

TOWNSHIP OF BORDENTOWN

TOWNSHIP COMMITTEE REGULAR MEETING AGENDA

DATE: JULY 21, 2014 TIME: 7:00 P.M. MEETING ROOM, MUNICIPAL BUILDING

ATTENDANCE:	PRESENT	ABSENT	
	_____	_____	Mayor Benowitz
	_____	_____	Deputy Mayor Cann
	_____	_____	Committeeman Carson
	_____	_____	Committeeman Moynihan
	_____	_____	Committeewoman Popko
	_____	_____	Township Clerk Eckert
	_____	_____	Attorney Kearns
	_____	_____	Chief Financial Officer Kocian
	_____	_____	Public Works Director Buhrer
	_____	_____	Police Chief Nucera

1. Salute to the flag and moment of silence.
2. Roll Call.
3. 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, 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.

4. 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.
5. Resolution to meet in closed session:

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 LSM/VOA Contract Negotiations; Police Department Personnel Matter; Municipal Court Personnel Matter; Charles Bossert Park Improvement Project Contract Matter.

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.

6. Administrative Review
 - a. Review of agenda
 - b. Review of correspondence

CONSENT AGENDA ITEMS:

- a. Township Committee review and discussion of Consent Agenda Items.
 - b. Questions or comments from the audience on consent agenda items.
 - c. Motion, Second and Roll Call to adopt Resolutions #2014-202-7 through #2014-202-14.
7. Resolution #2014-202-7 entitled APPROVING THE TRANSACTION OF ITEMS OF ROUTINE BUSINESS: PAYMENT OF BILLS.
8. Resolution #2014-202-8 entitled APPROVING THE TRANSACTION OF ITEMS OF ROUTINE BUSINESS: MINUTES OF MEETINGS AND FILING OF REPORTS.
9. Resolution #2014-202-9 entitled AUTHORIZING REFUND OF TAX SALE PREMIUM.
10. Resolution #2014-202-10 entitled AUTHORIZING REFUND OF TAX SALE PREMIUM.
11. Resolution #2014-202-11 entitled RESOLUTION AUTHORIZING PAYMENT OF COAH FUNDS TO AMERICAN BORDENTOWN AFFORDABLE, L.P. (BRADFORD POINTE) FOR THE MAINTENANCE TO THE BUILDING UNITS.
12. Resolution #2014-202-12 entitled RESOLUTION AUTHORIZING AN AGREEMENT WITH THE STATE OF NEW JERSEY, DEPARTMENT OF TRANSPORTATION, FOR THE TRAFFIC SIGNAL AT THE INTERSECTION OF U.S. HIGHWAY ROUTE 130 AND BURLINGTON-BORDENTOWN ROAD.
13. Resolution #2014-202-13 entitled RENEWING “INACTIVE” ALCOHOLIC BEVERAGE PLENARY RETAIL CONSUMPTION LICENSE.
14. Resolution #2014-202-14 entitled ESTABLISHING SALARIES AND OTHER RATES OF COMPENSATION FOR CERTAIN OFFICIALS AND EMPLOYEES OF THE TOWNSHIP OF BORDENTOWN.
15. Consideration of Introduction of Ordinance #2014-22 entitled AN ORDINANCE OF THE TOWNSHIP OF BORDENTOWN PROVIDING FOR THE APPROPRIATION OF A PORTION OF REVENUES FROM A CERTAIN PAYMENT IN LIEU OF TAXES (PILOT) BENEFIT OF THE BORDENTOWN REGIONAL SCHOOL DISTRICT.
16. Township Committee discussion of the August Meeting Schedule.
17. Township Committee discussion of the Use of the VMS – Variable Message Sign.
18. Township Committee discussion of Sample Ordinance regarding Unfit Buildings.

19. Township Committee discussion of the Salary Range for the Township Administrator Position and possible Consideration of Introduction of Ordinance #2014-23 entitled AN ORDINANCE TO AMEND ORDINANCE #2014-21 ENTITLED AN ORDINANCE TO ESTABLISH TITLES AND SALARY RANGES FOR PERMANENT AND PROVISIONAL EMPLOYEES.
20. Township Committee and Staff Reports.
21. Public Participation.
Questions, comments or statements from members of the public in attendance.
22. Any additional matters or correspondence to be reviewed, discussed or acted upon at the discretion of the Township Committee.
23. Motion to Adjourn.

RESOLUTION #2014-202-7

APPROVING THE TRANSACTION OF ITEMS OF ROUTINE BUSINESS: PAYMENT OF BILLS

BE IT RESOLVED by the Township Committee of the Township of Bordentown that all of the bills listed to be paid on the list dated July 21, 2014, as submitted by the Office of the Treasurer are hereby approved for payment and the Office of the Treasurer is directed to pay the same.

07/21/14

RESOLUTION #2014-202-8

APPROVING THE TRANSACTION OF ITEMS OF ROUTINE BUSINESS: MINUTES OF MEETINGS AND FILING OF REPORTS

BE IT RESOLVED by the Township Committee of the Township of Bordentown that the minutes of the Township Committee Closed Session Meeting of July 7, 2014, and the Regular Meeting of July 7, 2014, as submitted by the Clerk and posted on the bulletin board, be and are hereby approved as (_____ submitted) (_____ corrected); and

BE IT RESOLVED that the following reports for the month of June 2014 as submitted by the Township Officials are hereby received and filed: Tax Collector, Township Clerk, Community Development, Municipal Court, Construction and Finance.

07/21/14

RESOLUTION #2014-202-9

AUTHORIZING REFUND OF TAX SALE PREMIUM

WHEREAS, Tax Sale Certificate #11-00001 was redeemed on July 8, 2014, in the amount of \$ 34,347.37.

WHEREAS, US BANK Cust for Crestar Capital, paid tax sale premium, in the amount of \$5,000.00 for said lien.

BE IT RESOLVED, by the Township Committee of the Township of Bordentown that, as requested by the Tax Collector, it hereby authorizes a refund of tax sale premium, in the amount of \$5,000.00 to US BANK Cust for Crestar Capital; for Lien 11-00001, Block 14.02 Lot 1, commonly known as 526 Route 206.

MAP
07/21/14

It is hereby certified that the foregoing is a true and correct copy of a resolution adopted by the Township Committee of the Township of Bordentown at a meeting held on July 21, 2014.

COLLEEN M. ECKERT, RMC, TWP. CLERK

RESOLUTION #2014-202-10

AUTHORIZING REFUND OF TAX SALE PREMIUM

WHEREAS, Tax Sale Certificate #12-00017 was redeemed on July 14, 2014, in the amount of \$18,054.59.

WHEREAS, US BANK Cust for Crestar Capt, paid tax sale premium, in the amount of \$5,800.00 for said lien.

BE IT RESOLVED, by the Township Committee of the Township of Bordentown that, as requested by the Tax Collector, it hereby authorizes a refund of tax sale premium, in the amount of \$5,800.00 to US BANK Cust for Crestar Capt; for Lien 12-00017, Block 92.05 Lot 22.214 C.214, commonly known as 9 Norfolk Court.

MAP
07/14/14

It is hereby certified that the foregoing is a true and correct copy of a resolution adopted by the Township Committee of the Township of Bordentown at a meeting held on July 21, 2014.

COLLEEN M. ECKERT, RMC, TWP. CLERK

RESOLUTION #2014-202-11

RESOLUTION AUTHORIZING PAYMENT OF COAH FUNDS TO AMERICAN BORDENTOWN AFFORDABLE, L.P. (BRADFORD POINTE) FOR THE MAINTENANCE TO THE BUILDING UNITS

WHEREAS, on April 7, 1998, the governing body of the Township of Bordentown entered into a Developer's Agreement with Quaker Housing for the development known as American Bordentown Affordable, L.P. a/k/a/ Bradford Pointe; and

WHEREAS, Section 10, Housing Trust Fund, states that the Township shall make available to ABA, funds from the Housing Trust Fund to the extent funds are available or become available in an amount not to exceed \$6,000 per unit; and

WHEREAS, the governing body of the Township of Bordentown did adopt a Spending Plan for anticipated COAH funds on June 25, 2012 dedicating funds for disbursement to American Bordentown Affordable, L.P.; and

WHEREAS, American Bordentown Affordable, L.P., has recently submitted invoices for maintenance work to the buildings and is requesting the Township of Bordentown provide reimbursement utilizing the available COAH funds designated within the adopted Spending Plan; and

WHEREAS, the Township Committee has reviewed the Spending Plan and has determined that there is \$30,000 of COAH funds available to American Bordentown Affordable, L.P.; and

WHEREAS, funds are available as evidenced by the attached Certification of Availability of Funds provided by the Chief Financial Officer;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Bordentown that it does hereby authorize a payment of the COAH funds in the amount of \$30,000 to American Bordentown Affordable, L.P., 1103 Laurel Oak Road, Suite 105B, Voorhees, NJ 08043.

It is hereby certified that the foregoing is a true and correct copy of a resolution adopted by the Township Committee of the Township of Bordentown at a meeting held on July 21, 2014.

COLLEEN M. ECKERT, RMC, TWP. CLERK

07/21/14

RESOLUTION #2014-202-12

RESOLUTION AUTHORIZING AN AGREEMENT WITH THE STATE OF NEW JERSEY,
DEPARTMENT OF TRANSPORTATION, FOR THE TRAFFIC SIGNAL AT THE
INTERSECTION OF U.S. HIGHWAY ROUTE 130 AND BURLINGTON-BORDENTOWN
ROAD

WHEREAS, a traffic condition exists at the intersection of U.S. Highway Route 130 and Burlington-Bordentown Road (CR 662), in the Township of Bordentown, in the County of Burlington, which requires the installation and operation of a semi-actuated traffic control signal with pedestrian push buttons, areas of presence detection; and emergency pre-emption equipment in order to minimize the possibility of accidents; and

WHEREAS, it is necessary to expedite the safe movement and conduct of pedestrian and vehicular traffic; and

WHEREAS, the State of New Jersey has indicated its willingness to install a traffic control signal at said intersection; and

WHEREAS, the State of New Jersey has proposed a form of agreement pertaining to operation and maintenance of said traffic signal;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Township Clerk of the said Township of Bordentown, be and are hereby authorized to enter into an Agreement with the State of New Jersey, acting through its Commissioner of Transportation, for the purpose aforesaid, a copy of said Agreement being attached hereto and made a part hereof; and

BE IT FURTHER RESOLVED that the Mayor and Township Clerk of the Township of Bordentown, be and hereby are authorized to execute said Agreement.

It is hereby certified that the foregoing is a true and correct copy of a resolution adopted by the Township Committee of the Township of Bordentown at a meeting held on July 21, 2014.

COLLEEN M. ECKERT, RMC, TWP. CLERK

07/21/14

RESOLUTION #2014-202-13

RENEWING "INACTIVE" ALCOHOLIC BEVERAGE PLENARY RETAIL CONSUMPTION LICENSE

WHEREAS, the Township Committee of the Township of Bordentown has received an application for the renewal of a Plenary Retail Consumption license for 2014-2015, and

WHEREAS, fees have been paid according to Township Ordinances and State regulations;

NOW, THEREFORE, BE IT RESOLVED that, based upon review of the applications, investigation of the applicants and inspection of the premises to be licensed by the appropriate agencies or officials of the Township, and reports submitted to the Township Committee, the Township Committee affirmatively finds that the applicants listed herein have met the following criteria for the renewal of licenses for the dispensing or sale of alcoholic beverages:

- (a) The submitted application form is completed in all respects; and
- (b) The applicant is qualified to be licensed according to all statutory, regulatory and local governmental ABC laws and regulations; and
- (c) Where the applicant has disclosed that additional financing was obtained in the previous licensed term for use in the licensed business, the issuing authority has reviewed the source of all funds for such additional financing; and

BE IT FURTHER RESOLVED that this license became inactive on February 26, 2012, and relief has been sought with the State Department of Alcohol Beverage Control pursuant to N.J.S.A. 33:1-12.39 and was given for the 2014-2015 and 2015-2016 license terms; and

BE IT FURTHER RESOLVED that the Township Committee does hereby authorize the issuance and endorsement of the following Plenary Retail Consumption licenses:

LICENSE #0304-33-005-007

Trio's Last Call, LLC
P.O. Box 226
Township of Bordentown

Fee Paid - \$2,000.00
Effective Date - July 1, 2014
Authorized - July 21, 2014

It is hereby certified that the foregoing is a true and correct copy of a resolution adopted by the Township Committee of the Township of Bordentown at a meeting held on July 21, 2014.

COLLEEN M. ECKERT, RMC, TWP. CLERK

07/21/14

RESOLUTION #2014-202-14

ESTABLISHING SALARIES AND OTHER RATES OF COMPENSATION FOR CERTAIN OFFICIALS AND EMPLOYEES OF THE TOWNSHIP OF BORDENTOWN

WHEREAS, on July 7, 2014, the Township Committee of the Township of Bordentown adopted Ordinance #2014-21 entitled AN ORDINANCE TO AMEND ORDINANCE #2013-7 TO ESTABLISH TITLES AND SALARY RANGES FOR PERMANENT AND PROVISIONAL EMPLOYEES; and

WHEREAS, this ordinance provides salary and wage increments or ranges for certain officials and employees of the Township of Bordentown; and

BE IT RESOLVED that in accordance with Ordinance #2014-21, the Township Committee does hereby establish the following annual salaries effective January 1, 2014 for the following:

Frank M. Nucera, Jr.	Chief of Police	\$145,540.00
Norman Hand	Police Captain	\$109,595.00
Brian Pesce	Police Lieutenant	\$104,250.00
Suzanne McCanney	Court Administrator	\$63,396.57
Ann Marie Allen	Dpty Court Administrator	\$53,750.19 (Retired 4-30-14)
Melissa Ross	Dpty Court Administrator	\$44,023.61
Dean Buhrer	Director of Public Works	\$71,600.86
Andrew Law	Emergency Mgmt. Coord.	\$10,200.00
Dean Buhrer	Dep. Emergency Mgmt. Coord.	\$ 6,120.00
Colleen Eckert	Township Clerk	\$84,948.66
David Kocian	CFO/Director of Finance	\$108,251.54
MaryAlice Picariello	Tax Collector	\$67,276.99
Donna Muldrow	Treasurer	\$49,186.99
David Dietrich	Supervisor of Public Works	\$58,468.36
Joseph Montalto	Municipal Court Judge	\$54,652.22
Terry Ezzo	TACO	\$41,744.75
Brian Maugeri Sr	EMT Supervisor	\$53,060.40
Eileen Carlos	Tax Assessor	\$20,400.00
Brian Johnson	Community Dev. Dir./ Engineer	\$91,800.00
Cynthia Dzuira	Keyboarding Clerk 1 (Community Development)	\$6,000.00 (Stipend)
Terry Ezzo	TACO (Community Development)	\$4,000.00 (Stipend)
Mary Picariello	Tax Collector (Finance Department)	\$5,000.00 (Stipend)
Jacquelyn Sauro	Keyboarding Clerk 2 (Finance Department)	\$5,000.00 (Stipend)

Michelle Augustino	Keyboarding Clerk 2 (EMS)	\$12,000.00 (Stipend)
--------------------	------------------------------	-----------------------

BE IT FURTHER RESOLVED that in accordance with Ordinance #2014-21, the Township Committee hereby establishes the following hourly rates of compensation retroactive to January 1, 2014, for the following employees of the Township of Bordentown:

Jacquelyn Sauro	Keyboarding Clerk 2	\$20.81/hr.
Kim Wolverton	Administrative Assistant 3	\$14.97/hr.
Kimberly Johnson	Violations Clerk Typing	\$17.00/hr. (1-1-14 to 7-27-14) \$18.22/hr. (effective 7-28-14)
Michelle Augustino	Keyboarding Clerk 2	\$20.81/hr.
Marlene Lyszczak	Keyboarding Clerk 1	\$12.17/hr.
Cynthia Dziura	Keyboarding Clerk 1	\$17.00/hr.
Virginia Lewallen	Crossing Guard	\$14.27/hr.
Leslie Cubberly	Crossing Guard	\$10.94/hr.
Joseph Fabrizio	Crossing Guard	\$10.36/hr.
Lori Engler	EMT	\$12.74/hr.
Jennifer Koeller	EMT	\$12.74/hr.
Michael Mikhailik	EMT	\$12.74/hr.
Peter Carbone	Construction Official/ Code Enforcement Official	\$65.74/hr.
Henry Skala	Electrical Subcode Official	\$40.02/hr.
Thomas Mahoney	Building/Plumbing Inspector	\$45.00/hr.

BE IT FURTHER RESOLVED that in accordance with Ordinance #2014-21, the Township Committee hereby establishes the following annual salaries of compensation retroactive to January 1, 2014, for the following officials of the Township of Bordentown:

Stephen Benowitz	Twp. Committee Member	\$3,887.98
James Cann	Twp. Committee Member	\$3,887.98
Richard Carson	Twp. Committee Member	\$3,887.98
John Moynihan	Twp. Committee Member	\$3,887.98
Jill Popko	Twp. Committee Member	\$3,887.98

It is hereby certified that the foregoing is a true and correct copy of a resolution adopted by the Township Committee of the Township of Bordentown at a meeting held on July 21, 2014.

COLLEEN M. ECKERT, RMC, TWP. CLERK

07/21/14

TOWNSHIP OF BORDENTOWN

ORDINANCE NO. 2014-22

An Ordinance of the Township of Bordentown Providing for the appropriation of a portion of revenues from a certain Payment In Lieu of Taxes (PILOT) benefit of the Bordentown Regional School District

WHEREAS, the Township of Bordentown has entered into, and may enter into, Financial Agreements with developers for non-residential developments which will provide for the payment of an Annual Service Charge (Payment In Lieu Of Taxes) to the Township of Bordentown, and

WHEREAS, the Township Committee of the Township of Bordentown finds and determines that the law requires that a portion of that payment shall be paid over to the County of Burlington and that it is appropriate and in the public interest that an appropriation of a portion of the remaining funds be shared with the Bordentown Regional School District, even though such sharing is not required by law,

NOW, THEREFORE, BE IT ORDAINED, by the Township Committee of the Township of Bordentown, County of Burlington, State of New Jersey as follows:

Section 1. From the Annual Service Charge (Payment In Lieu Of Taxes) paid by developers on non-residential developments in accordance with specific financial agreements between the developer and the Township, the Township Committee shall annually appropriate for the benefit of the Bordentown Regional School District an amount calculated as follows:

a. from the funds actually collected by the Township there shall first be paid the sum due to the County of Burlington in accordance with the provisions of N.J.S.A. 40A:20-12;

b. there shall then be retained by the Township an amount equal to the amount of taxes that would have been received by the Township if there were no financial agreement providing for an Annual Service Charge (Payment In Lieu Of Taxes),

c. the then remaining balance shall be divided with twenty-five percent (25%) being appropriated to the Bordentown Regional School District and the remainder being retained by the Township of Bordentown.

d. funds shall be distributed within 60 business days after the receipt and collection of the Annual Service Charge (Payment In Lieu Of Taxes) by the Township.

Section 2. If any section, paragraph, subsection, clause or provision of this Ordinance shall be declared invalid by a court or competent jurisdiction, such decision shall not affect the validity of this Ordinance as a whole or any part thereof.

Section 3. All ordinances or parts of ordinances of the Township of Bordentown heretofore adopted that are inconsistent with any of the terms and provisions of this Ordinance are hereby repealed to the extent of such inconsistency.

Section 4. This ordinance shall take effect immediately upon final passage. Notice of adoption shall be published as provided by law.

TOWNSHIP OF BORDENTOWN

Stephen Benowitz, Mayor

Colleen M. Eckert, R.M.C.,
Township Clerk