

**TOWNSHIP OF DENNIS
DENNISVILLE, NJ
AUGUST 03, 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 the roll call. The Clerk called the roll with: DiCicco, Salimbene, Tozer, O'Connor and Murphy present.

Mayor Murphy asked that everyone please stand for the flag salute, moment of silence and reading of the names of the lost soldiers. Committeeman DiCicco indicated that fortunately there were no troops to report and he commented on the passing of Cape May Point's Former Mayor and past President of the Cape May County League of Municipalities, Carl Schupp and on Dennis Township resident Brooke Harris.

There were additional comments on the loss of Belleplaine resident, Daniel Batchelor and Bunny Becker.

Mayor Murphy asked for any public comment on agenda items.

Carol Donovan of Academy Lane in Ocean View commented on her concerns with cars being sold on the corner of Route 9 & Academy Lane. She commented on feeling that her area has been violated from issues with the car lights shining into their houses, to issues with the campground to now a used car lot. Ms. Donovan indicated that where the cars are parked creates a hazard to the sight triangle to pull out onto Route 9. The Committee clarified the location and indicated that they would have the Code Enforcement Officer review it. The Clerk indicated that the Code Enforcement Officer is on vacation this week and asked the Municipal Engineer if he could review it and see if it is impeding the sight triangle and he indicated that he would. Ms. Donovan commented on other items that have been for sale there and stated that the owner indicates that he is allowed to. Committeeman Tozer commented on some of the State regulations regarding selling cars. The Mayor indicated that the Solicitor would look into the State regulations. Ms. Donovan asked to be notified if the Code Enforcement Officer speaks to the neighbor.

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

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

06/16/15 Regular Meeting.

The following correspondence was approved as part of the consent agenda:

Cape May County Board of Chosen Freeholders Resolution #554-15 – Prohibiting Pedestrian Passage Along Sea Isle Blvd.

The following resolutions 2015-93 thru 2015-95 were a part of the Consent Agenda:

RESOLUTION NO. 2015-93

RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES CONTRACT TO PHOENIX ADVISORS, LLC FOR FINANCIAL ADVISOR AND CONTINUING DISCLOSURE SERVICES FOR THE YEAR 2015

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 a Financial Advisor and Continuing Disclosure Agent for Financial Advisor and Continuing Disclosure Services for the Year 2015 which is required for the Township to comply with certain Bonding requirements; and

WHEREAS, Phoenix Advisors, LLC has submitted a quote for said services on July 16, 2015; and

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

WHEREAS, the Chief Financial Officer has certified that funds are available for this matter.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Dennis, duly assembled in public session this 3rd day of August, 2015, that Phoenix Advisors, LLC be and hereby is appointed for Financial Advisor and Continuing Disclosure Services for the Year 2015.

BE IT FURTHER RESOLVED, that Phoenix Advisors, LLCs' bill will not to exceed \$12,000.00 without subsequent approval by Resolution of the Township Committee.

BE IT FURTHER RESOLVED, that Phoenix Advisors, LLC shall prepare and execute an appropriate contract 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. 2015-94

RESOLUTION AUTHORIZING A REFUND OF A TAX OVERPAYMENT

WHEREAS, the Tax Collector, Michele T. Heim, has notified the Clerk of a tax overpayment on Block 79, Lot 6; and

WHEREAS, the overpayment was a result of the property being consolidated with Block 79, Lot 6 which is deemed tax exempt; and

WHEREAS, the amount of the overpayment requested to be refunded for Block 79, Lot 6 is nine hundred four dollars and six cents (\$904.06).

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Dennis, County of Cape May, State of New Jersey, that the Chief Financial Officer be and is hereby authorized and directed to refund the total amount of \$904.06 to: The ARC of Cape May County, ATTN: Sarah Matthews, P.O. Box 255, South Dennis, NJ 08245.

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

RESOLUTION NO. 2015-95

**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>
96	1	\$ 662.00	Sally & Thomas Barry P.O. Box 132 South Dennis, NJ 08245

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

The following Ordinance was introduced for first reading as part of the consent agenda:

TOWNSHIP OF DENNIS

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

ORDINANCE NO. 2015-07

**AN ORDINANCE OF THE TOWNSHIP OF DENNIS, COUNTY OF CAPE MAY, AND
STATE OF NEW JERSEY AMENDING ORDINANCE NO. 2015-04 ENTITLED, "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, and State of New Jersey that Ordinance No. 2015-04 be amended as follows:

<u>TITLE/POSITION</u>	<u>MINIMUM</u>	<u>MAXIMUM</u>
Purchasing Agent	\$ 1,000.00	\$ 5,000.00
Senior Clerk Typist	\$21,000.00	\$40,000.00

BE IT FURTHER ORDAINED, that this ordinance be effective retroactive to 01/01/2015 after final passage and publication according to law.

John Murphy, Mayor

Brian O'Connor, Deputy Mayor

Albert M. DiCicco, Committee Member

Lisa Salimbene, Committee Member

Donald Tozer, Committee Member

The foregoing Ordinance was introduced at a meeting of the Township Committee of the Township of Dennis on August 03, 2015. Publication will be held on August 12, 2015 and a Public Hearing will be held at a meeting of the said Township Committee to be held on September 01, 2015 at 6:30 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. 2015-06, 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 Salimbene, seconded by O'Connor, that the Hearing be closed.

Motion was made by O'Connor, seconded by DiCicco, with 5 ayes and no nays that the following Ordinance No. 2015-06 was adopted:

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**

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

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

RESOLUTION NO. 2015-96

**RESOLUTION APPOINTING A PURCHASING AGENT FOR
THE TOWNSHIP OF DENNIS**

WHEREAS, the Local Public Contracts Law allows for higher bid thresholds if the municipality has a Purchasing Agent that holds a valid Qualified Purchasing Agent certificate; and

WHEREAS, the Township Committee desires to exercise the use of the higher bid thresholds; and

WHEREAS, the Township's Chief Finance Officer holds a valid Qualified Purchasing Agent certificate.

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, Glenn O. Clarke is hereby appointed as the Purchasing Agent for the Township of Dennis at the annual salary of \$2,600.00 effective immediately.

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

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

RESOLUTION NO. 2015-97

**RESOLUTION AUTHORIZING THE EXPENDITURE OF FUNDS FROM THE
RECREATION DEDICATED TRUST FUND**

WHEREAS, the Township of Dennis has expanded its Recreation Complex to include many activities for the residents of our community; and

WHEREAS, there is a great need repair and repaint the Hockey Rink; and

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 disburse the amount of \$18,575.91 to repair and repaint the Hockey Rink.

BE IT FURTHER RESOLVED, that this expenditure be charged to the Recreation Dedicated Trust Fund.

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

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

RESOLUTION NO. 2015-98

**RESOLUTION AUTHORIZING THE EXECUTION OF A
PROFESSIONAL SERVICES CONTRACT TO
THE SOUTHWEST COUNCIL, INC. FOR THE
EMPLOYEE ASSISTANCE PROGRAM**

WHEREAS, the Township of Dennis established an Employee Assistance Program in October, 1997; and

WHEREAS, the Clerk has received one (2) quotes from: The Southwest Council, Inc. and Shore Counseling, LLC for the Employee Assistance Program; and

WHEREAS, the Committee has reviewed the program and quotes and has deemed it beneficial to the Township to continue this program as part of the Drug Free Workplace Act; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A: 11-1 et seq.) requires that the resolution authorizing the award of contracts of “Professional Services” without competitive bids and the contract itself must be available for public inspection.

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 Mayor and Clerk are directed to execute a contract with The Southwest Council, Inc., 645 N. Delsea Dr. Vineland, NJ 08360.
2. This contract is awarded retroactive to 08/01/2015, without competitive bidding as a “Professional Services” in accordance with N.J.S.A. 40A: 11-5 (a) of the Local Public Contracts 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.
3. A notice of this action shall be printed once in the official newspaper of the municipality.
4. This Resolution shall take effect immediately.

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 Tozer, seconded by O’Connor, with 5 ayes and no nays, that the payment of the following bills was approved:

GENERAL ACCOUNT:

038472-Carmine's Atlantic City	\$ 1,238.05
038473-Twp of Dennis Payroll Account	55,725.67
038474-The ARC of Cape May County, Inc.	904.06
038475-Atlantic County Municipal Joint Insurance Fund	57,035.00
038476-Barry, Corrado, Grassi PC	400.00
038477-A.A.C.M.C.	75.00
038478-Cape May Technical High School	400.00
038479-County of Cape May	589,878.13
038480-Computer Access Systems	95.75
038481-Glenn O. Clarke (Petty Cash)	335.28
038482-Cody's Power Equipment	258.10
038483-Comcast	506.70
038484-Dennis Twp Board of Education	725,321.16
038485-Dennis Township Baseball Assoc	163.20
038486-Larry C. Dixon	1,160.69
038487-Dunbar Armored Inc.	301.94
038488-East Coast Distributors	507.21
038489-Jeanette M. Ennis	104.90
038490-FP Mailing Solutions	150.00
038491-Garden State Discovery Museum	228.00
038492-Mike Gardner & Son, Inc.	88.19
038493-Girl Scout Troop #44227	1,000.00
038494-Randy A. Grant, Sr.	44.87
038495-Roy J. Hope	211.80
038496-Kel-Tex Imprints, Inc.	808.75
038497-Frank Laughlin	125.00
038498-M.T.H.S. After Prom Committee	100.00
038499-Oriental Trading Company, Inc.	433.87
038500-Fernando Patino	50.00
038501-Philly Pretzel Factory	200.00
038502-P.L.I.C. – SBD Grand Island	125.44
038503-S & T Amusement Company	432.00
038504-Sea Isle Ice Co., Inc.	120.00
038505-Seashore Asphalt Corp.	245.00
038506-Bill Sheldon	297.50
038507-Shop Rite	25.94
038508-South Jersey Paper Products	3,419.10
038509-S.S.C.I.	20.00
038510-Stewart Business Systems	403.89
038511-Carolyn P. Swagler	104.90
038512-Fredinand Tripoli	125.00
038513-Vision Service Plan	770.98
038514-Waste Management of NJ, Inc.	14,733.00
038515-Wildwood Catholics	100.00
038516-Cintas First Aid & Safety	147.71

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

Municipal Clerk's Report	July, 2015
Registrar's Report	July, 2015
Chief Finance Officer's Report	January & February, 2015
Engineer's Report	08/03/2015

Mayor Murphy asked if there were any comments from the public this evening, there being none the Mayor moved onto the Committee Comment portion.

Committeewoman Salimbene reported that the Bookmobile is at the Recreation Center every Wednesday from 3:00 to 3:30 to co-inside with the kids getting out of Summer Camp and she is waiting to hear from the School Superintendent to see if it can be at the School when school starts.

Committeeman Tozer indicated that he had no comment at this time.

Committeeman DiCicco commented on recognizing Roberta Nuss' Girl Scout Troop for the community service at the Museum at one of the meetings in September. Committeeman DiCicco commented on the 03/31/2015 memo from Maser detailing the status of the Township's Housing Plan/COAH and asked that the Clerk re-distribute it to the Committee and the professionals. He stated he hopes to see everyone at National Night Out and that the Environmental Committee and Museum are having a table as well as the American Littoral Society. John Berg, the OEM Coordinator, indicated that the State Police helicopter will be there, the robot from the Prosecutor's Office and the possibility of the State Police SWAT Team and K-9 Unit and definitely the Drum Corp. He indicated that he had not heard back from the Sheriff's Department.

Deputy Mayor O'Connor commented on the Basketball Association's hot dogs & hamburgers fundraiser that benefits the Gonnam Scholarship Fund. This year's recipients were Summer Herlihy and Jake VanOsten who are Dennis Township kids that have come through our program and played at many levels. Deputy Mayor O'Connor indicated that the scholarship is open to anyone who has played at any level. He stated that the parents were pleased. The Committee commented on the scholarship covering the costs of the books for a couple semesters.

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