

**TOWNSHIP OF DENNIS
DENNISVILLE, NJ
JUNE 21, 2016**

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 (Tozer, Salimbene, O'Connor and Murphy present, and Fry-DeRose, absent).

Mayor Murphy asked if there were any comments on the consent agenda, there being no comment, Mayor Murphy asked for a motion adopting the consent agenda, motion was made by O'Connor, seconded by Tozer, with 4 ayes and 1 absent (Fry-DeRose), that the consent agenda be adopted.

The following minutes were approved as part of the consent agenda: 03/01/2016 Regular & Work Session Meetings and 03/15/2016 Regular Meeting.

The following resolution numbers 2016-84 thru 2016-90 were adopted as part of the consent agenda.

RESOLUTION NO. 2016-84

**RESOLUTION AUTHORIZING THE RENEWAL OF MEMBERSHIP IN THE
ATLANTIC COUNTY MUNICIPAL JOINT INSURANCE FUND**

WHEREAS, the Township of Dennis (hereinafter the "MUNICIPALITY") is a member of the Atlantic County Municipal Joint Insurance Fund (hereinafter the "FUND"); and

WHEREAS, the MUNICIPALITY'S membership terminates as of January 1, 2017 unless earlier renewed by a Contract between the MUNICIPALITY and the FUND; and

WHEREAS, N.J.S.A. 40A:11-5 (1)(m) provides that Contract which exceeds the bid threshold may be negotiated and awarded by the governing body without public advertising for bids and bidding therefor, if the subject matter is for the purchase of insurance coverage and consultant services, provided that the award is in accordance with the requirements for extraordinary unspecifiable services; and

WHEREAS, N.J.S.A. 40A:11-6.1(b) provides that the MUNICIPALITY shall make a documented effort to secure competitive quotations; however, a Contract may be awarded upon determination, in writing, that the solicitation of competitive quotations is impracticable; and

WHEREAS, in accordance with N.J.A.C. 5:34-2-3, a designated official of the MUNICIPALITY, has filed a certificate with the governing body describing in detail, as set forth below in this Resolution, why this Contract meets the provisions of the statutes and the regulations and why the solicitation of competitive quotations is impracticable; and

WHEREAS, it has been determined that the purchase of insurance coverage and insurance consultant services by the MUNICIPALITY requires a unique knowledge and understanding of the municipal exposures and risks associated with the operation of a municipal entity, and many insurance professionals are not qualified to assess these risks and exposures based upon their inherent complexity; and

WHEREAS, insurance coverage for municipal entities can vary greatly in the type, limits, and exceptions to coverage, and therefore particularized expertise in determining and obtaining the appropriate coverage is required to protect the MUNICIPALITY; and

WHEREAS, it is the goal of the MUNICIPALITY to obtain a single integrated program to provide all types of insurance coverage with a plan to limit the MUNICIPALITIES exposure; and

WHEREAS, the FUND has provided comprehensive insurance coverage to member municipalities since 1987; and

WHEREAS, since 1987, the FUND has continually refined all of the types of coverage that it provides to its members so that it offers comprehensive insurance and limits to all members that is unique and cannot be purchased from a single entity in the commercial insurance market; and

WHEREAS, the FUND has also developed and made available to its members Safety, Risk Management and Litigation Management programs that address the specific exposures and risks associated with municipal entities; and

WHEREAS, the FUND provides the MUNICIPALITY with Fund Administration, Claims Review, Claims Processing, Claims Administration, Actuarial and Legal Services; and

WHEREAS, the FUND is one of the most financially sound Municipal Joint Insurance Funds in New Jersey, and the FUND operates with strong fiscal controls, member oversight, and meets all of the requirements promulgated by the New Jersey Department of Community Affairs and the Department of Banking and Insurance; and

WHEREAS, as an existing member of the FUND, the MUNICIPALITY would be renewing its membership in an organization with experienced and dedicated FUND Professionals who provide specialized services to the members; and

WHEREAS, the membership of the FUND includes many neighboring municipalities that uniquely have similar exposures to the MUNICIPALITY, and with whom the MUNICIPALITY has existing inter-local arrangements; and

WHEREAS, all of the aforementioned factors categorize the award of this Contract as an “extraordinary, unspecifiable service” that cannot be duplicated, accounted for, accurately detailed, or described in a manner that truly depicts the value of the MUNICIPALITY’S membership in the FUND; and

WHEREAS, for all of the aforementioned reasons, it is impracticable for the MUNICIPALITY to seek competitive quotations for a Contract to provide the procurement of insurance coverage and consultant services; and

WHEREAS, the FUND has been organized pursuant to N.J.S.A. 40A:10-36 et seq., and as such is an agency of the municipalities that created it; and

WHEREAS, , N.J.S.A. 40A:11-5 (2) also provides that Contract which exceeds the bid threshold may be negotiated and awarded by the governing body without public advertising for bids and bidding therefor, if the Contract is entered into with a municipality or any board, body, officer, agency or authority thereof; and

WHEREAS, the FUND meets the definition of an agency as set forth in N.J.S.A. 40A:11-5(2); and

WHEREAS, for all of the aforementioned reasons, the MUNICIPALITY desires to enter into a Contract to renew its membership with the FUND for a period of three (3) years, for insurance coverage and consultant services, as an exception to the public bidding requirements of the Local Public Contracts Law.

NOW THEREFORE, BE IT RESOLVED, by the governing body of the MUNICIPALITY as follows:

1. The MUNICIPALITY agrees to renew its membership in the FUND and to be subject to the Bylaws, Rules and Regulations, coverages, and operating procedures thereof as presently existing or as modified from time to time by lawful act of the FUND.
2. The Mayor and Clerk of the MUNICIPALITY shall be and hereby are authorized to execute the "Contract to Renew Membership" annexed hereto and made a part hereof and to deliver same to the FUND evidencing the MUNICIPALITY'S renewal of its membership.
3. In accordance with N.J.A.C. 5:34-2.3, the certificate of a designated official of the MUNICIPALITY, which details why the solicitation of competitive quotations is impracticable, is attached hereto and made a part of this Resolution.
4. The Clerk of the MUNICIPALITY is authorized and directed to place a notice of the adoption of this Resolution and the award of this Contract in the official newspaper of the MUNICIPALITY.

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

RESOLUTION NO. 2016-85

**RESOLUTION AUTHORIZING THE ISSUANCE OF THE 2016-2017 KENNEL
 LICENSE FOR CLERMONT COUNTRY KENNELS**

WHEREAS, the N.J.S.A. 4:19-15.8 requires persons operating a kennel to obtain a license to operate said establishment from the municipality; and

WHEREAS, the Township is in receipt of the application for the 2016-2017 Kennel License from Clermont Country Kennels along with the required fee; and

WHEREAS, the Township has received the necessary approval from the Cape May County Health Department approving the issuance of said Kennel License.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Dennis, County of Cape May, State of New Jersey, that the Municipal Clerk be and is hereby authorized and directed to issue the 2016-2017 Kennel License to Clermont Country Kennels.

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

RESOLUTION NO. 2016-86

**RESOLUTION PROVIDING FOR THE INSERTION OF A
 SPECIAL ITEM OF REVENUE IN THE 2016 MUNICIPAL BUDGET**

WHEREAS, N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount; and

WHEREAS, the Township of Dennis will receive \$1,450.43 from the State of New Jersey Municipal Court Alcohol Education, Rehabilitation and Enforcement Fund for 2015 and wishes to amend its 2016 Budget to include this amount as a revenue.

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 requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2016 in the sum of \$1,450.43 which is now available as a revenue from:

Miscellaneous Revenues
Special Items of General Revenue Anticipated with
Prior Written Consent of the Director of Local Government Services:
Public And Private Revenues Off-Set with Appropriations:
Alcohol Education, Rehabilitation,
And Enforcement Fund.

BE IT FURTHER RESOLVED, that a like sum of \$1,450.43 be and the same is hereby appropriated under the caption of:

General Appropriations
(a) Operations Excluded from "Caps"
Public and Private Programs Off-Set by Revenues:
Alcohol Education, Rehabilitation,
And Enforcement Fund
Municipal Court Other Expenses

BE IT FURTHER RESOLVED, that the Clerk is hereby authorized and directed to forward the necessary documentation to the Director of Local Government Services.

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

RESOLUTION NO. 2016-87

**RESOLUTION AUTHORIZING THE RELEASE
OF THE PERFORMANCE BOND FOR BLOCK 224, LOTS 76 & 77 –
ATLANTIC CITY ELECTRIC**

WHEREAS, the Administrator to the Planning and Zoning Boards has requested the release of a Planning/Zoning Performance Bond for Block 224, Lots 76 & 77 due to the completion of the site improvements; and

WHEREAS, Township Engineer has authorized the release of the performance bond which is in the form of bond.

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 \$74,000.00 performance bond in the form of Bond #929611755 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. 2016-88

RESOLUTION AWARDING THE QUOTE FOR THE HVAC SYSTEM IMPROVEMENTS FOR THE MEETING ROOM OF THE MUNICIPAL BUILDING

WHEREAS, the Township Engineer requested quotes for HVAC Improvements for the Meeting Room of the Municipal Building located at 571 Petersburg Road, Dennisville, NJ; and

WHEREAS, two quotes were received by 06/07/2016: Broadley's - \$28,350.00 and Conover-Swanson - \$27,500.00; and

WHEREAS, the Township Engineer has reviewed the quotes and made his recommendation to the Township Committee and the Chief Finance Officer has completed the Certification of Availability of Funds.

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Dennis, County of Cape May, State of New Jersey, that the quote for HVAC System Improvements for the Meeting Room of the Municipal Building be awarded to Conover-Swanson in the amount of \$27,500.00.

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

RESOLUTION NO. 2016-89

RESOLUTION ADOPTING THE 2016 CAPE MAY COUNTY HAZARD MITIGATION PLAN UPDATE

WHEREAS, the Township of Dennis, NJ, has experienced natural hazards that result in public safety hazards and damage to private and public property;

WHEREAS, the hazard mitigation planning process set forth by the State of New Jersey and the Federal Emergency Management Agency offers the opportunity to consider natural hazards and risks, and to identify mitigation actions to reduce future risk;

WHEREAS, the New Jersey Office of Emergency Management is providing federal mitigation funds to support development of the mitigation plan;

WHEREAS, a *Hazard Mitigation Plan* has been developed by the Mitigation Planning Committee;

WHEREAS, the *Cape May County Multi-Jurisdictional All Hazards Mitigation Plan Update (May 2016)* includes a prioritized list of mitigation actions including activities that, over time, will help minimize and reduce safety threats and damage to private and public property, and

WHEREAS, the draft plan was provided to each participating jurisdiction and was posted on the County Hazard Mitigation Plan Update website so as to introduce the planning concept and to solicit questions and comments; and to present the Plan and request comments, as required by law, and

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 *Cape May County Multi-Jurisdictional All Hazards Mitigation Plan Update (May 2016)*, as submitted to the New Jersey Office of Emergency Management and the Federal Emergency Management Agency on May 24, 2016 by Cape May County is hereby adopted as an official plan of the Township of Dennis; minor revisions recommended by the Federal Emergency Management Agency and/or the New Jersey Office of Emergency Management may be incorporated without further action.

2. The Township of Dennis departments identified in the Plan are hereby directed to pursue implementation of the recommended high priority activities that are assigned to their departments.
3. Any action proposed by the Plan shall be subject to and contingent upon budget approval, if required, which shall be at the discretion of the Township of Dennis, and this resolution shall not be interpreted so as to mandate any such appropriations.
4. The Emergency Management Coordinator is designated to coordinate with other offices and shall periodically report on the activities, accomplishments, and progress, and shall prepare an annual progress report to be submitted to the Cape May County Office of Emergency Management. The status reports shall be submitted on a yearly basis by a predetermined date as agreed upon by all stakeholders.

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

RESOLUTION NO. 2016-90

RESOLUTION GRANTING SEVERAL RAFFLE LICENSES

WHEREAS, several organizations have applied for Raffle License; and

WHEREAS, said organizations has complied with the necessary requirements.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Dennis, County of Cape May, State of New Jersey, that the following Raffle License are hereby granted:

- | | |
|------------------------|---|
| RL#2016-01
09/10/16 | Cape May County Historical & Genealogical Society |
| RL#2016-02
12/03/16 | PTA Bishop McHugh Regional Catholic School |

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

The Mayor indicated that we were moving onto the regular agenda items.

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 Salimbene, with 4 ayes and 1 absent (Fry-DeRose), that the payment of the following bills was approved:

GENERAL ACCOUNT:

039586-Twp. Of Dennis Payroll Account	\$ 52,296.95
039587-Super Valu	417.71
039588-Atlantic City Electric	3,584.19
039589-A.T.&T.	111.84
039590-Kristie L. Allen	114.47

039591-Barry, Corrado, Grassi PC	400.00
039592-VOID	
039593-Deborah M. Berg	225.00
039594-Belleplaine Emergency Corp.	12,500.00
039595-Belleplaine V.F.W. Post #6257	75.00
039596-Blaney & Karavan, PC	756.00
039597-Boulevard Produce & Deli	89.00
039598-Kathleen Bresan	225.00
039599-Calvary Baptist Church	500.00
039600-Computer Access Systems	83.25
039601-John L. Collins	305.80
039602-Constellation New Energy, Inc.	64.45
039603-Kelly Cramer	200.00
039604-Nelson B. Creamer	104.90
039605-Crystal Springs	67.42
039606-Alice Dahlmann	200.00
039607-Daycare Cleaning Services, Inc.	1,725.00
039608-Dennis Twp Fire District #1	87,500.00
039609-Dennis Twp Fire District #2	69,751.25
039610-Dennis Twp Fire District #3	41,071.00
039611-Delta Dental	2,752.80
039612-Sheree L. Dever	610.35
039613-Keith J. Devine	200.00
039614-Monica M. Di Vito	100.00
039615-Larry C. Dixon	154.90
039616-Albert F. Donahue	200.00
039617-Gwendolyn J. Donahue	200.00
039618-Dunbar Armored Inc.	418.72
039619-Jeanette M. Ennis	125.80
039620-Township of Dennis	150.00
039621-Fresh for Less	64.00
039622-The Funplex Lanes	1,184.00
039623-Nina Fuqua	200.00
039624-Garden State Discovery Museum	74.50
039625-The Gem Grocery & Gas	361.40
039626-Donna Sue Glembocki	225.00
039627-Robert A. Grace	200.00
039628-Marie T. Trout	200.00
039629-Charles Haig	225.00
039630-Meggan Haig	200.00
039631-Gerald C. Harris	110.90
039632-Herald Newspaper, Inc.	116.64
039633-Heidi Kern	225.00
039634-Bill Kerwood	600.00
039635-K-Mart	392.70
039636-Sara C. Koczur	200.00
039637-Kona Ice Cape May	290.00
039638-Robin S. Light	200.00
039639-Rose Ann Miller	120.00
039640-Nextel Communications	238.82
039641-Ocean View Volunteer Fire Co.	375.00
039642-Patti's Party World	147.49
039643-Robin V. Paul	225.00
039644-Frank R. Podlaski	200.00
039645-VOID	
039646-William A. Rice, Jr.	200.00
039647-Seashore Food Distributors, Inc.	86.69
039648-Shop Rite	91.62
039649-Gertrude Singer	200.00
039650-Sky Zone Moorestown	799.00
039651-S.S.C.I.	80.00
039652-Jill H. Swagler	200.00
039653-Carole A. Tozer	225.00

