

TOWNSHIP OF BORDENTOWN

TOWNSHIP COMMITTEE REGULAR MEETING AGENDA

DATE: JANUARY 26, 2015 TIME: 7:00 P.M. MEETING ROOM, MUNICIPAL BUILDING

ATTENDANCE: PRESENT ABSENT

_____	_____	Mayor Cann
_____	_____	Deputy Mayor Popko
_____	_____	Committeeman Benowitz
_____	_____	Committeeman Carson
_____	_____	Committeeman Moynihan
_____	_____	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 7, 2015, 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 Borden's Crossing Performance Bond Litigation; 2014 Road Program (Arawak Paving 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. Certificates of Appreciation presented to David Dietrich and Sam Vail, Bordentown Township Public Works Department.

7. Township Committee discussion with Fred Turek, Alt. Twp. Engineer, pertaining to the Public Works Expansion Project.
8. 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 #2014-026-9 through #2014-026-16.
9. Resolution #2015-026-9 entitled APPROVING THE TRANSACTION OF ITEMS OF ROUTINE BUSINESS: PAYMENT OF BILLS.
 10. Resolution #2015-026-10 entitled APPROVING THE TRANSACTION OF ITEMS OF ROUTINE BUSINESS: MINUTES OF MEETINGS AND FILING OF REPORTS.
 11. Resolution #2015-026-11 entitled AUTHORIZING REFUND OF TAX SALE PREMIUM.
 12. Resolution #2015-026-12 entitled APPOINTING MEMBERS OF THE TOWNSHIP PROFESSIONAL STAFF: ALTERNATE PUBLIC DEFENDER AND FINANCIAL ADVISOR.
 13. Resolution #2015-026-13 entitled AUTHORIZING 2015 BUDGET APPROPRIATION RESERVE TRANSFERS (N.J.S.A. 40A:4-59).
 14. Resolution #2015-026-14 entitled RESOLUTION IN SUPPORT OF LIBERTY WAY IN CRANBURY TOWNSHIP.
 15. Resolution #2015-026-15 entitled APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT CONTRACT WITH THE SUSTAINABLE GRANT CERTIFICATION PROGRAM FOR “MOW IT AND LEAVE IT” CAMPAIGN.
 16. Resolution #2015-026-16 entitled APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT CONTRACT WITH THE SUSTAINABLE GRANT CERTIFICATION PROGRAM FOR “INCREASE CAPACITY GRANT” CAMPAIGN.
 17. Township Committee discussion of Status of 2014 Road Program.
 18. Township Committee discussion of the Potential to Build New Municipal Building.
 19. Township Committee discussion of Green Acres Acquisition located on Crosswicks Road.
 20. Township Committee discussion of 2015 Municipal Budget.
 21. Township Committee and Staff Reports.

22. **Public Participation.**

Questions, comments or statements from members of the public in attendance.

23. Any additional matters or correspondence to be reviewed, discussed or acted upon at the discretion of the Township Committee.

24. Motion to Adjourn.

RESOLUTION #2015-026-9

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 January 26, 2015, 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.

01/26/15

RESOLUTION #2015-026-10

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 December 22, 2014, the Regular Meeting of December 22, 2014, and the Reorganization Meeting of January 3, 2015; 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 December 2014 as submitted by the Township Officials are hereby received and filed: Tax Collector, Township Clerk, Municipal Court, Finance, Construction, Community Development; and

BE IT RESOLVED that the following Annual Reports for the year 2014 as submitted by the Township Officials are hereby received and filed: Tax Collector, Township Clerk, Construction, Community Development.

01/26/15

RESOLUTION #2015-026-11

AUTHORIZING REFUND OF TAX SALE PREMIUM

WHEREAS, Tax Sale Certificate #13-00044 was redeemed on January 13, 2015, in the amount of \$14,785.75.

WHEREAS, Edbury Fund 1NJ LLC, paid tax sale premium, in the amount of \$29,000.00 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 \$29,000.00 to Edbury Fund 1NJ LLC; for Lien 13-00044 Block 93.01 Lot 171, commonly known as 40 Windingbrook Road.

MAP
01/26/15

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 January 26, 2015.

COLLEEN M. ECKERT, RMC, TWP. CLERK

RESOLUTION #2015-026-12

APPOINTING MEMBERS OF THE TOWNSHIP PROFESSIONAL STAFF: ALTERNATE PUBLIC DEFENDER AND FINANCIAL ADVISOR

WHEREAS, the Township of Bordentown published a notice for the solicitation of proposals for Alternate Public Defender and Financial Advisor to be appointed by the Township Committee; and

WHEREAS, the proposals were solicited through a fair and open process in accordance with N.J.S.A. 19:44A-20.4 et. Seq; and

WHEREAS, prior to awarding the professional service agreement herein, the Township Committee considered six criteria that included the applicant's qualifications; general experience; specific experience with the Township of Bordentown, if any; quantified achievements within the scope and nature of the services required; compensation; and references; and

WHEREAS, after receiving said proposals, the Township Committee desires to award the following professional service agreements for the year 2015:

Dash Farrow, LLP – Alternate Public Defender
Phoenix Advisors – Financial Advisor

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 January 26, 2015.

COLLEEN M. ECKERT, RMC, TWP. CLERK

01/26/15

RESOLUTION #2015-026-13

AUTHORIZING 2015 BUDGET APPROPRIATION RESERVE TRANSFERS (N.J.S.A. 40A:4-59)

WHEREAS, various 2014 bills have been presented for payment this year, which bills represent obligations of the prior fiscal year and were not covered by order number and/or recorded at the time of transfers between the 2014 budget in the last two months of 2014; and

WHEREAS, N.J.S.A. 40A:4-59 provides that all unexpended balances carried forward after the close of the fiscal year are available, until lapsed at the close of the succeeding year, to meet specific claims, commitments or contracts incurred during the preceding fiscal year, and allow transfers to be made from unexpended balances to those which are expected to be insufficient during the first three months of the succeeding year;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Bordentown, in the County of Burlington, State of New Jersey, that the transfers in the amount \$54,500.00 be made between the 2014 Budget Appropriation Reserves as follows:

		<u>From</u>	<u>To</u>
Clerk	O/E	1,500.00	
Tax Collector	O/E	2,000.00	
Legal	O/E	14,000.00	
Planning Board	O/E	3,500.00	
UCC	S/W	8,000.00	
UCC	O/E	4,000.00	
Municipal Court	O/E	4,000.00	
MACCS	O/E	3,000.00	
Streets/Roads	S/W	7,500.00	
Streets/Roads	O/E		7,500.00
Buildings/Grounds	O/E		14,000.00
Vehicle Maintenance	S/W	2,000.00	
Vehicle Maintenance	O/E		27,000.00
Communications	O/E		6,000.00
Petroleum Fuel	O/E	5,000.00	
Total		<u>54,500.00</u>	<u>54,500.00</u>

RESOLUTION #2015-026-14

RESOLUTION IN SUPPORT OF LIBERTY WAY IN CRANBURY TOWNSHIP

WHEREAS, over the last eight years Cranbury Township has been able to construct, through cooperation with developers building in the Township, the majority of a Master Plan roadway named "Liberty Way", which will eventually connect the intersection of Old Trenton Road and Route 130 with northbound Cranbury-South River Road, allowing much truck and automobile traffic heading to NJ Turnpike Exit 8A to avoid Route 130; and

WHEREAS, there is a need for a small bridge over Cranbury Brook in order to complete this new bypass road, which will almost certainly require state funding; and

WHEREAS, the completion of this new road will remove as many as 14,000 north and southbound cars and trucks per day from a two and a half mile section of Route 130, providing much needed relief for those utilizing this busy roadway; and

WHEREAS, it is in the best interests of the public health, safety and welfare to support the completion of this traffic relieving project since it will clearly provide significant benefits to the entire region;

NOW, THEREFORE, BE IT RESOLVED on this 26th day of January, 2015, by the Mayor and Township Committee of the Township of Bordentown, County of Burlington, State of New Jersey, that:

1. The Mayor and Township Committee of the Township of Bordentown hereby support the proposed completion of Liberty Way in the Township of Cranbury, including construction of a bridge over Cranbury Brook, in order to alleviate traffic problems along Route 130, since doing so will provide significant benefits to the entire region.
2. A certified copy of this resolution be forwarded to the Township of Cranbury.

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 January 26, 2015.

COLLEEN M. ECKERT, RMC, TWP. CLERK

01/26/15

**Township of Bordentown
Resolution No. 2015-026-15**

Resolution: Approval to submit a grant application and execute a grant contract with the Sustainable Grant Certification Program for “Mow It and Leave It” Campaign.

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Bordentown formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED that Deputy Mayor Jill Popko and Township Clerk Eckert are hereby authorized to submit the grant application identified to the “Mow It and Leave It Campaign” through the Sustainable Jersey Grant Certification Program.

BE IT FURTHER RESOLVED that said grant, if awarded, shall be in the amount of \$10,000; and

BE IT FURTHER RESOLVED that the Mayor and Township Clerk are hereby authorized to sign the grant agreement on behalf of the Township of Bordentown and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Certified as a true copy of the Resolution adopted by the Committee
On this 26th day of January, 2015.

Clerk

My signature and the Clerk’s seal serve to acknowledge the above resolution and constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement as authorized by the resolution above.

ATTEST and AFFIX SEAL _____
(Clerk)

(Presiding Officer)

**Township of Bordentown
Resolution No. 2015-026-16**

Resolution: Approval to submit a grant application and execute a grant contract with the Sustainable Grant Certification Program for “Increase Capacity Grant” Campaign.

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Bordentown formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED that Deputy Mayor Jill Popko and Township Clerk Eckert are hereby authorized to submit the grant application identified to the “Increase Capacity Grant” Campaign through the Sustainable Jersey Grant Certification Program.

BE IT FURTHER RESOLVED that said grant, if awarded, shall be in the amount of \$2,000; and

BE IT FURTHER RESOLVED that the Mayor and Township Clerk are hereby authorized to sign the grant agreement on behalf of the Township of Bordentown and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Certified as a true copy of the Resolution adopted by the Committee
On this 26th day of January, 2015.

Clerk

My signature and the Clerk’s seal serve to acknowledge the above resolution and constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement as authorized by the resolution above.

ATTEST and AFFIX SEAL _____
(Clerk)

(Presiding Officer)

TOWNSHIP OF BORDENTOWN
REGULAR MEETING ADDENDUM

JANUARY 26, 2015

1. Consideration of Introduction of Ordinance #2015-1 entitled AN ORDINANCE OF THE TOWNSHIP OF BORDENTOWN PROVIDING FOR THE ESTABLISHMENT OF A HISTORIC PRESERVATION ADVISORY COMMITTEE UNDER AND ADVISORY TO THE PLANNING BOARD.

ORDINANCE NO. 2015-1

AN ORDINANCE OF THE TOWNSHIP OF BORDENTOWN
PROVIDING FOR THE ESTABLISHMENT OF A HISTORIC PRESERVATION
ADVISORY COMMITTEE UNDER AND ADVISORY TO THE PLANNING BOARD

SECTION 1. Findings: a. The Township Committee of the Township of Bordentown finds that there area areas, specific sites and specific structures within the Township of Bordentown that are of significance in the history of the United States, the State of New Jersey, the County of Burlington and the Township of Bordentown and that it is in the public interest to identify those areas, sites and structures and to encourage and support the preservation of those areas, sites and structures.

b. The effort to identify historic areas, sites and structures is appropriately within the jurisdiction of the Planning Board which has the responsibility to develop, review and maintain the Master Plan for the Township of Bordentown.

c. It is appropriate to establish an Historic Preservation Advisory Committee under and as advisor to the Planning Board to assist with the identification of historic areas, sites and structures and to encourage and support the preservation of those areas, sites and structures, including the identification of sources for financial support for such historic preservation.

SECTION 2. Historic Preservation Advisory Committee.

A. Responsibilities. There is hereby created a Historic Preservation Advisory Committee under and advisory to the Planning Board.

B. Membership. The Historic Preservation Advisory Committee shall consist of seven members. The members shall be:

(1) A member of the Planning Board, appointed annually by the Planning Board.

(2) Six members appointed by the Township Committee with terms of three years, staggered so that two terms expire each year.

B. Organization

(1) The Historic Preservation Advisory Committee shall elect a Chairperson and Vice Chairperson from its members and select a Secretary, to keep a record of the proceedings before the Historic Preservation Advisory Committee, which shall include the voting records of the members, their attendance, resolutions acted upon by the Historic Preservation Advisory Committee and any of its findings, determinations and decisions.

(2) At least four members of the Historic Preservation Advisory Committee shall constitute a quorum for the transaction of its business.

C. Powers of the Historic Preservation Advisory Committee. The Historic Preservation Advisory Committee shall have the power to:

(1) Recommend to the planning board and the Township Committee sites and structures appropriate to be designated as historic landmarks in accordance with any procedures which may be set forth in the township land use ordinance.

(2) Research and re-evaluate properties proposed for inclusion in a cultural resources survey against the criteria for the national register of historic places and prepare nominations for the consideration of the state historical preservation officer. Such properties shall be reviewed in consideration of, but not limited to, the criteria for historic designation as established by the Office of New Jersey Heritage, and the national park service.

(3) Advise the planning board and zoning board of adjustment on development that affects historic landmarks, in accordance with any procedures set forth in the township zoning ordinance.

(4) Assist and advise other municipal agencies and public bodies in the understanding of historic landmark significance and techniques of historic preservation.

(5) Collect and disseminate material on the importance of historic preservation and techniques for achieving same.

(6) Report at least annually to the planning board and the Township Committee on the state of historic preservation in the township and to recommend measures to improve same.

(7) Assist in the identification of sources for financial assistance eligibility for those persons who seek to maintain and preserve historic sites and structures and to recommend support of applications for such assistance by the Township.

SECTION 3. Repealer, Severability and Effective Date.

A. Repealer. Any and all Ordinances inconsistent with the terms of this Ordinance are hereby repealed to the extent of any such inconsistencies.

B. Severability. In the event that any clause, section, paragraph or sentence of this Ordinance is deemed to be invalid or unenforceable for any reason, then the Township Committee hereby declares its intent that the balance of the Ordinance not affected by said invalidity shall remain in full force and effect to the extent that it allows the Township to meet the goals of the Ordinance.

C. Effective Date. This Ordinance shall take effect upon adoption and publication of notice in accordance with the law.

