

**TOWNSHIP OF DENNIS
DENNISVILLE, NJ
SEPTEMBER 27, 2022**

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

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

The Mayor requested that the roll call and flag salute be carried over from the Board of Health Meeting (VanArtsdalen, Germanio, Cox, Turner and Matalucci present).

The Mayor asked if there were any questions, comments or concerns regarding the consent agenda.

There being no comments, the Mayor asked for a motion adopting the consent agenda, motion was made by VanArtsdalen, seconded by Turner, with 5 ayes and no nays, that the consent agenda be adopted.

The following minutes were approved as part of the Consent Agenda: 09/13/2022 Work Session and Regular Meeting.

The following resolution numbers 2022-146 thru 2022-150 were a part of the Consent Agenda:

RESOLUTION NO. 2022-146

**RESOLUTION AUTHORIZING A SHARED SERVICES AGREEMENT WITH THE CAPE
MAY COUNTY MUNICIPAL UTILITIES AUTHORITY
FOR SOLID WASTE DISPOSAL AND RECYCLING SERVICES**

WHEREAS, the Cape May County Municipal Utilities Authority (“CMCMUA”/”Authority”) has designed, financed, acquired, constructed, expanded, and currently operates a solid waste management system (“System”) which presently serves the entire County of Cape May in the State of New Jersey, for the disposal, transfer, and recycling of solid waste; and

WHEREAS, the Township of Dennis has utilized and desires to continue to utilize the services of the CMCMUA’s System; and

WHEREAS, there presently exists a contract between the Township of Dennis and the Authority for the use of the CMCMUA’s System for the disposal, transfer, and recycling of solid waste entitled “Shared Services Agreement for Solid Waste Disposal and Recycling Services” (“Agreement”) which will expire on December 31, 2022; and

WHEREAS, the Township of Dennis and the Authority desire to enter into a new Agreement and to fix the expiration date of said Agreement to occur on December 31, 2023; and

WHEREAS, the Authority has offered the “Shared Services Agreement for Solid Waste Disposal and Recycling Services” to the Township of Dennis in order to more efficiently provide and continue to offer municipalities within Cape May County the use of the CMCMUA’s Solid Waste System from January 1, 2023 through December 31, 2023; and

WHEREAS, the Authority has submitted the same proposal form of Agreement to all Cape May County Municipalities which will provide for both solid waste disposal and certain recycling services through December 31, 2023; and

WHEREAS, N.J.S.A. 40A:65-1 et seq. the Uniform Shared Services and Consolidation Act, authorizes a municipality to enter into a contract with any other local unit for the sharing of governmental services.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Dennis, County of Cape May, State of New Jersey, that the Township of Dennis shall enter into a contract with the Authority entitled “Shared Services Agreement for Solid Waste Disposal and Recycling Services”, effective January 1, 2023, in the form to be maintained on file in the office of the Municipal Clerk, and that the appropriate Township of Dennis Officials are hereby authorized and directed to execute said Agreement.

ATTEST _____ **ATTEST** _____
Jacqueline Justice, RMC/Clerk Zeth A. Matalucci, Mayor

RESOLUTION NO. 2022-147

**RESOLUTION AUTHORIZING THE EXECUTION OF A
PROMISE OF INDEMNIFICATION WITH THE COUNTY OF CAPE MAY
FOR THE TEMPORARY PLACEMENT OF HOLIDAY WREATHS ABOVE PETERSBURG
ROAD AND MAIN STREET IN DENNISVILLE**

WHEREAS, the Township has requested that the County of Cape May permit temporary placement of holiday wreaths on utility poles above portions of County Route 610 (Petersburg Road and Main Street) in Dennisville; and

WHEREAS, the Holiday Wreath Project would last approximately November 21, 2022 thru January 09, 2023; and

WHEREAS, the Township has been notified by the County Engineer that the County requires the Township to execute a Promise of Indemnification in order to process our request.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Dennis, County of Cape May, State of New Jersey, that the Mayor and Clerk are hereby authorized and directed to execute the Promise of Indemnification so that the County of Cape May can approve the temporary placement of Holiday Wreaths above a portion of County Route 610 (Petersburg Road and Main Street) in Dennisville.

BE IT FURTHER RESOLVED, that a certified copy of this resolution shall accompany the executed Promise of Indemnification to the County Engineer’s Office.

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

RESOLUTION NO. 2022-148

**RESOLUTION AUTHORIZING THE HIRING OF A PART-TIME
RECREATION ATTENDANT FOR THE RECREATION DEPARTMENT**

WHEREAS, the Dennis Township Recreation Department is in need of additional part-time attendants to cover the recreation facilities during the wide range of programs; and

WHEREAS, the Township Administrator has reviewed the applications and has made her recommendation.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Dennis, County of Cape May, State of New Jersey, that Bernadette Baron of 614 Willow Road, Millville, NJ 08332 be hired as part-time Recreation Attendant at the hourly rate of \$16.00 per hour effective 09/17/2022.

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

RESOLUTION NO. 2022-149

**RESOLUTION REQUESTING PERMISSION FOR THE
DEDICATION BY RIDER FOR UNIFORM FIRE SAFETY ACT PENALTY MONEYS
REQUIRED BY NJS 52:27D-192 et seq.**

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is not subject to reasonably accurate estimates in advance; and

WHEREAS, NJS 5:27D-192 et seq provides for receipt of Uniform Fire Safety Act Penalty by the municipality to provide for the operating costs to administer this act; and

WHEREAS, N.J.S.A. 40A:4-39 provides the dedicated revenues anticipated from the Uniform Fire Safety Act are hereby anticipated as revenue and are hereby appropriated for the purpose to which said revenue is dedicated by statute or other legal requirement; 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 Mayor and Township Committee hereby request permission of the Director of the Division of Local Government Services to pay expenditures of the Uniform Fire Safety Act Penalty Moneys as per NJS 52:27D-192 et seq.
2. That the Municipal Clerk of the Township of Dennis, County of Cape May is hereby directed to forward two (2) certified copies of this Resolution to the Director of the Division of Local Government Services.

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

RESOLUTION NO. 2022-150

**RESOLUTION PROVIDING FOR A MEETING NOT OPEN TO THE PUBLIC IN
ACCORDANCE WITH THE PROVISIONS OF THE
NEW JERSEY OPEN PUBLIC MEETINGS ACT, N.J.S.A. 10:4-12**

WHEREAS, the Township Committee of the Township of Dennis is subject to certain requirements of the Open Public Meetings Act, N.J.S.A. 10:4-6 et seq; and

WHEREAS, the Open Public Meetings Act, N.J.S.A. 10:4-12, provides that an Executive Session, not open to the public, may be held for certain specified purposes when authorized by Resolution; and

WHEREAS, it is necessary for the Township Committee of the Township of Dennis to discuss in a session not open to the public certain matters relating to the item or items authorized by N.J.S.A. 10:4-12 b and designated below:

Matters Relating to Litigation, Negotiations and the Attorney-Client Privilege: Any pending or anticipated litigation or contract negotiation in which the public body is, or may become a party. Any matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer.

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Dennis, County of Cape May, State of New Jersey, assembled in public session on September 27, 2022, that an Executive Session closed to the public shall be held on September 27, 2022 prior to the close of the above night's meeting in the Dennis Township Municipal Complex, 571 Petersburg Road, Dennisville, New Jersey, for the discussion of matters relating to the specific items designed above.

BE IT FURTHER RESOLVED, that it is anticipated that the deliberations conducted in closed session may be disclosed to the public upon the determination of the Township Committee that the public interest will no longer be served by such confidentiality.

ATTEST _____ **ATTEST** _____
Jacqueline B. Justice, RMC/Clerk Zeth A. Matalucci, 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 Germanio, seconded by Cox, with 5ayes and no nays, that the payment of the following bills was approved:

GENERAL ACCOUNT:

047086-Advanced Restaurant Tech, LLC	\$ 550.00
047087-Atlantic City Electric	5,158.03
047088-The Bank of New York Mellon	262,375.00
047089-Block Line Systems, LLC	88.97
047090-Cape May County M.U.A.	23,039.77
047091-Cape May County P.W.A.	3,049.31
047092-Capri Construction Co., Inc.	20,825.00
047093-Caproni Portable Toilets, Inc.	480.00
047094-Classic Sports Floors	3,825.00
047095-Cody's Power Equipment	427.95
047096-Comcast	689.08
047097-Dennis Twp. Board of Education	52,000.00
047098-Delta Dental of NJ	2,316.66
047099-East Coast Distributors	727.68
047100-Fralinger Engineering, PA	377.50
047101-Napa Auto Parts	1,031.20
047102-MGL Printing Solutions	678.00
047103-Paul's Pest Control, Inc.	415.00
047104-The Press of Atlantic City	117.36
047105-Principal Life Insurance Co.	49.02
047106-Restaurant Supply, LLC	1,408.95
047107-Cooltronics, Inc.	1,515.50
047108-Service Tire Truck Centers	606.76
047109-South Jersey Gas	84.99
047110-Staples Advantage	170.70
047111-United Uniforms	236.00
047112-Upper Township	1,704.29
047113-Verizon Wireless	38.01
047114-V.E. Ralph & Son, Inc.	255.00
047115-Vincent Povio III	300.00
047116-Vision Service Plan	776.44
047117-Xerox Corporation	206.50
047118-Cintas Corporation	87.82
047119-William Macomber	521.70

CONSTRUCTION CODE:

None.

GENERAL CHECKING WIRES:

None.

DOG TRUST:

None.

ESCROW JOHN C. GIBSON:

None.

ESCROW PINELANDS CONSTRUCTION:

None.

ESCROW R. E. PIERSON CONSTRUCT:

None.

ESCROW TURNER PARTNERS:

None.

ESCROW HRD HOLDINGS:

None.

ESCROW RONALD WALTERS:

None.

ESCROW SITE WORK CONTRACTING, LLC:

None.

PLANNING ESCROW:

None.

RECREATION TRUST:

1427-Acme (Supervalu)	186.49
1428-Elite Sportswear, L.P.	2,116.89
1429-L. J. Zucca, Inc.	323.45
1430-Monkey Sports, Inc.	113.00
1431-Oriental Trading	124.94
1432-Philly Pretzel Factory	250.00
1433-Seashore Food Distributors, Inc.	843.27
1434-BSN Sports, Inc.	139.39

The Municipal Engineer gave the following verbal reports: Halbe Lane trees for screening, Chestnut Street Project Signs, the County’s Pre-Construction Meeting for the Petersburg Road Project, and the mark-outs for the proposed Sunny Lane Project.

The Township Administrator gave the following verbal reports: the County’s Petersburg Road Project and possible issues with Public Works hanging the Holiday Wreaths, the Chestnut Street Park Project and possible alternatives to the Christmas Parade due to the County’s Petersburg Road Project.

The Mayor asked for a motion to approve the verbal reports, motion was made by Germanio, seconded by Turner, with all in favor.

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

Let the record reflect that there were no comments from those present.

The Mayor asked for comments from the Committee.

Committeeman VanArtsdalen commented on Ale-O-Ween and the breweries and food trucks that will be attending. The Township Administrator commented on participates that will be there with tables displaying informational items and vendors.

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

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

Deputy Mayor Turner indicated that he had no comments at this time.

Mayor Matalucci indicated that he had no comments at this time

The Mayor announced that the Township Committee needed to go into an Executive Session for Matters Relating to Litigation, Negotiations and the Attorney-Client Privilege and that no formal action was anticipated.

Motion was made by Turner, seconded by Matalucci, that the regular meeting be recessed for the Township Committee to go into Executive Session pursuant to Resolution No. 2022-150. All were in favor and the motion carried.

Motion was made by VanArtsdalen, seconded by Germanio, that the regular meeting be reconvened at this time.

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

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