

TOWNSHIP OF BORDENTOWN

TOWNSHIP COMMITTEE REGULAR MEETING AGENDA

DATE: MARCH 9, 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 Public Works Expansion 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 #2015-068-7 through #2015-068-17.
7. Resolution #2015-068-7 entitled APPROVING THE TRANSACTION OF ITEMS OF ROUTINE BUSINESS: PAYMENT OF BILLS.
 8. Resolution #2015-068-8 entitled APPROVING THE TRANSACTION OF ITEMS OF ROUTINE BUSINESS: MINUTES OF MEETINGS.
 9. Resolution #2015-068-9 entitled APPROVING RAFFLE LICENSE #RL:409.
 10. Resolution #2015-068-10 entitled AUTHORIZING ISSUANCE OF BINGO LICENSE #BL:410.
 11. Resolution #2015-068-11 entitled APPROVING RAFFLE LICENSE #RL:411.
 12. Resolution #2015-068-12 entitled APPROVING RAFFLE LICENSE #RL:412.
 13. Resolution #2015-068-13 entitled APPROVE SHARED SERVICES AGREEMENT WITH THE TOWNSHIP OF FLORENCE FOR A CERTIFIED RECYCLING PROFESSIONAL (CRP).
 14. Resolution #2015-068-14 entitled AUTHORIZING 2015 BUDGET APPROPRIATION RESERVE TRANSFERS (N.J.S.A. 40A:4-59).
 15. Resolution #2015-068-15 entitled RESOLUTION APPROVING A TEMPORARY BUDGET AMENDMENT.
 16. Resolution #2015-068-16 entitled RESOLUTION AUTHORIZING FINAL PAYMENT TO J.H. WILLIAMS ENTERPRISES, INC., FOR NORTHERN COMMUNITY PARK – PHASE II IMPROVEMENTS.
 17. Resolution #2015-068-17 entitled RESOLUTION APPROVING CHANGE ORDER NO. 1 AND AUTHORIZING FINAL PAYMENT TO EARLE ASPHALT COMPANY FOR THE HEDDING ROAD RESURFACING PROJECT.
 18. Consideration of Introduction of Ordinance #2015-3 entitled CALENDAR YEAR 2015 “CAP” ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A:4-45.14).
 19. Township Committee discussion of Authorization to Conduct Aerial Larval/Adult Mosquito Control Activities.
 20. Township Committee discussion of the Status of the 2014 Road Program Schedule for Mission, Grand, Yorktown and Thorntown 3-way Stop Intersection.
 21. Township Committee discussion regarding the Status of the Crack Sealing Machine Purchase.

22. Township Committee and Staff Reports.

23. Public Participation.

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

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

RESOLUTION #2015-068-7

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 March 9, 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.

03/09/15

RESOLUTION #2015-068-8

APPROVING THE TRANSACTION OF ITEMS OF ROUTINE BUSINESS: MINUTES OF MEETINGS

BE IT RESOLVED by the Township Committee of the Township of Bordentown that the minutes of the Township Committee Closed Session Meeting of February 23, 2015, and the Regular Meeting of February 23, 2015, as submitted by the Clerk and posted on the bulletin board, be and are hereby approved as (_____ submitted) (_____ corrected).

03/09/15

RESOLUTION #2015-068-9

APPROVING RAFFLE LICENSE #RL:409

WHEREAS, the Bordentown Elks Lodge #2085 has filed an application with the Township of Bordentown to hold a Raffle at the Lodge located at 11 Amboy Road in the Township of Bordentown on April 2, 2015, and payment of the required fees has been made;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Bordentown that Raffle License #RL:409 be issued to the Bordentown Elks Lodge #2085, with the stipulation that the proceeds be used towards charity and youth activities.

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 March 9, 2015.

COLLEEN M. ECKERT, RMC, TWP. CLERK

03/09/15

RESOLUTION #2015-068-10

AUTHORIZING ISSUANCE OF BINGO LICENSE #BL:410

WHEREAS, application has been filed by the Peter Muschal Elementary School PTA for the playing of a bingo game; and

WHEREAS, fees have been received in the amounts required by State Law covering the playing of bingo games; and

WHEREAS, the proceeds are to be devoted to the PTA school activities (assemblies, field day, special events, etc.);

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Bordentown that License #BL:410 be issued to the Peter Muschal Elementary School PTA for the playing of a bingo game in accordance with the Legalized Games of Chance Control Commission regulations at the Bordentown Regional Middle School located at 50 Dunns Mill Road in the Township of Bordentown to be held on March 27, 2015, from 6:00 pm to 11:00 pm.

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 March 9, 2015.

COLLEEN M. ECKERT, RMC, TWP. CLERK

03/09/15

RESOLUTION #2015-068-11

APPROVING RAFFLE LICENSE #RL:411

WHEREAS, the Peter Muschal Elementary School PTA has filed an application with the Township of Bordentown to hold a Raffle at the Bordentown Regional Middle School located at 50 Dunns Mill Road in the Township of Bordentown on March 27, 2015, and no fees are required as the raffle is being held in conjunction with Bingo License #BL:410;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Bordentown that Raffle License #RL:411 be issued to the Peter Muschal Elementary School PTA, with the stipulation that the proceeds be used towards PTA school activities (assemblies, field day, special events, etc.)

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 March 9, 2015.

COLLEEN M. ECKERT, RMC, TWP. CLERK

03/09/15

RESOLUTION #2015-068-12

APPROVING RAFFLE LICENSE #RL:412

WHEREAS, the Hamilton Square NJ Chapter of SPEBSQSA, Inc., has filed an application with the Township of Bordentown to hold a Calendar Raffle at the Scottish Rite located at 103 Dunns Mill Road in the Township of Bordentown to be held every Wednesday beginning April 15, 2015 up to and including June 24, 2015, and payment of the required fees have been made;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Bordentown that Raffle License #RL:412 be issued to the Hamilton Square NJ Chapter SPEBSQSA, with the stipulation that the proceeds be used to assist in educating, funding & promoting high school and college age persons who are interested in learning about barbershop music as well as to cover the costs of chapter operations including cost of music, coaching, travel and uniforms.

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 March 9, 2015.

COLLEEN M. ECKERT, RMC, TWP. CLERK

03/09/15

RESOLUTION NO. 2015-068-13

**APPROVE SHARED SERVICES AGREEMENT WITH
THE TOWNSHIP OF FLORENCE
FOR A CERTIFIED RECYCLING PROFESSIONAL (CRP)**

WHEREAS, beginning in 2012, every municipality in New Jersey is required by State law to prepare mandatory Recycling Tonnage Reports that must be approved and signed by a Certified Recycling Professional (CRP) and filed electronically with the NJDEP; and

WHEREAS, the Township of Bordentown does not have a Certified Recycling Professional at this time and therefore, must enter into a Shared Services Agreement with a municipality who will provide those services; and

WHEREAS, Thomas A. Sahol of the Township of Florence does possess the necessary qualifications to file the annual Recycling Tonnage Report on behalf of the Township of Bordentown.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Bordentown, County of Burlington, State of New Jersey that it hereby authorize a shared services agreement with the Township of Florence for the purpose of providing a Certified Recycling Professional (CRP) as mandated for the filing of the annual Recycling Tonnage Reports.

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 March 9, 2015.

COLLEEN M. ECKERT, RMC, TWP. CLERK

03/09/15

RESOLUTION #2015-068-14

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 \$12,000.00 be made between the 2014 Budget Appropriation Reserves as follows:

Transfers 03.09.15

		From	To
Admin	O/E		3,000.00
Finance	O/E		1,000.00
Legal	O/E	4,000.00	
Engineering	O/E		3,000.00
Police	S&W	6,000.00	
P/W Veh Maint	O/E		5,000.00
Fuel	O/E	2,000.00	
		<hr/>	
		12,000.00	12,000.00

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 March 9, 2015.

COLLEEN M. ECKERT, RMC, TWP. CLERK

RESOLUTION #2015-068-15

RESOLUTION APPROVING A TEMPORARY BUDGET AMENDMENT

WHEREAS, pursuant to N.J.S.A. 40A:4-19, the local municipal temporary budget for the year 2015 was approved on the 3rd day of January, 2015; and

WHEREAS, pursuant to N.J.S.A. 40A:4-19, appropriations made for interest and debt redemption charges, capital improvement fund and public assistance are excluded from the 26.25% of the prior year budget cap; and

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Bordentown, County of Burlington, that the following temporary appropriation be made:

TEMPORARY BUDGET

Temporary Appropriations .03.09.15 NJSA 40A:4-20

	PRIOR	2,821,994.00
Administrative	Other Expenses	5,000.00
Assessor	Other Expenses	3,000.00
Police	Other Expenses	4,000.00
Municipal Prosecutor	Other Expenses	3,000.00
Public Buildings Grounds	Other Expenses	10,000.00
Telecommunications	Other Expense	10,000.00
Social Security	Other Expense	10,000.00
Municipal Alliance	Other Expense	7,400.00
	Total Including this resolution	2,874,394.00

BE IT FURTHER RESOLVED that a certified copy of this resolution be filed forthwith in the Office of the Director of Local Government Services for certification of the local municipal temporary budget so amended.

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 March 9, 2015.

COLLEEN M. ECKERT, RMC, TWP. CLERK

03/09/15

RESOLUTION #2015-068-16

RESOLUTION AUTHORIZING FINAL PAYMENT TO J. H. WILLIAMS ENTERPRISES, INC., FOR NORTHERN COMMUNITY PARK – PHASE II IMPROVEMENTS

WHEREAS, on July 7, 2014, the Township Committee adopted Resolution #2014-188-13C, which awarded a contract to J. H. Williams Enterprises, Inc., for Northern Community Park – Phase II Improvements in an amount not to exceed \$90,000.00; and

WHEREAS, by way of correspondence dated March 3, 2015, Turek Consulting, LLC, is recommending approval of Payment Certificates 2 and 3, which authorizes final payment to close the project; and

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Bordentown that it does hereby authorize final payment in the amount of \$24,300.00 to J.H. Williams Enterprises, Inc., 231 Haines Drive, Moorestown, NJ 08057, for the Northern Community Park – Phase II Improvements.

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 March 9, 2015.

COLLEEN M. ECKERT, RMC, TWP. CLERK

03/09/15

RESOLUTION #2015-068-17

RESOLUTION APPROVING CHANGE ORDER NO. 1 AND AUTHORIZING FINAL PAYMENT TO EARLE ASPHALT COMPANY FOR THE HEDDING ROAD RESURFACING PROJECT

WHEREAS, the Township Committee, by Resolution #2013-175-19BA, awarded a contract to Earle Asphalt Company, for the purpose of performing certain work and services with respect to the Hedding Road Resurfacing Project in the Township of Bordentown; and

WHEREAS, Turek Consulting, the Township's agent responsible for supervising the project as aforesaid, for the Township of Bordentown, has advised the Township Committee, by way of March 3, 2015, correspondence and change order request and the submission of the appropriate certification that the existing contract amount should be decreased to reflect a decrease in material necessary to complete the project by Earle Asphalt Company; and

WHEREAS, N.J.A.C. 5:30-14.4 provides that the Governing Body may authorize change orders and amend contracts in accordance with the procedures set forth in said regulations; and

WHEREAS, the Township Committee has reviewed the aforementioned request and desires to act favorably with respect to same and to amend the contract accordingly and to approve the change order;

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

1. That the Township Committee, for the aforementioned reasons, hereby amends the aforementioned contract and decreases the contract price by \$49,180.02 and the amended total \$181,933.11 in accordance with the terms and conditions of the aforementioned certification and March 3, 2015, correspondence and request being attached hereto as Exhibit A and made part hereof by reference hereto.
2. That the Township Committee hereby authorizes final payment to Earle Asphalt Company, in the amount of \$21,075.31.
3. That the Township Committee hereby directs the Township Mayor and Clerk to execute any and all documents necessary to effectuate the terms of this Resolution and which are prepared by or reviewed by the Township Attorney.

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 March 9, 2015.

COLLEEN M. ECKERT, RMC, TWP. CLERK

03/09/15

TOWNSHIP OF BORDENTOWN

ORDINANCE #2015-3

CALENDAR YEAR 2015 "CAP" ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A:4-45.14)

WHEREAS, the Local Government Cap Law, N.J.S.A. 40A:4-45.1 et seq. provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 1.5% unless authorized by ordinance to increase it to 3.5 % over the previous year's final appropriations, subject to certain exceptions; and

WHEREAS, N.J.S.A. 40A:4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and

WHEREAS, the Township Committee of the Township of Bordentown, in the County of Burlington, finds it advisable and necessary to increase its CY 2015 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and

WHEREAS, the Township Committee hereby determines that a 2% percent increase in the budget for said year, amounting to \$157,776.56, in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and

WHEREAS, the Township Committee hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years;

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Bordentown, in the County of Burlington, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2015 budget year, the final appropriations of the Township of Bordentown shall, in accordance with this ordinance and N.J.S.A. 40A:4-45.14, be increased by 2% amounting to \$157,776.56, and that the CY 2013 Municipal Budget for the Township of Bordentown be approved and adopted in accordance with this ordinance; and

BE IT FURTHER ORDAINED that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and

BE IT FURTHER ORDAINED that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and

BE IT FURTHER ORDAINED that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.