

TOWNSHIP COMMITTEE MINUTES  
REGULAR MEETING  
JUNE 24, 2019

The Regular meeting of the Township Committee of the Township of Bordentown was held in the Main Meeting Room in the Municipal Building.

PRESENT: Mayor Stephen Benowitz  
Deputy Mayor Eugene Fuzy  
Committeeman Eric Holliday  
Committeeman James Kostoplis  
Committeeman Ken Mason  
Administrator Michael Theokas  
Acting Township Clerk Maria Carrington  
Attorney Eileen Fahey

ABSENT: Chief Financial Officer Jeffrey Elsasser

Mayor Benowitz called the meeting to order at approximately 7:02 p.m. and led a salute to the flag and a moment of silence.

Acting Township Clerk Carrington read the following 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 7, 2019, 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 emailed to 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.

The proceedings of this meeting, which are open to the public, are being electronically recorded and will act as the minutes of the meeting in conjunction with the abbreviated form of the minutes. Requisite minutes are kept for all meetings, whether open or closed to the public.

At this time, Deputy Mayor Fuzy made the following motion:

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:

- Contract Negotiations: Joseph Lawrence Park Expansion  
Ward Avenue Resurfacing (Phases 1 & 2)  
Shared Service
- Personnel: Tax Assessor

It is anticipated that the deliberations conducted in closed session may be disclosed to the public upon the determination of the Township Committee that the public interest will no longer be served by such confidentiality; seconded by Committeeman Holliday.

PAGE 2  
REGULAR MEETING  
JUNE 24, 2019

AYE: Committeeman Holliday, Committeeman Kostoplis, Committeeman Mason, Deputy Mayor Fuzy, Mayor Benowitz

NAY: None

The Township Committee of the Township of Bordentown recessed their regular meeting at approximately 7:05 pm and reconvened the regular meeting at approximately 7:32 pm.

**Resolutions #2019-164 entitled RESOLUTION AMENDING APPOINTMENTS MADE TO THE ZONING BOARD OF ADJUSTMENT.** Nadia Bandukda was introduced to the Township Committee by Mayor Benowitz.

At this time, Committeeman Holliday made a motion to adopt Resolution #2019-164; seconded by Deputy Mayor Fuzy.

AYE: Committeeman Holliday, Committeeman Kostoplis, Committeeman Mason, Deputy Mayor Fuzy, Mayor Benowitz

NAY: None

**ADMINISTRATIVE REVIEW**

Acting Township Clerk Carrington stated there was nothing to add to the Consent Agenda; however, there is a small change to Ordinance #2019-11, which was distributed to the Township Committee members.

**CONSENT AGENDA**

**Resolution #2019-182 entitled APPROVING THE TRANSACTION OF ITEMS OF ROUTINE BUSINESS: PAYMENT OF BILLS.**

**Resolution #2019-183 entitled APPROVING THE TRANSACTION OF ITEMS OF ROUTINE BUSINESS: MINUTES OF MEETINGS AND FILING OF REPORTS.**

**Resolution #2019-184 entitled RESOLUTION AUTHORIZING MAYOR AND TOWNSHIP CLERK TO EXECUTE TRANSPORT AGREEMENT WITH VIRTUA FOR BORDENTOWN TOWNSHIP EMS.**

**Resolution #2019-185 entitled RESOLUTION OF THE TOWNSHIP OF BORDENTOWN, COUNTY OF BURLINGTON, STATE OF NEW JERSEY, AUTHORIZING THE APPOINTMENT OF EILEEN CARLOS AS TAX ASSESSOR.**

**Resolution #2019-186 entitled RESOLUTION ADOPTING AXA EQUITABLE'S SPECIMEN 457 PLAN DOCUMENT AS A DEFERRED COMPENSATION PLAN FOR EMPLOYEES OF THE TOWNSHIP OF BORDENTOWN.**

**Resolution #2019-187 entitled A RESOLUTION AUTHORIZING ENTERING A CONTRACT WITH BLACK LAGOON FOR THE MAINTENANCE OF PONDS FOR 2019.**

**Resolution #2019-188 entitled A RESOLUTION AUTHORIZING THE PURCHASE OF THIRTEEN (13) COMPUTERS FOR THE BORDENTOWN TOWNSHIP POLICE DEPARTMENT.**

**Resolution #2019-189 entitled RENEWAL OF LIQUOR LICENSE FOR THE 2019-2020 TERM.**

**Resolution #2019-190 entitled AUTHORIZING DISPOSAL OF SURPLUS PROPERTY.**

**Resolution #2019-191 entitled RESOLUTION ACCEPTING THE PROPOSAL FROM TUREK CONSULTING LLC FOR ENGINEERING SERVICES FOR THE JOSEPH LAWRENCE PARK RECREATION EXPANSION PROJECT.**

**Resolution #2019-192 entitled RESOLUTION ACCEPTING THE PROPOSAL FROM TUREK CONSULTING LLC FOR ENGINEERING SERVICES FOR THE WARD AVENUE ROAD RESURFACING – PHASES 1 & 2 PROJECT.**

Township Committee review and discussion of Consent Agenda Items Resolutions #2019-182 through #2019-192. No were no questions/comments on the Consent Agenda.

At this time, Deputy Mayor Fuzy made a motion to open to the public the consent agenda items; seconded by Committeeman Holliday.

AYE: Committeeman Holliday, Committeeman Kostoplis, Committeeman Mason, Deputy Mayor Fuzy, Mayor Benowitz

NAY: None

Seeing no comment, Deputy Mayor Fuzy made a motion to close to the public; seconded by Committeeman Holliday.

AYE: Committeeman Holliday, Committeeman Kostoplis, Committeeman Mason, Deputy Mayor Fuzy, Mayor Benowitz

NAY: None

At this time, Committeeman Holliday made a motion to adopt the Consent Agenda; seconded by Deputy Mayor Fuzy.

PAGE 4  
REGULAR MEETING  
JUNE 24, 2019

AYE: Committeeman Holliday, Committeeman Kostoplis, Committeeman Mason, Deputy Mayor Fuzy, Mayor Benowitz

NAY: None

**Ordinance #2019-08 entitled AN ORDINANCE OF THE TOWNSHIP OF BORDENTOWN, IN THE COUNTY OF BURLINGTON, NEW JERSEY, PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS AND RELATED EXPENSES IN AND FOR THE TOWNSHIP AND APPROPRIATING \$4,275,000 FOR SAID PURPOSES; AUTHORIZING THE ISSUANCE OF \$4,191,250 PRINCIPAL AMOUNT OF OBLIGATIONS OF THE TOWNSHIP TO FINANCE SAID PURPOSES; AND PROVIDING FOR OTHER MATTERS RELATING THERETO.**

At this time, Committeeman Mason made a motion to open the public hearing on Ordinance #2019-08; seconded by Deputy Mayor Fuzy.

AYE: Committeeman Holliday, Committeeman Kostoplis, Committeeman Mason, Deputy Mayor Fuzy, Mayor Benowitz

NAY: None

Seeing no public comment, Committeeman Mason made a motion to close the public hearing on Ordinance #2019-08; seconded by Deputy Mayor Fuzy.

AYE: Committeeman Holliday, Committeeman Kostoplis, Committeeman Mason, Deputy Mayor Fuzy, Mayor Benowitz

NAY: None

At this time, Committeeman Holliday made a motion to adopt Ordinance #2019-08; seconded by Committeeman Kostoplis.

AYE: Committeeman Holliday, Committeeman Kostoplis, Committeeman Mason, Deputy Mayor Fuzy, Mayor Benowitz

NAY: None

**Ordinance #2019-09 entitled AN ORDINANCE OF THE TOWNSHIP OF BORDENTOWN TO VACATE NISSIM AVENUE.**

At this time, Deputy Mayor Fuzy made a motion to open the public hearing on Ordinance #2019-09; seconded by Committeeman Holliday.

AYE: Committeeman Holliday, Committeeman Kostoplis, Committeeman Mason, Deputy Mayor Fuzy, Mayor Benowitz

PAGE 5  
REGULAR MEETING  
JUNE 24, 2019

NAY: None

Seeing no public comment, Committeeman Mason made a motion to close the public hearing on Ordinance #2019-09; seconded by Committeeman Holliday.

AYE: Committeeman Holliday, Committeeman Kostoplis, Committeeman Mason, Deputy Mayor Fuzy, Mayor Benowitz

NAY: None

At this time, Committeeman Holliday made a motion to adopt Ordinance #2019-09; seconded by Committeeman Masons.

AYE: Committeeman Holliday, Committeeman Kostoplis, Committeeman Mason, Deputy Mayor Fuzy, Mayor Benowitz

NAY: None

**Ordinance #2019-10 entitled AN ORDINANCE AUTHORIZING THE PURCHASE OF REAL PROPERTY LOCATED ON 179 AND 181 CROSSWICKS ROAD KNOWN AS BLOCK 66, LOTS 13 AND 14 PURSUANT TO N.J.S.A. 40A:12-5.**

At this time, Committeeman Holliday made a motion to open the public hearing on Ordinance #2019-10; seconded by Committeeman Kostoplis.

AYE: Committeeman Holliday, Committeeman Kostoplis, Committeeman Mason, Deputy Mayor Fuzy, Mayor Benowitz

NAY: None

AGNES MARSALA, 42 Cromwell Drive, Chesterfield Township: Ms. Marsala asked where the property is located. Administrator Theokas responded, it is at the corner of Thorntown and Crosswicks Road next to the 7-11.

Seeing no further public comment, Committeeman Mason made a motion to close the public hearing on Ordinance #2019-10; seconded by Deputy Mayor Fuzy.

AYE: Committeeman Holliday, Committeeman Kostoplis, Committeeman Mason, Deputy Mayor Fuzy, Mayor Benowitz

NAY: None

At this time, Committeeman Mason made a motion to adopt Ordinance #2019-10; seconded by Committeeman Holliday.

PAGE 6  
REGULAR MEETING  
JUNE 24, 2019

AYE: Committeeman Holliday, Committeeman Kostoplis, Committeeman Mason, Deputy Mayor Fuzy, Mayor Benowitz

NAY: None

**Ordinance #2019-11 entitled AN ORDINANCE ESTABLISHING A PERMIT AND AUTHORIZATION REQUIREMENT FOR PLACEMENTS OF TEMPORARY PORTABLE STORAGE AND DISPOSAL CONTAINERS.**

DEPUTY MAYOR FUZY: Deputy Mayor Fuzy said he voted no to the ordinance at the last meeting. He thanked everyone who worked on the ordinance to make it more practical, and said that each of the Committee members can use different life experiences when considering ordinances.

At this time, Committeeman Holliday made a motion to open the public hearing on Ordinance #2019-11; seconded by Committeeman Kostoplis.

AYE: Committeeman Holliday, Committeeman Kostoplis, Committeeman Mason, Deputy Mayor Fuzy, Mayor Benowitz

NAY: None

Seeing no public comment, Committeeman Holliday made a motion to close the public hearing on Ordinance #2019-11; seconded by Deputy Mayor Fuzy.

AYE: Committeeman Holliday, Committeeman Kostoplis, Committeeman Mason, Deputy Mayor Fuzy, Mayor Benowitz

NAY: None

At this time, Committeeman Mason made a motion to adopt Ordinance #2019-11; seconded by Committeeman Holliday.

AYE: Committeeman Holliday, Committeeman Kostoplis, Committeeman Mason, Deputy Mayor Fuzy, Mayor Benowitz

NAY: None

**Consideration of Introduction of Ordinance #2019-12 entitled AN ORDINANCE OF THE TOWNSHIP OF BORDENTOWN, IN THE COUNTY OF BURLINGTON, NEW JERSEY, PROVIDING FOR THE PURCHASE OF ROLLOUT CARTS FOR WASTE COLLECTION AND APPROPRIATING \$260,000 FOR SAID PURPOSE; AUTHORIZING THE ISSUANCE OF \$247,000 PRINCIPAL AMOUNT OF OBLIGATIONS OF THE TOWNSHIP TO FINANCE SAID PURPOSE; AND PROVIDING FOR OTHER MATTERS RELATING THERETO.**

PAGE 7  
REGULAR MEETING  
JUNE 24, 2019

At this time, Deputy Mayor Fuzy made a motion to introduce Ordinance #2019-12; seconded by Committeeman Mason.

AYE: Committeeman Holliday, Committeeman Kostoplis, Committeeman Mason, Deputy Mayor Fuzy, Mayor Benowitz

NAY: None

MAYOR BENOWITZ: The Public Hearing will be July 15<sup>th</sup>.

**ADMINISTRATOR AND STAFF REPORTS**

Administrator Theokas said the garbage contract expires at the end of 2019. The Township is in the process of putting together the bids specifications. One of the options into the bid is the articulated garbage disposal. The Township will have the option, if those bids are favorable to the Township Committee, to purchase the carts. There is no commitment at this time.

Administrator Theokas gave an explanation of several resolutions that were adopted.

There was a pre-construction meeting for Dunns Mill Road paving, Phase II (from Route 206 to the bridge). The work will begin at the end of July, and completed by early August.

The next Township Committee meeting is July 15, 2019, and Township Hall will be closed on July 4, 2019. The Fireworks are scheduled for July 5, 2019.

**TOWNSHIP COMMITTEE REPORTS**

Committeeman Kostoplis, Committeeman Holliday, Committeeman Mason, Deputy Mayor Fuzy, and Mayor Benowitz each gave their report.

**PUBLIC PARTICIPATION:** At this time, Committeeman Holliday made a motion to open the meeting for public participation; seconded by Deputy Mayor Fuzy.

AYE: Committeeman Holliday, Committeeman Kostoplis, Committeeman Mason, Deputy Mayor Fuzy, Mayor Benowitz

NAY: None

AGNES MARSALA, 42 Cromwell Drive, Chesterfield Township: Ms. Marsala said that on July 17, 2019, People over Pipeline and Empower New Jersey will be holding a rally at the compressor site and asked if they could use the lane/property the Township owns. (They've been permitted to use the property in the past.) She also asked if the Township could mow it so they could park cars on it. After the rally, they will take a bus into Trenton to attend the first of 6-8 hearings on the draft energy master plan, which will begin on July 17, 2019. She said the plan doesn't address the flood hazard rules for the fields, it doesn't address any fossil fuels or pipelines, etc. She urged the Township Committee to review the plan and make any appropriate comments. Administrator Theokas said he would make the Police Department aware of the rally date.

PAGE 8  
REGULAR MEETING  
JUNE 24, 2019

Ms. Marsala said she would like to email the Township Committee a copy of the resolution they've been distributing to the municipalities to urge the Governor to pass a moratorium on all fossil fuels. She said she appreciates the help the Township has given in the past, and asked for the Township to continue to assist in the future.

MARIE NYUL, 1 Taft Avenue: Ms. Nyul thanked the Township for installing her paved road. She added there is a very large mosquito problem there (by the Dollar General). She asked if there is anything that can be done. There are many puddles in the woods. Administrator Theokas said he would contact the County Mosquito Control to see if they can spot treat it.

Seeing no further comments, Committeeman Holliday made a motion to close the meeting to the public; seconded by Committeeman Kostoplis.

AYE: Committeeman Holliday, Committeeman Kostoplis, Committeeman Mason, Deputy Mayor Fuzy, Mayor Benowitz

NAY: None

**ADDITIONAL MATTERS:** None

At this time, Committeeman Holliday made the following motion:

BE IT RESOLVED by the Township Committee of the Township of Bordentown that it does hereby adjourn the regular meeting; seconded by Deputy Mayor Fuzy.

AYE: Committeeman Holliday, Committeeman Kostoplis, Committeeman Mason, Deputy Mayor Fuzy, Mayor Benowitz

NAY: None

The Regular meeting of the Township Committee of the Township of Bordentown was adjourned at approximately 8:08 p.m. The next meeting is scheduled for Monday, July 15, 2019.

Respectfully Submitted,

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MARIA CARRINGTON, ACTING TOWNSHIP CLERK