

TOWNSHIP COMMITTEE MINUTES
REGULAR MEETING
JULY 13, 2020

The Regular meeting of the Township Committee of the Township of Bordentown was held virtually using Zoom due to the ongoing public health emergency.

PRESENT: Mayor Stephen Benowitz
Deputy Mayor Eric Holliday (arrived at 6:33 p.m.)
Committeeman Eugene Fuzy
Committeeman James Kostoplis
Administrator Michael Theokas
Chief Financial Officer Jeffrey Elsasser
Clerk Maria Carrington
Attorney Eileen Fahey

ABSENT: Committeeman Ken Mason

Mayor Benowitz called the meeting to order at approximately 6:31 p.m.

Roll Call was taken by Township Clerk Carrington.

Resolution 2020-7-13 entitled RESOLUTION TO MEET IN CLOSED EXECUTIVE SESSION moved by Committeeman Fuzy and seconded by Committeeman Kostoplis. Voice Vote:

AYE: Committeeman Fuzy, Committeeman Kostolis, Mayor Benowitz;
NAY: None;
ABSENT: Deputy Mayor Holliday, Committeeman Mason

BE IT RESOLVED by the Township Committee of the Township of Bordentown that it does hereby exclude the public to meet in Closed Executive Session for the purpose of discussing:

- Personnel
- Attorney/Client Privilege: Waterfront Development

No formal action was taken during the closed session. The minutes of the closed session may be disclosed to the public when it is determined that the above matters no longer require confidentiality.

The meeting was reopened to the public at 7:18 p.m. through a motion made by Committeeman Kostoplis, seconded by Committeeman Fuzy. Voice Vote:

AYE: Committeeman Fuzy, Committeeman Kostolis, Deputy Mayor Holliday, Mayor Benowitz;
NAY: None;
ABSENT: Committeeman Mason

A motion was then made to recess the meeting until 7:30 p.m. by Deputy Mayor Holliday; seconded by Committeeman Kostoplis. Voice Vote: Aye of all present.

The Mayor led a salute to the flag and a moment of silence.

Township Clerk Carrington read the following Open Public Meeting Announcement:

This meeting is called pursuant to the provisions of the Open Public Meeting Act. On January 8, 2020, a notice of the 2020 meetings was sent to the *Burlington County Times* and *The Times* and was subsequently published by the *Burlington County Times* on January 10, 2020. The notice was posted on the bulletin boards in the Municipal Building and has remained continuously posted as required under the statute. In addition, a copy of the notice is and has been available to the public and is on file in the office of the Township Clerk.

Proper notice having been given, the Township Clerk is directed to include this statement in the minutes of the meeting. The proceedings of this meeting although virtual are open to the public and 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.

Mayor Benowitz read the proclamation recognizing July 4th as Independence Day.

Correspondence: None.

Administrative Review

Clerk Carrington stated that Resolution #2020-163 regarding a contract settlement with the Police Command staff (Captain and Lieutenants) was being pulled from the Consent Agenda. The Consent agenda will now include Resolutions #2020-145 to #2020-162 and Resolution #2020-164.

Consent Agenda

Resolution #2020-145 entitled APPROVING ROUTINE BUSINESS: MINUTES OF MEETINGS

Resolution #2020-146 entitled RESOLUTION AMENDING RESOLUTION #2020-134 AND ESTABLISHING SALARIES FOR CERTAIN OFFICIALS AND EMPLOYEES OF THE TOWNSHIP OF BORDENTOWN FOR THE 2020 CALENDAR YEAR

Resolution #2020-147 entitled RELEASE OF MAINTENANCE GUARANTEE FOR G.S. REALTY, INC. (Bordens Crossing Phase IV AKA Crescent Village) Block 58, Lots 35.21-35.42 and Block 58.01, Lots 7-13

Resolution #2020-148 entitled RESOLUTION TO APPOINT NICOLE BENCIVENGO AS A SPECIAL LAW ENFORCEMENT OFFICER, CLASS II

Resolution #2020-149 entitled RESOLUTION APPOINTING PETER APPELMANN AS THE EMERGENCY MANAGEMENT COORDINATOR FOR THE TOWNSHIP OF BORDENTOWN

Resolution #2020-150 entitled RESOLUTION TO APPOINT PER DIEM EMT

Resolution #2020-151 entitled RESOLUTION AMENDING RESOLUTION #2020-143 AUTHORIZING A SALARY ADJUSTMENT FOR SAM VAIL, PUBLIC WORKS BUILDING MAINTENANCE/MAINTENANCE REPAIRER

Resolution #2020-152 entitled RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF BORDENTOWN UPON THE RETIREMENT OF TERRY EZZO

Resolution #2020-153 entitled RESOLUTION TO TERMINATE SPECIAL LAW ENFORCEMENT OFFICER, CLASS II

Resolution #2020-154 entitled RESOLUTION AUTHORIZING MAYOR AND TOWNSHIP CLERK TO EXECUTE TRANSPORT AGREEMENT WITH VIRTUA FOR BORDENTOWN TOWNSHIP EMS

Resolution #2020-155 entitled RESOLUTION AUTHORIZING THE TOWNSHIP OF BORDENTOWN TO ENTER INTO AN EMPLOYEE ASSISTANCE PROGRAM WITH THE STATE OF NEW JERSEY CIVIL SERVICE COMMISSION EMPLOYEE ADVISORY SERVICE

Resolution #2020-156 entitled RESOLUTION AMENDING RESOLUTION #2020-94 APPOINTING TOWNSHIP APPRAISER FOR THE YEAR 2020

Resolution #2020-157 entitled RESOLUTION ACCEPTING THE PROPOSAL FROM J.McHALE & ASSOCIATES, INC., FOR REAL ESTATE APPRAISAL SERVICES FOR 72 ACRES OF WATERFRONT LAND

Resolution #2020-158 entitled RESOLUTION TO CANCEL TAXES FOR BLOCK 66, LOTS 13 AND 14

Resolution #2020-159 entitled RESOLUTION AUTHORIZING CANCELLATION OF MUNICIPAL CERTIFICATE OF SALE FOR BLOCK 63, LOT 34.02

Resolution #2020-160 entitled RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION N.J.S.A. 40A:4-87 FOR 2020 BURLINGTON COUNTY MUNICIPAL PARK DEVELOPMENT GRANT

Resolution #2020-161 entitled RESOLUTION AMENDING RESOLUTION #2020-38 AUTHORIZING THE EXECUTION OF AN ADDENDUM TO THE AGREEMENT WITH PYROTECNICO FOR JULY 4TH FIREWORKS DISPLAY

Resolution #2020-162 entitled RESOLUTION TO AWARD A CONTRACT FOR CDBG 2019 PROJECT TO REMOVE ADA BARRIERS AT VARIOUS LOCATIONS

Resolution #2020-164 entitled APPROVING ROUTINE BUSINESS: PAYMENT OF BILLS

Township Committee review and discussion of Consent Agenda Items Resolutions #2020-143 through #2020-162 and Resolution #2020-164: There were no comments from the Township Committee.

Deputy Mayor Holliday made a motion to open the Consent Agenda items for public comment; seconded by Committeeman Kostoplis. Voice Vote: Aye of all present.

There being no public comment, Deputy Mayor Holliday made a motion to close the floor to the public; seconded by Committeeman Kostoplis. Voice Vote: Aye of all present.

Deputy Mayor Holliday made a motion to adopt the Consent Agenda; seconded by Committeeman Kostoplis. Roll Call Vote:

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

NAY: None

Ordinances**Ordinance #2020-07 entitled AN ORDINANCE OF THE TOWNSHIP OF BORDENTOWN AMENDING THE AGWAY (GROWMARK)/YATES REDEVELOPMENT PLAN**

Planning Board Recommendation: Mr. Theokas stated that the Planning Board adopted Resolution PB-2020-15 on July 9, 2020. By way of the resolution, the Planning Board recommends the adoption of Ordinance #2020-07 and that the Ordinance is substantially consistent with the Township's master plan.

Public Hearing: Committeeman Kostoplis made a motion to open the public hearing on Ordinance #2020-07; seconded by Committeeman Fuzy. Voice Vote: Aye of all present. There was no public comment.

Adoption: Committeeman Kostoplis made a motion to adopt Ordinance #2020-07; seconded by Committeeman Fuzy. Roll Call Vote:

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

NAY: None

Ordinance #2020-07 is adopted.

Introduction of Ordinance #2020-12 entitled ORDINANCE AMENDING THE BORDENTOWN TOWNSHIP MUNICIPAL CODE ADDING SECTION 10.04.100 "BUS STOPS" TO CHAPTER 10.04 "TRAFFIC CODE"

Deputy Mayor Holliday made a motion to introduce Ordinance #2020-12; seconded by Committeeman Kostoplis. Roll Call Vote:

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

NAY: None

The public hearing on Ordinance #2020-12 will be held at the July 27, 2020 Township Committee meeting.

New Business: None

Administrator's Report

In the last three weeks, there have only been three additional confirmed cases of COVID-19. The Township has had a total of 83 cases which is on the low end of county cases. Starting July 16, 2020, the county will be providing free coronavirus testing at Carslake Community Center in Bordentown City from 10:30 a.m. until 12:30 p.m. Appointments are encouraged, but walk-ins will be welcome.

Administrator Theokas thanked the Mayor for appointing Patrolman Appelmann as the new Director of the Office of Emergency Management. He will jump right into the weekly OEM meetings.

As noted in Resolution #2020-161, it has been decided to cancel the fireworks display this year. This decision was made after consulting with the OEM and the host of the event, the Foundation for Bordentown Traditions. The health concerns are too great to bring thousands of people together for the

fireworks during the public health emergency. We are absorbing a small fee to change the date to July 3, 2021..

Also by way of tonight's Consent Agenda, a contract will be awarded to remove ADA barriers on Williamsburg Drive and Holloway Lane. A contract for the next phase of the Terry Field beautification project will be coming up. Joseph Lawrence Park will also be expanded with four new soccer fields. Ward Avenue will be resurfaced this fall as will Constitution Drive

Township Committee Liaison Reports

Committeeman Fuzy, Committeeman Kostoplis, Deputy Mayor Holliday and Mayor Benowitz gave reports.

Public Participation

Deputy Mayor Eric Holliday made a motion to open the meeting for public participation; seconded by Committeeman Kostoplis. Voice Vote: Aye of all present.

Bill Grayson of 75 Charles Bossert Drive: Mr. Grayson stated that he applauds the Committee and Mr. Johnson for working to satisfy the affordable housing requirement. He is concerned, however, that residences are going to be next to a former toxic site.

There being no further public comment, Committeeman Kostoplis made a motion to close the meeting to the public; seconded by Deputy Mayor Holliday. Voice Vote: Aye of all present.

There being no final comments from the Township Committee, Deputy Mayor Holliday made a motion to adjourn the Regular Meeting at approximately 7:59 p.m.; seconded by Committeeman Kostoplis. Voice Vote: Aye of all present.

The next Township Committee Meeting will be held virtually on Monday, July 27, 2020.

Respectfully Submitted,

MARIA CARRINGTON, TOWNSHIP CLERK