

TOWNSHIP COMMITTEE MINUTES
REGULAR MEETING
SEPTEMBER 9, 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
Chief Financial Officer Jeffrey Elsasser
Acting Township Clerk Maria Carrington
Attorney Eileen Fahey

ABSENT: None

Mayor Benowitz called the meeting to order at approximately 7:00 p.m. and led a salute to the flag and a moment of silence. The moment of silence is being dedicated to the victims of 9/11 and the first responders. He also asked that the victims of Hurricane Dorian be kept in everyone's thoughts.

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, Committeeman Holliday 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:

- Litigation: Environmental Issues
- Contract Negotiations: Bordentown Waterfront Community

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 Deputy Mayor Fuzy.

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

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NAY: None

The Township Committee of the Township of Bordentown recessed their regular meeting at approximately 7:03 pm and reconvened the regular meeting at approximately 7:30 pm.

Mayor's Proclamation recognizing National Senior Citizen Day which celebrates the contributions of senior citizens within our community. At this time, Mayor Benowitz read the Proclamation into the record. The Proclamation was presented at the last Senior Citizen's business meeting.

Bordentown Waterfront Presentation

Mayor Benowitz introduced Jeffrey Fernback, President of Fernwood Homes of Jackson, NJ and Brad Hall, Director of Land Acquisition, as well as Jeffrey Albert of the Bordentown Waterfront Community. Mr. Albert stated that as part of the Redevelopment Agreement, every transfer of land within their Redevelopment area must be approved by the Township Committee acting as the Redevelopment Authority. Mr. Fernback introduced his company.

Consideration of Resolution #2019-229 entitled RESOLUTION OF THE MAYOR AND TOWNSHIP COMMITTEE OF THE TOWNSHIP OF BORDENTOWN AUTHORIZING THE TRANSFER OF CERTAIN AGREEMENTS WITH RESPECT TO THE WATERFRONT REDEVELOPMENT PROJECT.

At this time, Committeeman Holliday made a motion to approve Resolution #2019-229; seconded by Deputy Mayor Fuzy.

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

NAY: None

Consideration of Resolution #2019-245 entitled RESOLUTION AUTHORIZING THE TOWNSHIP OF BORDENTOWN TO CONFIRM ITS RELEASE OF REVERTER RIGHTS TO BLOCK 140, LOTS 7 AND 10.

At this time, Committeeman Holliday made a motion to approve Resolution #2019-245; 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 were no additions to the Consent Agenda.

CONSENT AGENDA

Resolution #2019-230 entitled APPROVING THE TRANSACTION OF ITEMS OF ROUTINE BUSINESS: MINUTES OF MEETINGS AND FILING OF REPORTS.

Resolution #2019-231 entitled RESOLUTION ADJUSTING THE HOURS OF OPERATION FOR THE TOWNSHIP OF BORDENTOWN TOWN HALL.

Resolution #2019-232 entitled RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION N.J.S.A. 40A:4-87.

Resolution #2019-233 entitled RESOLUTION APPOINTING POLICE DEPARTMENT RESILIENCY PROGRAM OFFICER.

Resolution #2019-234 entitled A RESOLUTION AUTHORIZING THE PURCHASE OF A RECORDING SYSTEM FOR THE POLICE DEPARTMENT IN THE TOWNSHIP OF BORDENTOWN.

Resolution #2019-235 entitled RESOLUTION PARTIALLY RESCINDING RESOLUTION #2019-167 AUTHORIZING THE RENEWAL OF PLENARY RETAIL CONSUMPTION LIQUOR LICENSE #0304-33-004-005 HELD BY LO ENTERPRISES, INC.

Resolution #2019-236 entitled A RESOLUTION AUTHORIZING THE PURCHASE OF PUBLIC SAFETY EQUIPMENT FOR THE POLICE DEPARTMENT IN THE TOWNSHIP OF BORDENTOWN.

Resolution #2019-237 entitled A RESOLUTION ACCEPTING THE PROPOSAL FROM TUREK CONSULTING, LCC, FOR LEGAL DESCRIPTIONS FOR BIKE PATH EASEMENT.

Resolution #2019-238 entitled ADOPTING ADA POLICY AND GRIEVANCE PROCEDURE PURSUANT TO AMERICANS WITH DISABILITIES ACT OF 1990.

Resolution #2019-239 entitled DESIGNATING ADA COORDINATOR PURSUANT TO AMERICANS WITH DISABILITIES ACT OF 1990.

Resolution #2019-240 entitled AUTHORIZING ISSUANCE OF A PUBLIC GATHERING PERMIT TO THE FOUNDATION FOR BORDENTOWN TRADITIONS.

Resolution #2019-241 entitled RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF BORDENTOWN TO MEMORIALIZE ACCEPTANCE OF THE RESIGNATIONS OF ROBERT CARR AND BRANDON HUDIK AS PER DIEM EMT'S WITH THE EMS DEPARTMENT.

Resolution #2019-242 entitled RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF BORDENTOWN TO TERMINATE JAMES HOEY AS PART TIME BUILDING INSPECTOR WITH THE UCC DEPARTMENT.

Resolution #2019-243 entitled RESOLUTION TO APPOINT PER DIEM EMTS.

Resolution #2019-244 entitled APPROVING THE TRANSACTION OF ITEMS OF ROUTINE BUSINESS: PAYMENT OF BILLS.

Township Committee review and discussion of Consent Agenda Items Resolutions #2019-230 through #2019-244. There were no comments.

At this time, Committeeman Mason made a motion to open to the public the Consent Agenda items; seconded by Committeeman Kostoplis.

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.

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

NAY: None

Consideration of Introduction of Ordinance #2019-16 entitled AN ORDINANCE OF THE TOWNSHIP OF BORDENTOWN AMENDING ORDINANCE NO. 2005-17 REGULATING ILLICIT CONNECTIONS.

At this time, Committeeman Holliday made a motion to introduce Ordinance #2019-16: seconded by Committeeman Kostoplis.

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

NAY: None

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TOWNSHIP CLERK CARRINGTON: The public hearing will be September 23rd.

Consideration of Introduction of Ordinance #2019-17 entitled AN ORDINANCE OF THE TOWNSHIP OF BORDENTOWN AMENDING ORDINANCE NO. 2006-7 CREATING BORDENTOWN TOWNSHIP'S STORMWATER CONTROL ORDINANCE.

At this time, Committeeman Holliday made a motion to introduce Ordinance #2019-17: seconded by Committeeman Kostoplis.

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

NAY: None

TOWNSHIP CLERK CARRINGTON: The public hearing will be September 23rd.

Consideration of Introduction of Ordinance #2019-18 entitled AN ORDINANCE OF THE TOWNSHIP OF BORDENTOWN, COUNTY OF BURLINGTON, AMENDING THE BORDENTOWN TOWNSHIP CODE AND ADDING CHAPTER 8.10 "AMERICANS WITH DISABILITIES ACT".

At this time, Committeeman Holliday made a motion to introduce Ordinance #2019-18: seconded by Committeeman Kostoplis.

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

NAY: None

TOWNSHIP CLERK CARRINGTON: The public hearing will be September 23rd.

ADMINISTRATOR AND STAFF REPORTS

Administrator Theokas stated that last week he met with a representative from the U.S. Census Bureau. The census is coming up in 2020. They are requesting cooperation and assistance from the municipalities.

The new Public Works facility ribbon cutting is being postponed to early October.

A reforestation process has begun for a portion of the Luyber field farm location. The Township will be using private funds from developers who have contributed to the tree fund throughout the years.

Administrator Theokas reviewed some of the adopted resolutions.

He submitted to the Township Committee a memo regarding his upcoming paternity leave. He will be out of the office for a few weeks, but will be available to the staff.

TOWNSHIP COMMITTEE REPORTS

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

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

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

NAY: None

AGNES MARSALA, 42 Cromwell Drive, Chesterfield Township: Ms. Marsala thanked the Township for mowing the road in between the compressor station and the substation. They did not hold the marching rally that date; it will now be held on Monday, September 16, 2019 at 10:00 a.m. They will march from the compressor station, to the BPU, and then to the State House Annex for a rally there. She invited the Township Committee to speak that day. She thanked everyone for their cooperation throughout the years.

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

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 Committeeman Kostoplis.

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 8:13 p.m. The next meeting is scheduled for Monday, September 23, 2019.

Respectfully Submitted,

MARIA CARRINGTON, ACTING TOWNSHIP CLERK