

**MINUTES BASS RIVER TOWNSHIP BOARD OF COMMISSIONERS
REGULAR MEETING OF MONDAY, JUNE 4, 2012**

Mayor Cope called the regular meeting of the Bass River Township Board of Commissioners to order at 7:00 p.m. Present at meeting were: Mayor Deborah Buzby-Cope, Deputy Mayor Nick Capriglione and Commissioner Louis Bourguignon. Also present Township Clerk Amanda Somes and Solicitor Joanne O'Connor. 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 7, 2012 were presented to the Board for Approval. The motion to approve the minutes was made by Mayor Cope, seconded by Commissioner Bourguignon. Votes: Cope-Yes, Capriglione-Yes, Bourguignon-Yes. All in favor and minutes were hereby approved as submitted.

Minutes of the Organization Meeting of May 15, 2012 were presented to the Board for Approval. The motion to approve the minutes was made by Mayor Cope, seconded by Commissioner Bourguignon. Votes: Cope-Yes, Capriglione-Yes, Bourguignon-Yes. All in favor and minutes were hereby approved as submitted.

APPROVAL OF BILLS LIST:

The motion was made by Mayor Cope to approve payment of the bills in the amount of \$165,484.55. The motion was seconded by Commissioner Bourguignon to approve bills for payment. Votes: Cope –Yes, Capriglione-Yes, Bourguignon-Yes. All present in favor and bills were ordered paid.

VENDOR	AMOUNT	DESCRIPTION
Wal-Mart #1921	-558.85	Media Equipment
Wal-Mart #1921	-22.00	Price Deference for Cart
Wal-Mart #1921	269.86	Media Equipment
AT & T	58.54	ISDN Line—April 2012
AT & T	168.69	Long Distance All In One
Verizon	345.64	Court Phones
Bass River Board of Ed	101223.33	May 23, 2012
AT & T	72.71	April 2012 All In One
Fleet Fueling	536.77	Fuel Charges 4/7-4/26/12
Academy Security	60.00	Alarm Monitoring 6/1-8/31/12
Adolph Wm. Hamilton	200.00	Board Worker Municipal Election
Allen Transfer	241.00	Mun. Election—Machine Delivery
Artcraft Sign Studio	832.00	Updated Sign
Atlantic City Electric	2237.24	May 2012 Electricity
Beacons	35.40	6/4/12 Meeting
Betty Jean Keufer	200.00	Board Worker Municipal Election

Burlington Co. Treasurer	4368.35	Tipping Fee—May 2012
CASA Payroll	206.20	Payroll 5/14-5/25/12
Citta, Halzapfel &	1000.00	Conflict Prosecution 5/14/12
Clayton Block	1812.50	Trap Rock & Stone Dust for Park
Comcast	102.20	Service 5/19-6/18/12
Conway Automotive	85.37	Battery
Deer Park	13.10	Billing Period 4/15-5/14/12
Defender Emergency	1928.30	Replacement of 4211 Intake Valve
Election Support &	580.00	Set Up & Election Support 5/8/12
ESI Equipment Inc.	573.00	23 Pair of Gloves
Flowers by P.J.	120.00	Memorial Wreaths
Galloway Nursery	243.00	Memorial Flowers
George Emmer	500.00	Conflict Public Defender 5/21/12
Kevin S. Quinlan	500.00	Public Defender 5/21/12
Kluk Consultants	5699.00	May 2012 Engineering Services
Mary Alice Brown	50.00	2011 Tonnage Grant Report
Michele A. Sees	200.00	Board Worker Municipal Election
Nancy Broker Fritz	200.00	Board Worker Municipal Election
New Jersey Div. Of	9.00	3 Liquor License Renewals
NJ League of Mun.	64.00	“NJ Municipalities” Magazine
Office Basics, Inc.	182.42	Office Supplies
Peggy Beck	16.32	Mileage Bank Trips 5/8-6/1/12
Peter C. Lange	7032.50	Legal Services—April 2012
Pole Tavern Equipment	66.54	Blades
PRHS Project Graduation	500.00	2012 Project Graduation
Russell P. Cherkos	2250.00	Prosecution Services 5/7, 14, &
Trophies Unlimited	267.50	Plaques for Out Going Commissioners
VAL Associates Lab	360.00	Well Water Testing for Park
Verizon	604.00	April 2012
Verizon Wireless	202.24	Wireless Phones 4/13-5/12/12
W.B. Mason Company	468.51	Household Supplies
West Publishing	28.00	Updated Statutes
Witmer Public Safety	988.00	Fire Equipment
Bass River Payroll	13968.69	Payroll 5/17/12
Bass River Payroll	14394.73	Payroll 5/31/12
<u>TOTAL:</u>	<u>165484.55</u>	

ORDINANCES & RESOLUTIONS:

ORDINANCE 2012-05

AN ORDINANCE AUTHORIZING THE LEASE OF A PORTION OF THE PREMISES KNOWN AS “BASS RIVER TOWNSHIP MUNICIPAL PARK” BLOCK 56, LOT 50A AND 51 TO THE JERSEY SHORE LIVE STEAM ORGANIZATION, TRADING AS THE TUCKERTON RAILROAD AND STEAMSHIP COMPANY, A NEW JERSEY NON-PROFIT CORPORATION

Commissioner Bourguignon made the motion to introduce Ordinance 2012-05 upon first reading by title only. The motion was seconded by Deputy Mayor Capriglione. Votes: Cope-Yes, Capriglione-Yes, Bourguignon-Yes. All in favor and Ordinance 2012-05 was

hereby approved upon first reading by title only. Second reading and public hearing scheduled for the July regular meeting.

ORDINANCE 2012 – 05

AN ORDINANCE AUTHORIZING THE LEASE OF A PORTION OF THE PREMISES KNOWN AS “BASS RIVER TOWNSHIP MUNICIPAL PARK” BLOCK 56, LOT 50A AND 51 TO THE JERSEY SHORE LIVE STEAM ORGANIZATION, TRADING AS THE TUCKERTON RAILROAD AND STEAMSHIP COMPANY, A NEW JERSEY NON-PROFIT CORPORATION

Be it ordained by the Board of Commissioners of the Township of Bass River as follows:

WHEREAS, the Township of Bass River is the owner of Block 56, Lot 50A and Lot 51; and

WHEREAS, this property is not needed for public use; and

WHEREAS, N.J.S.A. 40A:12-14(c) permits the leasing of Township property to a non-profit corporation or association for public purpose without the necessity of public bidding; and

WHEREAS, the Township of Bass River previously entered into a lease agreement with the Jersey Shore Live Steam Organization, trading as the Tuckerton Railroad and Steamship Company, a New Jersey Non-Profit Corporation dated April 16, 2007; and

WHEREAS, the Township of Bass River and Tuckerton Railroad wish to continue to provide such activities within the community to promote learning and participation by the general public in the historical operation of live model steam engine trains; and

WHEREAS, the Board of Commissioners of the Township of Bass River believes that this activity will inure to the general benefit of the residents of the Township of Bass River as well as those of the surrounding townships;

NOW THEREFORE BE IT RESOLVED that a finding is made by the Bass River Township Board of Commissioners that the approval of this Ordinance pursuant to N.J.S.A. 40A:12-14(c) will be in the best interest of the residents of the Township of Bass River.

BE IT FURTHER RESOLVED by the Board of Commissioners of Bass River to authorize the continued leasing of a portion of Block 56, Lots 50A and 51 to Jersey Shore Live Steam Organization, trading as the Tuckerton Railroad and Steamship Company for an additional term of five (5) years for consideration of \$1.00. This lease is subject to the execution of an appropriate form of lease between the Township and Jersey Shore Live Steam Organization, trading as the Tuckerton Railroad and Steamship Company.

BE IT FURTHER RESOLVED that the Jersey Shore Live Steam Organization, trading as the Tuckerton Railroad and Steamship Company, shall annually submit a report to the Board of Commissioners of the Township of Bass River setting out the use for which the leasehold was put during each year, the activities of the lessee undertaken in furtherance of the public purpose for which the leasehold is being granted, the approximate value or cost, if any, of such activities in furtherance of such purpose, and an affirmation of the continued tax exempt status of the non-profit corporation pursuant to both State and Federal law.

BE IT FURTHER RESOVLED that the Mayor and Clerk shall be authorized to execute the appropriate form of Lease in this matter.

ALL OF WHICH IS ADOPTED this 4th day of June, 2012, by the Bass River Township Board of Commissioners.

ORDINANCE 2012-06

AN ORDINANCE AMENDING AN ORDINANCE ENTITLED “AN ORDINANCE FIXING THE SALARY RANGES, WAGES, AND COMPENSATION OF CERTAIN OFFICERS AND EMPLOYEES OF THE TOWNSHIP OF BASS RIVER, BURLINGTON COUNTY, NEW JERSEY”

Mayor Cope made the motion to introduce Ordinance 2012-06 upon first reading by title only. The motion was seconded by Commissioner Bourguignon. Votes: Cope-Yes, Capriglione-Yes, Bourguignon-Yes. All in favor and Ordinance 2012-06 was hereby

approved upon first reading by title only. Second reading and public hearing scheduled for the July regular meeting.

ORDINANCE 2012-06

AN ORDINANCE AMENDING AN ORDINANCE ENTITLED “AN ORDINANCE FIXING THE SALARY RANGES, WAGES, AND COMPENSATION OF CERTAIN OFFICERS AND EMPLOYEES OF THE TOWNSHIP OF BASS RIVER, BURLINGTON COUNTY, NEW JERSEY”

BE IT ORDAINED by the Board of Commissioners of the Township of Bass River, in the County of Burlington, and State of New Jersey.

SECTION 1: That the salary ranges are hereby set forth as follows:

RESOLUTION 2012-55

TAX OFFICE RESOLUTION

The motion was made by Mayor Cope, seconded by Commissioner Bourguignon to approve Resolution 2012-55. Votes: Cope–Yes, Capriglione -Yes, Bourguignon-Yes. All in favor and Resolution 2012-55 was hereby approved.

RESOLUTION 2012-55

WHEREAS The Tax Office is in receipt of six checks for redemption of tax sale certificates on six properties assessed to Reliance Homes of Bass River, LLC ; and

WHEREAS the following amounts are the correct amounts to redeem;

<i>Cert #</i>	<i>Amount</i>	<i>Block/Lot</i>
2009 10-03	\$4,471.55	31/10.02
2009 10-04	4,449.04	31.D/1.02
2009 10-05	4,415.12	31.D/2
2009 10-06	4,509.24	31.E/14.02
2009 10-07	4,494.19	31.E/15
2009 10-08	4,471.55	31.E/26.02

NOW THEREFORE, BE IT RESOLVED, that the CFO of Bass River Township is authorized to cut 6 separate checks for the total amount of, \$26,810.69 to Empire Tax Fund, LLL, P.O. Box 503, 8 Harrows Lane, Purchase, NY 10577.

RESOLUTION 2012-56

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 2012-57

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 2012-58

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

The motion was made by Commissioner Bourguignon, seconded by Deputy Mayor Capriglione to approve Resolutions 2012-56. 2012-57 and 2012-58. Votes: Cope–Yes, Capriglione -Yes, Bourguignon-Yes. All in favor and Resolutions 2012-56. 2012-57 and 2012-58 were hereby approved.

RESOLUTION 2012-56

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 4th day of June 2012; 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, 2012 – June 30, 2013; and,

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

RESOLUTION 2012-57

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 4, 2012; and,

THEREFORE, BE IT RESOLVED that said license #0301-33-001-003 Plenary Retail Consumption License be renewed for the year July 1, 2012 – June 30, 2013; and,

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

RESOLUTION 2012-58

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 4th day of June 2012; 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, 2012 – June 30, 2013; and,

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

RESOLUTION 2012-59

A RESOLUTION OF THE TOWNSHIP OF BASS RIVER, COUNTY OF BURLINGTON, STATE OF NEW JERSEY REQUESTING THAT THE DIRECTOR OF THE DIVISION OF LOCAL GOVERNMENT SERVICES GRANT PERMISSION TO APPROVE THE INCREASE OF AN ITEM OF SPECIAL REVENUE IN THE 2012 BUDGET ENTITLED “SOLID WASTE ADMINISTRATION FY 2012 CLEAN COMMUNITIES GRANT” IN THE AMOUNT OF \$5652.64

The motion was made by Mayor Cope, seconded by Commissioner Bourguignon to approve Resolution 2012-59. Votes: Cope–Yes, Capriglione -Yes, Bourguignon-Yes. All in favor and Resolution 2012-59 was hereby approved.

RESOLUTION 2012-59

A RESOLUTION OF THE TOWNSHIP OF BASS RIVER, COUNTY OF BURLINGTON, STATE OF NEW JERSEY REQUESTING THAT THE DIRECTOR OF THE DIVISION OF LOCAL GOVERNMENT SERVICES GRANT PERMISSION TO APPROVE THE INCREASE OF AN ITEM OF SPECIAL REVENUE IN THE 2012 BUDGET ENTITLED “SOLID WASTE ADMINISTRATION FY 2012 CLEAN COMMUNITIES GRANT” IN THE AMOUNT OF \$5652.64

WHEREAS, NJS 40A-87 provides that the Director of the Division of Local Government Services may approve the increase of any special item of revenue in the budget of any county or municipality when such item shall have been made law and the amount thereof was not determined at the time of the adoption of the budget.

NOW, THEREFORE, BE IT RESOLVED that the Township of Bass River, County of Burlington hereby requests the Director of the Division of Local Government Services to approve the increase of an item of revenue in the budget of the year 2012 in the sum of \$5652.64; which item is now available as a revenue for the Solid Waste Administration FY 2012 Clean Communities Grant pursuant to the provisions of statute; and

BE IT FURTHER RESOLVED that a like sum of \$5652.64 be and the same is hereby appropriated under the caption of the Solid Waste Administration FY 2012 Clean Communities Grant.

RESOLUTION 2012-60

A RESOLUTION OF THE TOWNSHIP OF BASS RIVER, COUNTY OF BURLINGTON, STATE OF NEW JERSEY REQUESTING THAT THE DIRECTOR OF THE DIVISION OF LOCAL GOVERNMENT SERVICES GRANT PERMISSION TO APPROVE THE INCREASE OF AN ITEM OF SPECIAL REVENUE IN THE 2012 BUDGET ENTITLED “STATE FORESTRY SERVICES VFA REIMBURSEMENT” IN THE AMOUNT OF \$4545.45

The motion was made by Commissioner Bourguignon, seconded by Deputy Mayor Capriglione to approve Resolution 2012-60. Votes: Cope–Yes, Capriglione -Yes, Bourguignon-Yes. All in favor and Resolution 2012-60 was hereby approved.

RESOLUTION 2012-60

A RESOLUTION OF THE TOWNSHIP OF BASS RIVER, COUNTY OF BURLINGTON, STATE OF NEW JERSEY REQUESTING THAT THE DIRECTOR OF THE DIVISION OF LOCAL GOVERNMENT SERVICES GRANT PERMISSION TO APPROVE THE INCREASE OF AN ITEM OF SPECIAL REVENUE IN THE 2012 BUDGET ENTITLED “STATE FORESTRY SERVICES VFA REIMBURSEMENT” IN THE AMOUNT OF \$4545.45

WHEREAS, NJS 40A-87 provides that the Director of the Division of Local Government Services may approve the increase of any special item of revenue in the budget of any county or municipality when such item shall have been made law and the amount thereof was not determined at the time of the adoption of the budget.

NOW, THEREFORE, BE IT RESOLVED that the Township of Bass River, County of Burlington hereby requests the Director of the Division of Local Government Services to approve the increase of an item of revenue in the budget of the year 2012 in the sum of \$4545.45; which item is now available as a revenue for the State Forestry Services VFA Reimbursement pursuant to the provisions of statute; and

BE IT FURTHER RESOLVED that a like sum of \$4545.45 be and the same is hereby appropriated under the caption of the State Forestry Services VFA Reimbursement.

RESOLUTION 2012-61

TONNAGE GRANT APPLICATION RESOLUTION 2012

The motion was made by Commissioner Bourguignon, seconded by Deputy Mayor Capriglione to approve Resolution 2012-61. Votes: Cope–Yes, Capriglione -Yes, Bourguignon-Yes. All in favor and Resolution 2012-61 was hereby approved.

TONNAGE GRANT APPLICATION RESOLUTION 2012-61

WHEREAS, *The Mandatory Source Separation and Recycling Act, P.L.1987, c.102, has established a recycling fund*

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

WHEREAS, *The New Jersey Department of Environmental Protection has promulgated 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 the **2011 Recycling Tonnage Grant** will memorialize the commitment of this municipality to recycling and to indicate the assent of the Board of Commissioners 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 the application is properly completed and timely filed.*

NOW THEREFORE BE IT RESOLVED *by the Board of Commissioners of Bass River Township that Bass River Township hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and designates Township Clerk to ensure that the application is properly filed; and*

BE IT FURTHER RESOLVED *that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.*

RESOLUTION 2012-62

A RESOLUTION SETTING THE ANNUAL SALARY AND HOURLY PAY RATES FOR THE 2012 CALENDAR YEAR FOR CERTAIN OFFICERS AND EMPLOYEES OF THE TOWNSHIP OF BASS RIVER

The motion was made by Mayor Cope, seconded by Commissioner Bourguignon to approve Resolution 2012-62. Votes: Cope–Yes, Capriglione -Yes, Bourguignon-Yes. All in favor and Resolution 2012-62 was hereby approved.

RESOLUTION 2012-62

A RESOLUTION SETTING THE ANNUAL SALARY AND HOURLY PAY RATES FOR THE 2012 CALENDAR YEAR FOR CERTAIN OFFICERS AND EMPLOYEES OF THE TOWNSHIP OF BASS RIVER

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 special meeting held on the 4TH day of June 2012 that the following pay rate is hereby established for the 2012 calendar year and set as follows pursuant to Salary Ordinance:

OFFICE/EMPLOYEE		SALARY
NAME	TITLE	
DEPARTMENT OF PUBLIC WORKS & PROPERTY		
Capriglione, Nicholas	Deputy Mayor	4079/year
DEPARTMENT OF PUBLIC AFFAIRS & SAFETY		
Bourguignon, Louis	Commissioner	4079/year
MUNICIPAL ALLIANCE GRANT 2012		
Brooks, Christina	Mun. Alliance Aid	7.25/hour
Evans, Terri	Mun. Alliance Coord.	1300/year
Jaeckel, Kathleen	Mun. Alliance Aid	7.25/hour
Jillson, Courtney	Mun. Alliance Aid	7.25/hour
Lucas, Hunter	Mun. Alliance Aid	7.25
Somes, Amanda S.	Mun. Alliance Coord.	1000/year
Steele, John	Mun. Alliance Coord.	1300/year
Zarych, Bridget	Mun. Alliance Aid	7.25/hour

RESOLUTION 2012-63

A RESOLUTION EXTENDING SOLID WASTE CONTRACT PURSUANT TO N.J.S.A. 40A:11-1

The motion was made by Deputy Mayor Capriglione, seconded by Commissioner Bourguignon to approve Resolution 2012-63. Votes: Cope–Yes, Capriglione -Yes, Bourguignon-Yes. All in favor and Resolution 2012-63 was hereby approved.

**TOWNSHIP OF BASS RIVER
RESOLUTION 2012 - 63**

A RESOLUTION EXTENDING SOLID WASTE CONTRACT PURSUANT TO N.J.S.A. 40A:11-1

WHEREAS, sealed public bids for the collection and disposal of trash and garbage were received by Bass River Township in 2008 which resulted in a contract by and between Bass River Township and Transformation Enterprises, Inc., dated July 1, 2008; and

WHEREAS, the Contract by and between Bass River Township and Transformation Enterprises, Inc. provides for the unilateral extension of the Contract term by Bass River for two (2) additional one year terms; and

WHEREAS, Transformation Enterprises, Inc. has performed to the satisfaction of the Bass River Township Commissioners; and

WHEREAS, the Bass River Township Commissioners do not believe that there is any current benefit to be derived from re-bidding the collection and disposal of trash and garbage contract in accordance with applicable state regulation;

NOW THEREFORE, BE IT RESOLVED by the Township of Bass River Board of Commissioners that Bass River Township does hereby exercise its right under Paragraph 1 of the aforementioned Contract to extend the Contract for an additional one (1) year term commencing July 1, 2012 through June 30, 2013.

RESOLUTION 2012-64

RESOLUTION OF THE TOWNSHIP OF BASS RIVER SUPPORTING ASSEMBLY BILL NO. A2027/S642 & SENATE BILL S380 SUPPORTING THE JESSICA LUNSFORD ACT

The motion was made by Commissioner Bourguignon Capriglione, seconded by Deputy Mayor Capriglione to approve Resolution 2012-64. Votes: Cope-Yes, Capriglione -Yes, Bourguignon-Yes. All in favor and Resolution 2012-64 was hereby approved.

RESOLUTION 2012-64

RESOLUTION OF THE TOWNSHIP OF BASS RIVER SUPPORTING ASSEMBLY BILL NO. A2027/S642 & SENATE BILL S380 SUPPORTING THE JESSICA LUNSFORD ACT

WHEREAS, the Township of Bass River in Burlington County herein expresses its SUPPORT Assembly Bill No. A2027/S642 & Senate Bill S380 which enacts the "Jessica Lunsford Act"; and

WHEREAS, this act was named for Jessica Lunsford, the Florida child who was sexually assaulted and murdered by a sex offender; and

WHEREAS, this act imposes a mandatory term or imprisonment for certain sex offenses and for those persons who harbor or conceal sex offenders; and

WHEREAS, under this act if aggravated sexual assault is committed on a victim under the age of 18 the actor would be punishable by a mandatory term of imprisonment of 25 years to life; and

WHEREAS, this act creates the new crime of first degree sexual assault where the victim is less than 18 years of age and an offense is committed under specific circumstances the person convicted of said crime would be sentenced to a term between 25 years to life of which the convicted must serve 25 years before being eligible for parole; and

WHEREAS, this act provides for mandatory term of imprisonment of three years without eligibility for parole if an actor harbored or concealed a person who is subject to the registration requirements of Megan's Law and who the actor has reason to believe is not complying or has not complied with the Megan's Law registration process.

NOW THEREFORE BE IT RESOLVED, the Township of Bass River hereby supports Assembly Bill No. A2027/S642 & Senate Bill S380.

BE IT FURTHER RESOLVED, the Municipal Clerk is hereby directed to distribute copies of the Resolution to the Governor, our State Senator and Assemblyman and the Municipalities in County of Burlington.

CORRESPONDENCE:

List of Correspondence was provided to the board with copies available for the public. List included the following:

1. Letter from NJ DOT for FY 2012 Transportation Enhancement Program.

2. Letter from Mr. William Aaronson to Commissioners

OLD BUSINESS:

NEW BUSINESS:

Junkyard License Renewal and Public Hearing—Cramer’s Junkyard:
The motion was made by Commissioner Bourguignon, seconded by Deputy Mayor Capriglione to open the public hearing of the renewal of the license for Cramer’s. All in favor. Comments: Mrs. Rita Bourguignon asked about water test results and past water testing. Solicitor to review past results and discuss with Engineer. Ms. Michelle Genteel said she is trying to sell her property and can’t because the junkyard hooks up in the back. She is asking for the junkyard to clean up more to look better to help in the sale of her home. Being no further comments heard, the motion to close the public hearing was made by Commissioner Bourguignon, seconded by Deputy Mayor Capriglione to close the public hearing. All in favor. It was noted at this time the water test results were discussed. Arsenic and Lead were high in one monitoring well. The Board discussed the matter further and agreed that in accordance with the current ordinance, the well should be retested. The motion to continue the public hearing on the 2012 license for Cramer’s Junkyard was made by Commissioner Bourguignon, seconded by Deputy Mayor Capriglione. Votes: Cope-Yes, Capriglione-Yes, Bourguignon-Yes. All in favor and public hearing was hereby continued for Cramer’s Junkyard.

REPORTS:

The following reports were noted.

- Report of Solicitor
- Report of Municipal Court
- Dog Report
- Report of Safety Coordinator
- Report of State Police—Tuckerton Station for April 2012
- Water Front Manager, Mr. Potter, requested the Marine Police get more involved in our local waterways.
- Report of the Governing Body Members

PUBLIC COMMENT:

The meeting was open for public comment at 8:15 p.m. upon a motion by Commissioner Bourguignon, seconded by Deputy Mayor Capriglione. All in favor.

Mrs. Kay Dolch commented on the school and emergency evacuations. Discussions in the past about the generator and has there been any progress. Mayor said that since we talked last we have a new Commissioner. Commissioner Bourguignon said the fire

company is working on getting the generator working between the fire company and the school.

Mrs. Helen Adams thinks the Township should purchase a new tractor mower. Deputy Mayor Capriglione commented that he and Benny worked on the tractor and went over it and it may look bad...but it is in excellent running shape.

Mr. Leo Assur welcomed the new Commissioners; and asked about the hour of the meetings in the future 7 p.m.? Yes. Mr. Assur commented on the Pinelands Commission and its regulations being rammed down the town's throats. Solicitor commented on the NJ Pinelands Act and how it was created.

Mrs. Rita Bourguignon noted that this town was once listed as a historic town so why is the Pinelands Commission forcing us to adopt regulations for development when we are an historic town.

Mr. Mark Healy asked if the Commissioners had seen the letter he submitted to the Planning Board and Environmental Commission. No, they have not.

Being no further comments the motion to close the public portion was made by Commissioner Bourguignon, seconded by Deputy Mayor Capriglione. All in favor and public comment was closed at 8:33 p.m.

EXECUTIVE SESSION:

The motion to enter into executive session was made by Commissioner Bourguignon, seconded by Deputy Mayor Capriglione. All in favor and Board went into executive session at 8:33 p.m.

RESOLUTION AUTHORIZING EXECUTIVE SESSION PURSUANT TO N.J.S.A. 10:4-12

BE IT RESOLVED by the Board of Commissioners of the Township of Bass River, County of Burlington, State of New Jersey, that pursuant to the Open Public Meetings Act, N.J.S.A. 10:4-6 et seq., it is necessary to convene an executive session to discuss items authorized by N.J.S.A. 10:4-12 (b), specifically:

1. *Matters Relating to Litigation, Negotiation, and the Attorney-Client Privilege*
 - a. *Ongoing negotiations with Stomper Enterprises*
 - b. *Gaelic Communication's request concerning refinancing*

BE IT FURTHER RESOLVED, it is anticipated that the deliberation conducted in closed session may be disclosed to the public upon the determination of the Governing Body that the public interest will no longer be served by such confidentiality and if not then legally privileged.

ACTION TAKEN UPON ENTERING BACK INTO REGULAR SESSION:

No Action was taken.

Being no further business to come before the Board the motion to adjourn was made by Commissioner Bourguignon, seconded by Deputy Mayor Capriglione. All in favor and meeting was adjourned at 9:00 p.m.

Respectfully Submitted
Amanda S. Somes, RMC
Township Clerk

Deborah Buzby-Cope, Mayor