

**MINUTES BASS RIVER TOWNSHIP BOARD OF COMMISSIONERS
REGULAR MEETING OF MONDAY, JULY 1, 2013**

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 Nicholas 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 June 3, 2013 were presented to the Board for Approval. The motion to approve the minutes was made by Commissioner Bourguignon, seconded by Deputy Mayor Capriglione. All in favor and minutes were hereby approved as submitted.

Minutes of the Special Meeting of June 17, 2013 were presented to the Board for Approval. The motion to approve the minutes was made by Commissioner Bourguignon, seconded by Deputy Mayor Capriglione. All in favor and minutes were hereby approved as submitted.

PAYMENT OF BILLS:

The motion was made by Mayor Cope to approve payment of the bills in the amount of \$223,329.93. The motion was seconded by Commissioner Bourguignon to approve bills for payment. Votes: Cope –Yes, Capriglione-Yes, Bourguignon-Yes. All in favor and bills were ordered paid.

ACE POWER SUPPLY	MOWER SERVICE ESTIMATE	\$	39.50
ACUA	WATER TESTING	\$	519.00
ATLANTIC CITY ELECTRIC	ELECTRICITY JUNE 2013	\$	2,029.90
AT&T	ALL-IN-ONE MAY 2013	\$	285.91
AT&T	ISDN LINE JUNE 2013	\$	95.47
BASS RIVER BD. OF ED.	LOCAL SCHOOL TAX LEVY	\$	103,247.83
BEACONS	BUDGET & ORDINANCE	\$	105.12
BURL CO TREAS, LANDFILL	TIPPING FEES JUNE 2013 & SANDY	\$	19,193.13
BURLINGTON COUNTY CLERK	ANNUAL FIRE CO. SOFTWARE	\$	930.00
CASA PAYROLL SERVICES	PAYROLL JUNE 2013	\$	233.00
COMCAST	SERVICE 6/19/13 - 7/18/13	\$	104.95
DAVE'S SEPTIC	PUMP-OUT 305 ASH RD.	\$	465.00
DEER PARK DIRECT	SERVICE 5/15/13 - 6/14/13	\$	39.31

DISPLAY SALES	FLAG SETS - CLEAN COMMUNITY	\$	2,487.00
FLOWERS BY P.J.	MEMORIAL WREATHS & RENWICK	\$	220.00
GEORGE EMMER	CONFLICT PUBLIC DEFENDER	\$	500.00
GRETNA GREEN LANDSCAPING	BRUSH HOG 32 N. MAPLE AVE.	\$	350.00
JEREMY S. PRICE	PUBLIC DEFENDER 6/24/13	\$	500.00
KEVIN S. QUINLAN	PROSECUTION 6/24/13	\$	700.00
KLUK CONSULTANTS	ENGINEERING SERVICES	\$	5,087.95
KOWALSKI TIRE	JUNK TIRE REMOVAL	\$	300.00
LANGUAGE SERVICES ASSOCIATES	TELEPHONIC CHARGES JUNE 2013	\$	25.20
LAWYERS DIARY & MANUAL	LAWYERS DIARY & MANUAL	\$	191.00
MUNIDEX INC.	TAX ASSESS. FORMS	\$	96.81
OFFICE BASICS, INC	SUPPLIES	\$	191.09
ORIENTAL TRADING	SUPPLIES SUMMER PROGRAM	\$	566.25
PEGGY BECK	BANK MILEAGE	\$	38.31
PRO CAPITAL, LLC	TTL REDEMPTIONS	\$	20,969.90
Q C LABS	WATER TEST	\$	69.50
RICHARD IRETON	JIF MILEAGE	\$	185.60
BRIAN E. RUMPF, P.C.	PROSECUTION 6/10/13	\$	700.00
SETON IDENTIFICATION PRODUCTS	CLOSED EYE WASH STATIONS	\$	117.74
SOUTH JERSEY WATER TEST	WATER TESTS	\$	1,265.00
STOMPER ENTERPRISES	SETTLEMENT WEST GREENBUSH	\$	3,700.00
THOMSON RUETERS - WEST	NJ STATUTES SUPPLEMENT	\$	32.00
TREAS STATE NJ DEP REVENUE	FY2013 NJPDES-DGW	\$	4,941.23
T. RICHARD BETHEA	ADDITIONAL GERANIUMS	\$	21.12
VERIZON	MUNICIPAL & COURT PHONES JUNE 2013	\$	967.22
VERIZON WIRELESS	WIRELESS PHONES	\$	134.29
WEX BANK	FUEL CHARGES JUNE 2013	\$	744.07
ARTCRAFT DESIGN STUDIO	PANELS & ARTWORK FOR OAK LANE PARK	\$	14,616.00
GRETNA GREEN LANDSCAPING	WORK AT OAK LANE PARK	\$	2,682.50
TUCKERTON LUMBER COMPANY	OAK LANE PARK SUPPLIES	\$	2,332.93
BASS RIVER PAYROLL ACCOUNT	PAYROLL 6/13/13	\$	16,520.45
BASS RIVER PAYROLL ACCOUNT	PAYROLL 6/27/13	\$	13,881.75
HASLER, INC.	POSTAGE MAY 2013	\$	461.00
HASLER, INC.	POSTAGE JUNE 2013	\$	445.90
	TOTAL	\$	223,329.93

ORDINANCES & RESOLUTIONS:

ORDINANCE 2013-03
AN ORDINANCE OF THE TOWNSHIP OF BASS RIVER AMENDING
CHAPTER 15.24 OF THE REVISED ORDINANCES OF BASS RIVER
TOWNSHIP

Mayor Cope read Ordinance 2013-3 on second reading by title only. The motion to approve Ordinance 2013-3 upon second reading was made by Commissioner Bourguignon, seconded by Deputy Mayor Capriglione. All in favor and Ordinance 2013-3 was hereby approved on second reading. The motion to open for public hearing on Ordinance 2013-3 was made by Commissioner Bourguignon, seconded by Deputy Mayor Capriglione. All in favor and meeting was open for public hearing on Ordinance 2013-3. Comments: Mr. W. Aaronson asked for more information on this ordinance to which Solicitor O'Connor provided? Mr. L. Assur asked if this ordinance was being pushed by the Federal Government. Mayor answered yes. Mr. W. Van Orden asked if the Flood Plain Manager was hired by the hour. Mayor stated that if the Engineer is doing what is required...yes it would be at his hourly rate? Mr. R. Adams asked if the Manager is required to be qualified. Yes, he is. Mr. L. Assur asked if someone needs to build, would the township pay the engineer. Mayor—Yes. Being no further comments or questions, the public portion was closed upon a motion by Commissioner Bourguignon, seconded by Deputy Mayor Capriglione. All in favor and public portion was closed. The motion to adopt Ordinance 2013-3 was made by Commissioner Bourguignon with the addition that the appointment of the Flood Plain Manager would be yearly. The motion was seconded by Deputy Mayor Capriglione as amended. Votes: Cope-Yes, Capriglione-Yes, Bourguignon-Yes.

TOWNSHIP OF BASS RIVER
Ordinance 2013-03

AN ORDINANCE OF THE TOWNSHIP OF BASS RIVER AMENDING
CHAPTER 15.24 OF THE REVISED ORDINANCES OF BASS RIVER TOWNSHIP

WHEREAS, the Bass River Township Board of Commissioners after reviewing the existing regulations and pursuant to the recommendation of the Township Engineer and the Township Solicitor, finds that there is a need to modify the Bass River Township Code provisions it currently exists under Chapter 15.24 of the Revised Township Ordinances which is applicable to Flood Hazard Areas; and

WHEREAS, the New Jersey Department of Environmental Protection (DEP) has established new standards for construction and reconstructions of buildings in flood hazard areas as a result of the damage sustained from Super Storm Sandy. The Board of Commissioners finds and determines that the current Bass River Township Flood Hazard Ordinance as it currently exists is not in accordance with the newly established standards;

WHEREAS, The Board of Commissioners further finds and determines that this amendment will promote public health, safety and general welfare of the residents of Bass River Township and amends same as follows.

NOW, THEREFORE, BE IT ORDAINED by the Bass River Township Board of Commissioners that Bass River Township Code Chapter 15.24 entitled "Flood Hazard Areas" is deleted in its entirety and replaced with the amended Chapter 15.24 attached hereto as Schedule "A" and made a part hereof.

BE IT FURTHER ORDAINED that all other provisions of the Township Code currently in effect, are hereby saved from repeal, and shall remain in full force and effect;

BE IT FURTHER ORDAINED that if any provision of any section, subsection, paragraph, subdivision or clause of this ordinance shall be judged invalid by a court of competent jurisdiction, such order of

judgment shall not affect or invalidate the remainder of any section, subsection, paragraph, subdivision, or clause of this ordinance.

BE IT FURTHER ORDAINED that this ordinance shall take effect upon proper passage and in accordance with the law.

ALL OF WHICH IS ADOPTED this 1st day of July, 2013, by the Bass River Township Board of Commissioners.

ORDINANCE 2013-04
**AN ORDINANCE ESTABLISHING RULES AND REGULATIONS
GOVERNING THE USE OF PUBLIC PARKS AND PLAY AREAS IN THE
TOWNSHIP OF BASS RIVER AND PROVIDING FOR ENFORCEMENT
AND PRESCRIBING
PENALTIES FOR THE VIOLATION OF ITS PROVISIONS**

Commissioner Bourguignon made the motion to introduce Ordinance 2013-04 upon first reading by title. The motion was seconded by Deputy Mayor Capriglione. Votes: Cope-Yes, Capriglione-Yes, Bourguignon-Yes. All in favor and Ordinance 2013-04 was hereby approved upon first reading by title only. Second reading and public hearing scheduled for the August regular meeting.

***BASS RIVER TOWNSHIP
ORDINANCE 2013-04***

***AN ORDINANCE ESTABLISHING RULES AND REGULATIONS GOVERNING THE USE OF
PUBLIC PARKS AND PLAY AREAS IN THE TOWNSHIP OF BASS RIVER AND PROVIDING FOR
ENFORCEMENT AND PRESCRIBING
PENALTIES FOR THE VIOLATION OF ITS PROVISIONS***

BE IT ORDAINED, by the Township Commissioners of the Township of Bass River, County of Burlington and State of New Jersey that:

Section I. Purpose

The purpose of this chapter is to establish rules and regulations governing the use of public parks and recreation areas in the Township of Bass River. Rules of acceptable conduct are established herein for all persons using public park facilities, as well as prohibited activities and procedures for obtaining use permits.

Section II. Personal Conduct.

While in a Public Park or recreation area, all persons shall conduct themselves in a proper and orderly manner, and, in particular, all persons shall obey the following regulations:

All Persons Shall:

A. Properly maintain all picnic areas by placing all trash, refuse, garbage and debris in designated disposal receptacles where provided. If no trash receptacles are available, or if available but full, then trash shall be carried away from the park area by the picnicker, to be properly disposed of elsewhere.

B. Maintain all rest rooms and washrooms in a neat and sanitary condition.

- C. *Appear at any park in only proper clothing, and no person shall dress or undress in any place, vehicle or structure.*
- D. *Be responsible for preventing the entry of dogs or other domestic animals into the park and play area.*
- E. *Ride all bicycles, roller skates and skateboards with all reasonable regard to the safety of others. Bicycling, roller skating and skateboarding shall be confined to areas so designated for such activities and not permitted in the play area. Bicycles shall be parked in bicycle racks or other areas so designated when such facilities are provided.*
- F. *Operate, drive and park vehicles only on roads and parking areas so designated by the Township and only during the times set forth by the Township.*

Section III. Prohibited Activities.

No Person Shall:

- A. *Willfully mark, deface, disfigure, injure, tamper with, displace or remove any park property, appurtenances or structures.*
- B. *Dig or remove any soil, rock, sand, stones, wood or wood materials or make any excavation by tool, equipment, blasting or other means.*
- C. *Damage, cut carve, transplant or remove any tree or plant or injure the bark, pick flowers or seeds of any plants or tree, dig in or otherwise disturb grass areas or in any other way injure plant life.*
- D. *Climb any tree or walk, stand or sit on planters, railings, fences or upon any other property not designated or customarily used for such purposes.*
- E. *Dump, deposit or leave trash, dirt, bottles, broken glass, refuse, garbage, debris or other waste materials.*
- F. *Solicit money or contributions for any purpose, whether public or private, unless written permission is granted by the Township.*
- G. *Build, attempt to build or start a fire except in such areas and facilities and under such regulation as may be designated and set forth by the Township. No person shall drop, throw or otherwise scatter lighted matches, burning cigarettes, cigars, tobacco paper or any other flammable material within a park or on any highways, roads or streets abutting or contiguous thereto.*
- H. *Have in his or her possession, or set or otherwise cause to explode, discharge or burn any firecrackers, or other fireworks or explosives, or discharge or throw said explosive into any such areas from lands or highways adjacent thereto. This prohibition includes any substance, compound, mixture or article that in conjunction with any other substance or compound would be dangerous in terms of flammability and explosion.*
- I. *Carry or possess firearms of any description or air rifles, spring guns, bows and arrows, slings or any other form of weapons dangerous to human safety and wildlife, or any kind of trapping device.*
- J. *Bring alcoholic beverages or drink same at any time, or be under the influence of intoxicating liquor in the park or play area.*
- K. *Paste, glue, tack, nail or otherwise post any sign, placard, advertisement or inscription whatsoever, nor shall any person erect or cause to be erected any sign on any public lands or highways or roads adjacent to the park.*
- L. *Expose or offer for sale any article or object, or station or place any stand, cart or vehicle for transportation, sale or display of any article or object.*

M. *Sleep or protractedly lounge on the seats, benches or other areas of the park or engage in loud boisterous, threatening, abusive, insulting or indecent language, or engage in any disorderly conduct or behavior tending to breach the public peace and welfare.*

N. *Cause of permit the vehicle he/she is operating to stand outside of the designated parking spaces, except for a reasonable time to receive or discharge passengers or equipment. No vehicle shall be parked in the park area from ½ hour after sunset until sunrise.*

Section IV. Hours

A. *The Public Park and Play Area of the Township of Bass River shall operate from dawn until dusk.*

B. *Any person present on the Public Park or Play Area before opening time or after closing time shall be deemed to be in violation of this section.*

Section V. Availability of Park Facilities.

Except for unusual and unforeseen emergencies, all Public Park and Play Areas shall be open to the public every day of the year during the hours designated by the Township. Any area or facility may be declared closed to the public by the Township at any time and for any interval of time, either temporarily or at regular or stated intervals (daily or otherwise).

Section VI. Enforcement.

The Township or its duly authorized representatives, including the custodians, supervisors and assistants appointed by the Township or the State Troopers, shall be responsible for the enforcement of this chapter and shall have authority to eject from the park or play area any person or persons acting in violation thereof and shall also have the authority to seize and confiscate any property, thing or device which is being used in the park or play area in violation thereof.

Section VII. Violations and Penalties.

A. *Violations. Any person who shall violate any rules, regulations or bylaws duly adopted by the Township may be deemed and adjudged a disorderly person by any court of competent jurisdiction, as provided by law.*

B. *Penalties. Any person violating any of the provisions herein, or any rule, regulation or bylaws of the Township shall, upon conviction, be subject to a penalty, either imprisonment of not more than 90 days or a fine not to exceed \$500, or both, in the discretion of the Court, and the Court may also order the replacement, repair or restoration of any property damaged by such person in the park or play area.*

Section VIII. Unconstitutionality.

In the event any section, part or provision of this Ordinance shall be held unconstitutional or invalid by any Court, such holding shall not affect the validity of this Ordinance or any remaining part of this ordinance in whole or in part thereof, other than the part so held unconstitutional or invalid.

Section IX. Repealer

All ordinances or parts thereof which are inconsistent with the provisions of this Ordinance are hereby repealed to the extent of the inconsistencies.

Section X. When Effective.

This Ordinance shall take effect upon final passage and publication and in accordance with all applicable laws.

RESOLUTION 2013-60
SELF-EXAMINATION OF BUDGET RESOLUTION
[as required by DCA]

The motion was made by Mayor Cope, seconded by Commissioner Bourguignon to approve Resolution 2013-60. Votes: Cope–Yes, Capriglione-Yes, Bourguignon-Yes. All in favor and Resolutions 2013-60 was hereby approved.

RESOLUTION 2013-60
SELF-EXAMINATION OF BUDGET RESOLUTION
[as required by DCA]

WHEREAS, N.J.S.A. 40A:4-78b has authorized the Local Finance Board to adopt rules that permit municipalities in sound fiscal condition to assume the responsibility, normally granted to the Director of the Division of Local Government Services, of conducting the annual budget examination; and

WHEREAS, N.J.A.C. 5:30-7 was adopted by the Local Finance Board on February 11, 1997; and

WHEREAS, pursuant to N.J.A.C. 5:30-7.2 through 7.5, the Township of Bass River has been declared eligible to participate in the program by the Division of Local government Services, and the Chief Financial officer has determined that the local government meets the necessary conditions to participate in the program for the 2013 budget year.

NOW THEREFORE BE IT RESOLVED by the governing body of the Township of Bass River that in accordance with N.J.A.C. 5:30-7.6a & 7.6b and based upon the Chief Financial Officer's certification, the governing body has found the budget has met the following requirements:

- 1. That with reference to the following items, the amounts have been calculated pursuant to law and appropriated as such in the budget:
 - a. Payment of interest and debt redemption charges*
 - b. Deferred charges and statutory expenditures*
 - c. Cash deficit of preceding year*
 - d. Reserve for uncollected taxes*
 - e. Other reserves and non-disbursement items*
 - f. Any inclusions of amounts required for school purposes.**
- 2. That the provisions relating to limitation on increases of appropriations pursuant to N.J.S.A. 40A:4-45.2 and appropriations for exceptions to limits on appropriations found at N.J.S.A. 40A:4-45.3 et seq., are fully met (complies with CAP law).*
- 3. That the budget is in such form, arrangement, and content as required by the Local Budget Law and N.J.A.C. 5:30-4 and 5:30-5.*
- 4. That pursuant to the Local Budget Law:
 - a. All estimates of revenue are reasonable, accurate and correctly stated,*
 - b. Items of appropriation are properly set forth**

c. *In itemization, form, arrangement and content, the budget will permit the exercise of the comptroller function within the municipality.*

5. *The budget and associated amendments have been introduced and publicly advertised in accordance with the relevant provisions of the Local Budget Law, except that failure to meet the deadlines of N.J.S.A. 40A:4-5 shall not prevent such certification.*

6. *That all other applicable statutory requirements have been fulfilled.*

BE IT FURTHER RESOLVED that a copy of this resolution will be forwarded to the Director of the Division of Local Government Services upon adoption.

RESOLUTION 2013-61

TAX OFFICE RESOLUTION

The motion was made by Mayor Cope, seconded by Commissioner Bourguignon to approve Resolution 2013-61. Votes: Cope–Yes, Capriglione-Yes, Bourguignon-Yes. All in favor and Resolution 2013-61 was hereby approved.

RESOLUTION 2013-61 TAX OFFICE RESOLUTION

WHEREAS, the amount of \$20,969.90 has been received by the Tax Collector for redemption of Tax Sale CertificateS #09-00007 & 10-00011 on Block 54 Lot 13 assessed to Edward Reed;

WHEREAS \$20, 969.90 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 \$20,969.90, to: Pro Capital, LLC, 1913 Greentree Road, Cherry Hill, NJ 08003.

RESOLUTION 2013-62

RESOLUTION OF THE TOWNSHIP OF BASS RIVER, COUNTY OF BURLINGTON, STATE OF NEW JERSEY, DESIGNATING THE CERTIFIED COSTS OF PROPERTY MAINTENANCE PERFORMED BY THE TOWNSHIP OF BASS RIVER ON BLOCK 53, LOT 2, AS A LIEN ON THE PROPERTY AND AUTHORIZING THE TAX COLLECTOR TO COLLECT THE LIEN IN ACCORDANCE WITH CHAPTER 8.20 OF THE MUNICIPAL CODE

The motion was made by Mayor Cope, seconded by Commissioner Bourguignon to approve Resolution 2013-62. Votes: Cope–Yes, Capriglione-Yes, Bourguignon-Yes. All in favor and Resolution 2013-62 was hereby approved.

RESOLUTION 2013-62 RESOLUTION OF THE TOWNSHIP OF BASS RIVER, COUNTY OF BURLINGTON, STATE OF NEW JERSEY, DESIGNATING THE CERTIFIED COSTS OF PROPERTY MAINTENANCE PERFORMED BY THE TOWNSHIP OF BASS RIVER ON BLOCK 53, LOT 2, AS A LIEN ON THE

**PROPERTY AND AUTHORIZING THE TAX COLLECTOR TO COLLECT THE LIEN IN
ACCORDANCE WITH CHAPTER 8.20 OF THE MUNICIPAL CODE**

WHEREAS, Chapter 8.20 of the Municipal code of the Township of Bass River provides that the owner or tenant of lands, or the agent of such premises, within the Township is required to removed or cause to be removed from such lands any brush, weeds, dead and dying trees, stumps, roots, obnoxious growths, filth, garbage, trash and debris which is or may become dangerous to life or health or might tend to extend a conflagration in the Township; and

WHEREAS, the Municipal Code further provides that if after inspection by the Code Enforcement officer any such lands are deemed to be in violation of Chapter 8.20, the Township Clerk shall notify the owner, tenant or agent of the lands in question to remedy such violations within ten (10) days after receipt of notice to do so. Said notice shall be made upon the owner, tenant or agent of any such lands by letter to his or her last known address; and

WHEREAS, the Municipal Code Further provides that if the owner, tenant or agent to whom notice of violation sent, neglects or refuses to abate or remedy the violation within ten (10) days after notice thereof, the Code Enforcement officer or his or her designated agent shall cause the violation to be abated and remedied and certify the costs thereof to the Borough Council which, after examination of the certificate and determination of its accuracy, shall cause the costs to be charged against the lot or land on which the violations exists. The amount so charged shall become a lien upon the lot or land and shall be added to and become and form part of the taxes next to be assessed and levied upon the lot or land, the same to bear interest at the same rate as taxes and to be collected as provided by R.S. 40:48-2.14, and enforced by the same officers responsible for the collection of taxes and in the same manner as taxes; and

WHEREAS, after inspection, the Township's Code Enforcement officer has determined Block 53, Lot 2, as shown on the tax map of the Township of Bass River, currently known as (address) 32 North Maple Avenue, and assessed to (owner) Kathleen R. McClellan, in violation of Chapter 8.20 of the Municipal Code; and

WHEREAS, notice has been provided to the assessed owner of the said property in accordance with Chapter 8.20 of the Municipal Code; and

WHEREAS, the assessed owner to whom notice of violation was sent, neglected or refused to abate or remedy the violation within ten (10) days after notice thereof, causing the violation on said property to be abated and remedied by the Township of Bass River, and the costs associated therewith to be certified to the governing body; and

WHEREAS, the governing body has examined the certification of costs and finds same to accurate.

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

- 1. That the costs incurred by the Township to remedy and abate the violations on Block 53, Lot 2, commonly referred to as (address) 32 North Maple Avenue, as determined by the Code Enforcement Officer, and the costs of which having been certified to the governing body and upon examination thereof found to be accurate, are hereby charged against said property and shall become a lien upon same. The certified lien amount is \$350.00.*
- 2. That said lien shall be added to and become and form a part of the taxes next to be assessed and levied upon said property, and that the Tax Collector is hereby authorized to collect same in accordance with the provisions of Chapter 8.20 of the Municipal Code.*
- 3. That a certified copy of this resolution shall be forwarded by the Municipal Clerk to the Code Enforcement Officer and Tax Collector of the Township of Bass River.*

RESOLUTION 2013-63

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 2013 BUDGET ENTITLED “ALCOHOL EDUCATION AND REHAB FUND” IN THE AMOUNT OF \$211.10

The motion was made by Mayor Cope, seconded by Commissioner Bourguignon to approve Resolution 2013-63. Votes: Cope–Yes, Capriglione-Yes, Bourguignon-Yes. All in favor and Resolution 2013-63 was hereby approved.

RESOLUTION 2013-63

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 2013 BUDGET ENTITLED “ALCOHOL EDUCATION AND REHAB FUND” IN THE AMOUNT OF \$211.10

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 2013 in the sum of \$211.10; which item is now available as a revenue for the Alcohol Education and Rehab Fund pursuant to the provisions of statute; and

BE IT FURTHER RESOLVED that a like sum of \$211.10 be and the same is hereby appropriated under the caption of the Alcohol Education and Rehab Fund.

RESOLUTION 2013-64

NOTICE TO BIDDERS

RESOLUTION OF THE TOWNSHIP OF BASS RIVER, COUNTY OF BURLINGTON, STATE OF NEW JERSEY, AUTHORIZING THE RECEIPT OF BIDS FOR THE LEASING OF CERTAIN MUNICIPAL PROPERTY FOR A BILLBOARD WITH ONE SIDE FACING NORTH AND ONE SIDE FACING SOUTH

The motion was made by Mayor Cope, seconded by Commissioner Bourguignon to approve Resolution 2013-64. Votes: Cope–Yes, Capriglione-Yes, Bourguignon-Yes. All in favor and Resolution 2013-64 was hereby approved.

RESOLUTION 2013-64

NOTICE TO BIDDERS

RESOLUTION OF THE TOWNSHIP OF BASS RIVER, COUNTY OF BURLINGTON, STATE OF NEW JERSEY, AUTHORIZING THE RECEIPT OF BIDS FOR THE LEASING OF CERTAIN MUNICIPAL PROPERTY FOR A BILLBOARD WITH ONE SIDE FACING NORTH AND ONE SIDE FACING SOUTH

WHEREAS, N.J.S.A. 40A:12-24 provides that a municipality may lease any lands or buildings or portions thereof not presently needed for public use to the person who will pay the highest rent therefore; and

WHEREAS, the Township of Bass River owns certain property located on the west side Route #9, MP 55.3 approximately 110 Feet North of Old New York Road in Bass River Township, also known as a portion of Block 4 Lot 1; and

WHEREAS, the Board of Commissioners have determined that this portion of Block 4 Lot 1 is no longer needed for public use and may be leased; and

WHEREAS, the Board of Commissioners have set a certain price as the minimum acceptable bid for the leasing of a portion of Block 4 Lot 1; and

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. Each bid shall be submitted in writing addressed to the Township Clerk, Township of Bass River, 3 North Maple Avenue, PO Box 307, New Gretna, NJ 08224. All bids are due no later than **July 31, 2013** and shall be in the hands of the Clerk at or before the time set forth.
2. Each bid will be signed by the bidder and contained in a sealed envelope which shall be addressed to the Clerk and shall contain on its face a statement that it is a bid on said item in order that said bid may not be inadvertently opened prematurely.
3. The minimum bid accepted shall be \$2400.00 per year for a minimum bid total of \$12,000.00 for a 5 year lease period
4. The lease shall provide the successful bidder with an option to renew the lease for four additional five-year terms under the same terms and conditions except for a rental adjustment as per "5" below.
5. The annual base rent shall be increased at the beginning of any renewal term by an amount equal to fifteen per cent (15%) of the rent for the initial term or previous rental term.
6. The Board of Commissioners reserves the right to waive any minor requirements and reject any and all bids on said property.
7. The highest bidder will deliver a certified check, money order, cashier's check, or cash for the minimum amount of one year's rent at the time of bidding.
8. The successful bidder shall enter into a lease contract for said property within thirty (30) days of the award of the bid. Said contract shall be in a form approved by the Township and acceptable to them with standard provisions per paragraph 12.
9. The successful bidder will acknowledge that it has inspected the existing signs and it is accepted in its present condition and will be maintained in good condition by the Tenant, at Tenant's sole expense.
10. The successful bidder shall be solely responsible for obtaining all federal, state, county and municipal approvals and licenses and permits.
11. In the event of a tie bid, Bass River Township reserves the right to award the bid, at its discretion, to any one of the tied qualified bidders.

12. *The required lease agreement will be prepared by the Township attorney, a copy of which will be kept on file with the Township Clerk.*
13. *All bidders shall complete and sign the “Affirmative Action Plan”, “Disclosure of Ownership” and the “Non-Collusion Certification” as provided with the instructions of this bid proposal. Failure to furnish this information shall be cause of rejection of bid as submitted.*
14. *The initial term of the lease shall be for a period of five (5) years; terms and conditions for the rental of said property are set forth in a Lease Agreement on file with the Township Clerk, which is available for public inspection during normal business hours.*
- 15. Award of lease bid shall take place at 7:00 p.m. at the regular meeting to be held in the Municipal Building on August 5, 2013.**
16. *The “Notice to Bidders” of said lease shall be published in the Atlantic City Press with two insertions, on **July 11th** and **July 18, 2013**, which shall be at least once a week during two consecutive weeks, the last publication not earlier than seven days prior to the auction.*

OLD BUSINESS:

1. NJ Natural Gas Public Information Forum scheduled for Tuesday and Wednesday, July 23rd and 24th at the School. Notices to be sent out by NJ Natural Gas to residents.

NEW BUSINESS:

a. Junkyard License Renewal—Cramer’s Junkyard—Public Hearing:
The motion was made by Commissioner Bourguignon, seconded by Deputy Mayor Capriglione to open meeting for public hearing on license renewal. Comments heard: Mr. R. Adams asked about Cramer’s being on the first call basis for picking up cars from accidents. Being no further comments, the motion to close the public hearing was made by Commissioner Bourguignon, seconded by Deputy Mayor Capriglione. All in favor and public portion was closed. The motion to approve Cramer’s Junkyard for renewal for 2013 was made by Commissioner Bourguignon, seconded by Deputy Mayor Capriglione. Votes: Cope-Yes, Capriglione-Yes, Bourguignon-Yes. All in favor and license was hereby renewed.

- b. Campground License Renewal:
 1. Arrowhead Campground
 2. Atlantic City North Campground
 3. Pilgrim Lake Campground
 4. Timberline Lake Campground

The motion was made by Commissioner Bourguignon, seconded by Deputy Mayor Capriglione to approve license 1-4 above. Votes: Cope-Yes, Capriglione-Yes, Bourguignon-Yes. All in favor and licenses for 1-4 were hereby approved for 2013.

REPORTS:

The following reports were noted.

Report of Solicitor

Report of Municipal Court

Dog Report

Report of Safety Coordinator

Report of Beautification Committee was provided by Ms. Bitzberger

PUBLIC COMMENT:

The meeting was open for public comment at 8:13 p.m. upon a motion by Commissioner Bourguignon, seconded by Deputy Mayor Capriglione. All in favor.

Mr. J. Faulkenberg commented on the culvert under West Greenbush Road. He noted build up of debris and silt at this location which is keeping the water from going into the culvert. He also noted that the rocks have washed away on the bank of the area.

Mr. L. Assur commented on Viking Yacht possible expansion and the recent public hearing held at the municipal building. Mayor commented this hearing was conducted by the State Office of Planning Advocacy. This was their meeting. The township provided the building for their use. It was not a Township meeting. Deputy Mayor Capriglione commented that if Viking was to expand it would result in the enhancement of value of their property and result in a tax benefit to the township. Township would increase the assessment on Viking.

Mr. B. Aaronson asked what the Township's role would be in this expansion of Viking. Mayor stated the Township has not taken a position either way at this point. Mayor explained this matter will eventually come before the Planning Board and perhaps before the Board of Commissioners and it would not be proper protocol. Mr. Aaronson feels this is a huge impact on this town and the Board of Commissioners should make themselves familiar with the project.

Ms. R. Bourguignon said the T-Dock on Amasa Landing road and how the Board of Commissioner fought to keep it from being build. The State eventually did what they wanted with the dock anyway.

Mr. R. Adams feels that every resident in the town should have received notification of the hearing.

Mr. B. Aaronson felt that there should be more sophisticated water testing at Viking if there is going to be a 5 building expansion.

Solicitor was directed by the Board to reach out to the Director of the Office of Planning Advocacy and see if another hearing could be held or at least another meeting where they might attend to answer questions for the public.

Ms. B. Adams asked how the public would be notified if this meeting was to be held. Every attempt would be made to notify as many as possible through the township website, posters and signs posted in the post office and businesses.

Ms. B. Adams commented on the North Maple Avenue Park and said it was terrific.

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 portion was closed at 9:30 p.m.

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 9:31 p.m.

Respectfully Submitted
Amanda S. Somes, RMC
Township Clerk

Deborah Buzby-Cope, Mayor