

**TOWNSHIP OF DENNIS
DENNISVILLE, NJ
AUGUST 12, 2025**

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, Turner and Matalucci were present, Committeeman Cox was absent).

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

There being no comment at this time, the Mayor asked for a motion adopting the consent agenda, motion was made by Germanio, seconded by Turner, with 4 ayes and 1 absent (Cox), that the consent agenda be adopted.

The following minutes were approved as part of the Consent Agenda: 07/08/2025 Work Session & Regular Meeting.

The following resolution numbers 2025-112 thru 2025-123 were a part of the Consent Agenda:

RESOLUTION NO. 2025-112

**RESOLUTION AUTHORIZING THE ISSUANCE OF THE
2025-2026 KENNEL LICENSE**

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 one application for the 2025-2026 Kennel License from Sit Happens LLC dba Lead the Way Dog Training, along with the required fees; 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 2025-2026 Kennel License to Sit Happens LLC dba Lead the Way Dog Training.

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

RESOLUTION NO. 2025-113

**RESOLUTION AUTHORIZING A REFUND OF A
TAX OVERPAYMENT – BLOCK 253.03, LOT 4**

WHEREAS, the Tax Collector has notified the Clerk of a tax overpayment on Block 253.03, Lot 4; and

WHEREAS, the overpayment was a result of the Mortgage Company servicing agent and a title company making duplicate payments; and

WHEREAS, the amount of the overpayment requested to be refunded for Block 253.03, Lot 4 is one thousand four hundred forty-three dollars and thirty-three cents (\$1,443.33).

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 \$1,443.33 to: CoreLogic, 3001 Hackberry Rd., Irving, TX 75063.

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

RESOLUTION NO. 2025-114

**RESOLUTION AUTHORIZING THE REFUND OF VARIOUS
TAX OVERPAYMENTS**

WHEREAS, the Tax Collector has notified the Clerk of various tax overpayments; and

WHEREAS, the overpayments are a result of the property owners and mortgage companies making duplicate payments; 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 be and is hereby authorized and directed to refund the following tax overpayments:

<u>Block & Lot</u>	<u>Amount</u>	<u>Refund To</u>
Block 16, Lot 14.02	\$1,662.36	Lauren & Joseph G. Popper 1028 Rt. 9 South Cape May Court House, NJ 08210
Block 81.01, Lot 43	\$1,056.60	Yusseni C. Nunez & C C Mendez 670 Rt. 47 N Cape May Court House, NJ 08210
Block 90, Lot 10	\$1,435.01	Katelyn E. Gebauer & M. T. Mauger 54 Hoffman Dr. Cape May Court House, NJ 08210
Block 256.01, Lot 44	\$1,572.52	Christopher & Nancy Gill 17 Lake Vista Dr. Cape May Court House, NJ 08210

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

RESOLUTION NO. 2025-115

**RESOLUTION AUTHORIZING THE EXECUTION OF AN APPLICATION FOR A SOCIAL
AFFAIR PERMIT FOR THE FRIENDS OF DENNIS TOWNSHIP, INC.**

WHEREAS, the organization known as the Friends of Dennis Township, Inc. has requested permission from the State of New Jersey Division of Alcoholic Beverage Control for a Social Affair Permit; and

WHEREAS, the request has been made to dispense alcoholic beverages on October 18, 2025 from 12:00 p.m. to 5:00 p.m. at the Dennis Township Recreational Facilities as a fundraiser to benefit Friends of Dennis Township, Inc.; 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 authorized and directed to sign the aforementioned permit application.

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

RESOLUTION NO. 2025-116

**RESOLUTION AUTHORIZING THE LEAVE OF ABSENCE
FOR A PUBLIC WORKS EMPLOYEE**

WHEREAS, the Clerk has received a request from a Township Employee for a leave of absence; and

WHEREAS, Brandon Sibitzky. has requested a leave of absence to care for a newborn child; and

WHEREAS, said leave would be effective on or about 07/14/2025 and would end on 09/29/2025 with Mr. Sibitzky returning to work on or about 09/30/2025; and

WHEREAS, the leave of absence shall run concurrent with a leave under the provisions of the Family Leave Act for the balance of eligible time with the remainder being that of general leave of absence.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Dennis, County of Cape May, State of New Jersey, that a leave of absence be granted for Brandon Sibitzky effective on or about 07/14/2025 through 09/29/2025.

BE IT FURTHER RESOLVED, that a leave under the Family Leave Act will be granted for a portion of the leave not to exceed the Federal and State provisions of the Act.

BE IT FURTHER RESOLVED, that the Administrator is hereby authorized and directed to file the necessary paperwork with the N.J. Civil Service Commission.

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

RESOLUTION NO. 2025 - 117

**RESOLUTION AUTHORIZING AND RATIFYING THE
ISSUANCE OF FINAL NOTICE OF DISCIPLINARY ACTION AND EXECUTION OF
SETTLEMENT AGREEMENT AND GENERAL RELEASE**

WHEREAS, pursuant to Ordinance No. 2019-03 the Township Committee authorizes the Township Administrator to issue Preliminary Notices of Disciplinary Action; and

WHEREAS, on or about 04/21/2025 the Township Administrator issued a Preliminary Notice of Disciplinary Action to a Township employee; and

WHEREAS, said Employee was entitled to a disciplinary hearing on the charges under the provisions of N.J.S.A. 11A, Civil Service Act and by way of appeal to the Superior Court of New Jersey Appellate Division;

the 24,189 lines (51%) that would be required to allow Dennis to impose the Business Personal Property Tax; and

WHEREAS, Verizon has proposed a Settlement Agreement attached hereto to dismiss all prior tax appeals and the Township's counterclaims, and, to save the cost of litigation, Verizon will waive \$21,186.82 in refunds to which Verizon would otherwise be entitled. Verizon will be entitled to a refund of any 2025 BPPT paid in 2025, which is a nominal amount. Finally, Verizon will no longer be subject to the BPPT in the future; and

WHEREAS, the former Township Tax Assessor, Lee Ann Russ, and Kyle Weinberg, the Township Attorney who has represented the Township in the Verizon tax appeals, have both reviewed the proposed Settlement Agreement package proposed by Verizon and both have recommended and agreed that the settlement should be approved quickly, since Verizon has agreed to waive refunds.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Dennis in the County of Cape May, and the State of New Jersey that Dennis Township agrees to resolve by settlement the pending tax appeals by Verizon New Jersey, Inc, and the Township's counter-claims in the same actions, Nos. 009908-2019, 011142-2020, 003523-2021, 003125-2022, 004695-2023, and 003028-2024 in accordance with the Verizon proposal dated February 28, 2025 and proposed Settlement Agreement, attached hereto and made a part hereof as Exhibit A.

BE IT FURTHER RESOLVED that Kyle Weinberg, Esquire, of Blaney, Donohue & Weinberg, PC the Township Attorney, and all required Township officials are hereby authorized to execute the Settlement Agreement and any further documentation required to effectuate the settlement authorized herein.

BE IT FURTHER RESOLVED that a refund of any Business Personal Property Tax paid by Verizon for 2025 is hereby authorized.

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

RESOLUTION NO. 2025-119

RESOLUTION AUTHORIZING THE REFUND AND CANCELLATION OF TAXES DUE TO THE AGREEMENT TO SETTLE STATE TAX APPEALS

WHEREAS, the Tax Collector of the Township of Dennis has determined that action is required due to the State Tax Appeals Settlement Agreement; and

WHEREAS, the Tax Collector has certified to foregoing as well as to the amount of 2025 taxes that to be cancelled, which are set forth along with the Address and Block and Lot of the taxpayer.

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 to issue a check for the now overpayment appearing on the tax records as follows:

<u>BLOCK/LOT</u>	<u>ADDRESS</u>	<u>AMOUNT</u>	<u>TAX YEAR</u>
9998/1	Dennis Township	\$ 12,825.46	2025

BE IT FURTHER RESOLVED, that the Tax Collector be and is hereby authorized to cancel said taxes as follows:

<u>BLOCK/LOT</u>	<u>ADDRESS</u>	<u>AMOUNT</u>	<u>TAX YEAR</u>
9998/1	Dennis Township	\$ 13,578.43	2025

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

RESOLUTION NO. 2025-120

RESOLUTION AUTHORIZING THE RENEWAL OF A MINING PERMIT FOR BLOCK 120, LOTS 63-67, 74, 75 & 79 – HEIDELBERG MATERIALS NORTHEAST, LLC (FORMERLY HANSON AGGREGATES BMC, INC.)

WHEREAS, pursuant to Chapter 95-7 of the Code of the Township of Dennis Mining Permits are renewed through application to the Consolidated Land Use Board; and

WHEREAS, Heidelberg Materials Northeast, LLC (formerly Hanson Aggregates BMC, Inc.) Block 120, Lots 63-67, 74, 75 & 79 has applied to the Consolidated Land Use Board for renewal; and

WHEREAS, the Consolidated Land Use Board has adopted Resolution No. 2025-07 which recommends that the Township Committee renew Heidelberg Materials Northeast, LLC (formerly Hanson Aggregates BMC, Inc.)’s Mining Permit with conditions.

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 authorizes the renewal of the Mining Permit for Block 120, Lots 63-67, 74, 75 & 79 owned by Heidelberg Materials Northeast, LLC (formerly Hanson Aggregates BMC, Inc.) for a period of three (3) years (ending 12/31/2027) and subject to the conditions stated in the Consolidated Land Use Board Resolution No. 2025-07.

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

RESOLUTION NO. 2025-121

RESOLUTION AMENDING RESOLUTION NO. 2025-69 – RESOLUTION AUTHORIZING THE SALE OF CERTAIN LAND AND PROPERTY NO LONGER NEEDED FOR PUBLIC USE BY DENNIS TOWNSHIP

WHEREAS, Resolution No. 2025-69 authorized the sale of certain land and property no longer needed for public use by Dennis Township; and

WHEREAS, said resolution included Schedule A which set forth the lands and properties that are no longer needed for public use; and

WHEREAS, the a review of the Schedule A by various Township Officials resulted in amendments.

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 authorizes that the Schedule A of Resolution No. 2025-69 be amended an replaced by the Schedule A that is set forth in this resolution

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

RESOLUTION NO. 2025-122

RESOLUTION PROVIDING FOR THE COMBINATION OF CERTAIN ISSUES AND DETERMINING THE FORM AND OTHER DETAILS OF THE OFFERING OF NOT TO EXCEED \$7,000,000 GENERAL OBLIGATION BONDS, SERIES 2025, OF THE TOWNSHIP OF DENNIS, IN THE COUNTY OF CAPE MAY, STATE OF NEW JERSEY AND PROVIDING FOR THE SALE OF SUCH BONDS

BE IT RESOLVED, by the Township Committee of the Township of Dennis, in the County of Cape May, State of New Jersey, as follows:

Section 1. Pursuant to the provisions of N.J.S.A. 40A:2-26(f), the bonds of the Township, authorized pursuant to the bond ordinances of the Township heretofore adopted and described in Section 2 hereof, shall be combined into a single issue of General Obligation Bonds, Series 2025, in the aggregate principal amount of not to exceed \$7,000,000 (the “Bonds” or “General Obligation Bonds”).

Section 2. The principal amount of bonds authorized by each ordinance to be combined into a single issue as above provided, the bond ordinances authorizing the Bonds described by reference to the ordinance number, description and date of final adoption, amount of issue and average period of usefulness determined in each of the bond ordinances are respectively as follows:

Ordinance Number	Description and Date of Final Adoption	Not to Exceed Amount of Issue	Useful Life
2018-04	Various Capital Improvements, Finally Adopted April 24, 2018	\$255,000	18.60 years
2019-08	Various Capital Improvements, Finally Adopted May 28, 2019	115,000	8.5 years
2020-03	Various Capital Improvements, Finally Adopted September 15, 2020	1,525,000	13.75 years
2023-06	Various Capital Improvements, Finally Adopted July 11, 2023	500,000	15.00 years
2024-06	Various Capital Improvements, Finally Adopted August 13, 2024	<u>4,605,000</u>	18.22 years
	TOTAL BOND PROCEEDS	\$7,000,000	

Section 3. The following matters are hereby determined with respect to the combined issue of Bonds:

(a) The average period of usefulness, computed on the basis of the respective amounts of Bonds presently authorized to be issued pursuant to each of the bond ordinances and the respective periods or average periods of usefulness therein determined, is not more than 16.87 years.

(b) The Bonds of the combined issue shall be designated “General Obligation Bonds, Series 2025” and shall mature within the average periods of usefulness hereinabove determined.

(c) The Bonds of the combined issue shall be sold and issued in accordance with the provisions of the Local Bond Law that are applicable to the sale and issuance of bonds authorized by a single bond ordinance and accordingly may be sold with other issues of bonds.

Section 4. The following additional matters are hereby determined, declared, recited and stated:

(a) None of the Bonds described in Section 2 hereof have been sold or issued heretofore, and the several bond ordinances described in Section 2 have not been rescinded heretofore and now remain in full force and effect as authorizations for the respective amounts of bonds set opposite the descriptions of the bond ordinances set forth in Section 2 hereof.

(b) The several purposes or improvements authorized by the respective bond ordinances described in Section 2 hereof are purposes for which bonds may be issued lawfully pursuant to the Local Bond Law and some of such improvements or purposes, if applicable and permitted by law, a deduction may be taken in any annual or supplemental debt statement.

Section 5. The Bonds shall mature in the principal amounts on September 15 in each of the years as follows:

<u>Year</u>	<u>Principal Amount</u>	<u>Year</u>	<u>Principal Amount</u>
2026	\$385,000	2032	\$630,000
2027	455,000	2033	630,000
2028	490,000	2034	630,000
2029	525,000	2035	665,000
2030	560,000	2036	665,000
2031	595,000	2037	770,000

The Bonds of this issue maturing prior to September 15, 2033 are not subject to redemption prior to their stated maturities. The Bonds of this issue maturing on or after September 15, 2033 are subject to redemption at the option of the Township, in whole or in part, on any date on or after September 15, 2032 in accordance with the terms provided in the Notice of Sale authorized herein and attached hereto as Exhibit B (the “Notice of Sale”). The Bonds shall be twelve (12) in number, with one bond certificate being issued for each year of maturity, and shall be designated and numbered GO-1 to GO-12, inclusive.

Section 6. The General Obligation Bonds are sometimes referred to hereinafter as the “Bonds”.

Section 7. The Bonds will be issued in fully registered book-entry only form, without coupons. One certificate shall be issued for the aggregate principal amount of the Bonds maturing in each year. Both principal of and interest on the Bonds will be payable in lawful money of the United States of America. Each certificate will be registered in the name of Cede & Co., as nominee of The Depository Trust Company, New York, New York (“DTC”), which will act as Securities Depository (the “Securities Depository”) for the Bonds. The certificates will be on deposit with DTC. DTC will be responsible for maintaining a book-entry system for recording the interests of its participants or the transfers of the interests among its participants. The participants will be responsible for maintaining records recording the beneficial ownership interests in the Bonds on behalf of individual purchasers. Individual purchases of the Bonds may be made in the principal amount of in \$5,000 each or any integral multiple thereof, except that any bonds in excess of the largest principal amount equaling a multiple of \$5,000 shall be in denominations of \$1,000 or any integral multiple thereof, through book entries made on the books and records of DTC and its participants. The Bonds will be dated the date of delivery and shall bear interest from the date of delivery, which interest shall be payable semiannually on the fifteenth (15th) day of March and September of each year (each an “Interest Payment Date”), until maturity or prior redemption, as applicable, commencing March 15, 2026, at such rate or rates of interest per annum as proposed by the successful bidder in accordance with the Notice of Sale authorized herein. The principal of and the interest on the Bonds will be paid to the Securities Depository by the Township, or some other paying agent as the Township may designate and appoint, on the maturity dates and due dates and will be credited on the maturity dates and due dates to the participants of DTC as listed on the records of DTC as of each March 1 and September 1 preceding an Interest Payment Date (the “Record Dates”). The Bonds shall be executed by the manual or facsimile signatures of the Mayor or Acting Mayor (the “Mayor”) and Chief Financial Officer or Acting Chief Financial Officer (the “Chief Financial Officer”) of the Township under the official seal (or facsimile thereof) affixed, printed, engraved or reproduced thereon and attested to by the manual signature of the Clerk or Deputy Clerk of the Township (the “Clerk” or “Township Clerk”). The following matters are hereby determined with respect to the Bonds:

Date of Bonds Date of Delivery

Principal Payment Dates: September 15, 2026 and each September 15 thereafter until maturity or prior redemption, as applicable

Interest Payment Dates: Semiannually on each March 15 and September 15 until maturity or prior redemption, as applicable, commencing March 15, 2026

Place of Payment: Cede & Co., New York, New York

Section 8. The Bonds shall be substantially in the form set forth in Exhibit A attached hereto with such additions, deletions and omissions as may be necessary for the Township to market the Bonds in accordance with the requirements of DTC, upon advice of Bond Counsel (as hereinafter defined).

Section 9. The Bonds shall be sold upon receipt of electronic proposals on or about Tuesday, September 4, 2025 at 11:00 a.m. by the Mayor or Chief Financial Officer of the Township via the Parity Electronic Bid Submission System (“PARITY”) in accordance with the Notice of Sale authorized herein. The use of the services provided by PARITY and the fees associated therewith are hereby approved. Archer & Greiner P.C. (“Bond Counsel”), on behalf of the Township Clerk, is hereby authorized and directed, to arrange for (i) the publication of a summary of such Notice of Sale to be published not less than seven (7) days prior to the date of sale in The Bond Buyer, a financial newspaper published and circulating in the County of New York, New York, (ii) the publication of the full text of such Notice of Sale in the Press of Atlantic City, such Notice of Sale to be published not less than seven (7) days prior to the date of sale, and (iii) the posting of the full text of the Notice of Sale on the website provided by or for PARITY, and any of the aforesaid actions of Bond Counsel undertaken heretofore are hereby ratified and confirmed. Pursuant to N.J.S.A. 40A:2-34, the Township hereby designates the Mayor or Chief Financial Officer of the Township as the financial officer authorized to sell and to award the Bonds in accordance with the Notice of Sale authorized herein, and such financial officer shall report in writing the results of the sale to the Township Committee at its regularly scheduled meeting thereafter. The Mayor or Chief Financial Officer are each hereby further authorized and directed to do and accomplish all matters and things necessary or desirable to effectuate the offering and sale of the Bonds. Bond Counsel is hereby authorized and directed to close the Bonds with DTC.

Section 10. The full Notice of Sale and the summary Notice of Sale shall be substantially in the forms set forth in Exhibit B and Exhibit C, respectively, attached hereto with such additions, deletions and omissions as may be necessary for the Mayor or Chief Financial Officer to market the Bonds, upon advice of Bond Counsel and Municipal Advisor (as defined herein) to the Township.

Section 11. The Bonds shall have affixed thereto a copy of the written opinion with respect to such Bonds that is to be rendered by Bond Counsel. The Clerk of the Township is hereby authorized and directed to file a signed duplicate of such written opinion in the office of the Clerk of the Township.

Section 12. Bond Counsel is hereby authorized and directed, as applicable, to arrange for the printing of the Bonds and for the printing and electronic posting of the Preliminary Official Statement (as hereinafter defined) and the Official Statement (as hereinafter defined), and any and all fees associated therewith, and any such actions undertaken heretofore are hereby ratified and confirmed. The Preliminary Official Statement and the Official Statement are hereby authorized to be prepared by Bond Counsel; Ford, Scott and Associates, LLC, Ocean City, New Jersey, auditor to the Township (the “Auditor”); Phoenix Advisors, a division of First Security Municipal Advisors, Inc., Hamilton, New Jersey, municipal advisor to the Township (the “Municipal Advisor”); and other Township officials and professionals, and any such actions undertaken heretofore are hereby ratified and confirmed. Bond Counsel and the Municipal Advisor are also authorized and directed to arrange for the distribution of the Preliminary Official Statement on behalf of the Township to those financial institutions that customarily submit bids for such Bonds, and any such actions undertaken heretofore are hereby ratified and confirmed. The Mayor and the Chief Financial Officer are each authorized and directed to execute and deliver any certificates necessary in connection with the distribution of the Preliminary Official Statement and the Official Statement. Bond Counsel, the Auditor and the Municipal Advisor are further authorized and directed to obtain ratings on the Bonds and to prepare and submit financial and other information on the Township to each rating agency and the preparation and submission of any such application is hereby ratified and confirmed.

Section 13. The Township hereby covenants that it will comply with any conditions subsequently imposed by the Internal Revenue Code of 1986, as amended (the “Code”), to preserve the exemption from taxation of interest on the Bonds, including the requirement to rebate all net investment earnings on the gross proceeds above the yield on the Bonds, if necessary.

Section 14. The Township is hereby authorized to make representations and warranties, to enter into agreements and to make all arrangements with DTC, as may be necessary to provide that the Bonds will be eligible for deposit with DTC and to satisfy any obligation undertaken in connection therewith.

Section 15. In the event DTC may determine to discontinue providing its services with respect to the Bonds or is removed by the Township and if no successor Securities Depository is appointed, the Bonds which were previously issued in book-entry form shall be converted to Registered Bonds (the “Registered Bonds”) in denominations of \$5,000 each or any integral multiple thereof,

except that any bonds in excess of the largest principal amount equaling a multiple of \$5,000 shall be in denominations of \$1,000 or any integral multiple thereof. The beneficial owner under the book-entry system, upon registration of the Bonds held in the beneficial owner's name, will become the registered owner of the respective Registered Bonds. The Township shall be obligated to provide for the execution and delivery of the respective Registered Bonds in certified form.

Section 16. The Chief Financial Officer is hereby authorized and directed to "deem final" the Official Statement (the "Official Statement") prepared with respect to the issuance of the Bonds and pursuant to the provisions of the Rule (as hereinafter defined) and to execute a certificate regarding same, and any such actions undertaken heretofore are hereby ratified and confirmed. The Chief Financial Officer is hereby authorized and directed to authorize and approve the use and distribution of the Official Statement in preliminary form (the "Preliminary Official Statement") in connection with the offering and sale of the Bonds, and any such actions undertaken heretofore are hereby ratified and confirmed. Upon the sale of the Bonds, the Preliminary Official Statement shall be modified, in consultation with Bond Counsel, to reflect the effect of the sale of the Bonds and said modified Preliminary Official Statement shall constitute the final Official Statement (the "Final Official Statement"). The Chief Financial Officer is hereby authorized and directed to execute and deliver the Final Official Statement to the purchaser of the Bonds in accordance with the provisions of the Rule, for its use in the sale, resale and distribution of the Bonds, where and if applicable.

Section 17. The final Official Statement to be dated on or about September 4, 2025 (the "Final Official Statement"), prepared with respect to the issuance of the Bonds, is hereby authorized to be executed on behalf of the Township by the Chief Financial Officer of the Township, and delivered to the purchaser of the Bonds or for its in connection with the sale, resale and distribution of the Bonds, where and if applicable. The Mayor or Chief Financial Officer of the Township are each hereby further authorized and directed to deliver any certificates necessary in connection with the distribution of the Official Statement.

Section 18. The Township hereby covenants and agrees that it will comply with and carry out all of the provisions of the respective Continuing Disclosure Certificate (the "Certificate") which will set forth the obligation of the Township to file, as applicable, budgetary, financial and operating data on an annual basis and notices of certain enumerated events deemed material in accordance with the provisions of Rule 15c2-12, as amended and supplemented (the "Rule"), promulgated by the Securities and Exchange Commission pursuant to the Securities Exchange Act of 1934, as amended and supplemented. The Mayor or Chief Financial Officer of the Township are each hereby authorized and directed to execute and deliver the Certificate to the purchaser of the Bonds, evidencing the Township's undertaking with respect to the Rule. Notwithstanding the foregoing, failure of the Township to comply with the Certificate shall not be considered a default on the Bonds, as applicable; however, any Bondholder may take such actions as may be necessary and appropriate, including seeking mandamus or specific performance, to cause the Township to comply with its obligations hereunder and thereunder.

Section 19. The Mayor or Chief Financial Officer of the Township are each hereby authorized and directed to sell the aforesaid Bonds and to determine all matters in connection with the Bonds (including adjusting the maturity schedule or any other matters set forth in this resolution that are deemed necessary and advisable to change by the Mayor or Chief Financial Officer of the Township prior to the sale or closing of the Bonds, all in consultation with Bond Counsel, the Auditor and the Municipal Advisor), and the manual or facsimile signature of the Mayor or Chief Financial Officer of the Township upon any documents shall be conclusive as to all such determinations. The Mayor, Chief Financial Officer, Clerk of the Township and any other Township Official or professional including, but not limited to Bond Counsel, the Auditor, the Municipal Advisor, the Township Engineer and the Township Attorney (collectively, the "Township Officials"), are each hereby authorized and directed to execute and deliver such documents as are necessary to consummate the sale and closing of the Bonds, and to take such actions or refrain from such actions as are necessary for the issuance of the Bonds and all such actions or inactions taken by the aforesaid Township Officials heretofore are hereby ratified and confirmed.

Section 20. The Bonds will be designated as "qualified tax-exempt obligations" for purposes of section 265(b)(3)(B)(ii) of the Code.

Section 21. This resolution shall take effect immediately.

ATTEST _____
Jacqueline B. Justice, RMC/Clerk

ATTEST _____
Zeth A. Matalucci, Mayor

RESOLUTION NO. 2025-123

RESOLUTION REQUESTING STUDY OF DESIGNATING BLOCK 35, LOT 5 (FORMERLY KNOWN AS THE DENNIS TOWNSHIP SANITARY LANDFILL BELLEPLAIN) WITHIN THE TOWNSHIP AS AN AREA IN NEED OF REHABILITATION

WHEREAS, pursuant to the “Local Redevelopment and Housing Law,” N.J.S.A. 40A:12A-1 et seq., a municipality may designate an area in need of rehabilitation; and,

WHEREAS, pursuant to N.J.S.A. 40A:12A-14, a delineated area may be determined to be in need of rehabilitation if the governing body of the municipality determines by resolution that a program of rehabilitation, as defined in section 3 of P.L. 1992, c.79 (C.40A:12A-3), may be expected to prevent further deterioration and promote the overall development of the community, and that there exist in that area any of the following conditions such that:

- (1) A significant portion of the structures thereon are in a deteriorated or substandard condition;
- (2) More than half of the housing stock in the delineated area is at least 50 years old;
- (3) There is a pattern of vacancy, abandonment, or underutilization of properties in the area;
- (4) There is a persistent arrearage of property tax payments on properties in the area;
- (5) Environmental contamination is discouraging improvements and investment in properties in the area; or
- (6) A majority of the water and sewer infrastructure in the delineated area is at least 50 years old and is in need of repair or substantial maintenance.

WHEREAS, prior to its cease of operations in 1984, Block 85, Lots 5 on the tax maps of the Township of Dennis (the “Area”) housed the Dennis Township Sanitary Landfill Belleplain; and

WHEREAS, the Area remains undeveloped; and

WHEREAS, in accordance with the LRHL the Township Committee of the Township of Dennis (the “*Township Committee*”) has determined to investigate whether the Area should be designated as an “area in need of rehabilitation” as that term is defined in the LRHL; and

WHEREAS, in accordance with the requirements of *N.J.S.A. 40A:12A-14*, the Township Committee has determined that there is sufficient documentation that, with respect to the Area: environmental contamination is discouraging improvements and investment in properties in the Study Area (criteria (5)); and

WHEREAS, the designation of the Area by the Township as an area in need of rehabilitation is expected to promote the overall development of the Township in accordance with the requirements of *N.J.S.A. 40: 12A-14*; and

WHEREAS, the Township Committee desires to conduct a preliminary investigation to determine if the Area qualifies as an area of in need of rehabilitation pursuant to *N.J.S.A. 40A-12A-14*; and

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of Dennis as Follows:

1. The Township Committee hereby authorizes the preliminary investigation (the “Study”) of the Area to be performed by the Municipal Planner, Randall Scheule, PP, AIC of Scheule Planning Solutions, LLC to determine that the Area qualifies as “an area in need of rehabilitation.”

ATTEST _____
Jacqueline B. Justice, RMC/Clerk

ATTEST _____
Zeth A. Matalucci, Mayor

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

The Mayor asked for a motion to adopt Ordinance No. 2024-04, motion was made by VanArtsdalen, seconded by Turner, with 4 ayes, and 1 absent (Cox), the following ordinance was adopted:

ORDINANCE NO. 2025-04

AN ORDINANCE OF THE TOWNSHIP OF DENNIS, COUNTY OF CAPE MAY, AND STATE OF NEW JERSEY REVISING §185-7 DEFINITIONS, §185-33 FENCES AND WALLS, §185-43 SIGNS, AND §185-73 CONDITIONAL USES AS RECOMMENDED IN THE MASTER PLAN REEXAMINATION REPORT

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

The Mayor asked for a motion to adopt Ordinance No. 2024-05, motion was made by Turner, seconded by VanArtsdalen, with 4 ayes, and 1 absent (Cox), the following ordinance was adopted:

ORDINANCE NO. 2025-05

AN ORDINANCE OF THE TOWNSHIP OF DENNIS, COUNTY OF CAPE MAY, AND STATE OF NEW JERSEY ADDING A REFERENCE FOR ACCESSORY BUILDING HEIGHT TO ALL ZONING DISTRICTS, REVISING: §185-31 ACCESSORY BUILDINGS, §185-25 (BUSINESS DISTRICT) AND §185-29 (MARINA DISTRICTS) REGARDING SIGNS, §185-37 NONCONFORMING USES AND STRUCTURES; AND ADDING §185-32.5 DESIGN STANDARDS FOR THE BUSINESS DISTRICT AS RECOMMENDED IN THE MASTER PLAN REEXAMINATION REPORT

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

The Mayor asked for a motion to adopt Ordinance No. 2024-06, motion was made by Germanio, seconded by VanArtsdalen, with 4 ayes, and 1 absent (Cox), the following ordinance was adopted:

ORDINANCE NO. 2025-06

AN ORDINANCE OF THE TOWNSHIP OF DENNIS, COUNTY OF CAPE MAY, AND STATE OF NEW JERSEY ADDING A NEW SUBSECTION 185-73D(25) CONTAINING CONDITIONAL USE REQUIREMENTS FOR WIRELESS TELECOMMUNICATION FACILITIES AS RECOMMENDED IN THE MASTER PLAN REEXAMINATION REPORT

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

The Mayor asked for a motion to adopt Ordinance No. 2024-07, motion was made by VanArtsdalen, seconded by Turner, with 4 ayes, and 1 absent (Cox), the following ordinance was adopted:

ORDINANCE NO. 2025-07

AN ORDINANCE OF THE TOWNSHIP OF DENNIS, COUNTY OF CAPE MAY, AND STATE OF NEW JERSEY REPEALING ARTICLE VII (PERFORMANCE GUARANTY; INSPECTIONS; CERTIFICATE OF OCCUPANCY) IN ITS ENTIRETY, AND ADDING SECTION 165-42 (GUARANTEES REQUIRED; SURETY; RELEASE) AND SECTION 165-43 (INSPECTION FEES AND ESCROWS) AS RECOMMENDED IN THE MASTER PLAN REEXAMINATION REPORT

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 VanArtsdalen, with 4 ayes and 1 absent (Cox), that the payment of the following bills was approved:

GENERAL ACCOUNT:

049642-571 Petersburg Road, LLC	\$	1,292.82
049643-Acme (Supervalu)		185.40
049644-Action Supply, Inc.		14.24
049645-Atlantic City Electric		8,393.01
049646-Atlanticare Regional Medical		62,500.00
049647-Amazon.com Services, Inc.		1,320.57
049648-Animal Control of South Jersey		700.00
049649-Archer & Greiner, PC		3,979.64
049650-Clean Maxx Commercial Office		7,452.65
049651-Siteone Landscaping Supply		1,088.15
049652-Blaney Donohue & Weinberg PC		1,088.00
049653-Briggs General Contracting, LLC		9,025.20
049654-Cape May County Clerk's Office		2,875.41
049655-Cape May County M.U.A.		21,597.70
049656-Cape May County P.W.A.		975.49
049657-County of Cape May		794,284.00
049658-Cody's Power Equipment		814.66
049659-June Collins		185.00
049660-Comcast		712.91
049661-Court House Office Supplies		1,300.00
049662-Corelogic Centralized Refunds		1,443.33
049663-Nelson B. Creamer		185.00
049664-Dan's Welding		3,200.00
049665-Dennis Twp. Fire District #1		116,000.00
049666-Dennis Twp. Fire District #2		97,466.37
049667-Dennis Twp. Fire District #3		50,884.35
049668-Dennis Twp Board of Education		1,195,301.25
049669-Delta Dental of NJ		2,440.52
049670-Larry C. Dixon		190.76
049671-Discount Hydraulics Corp.		100.83
049672-Fastenal Company		54.43
049673-FP Mailing Solutions		171.00
049674-Fralinger Engineering, PA		65,443.00

049675-Gardner True Value Hardware	621.14
049676-Eric M. Krise Electrical	898.03
049677-Krise Services	214.00
049678-The Gem Grocery & Gas	60.49
049679-Katelyn Gebauer & M. T. Mauger	1,435.01
049680-Georgia Golf Construction, Inc.	1,920.00
049681-Christopher & Nancy Gill	1,572.52
049682-Goldenberg Mackler Sayegh	1,052.30
049683-Scheule Planning Solutions, LLC	875.00
049684-Green Technology Services	8,041.85
049685-Cape May County Herald	13.41
049686-Roy J. Hope	370.00
049687-Inspira Medical Centers, Inc.	103,500.00
049688-NAPA Auto Parts	241.46
049689-Surenian, Edwards, Buzak &	37.50
049690-KO Pest Control	1,850.00
049691-LC Equipment, Inc.	175.00
049692-Edward F. Leith, Jr.	185.00
049693-Garrett & Batastini PA	500.00
049694-MGL Printing Solutions	149.00
049695-Municipal Clerks' Assoc. of NJ	100.00
049696-Mariann Murphy	185.00
049697-NJ Div of Alcoholic Beverage	9.00
049698-Yusseni Nunez & CC Mendez	1,056.60
049699-Petty Cash c/o Jessica Bishop	85.00
049700-John Pilieri	3,138.80
049701-Pinelands Construction LLC	34,555.56
049702-Lauren & Joseph G. Popper	1,662.36
049703-Eurofins Environment Testing	192.50
049704-Quinlan Well Drilling, LLC	1,500.00
049705-Reliable Power Plus, LLC	375.00
049706-Sea Isle City	30,479.55
049707-Seashore Asphalt Corp.	1,059.56
049708-Service Tire Truck Centers	588.92
049709-Smeltzer & Sons Feed	686.83
049710-South Jersey Gas	102.61
049711-South Jersey Water Cond Srv.	324.26
049712-S.S.C.I.	40.00
049713-Staples Advantage	220.92
049714-Carolyn P. Swagler	185.00
049715-360 Business Solution, Inc.	210.00
049716-Treasurer, State of New Jersey	50.00
049717-Treasurer, State of New Jersey	5,000.00
049718-United Rentals	196.92
049719-Vision Service Plan	760.72

CONSTRUCTION CODE:

1124-MGL Printing Solutions	221.00
-----------------------------	--------

GENERAL CHECKING WIRES:

83-NJSHBP	55,020.65
-----------	-----------

DOG TRUST:

203-NJ Dept. Health/Senior Services	1.20
-------------------------------------	------

FIRE SAFETY AND PREVENTION:

41-AT&T Mobility VOID	
42-AT&T Mobility	129.79

ESCROW THOMAS & SALLY BARRY:

6-Fralinger Engineering, PA	332.50
7-Garrett & Batastini, PA	375.00

ESCROW PM POOLS AND SPAS LLC:

3-Fralinger Engineering, PA	1,045.00
-----------------------------	----------

ESCROW MARTEK MARINE ELECTRONICS:

5-Fralinger Engineering PA	416.50
----------------------------	--------

ESCROW NICOLE SAVKOV:

2-Fralinger Engineering, PA	522.50
3-Garrett & Batastini, PA	375.00

ESCROW WES, PAIGE, FORD, LLC:

1-Fralinger Engineering PA	142.50
----------------------------	--------

PLANNING ESCROW:

1154-Fralinger Engineering, PA	926.50
1155-Garrett & Batastini, PA	150.00

RECREATION TRUST:

1743-Acme (Supervalu)	97.93
1744-Amazon.com Services, Inc.	336.71
1745-Crown Awards	152.89
1746-The Gem Grocery & Gas	708.10
1747-MGL Printing Solutions	229.00
1748-Oriental Trading	396.68
1749-Petty Cash c/o Jessica Bishop	234.82
1750-Coombs Barnyard	1,745.00
1751-Shop-Rite	252.87
1752-W. B. Mason, Co., Inc.	237.99

The Township Engineer, Mike Fralinger, commented on: the 2025 Capital Roadway Project and submitting the Roadway Plan to the NJDOT for the Halbe Lane Project.

The Mayor asked for a motion to approve the Administrative Reports. Motion was made by VanArtsdalen, seconded by Germanio, with 4 ayes and 1 absent (Cox), that the following Administrative Reports were approved:

Municipal Clerk's Report	July, 2025
Registrar's Report	July, 2025
Tax Collector's Report	July, 2025
Construction Official's Report	July, 2025
Chief Finance Officer's Report	July, 2025

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 last week of Summer Camp and thanked the Rec staff,, Football/Cheerleading being in full swing out at Chestnut Street Park and that we have a nice turnout this year with some young coaches and that the energy is very high. He thanked the sponsors, Public Works Department and the Rec Department for another great National Night Out.

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

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

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

The Mayor asked for a motion to adjourn the Township Committee meeting.

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