

TOWNSHIP OF BORDENTOWN

TOWNSHIP COMMITTEE REGULAR MEETING AGENDA

DATE: JANUARY 13, 2014 TIME: 7:00 P.M.

MEETING ROOM, MUNICIPAL BUILDING

ATTENDANCE:           PRESENT           ABSENT

_____	_____	Mayor Benowitz
_____	_____	Deputy Mayor Cann
_____	_____	Committeeman Carson
_____	_____	Committeeman Moynihan
_____	_____	Committeewoman Popko
_____	_____	Township Clerk Eckert
_____	_____	Attorney Kearns
_____	_____	Chief Financial Officer Kocian
_____	_____	Public Works Director Buhrer
_____	_____	Police Chief Nucera

1. Salute to the flag and moment of silence.
2. Roll Call.
3. Open Public Meeting Announcement:

In compliance with the Open Public Meetings Act, adequate notice of this meeting was provided in the following manner:

On January 6, 2014, advance written notice of this meeting was posted on the bulletin board opposite the main entrance to the meeting room in the Municipal Building; was faxed to the REGISTER-NEWS, the BURLINGTON COUNTY TIMES and THE TIMES; was filed with the Clerk of Bordentown Township; and was mailed to all persons who requested and paid for such notice.

4. The proceedings of this meeting, which are open to the public, are being electronically recorded. Requisite minutes are kept for all meetings, whether open or closed to the public.
5. Mayor's Proclamation proclaiming January 11 of each year as Human Trafficking Awareness Day in the Township of Bordentown.
6. Administrative Review
  - a. Review of agenda
  - b. Review of correspondence

CONSENT AGENDA ITEMS:

- a. Township Committee review and discussion of Consent Agenda Items.
  - b. Questions or comments from the audience on consent agenda items.
  - c. Motion, Second and Roll Call to adopt Resolutions #2014-013-7 through #2014-013-15.
7. Resolution #2014-013-7 entitled APPROVING THE TRANSACTION OF ITEMS OF ROUTINE BUSINESS: MINUTES OF MEETINGS.
  8. Resolution #2014-013-8 entitled RESOLUTION APPROVING STIPENDS TO CYNTHIA DZUIRA AND THERESA EZZO FOR CERTAIN ASSIGNED CLERICAL DUTIES WITHIN THE COMMUNITY DEVELOPMENT OFFICE.
  9. Resolution #2014-013-9 entitled RESOLUTION TO APPOINT PART-TIME (PER DIEM) EMT.
  10. Resolution #2014-013-10 entitled RESOLUTION AUTHORIZING THE FUNDING OF THE TOWNSHIP OF BORDENTOWN SHARE OF THE MACCS CONTRACT WITH CENTRAL JERSEY WASTE & RECYCLING, INC., FOR BASIC SERVICES SOLID WASTE AND REPUBLIC SERVICES OF MOUNT LAUREL FOR BULK COLLECTION.
  11. Resolution #2014-013-11 entitled AUTHORIZE SETTLEMENT AGREEMENT WITH NEW JERSEY TURNPIKE AUTHORITY TO PROVIDE EXEMPT STATUS FOR BLOCK 129, LOTS 18 AND 15.01 AND BLOCK 132, LOTS 2 AND 4.
  12. Resolution #2014-013-12 entitled APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT CONTRACT WITH THE SUSTAINABLE GRANT CERTIFICATION PROGRAM FOR "WATER CONSERVATION CAMPAIGN".
  13. Resolution #2014-013-13 entitled APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT CONTRACT WITH THE SUSTAINABLE GRANT CERTIFICATION PROGRAM FOR "MOW IT AND LEAVE IT" CAMPAIGN.
  14. Resolution #2014-013-14 entitled AUTHORIZING REFUND OF OVERPAYMENT OF TAXES.
  15. Resolution #2014-013-15 entitled RESOLUTION AMENDING RESOLUTION #2014-4-7 ENTITLED ADOPTING TEMPORARY BUDGET FOR 2014.
  16. Consideration of Introduction of Ordinance #2014-1 entitled ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF BORDENTOWN APPROVING REDEVELOPMENT PLAN FOR BLOCK 120, LOTS 1-14; BLOCK 121, LOTS 1-5; BLOCK 122, LOTS 1-10; BLOCK 127, LOTS 2-3; AND BLOCK 128.01, LOTS 1-12, 14-16, 29-32.02 AND 35-38.
  17. Consideration of Introduction of Ordinance #2014-2 entitled AN ORDINANCE TO AMEND ORDINANCE #2013-7 ENTITLED AN ORDINANCE TO ESTABLISH TITLES AND SALARY RANGES FOR PERMANENT AND PROVISIONAL EMPLOYEES.

18. Consideration of Introduction of Ordinance #2014-3 entitled AN ORDINANCE OF THE TOWNSHIP COMMITTEE TO RESCIND ORDINANCE #2010-18 ENTITLED AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF BORDENTOWN ESTABLISHING WORK HOURS FOR THE CONSTRUCTION CODE OFFICIAL AND SUB-CODE OFFICIALS.
19. Consideration of Introduction of Ordinance #2014-4 entitled AN ORDINANCE OF THE TOWNSHIP OF BORDENTOWN AMENDING THE BORDENTOWN TOWNSHIP CODE TO PROVIDE FOR THE NUMBER OF MEMBERS FOR THE ECONOMIC DEVELOPMENT ADVISORY COMMITTEE AND PROVIDING FOR A QUORUM FOR THE CONDUCT OF MEETINGS.
20. Township Committee and Staff Reports.
21. Public Participation.  
  
Questions, comments or statements from members of the public in attendance.
22. Any additional matters or correspondence to be reviewed, discussed or acted upon at the discretion of the Township Committee.
23. Resolution to meet in closed session:

BE IT RESOLVED by the Township Committee of the Township of Bordentown that it does hereby recess this Regular Meeting to meet in Closed Session for the purpose of discussing:

RESOLUTION #2014-013-7

APPROVING THE TRANSACTION OF ITEMS OF ROUTINE BUSINESS: MINUTES OF MEETINGS

BE IT RESOLVED by the Township Committee of the Township of Bordentown that the minutes of the Township Committee Closed Session Meeting of December 26, 2013, and the Regular Meeting of December 9, 2013, and December 26, 2013, as submitted by the Clerk and posted on the bulletin board, be and are hereby approved as ( \_\_\_\_\_ submitted) ( \_\_\_\_\_ corrected).

01/13/14

RESOLUTION #2014-013-8

RESOLUTION APPROVING STIPENDS TO CYNTHIA DZUIRA AND THERESA EZZO FOR CERTAIN ASSIGNED CLERICAL DUTIES WITHIN THE COMMUNITY DEVELOPMENT OFFICE

WHEREAS, to maintain the daily functions of the Community Development Office, the Township Committee has assigned certain clerical duties to Cindy Dzuira (Clerk's Office) and Theresa Ezzo (Construction Office); and

WHEREAS, both Ms. Dzuira and Ms. Ezzo have agreed to accept the additional duties of the Community Development Office; and

WHEREAS, the Township Committee wishes to provide a stipend to Ms. Dzuira and Ms. Ezzo for their performance of the additional functions;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Bordentown that it does hereby award the following stipends:

Cindy Dzuira, Clerk Typist (Clerk's Office)	\$6,000.00
Theresa Ezzo, TACO (Construction Office)	\$4,000.00

BE IT FURTHER RESOLVED that said award shall be in conjunction with Bordentown Township Ordinance #2013-10 and shall be retroactive to January 1, 2014; and

BE IT FURTHER RESOLVED that said stipends shall be made a part of the employees' annual salaries with regards to the Public Employees Retirement System reports; and

BE IT FURTHER RESOLVED that should Ms. Dzuira and Ms. Ezzo no longer perform said additional duties, the stipend shall cease upon the conclusion of the current pay period.

It is hereby certified that the foregoing is a true and correct copy of a resolution adopted by the Township Committee of the Township of Bordentown at a meeting held on January 13, 2014.

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COLLEEN M. ECKERT, RMC, TWP. CLERK

01/13/14

RESOLUTION #2014-013-9

RESOLUTION TO APPOINT PART-TIME (PER DIEM) EMT

WHEREAS, the Township Committee of the Township of Bordentown has determined the need to appoint an additional part-time (per diem) EMT;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Bordentown that it does hereby appoint the following part-time EMT effective January 14, 2014:

Diane Johnson  
Christopher O'Leary

BE IT FURTHER RESOLVED that compensation shall be set at \$12.00 per hour in accordance with Ordinance #2013-7.

It is hereby certified that the foregoing is a true and correct copy of a resolution adopted by the Township Committee of the Township of Bordentown at a meeting held on January 13, 2014.

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COLLEEN M. ECKERT, RMC, TWP. CLERK

01/13/14

**RESOLUTION NO: 2014-013-10**

***RESOLUTION AUTHORIZING THE FUNDING OF  
THE TOWNSHIP OF BORDENTOWN SHARE OF THE  
MACCS CONTRACT WITH CENTRAL JERSEY WASTE & RECYCLE, INC. FOR BASIC SERVICES  
SOLID WASTE AND REPUBLIC SERVICES OF MOUNT LAUREL FOR BULK COLLECTION***

Whereas the Governing Body of The Township of Bordentown, County of Burlington, State of New Jersey agreed to participate in a Joint Purchasing Program for the provision and performance of goods and services, more specifically, for the collection of disposal of solid waste and bulk from apartments and condominiums within the municipality; and

Whereas, The Township of Bordentown entered into a Joint Purchasing Agreement with the program known as "Municipal Apartment and Condominium Collection Services" ("MACCS") which agreement designates Maple Shade Township as the Lead agency for the program; and

Whereas, Central Jersey Waste & Recycling, Inc. is to be awarded the contract to provide basic services for solid waste collection including open top containers and compactors beginning April 1, 2014 which contract provides for a three year term in an amount not to exceed \$143,046.41 for collection services and \$95,364.28 for which the contract provides for two one-year renewal periods; and

Whereas, Republic Services of Mount Laurel, Inc. is to be awarded the contract to provide bulk collection services beginning April 1, 2014 which contract provides for a three year term in an amount not to exceed \$10,185.00 for collection services and \$6,790.00 for which the contract provides for two one-year renewal periods; and

Whereas, the cost of the contract allocated to The Township of Bordentown for the three year term, based on its current level of service is \$153,231.41 for basic collection services and bulk; and

Whereas, pursuant to the Local Public Contracts Law, N.J.S.A. 40A: 11-1 *et seq.* and the regulations promulgated there under, more specifically, N.J.A.C. 5:34-7.14, prior to the award of contract, each member of a joint purchasing system must issue a purchase order and certification of funds for its share of the contract amount; and

Whereas, it appears that it is in the best interest of The Township of Bordentown to fund its portion of the contract with Central Jersey Waste & Recycling Inc., and Republic Services of Mount Laurel in an amount not to exceed \$255,385.69 subject to the availability of funds; and

Whereas, the Township of Bordentown certifies that there are sufficient funds in the 2014 budget to provide for this purpose for the period from April 1, 2014 through December 31, 2014 in the amount of \$38,307.85 as indicated in the attached Certification of Funds;

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

1. The share of the solid waste collection contract for the MACCS program allocated to the Township of Bordentown for the contract with Central Jersey Waste & Recycling, Inc. and Republic Services of Mount Laurel is hereby accepted;
2. The Chief Financial Officer is hereby authorized to issue the purchase order funding the municipality's 2014 portion of the contract.

RESOLUTION #2014-013-11

AUTHORIZE SETTLEMENT AGREEMENT WITH NEW JERSEY TURNPIKE AUTHORITY TO  
PROVIDE EXEMPT STATUS FOR BLOCK 129, LOTS 18 AND 15.01 AND BLOCK 132,  
LOTS 2 AND 4.

WHEREAS, the New Jersey Turnpike Authority (the "Authority") owns certain property located in the Township of Bordentown known and identified as Block 129, Lot 18, Block 129, Lot 15.01, Block 132, Lot 2 and Block 132, Lot 4 (collectively, the "Subject Properties"); and

WHEREAS, the Authority filed a tax appeal in 2013 for Block 129, Lot 18 claiming that Lot 18 should have been categorized as tax exempt as part of the Authority's highway project; and

WHEREAS, the Authority is further claiming that Block 129, Lot 15.01, and Block 132, Lots 2 and 4 should have been identified as exempt as part of the Authority's highway project; and

WHEREAS, the Township Assessor has reviewed the information provided by the Authority and is satisfied that the Subject Properties should be classified as tax exempt pursuant to N.J.S.A. 27:23-12; and

WHEREAS, the Authority and the Township desire to reach a settlement concerning the 2013 tax appeal and the exempt status of all of the Subject Properties for 2014 and future years.

NOW THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Bordentown, County of Burlington as follows:

1. That, upon receipt of delinquent 2013 tax payments for said properties, the Mayor and Township Clerk are hereby authorized to execute a Settlement Agreement with the New Jersey Turnpike Authority designating the Subject Properties as tax exempt on the 2014 certified tax list and providing for continued exemption so long as the properties so qualify pursuant to N.J.S.A. 27:23-12.

It is hereby certified that the foregoing is a true and correct copy of a resolution adopted by the Township Committee of the Township of Bordentown at a meeting held on January 13, 2014.

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COLLEEN M. ECKERT, RMC, TWP. CLERK

01/13/14



**Township of Bordentown  
Resolution No. 2014-013-12**

**Resolution:** Approval to submit a grant application and execute a grant contract with the Sustainable Grant Certification Program for “Water Conservation Campaign”.

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

**BE IT FURTHER RESOLVED** that Committeewoman Jill Popko and Township Clerk Eckert are hereby authorized to submit the grant application identified to the “Water Conservation Campaign” through the Sustainable Jersey Grant Certification Program.

**BE IT FURTHER RESOLVED** that said grant, if awarded, shall be in the amount of \$2,000; and

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

Certified as a true copy of the Resolution adopted by the Committee  
On this 13<sup>th</sup> day of January, 2014.

\_\_\_\_\_  
Clerk

My signature and the Clerk’s seal serve to acknowledge the above resolution and constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement as authorized by the resolution above.

**ATTEST and AFFIX SEAL** \_\_\_\_\_  
(Clerk)

\_\_\_\_\_  
(Presiding Officer)

**Township of Bordentown  
Resolution No. 2014-013-13**

**Resolution:** Approval to submit a grant application and execute a grant contract with the Sustainable Grant Certification Program for “Mow It and Leave It” Campaign.

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

**BE IT FURTHER RESOLVED** that Committeewoman Jill Popko and Township Clerk Eckert are hereby authorized to submit the grant application identified to the “Mow It and Leave It Campaign” through the Sustainable Jersey Grant Certification Program.

**BE IT FURTHER RESOLVED** that said grant, if awarded, shall be in the amount of \$10,000; and

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

Certified as a true copy of the Resolution adopted by the Committee  
On this 13<sup>th</sup> day of January, 2014.

\_\_\_\_\_  
Clerk

My signature and the Clerk’s seal serve to acknowledge the above resolution and constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement as authorized by the resolution above.

**ATTEST and AFFIX SEAL** \_\_\_\_\_  
(Clerk)

\_\_\_\_\_  
(Presiding Officer)

**RESOLUTION #2014-013-14**

**AUTHORIZING REFUND OF OVERPAYMENT OF TAXES**

BE IT RESOLVED, by the Township Committee of the Township of Bordentown that, as requested by the Tax Collector, it hereby authorizes a refund of overpayment of 2013 taxes in the amount of \$2,796.93 to Corelogic for Block 93.01 Lot 50 commonly known as 41 Dorset Court.

01/13/14

MAP

It is hereby certified that the foregoing is a true and correct copy of a resolution adopted by the Township Committee of the Township of Bordentown at a meeting held on January 13, 2014.

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COLLEEN M. ECKERT, RMC, TWP. CLERK

01/13/14

RESOLUTION #2014-013-15

RESOLUTION AMENDING RESOLUTION #2014-4-7 ENTITLED ADOPTING TEMPORARY BUDGET FOR 2014

WHEREAS, the Township Committee of the Township of Bordentown adopted Resolution #2014-4-7 on January 4, 2014, which adopted the Temporary Budget for General Operations, totaling approximately 26.25 percent of the operating appropriations of the 2013 budget, excluding appropriations for capital improvements and debt service; and

WHEREAS, the Chief Financial Officer has determined the need to amend the Temporary Budget for the year 2014;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Bordentown that it does authorize the Temporary Budget for the year 2014 to be amended as follows:

**TEMPORARY BUDGET**

**Temporary Appropriations 01.13.14 NJSA 40A:4-20**

	<b>PRIOR</b>	<b>2,143,083.00</b>
MACCS	Other Expenses	38,500.00
	<b>Total including this resolution</b>	<b>2,181,583.00</b>

It is hereby certified that the foregoing is a true and correct copy of a resolution adopted by the Township Committee of the Township of Bordentown at a meeting held on January 13, 2014.

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COLLEEN M. ECKERT, RMC, TWP. CLERK

01/13/14

TOWNSHIP OF BORDENTOWN

ORDINANCE #2014-1

ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF BORDENTOWN  
APPROVING REDEVELOPMENT PLAN FOR BLOCK 120, LOTS 1-14; BLOCK 121, LOTS 1-5;  
BLOCK 122, LOTS 1-10; BLOCK 127, LOTS 2-3; AND BLOCK 128.01, LOTS 1-12, 14-16, 29-32.02  
AND 35-38.

WHEREAS, the Township Committee of the Township of Bordentown in its capacity as the redevelopment authority has reviewed the Southern Gateway Redevelopment Area Redevelopment Plan prepared by Edward E. Fox of the Burlington County Bridge Commission for the redevelopment area designated as Block 120, Lots 1-14; Block 121, Lots 1-5; Block 122, Lots 1-10; Block 127, Lots 2-3; and Block 128.01, Lots 1-12, 14-16, 29-32.02 and 35-38;

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Bordentown in its capacity as the redevelopment authority that the Southern Gateway Redevelopment Area Redevelopment Plan is hereby approved.

**ORDINANCE #2014-2**

AN ORDINANCE TO AMEND ORDINANCE #2013-7 ENTITLED AN ORDINANCE TO ESTABLISH TITLES AND SALARY RANGES FOR PERMANENT AND PROVISIONAL EMPLOYEES.

BE IT ORDAINED an enacted Ordinance by the Township Committee of the Township of Bordentown, County of Burlington and State of New Jersey, as follows:

SECTION 2. Section 2 of Ordinance #2013-7 is hereby amended as follows:

**ANNUAL SALARIES**

TAX COLLECTOR (Finance Department) STIPEND	\$1,000.00 - \$10,000.00
KEYBOARDING CLERK 2 (Finance Department) STIPEND	\$1,000.00 - \$10,000.00

**HOURLY SALARIES**

CODE ENFORCEMENT OFFICER	15.00 - 25.00
CONSTRUCTION OFFICIAL	20.00 - 40.00
CONSTRUCTION/CODE ENFORCEMENT OFFICIAL	35.00 - 85.00
BUILDING SUBCODE OFFICIAL	25.00 - 60.00
PLUMBING SUBCODE OFFICIAL	25.00 - 50.00
FIRE SUBCODE OFFICIAL	20.00 - 40.00
ELECTRICAL SUBCODE OFFICIAL	25.00 - 50.00

SECTION 24. Effective date/effective duration. This ordinance shall take effect immediately upon final passage and publication according to law, and the provisions thereof shall be effective as of November 1, 2013, and shall remain in effect until such time as amendments are required. No rights are created beyond the effective period of this ordinance.

SECTION 7. Repealer. All ordinances and parts of ordinances inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

SECTION 8. Severability. In the event that any portion of this ordinance is determined to be invalid, such determination shall not affect the remaining portions of the ordinance, which are hereby declared to be severable.

ORDINANCE #2014-3

AN ORDINANCE OF THE TOWNSHIP COMMITTEE TO RESCIND ORDINANCE #2010-18  
ENTITLED AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF  
BORDENTOWN ESTABLISHING WORK HOURS FOR THE CONSTRUCTION CODE OFFICIAL  
AND SUB-CODE OFFICIALS

WHEREAS, on October 25, 2010, the Township Committee of the Township of Bordentown adopted Ordinance #2010-18, regulating the work hours for the Construction Official and Subcode Officials employed by the Township of Bordentown; and

WHEREAS, it has since been determined that said ordinance is in direct conflict of NJSA 52:27D-126, Appointment of Construction Official, Subcode Officials and establishing the work hours for same;

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Bordentown that it does hereby rescind Ordinance #2010-18.

**TOWNSHIP OF BORDENTOWN**

**ORDINANCE NO. 2014-4**

**An Ordinance of the Township of Bordentown Amending the  
Bordentown Township Code to Provide for the Number of Members for  
the Economic Development Advisory Committee and Providing for a  
Quorum for the Conduct of Meetings**

**Whereas**, the Township Committee has determined that it is appropriate to amend the Ordinance providing for an Economic Development Advisory Committee to provide for a total of eleven (11) members and to further provide that a quorum for meetings shall consist of four (4) members,

**Now, Therefore, Be It Ordained** by the Township Committee of the Township of Bordentown that:

**Section 1.** The Code of the Township of Bordentown providing for an Economic Development Advisory Committee is hereby amended by revising Section 1 thereof to read as follows:

§ 1 Economic Development Advisory Committee Established.

There is hereby established an Economic Development Advisory Committee to consist of eleven (11) members appointed as provided herein, together with a member of the Township Committee appointed by the Township Committee. For the purpose of conducting meetings, four (4) members shall constitute a quorum.

**Section 2.** If a court of competent jurisdiction shall declare any section, paragraph, subsection, clause or provision of this Ordinance invalid, such decision shall not affect the validity of this Ordinance as a whole or any part thereof.

**Section 3.** All ordinances or parts of ordinances of the Township of Bordentown heretofore adopted that are inconsistent with any of the terms and provisions of this Ordinance are hereby repealed to the extent of such inconsistency.

**Section 4.** This ordinance shall take effect immediately upon final passage. Notice of adoption shall be published as provided by law.



