

**MINUTES BASS RIVER TOWNSHIP BOARD OF COMMISSIONERS
REGULAR MEETING OF MONDAY, JUNE 6, 2011**

Mayor Cope called the regular meeting of the Bass River Township Board of Commissioners to order at 7:30 p.m. Present at meeting were: Mayor Deborah Buzby-Cope, Commissioner T. Richard Bethea and Commissioner Gary Smith. Also present Township Clerk Amanda Somes and Solicitor Peter Lange. Members of the public were present at this meeting.

FLAG SALUTE

Mayor Cope led the flag salute and read the sunshine statement.

APPROVAL OF MINUTES:

Minutes of the regular meeting of May 2, 2011, were presented to the Board for review with copies available for public. The motion was made by Commissioner Smith, seconded by Commissioner Bethea to approve minutes as submitted by the Clerk. Votes: Cope -Yes, Bethea -Yes, Smith-Yes. Minutes hereby approved.

Minutes of the executive session of May 2, 2011, were presented to the Board for review. The motion was made by Commissioner Bethea, seconded by Commissioner Smith to approve minutes as submitted by the Clerk. Votes: Cope -Yes, Bethea -Yes, Smith-Yes. Minutes hereby approved.

APPROVAL OF BILLS LIST:

The motion was made by Commissioner Smith to approve payment of the bills in the amount of \$194,049.17. The motion was seconded by Commissioner Bethea to approve bills for payment. Votes: Cope –Yes, Bethea –Yes, Smith-Yes. All present in favor and bills were ordered paid.

BASS RIVER BD OF ED	14111	99238.58
MODERN GAS CO	14112	562.77
A T & T	14114	21.72
A T & T	14115	185.02
VERIZON	14116	315.92
A T & T	14117	71.17
FLEET FUELING	14118	475.47
BURL CO TREAS, LANDFILL	14119	4039.82
A E STONE	14120	334.80
NJ DEPT. OF LABOR & WORKFORCE	14121	643.78
VERIZON	14122	536.91
SUN NATIONAL BANK	14123	100.00
VERIZON WIRELESS	14124	205.05
ACADEMY SECURITY	14125	60.00
AMANDA SOMES	14126	62.20
ATLANTIC CITY ELECTRIC	14127	1993.19
BEACONS	14128	38.00
BF MOLZ	14129	155.96
BLUE STAR OF NJ	14130	49.99
BURL CO TREAS, LANDFILL	14131	3933.33
CASA PAYROLL SERVICES	14132	291.50
COMCAST	14133	95.12
COPIERS PLUS	14134	9.00
CRAIG TESTING LABORATORIES INC	14135	1050.00
DAVE'S SEPTIC	14136	2689.75

DEER PARK - NESTLE WATERS	14137	16.91
ECONO SIGNS	14138	1186.32
GALLOWAY NURSERY	14139	258.00
GANNETT NEWSPAPERS	14140	38.00
HOME DEPOT	14141	31.38
JERRY'S DIESEL & TRUCK REPAIR	14142	1608.60
KLUK CONSULTANTS	14143	16308.71
LANGUAGE SERVICES ASSOCIATES	14144	14.70
LAWYERS DIARY & MANUAL	14145	181.00
MID ATLANTIC PUMP & EQUIPMENT	14146	1050.00
MUNICIPAL MAINTENANCE COMPANY	14147	3924.34
NEW JERSEY DIV OF ABC	14148	9.00
NJ LEAGUE OF MUNICIPALITIES	14149	64.00
PEGGY BECK	14150	28.56
PETER C. LANGE	14151	3126.50
PINELANDS JULY 4TH CELEBRATION	14152	500.00
PRHS PROJECT GRADUATION	14153	500.00
RICHARD IRETON	14154	80.40
RUSSELL P. CHERKOS ESQ.	14155	2250.00
STAPLES INC	14156	152.81
TRANSFORMATION ENTERPRISES	14157	4724.00
U P S	14158	3.62
US BANK CUST. FOR PROCAPITAL 1	14159	395.75
USA BLUEBOOK	14160	156.78
WEST PUBLISHING	14161	125.00
BASS RIVER PAYROLL ACCOUNT	50511	13019.61
BASS RIVER PAYROLL ACCOUNT	51911	13367.28
BASS RIVER PAYROLL ACCOUNT	60211	13768.85

CORRESPONDENCE:

Letter from Burlington County Board of Chosen Freeholders informing Township of grant award in the amount of \$75,000.00 under the municipal park program to be utilized for the park on Route 9/Oak Avenue.

Financial Report received from Great Bay Regional EMS and to be kept on file by the Clerk.

ORDINANCES & RESOLUTIONS:

ORDINANCE 2011-04

AN ORDINANCE OF THE TOWNSHIP OF BASS RIVER, COUNTY OF BURLINGTON, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING TITLE 15 OF THE TOWNSHIP CODE ENTITLED "STATE UNIFORM CONSTRUCTION CODE" SO AS TO AMEND §15.04 "CONSTRUCTION CODE FEES"

Mayor Cope introduced Ordinance 2011-04 on first reading by title only. The motion to approve Ordinance 2011-04 by title only was made by Commissioner Bethea, seconded by Commissioner Smith. Votes: Cope-Yes, Bethea-Yes, Smith-Yes. All in favor and Ordinance 2011-04 was approved on first reading by title only with second reading and public hearing scheduled for July regular meeting.

ORDINANCE NO. 2011 - 04

AN ORDINANCE OF THE TOWNSHIP OF BASS RIVER, COUNTY
OF BURLINGTON, STATE OF NEW JERSEY, AMENDING
AND SUPPLEMENTING TITLE 15 OF THE TOWNSHIP
CODE ENTITLED "STATE UNIFORM CONSTRUCTION CODE"
SO AS TO AMEND §15.04 "CONSTRUCTION CODE FEES"

BE IT ORDAINED, by the Bass River Township Board of Commissioners, County of Burlington,
State of New Jersey as follows:

SECTION 1. *The Township Code of the Township of Bass River and specifically Chapter 15 Section 15.04, entitled "State Uniform Construction Code," Subsection (1)(a) is amended by replacing the current language included in Section 15.04, entitled "Construction Code Fees" Subsection (1)(a), to read as follows:*

Section 15.04 - Construction Code Fees

The following fee schedule is hereby adopted and established for the following construction and subcode fees:

(1) *Building sub code fees.*

(a) *New construction. Fees for new construction shall be based upon the volume of structure. Volume shall be computed in accordance with N.J.A.C. 5:23-2.28. Use groups and types of construction are as classified and defined in Articles 3 and 6 of the building sub code.*

[1] New construction shall be \$0.030 per cubic foot of volume for all Use Groups, except Use groups A-1, A-2, A-3, A-4, F-1, F-2, S-1 and S-2, which shall be \$0.020 per cubic foot of volume

[2] Structures on farms, including commercial farm buildings under N.J.A.C. 5:23-3.2(d) shall be \$0.008 per cubic foot of volume.

[a] Maximum fee: \$1,145.00

[b] Minimum fee: \$60.

SECTION 2. *The Township Code of the Township of Bass River and specifically Chapter 15 Section 15.04, entitled "State Uniform Construction Code," Subsection (4)(e) is amended by replacing the current language included in Section 15.04, entitled "Construction Code Fees" Subsection (4)(e), to read as follows:*

(e) Private swimming pool, spa, hot tub or fountain shall be \$75. Annual fees for inspection of public swimming pools, spa, hot tub or fountain shall be \$60.

The fee for initial inspection of a new public swimming pool, spa, hot tub or fountain: \$100.

SECTION 3. *After introduction of this ordinance, the Township Clerk shall send a copy of this ordinance to the Township Planning Board for its review and comment. The Township shall send a copy of the ordinance to the Burlington County Planning Board pursuant to N.J.S.A. 40:55D-16.*

SECTION 4. *This ordinance shall take effect after second reading and publication as required by law and the filing of the adopted ordinance with the Burlington County Planning Board.*

SECTION 5. *All ordinances or parts of ordinances inconsistent herewith are hereby repealed.*

SECTION 6. *If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.*

SECTION 7. *This ordinance shall take effect after second reading and publication as required by law.*

RESOLUTION 2011-48

A RESOLUTION OF THE TOWNSHIP OF BASS RIVER, COUNTY OF BURLINGTON, STATE OF NEW JERSEY ADOPTING POLICIES AND PROCEDURES

The motion was made by Commissioner Bethea, seconded by Commissioner Smith to approve Resolution 2011-48. Votes: Cope–Yes, Bethea -Yes, Smith-Yes. All present in favor and Resolution 2011-48 was approved.

RESOLUTION 2011-48

A RESOLUTION OF THE TOWNSHIP OF BASS RIVER, COUNTY OF BURLINGTON, STATE OF NEW JERSEY ADOPTING POLICIES AND PROCEDURES

WHEREAS, it is the policy of the Township of Bass River to treat employees and prospective employees in a manner consistent with all applicable employment laws and regulations; and

WHEREAS, the Board of Commissioners have determined that there is a need for personnel policies and procedures to ensure that employees and prospective employees are treated in a manner consistent with these laws and regulations.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners that the Personnel Policies and Procedures Addition “EMAIL, VOICE MAIL, CELLULAR TELEPHONE AND INTERNET USAGE POLICY” attached hereto is hereby adopted and included in the Employee Policy Manual.

BE IT FURTHER RESOLVED that this personnel policy shall apply to all Township officials, appointees, employees, volunteers and independent contractors. In the event there is a conflict between these rules and any collective bargaining agreement, personnel services contract or Federal or State Law, the terms and conditions of that contract or law shall prevail. In all other cases, these policies and procedures shall prevail.

BE IT FURTHER RESOLVED that this manual is intended to provide guidelines covering public service by township employees and is not a contract. The provisions of this manual may be amended and supplemented from time to time without notice and at the sole discretion of the Board of Commissioners.

BE IT FURTHER RESOLVED that to the maximum extent permitted by law, employment practices for the Township of Bass River shall operate under the legal doctrine known as “employment at will”.

BE IT FURTHER RESOLVED that the Municipal Clerk and all managerial/supervisory personnel are responsible for these employment practices. The Chief Financial Officer and the Solicitor shall assist the Municipal Clerk in the implementation of the policies and procedures in the manual.

RESOLUTION 2011-49

**A RESOLUTION OF THE TOWNSHIP OF BASS RIVER, COUNTY OF BURLINGTON,
STATE OF NEW JERSEY, AUTHORIZING THE RENEWAL OF PLENARY RETAIL
CONSUMPTION LICENSE #0301-33-001-003**

RESOLUTION 2011-49

***A RESOLUTION OF THE TOWNSHIP OF BASS RIVER, COUNTY OF BURLINGTON, STATE OF NEW
JERSEY, AUTHORIZING THE RENEWAL OF PLENARY RETAIL CONSUMPTION LICENSE #0301-33-
001-003***

WHEREAS, Lucille Freda, T/A Backwater Jacks has made application for renewal of Plenary Retail Consumption License #0301-33-001-003 with the full municipal fee of \$1,814.00 and additional fee of \$200.00 made payable to the New Jersey State Alcoholic Beverage Control at the regular meeting of the Bass River Township Board of Commissioners held in the June 6, 2011; and,

THEREFORE, BE IT RESOLVED that said license #0301-33-001-003 Plenary Retail Consumption License be renewed for the year July 1, 2011 – June 30, 2012; and,

BE IT FURTHER RESOLVED that the Municipal Clerk, Amanda S. Somes, RMC, is hereby authorized to issue, sign and deliver said license.

RESOLUTION 2011-50

**A RESOLUTION OF THE TOWNSHIP OF BASS RIVER, COUNTY OF BURLINGTON,
STATE OF NEW JERSEY, AUTHORIZING THE RENEWAL OF PLENARY RETAIL
CONSUMPTION LICENSE #0301-33-002-009**

RESOLUTION 2011-50

***A RESOLUTION OF THE TOWNSHIP OF BASS RIVER, COUNTY OF BURLINGTON, STATE OF NEW
JERSEY, AUTHORIZING THE RENEWAL OF PLENARY RETAIL CONSUMPTION LICENSE #0301-33-
002-009***

WHEREAS, the Viking Beverage, LLC, T/A Breezes on the Bass River, made application for renewal of Plenary Retail Consumption License #0301-33-002-009 with the full municipal fee of \$1814.00 and additional fee of \$200.00 made payable to the New Jersey State Alcoholic Beverage Control at the regular meeting of the Bass River Township Board of Commissioners held on the 6th day of June 2011; and,

WHEREAS, no objections were filed with the Clerk and no objections filed at this meeting.

THEREFORE, BE IT RESOLVED that said license #0301-33-002-009 Plenary Retail Consumption License be renewed for the year July 1, 2011 – June 30, 2012; and,

BE IT FURTHER RESOLVED that the Municipal Clerk, Amanda S. Somes, RMC, is hereby authorized to issue, sign and deliver said license.

RESOLUTION 2011-51

**A RESOLUTION OF THE TOWNSHIP OF BASS RIVER, COUNTY OF BURLINGTON,
STATE OF NEW JERSEY, AUTHORIZING THE RENEWAL OF PLENARY RETAIL
DISTRIBUTION LICENSE #0301-44-003-002**

RESOLUTION 2011-51

***A RESOLUTION OF THE TOWNSHIP OF BASS RIVER, COUNTY OF BURLINGTON, STATE OF NEW
JERSEY, AUTHORIZING THE RENEWAL OF PLENARY RETAIL DISTRIBUTION LICENSE #0301-44-
003-002***

WHEREAS, New Gretna Liquors, T/A New Gretna Liquors has made application for renewal of Plenary Retail Distribution License #0301-44-003-002 with the full municipal fee of \$1267.00 and additional fee of \$200.00

made payable to the New Jersey State Alcoholic Beverage Control at the regular meeting of the Bass River Township Board of Commissioners held on the 6th day of June 2011; and,

WHEREAS, no objection were filed with the Clerk and no objections filed at this meeting.

THEREFORE, BE IT RESOLVED that said license #0301-44-003-002 Plenary Retail Distribution License be renewed for the year July 1, 2011 – June 30, 2012; and,

BE IT FURTHER RESOLVED that the Municipal Clerk, Amanda S. Somes, RMC, is hereby authorized to issue, sign and deliver said license.

RESOLUTION 2011-49, 2011-50 and 2011-51
RENEWAL OF LIQUOR LICENSES

The motion was made by Commissioner Smith, seconded by Commissioner Bethea to approve Resolutions 2011-49, 2011-50 and 2011-51. Votes: Cope–Yes, Bethea -Yes, Smith-Yes. All present in favor and Resolution 2011-49, 2011-50 and 2011-51 were approved.

RESOLUTION 2011-52

**RESOLUTION OF THE TOWNSHIP OF BASS RIVER, COUNTY OF BURLINGTON,
STATE OF NEW JERSEY AUTHORIZING DISPOSAL OF SURPLUS PROPERTY**

The motion was made by Mayor Cope, seconded by Commissioner Smith to approve Resolution 2011-52. Votes: Cope–Yes, Bethea -Yes, Smith-Yes. All present in favor and Resolution 2011-52 was approved.

RESOLUTION 2011-52

**RESOLUTION OF THE TOWNSHIP OF BASS RIVER, COUNTY OF BURLINGTON, STATE OF NEW
JERSEY AUTHORIZING DISPOSAL OF SURPLUS PROPERTY**

WHEREAS, the Township of Bass River is the owner of certain surplus property which is no longer needed for public use; and

WHEREAS, the Board of Commissioners of the Township of Bass River are desirous of selling said surplus property in an “as is” condition without express or implied warranties.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Bass River, County of Burlington, State of New Jersey, as follows:

1. The sale of the surplus property shall be conducted through GovDeals pursuant to State Contract A-70967/T2581 in accordance with the terms and conditions of the State Contract. The terms and conditions of the agreement entered into with GovDeals is available online at govdeals.com and also available from the Township Clerk of Bass River Township.
2. The sale will be conducted online and the address of the auction site is govdeals.com.
3. The sale is being conducted pursuant to Local Finance Notice 2008-0
4. A list of the surplus property to be sold is as follows: 1993 Ford Crown Vic, Yellow 4 Door Vehicle, VIN #62FACP71W4PX143376 and the odometer reading is approximately 200,000.
5. The surplus property as identified shall be sold in an “as-is” condition without express or implied warranties with the successful bidder required to execute a Hold Harmless and Indemnification Agreement concerning use of said surplus property.
6. The Township of Bass River reserves the right to accept or reject any bid submitted.

RESOLUTION 2011-53

A Resolution Rescinding Bass River Township Resolution 2010-51

The motion was made by Commissioner Smith, seconded by Commissioner Bethea to approve Resolution 2011-53. Votes: Cope–Yes, Bethea -Yes, Smith-Yes. All present in favor and Resolution 2011-53 was approved.

Bass River Township Resolution 2011-53 A Resolution Rescinding Bass River Township Resolution 2010-51

WHEREAS, Bass River Township received bids for a public road project entitled “West Greenbush Road Culvert Replacement”; and

WHEREAS, the project is the subject of a grant to Bass River Township from the New Jersey Department of Transportation pursuant to the Municipal Aid Grant Program; and

WHEREAS, the New Jersey Department of Transportation and its regulations require awarding the bid as a lump sum and Bass River Resolution 2010-51 awarded the bid to Stomper Enterprises, Inc. in the amount of \$16,931.23 on July 12, 2010; and

WHEREAS, prior to the performance of Stomper Enterprises, Inc., Bass River Township was made aware that the project was in conflict with and was superseded by the design and scope of work currently being performed by the New Jersey Turnpike Authority as part of the New Jersey Parkway widening project being conducted in Bass River Township and other Townships throughout southern New Jersey; and

WHEREAS, the purposes of the Contract entered into by and between Stomper Enterprises Inc. and Bass River Township has been undermined and frustrated without the prior knowledge of Bass River Township;

NOW, THEREFORE, BE IT RESOLVED by the Bass River Township Board of Commissioners that Resolution 2010-51 is hereby rescinded and without any force or effect.

RESOLUTION 2011-54

RESOLUTION IN OPPOSITION TO SENATE BILL NO. 1351

The motion was made by Commissioner Bethea, seconded by Commissioner Smith to approve Resolution 2011-54. Votes: Cope–Yes, Bethea -Yes, Smith-Yes. All present in favor and Resolution 2011-54 was approved.

RESOLUTION IN OPPOSITION TO SENATE BILL NO. 1351

WHEREAS, Senate Bill No. 1351 (hereinafter referred to as S-1351) would amend the Open Public Meetings Act, N.J.S.A. 10:4-6, et seq., to include many new requirements that are unnecessary to protect the public's interest in open and transparent government, and which would unduly burden municipalities; and,

WHEREAS, S-1351 would impose new procedural requirements on municipalities

which will be time consuming and costly, at a time when municipalities are facing unprecedented financial constraints; and,

***WHEREAS,** S-1351 would impose new procedural requirements on municipalities that are impractical and wasteful, and which would result in longer meetings and less efficient governance; and,*

***WHEREAS,** among the time consuming, costly, impractical and wasteful new requirements of S-13 51 are the following:*

- A. new requirements pertaining to subcommittees, including notice of subcommittee meetings and the preparation of minutes, which would, among other things, necessitate additional administrative support for all meetings of subcommittees so that minutes can be prepared; and,*
- B. new requirement that agendas provide a description of all agenda items, including the names of the parties to and approximate dollar amounts of any contracts to be acted upon, which would increase preparation time for agendas; and,*
- C. new requirement that agendas include estimated starting times for the public portion of the meeting and the portion of the meeting from which the public is to*

be excluded, though this information would be purely speculative and unreliable;
and,

D. new requirement that no public body be permitted to act upon or discuss a matter that is not listed on the agenda except in emergencies, which requirement would be impractical and unnecessarily inhibit the operations of municipal government, as it is often necessary for the effective and efficient administration of municipal governmental purposes to discuss or act on matters for which three business days' notice may not be possible; and this would effectively prevent discussion of items brought forward by the public; and,

E. new requirement that a public body provide for public comment on emergency items that are added to a meeting agenda, adding unnecessary and time-consuming process to meetings; and,

F. new requirement that a public body provide for public comment before taking final action on any matter at any meeting of at least three minutes per person, which requirement, as written, would result in an unworkable series of public comment periods on every action of the governing body, from appointments to resolutions to approval of minutes, thereby adding substantial time to every meeting of the public body; and,

G. new requirement eliminating attorney-client privilege as a basis for excluding the public from a portion of the meeting, which will inhibit the public body's ability to obtain needed legal advice, which is contrary to the public interest; and,

H. new requirement that public bodies be permitted to exclude the public from discussion of personnel matters only with the written consent of the potentially

affected employee, thereby inhibiting the public body's ability to take necessary actions on personnel matters; and,

I. new requirements for more extensive minutes of public body meetings, such as the inclusion of each member's stated reasons for his or her actions or vote, the identity of each member of the public who spoke and a summary of what was said, which shall cause the preparation of minutes to be more time consuming and costly; and,

J. confusing new requirements pertaining to disclosure of recordings of meetings, including making recordings promptly available after meetings, and somehow incorporating such recordings with meeting minutes; and,

K. new requirements that minutes would include electronic communications concerning public business among an effective majority of the members that occurred prior to a meeting, which would be an unworkable and ineffective imposition on municipalities, and would purport to make pre-meeting communications somehow become part of the meeting itself, an unprecedented expansion of the meeting concept; and,

L. new requirements for maintaining on the municipal website schedules of meetings, agendas, notices of emergency meetings, minutes, resolutions and ordinance to the extent not already set forth in the minutes, and closed meetings resolutions, for a period of at least five years, which would result in additional costs for posting and maintaining website information;

WHEREAS, *there is no justifiable basis for the imposition of the burdensome and cost generative provisions of S-13 51; and,*

WHEREAS, portions of S-1351 place financial, time, manpower and other burdens on municipalities at a time when municipalities are constrained to layoff municipal employees, impose furloughs, and reduce departmental budgets so that municipalities can meet strict CAP requirements even when revenues are decreased and operating costs continue to climb; and,

WHEREAS, the cost generative provisions of S-1351 are unfunded mandates that violate the "State Mandate, State Pay" amendment to the New Jersey Constitution;

NOW THEREFORE, BE IT RESOLVED that the Mayor and Commissioners of the Township of Bass River, County of Burlington and State of New Jersey, for the reasons stated above, do hereby opposes Senate Bill No. 1351 in its current form, and urge the New Jersey State Senate and Assembly to oppose this Bill; and,

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to State Senator Loretta Weinberg, State Senator Stephen Sweeney, the members of the Senate and Budget Appropriations Committee, the legislators of the 9th Legislative District, the New Jersey State League of Municipalities, and the Municipal Clerks' Association of New Jersey.

RESOLUTION 2011-55

RESOLUTION FOR FAIR DISTRIBUTION OF STATE AID FOR EDUCATION

The motion was made by Commissioner Smith, seconded by Commissioner Bethea to approve Resolution 2011-55. Votes: Cope–Yes, Bethea -Yes, Smith-Yes. All present in favor and Resolution 2011-55 was approved.

**TOWNSHIP OF BASS RIVER
COUNTY OF BURLINGTON
STATE OF NEW JERSEY**

RESOLUTION 2011-55

RESOLUTION FOR FAIR DISTRIBUTION OF STATE AID FOR EDUCATION

WHEREAS, the Township of Bass River, County of Burlington, State of New Jersey believes that every child should have equal resources of state aid distributed by the legislature for an education in the State of New Jersey by utilizing a fair school funding mechanism; and

WHEREAS, the current distribution of state aid for education to the schools has not been distributed in a fair and equitable manner to provide property tax relief to all the citizens of the State of New Jersey; and

WHEREAS, Article III, Paragraph 1, of the New Jersey State Constitution states, "The powers of government shall be divided among three distinct branches, the legislative, executive, and judicial. No person or persons belonging to or constituting one branch shall exercise any of the powers properly belonging to either of the others, except as expressly provided in this Constitution;" and

WHEREAS, Article VIII, Section IV, Paragraph 1, of the New Jersey State Constitution states, "the Legislature shall provide for the maintenance and support of a thorough and efficient system of free public schools for the instruction of all children in the State between the ages of five and eighteen year;" and

WHEREAS, Article VIII, Section IV, Paragraph 2, of the New Jersey State Constitution states, "the fund for the support of free public schools...shall be annually appropriated to the support of free public schools, and for the equal benefit of all the people of this State;" and

WHEREAS, Article VIII, Section I, Paragraph 7.a. of the New Jersey State Constitution states, the income tax is to be "annually appropriated...exclusively for the purpose of reducing or offsetting property taxes;" and

WHEREAS, this body can no longer bear the burden of the continued diversion of its fair share of state school aid for the students between the ages of five and eighteen years of age who reside within this jurisdiction.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners of the Township of Bass River, County of Burlington, State of New Jersey do hereby call upon the Legislature of the State of New Jersey to fulfill its constitutionally assigned duty to distribute the state aid for education to the school districts in this state in a fair manner that is for the equal benefit of all the people of the state and not by means that are prejudiced by the actions of special interests that may have been presented before the Court or other venue.

BE IT FURTHER RESOLVED, that the Clerk of Bass River Township is hereby directed to forward a copy of this resolution to Governor Chris Christie, Senate President Stephen Sweeney, Senate Minority leader Thomas Kean, Jr., and the Legislative Representatives of the 9th District.

RESOLUTION 2011-56

TAX OFFICE RESOLUTION

The motion was made by Commissioner Smith, seconded by Commissioner Bethea to approve Resolution 2011-56. Votes: Cope–Yes, Bethea -Yes, Smith-Yes. All present in favor and Resolution 2011-56 was approved.

RESOLUTION 2011-56

WHEREAS The Tax Office is in receipt of a check in the amount of \$395.75 for redemption of tax sale certificate #09-03 on Block 31.A Lot 8. assessed to John & Dawn Sharpe; and

WHEREAS \$395.75 is the correct amount to redeem;

NOW THEREFORE, BE IT RESOLVED, that the CFO of Bass River Township is authorized to cut a check in the amount of, \$395.75 to U.S. Bank Custodian for Pro Capital, 2 Liberty Place, Suite 1950, Philadelphia, PA 19102.

RESOLUTION 2011-57

A RESOLUTION APPOINTING JAY HAINES DEPUTY ZONING OFFICER FOR THE TOWNSHIP OF BASS RIVER FOR THE REMAINDER OF YEAR 2011

The motion was made by Mayor Cope, seconded by Commissioner Smith to approve Resolution 2011-57. Votes: Cope—Yes, Bethea -Yes, Smith-Yes. All present in favor and Resolution 2011-57 was approved.

RESOLUTION 2011-57

A RESOLUTION APPOINTING JAY HAINES DEPUTY ZONING OFFICER FOR THE TOWNSHIP OF BASS RIVER FOR THE REMAINDER OF YEAR 2011

WHEREAS, there exists a need for a Deputy Zoning Enforcement Officer;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Bass River, County of Burlington, State of New Jersey as follows:

Jay Haines is appointed Deputy Zoning Officer of the Township of Bass River affective June 6, 2011 – December 31, 2011 at a salary of \$1,600/year prorated.

OLD BUSINESS:

2011 Municipal Budget—Adoption

The motion to adopt the 2011 Municipal Budget was made by Commissioner Bethea, seconded by Commissioner Smith. Votes: Cope-Yes, Bethea-Yes, Smith-Yes. All in favor and 2011 Municipal Budget was hereby adopted.

NEW BUSINESS:

Commissioner Smith would request that “NO PARKING” Zone be instituted on Route 542 by Cramer’s Junkyard both sides of the Street.

REPORTS:

The following reports were noted:

Report of Solicitor

Report of Municipal Court

Dog Report

Safety Coordinator

Report of the Governing Body Members—Commissioner Bethea responded to comments made at a previous meeting regarding Squad 85 Members at McDonald’s in Tuckerton when a call came in. Commissioner Bethea talked to members in question and confirmed they were in McDonalds. The individual that called 911 was not unresponsive as was the comment at the

previous meeting. However, this does not excuse the behavior of the members and this should never happen again. This matter is taken very seriously.

PUBLIC COMMENT:

The meeting was open for public comment at 8:30 p.m. upon a motion by Commissioner Smith, seconded by Commissioner Bethea.

Mr. L. Assur asked the location of the New Gretna Park and if it was where the miniature train runs. Yes...plans for additional signs and dead tree removal and possibly water availability. Mr. Assur asked about an individual that applied at Planning Board to develop a piece of property and is racing out to individuals and getting no response. This is not correct...no members of the Board of Commissioners have been contacted. Mr. Assur asked about NO PARKING signs on Route 542 due to sight problems. However, he has complained in the past regarding sight problems next to his property by tall hedges. Mr. Smith stated that in a recent safe streets to school survey with state officials this matter was noted by state officials and noting the fence was too close to the road. However, nothing happened..the State was to notify property owner. Unknown if this happened. These issues are NJ DOT issues due to the fact this is within the State right of way.

Mr. Ford of West Road commented on the pending widening project of West Road. Mr. Ford asked if this was necessary and would like to see it paved by not widened. It may be possible to obtain a waiver. This information was just made available to the Board and this would be looked into by the Township Engineer and a waiver may be sought.

Ms. B. Woolley-Dillon asked about the testing of wells at the junkyards and asked if the ordinance as it exists acceptable or should it be improved. Mayor stated the existing ordinance is being followed and maybe adequate.

Mr. H. Bourguignon asked if a property goes up for tax sale is the property still on the tax maps. He bought property off a tax sale and gets a tax bill for it and the State is saying that it doesn't exist. Block 60, Lot 9A comes off in GIS systems wrong. Tax Maps have not been updated since 1963. Mayor Cope will travel to Mount Holly to research maps and deeds.

Ms. R. Bourguignon stated that the State Police are racing through town going extremely fast past the school when the school is letting out. Ms. Bourguignon also commented about the shooting at the Ocean City Gun Club. Mayor talked to another resident and that the shot sounded like a cannon. She will find out what was fired.

Being no further comments the motion to close the public portion was made by Commissioner Smith, seconded by Commissioner Bethea. All in favor and public comment was closed at 9:35 p.m.

Being no further business to come before the Board the motion to adjourn was made by Commissioner Bethea, seconded by Commissioner Smith. All in favor and meeting was adjourned at 9:35 p.m.

Respectfully Submitted
Amanda S. Somes, RMC
Township Clerk

Deborah Buzby-Cope, Mayor