

**TOWNSHIP OF DENNIS
DENNISVILLE, NJ
APRIL 21, 2015**

6:30 P.M. (PREVAILING TIME) TWP. COMMITTEE REGULAR MEETING

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

Mayor Murphy requested that the roll call and flag salute be carried over from the Board of Health Meeting (DiCicco, Salimbene, Tozer, O'Connor and Murphy present).

Mayor Murphy asked for any public comment on agenda items.

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

The following motion was approved as part of the Consent Agenda:

Acknowledging Calvary Baptist Church – 5th Annual Walk/Run/Ride for Relief on 06/20/2015 from 8 a.m. to 3 p.m

The following resolutions 2015-57 through 2015-60 were a part of the Consent Agenda:

RESOLUTION NO. 2015-57

**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. 2015-58

RESOLUTION AUTHORIZING A PROFESSIONAL SERVICE CONTRACT FOR WILLIAM G. BLANEY, ESQ. TO ACT AS SPECIAL LABOR COUNSEL ON BEHALF OF THE TOWNSHIP OF DENNIS WITH RESPECTS TO LABOR ISSUES

WHEREAS, the Solicitor has notified the Municipal Clerk of the need to obtain special legal services in regards to labor issues; and

WHEREAS, the Solicitor has provided the resume of an attorney who specializes in the labor laws and has recommended that the Township contract with her for this special representation.

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 Solicitor is hereby designated to negotiate the terms of the contract with William G. Blaney, Esq. of the firm Blaney & Donohue, PA.
2. The Mayor and Clerk are hereby authorized and directed to enter into a Professional Service Contract with William G. Blaney, Esq. of the firm Blaney & Donohue, PA. for special legal services with regards to labor issues.
3. The Clerk shall cause of notice of the award of this contract to be published in the official newspaper of the Township of Dennis as required by N.J.S.A. 40A: 11-5(1)(a)(i).
4. This contract is awarded without competitive bidding, pursuant to the Local Public Contract Law, N.J.S.A. 40A:11-1 et seq and that the total sum will not exceed the limits established in P.L. 2004 Chapter 19.
5. This resolution shall take effect immediately.

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

RESOLUTION NO. 2015-59

RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES CONTRACT FOR ALAN I. GOULD, ESQ. TO ACT AS THE HEARING OFFICER ON BEHALF OF THE TOWNSHIP OF DENNIS WITH RESPECTS TO PERSONNEL MATTERS

WHEREAS, the Solicitor has notified the Clerk of the need to obtain a Hearing Officer for the Township in regards to personnel matters; and

WHEREAS, the Township Solicitor has advised the Clerk that he has an obligation to represent the Township and that an elected official such as the Mayor is unable to serve in this capacity; and

WHEREAS, it is in the best interest of the Township to have someone act as our Hearing Officer and perform the duties and services thereof.

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

1. The averments of the preamble are incorporated herein by reference.
2. The Clerk and the Mayor are hereby authorized and directed to enter into a professional services contract with Alan I. Gould, Esq. for Hearing Officer services for personnel matters.
3. The Clerk shall cause of notice of the award of this contract to be published in the official newspaper of the Township of Dennis as required by N.J.S.A. 40A: 11-5(1)(a)(i).
4. This contract is awarded without competitive bidding as a “Professional Services” in accordance with N.J.S.A. 40A: 11-5(a) of the Local Public Contract Law, because the services are to be rendered by a person authorized by law and the services require a prolonged formal course of specialized instruction and that the total sum will not exceed the limits established in P.L. 2004 Chapter 19
5. This resolution shall take effect immediately.

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

RESOLUTION NO. 2015-60

RE: AUTHORIZING THE EXECUTION OF A SHARED SERVICES AGREEMENT WITH THE TOWNSHIP OF UPPER TO PROVIDE CLERICAL AND ADMINISTRATIVE SERVICES FOR THE CONSTRUCTION CODE OFFICE

WHEREAS, the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 et. seq., (AAct@) provides that any local governmental unit may enter into a contract with any other local governmental unit to provide or receive any service that each local unit is empowered to provide or receive within its own jurisdiction; and

WHEREAS, Upper Township has indicated a willingness to enter into a Shared Services Agreement with Dennis Township to permit Dennis Township to provide usual and ordinary clerical and administrative services to the Upper Township Construction Code Office; and

WHEREAS, Dennis Township and Upper Township have agreed to enter into a Shared Services Agreement for a term of one (1) year, subject to renewal or termination as provided for in the agreement; and

WHEREAS, Dennis Township has deemed it would be in the best interest of the residents of the Township to enter into a Shared Services Agreement with Upper Township for the sharing of clerical and administrative services for the Construction Code Office.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee, the governing body of the Township of Dennis, in the County of Cape May and State of New Jersey, as follows:

1. **SHARED SERVICES AGREEMENT.** Pursuant to the provisions of the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 et. seq., the Township of Upper is hereby authorized and empowered to enter into a Shared Services Agreement with Upper Township pertaining to Dennis Township providing clerical and administrative services to Upper Township for the Construction Code Office.

2. **SERVICES TO BE PROVIDED BY CONTRACT.** The Shared Services Agreement authorized in paragraph 1 shall cover those services which are enumerated in said Agreement, a copy of which is attached hereto as Exhibit A.

3. **AUTHORIZATION OF MUNICIPAL OFFICIALS.** The appropriate Township officers and officials are hereby authorized to take any action necessary or advisable to carry out the intent and purpose of this Resolution. Specifically, the Mayor and Township Clerk are hereby authorized and directed to execute such Shared Services Agreement on behalf of the Township of Dennis pursuant to the authority conferred by this Resolution. The Township Clerk is further authorized and directed to seal said Agreement with the seal of the Township of Dennis. Additionally, the Mayor is authorized to negotiate modifications in the language of the Agreement prior to his final execution of same so long as said modifications are consistent with the intent and purpose of the authority granted by this Resolution.

4. **COMPLIANCE WITH STATUTORY REQUIREMENTS.** The Shared Services Agreement between the Township of Upper and the Township of Dennis shall meet and satisfy the requirements of N.J.S.A. 40A:65-7, as may be amended and supplemented.

5. **CONTRACT TERM.** This Resolution authorizes a Shared Services Agreement for a duration of one (1) year, subject to renewal or termination as provided for in the agreement.

6. **SEVERABILITY.** If any action, subsection, paragraph, sentence or other part of this Resolution is adjudged to be unconstitutional or invalid, such judgment shall not affect, impair or invalidate the remainder of this Resolution, but shall be confined in its effect to the section, subsection, paragraph, sentence or other part of this Resolution directly involved in the controversy in which said judgment shall have been rendered and all other provisions of this Resolution shall remain in full force and effect.

7. **REPEALER.** All Resolutions or parts of Resolutions inconsistent herewith are hereby repealed to the extent of such inconsistency only.

8. **EFFECTIVE DATE.** This Resolution shall take effect immediately upon final adoption and publication in the manner provided by law.

ATTEST _____
Jacqueline B. Justice, RMC/Clerk

ATTEST _____
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 DiCicco, seconded by Tozer 5ayes and no nays, that the payment of the following bills was approved:

GENERAL ACCOUNT:

038059-Twp. Of Dennis Payroll Account	\$ 50,633.07
038060-Super Valu	247.85
038061-Advantage Rental Center, Inc.	1,320.82
038062-Atlantic City Electric	4,571.54
038063-Animal Control of South Jersey	600.00
038064-Catherine Dougherty	201.64
038065-Bowman & Company, LLP	11,225.00
038066-A.A.C.M.C.	150.00
038067-Cape May County M.U.A.	12,525.45
038068-Caprioni Portable Toilets, Inc.	225.00
038069-Computer Access Systems	88.05
038070-Glenn O. Clarke (Petty Cash)	275.03
038071-Thomas Cotellese	100.00
038072-Crystal Springs	50.46
038073-Delta Dental	2,752.80
038074-Dunbar Armored Inc.	392.51
038075-Expert Online Training	350.00
038076-Mike Gardner Plumbing	588.85
038077-Mike Gardner & Son, Inc.	174.39
038078-Girl Scout Troop #41032	400.00
038079-Herald Newspaper, Inc.	188.69
038080-Napa Auto Parts	226.90
038081-Kimball-Midwest	202.89
038082-Municipal Clerks' Assoc of NJ	380.00
038083-Nextel Communications	257.04
038084-Nutri-Serve Food Mgmt, Inc.	112.00
038085-Parker McCay PA	3,032.28
038086-Pioneer Manufacturing Co.	495.00
038087-Pitchforks & Buckets 4-H Club	2,000.00
038088-S.A.R. Automotive Equip.	225.00
038089-Seashore Asphalt Corp.	148.75
038090-Sight & Sound Theaters	1,983.00
038091-S.S.C.I.	60.00
038092-Staples Credit Plan	800.03
038093-Stewart Business Systems	384.40
038094-VOID	
038095-Treasurer, State of New Jersey	150.00
038096-Township of Upper	2,841.88
038097-Verizon Wireless	38.01
038098-Verizon	1,554.12
038099-Vital Communications, Inc.	75.00
038100-Waste Management of NJ, Inc.	14,733.00

Motion made by DiCicco, seconded by Tozer, all in favor and the motion carried, that the following Administrative Reports were adopted:

Engineer's Report 04/21/2015 (verbal)

Mr. Gibson indicated that he has reviewed the road openings applications as well as the monitoring reports on the wells at the landfills, he has been overseeing two projects in Clermont and an issue with Vine Street out in Belleplaine.

Mayor Murphy asked if there were any comments from the public this evening.

There being no comment from those present, motion was made by Salimbene, seconded by O'Connor, that the public comment portion be closed.

The Mayor asked for comments from the Committee.

Committeewoman Salimbene reminded everyone that tomorrow is the training at the Senior Center for Preventing Post Disaster Financial Exploitation with two sessions one in the morning and one in the evening. She let everyone know it is being offered through the Social Services N.J. Department of Human Service/Rutgers University. She updated everyone on the Municipal Alliance meeting and remarked on what good things they do for the community. She also stated what a great job the Coordinator, Monica DiVito, does. Committeewoman Salimbene commented on the Cultural & Heritage Trivia Contest winner being Alex Gheysens and we will recognize him at the May 5th meeting. She stated that Municipal Alliance asked the the essay winners be recognized at the May 19th meeting and commented on their winning posters from the poster contest being placed on all the pizza boxes at the Gem and indicated that the winners get gift certificates to family orientated places

Committeeman Tozer thanked the Environmental Commission for their litter pick-up on Sunday on Hagen Road. He commented on an issue with Vine Street out in Belleplain and asked the Municipal Engineer, Jack Gibson, to explain. Mr. Gibson indicated that he had been contact by the Assistant Supervisor of Public Works, Vernon Champion, regarding an issue with Vine Street. He explained that Vine Street is very narrow with steep slopes with issues of erosion. He indicated that he instructed Mr. Champion on how to temporarily fix it, however, it will require long term maintenance and the Township may want to consider lowering the grade of the road.

Committeeman DiCicco commented on the Dennis Township Environmental Commission giving out seedlings on April 18th from 9am to 2 pm at the Museum and then the trash pick-up on Hagen Road on April 19th. He indicated that they picked up a lot of trash and recyclables and gave a shout out to Frank Hoff, Committeeman Tozer, Committeewoman Salimbene and the Ocean View Fire Company for providing a truck for safety. Committeeman DiCicco stated that Committeewoman Salimbene, Cindy Leatherwood, Ray Rebmann and Frank Hoff would be handing out more seedlings at the Schools. He commented on his meeting with the School Superintendent, Mark Miller, and indicated that they discussed interlocal services such as grading with the School providing the material and the Township providing the equipment and manpower, which results in a cost savings for the tax payers it is informal and the goal is to save tax payers money. Committeeman DiCicco commented on being contacted by the County Historical Society regarding having a Township Historian and the Committee discussed appointing the Curator of the Museum, Ray Rebmann as the local Historian and instructed the Clerk to place a resolution on the next agenda. He thanked the Dennisville Historic Home Owners for being very supportive and commented on the status of the book on Belleplain by Tom Champion and Ray Rebmann and commented on what a great resource Tom Champion is with a good sense of community. He announced that on April 23rd at the Southville Diner at 9:30 a.m. Lt. Pearson of the Woodbine Barracks will be present to discuss any issues or concerns with any resident. He indicated what a good guy Lt. Pearson is and that he is very proactive with Dennis Township. He stated he would be there and Committeeman Tozer indicated that he has attend them in the past and that they are very informative.

Deputy Mayor O'Connor commended on Saturday being opening day for baseball and indicated that it was a great day and the Recreation Staff did a super job. He shared with everyone John Mooers success with Track & Field and indicated that it is always good to see kids that put in the time and hard work have it pay off .

Mayor Murphy thanked everyone for coming.

Motion was made by O'Connor, 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