

**TOWNSHIP OF DENNIS
DENNISVILLE, NJ
FEBRUARY 27, 2024**

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 were present).

The Mayor indicated that at this time we are having a Special Presentation/Discussion with Randy Scheule of Scheule Planning Solutions, LLC and the Consolidated Land Use Board Administrator, Jessica Ferrier, regarding the implementation of the Recommendations established in the Master Plan Reexamination Report. There was a general discussion on various other needed changes to the zoning ordinance with Mr. Scheule answering questions from the Committee. The Committee also discussed the status of the Township's Centers Designations.

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

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

The following minutes were approved as part of the Consent Agenda: 02/13/2024 Work Session & Regular Meeting.

The following resolution numbers 2024-49 – 2024-54, were adopted as part of the Consent Agenda:

RESOLUTION NO. 2024-49

RESOLUTION AUTHORIZING THE DENNIS TOWNSHIP TAX COLLECTOR TO PARTICIPATE IN AN ELECTRONIC TAX SALE

WHEREAS, NJSA 54:5-19.1 authorizes electronic tax sales pursuant to rules and regulations to be promulgated by the Director of the Division of Local Government Services; and

WHEREAS, the Director of the Division of Local Government Services has approved NJ Tax Lien Investors/RealAuction.com to conduct electronic tax sales; and

WHEREAS, an electronic tax sale is innovative and provides a greater pool of potential lien buyers thus creating the environment for a more complete tax sale process; and

WHEREAS, the municipality of Dennis Township wishes to participate in an electronic tax sale.

NOW, THEREFORE BE IT RESOLVED, by the governing body of the Township of Dennis, County of Cape May, State of New Jersey, that the Tax Collector is hereby authorized to participate in an electronic tax sale and submit same to the Director of the Division of Local Government Services if necessary.

ATTEST _____
Jacqueline B. Justice, RMC/Clerk

ATTEST _____
Zeth A. Matalucci, Mayor

RESOLUTION NO. 2024-50

RESOLUTION AUTHORIZING THE SUBMITTAL OF THE GRANT APPLICATION AND THE EXECUTION OF THE GRANT AGREEMENT FOR THE NEW JERSEY DEPARTMENT OF AGRICULTURE – SPOTTED LANTERNFLY PROGRAM – 2024-2026 CHEMICAL CONTROL TREATMENT GRANT

WHEREAS, the New Jersey Department of Agriculture has a Spotted Lanternfly Program – 2024-2026 Chemical Control Treatment Grant; and

WHEREAS, said Grant is an opportunity to assist County and Municipal governments in their efforts to slow the spread and reduce spotted lanternfly populations; and

WHEREAS, the Township Committee feel it is in the best interest of the Township to reduce the Spotted Lanternfly populations and minimize their spread.

NOW, THEREFORE BE IT RESOLVED, by the governing body of the Township of Dennis, County of Cape May, State of New Jersey, that the Administrator is hereby authorized to submit the application and execute required agreement and documents.

BE IT FURTHER RESOLVED, that a copy of the completed Application shall be affixed to this resolution.

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

RESOLUTION NO. 2024-51

RESOLUTION AUTHORIZING VARIOUS REFUNDS OF RECREATION PAYMENTS

WHEREAS, the Recreation Director has notified the Municipal Clerk of the need for refunds of various Recreation Payments; and

WHEREAS, the payments were completed thru RecDesk.

NOW, THEREFORE BE IT RESOLVED, by the governing body of the Township of Dennis, County of Cape May, State of New Jersey, that the Chief Finance Officer is hereby authorized and directed to facilitate the refunds of the following payments thru RecDesk:

Roberto Ayala	\$ 75.00	Sabrina McCullen	\$ 50.00
Libby Cumberland	\$ 25.00	Nicole Mowbray	\$ 30.00
Rachel Galia	\$150.00		

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

RESOLUTION NO. 2024-52

RESOLUTION AUTHORIZING THE SUBMISSION OF THE 2023 RECYCLING TONNAGE GRANT

WHEREAS, the Mandatory Source Separation and Recycling Act, P.L. 1987, c. 102, has established a recycling fund from which tonnage grants may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, it is the intent and spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and expand existing programs; and

WHEREAS, the New Jersey Department of Environmental Protection is promulgating recycling regulations to implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, the recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including, but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

WHEREAS, a resolution authorizing this municipality to apply for such tonnage grants will memorialize the commitment of this municipality to recycling and indicate the assent of the Township Committee to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

WHEREAS, such a resolution should designate the individual authorized to ensure that the application is properly completed and timely filed.

NOW, THEREFORE BE IT RESOLVED, by the governing body of the Township of Dennis, County of Cape May, State of New Jersey, that the Township of Dennis hereby endorses the submission of a Municipal Recycling Tonnage Grant Application to the New Jersey Department of Environmental Protection, Office of Recycling and designates Jessica Bishop, of 571 Petersburg Road, P.O. Box 204, Dennisville, NJ 08214, to ensure that said application is properly filed.

BE IT FURTHER RESOLVED, that the monies received from the Recycling Tonnage Grant be used solely for the purposes of recycling.

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

RESOLUTION NO. 2024-53

AN RESOLUTION OF THE TOWNSHIP OF DENNIS ACCEPTING THE HIGHEST BID FOR THE SALE OF CERTAIN PROPERTY OWNED BY THE TOWNSHIP OF DENNIS, COUNTY OF CAPE MAY, NEW JERSEY, NOT REQUIRED FOR PUBLIC PURPOSES

WHEREAS, the Township Committee had previously determined that certain municipally owned real property designated as Block 69 Lot 17 on the tax map of the Township of Dennis, commonly known as 646 Petersburg Road, Dennis Township, New Jersey (hereinafter referred to as the “subject property” or the “property”), is no longer necessary for municipal purposes and as such shall be sold at public auction in accordance with N.J.S.A. 40A:12-13; and

WHEREAS, the Township, on December 19, 2023 adopted Resolution No. 2023-174, declaring that the Property was not needed for public use and authorizing its public sale pursuant to N.J.S.A. 40A:12-13; and

WHEREAS, said notice of had been advertised as required by N.J.S.A. 40A:12-13(a);

WHEREAS, on or about February 22, 2024, the public auction for the sale of the property had closed with bidder identified as “Frank and Patty Edwardi” having bid \$85,000.00 for the purchase of the property and no higher bid having been received;

WHEREAS, the Township Committee, within its authority, believes it is in the best interest of the Township to accept the highest bid for the sale of the property in accordance with the terms set forth in Resolution No. 2023-174 and the proposed Agreement of Sale that was attached to the auction and authorize its sale;

NOW, THEREFORE, BE IT RESOLVED, by the Township of Dennis of the Township of Dennis, County of Cape May and State of New Jersey as follows:

1. The Township Committee hereby accepts the bid in the amount of \$85,000.00 for the sale of the property to the individuals identified as “Frank and Patty Edwardi”, in their individual or joint capacity;

2. The Township Clerk, the Mayor and the Township Attorney are authorized to prepare and execute any and all such documents and to take any and all such actions as may be required to affect the transactions set forth herein.
3. The Township Committee hereby reserves the right to remove the property from sale at any time and to terminate any sale up to the time of the issuance of a deed to the purchaser. If terminated by the Committee, any monies paid by a successful bidder will be refunded.

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

RESOLUTION NO. 2024-54

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 February 27, 2024, that an Executive Session closed to the public shall be held on February 27, 2024 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 indicated that we would be moving on to the regular agenda portion.

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

GENERAL ACCOUNT:

048392-Acme (SuperValu)	\$	73.45
048393-Advantage Equipment Sales		141.67
048394-Atlantic City Electric		4,475.20
048395-Atlantic Salt, Inc.		8,221.03
048396-A.N.J.E.C.		425.00
048397-Cape May County M.U.A.		19,974.77
048398-Cape May County P.W.A.		2,475.67
048399-Comcast		909.96
048400-Crystal Springs		129.78
048401-BRT Technologies, LLC		33.88
048402-Dobson Turf Management, LLC		579.17
048403-Dun-Rite Sand & Gravel Co., Inc.		665.62
048404-East Coast Distributors		191.84
048405-Edmunds Gov Tech.		4,500.00
048406-Eric M. Krise Heating, A/C and		214.00
048407-NAPA Auto Parts		549.33
048408-Surenian, Edwards, Buzak &		9.00
048409-JP Monzo Municipal Consulting		50.00
048410-K. Gannon Plumbing		150.00
048411-Phyliss A. Schlegel		400.00
048412-Seashore Asphalt Corp.		193.05
048413-Shop-Rite		171.55
048414-Smeltzer & Sons Feed		341.94
048415-Tax Collector & Treasurer NJ		100.00
048416-Tax Collect/Treas Assoc of CMC		125.00
048417-Vision Service Plan		1,690.39

CONSTRUCTION CODE:

1103-Gann Law Books, Inc.		191.00
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GENERAL CHECKING WIRES:

65-NJSHBP		61,354.96
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DOG TRUST:

None.

FIRE SAFETY & PREVENTION:

18-AT&T Mobility		129.25
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ESCROW PINELAND CONSTRUCTION:

None.

ESCROW FRANCIS JOHN KLEBAUR:

None.

ESCROW TURNER PARTNERS:

None.

ESCROW SEABOARD STORAGE:

None.

ESCROW DENNIS 47 DEVELOPERS:

None.

ESCROW 72 W. RISING SUN DRIVE, LLC:

None.

PLANNING ESCROW:

None.

PAYROLL TRUST:

None.

RECREATION TRUST:

None.

The Mayor asked if there were any Administrative Reports.

The Township Engineer, Mike Fralinger, gave an update on the following: the Sunny & Shady Lane Project, the Capital Improvement Projects – review of the Township Roads, and County’s 2024 Paving Projects timeline.

The Township Administrator, Jessica Bishop, gave an update on the following: Bond Anticipation Note Sale, the 2024 Budget, the Shred Event set for 06/01/2024 and various personnel vacancies.

The Mayor asked for a motion to accept the Administration Reports. Motion was made by VanArtsdalen, seconded by Germanio, with 5 ayes and no nays.

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 Township Committee.

Committeeman VanArtsdalen commented on the large number of sign-ups for Baseball & Softball and on the 3rd & 4th Grade Boys Traveling Basketball.

Committeeman Germanio indicated that it’s great to have Rec Baseball doing so well.

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

Deputy Mayor Turner commended the Public Works on doing such a good job with the recent snow storms.

Mayor Matalucci indicated that he had no comments at this time.

The Mayor indicated that at this time the Township Committee would be going into an Executive Session and that no formal action is anticipated.

Motion was made by Turner, seconded by Cox, that the regular meeting be recessed and that the Executive Session be convened.

Motion was made by Matalucci, seconded by Turner that the regular meeting be reconvened.

The Mayor indicated that no formal action was required and asked for a motion to adjourn the Township Committee meeting.

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

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