

**MAURICE RIVER TOWNSHIP
PUBLIC AGENDA
Thursday, April 19, 2012 – 7:30 P.M.**

This meeting has been advertised in accordance with the statutes of the State of New Jersey.

Call to Order

Pledge of Allegiance led by Mayor Ireland

Roll Call

A. Approval of Minutes of prior meetings.

B. Presentations

1. N.J.S.P.
2. Cormac Morrissey/N.J.D.O.T. – Location of Dynamic Message Sign

C. Bids

1. Private Collection of Municipal Court Debt.
2. Disposition of Bids re: US EPA Brownfields Grants

D. First Public Comment Session (Limit 30 Minutes Total)

<p>CONSENT AGENDA: All matters listed with an asterisk (*) are considered to be routine and non-controversial by the Township Committee and will be approved by one motion. There will be no separate discussion of these items unless a committee member so requests, in which case the item will be removed from the consent agenda and considered in its normal sequence on the agenda.</p>

E. Consent Agenda Resolutions

- | | |
|--------------------------|---|
| * 1. Resolution #59-2012 | A Resolution Authorizing Payment For Services Rendered By Stephen P. Kernan, Esquire As Interim Public Defender For Maurice River Township. |
| * 2. Resolution #60-2012 | A Resolution Authorizing In Rem Foreclosure On Block 316, Lot 35 (Tax Lien #10-00080) And Block 327 Lot 11 (Tax Lien #93-100) |
| * 3. Resolution #61-2012 | A Resolution Authorizing The Change In Custodian Of The Petty Cash Fund Upon The Retirement Of The Finance Officer, Sharon Lloyd. |

- * 4. Resolution #62-2012 A Resolution Authorizing The Change In Authorized Signature On Wire Instructions.
- * 5. Resolution #63-2012 A Resolution Authorizing K. Louann Karrer, Certified Recycling Professional To Prepare And Submit The 2011 Recycling And Tonnage Grant Application And Report.
- * 6. Resolution #65-2012 A Resolution Authorizing Reimbursement For The Redemption Of Tax Lien # 10-00059 And Tax Lien # 11-00039 Held By US Bank Custodian For Pro Capital I LLC Against Block 283 Lot 5 Assessed To Christian And Sarah Keller.
- * 7. Resolution #66-2012 A Resolution To Authorize Allen Foster As An Additional Authorized Signer On Certain Checking Accounts Requiring Only One Signer.
- * 8. Resolution #67-2012 A Resolution Correcting Resolution #54-2012 Regarding Hourly Rate Of Title 8P Promotional To Supervisor Per Council #18 Contract Schedule A.
- * 9. Resolution #68-2012 A Resolution Appointing Mary Ann Sheppard As Deputy Municipal Court Administrator On An As Needed Basis.
- *10. Resolution #69-2012 A Resolution Opposing Senate Bill #1451 Opposing Legislation To Reform And Modernization Of The Open Public Meetings Act.
- *11. Resolution #70-2012 A Resolution Opposing Senate Bill #1452 Opposing Legislations To Reform And Modernize The Opening Public Records Act.
- *12. Resolution #71-2012 A Resolution Joining NCADD And NJABC Proclaiming April 2012 Alcohol Awareness Month.
- *13. Resolution #72-2012 A Resolution Calling For The Restoration Of Energy Taxes To Municipalities.
- *14. Resolution #73-2012 A Resolution Supporting A Restoration Program For The Oyster Stock In The Delaware Bay.
- *15. Resolution #74-2012 A Resolution Acknowledging Award Of Community Planning Assistance From The New Jersey Chapter Of The American Planning Association (NJ-APA) For Planning Assistance To Develop An Economic Development Plan For The Planned Highway Business And Village Districts.
- *16. Resolution #75-2012 A Resolution Endorsing Submission Of Recycling Tonnage Grant Application And Designating Louann Karrer To Ensure Proper Filing.
- *17. Resolution #76-2012 A Resolution In Support Of The New Jersey Department Of Transportation Corridor Enhancement Project On Route 47/347.

Other Resolutions

F. Township Committee Reports

G. Professional Reports

Engineer

Solicitor

OLD BUSINESS

H. Announcements

1. National Day Of Prayer Will Be Observed Thursday, May 3, 2012 At 12:00 Noon
At Flagpole Municipal Hall.
2. Township Wide Yard Sale Is May 19 - Rain Date May 20
3. Availability Of Cumberland County Mosquito Control Div. Tips For General Public
Regarding Pesticides For Control Of Mosquitoes In The Municipal Clerk's Office.

I. Correspondence

NEW BUSINESS

J. Correspondence

K. Other New Business

REPORTS

PAYMENT OF BILLS

SECOND PUBLIC COMMENT SESSION

ADJOURNMENT

Thursday, April 19, 2012 - 7:30 P.M.

PRESENT: Kathy Ireland, Mayor
Andrew Sarclette, Deputy Mayor
Kevin Langley, Committeeman
Frank DiDomenico, Solicitor
Cormac Morrissey, Engineer
Allen Foster, Certified Municipal Finance Officer
J. Roy Oliver, Clerk

This meeting has been advertised in accordance with the statutes of the State of New Jersey.

Mayor Ireland called the meeting to order; the Pledge of Allegiance followed.

ROLL CALL: Mrs. Ireland, present
Mr. Sarclette, present
Mr. Langley, present

Approval of Minutes

Mr. Sarclette made a motion to approve the minutes of prior meetings, seconded by Mr. Langley.

Roll Call: Ayes –Sarclette, Langley, Ireland Nays – None

Presentations

Sgt. Caregnato of the New Jersey State Police provided the Township Committee and audience with an update of state police activities over the past month:

- 86 calls for service
- 377 motor vehicle stops
- 22 criminal investigations
- 10 motor vehicle accidents
- 16 DWI (throughout area of responsibility)

Mr. Sarclette thanked Sgt. Caregnato and the New Jersey State Police for their response to questionable activities in the Heislerville area on April 13, 2012.

Sgt. Caregnato gave the Township Committee an update on the parking situation access from Barth Road on Route 47. The New Jersey State Police did contact the New Jersey DOT and they (NJDOT) will install no parking signs in this area.

Also, Sgt. Caregnato reported that brush has been cut at the intersection of Buckshutem Road and Route 670 which will enhance the line of sight for oncoming traffic.

Sgt. Caregnato addressed last month's complaint about cars not stopping at the intersection of Hall Road and Railroad Avenue. He stated police made a few checks over the past month but did not see anything. Also, they will schedule ATV patrols during the summer.

Sgt. Caregnato stated that a radar tracking display had been set up on Main Street (CR 616) and was effective. Citizens should advise them of future problems.

Mr. Tom Swayne advised that the yellow light at the traffic signal at 347/47 did not work.

Amy Sokalski, Project Engineer with McCormick Taylor addressed the audience and Township Committee about the proposed electronic sign which will be emplaced on Route 47 next to the convenience center. The primary purpose of the sign would be to inform motorists of any travel delays on Route 47 or 347. Also, information on blue tooth readers will be provided. The proposed sign will be part of a network of signs and cameras along routes 49, 47 and 347. The sign could also serve as an emergency evacuation aid. The proposed sign would be located at the 32.4 milepost on Route 47, and will be 12 feet wide, mounted on one or two posts. The plan is to have it activated mostly during the summer.

Mr. Sarclette expressed concern with the line of sight from the recycling center and the Cottrell property to approaching traffic on Route 47. He also expressed concern with traffic flow and traffic back up during the summer months.

Ms. Sokalski stated the NJDOT is trying to strike a traffic pattern balance between Route 47 and 347 south.

Mrs. Patti Gross, Leesburg, stated the present imbalance of traffic pattern allows locals to access 47 and not be trapped in their homes by backed up traffic on Route 47 which occurrences would increase if the sign project is successful.

Mr. Bob Davidson, Port Elizabeth, said the sign placement location wouldn't give people enough time to react to the alternative route.

Mr. Jim Veasey, Port Elizabeth, stated the state would be better off keeping all the shore traffic on Route 347. He asked what provisions the state planned to make to allow residents living along Route 47.

George Kumor, Heislerville, stated any change to the historical use patterns of Route 47 and 347 could lead to health hazards. It seems the tourists coming to New Jersey are doing so at the expense of local residents. Speed enforcement should be enhanced along

these corridors, especially during the summer. Money would be better spent having the New Jersey State Police enforce speed.

Mrs. Gross added that locals use Route 47 to avoid Route 347.

Mr. Veasey said the sign would be useless at the location where the NJDOT intends to put it. Locals use Route 47. Why would they want to incur more traffic headaches just to accommodate out of town traffic?

Mr. Sarclette stated the issue is with our frustration with NJDOT diverting traffic away from established businesses along Route 47 without consulting with the Township. Route 347 has also proven to be a most dangerous road. Whenever the Township asks the NJDOT to change the timing pattern on the traffic lights this is not done expeditiously. A balance must be struck which is more favorable to the Township. What we have is one more impediment to local traffic.

Mr. Langley asked if the state were to relocate the sign, where would it be relocated to?

Mr. Sarclette also asked about the time frame we are looking at.

Ms. Sokalski stated the sign could become a reality in the next year or two.

Mr. Langley asked how much the sign would cost. Why can't more money be spent on local roads instead of these signs?

Mr. Kumor added that the state would be better served with a traffic cop at the intersections of Route 47 and 347. This would help traffic patterns become more balanced.

Bids

1. Disposition of Bids re: US EPA Brownfield's Accounts.

Upon receipt of the bids submitted for the USEPA Brownfield's Accounts Mr. DiDomenico suggested that we re-bid these (for third time). This is a large grant and the bidders missed many of the required supporting documents. Mr. DiDomenico gave the clerk "boiler plate" forms which could be made available to prospective bidders in the future in order that they may be able to provide the documents required (with their specific information filled in).

Mr. Sarclette made a motion to reject all bids and advertise for bids anew with a stricter format to be followed. Motion seconded by Mrs. Ireland.

Roll Call: Ayes – Sarclette, Langley, Ireland Nays – None

2. Private collection of Municipal Court Debt –

Mr. Sarclette made a motion to close the receiving of bids for Municipal Court Debt

Collection, seconded by Mr. Langley.

Roll Call: Ayes – Sarclette, Langley, Ireland Nays – None

Mr. DiDomenico proceeded to open the bids (total 7) and read aloud the results.

Mr. DiDomenico noted all bids are subject to approval by AOC.

A summary of bidders and results (see Frank DiDomenico letter of April 23, 2012) may be found at the end of the minutes.

First Public Comments Session

Mr. Sarclette made a motion to open the first public comment session, seconded by Mr. Langley.

Roll Call: Ayes – Sarclette, Langley, Ireland Nays – None

Mr. Edward Dugery, Port Elizabeth, stated he lives next door to Catherine Turner on Port Cumberland Road and complained that sand trucks rumble by his house at 1:00 AM. Rumble strips recently emplaced by the county on this curve at the church serve to increase the noise their trucks make. He inquired why the bump in the road in front of Mrs. Turner's house wasn't fixed? This is a county road. They addressed it once but didn't do a good job in repairing it. The noise is intolerable.

Mr. Jim Veasey, Port Elizabeth, in reference to the electronic sign on Route 47, stated NJDOT will emplace it there whether we like it or not.

Mr. Sarclette made a motion to close the first public comment session, seconded by Mr. Langley.

Roll Call: Ayes – Sarclette, Langley, Ireland Nays – None

Consent Agenda Resolutions

<p>CONSENT AGENDA: All matters listed with an asterisk (*) are considered to be routine and non-controversial by the Township Committee and will be approved by one motion. There will be no separate discussion of these items unless a committee member so requests, in which case the item will be removed from the consent agenda and considered in its normal sequence on the agenda.</p>

Mr. Sarclette made a motion to withdraw Resolution #76-2012 from the consent agenda, seconded by Mr. Langley.

Roll Call: Ayes – Sarclette, Langley, Ireland Nays – None

- * 1. Resolution #59-2012 A Resolution Authorizing Payment For Services Rendered By Stephen P. Kernan, Esquire As Interim Public Defender For Maurice River Township.

- * 2. Resolution #60-2012 A Resolution Authorizing In Rem Foreclosure On Block 316, Lot 35 (Tax Lien #10-00080) And Block 327 Lot 11 (Tax Lien #93-100)
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- *16. Resolution #75-2012 A Resolution Endorsing Submission Of Recycling Tonnage Grant Application And Designating Louann Karrer To Ensure Proper Filing.

Mr. Sarclette made a motion to adopt the resolutions contained in the consent agenda, seconded by Mr. Langley.

Roll Call: Ayes – Sarclette, Langley, Ireland Nays – None

(See end of minutes for Resolutions 59-2012 thru 63-2012; 65-2012 thru 75-2012)

Township Committee Report

Mrs. Ireland introduced Mr. Allen Foster to the public as our new Certified Financial Officer.

Professional Reports

Engineer

1. East Point Shoreline Erosion Control Project
2. Thompson's Beach Restoration
3. Carlisle Place Road Phase-4
4. Matt's Landing Bike Path Grant Application
5. NJDOT Grant Application
6. Public Works Storage Shed
7. Green Acres Trails Program
8. Maurice River Township Bikeways Grant
9. Maurice River Township Bikeways Signage Grant
10. Fuel Tanks
11. Maurice River Township Roadway Inventory

12. FEMA Letter Of Intent
13. River Road Outfall
14. Maurice River Township 9-1-1 Fire District Map Update
15. Thompson's Beach Dredging/PSEG Plan
16. Schooner Landing Road Dead End
17. NJDOT Dynamic Message Sign – Route 47
18. Cedar Street dead end
19. Playground shade structure
20. Waterfront access plan
21. ATV Park

Mr. Morrissey gave the Township Committee and public an update on the above projects. (A copy of his report may be found at the end of the minutes).

Solicitor

1. Status Of Ordinance Of Schooner Landing Road Project – no change from last month.
2. Status Of Salvage Title Of '69 Ford Pumper. Mr. DiDomenico advised copies of titles will be made.
3. Status Of East Point Revetment Project. Mr. DiDomenico advised this project is complete as far as his involvement is concerned.
4. Quit Claim Status. Mr. DiDomenico advised we are still awaiting a response from two property owners.
5. Sale Of Public Property Block 321 Lot 18 To Be Conducted By Mr. DiDomenico (83.48 Acres). Motion To Set Minimum Bid And Advertise For Sale On 5/17/12. Mr. DiDomenico has prepared a notice of sale to be advertised and posted locally. Mr. Sarclette made a motion to authorize the sale on May 17, 2012 with a minimum bid of 65,000. Motion seconded by Mr. Langley.
Roll Call: Ayes – Sarclette, Langley, Ireland Nays – None

At this point Mr. DiDomenico summarized the results of the bids for the Municipal Court Debt Collections. He will provide the Township Committee and Clerk with a summary of the results and his recommendations.

(See end of minutes)

OLD BUSINESS

Announcements

1. National Day Of Prayer Will Be Observed Thursday, May 3, 2012 At 12:00 Noon At Flagpole Municipal Hall.
2. Township Wide Yard Sale Is May 19 - Rain Date May 20
3. Availability Of Cumberland County Mosquito Control Div. Tips For General Public Regarding Pesticides For Control Of Mosquitoes In The Municipal Clerk's Office.

Correspondence

1. Memo To Clerk And Township Committee From Michelle Behm 3/16/12
Re: Increase of Assessment For Block 321 Lot 8.
2. Memo To Township Committee From Steve Hagemann 3/19/12
Re: Permission To Junk Equipment No Longer Needed.
Mr. Sarclette made a motion to authorize Steve Hagemann to junk the equipment stated in his memo, motion seconded by Mr. Langley.
Roll Call: Ayes – Sarclette, Langley, Ireland Nays - None
3. Letter from Janice Reid, Natural Resource Conservation Service dated 4/11/12
Re: Contract to restore Horseshoe Crab habitat at Thompson's Beach.
4. Letter from Mike Russo NJDOT dated 4/9/12 Re: No money available for Reconstruction of Estell Manor Road & River Road.

NEW BUSINESS

Correspondence

1. Letter To Mayor From Charles Jackson , SJ Sportmens Jamboree dated 3/12/12, Re: Needed Supplies For Event October 6 And 7.
Mr. Sarclette made a motion to supply the items required from the Township for this event.
Motion seconded by Mr. Langley.
Roll Call: Ayes – Sarclette, Langley, Ireland Nays – None
2. Emergency Gas Opening Request From South Jersey Gas 3/26/12, Church Street, Dorchester.

Mr. Sarclette made a motion to approve the emergency street opening seconded by Mr. Langley.

Roll Call: Ayes – Sarclette, Langley, Ireland Nays – None

3. Receipt Of Raffles Application From East Creek Gunning Club (RA-44) Reading Of Findings And Determinations By Clerk. Request Approval.

Mr. Sarclette made a motion to approve raffle license #RL44, seconded by Mr. Langley.

Roll Call: Ayes – Sarclette, Langley, Ireland Nays – None

4. Application From Chanel Matthews On 4/2/12 For Use Of The Leechester Hall On 4/13/12 Or 4/14/12 For Birthday Party.

Mr. Sarclette made a motion to approve the use of Leechester Hall for 4/13 or 4/14 retroactively and to keep the 100.00 deposit to cover clean up expenses, motion seconded by Mr. Langley.

Roll Call: Ayes – Sarclette, Langley, Ireland Nays – None

5. Receipt Of Application For Certificate Of Registration From George Kumor To Sell Bait, etc – (90 Days) – Request Approval.

Mr. Sarclette made a motion to approve the certificate of registration, seconded by Mr. Langley.

Roll Call: Ayes – Sarclette, Langley, Ireland Nays – None

6. Receipt Of Township Of Commercial Ordinance No. 2012-530.

7. Letter From Greater Tuckahoe Area Merchants' Association Inc. 4/2/12 RE: Tour De Tuckahoe Bike Ride On May 6, 2012.

8. Letter From Barbara Sutton 4/10/12 Re: Use Of Leechester Hall By Leesburg United Methodist Church For Fundraiser Bake Sale On 5/19/12. Motion to Waive Fee For Use Of Hall.

Mr. Sarclette made a motion to waive the fees for use of Leechester Hall, seconded by

Mr. Langley.

Roll Call: Ayes – Sarclette, Langley, Ireland Nay - None

9. Letter From Earnest Fowler, Dorchester United Methodist Church Dated 04/09/11, Re: Request Waiving Of Application Fees For Building Expansion. (LUB)

Mr. Sarclette made a motion to approve the waiving of application fees to LUB, seconded

by Mr. Langley.

Roll Call: Ayes – Sarclette, Langley, Ireland Nays - None

10. Email To Township Clerk From Tony Stanzone, CDC 4/16/12 re: Municipal Shared Services For Recycling Coordinator.

11. Application From English Sewage Disposal For Renewal of License for Septic Cleaner For 1 Year.
Mr. Sarclette made a motion to approve English's Sewage Disposal License renewal, seconded by Mr. Langley.
Roll Call: Ayes – Sarclette, Langley, Ireland Nays – None
12. Letter From ? Addressed to Cumberland County Health Department re: Illegal Kennel Route At 4023 Route 47, Dorchester. The Clerk advised that it has been the practice in the past not to entertain anonymous complaint letters.
13. Memo from Gordon Gross, OEM Coordinator 4/16/12 re: Request To Purchase A Fax Machine.
Mr. Sarclette made a motion to approve the purchase of a fax machine, seconded by Mr. Langley.
Roll Call: Ayes – Sarclette, Langley, Ireland Nays – None
14. Memo to Township Committee from Steve Hagemann 4/17/12 re: Property Issues At 42 Quail Street.
15. Email To Linda Costello From Mints Insurance Re: Payment Options For Blanket Accident Policy.
Mr. Sarclette made a motion to pursue option #3 (prepayment) to save money.
Motion
seconded by Mr. Langley.
Roll Call: Ayes – Sarclette, Langley, Ireland Nays - None
16. Letter Of Retirement From J. Roy Oliver, Township Clerk and Tax Collector.
17. Letter from Donna Justis dated 04/18/12, re: Annual Township Wide Yard Sale to be held May 19, 2012 with rain date of Sunday, May 20, 2012, request to waive permit fees and use of recreation area.
Mr. Sarclette made a motion to approve the waiving of permit fees, seconded by Mr. Langley.
Roll Call: Ayes – Sarclette, Langley, Ireland Nays - None

Other Old Business

REPORTS

Treasurers Report	876,416.09
Tax Collectors Report	219,969.51
Construction Office	3,331.00
Land Use Board	1,100.00
Housing Officer	690.00
Municipal Court	5,221.18

Clerk's Report	1,335.40
Zoning Officer	309.00
Dog Licensing Agent	1,465.20
Fire Official	
Road Dept. Report (March 2012)	
Complaint Report	
Ron's Animal Control (March, 2012)	

Mr. Sarclette made a motion to accept the above reports, seconded by Mr. Langley.
Roll Call: Ayes – Sarclette, Langley, Ireland Nays - None

PAYMENT OF BILLS

Belleplain Emergency Corps	5,625.00
M.R.T. Payroll (3/28/12)	37,465.70
M.R.T. Payroll (4/11/12)	28,201.77
New Jersey SHBP	4,999.96
New Jersey SHBP	14,184.07
South Jersey Gas	162.41
Waste Management of New Jersey, Inc.	9,191.78
William R. Mints Agency	1,812.00
William R. Mints Agency	1,572.00
William R. Mints Agency	1,675.00
Cumberland Home & Garage	7,410.00
Joseph T. Kenney	1,075.00
NJ State Dept of Health & Senior Services	652.80
Cumberland County Improvement Authority	1,539.54
George's Pizzeria	50.46
George's Pizzeria	48.85
Dixon Associates Engineering, LLC	540.00
Gentilini Chevrolet, LLC	35,000.00
Vital Statistics	256.00
Sheppard Bus Service, Inc.	550.00
US Bank Cust/Pro Capital I LLC	6,776.27
US Bank Cust/Pro Capital I LLC	7,260.77
Treasurer, State of NJ	100.00
Allen Steel Co. Inc.	56.00
Anaconda Sports Inc.	246.84
Allen J. Foster	41.00
AFA Protective Systems, Inc.	64.77
Atlantic City Electric	398.91
Atlantic City Electric	3,228.74
Atlantic City Electric	366.61
Atlantic City Electric	57.48
Atlantic City Electric	9.63
Atlantic City Electric	58.23
Atlantic City Electric	32.03

Atlantic City Electric	1,081.12
B W Stetson Co.	22.00
B W Stetson Co.	42.00
Betty A. Phillips	41.00
Bergey's	285.76
Board of Fire Commissioners	20,086.00
Board of Fire Commissioners	13,084.00
Board of Fire Commissioners	21,420.00
Cumberland Valve, Inc	55.57
Comcast Cable	236.09
Comcast Cable	467.62
Comcast Cable	120.65
CM3 Building Solutions	589.00
Casa Payroll Services	121.75
Casa Payroll Services	106.75
Cumb. County Treasurer's Office	780,540.09
Dell Marketing L.P.	928.00
David B. Gates, Inc.	6,000.00
Dixon Assoc Engineering, LLC	5,493.75
Dixon Assoc Engineering, LLC	1,045.00
Dixon Assoc Engineering, LLC	1,332.50
Dixon Assoc Engineering, LLC	430.00
Dixon Assoc Engineering, LLC	135.00
Dixon Assoc Engineering, LLC	67.50
Dixon Assoc Engineering, LLC	312.50
Daley's Pit	210.00
Dominion Title Services, Inc.	545.00
Denise L. Peterson	41.00
David L. Bowen	29.87
Edward F. Duffy, Esquire	992.22
Franklin Trailers, Inc.	2,021.13
Frank DiDomenico	991.80
Frank DiDomenico	991.25
Frank DiDomenico	740.80
Gentilini Chevrolet, LLC	719.00
Garden State Highway Products	126.00
Hess Corporation	1,270.09
Hess Corporation	7.13
Hess Corporation	8.68
Hess Corporation	1,055.94
Hess Corporation	5.82
Hess Corporation	570.38
Health Mats Co.	77.05
J. Roy Oliver	50.00
J. Roy Oliver	50.00
Keen Compressed Gas Co.	35.14
Laurel Lawnmover Services, Inc.	495.75
Millville Automobile, Inc.	45.16
Maurice River Township BOE	219,010.00
Maurice River Township BOE	161.48
Maurice River Township BOE	1,149.70

MES – Pennsylvania	642.00
Micro Systems of Northern NJ	2,145.00
MGL Printing Solutions	133.00
Nextel Communications	220.63
Power of Production Studio	75.00
PennJersey Machinery LLC	1,013.75
Pitney Bowes, Inc.	59.98
Pitney Bowes, Inc.	180.00
Pitney Bowes, Inc.	414.00
Prudential	67.06
QC Laboratories	448.00
QC Laboratories	85.00
R.S. Animal Shelter, Inc.	300.00
Riggins, Inc.	2,320.84
Riggins, Inc.	1,094.49
Riggins, Inc.	1,190.88
Riggins, Inc.	1,031.25
Riggins, Inc.	1,084.77
Riggins, Inc.	1,158.39
Riggins, Inc.	992.10
Ronald L. Sutton, Jr.	41.00
Ricoh USA, Inc.	30.69
Ricoh USA, Inc.	116.74
Ronald L. Sutton, Sr.	950.00
South Jersey Newspapers Co.	93.45
South Jersey Newspapers Co.	99.40
South Jersey Newspapers Co.	25.20
South Jersey Newspapers co.	48.30
South Jersey Glass Co. Inc.	481.50
South Jersey Gas Company	356.59
Sir Speedy Printing #7057	159.00
Sir Speedy Printing #7057	96.00
Signs By Kevin	200.00
Sigfont, Inc.	29.95
Stephen P. Kernan	333.33
Swanson Hardware Supply	12.56
Swanson Hardware Supply	87.84
Swanson Hardware Supply	31.37
Sports Supply Group, Inc.	891.41
Tri City Paper Co.	135.20
Tri City Paper Co.	127.20
The Home Depot	368.79
The Home Depot	227.98
The Home Depot	277.00
The Home Depot	315.48
The Home Depot	293.94
Universal Computing Services	358.70
U. S. Postal Service	1,000.00
Verizon Wireless	40.01
Verizon	32.12
Waste Management of NJ Inc.	13,430.00

W. B. Mason Co., Inc.	178.62
W. B. Mason Co., Inc.	355.11
W. B. Mason Co., Inc.	202.35
William R. Mints Agency	4,313.00
William R. Mints Agency	250.00
William R. Mints Agency	4,917.00
William R. Mints Agency	7,689.00

Mr. Sarclette made a motion to pay all properly signed bills, seconded by Mr. Langley.
 Roll Call: Ayes – Sarclette, Langley, Ireland Nays - None

Second Public Comment Session

Mr. Sarclette made a motion to open the second public comment session, seconded by Mr. Langley.
 Roll Call: Ayes – Sarclette, Langley, Ireland Nays - None

Mr. Tom Swayne, Heislerville, asked questions about where the money comes from which is ultimately sent to the County and school systems?

Mr. Sarclette made a motion to close the second public comment session, seconded by Mr. Langley.
 Roll Call: Ayes – Sarclette, Langley, Ireland Nays – None

Mr. Sarclette made a motion to adjourn, seconded by Mr. Langley.

J. Roy Oliver, Township Clerk



Township of Maurice River Engineer's Report March 15, 2012				
Item	Project Name	Project Number	Status	Budget

1	East Point Shoreline Erosion Control Project	MR11007	Township successfully achieved last easement. Project bid date set at May 3, 2012. Construction anticipated to begin in August.	\$86,372.72
2	Thompson Beach Restoration	MR11008	Project advance pending meeting with NJDEP to finalize scope and lost to be impacted. Most impacted properties are Township owned. Upon clarification project limits, final construction easements will be pursued. State Aid Agreement sent to Attorney General 4 weeks ago for final review and signature. Correspondence received from NRCS requesting project status update. DA will follow up with DEP on agreement status and respond to NRCS.	
3	Thompson Beach Dredging	MR11008	Dredging work from boar ramp to deeper channel complete. Soundings were performed two weeks ago to determine underwater topography. Results not yet received. Informal measurements taken during field observations by DA indicate anticipated failure to achieve desired channel depth in all location. Sediment characteristics may make it difficult to maintain channel section. PSE&G has been requested to make a presentation to the Township to discuss dredging performance. All contractor equipment out by April 14 th .	
4	Carlisle Place Road – Phase 4	MR11009	Formal response from Pinelands still pending. Design modification does not have any adverse impact to stormwater. Recommend proceeding to bid. Design substantially complete and ready to send to NJDOT for approval prior to bidding. Can begin bid process upon DOT acceptance. Construction estimate of \$169,987 is within grant amount of \$170,000. Project set up with Alternate Bid for Roadway construction off of Route 47 in case bid prices come in substantially higher than estimate. Revised design represents over \$50,000 in savings from original construction estimate.	\$170,000 Grant
5	Matts Landing Bike Path Grant Application	MR11037	NJDEP looking at project for reconstruction of dikes. No time line established for project completion. Correspondence received from NJDEP Fish & Wildlife on 4/16/12 discussing dike reconstruction and support for alternative location for grant funding. DA to send letter to NJDOT requesting revision to project scope and possible extension of timeline.	\$190,000 Grant
6	NJDOT Grant Application	MR11001	Correspondence received from NJDOT dated 4/9/12 indicating River Road and Estell Manor Road reconstruction will not be funded through 2012 Municipal Aid Grant Program.	
7	Public Works Storage Shed	MR11041	DA awaiting committee recommendation. Field visit of existing facility pending.	

8	Green Acres Trails Program	MR11132	Meeting held with Carl Knoch of Rails-to-Trails Conservancy. Feasibility study funded for Port Elizabeth spur of MRT Trail. Trail length approximately 1.7 miles from Rt. 670 to Weatherby Road on Port-Cumberland Road. Study anticipated to be completed this spring.	
9	MRT Bikeways Grant	MR11132	Del. Valley Reg. Planning Commission grant application shared agreement between MRT, Commercial Township and Cumberland County. Maximum \$75,000 grant with local 5% match in services (\$1,875 commitment from MRT) East Point Light House to Bivalve Trail (Rt. 670). Awaiting grant award.	\$1,875.00
10	MRT Bikeways Signage Grant	MR11132	\$11,457 grant from green Acres Recreational Trails program for trail signage. Preliminary siting initiated by DA.	
11	Fuel Tanks	MR11010	Correctional Facility fueling station to be privatized. Unresolved if sharing of facilities can occur.	
12	MRT Roadway Inventory	MR11001	Roadway inventory program in progress and to be completed over time. Public Works records not substantially detailed to indicate frequency or cost of repairs to individual roadways.	
13	FEMA Letter of Intent	MR12001	Letter of Intent to pursue FEMA funding for River Road submitted on 1/27/11.	
14	River Road Outfall	MR12001	DA met with environmental consultant on 3/16/12 to discuss permitting options for flood control in this area. Preliminary results pending.	
15	MRT 911 Fire District Map	MR12017	Draft 911 Fire District Map complete & under review. Minor plan revisions anticipated to be completed this month.	\$3,000
16	Schooner Landing Road Dead End	MR12001	DA has contacted NJDOT and requested placement of Dead End sign.	
17	Cedar Street Dead End	MR12001	New sign installed. Old sign to be removed.	
18	NJDOT Dynamic Message Sign on Route 47	MR12001	Resolution requested by NJDOT. Presentation by DOT at 4/19/12 Committee Meeting.	
19	Playground Shade Structure	MR12001	DA to prepare design sketch for shade structure construction.	
20	Waterfront Access Plan	MR12001	Township has identified 20 sites for access to tidal waters. Matrix to be prepared regarding functionality (i.e. – boat ramp, fishing, wildlife viewing, etc.). Plan to be adopted by Land Use Board.	
21	ATV Park	MR12018	Township to submit 3 alternatives to Pinelands for ATV Park siting. Meeting TBD.	

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April 23, 2012

TO: J. Roy Oliver, Township Clerk

lcostello@mauricerivertwp.org

RE: Municipal Court Collection Bids

Dear Roy:

As requested by the Township Committee I reviewed the seven (7) bids in response to the RFP on April 19, 2012.

My comments are as follows:

1. Capital Collection Service, West Berlin, NJ:
A quoted fee of 20% of the gross sum collected. This bid did not include a business registration; political contribution statement; proposal form; affirmative action statement nor non-collusion affidavit.
2. Aspen National Collection, Grand Junction, CO:
A bid of 22% as an add on the debt. This bid did not include a business registration form. Submitted was a certificate of corporation in good standing.
3. Capital Recovery Systems, Inc., Columbus, OH:
A bid of 22% as an add on to the debt. The proposal form included a fee of \$192,000.00 which I assume is a mistake.

4. PennCredit, Harrisburg, PA:
A fee quoted of 20% added on to the debt. This bid did not include a proposal form nor a non-collusion affidavit.
5. Client Services, Inc., St. Charles, MO:
A fee of 18% of money collected. This bid did not include a business registration form. The political contribution form was not signed; the indemnification agreement was not signed and the non-collusion affidavit was not signed.
6. MSB Government Services, (Gila Group), Austin, TX: A fee of 22% contingency as an add on together with a rebate of 10% of commissions collected in the first 100 days. This bid did not include a political contribution form.
7. Duncan Solutions/Professional Account Management, LLC, Milwaukee, WI: A fee of 22% as an add on to the debt. There was no formal proposal form but the proposal was included in the bid packet. The indemnification agreement indicates that the bidder will hold the "Borough of Fairlawn" harmless however that obviously is a mistake. In many of the bid documents the reference is to the "Township of Springfield".

As you know, any contract for Municipal Court collections awarded by the Township Committee is subject to approval by first, DCA, pursuant to the Memorandum of Agreement and secondly by the Administrative Offices of the Court (AOC). Also, the statute indicates that the Township "may authorize the assessment of a fee by a private agency or firm not to exceed 22% of the amount collected to be paid by the debtor to the private agency or firm to pay for the cost of collection".

Penn Credit appears to be the lowest bidder at 20% add on fee. Also Penn Credit appears to meet all the statutory requirements. A political contribution statement can be provided as well as a non-collusion affidavit. I consider both as waiveable defects.

MSB and Duncan both appear to meet all of the requirements.
If you have any questions please feel free to contact me.

Very truly yours,

FRANK DiDOMENICO

FD/to

MAURICE RIVER TOWNSHIP

RESOLUTION NO. 59-2012

**A RESOLUTION AUTHORIZING PAYMENT FOR SERVICES RENDERED BY
STEPHEN P. KERNAN, ESQUIRE AS INTERIM PUBLIC DEFENDER FOR
MAURICE RIVER TOWNSHIP**

WHEREAS, James R. Swift was appointed public defender for Maurice River Township for 2012 at the annual reorganization meeting on January 2, 2012, and

WHEREAS, Mr. Swift received notification of his nomination to be a Superior Court Judge in late January thereby requiring him to give up his law practice, and

WHEREAS, it was necessary to have Stephen P. Kernan, Esquire act as interim public defender for court cases scheduled during the month of February, 2012.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP COMMITTEE OF MAURICE RIVER TOWNSHIP that Stephen P. Kernan, Esquire, 24 Franklin Street, Bridgeton, NJ 08302 be reimbursed for services rendered during the February 21, 2012 court session in the amount of \$333.33. and

BE IT FURTHER NOTED that following advertisement for the position of public defender for Maurice River Township for 2012, the resume of Stephen P. Kernan was accepted by the Township Committee of Maurice River Township whereupon Mr. Kernan was appointed to the position of public defender for Maurice River Township for the period of March 12, 2012 to December 31, 2012 under the provisions of a professional services contract.

RESOLUTION NO. 60-2012

MAURICE RIVER TOWNSHIP, CUMBERLAND COUNTY

BE IT RESOLVED, by the Township Committee of the Township of Maurice River, County of Cumberland, and State of New Jersey, that it is hereby determined that the Township of Maurice River, foreclose, by summary proceedings In Rem, as provided in the In Rem Tax Foreclosure Act, (1948), the Tax Sale Certificates held by it, as listed on the attached Tax Foreclosure List.

MAURICE RIVER TOWNSHIP

RESOLUTION NO. 61-2012

**A RESOLUTION AUTHORIZING THE CHANGE IN CUSTODIAN
OF THE PETTY CASH FUND UPON THE RETIREMENT OF THE
FINANCE OFFICER, SHARON E. LLOYD**

WHEREAS, Sharon E. Lloyd, Certified Municipal Finance Officer of Maurice River Township was the custodian of the Township Hall Office Petty Cash Fund, and

WHEREAS, Sharon E. Lloyd retired from her position as Certified Municipal Finance Officer effective April 1, 2012, and,

WHEREAS, in accordance with N.J.S.A. 40:5-21, the Township of Maurice River is changing custodians to Allen J. Foster, III as the new Certified Municipal Finance Officer; and

WHEREAS, Allen J. Foster, III is bonded in the amount of \$75,000 by virtue of a surety bond.

**NOW, THEREFORE, BE IT RESOLVED THAT THE TOWNSHIP
COMMITTEE OF MAURICE RIVER TOWNSHIP, COUNTY OF**

CUMBERLAND hereby authorizes such action and two copies of this resolution be filed with the Division of Local Government Services, New Jersey Department of Community Affairs for approval.

MAURICE RIVER TOWNSHIP

RESOLUTION NO. 62-2012

**A RESOLUTION AUTHORIZING THE CHANGE IN AUTHORIZED
SIGNATURE OR WIRE INSTRUCTIONS**

WHEREAS, Sharon E. Lloyd, Certified Municipal Finance Officer of Maurice River Township was the authorized signer and receiver of wire instructions for The State of New Jersey Cash Management Fund, and

WHEREAS, Sharon E. Lloyd retired from her position as Certified Municipal Finance Officer effective April 1, 2012, and,

WHEREAS, Allen J. Foster, III has been appointed as the new Certified Municipal Finance Officer effective April 1, 2012, and

WHEREAS, Allen J. Foster, III is bonded in the amount of \$75,000 by virtue of a surety bond.

NOW, THEREFORE, BE IT RESOLVED THAT THE TOWNSHIP COMMITTEE OF MAURICE RIVER TOWNSHIP, COUNTY OF CUMBERLAND hereby authorizes Allen J. Foster, III to be designated as the authorized signer and receiver of in wire instructions and a copy of this resolution be sent to the State of New Jersey Cash Management Fund, PO Box 290, Trenton, NJ 08625-0290.

MAURICE RIVER TOWNSHIP

RESOLUTION NO. 63-2012

**A RESOLUTION AUTHORIZING K. LOUANN KARRER, CERTIFIED
RECYCLING PROFESSIONAL TO PREPARE AND SUBMIT THE 2011
RECYCLING TONNAGE GRANT APPLICATION AND REPORT**

WHEREAS, the Mandatory Source Separation and Recycling Act, P.L. 1987, c.102, has established a recycling fund from which tonnage grants may be made to municipalities in order to encourage local source separation and recycling programs, and

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 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 certain requirements on municipalities 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 Maurice River Township to recycling and to indicate the assent of the Township Committee of Maurice River Township 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 TOWNSHIP COMMITTEE OF MAURICE RIVER TOWNSHIP that Maurice River Township hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and designates K. Louann Karrer,

Certified Recycling Professional 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.

MAURICE RIVER TOWNSHIP

RESOLUTION NO. 65-2012

A RESOLUTION AUTHORIZING REIMBURSEMENT FOR THE REDEMPTION OF TAX LIEN #10-00059 AND TAX LIEN #11-00039 HELD BY US BANK CUST. FOR PRO CAPITAL I LLC AGAINST BLOCK 283 LOT 5 ASSESSED TO CHRISTIAN & SARAH KELLER.

WHEREAS, the Tax Collector's record shows receipt of monies for the redemption of Tax Lien #10-00059 and Tax Lien #11-00039 held by US Bank custodian for Pro Capital I LLC against Block 283 and Lot 5 assessed to Christian and Sarah Keller.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP COMMITTEE OF MAURICE RIVER TOWNSHIP that US Bank custodian for Pro Capital I, LLC, Suite 203 1000 Haddonfield Berlin Road, Voorhees, NJ 08043 be reimbursed the following amounts in accordance with said redemption.

Tax Lien #10-00059	\$ 7,260.77
Tax Lien #11-00039	<u>6,776.27</u>
	\$14,037.04

MAURICE RIVER TOWNSHIP

CUMBERLAND COUNTY

RESOLUTION NO. 66-2012

A RESOLUTION TO AUTHORIZE ALLEN FOSTER AS AN ADDITIONAL AUTHORIZED SIGNER ON CERTAIN CHECKING

ACCOUNTS REQUIRING ONLY ONE SIGNER

WHEREAS, Maurice River Township has five checking accounts with only one authorized signer of checks, and

WHEREAS, Colonial Bank FSB has only one signer listed on signature cards on these accounts, and

WHEREAS, it is prudent to have an alternate signer in the event the authorized signer is not available.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP COMMITTEE OF MAURICE RIVER TOWNSHIP, that the Chief Municipal Finance Officer, Allen Foster be listed as an authorized alternate signer with Colonial Bank FSB on the M.R.T. Construction Office Account (#800306160), the M.R.T. Zoning Office Account (#8000306376), the M.R.T. Housing Office Account (#8000306236), the M.R.T. Land Use Board Account (#800306244) and the M.R.T. Fire Official Account (#8000306145).

MAURICE RIVER TOWNSHIP

RESOLUTION NO. 67-2012

A RESOLUTION CORRECTING RESOLUTION #54-2012 REGARDING HOURLY RATE OF TITLE 8P PROMOTIONAL TO SUPERVISOR PER COUNCIL #18 CONTRACT SCHEDULE A.

WHEREAS the Township Committee of Maurice River Township adopted Resolution #54-2012 promoting Steven Hagemann to Supervisor-Road Department, NJCSC Title Code #06654 (Road Repair Supervisor); and

WHEREAS the Collective Bargaining Agreement Schedule A for the title of Supervisor-Road Department, at the step one rate is \$25.98 per hour; and

WHEREAS, due to a clerical error, Resolution #54-2012 authorized a rate of \$26.09.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP COMMITTEE OF MAURICE RIVER TOWNSHIP that Steven Hagemann may be promoted to the position of Supervisor-Road Department effective April 1, 2012 at an hourly rate of \$25.98.

**MAURICE RIVER TOWNSHIP
RESOLUTION #68-2012**

**A RESOLUTION APPROVING THE HIRING OF
AS AN INTERIM PART-TIME DEPUTY MUNICIPAL COURT
ADMINISTRATOR
ON AN AS NEEDED BASIS**

WHEREAS the Township Committee of Maurice River Township has determined that it is in the best interest of the Township to approve the hiring of Mary Ann Sheppard as an interim part-time Deputy Municipal Court Administrator on an as needed basis, and

WHEREAS Mary Ann Sheppard would cover the scheduled court sessions on an as-needed basis due to lack of availability by another assigned Deputy Municipal Court Administrator also hired by the Township of Maurice River, and

WHEREAS the Township Committee of Maurice River Township has determined that reasonable and appropriate funds are available in the budget of the Township for said purpose.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP COMMITTEE OF MAURICE RIVER TOWNSHIP AS FOLLOWS:

(1) The designated appointing authority of the Township, may employ and hire Mary Ann Sheppard as a part-time Deputy Municipal Court Administrator on an as-needed basis retroactive to February 21, 2012.

(2) Said individual shall be compensated at an hourly rate of \$18.11 as provided in the Salary Ordinance under the title Part-time/Seasonal/Temporary Titles – Deputy Municipal Court Administrator which reflects a salary range for 2012 of \$10.54 to \$18.11 per hour.

(3) Said individual shall not be governed by the terms and conditions of the Collective Bargaining Agreement between the Township and its Collective Bargaining Representative due to her status as a part-time interim employee as per Article I (A) of said Agreement.

MAURICE RIVER TOWNSHIP

RESOLUTION NO. 69-2012

A RESOLUTION OPPOSING SENATE BILL #1451 OPPOSING LEGISLATION TO REFORM AND MODERNIZATION OF THE OPEN PUBLIC MEETINGS ACT

WHEREAS, legislation has been introduced to reform and modernize the Open Public Meetings Act (S-1451); and

WHEREAS, the governing body of the Maurice River Township agrees with and supports the statement that “the right of the public to be present at all meetings of public bodies, and to witness in full detail all phases of the deliberation, policy formulation, and decision making of public bodies, is vital to the enhancement and proper functioning of the democratic process”; and

WHEREAS, the changes, however, proposed in S-1451 will not only be a cost driver for local and State government but make government less effective; and

WHEREAS, S-1451 includes a number of proposed requirements which involve costly unfunded mandates, impractical requirements and impediments to the democratic process, including the following:

- A new definition of subcommittees that expands subcommittees to be overly inclusive so that, for example, even research projects assigned to one member of a public body could be covered; and

- A new requirement that all subcommittees meetings include notice of their meeting and the preparation of minutes, which would, among other things, necessitate additional administrative support for all meetings of subcommittees as well as increased legal advertising cost; and
- A new requirement that agendas provide a description of all agenda items, including the names of parties to and approximate dollar amounts of any contracts to be acted upon, which will delay the award of contracts and could lead to the loss of grant monies; and
- A new requirement that the governing body may discuss, but not act upon, an item brought up by a citizen at a public meeting if it was not published as an agenda item, that not only runs contrary to the time honored tradition of holding a public meeting for the very purpose of soliciting such input and acting upon it but is impractical, ineffective and unnecessarily inhibits the operations of municipal government; and
- A new requirement for advance notification of estimated start times for the public portion of the meeting and the portion of the meeting from which the public is to be excluded that is unworkable and disruptive; and
- A new requirement that recordings of meetings become a part of the minutes that renders the recordings a permanent municipal record and is not only counter to the already-established records retention schedule of Division of Archive and Records Management for such records but which will be costly to preserve the records to ensure that they are permanent; and
- A new requirement that electronic communications, such as e-mails and text messages, concerning public business among an effective majority of the members that occurred prior to a meeting become part of the minutes and renders the recordings a permanent municipal record, is unworkable and unmanageable as the technology does not always exist to make “hard copies” or digital copies of text messages and the records custodian does not always have access to them, and which is an unprecedented expansion of the meeting concept; and
- A new requirement that public bodies be permitted to exclude the public from discussion of personnel matters only with the written consent of the employee and potentially affected employees which will inhibit the public bodies’ ability to take necessary actions on personnel matters and could lead to costly litigation; and
- A new requirement that comprehensive minutes that must include each member’s stated reason for their actions or vote, the identity of each member of the public who spoke, and summary of what was said, be made available to the public as soon as possible but no later than 45 days after the meeting that will not only be costly but the historical value of minutes will be lost in order to meet an arbitrary deadline; and

WHEREAS, the provisions of S-1451 place financial, time, manpower and other burdens on municipalities at a time when municipalities are forced to layoff municipal employees, impose furloughs and reduce departmental budgets so that municipalities can meet the strict CAP requirements with decreased revenues and increasing operating expense; and

WHEREAS, the totality of the new requirements of S-1451 will be a significant cost driver for local and State government with no known appropriation contemplated or any alternate means to offset these costs, such a reasonable increase in fees; and

WHEREAS, while the governing body of the Maurice River Township strives for and agrees that open and transparent government is essential to the democratic process, the provisions of S-1451 will make government inefficient;

NOW, THEREFORE, BE IT RESOLVED that the governing body of the Maurice River Township, County of Cumberland, and State of New Jersey for reasons stated above, does hereby oppose S-1451, as currently drafted, and strongly urges the State Senate and Assembly to oppose these bills; and

BE IT FURTHER RESOLVED that a copy of this duly adopted resolution be forwarded to Senate President Stephen Sweeney, Senator Loretta Weinberg, Assembly Speaker Shelia Oliver, Assemblyman Gordon Johnson, Assemblyman Upendra Chivukula, the legislators of the First State Legislative District, Governor Chris Christie, the New Jersey State League of Municipalities and the Municipal Clerks' Association of New Jersey.

MAURICE RIVER TOWNSHIP

RESOLUTION NO. 70-2012

A RESOLUTION OPPOSING SENATE BILL #1452 OPPOSING LEGISLATIONS TO REFORM AND MODERNIZE THE OPENING PUBLIC RECORDS ACT

WHEREAS, legislation has been introduced to reform and modernize the Open Public Records Act (S-1452); and

WHEREAS, the governing body of the Maurice River Township agrees that government records should be readily accessible and transparent but there must be an appropriate balance between the need for openness and transparency in government and citizens' reasonable expectation of privacy; and

WHEREAS, among the costly unfunded mandates and impractical new requirements of S-1452 are the following:

- The expansion of the definition of government record to include records that are required by law to be made, maintained or kept on file by any public agency that will lead to a records custodian to be in violation of OPRA for the non-existence of a government records created before their tenure with the public body; and
- The creation of a definition for “advisory, consultative or deliberative” material that may be contrary to the well established definition in case law leading to costly litigation; and
- The expanding of the definition of government record to include electronic communications, such as e-mails and text messages, concerning public business among an effective majority of the members that occurred prior to a meeting that is unworkable and unmanageable as the technology does not always exist to make “hard copies” or digital copies of text messages, the records custodian does not always have access to the electronic communications and certain cell phone carriers will not provide this information without a subpoena; and
- The inclusion of a subjective definition for “reasonable” that may be contrary to the well established definition in case law leading to costly litigation; and
- A new requirement that any video or audio recordings or public meetings should be available in unedited form will be in direct violation of the Open Public Meetings Act requirement that requires the redacting of discussions in closed session until the matter can legally be released; and
- A new requirement on how to handle redactions and special services fees is time consuming and costly, especially considering that the Government Records Council has already addressed these procedures in their Custodians’ Toolkit, which should be codified; and
- A provision that permits the records custodian to advise a requestor that a government record is readily available on the public agency’s website; however, the bill requires the records custodian to directly provide the records to the requestor if they do not have access to a computer but does not define what is meant by “access to a computer”; and
- A new costly requirement that when there is a special service charge the requestor must be provided, at no cost, an index generally describing the responsive government records to be provided and to the greatest extent possible the index shall include the name of each record or brief description of the record or general categories of records, a detailed breakdown of how the special charges were assessed and if records are exempt or redacted, the records custodian must provide a description of those records; and

- A provision that prohibits the assessment of a special service charge for requests for budgets, bills, vouchers, contracts and public employee salaries and overtime unless the request is deemed voluminous, which is undefined and subjective; and

WHEREAS, the provisions of S-1452 place financial, time, manpower and other burdens on municipalities at a time when municipalities are forced to layoff municipal employees, impose furloughs and reduce departmental budgets so that municipalities can meet the strict CAP requirements with decreased revenues and increasing operating expense; and

WHEREAS, the totality of the new requirements of S-1452 will be a significant cost driver for local and State government with no known appropriation contemplated or any alternate means to offset these costs, such a reasonable increase in fees; and

WHEREAS, while the governing body of the Maurice River Township strives for and agrees that open and transparent government is essential to the democratic process, the provisions of S-1452 will make government inefficient;

NOW, THEREFORE, BE IT RESOLVED that the governing body of the Maurice River Township, County of Cumberland, and State of New Jersey for reasons stated above, does hereby oppose S-1452, as currently drafted, and strongly urges the State Senate and Assembly to oppose these bills; and

BE IT FURTHER RESOLVED that a copy of this duly adopted resolution be forwarded to Senate President Stephen Sweeney, Senator Loretta Weinberg, Senator Barbara Buono, Senator Shirley Turner, Assembly Speaker Shelia Oliver, Assemblyman Gordon Johnson, the legislators of the First State Legislative District, Governor Chris Christie, the New Jersey State League of Municipalities and the Municipal Clerks' Association of New Jersey.

MAURICE RIVER TOWNSHIP

RESOLUTION NO. 71-2012

A RESOLUTION JOINING NCADD AND NJABC PROCLAIMING APRIL 2012 ALCOHOL AWARENESS MONTH

WHEREAS, alcohol is a primary factor in the four leading causes of death for young persons ages 10-21 and

WHEREAS, almost 100,000 persons die each year from alcohol-related causes: drinking and driving crashes, other accidents, falls, fires, alcohol-related homicides and suicide and

WHEREAS, approximately 15 million current drinkers in the United States are

dependent on alcohol; and

WHEREAS, adolescents use alcohol more than tobacco or illicit drugs; and

WHEREAS, young people begin drinking, on average, at 13.1 years of age; and

WHEREAS, young people who begin drinking before age 15 are four times more likely to develop alcohol dependence than those who begin drinking at age 21; and

WHEREAS, alcohol is involved in fifty percent of criminal assault, traffic, theft, fraud, vandalism and sex crime cases in the juvenile justice system. Older friends and siblings are the primary source by which underage youth obtain alcohol. Providing alcohol to minors is against the law, and that together we should work to keep it out of their hands, and

WHEREAS, it is imperative that we join with others in advancing efforts to strengthen the enforcement of our underage drinking laws, and build partnerships among local agencies, elected officials, law enforcement, businesses, schools, and communities to prevent underage drinking and alcoholism;

NOW, THEREFORE, Be it resolved that the Township Committee of Maurice River Township join the National Council on Alcoholism and Drug Dependence, Inc, (NCADD) and The New Jersey Division of Alcohol Beverage Control and do hereby proclaim that April 2012 is Alcohol Awareness Month in Maurice River Township.

MAURICE RIVER TOWNSHIP

RESOLUTION NO. 72-2012

A RESOLUTION CALLING FOR THE RESTORATION OF ENERGY TAXES TO MUNICIPALITIES

WHEREAS, taxes on gas and electric utilities were originally collected by the host municipalities to be used for local purposes and to compensate the public for the use of their rights of way; and

WHEREAS, when the State made itself the collection agent for these taxes, it promised to dedicate the proceeds to municipal property tax relief; since, just as municipalities collect property taxes for the benefit of school districts, counties and other entities; the State is supposed to collect Energy Taxes for the benefit of municipal governments; and

WHEREAS, for years, though, State budget makers have diverted funding from Energy Taxes to fund State programs; and instead of being spent on local programs and services and used to offset property taxes, the money has been spent as successive Legislatures and Administrations have seen fit; and

WHEREAS, while the State may need to have the right to over-ride the statutory dedication of these revenues to local governments, in order to deal with emergencies and crises that may occur; current State policy makers should not exercise that right automatically; and

WHEREAS, while that right should be the exception, it has become the rule; and

WHEREAS, by using tactics such as reducing CMPTRA, which is also comprised of revenues that should be returned to municipalities, State Budget makers have been able to continue collecting Energy Taxes, while keeping additional revenue that should have been returned to provide property tax relief; and

WHEREAS, from \$72 million in State Fiscal Year 2005, to \$505 million in State Fiscal Year 2011, the State's diversion of Energy Taxes has continued to grow; and

WHEREAS, in 2008, 2009 and 2010 (SFY 2009, 2010 and 2011), funding for municipal revenue replacement was slashed by about \$26 million in 2008 and \$32 million in 2009, followed by losses of about \$271 million in 2010; and

WHEREAS, the cumulative impact of years of underfunding has left many municipalities with serious needs and burdensome property taxes; and

WHEREAS, local elected officials are in the best position to decide the best use for these resources, which were always intended to fund local programs and services;

NOW THEFORE BE IT RESOLVED, by the Mayor and Governing Body of Maurice River Township, that we join with the League of Municipalities in calling for the immediate restoration of funding diverted from Energy Taxes intended for local use; and

BE IT FURTHER RESOLVED, that we, respectfully, call on State policy makers to end the diversion of our municipal resources to cover State spending and to provide us with this important tool to relieve the worst-in-the-nation property tax burden borne, for too long, by the people of New Jersey; and

BE IT FINALLY RESOLVED, that copies of this Resolution be forwarded to the Governor of the State of New Jersey, our State Legislators and the League of Municipalities.

MAURICE RIVER TOWNSHIP

RESOLUTION NO. 73-2012

**A RESOLUTION SUPPORTING A RESTORATION PROGRAM
FOR THE OYSTER STOCK IN THE DELAWARE BAY**

Whereas the oyster industry is one of the major industries supporting the bayshore townships of New Jersey, making Port Norris one of the six major New Jersey fishing ports; and

Whereas the oyster stock in Delaware Bay has been declared a sustainable resource due to careful management by the New Jersey Department of Environmental Protection, the Delaware Bay Section of the Shell Fisheries Council, and the Haskin Shellfish Research Laboratory of Rutgers University; and

Whereas the oyster fishery has achieved six consecutive years of above average landings, a harvest rate not seen since the early 1980s; and

Whereas the oyster industry has voluntarily re-invested 4-5% of its gross earnings each year into improvement of the oyster stock, a level of support that has been extremely important in achieving increased landings without overharvesting the resource; and

Whereas in August/September of 2011, Hurricane Irene and Tropical Storm Lee generated a one-hundred-year flood event in the Delaware Basin that produced historically-high mortalities for the oyster stock in the upper reaches of Delaware Bay; and

Whereas prior to the flood, these oyster beds contributed 34.5% of the entire oyster stock and supported a substantial portion of the fishery; and

Whereas management of the oyster resource in Delaware Bay in 2012 includes recommendations for closure of the uppermost three beds and limited harvest on the remaining upbay beds, in recognition of the reduction in the stock precipitated by unprecedented mortalities upbay and the need to limit harvest to retain resource sustainability; and.

Whereas limited catch in any specific area cannot be compensated by increased harvest elsewhere as the management system emphasizes the prevention of overharvesting in each bay region, thereby requiring a

significant reduction in quota in 2012 relative to preceding years;
and

Whereas the estimated recovery time for the oyster stock from the devastating 2011 flood is expected to be 10 years without active intervention; and

Whereas the reduction in quota and extended time course for recovery leads to a projection of economic loss generated by the historically-high oyster mortality in 2011 of between \$2.9 million and \$5.0 million directly to the watermen of Delaware Bay with an economic impact for the bayshore region of between \$17.7 million and \$30.1 million; and

Whereas the economic damage could be significantly reduced by the planting of 500,000 bushels of shell over 4-5 years to increase abundance, thereby bringing harvest levels back to pre-flood levels;

Then be it resolved that the Senate recognizes the importance of the oyster industry to the economy of bayshore communities and strongly supports the implementation of a restoration program for the oyster stock in Delaware Bay to limit the economic losses from the 2011 flood; and

Be it resolved that this program should plant 500,000 bushels of shell over a 4-to-5-year period in order to increase the production of juvenile oysters and restore oyster abundance on the upbay beds to pre-flood levels at an estimated cost of \$2 million.

MAURICE RIVER TOWNSHIP

RESOLUTION NO. 74-2012

A RESOLUTION ACKNOWLEDGING AWARD OF COMMUNITY PLANNING ASSISTANCE FROM THE NEW JERSEY CHAPTER OF THE AMERICAN PLANNING ASSOCIATION (NJ-APA) FOR PLANNING ASSISTANCE TO DEVELOP AN ECONOMIC DEVELOPMENT PLAN FOR THE PLANNED HIGHWAY BUSINESS AND VILLAGE DISTRICTS

WHEREAS, Maurice River Township Resolution #129-2011 authorized an application for Community Planning Assistance through the New Jersey Chapter of the American Planning Association to develop an Economic Development Plan for the Planned Highway Business and Village Districts; and

WHEREAS, Maurice River Township is honored to be a recipient of this highly competitive program; and

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP COMMITTEE OF MAURICE RIVER TOWNSHIP that the Township Committee of Maurice River does hereby accept the round of pro bono planning assistance by APA-NJ's members through the new APA-NJ Community Planning Assistance Program; and

BE IT FURTHER RESOLVED that the conditions for award delineated in Maurice River Township Resolution #129-2011 are acknowledged and commitment to comply with all terms and conditions of the program are reaffirmed.

Maurice River Township

Resolution No. 75-2012

A RESOLUTION ENDORSING SUBMISSION OF RECYCLING TONNAGE GRANT APPLICATION AND DESIGNATING LOUANN KARRER TO ENSURE PROPER FILING

- WHEREAS,** The Mandatory Source Separation and Recycling Act, P.L.1987, c.102, has established a recycling fund from which tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and
- 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 **2010 Recycling Tonnage Grant** will memorialize the commitment of this municipality to recycling and to indicate the assent of Maurice River Township 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 Township Committee of Maurice River Township that Maurice River Township hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and designates Louann Karrer 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.