

TOWNSHIP COMMITTEE MINUTES
REGULAR MEETING
SEPTEMBER 23, 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 6:30 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, 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:

- Contract Negotiations: Solid Waste Collection
Engineering
- Environmental Litigation

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 Kostoplis.

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 6:32 pm and reconvened the regular meeting at approximately 7:31 pm.

Mayor's Proclamation recognizing Nicholas Cutrupi achieving rank of Eagle Scout. At this time, Mayor Benowitz read the Proclamation into the record. The Proclamation will be presented to him on September 29, 2019 at his Court of Honor.

ADMINISTRATIVE REVIEW

Acting Township Clerk Carrington said that Resolution #2019-249 is being removed from the Consent Agenda. It will be considered afterwards.

An email dated September 17, 2019 was received from Citizens Improving Affordable Housing. They requested that elected officials write to their members of the Legislature regarding Affordable Housing. They believe Affordable Housing decisions should be taken out of State Judges and put back in the hands of the State Legislature. Mayor Benowitz responded that he is not sure of the intent, and would rather take a "wait and see attitude" in this. Bordentown Township is very close to its own settlement.

CONSENT AGENDA

Resolution #2019-246 entitled APPROVING THE TRANSACTION OF ITEMS OF ROUTINE BUSINESS: MINUTES OF MEETINGS AND FILING OF REPORTS.

Resolution #2019-247 entitled REFUND OF ESCROW BALANCES FOR DEVELOPMENT APPLICATIONS—INSIGHT PROPERTIES.

Resolution #2019-248 entitled RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION N.J.S.A. 40A:4-87.

Resolution #2019-250 entitled A RESOLUTION ADOPTING TECHNOLOGY RISK MANAGEMENT STANDARDS IN COMPLIANCE WITH THE NEW JERSEY MUNICIPAL EXCESS LIABILITY JOINT INSURANCE FUND'S CYBER RISK MANAGEMENT PLAN'S TIER ONE REQUIREMENTS.

Resolution #2019-251 entitled RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF BORDENTOWN TO MEMORIALIZE ACCEPTANCE OF THE RESIGNATION OF SARAH GRAUBART, DEPUTY COURT ADMINISTRATOR.

Resolution #2019-252 entitled RESOLUTION AUTHORIZING THE TOWNSHIP OF BORDENTOWN THROUGH THE BORDENTOWN TOWNSHIP POLICE DEPARTMENT TO PARTICIPATE IN THE DEFENSE LOGISTICS AGENCY, LAW ENFORCEMENT SUPPORT OFFICE 1033 PROGRAM TO ENABLE THE BORDENTOWN TOWNSHIP POLICE

DEPARTMENT TO REQUEST AND ACQUIRE EXCESS DEPARTMENT OF DEFENSE EQUIPMENT.

Resolution #2019-253 entitled APPOINTING MEMBERS TO THE VETERANS ADVISORY COMMITTEE.

Resolution #2019-254 entitled A RESOLUTION ACCEPTING THE PROPOSAL FROM TUREK CONSULTING, LCC AND DESIGN FOR GENERATIONS FOR THE TERRY FIELD ENHANCEMENT AND BEAUTIFICATION PROJECT.

Resolution #2019-255 entitled RESOLUTION AUTHORIZING TUREK CONSULTING TO SUBMIT A GRANT APPLICATION UNDER THE BURLINGTON COUNTY MUNICIPAL PARK DEVELOPMENT PROGRAM.

Resolution #2019-256 entitled APPROVING THE TRANSACTION OF ITEMS OF ROUTINE BUSINESS: PAYMENT OF BILLS.

Township Committee review and discussion of Consent Agenda Items Resolutions #2019-246 through #2019-256, excluding #2019-249. There were no comments.

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

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

NAY: None

KEITH McWHIRK, 2 Arlington Road: Mr. McWhirk inquired about Resolution #2019-254. Administrator Theokas cited the proposed improvements to Terry Field. The work will be completed by contractors and in order to make sure it is done properly, the Township enlisted the help of our professionals. Mr. McWhirk asked if any other proposals were received, other than from the Township Engineer and Planner. Administrator Theokas responded, no the Township Engineer who was named at the Annual Reorganization, and he would be the one who presents the estimates and inspect the work being done.

Seeing no further comment, Committeeman Holliday made a motion to close to the public; seconded by Committeeman Mason.

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

NAY: None

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

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

NAY: None

Public Hearing on Ordinance #2019-16 entitled AN ORDINANCE OF THE TOWNSHIP OF BORDENTOWN AMENDING ORDINANCE NO. 2005-17 REGULATING ILLICIT CONNECTIONS.

At this time, Deputy Mayor Fuzy made a motion to open the public hearing on Ordinance #2019-16; seconded by Committeeman Holliday.

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

NAY: None

LEN de GROOT, 8 Arlington Road: Mr. de Groot said he would be available to show residents how to install the groundwater pump themselves.

Seeing no further public comment, Committeeman Holliday made a motion to close the public hearing on Ordinance #2019-16; seconded by Committeeman Kostoplis.

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

NAY: None

Consideration of Adoption 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 adopt Ordinance #2019-16; seconded by Committeeman Kostoplis.

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

NAY: None

Public Hearing on Ordinance #2019-17 entitled AN ORDINANCE OF THE TOWNSHIP OF BORDENTOWN AMENDING ORDINANCE NO. 2006-7 CREATING BORDENTOWN TOWNSHIP'S STORMWATER CONTROL ORDINANCE.

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At this time, Deputy Mayor Fuzy made a motion to open the public hearing on Ordinance #2019-17; seconded by Committeeman Holliday.

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

NAY: None

KEITH McWHIRK, 2 Arlington Road: Mr. McWhirk asked how the ordinances would be enforced. Administrator Theokas responded that the Public Works staff and Township Engineer Township reports a lot of information to the State, including outflows, public and private storm water basins, etc. The Township is looking at connections through new building permitting/C.O. changes, not just for residential drainage complaints. If someone wants an in-ground pool, they have to present a pre and post grading plan through their zoning permit.

Seeing no further public comment, Committeeman Mason made a motion to close the public hearing on Ordinance #2019-17; seconded by Deputy Mayor Fuzy.

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

NAY: None

Consideration of Adoption 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 adopt Ordinance #2019-17; seconded by Committeeman Kostoplis.

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

NAY: None

Public Hearing on 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 open the public hearing on Ordinance #2019-18; seconded by Committeeman Kostoplis.

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

NAY: None

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Seeing no public comment, Deputy Mayor Fuzy made a motion to close the public hearing on Ordinance #2019-18; seconded by Committeeman Holliday.

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

NAY: None

Consideration of Adoption 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 adopt Ordinance #2019-18; seconded by Deputy Mayor Fuzy.

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

NAY: None

Discussion of Resolution #2019-249 entitled RESOLUTION ADOPTING SOCIAL MEDIA POLICY.

The Township Committee and Administrator Theokas discussed this resolution. Deputy Mayor Fuzy cited several items of concern in the body of the resolution. Amendments will be made to the resolution and be considered for adoption at the next meeting.

ADMINISTRATOR AND STAFF REPORTS

Administrator Theokas stated that on September 12, 2019 there was the annual meeting with the Burlington County Court system for court security. There will be minor changes made to court day security processes.

On September 13, 2019, the monthly meeting with the Sewerage Authority was held to discuss ongoing projects.

He met again with members of the U.S. Census. They will be holding their kick-off event with a table at our Fall Festival on October 12, 2019.

On September 19, 2019, CFO Elsasser and he met with our health insurance provider to discuss the health insurance plans moving forward. There have been no increases the last two years; however, rates may go up next year.

The reforestation of Luyber Field has begun this week. Almost 1,000 trees are being planted. It is designed and paid for through developer’s contributions into our tree fund for trees that were taken down for development in other parts of the Township.

The bike path behind the high school connecting to Borden’s Crossing has begun work this week, and should be completed in about two weeks.

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Next month's meeting are scheduled for October 7, 2019 and October 28, 2019.

TOWNSHIP COMMITTEE REPORTS

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 Committeeman Mason.

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

NAY: None

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

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

NAY: None

ADDITIONAL MATTERS: None

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 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 8:20 p.m. The next meeting is scheduled for Monday, October 7, 2019.

Respectfully Submitted,

MARIA CARRINGTON, ACTING TOWNSHIP CLERK