

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

**4:30 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).

At this time the Committee presented the following Proclamations:

Committeewoman Salimbene presented the proclamation and commented on the contest.

Honoring the Cultural and Heritage Trivia Contest winner - Hannah Shaw-Wright. Committeewoman Salimbene also shared that Hannah was the driving force of the plastic water bottle cap project and that she will start the Cultural and Heritage Trivia Contest up again with the 5<sup>th</sup> grade for the next school year. She indicated that the 5<sup>th</sup> grade is a great level for the contest and it raises awareness of our great community and history.

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

The following minutes were approved as part of the consent agenda:

05/19/2015 Regular Meeting Meeting Minutes and the 06/01/2015 Regular & Work Session Meeting Minutes.

The following resolutions 2015-87 thru 2015-92 were a part of the Consent Agenda:

**RESOLUTION NO. 2015-87**

**RESOLUTION AUTHORIZING BEAVER DRIVE DREDGING AND MARINE CONSTRUCTION, LLC TO GATHER INFORMATION FROM VARIOUS STATE AGENCIES REGARDING POTENTIAL USES OF THE MUNICIPAL LANDFILLS**

**WHEREAS**, the Township is the owner of South Seaville Landfill located on Block 248, Lot 13 and the Belleplaine Landfill located on Block 35, Lot 6 respectively and hereinafter referred to as the Municipal Landfills; and

**WHEREAS**, the Municipal Landfills are currently being monitored by the New Jersey State Department of Environmental Protection; and

**WHEREAS**, the Township is investigating potential uses for the currently otherwise unused and costly Municipal Landfills; and

**WHEREAS**, Beaver Drive Dredging and Marine Construction, LLC is exploring potential uses of the Municipal Landfills but in order to complete its due diligence and provide the Township with complete and accurate information from the State Department of Environmental Protection

and the State Department of Transportation Beaver Drive Dredging and Marine Construction, LLC requires Township approval for exclusively informational purposes only; and

**WHEREAS**, Beaver Drive Dredging and Marine Construction, LLC will obtain the above referenced data at its' sole and exclusive expense at no cost to the Township in order for the Township and Beaver Drive Dredging and Marine Construction, LLC to make an informed decision regarding potential use of the Municipal Landfills.

**NOW THEREFORE BE IT RESOLVED**, by the Township Committee of the Township of Dennis, County of Cape May, State of New Jersey, that this Governing Body does hereby authorize Beaver Drive Dredging and Marine Construction, LLC to discuss and gather information from the various State Agencies for the reasons specified herein and for the term of one (1) year from the date hereof.

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

**RESOLUTION NO. 2015-88**

**RESOLUTION AUTHORIZING THE HIRING OF A SEASONAL PART-TIME EMPLOYEE FOR THE RECREATIONAL SUMMER CAMP PROGRAM**

**WHEREAS**, the Dennis Township Recreation Department is running a Summer Camp Program from June 24, 2014 to August 14, 2014, which requires the hiring of part-time seasonal employees; and

**WHEREAS**, a Recreation Attendant has resigned from the Summer Camp Program creating a vacancy; and

**WHEREAS**, the Recreation Director has made her recommendations to the Township Committee from the original interviews that she conducted.

**NOW THEREFORE BE IT RESOLVED**, by the Township Committee of the Township of Dennis, County of Cape May, State of New Jersey, that the Alyssa Paluch be hired as seasonal part-time employee with the title Recreation Attendant at the hourly rate of \$10.00 effective 07/15/2015.

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

**RESOLUTION NO. 2015-89**

**RESOLUTION AUTHORIZING THE EXECUTION OF AN APPLICATION FOR A SPECIAL PERMIT FOR A SOCIAL AFFAIR FOR THE CAPE MAY COUNTY HISTORICAL & GENEALOGICAL SOCIETY**

**WHEREAS**, the organization known as the Cape May County Historical & Genealogical Society has requested permission from the State of New Jersey Division of Alcoholic Beverage Control for a Special Permit for a Social Affair; and

**WHEREAS**, the request has been made to dispense alcoholic beverages on September 12, 2015 from 6:00 p.m. to 9:30 p.m. at the Ocean View Resort Campground at a fundraiser to benefit and preserve county history and educate the public; and

**WHEREAS**, the Clerk has certified that not more than 25 special permits have been authorized for these premises during this calendar year.

**NOW THEREFORE BE IT RESOLVED**, by the Township Committee of the Township of Dennis, County of Cape May, State of New Jersey, that the Clerk is hereby authorized and directed to sign the aforementioned permit application.

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

**RESOLUTION NO. 2015-90**

**RESOLUTION AUTHORIZING THE RELEASE  
OF A PERFORMANCE BOND FOR BLOCK 261, LOT 11.01  
SUN DRIFTWOOD RESORT**

**WHEREAS**, the Administrator to the Planning and Zoning Boards has requested the release of a Planning/Zoning Performance Bond for Block 261, Lot 11.01 due to the completion of the project; and

**WHEREAS**, the Municipal Engineer has authorized the release of the performance bond which is in the form of a Surety Bond #41311707.

**NOW THEREFORE BE IT RESOLVED**, by the Township Committee of the Township of Dennis, County of Cape May, State of New Jersey, that the Chief Financial Officer is hereby authorized and directed to release the performance bond in the form a Surety Bond #41311707 in the amount of \$70,000.00 and any remaining escrow fees providing that the professional fees have been satisfied.

**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. 2015-91**

**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>
247	3	\$ 500.00	South Seaville UMC ATTN: James Pickering, Chairman P.O. Box 100 South Seaville, NJ 08246

**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. 2015-92**

**RESOLUTION AUTHORIZING THE EXECUTION OF THE CONSTRUCTION AGREEMENT, MORTGAGE AND MORTGAGE NOTE FOR THE EMERGENCY HOUSING REHABILITATION UNDER THE RECAPTURED FUNDS OF THE SMALL CITIES PROGRAM**

**WHEREAS**, the Township of Dennis has participated in Small Cities Program for Housing Rehabilitation; and

**WHEREAS**, from time to time funds for said program are recaptured for various reasons and are then eligible to be disbursed throughout the Township for emergency rehabilitation; and

**WHEREAS**, a property has qualified for emergency rehabilitation and require the execution of various documents.

**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 following property is hereby approved for the Emergency Housing Rehabilitation under the Recaptured Funds of the Small Cities Program
  - a) 272 Main Street, South Seaville
2. That the Township Officials are hereby authorized and directed to execute the necessary documents (i.e. Construction Agreement, Mortgage and Mortgage Note).
3. That the property approval amount be not to exceed \$15,000.00 with the property owner being responsible for any and all costs exceeding said amount.
4. That the Municipal Engineer is authorized to review the condition of the plywood with the contractor and approved the amount of sheets to be replaced.

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

The following Ordinance No. 2015-06 was introduced for first reading as part of the consent agenda:

**TOWNSHIP OF DENNIS**

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

**ORDINANCE NO. 2015-06**

**AN ORDINANCE OF THE TOWNSHIP DENNIS, COUNTY OF CAPE MAY AND  
STATE OF NEW JERSEY AMENDING CHAPTER 35 OF THE CODE OF THE  
TOWNSHIP OF DENNIS ENTITLED OFFICERS AND EMPLOYEES, CREATING  
ARTICLE VII – PURCHASING AGENT**

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

1. There is hereby created the position of Purchasing Agent for the Township of Dennis.
2. The Purchasing Agent shall be appointed by the Township Committee.
3. The Purchasing Agent is required to possess a valid Qualified Purchasing Agent certificate, as issued by the New Jersey Division of Local Government Services, Department of Community Affairs.
4. The Purchasing Agent shall have, on behalf of the Township Committee of the Township of Dennis, the authority, responsibility and accountability for the purchasing activity pursuant to Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.); to prepare public advertising for and to receive bids and requests for proposals for the provision or performance of goods, services and construction contracts; to award contracts pursuant to New Jersey law in accordance with the regulations, forms and procedures promulgated by state regulatory agencies; and conduct any activities as may be necessary or appropriate to the purchasing function of the Township of Dennis.
5. All ordinances or parts of ordinances inconsistent herewith are repealed to the extent of such inconsistency.
6. If any word, phrase, clause, section or provision of this ordinance shall be found by any Court of competent jurisdiction to be unenforceable, illegal or unconstitutional, such word, phrase, clause, section, or provision shall be severable from the balance of the ordinance and the remainder of the ordinance shall remain in full force and effect.
7. This ordinance shall take effect immediately upon final passage and publication as required by law.

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John Murphy, Mayor

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Brian O'Connor, Deputy Mayor

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Albert M. DiCicco, Committee Member

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Lisa Salimbene, Committee Member

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Donald L. Tozer, Committee Member

The foregoing Ordinance was introduced at a meeting of the Township Committee of the Township of Dennis on July 21, 2015. Publication will be held on July 24, 2015 and a Public Hearing will be held at a meeting of the said Township Committee to be held on August 03, 2015 at 4:30 p.m. in the Municipal Building located at 571 Petersburg Road in Dennisville.

**ATTEST** \_\_\_\_\_  
**Jacqueline B. Justice, RMC/Clerk**

This being the time and place for the Public Hearing on Ordinance No. 2015-05, the Mayor read the ordinance by title. Motion was made by O'Connor, seconded by DiCicco that the Hearing be open for public comment. Bob Grace of Petersburg Road in Dennisville questioned whether or not the Bond Ordinance will result in a tax increase next year. The Mayor indicated no that the Bond Ordinance is the Capital spending that is spread out over numerous years and it is something financially the Township has to do every so often. Mr. Grace commented on other issues that were off topic of the Bond Ordinance and will appear during the regular public comment portion. There being no further comment from those present, motion was made by O'Connor, seconded by Tozer that the Hearing be closed.

Motion was made by O'Connor, seconded by Tozer, with 5 ayes and no nays that the following Ordinance No. 2015-05 was adopted:

**ORDINANCE NO. 2015-05**

**BOND ORDINANCE AUTHORIZING THE COMPLETION OF VARIOUS CAPITAL IMPROVEMENTS IN AND FOR THE TOWNSHIP OF DENNIS, COUNTY OF CAPE MAY, NEW JERSEY; APPROPRIATING THE SUM OF \$1,390,000 THEREFOR; AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OR BOND ANTICIPATION NOTES OF THE TOWNSHIP OF DENNIS, COUNTY OF CAPE MAY, NEW JERSEY, IN THE AGGREGATE PRINCIPAL AMOUNT OF UP TO \$1,171,800 MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING**

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**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 Salimbene, seconded by DiCicco, with 5 ayes and no nays, that the payment of the following bills was approved:

**GENERAL ACCOUNT:**

038413-Twp. Of Dennis Payroll Account	\$ 55,768.32
038414-Absecon Radiator	694.55
038415-A.C. Moore, Inc.	90.73

038416-Super Valu	722.80
038417-Atlantic City Electric	57.50
038418-A.T.&T.	100.94
038419-Animal Control of South Jersey	600.00
038420-Catherine Dougherty	359.24
038421-Blauer Associates	4,125.00
038422-David S. Blood	84.99
038423-Bowman & Company, LLP	19,620.00
038424-Calvary Baptist Church	500.00
038425-Cape May County M.U.A.	17,711.31
038426-Cape May County Bd of Taxation	25.00
038427-Caproni Portable Toilets, Inc.	162.50
038428-VOID	
038429-Computer Access Systems	91.25
038430-C & H Distributors, LLC.	436.00
038431-Vernon D. Champion	84.99
038432-Cody's Power Equipment	243.98
038433-John L. Collins	298.80
038434-Nelson B. Creamer	104.90
038435-Crystal Springs	184.57
038436-Sheree L. Dever	391.33
038437-Dennis Donegan	180.00
038438-Dovetail Presentations	225.00
038439-Mike Gardner Plumbing	307.16
038440-Hamilton Commons (Regal)	494.10
038441-Gerald C. Harris	125.88
038442-Hershey Resorts	250.00
038443-Home Depot Credit Services	132.30
038444-Kimball-Midwest	27.48
038445-Edward F. Leith, Jr.	131.34
038446-M & N International	163.10
038447-Nextel Communications	240.17
038448-NJCTBA	445.00
038449-Ocean View Veterinary Hospital	45.00
038450-P.L.I.C. – SBD Grand Island	125.44
038451-QC, Inc.	3,076.50
038452-Remington & Vernick Engineers	5,893.00
038453-Rodio Tractor Sales, Inc.	125.35
038454-Schaefer Pyrotechnics, Inc.	2,250.00
038455-Seashore Family Fun Center	4,076.25
038456-New Jersey Nature	300.00
038457-Smeltzer & Sons Feed	224.75
038458-South Jersey Water	25.00
038459-Staples Credit Plan	98.56
038460-Suburban Propane	1,206.58
038461-Team Eurosport	416.85
038462-Island Bowl	180.00
038463-Fleet Pride, Inc.	519.45
038464-Township of Upper	3,084.26
038465-BSN Sports, Inc.	117.56
038466-U.S. Toy Co., Inc.	104.60
038467-Verizon Wireless	38.01
038468-Verizon	1,576.10
038469-Vital Communications, Inc.	100.00
038470-City of Wildwood	250.00
038471-Xerox Financial Services	272.90

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

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

Bob Grace of Petersburg Road reiterated his comments regarding scheduling the meeting with the County Engineer Dale Foster and the Mayor for Wednesday or Thursday around 11:00 am or noon. Mr. Grace discussed rumble strips with the Committee and commented on previously being told by Cape May County Engineer that they are not allowed on County Roads and that recently East Creek Mill Road/County Route 670/Alt. 347 have had them installed at the curve near the Hands Mill Road intersection. The Clerk indicated that that area is Cumberland County not Cape May and perhaps since the call the road Alt. 347 now it might have State jurisdiction. Mr. Grace indicated that he believed they would work very well on Petersburg Road. Michele Heim from 549 Petersburg Road indicated she does not want to listen to the noise the rumble strips make all night. Mr. Grace indicated that something has to be done to slow the traffic down. Committeeman Tozer questioned Mr. Grace on the placement of the rumble strips. The Committee commented on the rumble strips and Committeewoman Salimbene indicated that she felt the best course would be having the State Police out there. Mr. Grace commented on his concerns with vehicles and school buses pulling out from Academy Road onto Petersburg Road. He stated that when he was in Lancaster he saw them utilizing lights that say Emergency Vehicles. He indicated that something must be done and invited the Township Committee Members to come to his house individually to see the speeding problem. Mayor Murphy and Committeewoman Salimbene indicated that speeding is a problem everywhere.

Sandy Carman questioned the status of 799 Dennisville Road. She stated that the property is disgusting and has been going on too long. She indicated that she owns the house next door and she has been to the Township as well as the Cape May County Board of Health. Deputy Mayor O'Connor commented on their previous discussions and acknowledged how frustrating the issue is. Ms. Carman commented on her restraining order against them and her having her house for sale. Ms. Carman commented on the property being in foreclosure since 2008 and going to Sheriff Sale twice and questioned the family that had owned its rights to access the property. They discussed Sheriff Sales and foreclosures with the Solicitor, Jeff April and commented on assessing a lien and the current fines on the property. Mr. April commented on the house probably not having any equity and existing liens already on the property. Ms. Carman stated that the house was a health hazard. Mr. April commented on the process to declare a structure hazardous. He stated that if the property owner does not correct the issues that the Township can and then place a lien on the property but that the chances of getting the Township's costs back were slim. The Committee and Ms. Carman discussed the condition of the property. Ms. Carman commented on why the Township isn't doing anything and Deputy Mayor O'Connor commented on the process. A member of the audience commented on spending taxpayers' money to fix Ms. Carman's problem and Ms. Carman commented. The Committee advised Ms. Carman to address her comments to the Committee. The Committee, Mr. April and Ms. Carman continued to discuss the issue. Mr. April explained the different types of foreclosures and pending legislation that will help the process. Mr. April reiterated the process to abate the nuisance and attach a lien. Mayor Murphy asked Ms. Carman to give the Clerk her contact information and indicated that he will look into the matter and get back to her.

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

The Mayor asked for comments from the Committee.

Committeewoman Salimbene commented on concerns she received from residents on Hoffman Drive regarding ATV's being ridden on the street and she indicated that she contacted the State Police. She gave an update on her idea of the County using the Senior Center for some programs since we do not have a branch in Dennis Township, however, the County indicated that they would not be able to do so due to cost. She indicated that she got contact information of several of the people that do some of the County Library programs and she is contacting them. Committeewoman Salimbene that the County Library would be forwarding some large print

books to the Senior Center and she commented on getting new hours and location for the Bookmobile such as at our Recreation Center around 3:00 p.m. for when the Summer Camp Program lets out and when school is in session over at the Primary School. Committeewoman Salimbene stated that she will be attending the Pinelands orientation. She gave an update on the Bike Path project with NJ Transit and commented on a meeting with the County regarding the same and indicated that the Municipal Engineer was coordinating a meeting with the County Planning Board representatives to discuss the issue further. Committeewoman Salimbene reminded everyone that the Senior Center B-B-Q is on August 26<sup>th</sup> at 12:30 and that the guest speaker from the American Littoral society will talk about water conservation and provide door prizes. She stated that the Township has great people working for Dennis Township and commented on a recognition program. The Clerk detailed the Employee Recognition Program initiated by former Committeeman Howard Halsey. Committeewoman Salimbene indicated that it would be nice to single out employees that go up and beyond and display them for residents to see in the building. Committeewoman Salimbene thanked Diane and Jackie for emptying and cleaning the display case and indicated that she will be displaying trophies from Recreation so people can see some of the great stuff that is going on. She commented on the Municipal Alliance Committee and how active they are in many aspects of the community and she indicated that they will be having their own section on the website and that the Coordinator, Monica DiVito will have a Township email to keep her in touch with the community. She closed with thanking everyone for coming out tonight and sharing their thoughts with the Committee.

Committeeman Tozer indicated that his comments overlap Committeeman DiCicco's so he will just interject then.

Carol Donovan from Ocean View commented on the drug seminar held at the Senior Center and Committeewoman Salimbene indicated that it was sponsored by the Municipal Alliance Committee.

Committeeman DiCicco commented on Meredith Brown from the American Littoral Society's presentation regarding water conservation at the Environmental Commission's meeting. He commented on the importance of water conservation and the condition of the aquifer. He commented on having her do the presentation for shore towns and the schools. The Township Solicitor, Jeff April, commented on our Municipal Engineer, Jack Gibson, being on the forefront of this issue back when he was an Assemblyman. Committeeman DiCicco gave a shout out to Roberta Nuss' Girl Scout Troop for maintaining the Museum's garden and asked for a proclamation to be done. He commented on the importance of getting young children interested in environmental preservation and urged everyone to look at the Municipal Garden that the Environmental Commission has worked on and commented on it being natural plants and having a pond. Committeeman DiCicco commented on his meeting with County Emergency Management Coordinator, Marty Pagliughi at Lighthouse Church for its possible use as a shelter due to its construction being recent and therefore built to standards to sustain a category 3 hurricane. He also commented on the South Seaville United Methodist Church here in Dennis Township that has been built even more recently. He discussed the purchase of generators and the possibility of leasing them. He indicated that the OEM Coordinator would be contacting the South Seaville UMC for possible use as a shelter. Committeeman DiCicco, Committeeman Tozer and Fire Commissioner Dave McMichael discussed Fire District #1 cancelling their meeting and Fire Commission Chairperson Tammy Tozer's negotiations with the Ocean View Volunteer Fire Company. They indicated that there should be a cancellation policy and they should utilize the website for this purpose. Committeeman DiCicco suggested that perhaps the Solicitor should forward them a letter. They discussed the appropriate way to cancel a meeting so that the public is advised.

Deputy Mayor O'Connor indicated that the Summer League is wrapping up and commented on the Championships and how the kids get "pumped-up" for them and the Gonnam Scholarship. He stated that August 4<sup>th</sup> is National Night Out at the Recreation Complex and indicated that the Recreation Staff have worked hard to get ready as well as the OEM Coordinator, John Berg, with getting different organizations to participate. Deputy Mayor O'Connor indicated that the Basketball Association has burgers and hot dogs for sale to support the Gonnam Scholarship.

Motion was made by O'Connor, seconded by Tozer, that the meeting be adjourned. All in favor and the motion carried.

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