

**5:30 P.M. (PREVAILING TIME) TWP. COMMITTEE REGULAR MEETING**

**DUE TO THE COVID-19 OUTBREAK, THIS MEETING WAS CONDUCTED BY TELE-CONFERENCE WITH THE MUNICIPAL CLERK PRESIDING TO LESSEN POSSIBLE CONFUSION.**

The Clerk opened the meeting in compliance with the Open Public Meetings Act requirements.

The Clerk conducted the roll call with VanArtsdalen, Germanio, Cox, Turner and Matalucci present.

The Clerk requested that everyone please rise for the pledge of allegiance.

Due to the meeting being held by electronic means the Clerk read by title the items covered under the consent agenda and indicated that Resolution No. 2020-112 - Providing for a Meeting Not Open to the Public in Accordance with the Provisions of New Jersey Open Public Meetings Act, N.J.S.A. 10:4-12 – Litigation, was no longer necessary and withdrawn from the agenda. The Clerk asked if there were any comments on the consent agenda.

There being none, the Clerk asked for a motion adopting the consent agenda, motion was made by Turner, seconded by VanArtsdalen, with 5 ayes and no nays, that the consent agenda be adopted.

The following minutes were approved as part of the Consent Agenda: 07/14/2020 Work Session & Regular Meeting.

The following resolution numbers 2020-109 thru 2020-111 were a part of the Consent Agenda:

**RESOLUTION NO. 2020-109**

**RESOLUTION AUTHORIZING THE EXECUTION OF AN APPLICATION FOR A SPECIAL PERMIT FOR A SOCIAL AFFAIR FOR A FRIEND IN NEED, LTD.**

**WHEREAS**, the organization known as A Friend In Need, LTD. is requesting permission from the State of New Jersey Division of Alcoholic Beverage Control for a Special Permit for a Social Affair; and

**WHEREAS**, the request will be made to dispense alcoholic beverages on October 17, 2020 from 1:00 p.m. to 5:00 p.m. at the Dennis Township Recreational Complex at a fundraiser to benefit the Dennis Township Recreational Programs; 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      Zeth A. Matalucci, Mayor

**RESOLUTION NO. 2020-110**

**RESOLUTION ACCEPTING THE AWARD OF THE LOCAL EFFICIENCY ACHIEVEMENT PROGRAM (LEAP) GRANT FOR SHARED REPAIR EQUIPMENT SERVICES AND AUTHORIZING THE EXECUTION OF SAID GRANT AGREEMENT**

**WHEREAS**, the State of New Jersey has allocated \$150,000 within each county for a statewide total of \$3.15 million in Local Efficiency Achievement Program (LEAP) funds to promote innovation among peer local units across New Jersey, and

**WHEREAS**, the Department of Community Affairs, Division of Local Government Services (DLGS) administers the LEAP grant program; and

**WHEREAS**, the LEAP Challenge Grant exists to challenge municipalities and counties to collaborate on more extensive partnership and collaborations to produce efficiencies through shared services; and

**WHEREAS**, the Township of Dennis has agreed to be the lead agency in this program; and

**WHEREAS**, the Governing Body of Dennis Township, is acknowledging and accepting the responsibility of acting as administrator for this grant on behalf of all participating local units; and

**WHEREAS**, the Governing Body of Dennis Township received a Notice of Award from the Department of Community Affairs, Division of Local Government Services (DLGS) its eligibility to receive a LEAP Grant in the amount of \$49,475.00; and,

**WHEREAS**, the purpose of the award is to provide funding for shared repair equipment and services between Dennis Township and Dennis Township Board of Education.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Governing Body of Dennis Township, that the Governing Body does hereby accept the award of \$49,475.00, for shared repair equipment and services between Dennis Township and Dennis Township Board of Education.

**BE IT FURTHER RESOLVED**, that the Township Administrator of Dennis Township be and hereby is authorized to execute a Grant Agreement with the New Jersey Department of Community Affairs on behalf of Dennis Township and the Dennis Township Board of Education, and upon execution of said Agreement, the Township of Dennis does accept the Terms and Conditions specified in the Agreement in connection to this grant award.

**ATTEST** \_\_\_\_\_ **ATTEST** \_\_\_\_\_  
Jacqueline B. Justice, RMC/Clerk Zeth A. Matalucci, Mayor

**RESOLUTION NO. 2020-111**

**RESOLUTION REAPPOINTING JAMES BIRCHMEIER AS MUNICIPAL COURT JUDGE IN ACCORDANCE WITH A SHARED SERVICES AGREEMENT WITH THE TOWNSHIP OF UPPER**

**WHEREAS**, the Township of Dennis, via Resolution Nos. 2009-169 & 2014-106, entered into a Shared Services Agreement with the Township of Upper; and

**WHEREAS**, that agreement required the Township of Dennis to reappoint the Municipal Court Judge appointed by Upper Township during the term of the Shared Services Agreement; and

**WHEREAS**, via Resolution Nos. 2010-05, 2013-70, 2014-117 & 2017-126, the Township of Dennis made an initial appointment and renewal of James Birchmeier, Esquire, as Municipal Court Judge for a term “to run concurrent with that of his Upper Township Term;” and

**WHEREAS**, the Upper Township term expires on July 31, 2020; and

**WHEREAS**, it is clear from the Shared Service Agreement authorized by Dennis Township Resolution Nos. 2009-169 & 2014-106 and the language of Dennis Township Resolution Nos. 2010-05, 2013-70, 2014-117 & 2017-126, that it is the intention of the parties that the appointment of the Judge for Dennis Township be concurrent with the appointment for Upper Township;

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Committee of the Township of Dennis, duly assembled in open session this 28<sup>th</sup> day of July, 2020, that in accordance with the provisions of NJSA 2B:12-4, James Birchmeier, Esquire, is hereby appointed Judge of the Municipal Court, for a term commencing on August 1, 2020, and expiring on July 31, 2023, all in accordance with the Shared Services Agreement between the Township of Dennis and the Township of Upper as authorized by Dennis Township Resolution Nos. 2009-169 & 2014-106.

**BE IT FURTHER RESOLVED**, that Judge Birchmeier shall be compensated by the Township of Upper in accordance with the Shared Services Agreement.

**BE IT FURTHER RESOLVED**, that the Clerk shall provide a true copy of this Resolution upon adoption to James Birchmeier, Esquire, as well as the Court Administrator and Township Clerk of the Township of Upper.

**ATTEST** \_\_\_\_\_ **ATTEST** \_\_\_\_\_  
Jacqueline B. Justice, RMC/Clerk Zeth A. Matalucci, Mayor

The Clerk indicated that we would be moving on to the regular portion of the agenda.

The Clerk 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 Cox, seconded by Turner, with 5 ayes and no nays, that the payment of the following bills was approved:

**GENERAL ACCOUNT:**

044951-Acme (Supervalu)	\$	20.00
044952-Advantage Equipment Sales		34.42
044953-Atlantic City Electric		2,873.97
044954-AT&T		61.03
044955-Allegra Marketing, Print & Mai		655.89
044956-Atlantic Cnty. Municipal Joint Insurance Fund		49,404.00
044957-Block Line Systems, LLC		1,281.54
044958-Cape May County M.U.A.		18,383.93
044959-Cody's Power Equipment		448.00
044960-Constellation New Energy, Inc.		58.47
044951-Delta Dental of NJ		1,592.87
044962-Discount Playground Supply		74.95
044963-East Coast Distributors		129.67
044964-Edmunds & Associates, Inc.		2,752.28
044965-Gardner True Value Hardware		1,256.39
044966-John C. Gibson, P.E.		9,850.00
044967-Haberman Landscaping Inc.		3,400.00
044968-Global Equipment Company Inc.		2,896.86
044969-NAPA Auto Parts		372.95
044970-Landberg Construction, LLC		62,723.48
044971-Parker Treeworks LLC		8,200.00
044972-Service Tire Truck Centers		351.28
044973-Suburban Propane - 2115		35.06
044974-Treasurer, State of New Jersey		5,000.00
044975-Uline		511.65
044976-United States Postal Service		5,544.30

044977-Verizon	43.23
044978-Xerox Corporation	165.76
044979-Zaappaaz, LLC	884.80

**CONSTRUCTION CODE:**

None

**ESCROW TURNER PARTNERS:**

None

**ESCROW HRD HOLDINGS:**

60-Fralinger Engineering, PA	364.00
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**PLANNING ESCROW:**

None

**RECREATION TRUST:**

1207-Dennis Twp Basketball Assoc.	2,000.00
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The Clerk asked for a motion to approve the Administrative Reports. Motion was made by Germanio, seconded by Matalucci, with 5 ayes and no nays, that the following Administrative Reports were approved:

Engineer's Report	07/28/2020
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The Clerk asked if there were any comments from the public this evening.

Cheryl Casalnuovo and Amy McIntosh, representatives from Holly Lake Resort, commented on a violation issue of Holly Lake owners entering the Resort from Dudican Road which is against Holly Lake Resort's Planning Board approval which requires Dudican Road to be improved as an exit only from the Resort. Ms. Casalnuovo and Ms. McIntosh expressed their safety concerns of the Holly Lake owners having to access the Resort from Route 47 on a curve. Mayor Matalucci and Deputy Mayor Turner indicated that they understood their concerns, however, that they have no jurisdiction of the Planning Board's approval conditions. The Acting Township Solicitor, Bill Blaney and the Municipal Engineer, Jack Gibson, commented and reiterated the Township Committee's lack of jurisdiction. The Township Administrator, Jessica Bishop, indicated that an application for relief from conditions set forth in previous Planning Board Approval Resolutions must be submitted to the Consolidated Land Use Board and that the Administrator of said Board would be emailing them the necessary paperwork. Discussion continued and Mr. Blaney and Deputy Mayor Turner urged Holly Lake Resort to seek legal representation to guide them thru the application process.

The Clerk asked for comments from the Township Committee.

Committeeman VanArtsdalen commented on the 3<sup>rd</sup> week of the Summer Basketball Program and that it was going well. He thanked the Recreation staff and the Public Works staff for their efforts to allow the program to go on.

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

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

Deputy Mayor commended everyone on doing a great job to allow the Summer Basketball Program to go on.

Mayor Matalucci reiterated Committeeman VanArtsdalen's thanks for everyone's efforts with the Summer Basketball Program.

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

ATTEST \_\_\_\_\_ ATTEST \_\_\_\_\_  
Jacqueline B. Justice, RMC/Clerk Zeth A. Matalucci, Mayor