

**MINUTES BASS RIVER TOWNSHIP BOARD OF COMMISSIONERS  
REGULAR MEETING OF MONDAY, OCTOBER 3, 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 and Commissioner T. Richard. Also present Township Clerk Amanda Somes and Solicitor. Members of the public were present at this meeting. Absent: Commissioner Gary Smith

**FLAG SALUTE**

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

**APPROVAL OF MINUTES:**

Minutes of the regular meeting of September 12, 2011, were presented to the Board for review with copies available for public. The motion was made by Commissioner Bethea, seconded by Mayor Cope to approve minutes as submitted by the Clerk. Commissioner Bethea noted for the record that Mayor Cope voted on the bills list at the September 12<sup>th</sup> meeting under the doctrine of necessity on the same bills list for Great Bay Regional EMS payment. Votes: Cope -Yes, Bethea -Yes, Smith-Absent. Minutes hereby approved with additional noted correction.

Minutes of the executive session of September 12, 2011, were presented to the Board for review. The motion was made by Commissioner Bethea, seconded by Mayor Cope to approve minutes as submitted by the Clerk. Votes: Cope-Yes, Bethea-Yes, Smith-Absent. All present in favor and minutes were hereby approved.

**APPROVAL OF BILLS LIST:**

The motion was made by Commissioner Bethea to approve payment of the bills in the amount of \$298,508.33. The motion was seconded by Mayor Cope to approve bills for payment. Votes: Cope –Yes, Bethea-Yes, Smith-Absent. All present in favor and bills were ordered paid.

MUTUAL AID E.S.	14297	675.00
A T & T	14298	43.04
BASS RIVER BD OF ED	14299	101223.33
CHRIS NAPLES, LLC	14300	523.00
A T & T	14301	213.80
K & S GOURMET, LLC	14302	334.91
VERIZON	14303	342.72
LANGUAGE SERVICES ASSOCIATES	14304	52.50
FLEET FUELING	14305	847.16
A T & T	14306	111.76
WAWA STORE #978	14307	270.00
A E STONE	14308	1027.00
AMANDA SOMES	14309	34.80
ANIMAL CAPTURE & CONTROL	14310	1015.00

ATLANTIC CITY ELECTRIC	14311	1964.81
BASS RIVER ELEMENTARY SCHOOL	14312	547.88
BAYSHORE DISCOVERY PROJECT	14313	725.00
BEACONS	14314	92.08
BF MOLZ	14315	399.21
BURL CO TREAS, LANDFILL	14316	3471.09
BURLINGTON COUNTY ANIMAL SHELTER	14317	335.00
CASA PAYROLL SERVICES	14318	119.70
COMCAST	14319	95.12
CONWAY AUTOMOTIVE	14320	13.78
DAVE'S SEPTIC	14321	170.00
DEER PARK - NESTLE WATERS	14322	10.17
ELECTRONIC MEASUREMENT LABS.,	14323	565.00
GREENWOOD TREE SERVICE, INC.	14324	3450.00
IPM INTEGRATED PEST MANAGEMENT	14325	85.00
ISLAND ELECTRONICS DISTRIB. CO	14326	372.11
M. KATHLEEN MCKERNAN	14327	51.36
MAILFINANCE	14328	585.00
MEMPHIS EQUIPMENT	14329	50.50
MODERN GAS CO	14330	247.58
NAT ALEXANDER CO., INC.	14331	2450.00
NEW GRETNA VOL. FIRE CO.	14332	199.81
NJ LEAGUE OF MUNICIPALITIES	14333	450.00
PEGGY BECK	14334	16.32
PINELAND REGIONAL SCHOOL DIST	14335	154594.20
Q C LABS	14336	54.10
STAPLES INC	14337	95.33
TOMASELLA'S FIRE PROTECTION IN	14338	208.50
TRANSFORMATION ENTERPRISES	14339	4960.00
VERIZON WIRELESS	14340	210.83
W.B. MASON COMPANY	14341	207.08
WIRELESS ELECTRONICS INC	14342	215.00
WITMER PUBLIC SAFETY GROUP, IN	14343	510.85
BASS RIVER PAYROLL ACCOUNT	92211	14271.90

**CORRESPONDENCE:**

**ORDINANCES & RESOLUTIONS:**

**RESOLUTION 2011-69**

**GOVERNING BODY CERTIFICATION OF THE ANNUAL AUDIT**

The motion was made by Commissioner Bethea, seconded by Mayor Cope to approve Resolution 2011-69. Votes: Cope–Yes, Bethea -Yes, Smith-Absent. All present in favor and Resolution 2011-69 where hereby approved.

***GOVERNING BODY CERTIFICATION OF THE ANNUAL AUDIT***  
**RESOLUTION 2011-69**

*WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions, and*

*WHEREAS, the Annual Report of Audit for the year 2010 has been filed by a Registered Municipal Accountant with the Municipal Clerk pursuant to N.J.S.A. 40A:5-6, and a copy has been received by each member of the governing body; and,*

*WHEREAS, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and,*

*WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled "Comments and Recommendations, and,*

*WHEREAS, the members of the governing body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled "Comments and Recommendations, as evidenced by the group affidavit form of the governing body attached hereto; and,*

*WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and,*

*WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board, and*

*WHEREAS, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52, to wit:*

*R.S. 52:27BB-52: A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.*

*NOW, THEREFORE BE IT RESOLVED, That the Board of Commissioners of the Township of Bass River, hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.*

*I HEREBY CERTIFY THAT THIS IS A TRUE COPY OF THE RESOLUTION PASSED AT THE MEETING HELD ON October 3<sup>rd</sup>, 2011.*

## **RESOLUTION 2011-70**

### **TAX OFFICE RESOLUTION**

The motion was made by Commissioner Bethea, seconded by Mayor Cope to approve Resolution 2011-70. Votes: Cope–Yes, Bethea -Yes, Smith-Absent. All present in favor and Resolution 2011-70 where hereby approved.

**RESOLUTION 2011-70**

*WHEREAS, The Tax Assessor approved tax exempt status on Block 41.B and Lot 1, known as 1 Bucto Lane, assessed to N. J. Turnpike Authority, and;*

*WHEREAS, The tax duplicate still shows taxes due for 2<sup>nd</sup> half of 2011 & 1<sup>st</sup> half of 2012, after tax exempt status was granted on January 25, 2011;*

*NOW THEREFORE, BE IT RESOLVED that the Tax Collector of Bass River Township is authorized to cancel taxes in the amount of \$1,259.06 for 2011 & \$1,270.84 for 2012 on the now tax exempt property.*

**RESOLUTION 2011-71**

**A RESOLUTION AUTHORIZING THE TRAFNER OF BLOCK 63, LOTS 6 AND 7 AND BLOCK 67, LOTS 10 AND 11 IN THE TOWNSHIP OF BASS RIVER TO BASS RIVER TOWNSHIP FROM PRESERVATION AND WILDLIFE SOCIETY, INC., A NEW JERSEY NON-PROFIT CORPORATION**

The motion was made by Commissioner Bethea, seconded by Mayor Cope to approve Resolution 2011-71. Votes: Cope–Yes, Bethea -Yes, Smith-Absent. All present in favor and Resolution 2011-71 where hereby approved.

**RESOLUTION 2011-71**

**A RESOLUTION AUTHORIZING THE TRAFNER OF BLOCK 63, LOTS 6 AND 7 AND BLOCK 67, LOTS 10 AND 11 IN THE TOWNSHIP OF BASS RIVER TO BASS RIVER TOWNSHIP FROM PRESERVATION AND WILDLIFE SOCIETY, INC., A NEW JERSEY NON-PROFIT CORPORATION**

*WHEREAS, the Bass River Township Committee has received a request from Preservation and Wildlife Society, Inc. to accept a transfer of its fee simple interest in property located at Block 63, Lots 6 and 7, Block 67, Lots 10 and 11 to the Township of Bass River; and*

*WHEREAS it appears that these lots are preserved in perpetuity and the subject of a conservation easement restricting all development on the property; and*

*WHEREAS, based on information and belief and the Commissioners' own familiarity with the property, it is understood that there are no negative environmental conditions adversely affecting the property; and*

*WHEREAS, the attached Deed has been approved for execution by the Bass River Township Solicitor;*

***NOW, THEREFORE, BE IT RESOLVED*** by the Township of Bass River that:

1. *The attached Deed between Preservation and Wildlife Society, Inc., a New Jersey non-profit corporation and the Township of Bass River is accepted and shall be effective according to its terms.*

2. *The Mayor and Township Clerk are authorized to take any action necessary to complete the transfer of the property to the ownership of the Township without cost to the Township.*

*I certify that the foregoing Resolution was duly adopted at a regular meeting of the Bass River Township Board of Commissions held on the 3<sup>rd</sup> day of October 2011.*

**RESOLUTION 2011-72**

**RESOLUTION AWARDING CONTRACT FOR RECONSTRUCTION OF WEST ROAD**

The motion was made by Commissioner Bethea, seconded by Mayor Cope to approve Resolution 2011-72. Votes: Cope–Yes, Bethea -Yes, Smith-Absent. All present in favor and Resolution 2011-72 where hereby approved.

*Form SA-22 11/98*

**NEW JERSEY DEPARTMENT OF TRANSPORTATION  
DIVISION OF LOCAL AID  
AND ECONOMIC DEVELOPMENT  
RECOMMENDATION OF AWARD  
STATE AID PROJECT**

*Resolution 2011-72*

**BE IT RESOLVED**

*that* **BASS RIVER TOWNSHIP**

*hereby recommends to the New Jersey Department of Transportation that the contract for*

**RECONSTRUCTION OF WEST ROAD  
(Name of Project)**

*in the* **TOWNSHIP OF BASS RIVER** County of **BURLINGTON**  
*(Name of Municipality)*

*be awarded to* **JERRY AND SONS EXCAVATING, INC.**

*whose bid amounted to* **\$ 139,553.00** *subject to the approval of the Department.*

*That the presiding officer of this body be and is hereby directed to sign for and on its behalf the contract in the prescribed form for said construction.*

***That the clerk of this body be and is hereby directed to seal said contract with the corporate seal of this body and to attest to the same.***

**RESOLUTION 2011-73**

**A RESOLUTION AUTHORIZING SUBMISSION OF FY 2012 NJ DOT GRANT FOR RECONSTRUCTION OF CHIPS FOLLY ROAD**

The motion was made by Commissioner Bethea, seconded by Mayor Cope to approve Resolution 2011-73. Votes: Cope–Yes, Bethea -Yes, Smith-Absent. All present in favor and Resolution 2011-73 where hereby approved.

*RESOLUTION 2011-73*

*RESOLUTION TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT CONTRACT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE RESURFACING OF CHIPS FOLLY ROAD PROJECT*

*NOW, THEREFORE, BE IT RESOLVED that the Council of Bass River Township formally approves the grant application for the above stated project.*

*BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as MA-2012 BASS RIVER TOWNSHIP -00513 to the New Jersey Department of Transportation on behalf of BASS RIVER TOWNSHIP.*

*BE IT FURTHER RESOLVED that Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of BASS RIVER TOWNSHIP and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.*

**RESOLUTION 2011-74**

**A RESOLUTION REQUESTING THE CITIZENS, RESIDENTS, AND VISITORS OF BASS RIVER TOWNSHIP TO END HALLOWEEN TRICK-OR-TREATING AT 9:00 P.M. ON MONDAY, OCTOBER 31, 2011 AND TO KEEP THEIR CHILDREN BELOW THE AGE OF 18 INDOORS AFTER 9:00 P.M. ON SUNDAY, OCTOBER 30, 2011 “MISCHIEF NIGHT”**

The motion was made by Commissioner Bethea, seconded by Mayor Cope to approve Resolution 2011-74. Votes: Cope–Yes, Bethea -Yes, Smith-Absent. All present in favor and Resolution 2011-74 where hereby approved.

**RESOLUTION 2011-74**

***A RESOLUTION REQUESTING THE CITIZENS, RESIDENTS, AND VISITORS OF BASS RIVER TOWNSHIP TO END HALLOWEEN TRICK-OR-TREATING AT 9:00 P.M. ON MONDAY, OCTOBER 31, 2011 AND TO KEEP THEIR CHILDREN BELOW THE AGE OF 18 INDOORS AFTER 9:00 P.M. ON SUNDAY, OCTOBER 30, 2011 “MISCHIEF NIGHT”***

*WHEREAS, in the Township of Bass River past experience has shown that at the Halloween season vandalism has, upon occasion, become a problem effecting the public welfare; and*

*WHEREAS, the citizens of the Township of Bass River have from time to time at the festive Halloween season been harassed by pranks which, though starting as innocent fun, developed into more serious problems; and*

*WHEREAS, Halloween occurs at a season of the year when darkness settles on the community early in the evening; and*

*WHEREAS, having small children running through the municipality and on the streets thereof during hours of darkness creates a safety hazard to the children as well as to other users of the streets and highways; and*

*WHEREAS, the convenience of the citizens of the municipality must be weighed and balanced.*

*NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Bass River, in the County of Burlington, and the State of New Jersey at a regular meeting held on the 3<sup>RD</sup> day of October, 2011, that the citizens, residents, and visitors of Bass River Township be requested to end their trick-or-treating at 9:00 p.m. on Monday, October 31, 2011, and thereafter to show their cooperation with this request by no longer keeping their Halloween decorations and lights displayed.*

*BE IT FURTHER RESOLVED that parents are requested to keep their children below the age of 18 indoors after 9:00 p.m. on Sunday, October 30, 2011 "Mischief Night".*

#### OLD BUSINESS:

Cramers Junkyard License Renewal—The motion to continue to table the hearing on the Junkyard License Renewal for Cramers was made by Commissioner Bethea, seconded by Mayor Cope. All present in favor. Ordered continued until November Meeting.

#### NEW BUSINESS:

Pinelands Commissioner is requesting an update in the Pinelands CMP. Copies of draft ordinances were provided to the Planning/Zoning Board to review and make recommendations to the Board at a future meeting.

#### REPORTS:

The following reports were noted:

Report of Solicitor  
Report of Municipal Court  
Dog Report  
Report of Animal Control  
Report of Safety Coordinator  
Report of the Governing Body Members

#### PUBLIC COMMENT:

The meeting was open for public comment at 8:05 p.m. upon a motion by Commissioner Bethea, seconded by Mayor Cope.

Mr. R. Steele asked if the barges on the Bass River are being used for the Parkway Project. Mayor Cope replied that yes that is our understanding. Mr. Steele requested clarification on the “clustering” reference in the new recommendations by the Pinelands Commission. This clarification was provided as best it could at this time. It is the feeling of the Board that this recommendation of the Pinelands Commissioner just is not a good “fit” for Bass River Township.

Mr. L. Assur commented on Pinelands regulations having an effect on individual property rights.

Mrs. B. Schmutz questioned the bill for tree cutting. This would be for tree trimming and tree cutting at the New Gretna Park.

Being no further comments the motion to close the public portion was made by Commissioner Bethea, seconded by Mayor Cope. All in favor and public comment was closed at 8:20 p.m.

Being no further business to come before the Board the motion to adjourn was made by Commissioner Bethea, seconded by Mayor Cope. All in favor and meeting was adjourned at 8:20 p.m.

Respectfully Submitted  
Amanda S. Somes, RMC  
Township Clerk

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Deborah Buzby-Cope, Mayor