forward a letter to the New Jersey State Police, Belleplain Emergency and Ocean View Volunteer Fire of the Shute property as formal notification. Mr. April indicated that there was a brief update on the IBEW contract negotiations and a brief discussion regarding tomorrow mornings meeting regarding the Shared Services Agreement with Upper Township Municipal Court Services. He indicated that no formal action was taken.

Motion was made by Germanio, seconded by DiCicco, that the meeting be adjourned. All in favor and the motion carried.

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