

TOWNSHIP COMMITTEE MINUTES
REGULAR MEETING
MARCH 10, 2014

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 James Cann
Committeeman Richard Carson
Committeeman John Moynihan
Committeewoman Jill Popko
Township Clerk Colleen Eckert
Attorney William J. Kearns, Jr.
Chief Financial Officer David Kocian
Public Works Director Dean Buhrer
Chief of Police Frank M. Nucera, Jr. (entered @ 7:25 pm)

ABSENT: None

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.

Township Clerk Eckert 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 6, 2014, 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 FAXED to the REGISTER NEWS, 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. Requisite minutes are kept for all meetings, whether open or closed to the public.

ADMINISTRATIVE REVIEW

Township Clerk Eckert announced there was nothing to report.

CONSENT AGENDA

Resolution #2014-069-6 entitled APPROVING THE TRANSACTION OF ITEMS OF ROUTINE BUSINESS: PAYMENT OF BILLS.

Resolution #2014-069-7 entitled APPROVING THE TRANSACTION OF ITEMS OF ROUTINE BUSINESS: MINUTES OF MEETINGS.

Resolution #2014-069-8 entitled AUTHORIZING REFUND OF TAXES PAID IN ERROR.

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Resolution #2014-069-9 entitled RESOLUTION AUTHORIZING SUBMISSION OF MUNICIPAL ALLIANCE GRANT.

Resolution #2014-069-10 entitled RESOLUTION AUTHORIZING THE FUNDING OF THE TOWNSHIP OF BORDENTOWN SHARE OF THE MACCS CONTRACT WITH CENTRAL JERSEY WASTE AND RECYCLING, INC., FOR BASIC SERVICES SOLID WASTE AND REPUBLIC SERVICES OF MOUNT LAUREL FOR BULK COLLECTION.

Resolution #2014-069-11 entitled RESOLUTION APPOINTING MEMBER TO THE ECONOMIC ADVISORY COMMITTEE.

Resolution #2014-069-12 entitled APPOINTMENT OF MEMBERS TO ZONING BOARD OF ADJUSTMENT.

Resolution #2014-069-13 entitled RESOLUTION AUTHORIZING 2014 SAFETY CONTRACT, BURLINGTON COUNTY MUNICIPAL JOINT INSURANCE FUND.

Township Committee reviewed and discussed Consent Agenda Items #2014-069-6 through #2014-069-13. Mayor Benowitz commented/asked questions.

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

AYE: Committeeman Carson, Committeeman Moynihan, Committeewoman Popko, Deputy Mayor Cann, Mayor Benowitz

NAY: None

Walt Kosul, 539 Route 206: Mr. Kosul asked for explanation of Resolution #2014-069-10. Mayor Benowitz replied trash collection for the apartments and it is in the budget.

Seeing no comments, Committeeman Carson made a motion to close to the public; seconded by Committeeman Moynihan.

AYE: Committeeman Carson, Committeeman Moynihan, Committeewoman Popko, Deputy Mayor Cann, Mayor Benowitz

NAY: None

At this time, Deputy Mayor Cann made a motion to adopt the consent agenda; seconded by Committeewoman Popko.

AYE: Committeeman Carson with exception of Turnkey Title bill for purchase of building/land for public works expansion, Committeeman Moynihan with exception of Turnkey Title bill for purchase of building/land for public works expansion, Committeewoman Popko, Deputy Mayor Cann, Mayor Benowitz

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NAY: None

Public Hearing on Ordinance #2014-8 entitled AN ORDINANCE CHANGING THE STREET NAME OF ADVANTAGE COURT TO ALTRAN COURT.

At this time, Committeeman Moynihan made a motion to open the public hearing on Ordinance #2014-8; seconded by Deputy Mayor Cann.

AYE: Committeeman Carson, Committeeman Moynihan, Committeewoman Popko, Deputy Mayor Cann, Mayor Benowitz

NAY: None

Seeing no public comment, Deputy Mayor Cann made a motion to close the public hearing on Ordinance #2014-8; seconded by Committeewoman Popko.

AYE: Committeeman Carson, Committeeman Moynihan, Committeewoman Popko, Deputy Mayor Cann, Mayor Benowitz

NAY: None

Consideration of Adoption of Ordinance #2014-8 entitled AN ORDINANCE CHANGING THE STREET NAME OF ADVANTAGE COURT TO ALTRAN COURT.

At this time, Committeewoman Popko made a motion to adopt Ordinance #2014-8; seconded by Committeeman Carson.

AYE: Committeeman Carson, Committeeman Moynihan, Committeewoman Popko, Deputy Mayor Cann, Mayor Benowitz

NAY: None

Consideration of Introduction of Ordinance #2014-9 entitled AN ORDINANCE OF THE TOWNSHIP OF BORDENTOWN AMENDING THE LAND DEVELOPMENT ORDINANCE TO DELETE CERTAIN PERMITTED USES IN THE HC (HIGHWAY COMMERCIAL) ZONING DISTRICT.

At this time, Deputy Mayor Cann made a motion to introduce Ordinance #2014-9: seconded by Committeewoman Popko.

AYE: Committeeman Carson, Committeeman Moynihan, Committeewoman Popko, Deputy Mayor Cann, Mayor Benowitz

NAY: None

TOWNSHIP CLERK ECKERT: The public hearing will be April 21th.

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Consideration of Introduction of Ordinance #2014-10 entitled AN ORDINANCE TO AMEND ORDINANCE #2014-2 ENTITLED AN ORDINANCE TO ESTABLISH TITLES AND SALARY RANGES FOR PERMANENT AND PROVISIONAL EMPLOYEES.

At this time, Deputy Mayor Cann made a motion to introduce Ordinance #2014-10: seconded by Committeewoman Popko.

AYE: Committeeman Carson, Committeeman Moynihan, Committeewoman Popko, Deputy Mayor Cann, Mayor Benowitz

NAY: None

TOWNSHIP CLERK ECKERT: The public hearing will be March 24th.

Township Committee discussion of Burlington County Health Department request for Aerial Larval/Adult Mosquito Control Activities.

The Township Committee discussed the spraying of mosquitoes in the Township. Committeeman Carson was in favor of the spraying. Mayor Benowitz, Deputy Mayor Cann, and Committeewoman Popko were against it. Committeeman Moynihan suggested bringing in a representative from Burlington County to give an informational presentation and answer questions. Township Clerk Eckert will contact the County to make the arrangements for a representative to attend the next meeting.

Township Committee discussion of Green Purchasing Policy and Sustainable Land Use Pledge.

Committeewoman Popko said both these items require adoption as a resolution or ordinance. They are sustainable and lead the Township to a more environmental and economic saving. The Township Committee was in agreement to support these items as a resolution and will be listed on the March 24, 2014 Agenda.

TOWNSHIP COMMITTEE AND STAFF REPORTS

COMMITTEEMAN CARSON: Committeeman Carson said he had nothing to report.

COMMITTEEMAN MOYNIHAN: Committeeman Moynihan said the Veteran's Advisory Committee met last week, and they discussed Veteran's Day planning. Consensus was the ceremony be held on Saturday, November 8, 2014 at the Bordentown Cemetery.

The Bordentown Sewerage Authority meeting has not met since the last Township Committee Meeting. Executive Director Eustace advised Committeeman Moynihan that an inter-connection application for 1.4 megawatts ground-mounted solar electric system has been submitted on their behalf by an interested developer. They are awaiting on a response from PSE&G. This is very preliminary.

Community Development Director, Brian Johnson spoke with John Keller, Engineer with the N.J. Turnpike Authority who is in charge of the widening project and he has advised the Township that we are on track to have trees planted on both sides of the turnpike. Some trees will replace ones

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behind Clifton Mills and others will be added to buffer the Holloway Meadows properties. Work is scheduled for completion no later than this fall.

COMMITTEEWOMAN POPKO: Committeewoman Popko discussed the proposed dog park with P.W. Director Buhner. She met with Mayor Benowitz, Dean Buhner, Police Chief Nucera, and Angel Sauro about upcoming Township events. The Health & Wellness Fair and the Green Fair are scheduled for April 26, 2014.

The Senior Citizen Meeting is scheduled for March 17, 2014.

Regarding the Environmental Commission, they have not met since the last Township Committee Meeting. They have been working on the Green Fair and different policies and ordinances.

DEPUTY MAYOR CANN: Deputy Mayor Cann reported on the two fire district meetings he attended this month. He is going to recommend to them to speak with the JIF next year as a possible insurance carrier.

There was a meeting regarding the trash contract with Attorney Kearns, Police Chief Nucera, Township Clerk Eckert, and he to analyze and discuss the bids and seek out the alternatives that would help the Township to achieve the lowest cost for the residents. Further discussion will be held in Closed Session.

Regarding Community Development, there has been an inquiry on the Southern Regional Development area. Jeff Ziegler whose property will be impacted by the proposed by-pass is interested in developing his site on Route 130.

Deputy Mayor Cann thanked Police Chief Nucera and Detective Josh Pavlov for posting the pothole site on the Township's social media.

There has been an IRS scam which has affected two residents. Warning information is on the Township's website and social media.

All the Township's ordinances are posted on the website, but it is awkward to get there. He asked that it be posted that all the ordinances are now on the website and instructions on how to review them. Committeewoman Popko added that the Planning Board meetings are not posted in the events calendar.

Deputy Mayor Cann discussed the survey distributed by the League of Municipalities sent to the Township from the Burlington County Health Department on Superstorm Sandy and the Wellbeing Assessment to see if the residents have a possible claim for Sandy.

Deputy Mayor Cann said he noticed in the local paper a possible candidate for the Township's Hometown Hero. He gave the information to Committeeman Moynihan to follow-up to see if she is interested. Committeewoman Popko said she had already committed to someone who was unable to do it last year but was interested in doing it this year.

Deputy Mayor Cann recommended the Township use N.J. Lawyer service as a courier service. He also forwarded an article on on-line procurement and systems cost-cuts.

MAYOR BENOWITZ: Budget introduction will be at the March 24, 2014 Township Committee Meeting.

In regard to Volunteers of America, Township Clerk Eckert said that Community Development Director, Brian Johnson has not yet received a confirmation of when they will be rescheduling their presentation.

Mayor Benowitz said he received a letter from District #2 regarding meetings for the possible consolidation of the fire districts.

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He attended a Joint Base meeting with Committeeman Carson on February 27, 2014 and sent copies of the information to the Township Committee. Committeeman Carson added comments, including the impact on the surrounding communities if the base were to close.

On March 8, 2014, he attended the Cub Scouts Blue and Gold Ceremony.

The EDAC Business Breakfast will be held on March 17, 2014 at 7:30 a.m. at Town and Country Restaurant.

He attended the Waterfront Community meeting. Everything is progressing and on schedule with May advertising and July rentals for the apartments. The commercial component of Phase 1 was discussed.

He attended the Zoning Board Reorganization meeting on February 26, 2014. Meeting dates were changed from the 4th Wednesday to the 4th Thursday of each month.

The EDAC meeting is scheduled for March 11, 2014.

Mayor Benowitz thanked the Clerk's Office for updating the Township Directory.

PUBLIC PARTICIPATION: At this time, Committeewoman Popko made a motion to open the meeting for public participation; seconded by Deputy Mayor Cann.

AYE: Committeeman Carson, Committeeman Moynihan, Committeewoman Popko, Deputy Mayor Cann, Mayor Benowitz

NAY: None

WALT KOSUL, 539 Route 206: Mr. Kosul commented on the budget. Mayor Benowitz responded that the budget will be introduced on March 24, 2014 and will be available at that time for public viewing in the Clerk's Office or Public library. It cannot be adopted until the State signs off on it.

Mr. Kosul also asked if there was anything budgeted for children's programs; there is not.

LEN de GROOT, 8 Arlington Road: Mr. de Groot asked about Committeeman Carson and Committeeman Moynihan's "no" vote on the bill list. It was for the payment for the building for the public works expansion.

He inquired about the Southern Gateway Redevelopment Area in relation to Ordinance #2014-9.

Mr. de Groot commented on the Mosquito Control discussion.

Seeing no further comments, Committeeman Carson made a motion to close the public portion of the meeting; seconded by Deputy Mayor Cann.

AYE: Committeeman Carson, Committeeman Moynihan, Committeewoman Popko, Deputy Mayor Cann, Mayor Benowitz

NAY: None

COMMITTEEMAN CARSON: Committeeman Carson questioned the procedure of adopting resolution(s) after returning from Closed Session when the public has left the meeting. The Township Committee decided to begin the meeting with Closed Session from 7:00-7:30 pm, and the Public meeting will start at 7:30 pm. As necessary, the Township Committee would return to Closed Session at the end of the meeting. This information will go on the Township Website.

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POLICE CHIEF NUCERA: Police Chief Nucera said he inquired about the cost of the (computer) tablets for the Township Committee Members. A Dell tablet with the Bluetooth keyboard and 1 year accidental damage waiver is \$209; \$180 without the damage waiver. The replacement server that will accommodate the scanning capacity and speed will be ordered once the budget is approved.

At this time, Committeeman Carson 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 Solid Waste Collection Contract Matter, K. Johnson Redevelopment Agreement Contract Matter (PILOT), IDI-Rock Contract Matter, Personnel Policy Matter; seconded by Deputy Mayor Cann.

AYE: Committeeman Carson, Committeeman Moynihan, Committeewoman Popko, Deputy Mayor Cann, Mayor Benowitz

NAY: None

The Township Committee of the Township of Bordentown recessed their regular meeting at approximately 7:33 pm and reconvened the regular meeting at 8:07 pm.

Resolution #2014-069-13A entitled A RESOLUTION TO AWARD A THREE (3) YEAR CONTRACT FOR PRIMARY SOLID WASTE COLLECTION SERVICES AND MUNICIPAL DUMPSTER COLLECTION SERVICES TO CENTRAL JERSEY WASTE AND RECYCLING, INC., AND A THREE (3) YEAR CONTRACT FOR SCHOOL DUMPSTER COLLECTION SERVICES TO WASTE MANAGEMENT OF NEW JERSEY, INC.

At this time, Committeeman Carson made a motion to approve Resolution #2014-069-13A; seconded by Deputy Mayor Cann.

AYE: Committeeman Carson, Committeeman Moynihan, Committeewoman Popko, Deputy Mayor Cann, Mayor Benowitz

NAY: None

At this time, Committeeman Carson made a motion to open the meeting for public participation on Resolution #2014-069-13A; seconded by Deputy Mayor Cann.

AYE: Committeeman Carson, Committeeman Moynihan, Committeewoman Popko, Deputy Mayor Cann, Mayor Benowitz

NAY: None

WALT KOSUL, 539 Route 206: Mr. Kosul asked who was hired for trash collection. Deputy Mayor Cann responded that the school chose the lowest bidder, Waste Management of New Jersey. The Township chose Central Jersey Waste and Recycling, Inc. which included the dumpsters into the regular collection making it the lowest bidder.

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At this time, Committeeman Carson made a motion to close the meeting for public participation on Resolution #2014-069-13A; seconded by Deputy Mayor Cann.

AYE: Committeeman Carson, Committeeman Moynihan, Committeewoman Popko, Deputy Mayor Cann, Mayor Benowitz

NAY: None

At this time, Deputy Mayor Cann 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 Carson.

AYE: Committeeman Carson, Committeeman Moynihan, Committeewoman Popko, Deputy Mayor Cann, Mayor Benowitz

NAY: None

The regular meeting of the Township Committee of the Township of Bordentown was adjourned at approximately 9:15 p.m.

STEPHEN BENOWITZ, MAYOR

COLLEEN M. ECKERT, TOWNSHIP CLERK