

**MINUTES BASS RIVER TOWNSHIP BOARD OF COMMISSIONERS  
REGULAR MEETING OF MONDAY, MARCH 10, 2014**

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 February 3, 2014 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 \$169,275.01. 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.

ACADEMY SECURITY	ALARM MONITORING	\$	87.00
AIR & GAS TECHNOLOGIES	COMPRESSOR MAINT. & TESTS	\$	1,243.50
ALLUS INC.	COMPUTER REPAIR - ZONING	\$	205.00
AMANDA SOMES	MILEAGE MT. HOLLY & BANK	\$	40.80
A MERICAN ASPHALT	COLD ASPHALT	\$	840.00
ATLANTIC ELECTRIC	ELECTRICITY FEB. 2014	\$	2,742.40
A T & T	COURT & MUNI. ALL IN ONE JAN. 2014	\$	339.06
A T & T	ISDN LINE JAN. 2014	\$	26.96
BASS RIVER BD. OF ED.	LOCAL SCHOOL TAX 3/4/14	\$	105,312.75
BEACONS	ORDINANCES	\$	81.74
BURL CO ESTC - BCIT	EMERG. TRAINING	\$	165.00
BURL CO MUN CT ADM ASSN	2014 BCMCAA MEMBER DUES	\$	200.00
BURL CO TREAS, LANDFILL	TIPPING FEES FEB. 2014	\$	2,563.55
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CASA PAYROLL SERVICES	PAYROLL FEB. 2014	\$	219.80
CHRISTOPHER NORMAN, ESQ.	PLANNING BD. MTG 2/20/14	\$	300.00
COMCAST	SERVICE 2/19/14 - 3/18/14	\$	104.95
DEER PARK DIRECT	SERVICE 1/15/14 - 2/14/14	\$	21.24
DELTRONICS CORPORATION	AIR COMPRESSOR & SEWER REPAIRS	\$	3,748.63

EAST RIVER ENERGY	HEATING OIL PW	\$	3,065.98
GEORGE EMMER	CONFLICT P.D. 2/24/14	\$	500.00
GRAMCO BUSINESS COMMUNICATIONS	DISKS FOR PLANNING BD.	\$	23.90
HOLMAN FRENIA ALLISON, P.C.	ACCOUNTING SERVICES	\$	3,500.00
HOME DEPOT	SUPPLIES	\$	413.13
IPM INTEGRATED PEST MANAGEMENT	QUARTERLY SERVICE	\$	85.00
JEREMY S. PRICE	PUBLIC DEFENDER 2/24/14	\$	500.00
JERRY'S DIESEL & TRUCK REPAIR	CHEVY 2500 REPAIRS	\$	324.97
JERSEY SHORE RESTROOMS, LLC	PORT A POT CONV. CTR.	\$	85.00
LIFE SAVERS, INC	DEFIB BATTERY PACK	\$	134.00
MAILFINANCE	LEASE 12/12/13 - 3/11/14	\$	570.00
MCAA OF NJ	STATE ASSOC. MEMBERSHIP	\$	45.00
NJ LEAGUE OF MUNICIPALITIES	NJSLM 2014 MEMBERSHIP	\$	262.00
NJMVC	TITLE FOR CARGO TRUCK 60.00	\$	60.00
OFFICE BASICS, INC	DISK, COPY PAPER & TONER	\$	190.98
PEGGY BECK	BANK & WOODLAND MILEAGE	\$	113.76
POMONA OIL CO	FIRE COMPANY HEATING OIL	\$	3,056.33
RUMPF REID & DOLCY	PROSECUTION JAN. 2014	\$	1,400.00
STAPLES INC	COURT SUPPLIES	\$	13.39
THEFIRESTORE	BOLT CUTTERS & FLARES	\$	369.97
THE PRESS OF ATLANTIC CITY	RESOLUTION NOTICE	\$	29.07
TRANSFORMATION ENTERPRISES	JAN. 2014 ROLL-OFF	\$	3,630.00
TREASURER, STATE OF NEW JERSEY	MARRIAGE LICENSES 4TH QTR.	\$	100.00
TRUMP TAJ MAHAL	OCCUPANCY FEE FOR CONF.	\$	30.00
VERIZON	MUNI & COURT PHONES FEB. 2014	\$	915.55
VERIZON WIRELESS	PW WIRELESS PHONE	\$	60.16
WEX BANK	FUEL CHARGES JAN. & FEB. 2014	\$	958.76
BASS RIVER PAYROLL ACCOUNT	PAYROLL 2/6/14	\$	14,882.34
BASS RIVER PAYROLL ACCOUNT	PAYROLL 2/20/14	\$	14,766.38
HASLER, INC.	POSTAGE JAN. 2014	\$	946.96
	TOTAL	\$	169,275.01

ORDINANCES & RESOLUTIONS:

**ORDINANCE 2014-01**

**AN ORDINANCE OF THE TOWNSHIP OF BASS RIVER, COUNTY OF BURLINGTON, STATE OF NEW JERSEY DESIGNATING AND OFFICIALLY AUTHORIZING THE NEW GRETNA VOLUNTEER FIRE COMPANY AS THE EMERGENCY FIRE AND FIRST RESPONDER FOR THE TOWNSHIP OF BASS RIVER.**

Mayor Cope read Ordinance 2014-01 by title. Upon the motion by Commissioner Bourguignon, seconded by Deputy Mayor Capriglione Ordinance 2014-01 was approved and the meeting was open for public hearing. Votes: Cope-Yes, Capriglione-Yes, Bourguignon-Yes. Comments: None. Being no public comment, the motion to close the public portion was made by Commissioner Bourguignon, seconded by Deputy Mayor Capriglione. All in favor and meeting was closed for public comment. The motion to adopt Ordinance 2014-01 was made by Commissioner Bourguignon, seconded by Deputy Mayor Capriglione. Votes: Cope-Yes, Capriglione-Yes, Bourguignon-Yes. All in favor and Ordinance 2014-01 was hereby adopted.

**ORDINANCE 2014-01**

**AN ORDINANCE OF THE TOWNSHIP OF BASS RIVER, COUNTY OF BURLINGTON, STATE OF NEW JERSEY DESIGNATING AND OFFICIALLY AUTHORIZING THE NEW GREтна VOLUNTEER FIRE COMPANY AS THE EMERGENCY FIRE AND FIRST RESPONDER FOR THE TOWNSHIP OF BASS RIVER.**

*Whereas, The Mayor and the Board of Commissioners hereby desire to fully designate and officially authorize an entity for the handling of emergency fire and first responder services for the Township of Bass River; and*

*Whereas, the Mayor and Board of Commissioners are granted the authority to recognize and authorize an emergency fire company within the Township of Bass River by New Jersey Statute; and*

*Whereas, The New Gretna Volunteer Fire Company has been professionally and competently performing said services on behalf of the residents of Bass River Township for many years; and*

*Whereas, the Mayor and Board of Commissioners desire to designate The New Gretna Volunteer Fire Company as the official emergency fire and first responders for the Township of Bass River.*

*Now, Therefore, Be it Resolved by the Mayor and Board of Commissioners of the Township of Bass River as follows:*

*The New Gretna Volunteer Fire Company is hereby designated, endorsed and authorized as the official emergency fire and first responders for the Township of Bass River, County of Burlington, and State of New Jersey.*

***Effective date:***

*This Ordinance shall be in full force and effect from and after its adoption and any publication as may be required by law.*

**ORDINANCE 2014-02**

**SPECIAL EMERGENCY**

Mayor Cope read Ordinance 2014-02 by title. Upon the motion by Commissioner Bourguignon, seconded by Deputy Mayor Capriglione Ordinance 2014-02 was approved and the meeting was open for public hearing. Votes: Cope-Yes, Capriglione-Yes, Bourguignon-Yes. Comments: None. Being no public comment, the motion to close the public portion was made by Commissioner Bourguignon, seconded by Deputy Mayor Capriglione. All in favor and meeting was closed for public comment. The motion to adopt Ordinance 2014-02 was made by Commissioner Bourguignon, seconded by Deputy Mayor Capriglione. Votes: Cope-Yes, Capriglione-Yes, Bourguignon-Yes. All in favor and Ordinance 2014-02 was hereby adopted.

**ORDINANCE 2014-02**

**SPECIAL EMERGENCY**

*WHEREAS, it has been found necessary to make an Emergency Appropriation to meet certain extraordinary expenses incurred, or to be incurred, by reason caused by Preparation and execution of a revaluation ,and*

*WHEREAS, N.J.S. 40A:4-53 provides that it shall be lawful to make such appropriation, which appropriation and/or the "special emergency notes" issued to finance the same shall be provided for in succeeding annual budgets by the inclusion of an appropriation of at least one-fifth or one-third of the amount authorized pursuant to this act.*

*NOW, THEREFORE, BE IT ORDAINED by the Board of Commissioners of the Township of Bass River (not less than two-thirds of all the members thereof affirmatively concurring) that in accordance with the provisions of N.J.S. 40A:4-55:*

- 1. An emergency appropriation be and the same is hereby made for Preparation and execution of a revaluation in the total amount of \$41,242.12.*
- 2. That said emergency appropriation shall be provided for in full in the budgets of the next succeeding years by the inclusion of not less than \$8,248.42(must be at least one-fifth of the total amount) in each of the next succeeding annual budgets.*
- 3. That an "Emergency Note" not in excess of the above amount authorized pursuant to law be provided.*
- 4. That such note shall be executed by Albert Stanley, Chief Financial Officer*
- 5. That said note shall be dated February 3, 2014, may be renewed from time to time, and such note and any renewals thereof shall mature and be paid in the amount of not less than one-fifth or one-third of the total amount appropriated by this resolution in each year after the authorization thereof, (insert further detail, i.e. place of payment, etc.)*

**RESOLUTION 2014-29**

**RESOLUTION OF THE TOWNSHIP OF BASS RIVER COUNTY OF BURLINGTON, STATE OF NEW JERSEY AUTHORIZING THE TRANSFERS BETWEEN BUDGET APPROPRIATIONS DURING THE LAST TWO MONTHS OF THE FISCAL YEAR AND THE FIRST THREE MONTHS OF THE ENSUING YEAR.**

The motion was made by Mayor Cope, seconded by Commissioner Bourguignon to approve Resolution 2014-29. Votes: Cope–Yes, Capriglione-Yes, Bourguignon-Yes. All in favor and Resolution 2014-29 was hereby approved.

**RESOLUTION NO. 2014-29**

**RESOLUTION OF THE TOWNSHIP OF BASS RIVER COUNTY OF BURLINGTON, STATE OF NEW JERSEY AUTHORIZING THE TRANSFERS BETWEEN BUDGET APPROPRIATIONS DURING THE LAST TWO MONTHS OF THE FISCAL YEAR AND THE FIRST THREE MONTHS OF THE ENSUING YEAR.**

*WHEREAS, transfers are permitted between budget appropriations during the last two months for the fiscal year, and the first three months of the ensuing year;*

*NOW THEREFORE BE IT RESOLVED by the Governing Body, Township of Bass River, County of Burlington, New Jersey; that transfers between 2014 Budget Appropriations are made as follows:*

<u>CURRENT</u>	<u>From</u>	<u>To</u>
4-01-32-465-001 Landfill Closure Costs	\$1200.00	
4-01-25-275-002 Municipal Prosecutor O/E	\$2312.00	
4-01-36-471-002		\$ 3512.00

*NOW THEREFORE BE IT RESOLVED, by the Governing Body of the Township of Bass River, County of Burlington, New Jersey as follows:*

- 1. That the Governing Body hereby authorizes the necessary transfers for the year 2014.*
- 2. That a certified copy of this resolution shall be kept on file at the Municipal Clerk's office and be forwarded to the Township's Certified Municipal Finance Officer.*

### **RESOLUTION 2014-30**

#### **A RESOLUTION AUTHORIZING THE EXECUTION OF THE RIGHT OF WAY AGREEMENT BETWEEN BASS RIVER TOWNSHIP AND PEG BANDWIDTH, NJ, LLC TO PERMIT THE INSTALLATION, USE AND MAINTENANCE OF TELECOMMUNICATIONS FACILITIES WITHIN PUBLIC RIGHTS-OF-WAY FOR PURPOSES OF PROVIDING TELECOMMUNICATIONS SERVICES**

The motion was made by Commissioner Bourguignon, seconded by Deputy Mayor Capriglione to approve Resolution 2014-30. Votes: Cope–Yes, Capriglione–Yes, Bourguignon–Yes. All in favor and Resolution 2014-30 was hereby approved.

#### ***RESOLUTION 2014-30***

#### ***A RESOLUTION AUTHORIZING THE EXECUTION OF THE RIGHT OF WAY AGREEMENT BETWEEN BASS RIVER TOWNSHIP AND PEG BANDWIDTH, NJ, LLC TO PERMIT THE INSTALLATION, USE AND MAINTENANCE OF TELECOMMUNICATIONS FACILITIES WITHIN PUBLIC RIGHTS-OF-WAY FOR PURPOSES OF PROVIDING TELECOMMUNICATIONS SERVICES***

*WHEREAS, PEG Bandwidth, NJ, L.L.C. ("PEG"), a New Jersey limited liability company, with offices located at 428 Vassar Drive, Freehold, New Jersey and corporate offices located at 5904 Stone Creek Drive, Suite 130, The Colony, Texas, is authorized to provide local exchange and interexchange telecommunications services throughout the State of New Jersey pursuant to an Order issued by the New Jersey Board of Public Utilities ("NJBPU") in Docket No. TE12040317 dated August 15, 2012; and*

**WHEREAS**, PEG has requested the consent of Bass River Township (the "Municipality") to occupy public rights-of-way within the Municipality for a period of twenty (20) years for the purpose of installing, operating, repairing, maintaining and replacing fiber optic cabling on poles owned by other public utilities and electric utilities and in underground conduit already installed in the public rights of way; and

**WHEREAS**, it is deemed to be in the best interest of the Municipality and its citizenry, particularly including the commercial and industrial citizens, for the Municipality to grant municipal consent to PEG to occupy the public rights-of-way within the Municipality for this purpose; and

**WHEREAS**, the granting of such consent is and shall be conditional upon PEG's continued compliance with all existing and future ordinances of the Municipality and its entering into a written agreement with the Municipality to, inter alia, indemnify and hold the Municipality harmless as to all claims and liability resulting from any injury or damage which may arise from the construction, installation, operation, repair, maintenance, disconnect, replacement and removal of its telecommunications system within certain public rights-of-way and provide liability insurance coverage for personal injury and property damage.

**NOW, THEREFORE, BE IT RESOLVED BY THE** Bass River Township Board of Commissioners:

1. That non-exclusive consent is hereby granted to PEG to occupy the public rights-of-way within the Municipality for the purpose of installation, operation, repair, maintenance and replacement of a telecommunications system for a period of twenty (20) years.
2. The within granted permission is conditioned upon PEG entering into the attached Agreement with the Municipality and providing liability and property damage insurance coverage.
3. A copy of this Resolution and the executed Agreement shall be filed in the Office of the Municipal Clerk.

**BE IT FURTHER RESOLVED** that the Mayor of Bass River Township be and is hereby authorized to execute the attached Agreement.

**BE IT FURTHER RESOLVED** that the clerk of this body be and is hereby directed to seal said Agreement with the corporate seal of this body and to attest to the same.

#### **CORRESPONDENCE:**

1. Letter from Burlco JIF notifying Township of 2013 Safety Incentive Aware of \$1,300.
2. Letter from NJ DOT concerning deer carcass removal on State Highways. Letter notes all carcasses should be removed within 48 hours. However, times when man power is limited it may take longer if weather conditions require it employees to be diverted to other areas to take on road detail.

#### **OLD BUSINESS:**

Mayor and Commissioner Bourguignon met with Legislative Representatives of the 9<sup>th</sup> District and with Representatives of the Parkway to bring up concerns. Some items discussed included paving of Amasa Landing Road, replacement of signs and new signage, quiet pavement from exit 52-50 and planting of cedar or other trees to quiet the traffic noise in an area of Amasa Landing Road.

REPORTS:

The following reports were noted.

Solicitor's Report

Report of Municipal Court

Dog Report—Rabies Clinic is scheduled for March 15<sup>th</sup> from 9:30 a.m. – 11 a.m.

Safety Coordinator Report

PUBLIC COMMENT:

The meeting was open for public comment at 7:28 p.m. upon a motion by Commissioner Bourguignon, seconded by Deputy Mayor Capriglione. All in favor.

Ms. K. Dolch requested clarification of the Stage Road closure. Commissioners clarified that just a portion that the township owns would be closed. Not the entire length of Stage Road. The portion from pilgrim lake to Route 679.

Ms. K. Dolch asked why there was going to be a tennis court installed at the playground and not some adult exercise equipment. Mayor clarified and there will be adult exercise equipment and also a walking track.

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 7:31 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 7:32 p.m.

Respectfully Submitted  
Amanda S. Somes, RMC  
Township Clerk

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