

TOWNSHIP COMMITTEE MINUTES
REGULAR MEETING
AUGUST 24, 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
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 7:01 p.m.

Roll Call was taken by Township Clerk Carrington.

Resolution 2020-8-24 entitled RESOLUTION TO MEET IN CLOSED EXECUTIVE SESSION moved by Committeeman Kostoplis and seconded by Deputy Mayor Holliday. Voice Vote: All Aye.

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

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 approximately 7:28 p.m. through a motion made by Deputy Mayor Holliday, seconded by Committeeman Kostoplis. Voice Vote: All Aye.

The meeting was then recessed until 7:30 p.m.

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. A notice of the 2020 meetings was sent to the *Burlington County Times* and *The Times* on January 8, 2020 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 was 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.

Mayoral Proclamations: Mayor Benowitz read two proclamations by title only. The first proclaimed August as Minority Entrepreneur Development Month, and the second proclaims August 26, 2020 as Women’s Equality Day.

Correspondence: None

Administrative Review: Clerk Carrington stated that there are 2 additions to tonight’s agenda. The first is Resolution 2020-212 regarding late night construction work to repave portions of Georgetown Road, Old York Road and the entrance of Clifton Mill Road adjacent to the MATRIX site in September. The second is Resolution 2020-213 regarding a shared service agreement between the Township and the Bordentown Regional School District for the services of a Class 3 Special Law Enforcement Officer for the 2020-2021 school year. Both of these resolutions are added to the Consent agenda for Committee’s consideration. The Consent Agenda now covers Resolution # 2020-199 through #2020-213. Regarding Resolution #2020-212, Administrator Theokas stated that Matrix notified the Township that the County was requiring them to repave streets to complete the project and required Matrix to obtain Township approval for night work.

Consent Agenda

Resolution #2020-199 entitled APPROVING ROUTINE BUSINESS: MINUTES OF MEETINGS AND FILING OF REPORTS

Resolution #2020-200 entitled RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF BORDENTOWN TO APPOINT RICHARD A. SOLTIS AS A PROVISIONAL FIRE PROTECTION SUBCODE OFFICIAL FOR THE CONSTRUCTION DEPARTMENT

Resolution #2020-201 entitled APPROVING PROMOTION OF JOSH PAVLOV TO POSITION OF DETECTIVE SERGEANT

Resolution #2020-202 entitled RESOLUTION TO APPOINT POLICE OFFICERS FOR THE BORDENTOWN TOWNSHIP POLICE DEPARTMENT

Resolution #2020-203 entitled AUTHORIZING REFUND OF OVERPAYMENT OF TAXES

Resolution #2020-204 entitled RESOLUTION AUTHORIZING THE TAX COLLECTOR TO PARTICIPATE IN AN ELECTRONIC TAX SALE

Resolution #2020-205 entitled RESOLUTION ESTABLISHING AND AUTHORIZING A TAX SALE NOTICE FEE TO CONDUCT AN ELECTRONIC TAX SALE

Resolution #2020-206 entitled REFUND OF ESCROW BALANCES FOR EVOQUA WATER TECHNOLOGIES DEVELOPMENT APPLICATION

Resolution #2020-207 entitled RESOLUTION ACCEPTING THE PROPOSAL FROM TUREK CONSULTING, LCC FOR INSPECTION AND CONTRACT ADMINISTRATION SERVICES THE 2020 MUNICIPAL ROAD IMPROVEMENT PROGRAM

Resolution #2020-208 entitled A RESOLUTION TO CANCEL TAXES

Resolution #2020-209 entitled REFUND OF ESCROW BALANCES FOR BLUEWATER PROPERTY GROUP DEVELOPMENT APPLICATION

Resolution #2020-210 entitled RESOLUTION TO APPOINT MATT CROWELL AS A SPECIAL LAW ENFORCEMENT OFFICER, CLASS III

Resolution #2020-211 entitled APPROVING ROUTINE BUSINESS: PAYMENT OF BILLS

Resolution #2020-212 entitled RESOLUTION GRANTING A TEMPORARY WAIVER FROM THE NOISE CONTROL ORDINANCE FOR LIMITED CONSTRUCTION WORK ON GEORGETOWN ROAD, OLD YORK ROAD AND THE ENTRY OF CLIFTON MILL DRIVE

Resolution #2020-213 entitled RESOLUTION AUTHORIZING A SHARED SERVICE AGREEMENT WITH THE BORDENTOWN REGIONAL SCHOOL DISTRICT FOR CLASS III OFFICER SERVICES

Township Committee review and discussion of Consent Agenda Items Resolutions #2020-199 through #2020-213: Deputy Mayor Holliday inquired about the portion of the roads to be paved by Matrix. Administrator Theokas stated that only the portions of Georgetown Road and Old York Road that are adjacent to the Matrix property would be paved as well as the entrance to Clifton Mills. Residents are to be notified by Matrix. The Mayor asked that social media also be used.

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

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

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

AYE: Committeeman Fuzy, Committeeman Kostoplis, Deputy Mayor Holliday, Mayor Benowitz
NAY: None

Ordinances

Ordinance #2020-13 entitled ORDINANCE AMENDING SECTION 25.409 OF THE BORDENTOWN TOWNSHIP MUNICIPAL CODE ENTITLED “GC-I—GENERAL COMMERCIAL AND GC-II—GENERAL COMMERCIAL”

Public Hearing: Deputy Mayor Holliday made a motion to open the public hearing on Ordinance #2020-13; seconded by Committeeman Fuzy. Voice Vote: All Aye. There was no public comment. A motion was made by Deputy Mayor Holliday to close the public hearing; seconded by Committeeman Fuzy. Voice Vote: All Aye.

Adoption: Deputy Mayor Holliday made a motion to adopt Ordinance #2020-13; seconded by Committeeman Kostoplis. Roll Call Vote:

AYE: Committeeman Fuzy, Committeeman Kostoplis, Deputy Mayor Holliday, Mayor Benowitz
NAY: None

Ordinance #2020-13 is adopted.

Ordinance #2020-17 entitled AN ORDINANCE OF THE TOWNSHIP OF BORDENTOWN, IN THE COUNTY OF BURLINGTON, NEW JERSEY, PROVIDING FOR THE PURCHASE OF CERTAIN PROPERTIES REPRESENTING THE REMAINING INTERESTS OF

BORDENTOWN WATERFRONT COMMUNITY, L.L.C. IN THE WATERFRONT REDEVELOPMENT AREA AND APPROPRIATING \$4,700,000 FOR SAID PURPOSE; AUTHORIZING THE ISSUANCE OF \$4,465,000 PRINCIPAL AMOUNT OF OBLIGATIONS OF THE TOWNSHIP TO FINANCE SAID PURPOSE; AND PROVIDING FOR OTHER MATTERS RELATING THERETO

Public Hearing: Deputy Mayor Holliday made a motion to open the public hearing on Ordinance #2020-17; seconded by Committeeman Kostoplis. Voice Vote: All Aye. There was no public comment. A motion was made by Deputy Mayor Holliday to close the public hearing; seconded by Committeeman Kostoplis. Voice Vote: All Aye.

Adoption: Deputy Mayor Holliday made a motion to adopt Ordinance #2020-17; seconded by Committeeman Kostoplis. Roll Call Vote:

AYE: Committeeman Fuzy, Committeeman Kostoplis, Deputy Mayor Holliday, Mayor Benowitz
NAY: None

Ordinance #2020-17 is adopted.

Ordinance #2020-18 entitled ORDINANCE AUTHORIZING THE PURCHASE OF REAL PROPERTY KNOWN AS BLOCK 140, LOTS 5.02, 10-19; BLOCK 140.01, LOTS 1.02 and 2.01; BLOCK 141 LOT 4 IN THE TOWNSHIP OF BORDENTOWN; BLOCK 69, LOT 1 IN THE TOWNSHIP OF MANSFIELD AND BLOCK 13, LOTS 8, 9.01 AND 9.02 IN THE TOWNSHIP OF FIELDSBORO PURSUANT TO N.J.S.A. 40A:12-5

Public Hearing: Deputy Mayor Holliday made a motion to open the public hearing on Ordinance #2020-18; seconded by Committeeman Fuzy. Voice Vote: All Aye. There was no public comment. A motion was made by Deputy Mayor Holliday to close the public hearing; seconded by Committeeman Fuzy. Voice Vote: All Aye.

Adoption: Committeeman Kostoplis made a motion to adopt Ordinance #2020-18; seconded by Deputy Mayor Holliday. Roll Call Vote:

AYE: Committeeman Fuzy, Committeeman Kostoplis, Deputy Mayor Holliday, Mayor Benowitz
NAY: None

Ordinance #2020-18 is adopted.

Introduction of Ordinance #2020-19 entitled AN ORDINANCE OF THE TOWNSHIP OF BORDENTOWN, IN THE COUNTY OF BURLINGTON, NEW JERSEY, CANCELLING CERTAIN APPROPRIATIONS NOT NEEDED FOR THEIR ORIGINAL PURPOSES IN THE AGGREGATE AMOUNT OF \$1,467,988.95 AND RE-APPROPRIATING SAID AMOUNTS TOGETHER WITH AN ADDITIONAL \$113,591.16 FROM THE TOWNSHIP'S CAPITAL IMPROVEMENT FUND SURPLUS FOR OTHER CAPITAL IMPROVEMENTS AS SPECIFIED HEREIN

Deputy Mayor Holliday made a motion to introduce Ordinance #2020-19: seconded by Committeeman Kostoplis. Roll Call Vote:

AYE: Committeeman Fuzy, Committeeman Kostoplis, Deputy Mayor Holliday, Mayor Benowitz
NAY: None

The Public Hearing on Ordinance #2020-19 will be held at the September 14, 2020 Regular Meeting.

Introduction of Ordinance #2020-20 entitled AN ORDINANCE OF THE TOWNSHIP OF BORDENTOWN READOPTING A FIVE YEAR TAX EXEMPTION AND ABATEMENT PROGRAM PURSUANT TO THE FIVE YEAR EXEMPTION AND ABATEMENT LAW, N.J.S.A. 40A:21-1, ET SEQ.

Deputy Mayor Holliday made a motion to introduce Ordinance #2020-20: seconded by Committeeman Kostoplis. Roll Call Vote:

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

NAY: None

The Public Hearing on Ordinance #2020-20 will be on September 14, 2020.

New Business: None

Administrator’s Report

Since the last meeting, there has been only one additional confirmed case of COVID-19 in the Township.

Township Committee Liaison Reports

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

Public Participation

Committeeman Fuzy made a motion to open the meeting for public participation; seconded by Committeeman Kostoplis. Voice Vote: All Aye.

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

Mayor Benowitz made a final comment thanking all who helped the Township prepare for the final Affordable Housing compliance hearing. This includes the Township Committee members, the Planning Board members, Special Counsel Mike Edward, Special Planners Susan Gruel and Fred Heyer, Administrator Mike Theokas, Township Engineer Fred Turek, Township Attorney Eileen Fahey and Township Clerk Maria Carrington.

Deputy Mayor Holliday made a motion to adjourn the Regular Meeting at approximately 8:02 p.m.; seconded by Committeeman Kostoplis. Voice Vote: All Aye.

Respectfully Submitted,

MARIA CARRINGTON, TOWNSHIP CLERK