

TOWNSHIP OF BORDENTOWN

TOWNSHIP COMMITTEE REGULAR MEETING AGENDA

DATE: SEPTEMBER 14, 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 Professional Services Contract Matter – Charles Bossert Park; Koeller and Engler v. Township of Bordentown; Barbara Woolley-Dillon v. Township of Bordentown; Construction Department Personnel 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 #2015-257-7 through #2015-257-16.
7. Resolution #2015-257-7 entitled APPROVING THE TRANSACTION OF ITEMS OF ROUTINE BUSINESS: PAYMENT OF BILLS.
8. Resolution #2015-257-8 entitled APPROVING THE TRANSACTION OF ITEMS OF ROUTINE BUSINESS: MINUTES OF MEETINGS.
9. Resolution #2015-257-9 entitled AUTHORIZING REFUND OF TAX SALE PREMIUM.
10. Resolution #2015-257-10 entitled AUTHORIZING REFUND OF TAX SALE PREMIUM.
11. Resolution #2015-257-11 entitled RESOLUTION ACCEPTING THE QUOTE FROM FURNITURE MILL FOR STANDARD SHADE PAVILION FOR DOG PARK.
12. Resolution #2015-257-12 entitled RESOLUTION APPROVING STIPEND TO KIM WOLVERTON FOR CERTAIN ASSIGNED EMERGENCY MANAGEMENT DUTIES WITHIN THE OFFICE OF EMERGENCY MANAGEMENT.
13. Resolution #2015-257-13 entitled RESOLUTION AUTHORIZING TUREK CONSULTING TO SUBMIT A GRANT APPLICATION UNDER THE BURLINGTON COUNTY MUNICIPAL PARK DEVELOPMENT PROGRAM.
14. Resolution #2015-257-14 entitled RESOLUTION AUTHORIZING TUREK CONSULTING TO SUBMIT A GRANT APPLICATION UNDER THE BURLINGTON COUNTY MUNICIPAL PARK DEVELOPMENT PROGRAM.
15. Resolution #2015-257-15 entitled RESOLUTION AUTHORIZING SUBMISSION OF MUNICIPAL ALLIANCE GRANT.
16. Resolution #2015-257-16 entitled RESOLUTION ACCEPTING THE QUOTE FROM \_\_\_\_\_ FOR SETH HAND PARK – EDUCATIONAL NATIVE PLANTING PROJECT.
17. Public Hearing on Ordinance #2015-14 entitled AN ORDINANCE OF THE TOWNSHIP OF BORDENTOWN AUTHORIZING THE ACQUISITION OF CERTAIN REAL PROPERTY WITHIN THE TOWNSHIP OF BORDENTOWN.

18. Consideration of Adoption of Ordinance #2015-14 entitled AN ORDINANCE OF THE TOWNSHIP OF BORDENTOWN AUTHORIZING THE ACQUISITION OF CERTAIN REAL PROPERTY WITHIN THE TOWNSHIP OF BORDENTOWN.
19. Consideration of Introduction of Ordinance #2015-15 entitled AN ORDINANCE TO AMEND ORDINANCE #2015-7 ENTITLED AN ORDINANCE TO ESTABLISH TITLES AND SALARY RANGES FOR PERMANENT AND PROVISIONAL EMPLOYEES.
20. Consideration of Introduction of Ordinance #2015-16 entitled AN ORDINANCE TO AMEND CHAPTER 10, VEHICLES AND TRAFFIC, SECTION 10.04.030, HEAVY VEHICLES – EXCLUSIONS, OF THE BORDENTOWN TOWNSHIP CODE.
21. Consideration of Introduction of Ordinance #2015-17 entitled AN ORDINANCE OF THE TOWNSHIP OF BORDENTOWN, IN THE COUNTY OF BURLINGTON, NEW JERSEY, PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS AND THE ACQUISITION OF VARIOUS EQUIPMENT AND RELATED EXPENSES IN AND FOR THE TOWNSHIP, APPROPRIATING \$2,300,000 THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$2,185,000 IN GENERAL IMPROVEMENT BONDS OR NOTES OF THE TOWNSHIP TO FINANCE THE SAME.
22. Township Committee discussion of 2015 November Meeting Schedule.
23. Township Committee discussion of 2016 NJ Department of Transportation Grant Application.
24. Township Committee and Staff Reports.
25. Public Participation.  
  
Questions, comments or statements from members of the public in attendance.
26. Any additional matters or correspondence to be reviewed, discussed or acted upon at the discretion of the Township Committee.
27. Motion to Adjourn.

RESOLUTION #2015-257-7

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 September 14, 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.

09/14/15

RESOLUTION #2015-257-8

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 August 17, 2015, and the Regular Meeting of August 17, 2015, as submitted by the Clerk and posted on the bulletin board, be and are hereby approved as ( \_\_\_\_\_ submitted) ( \_\_\_\_\_ corrected).

09/14/15

**RESOLUTION #2015-257-9**

**AUTHORIZING REFUND OF TAX SALE PREMIUM**

WHEREAS, Tax Sale Certificate #13-00050 was redeemed on AUGUST 25 2015, in the amount of \$74.48.

WHEREAS, EBURY FUND 1NJ LLC, paid tax sale premium, in the amount of \$200.00 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 \$200.00 to, EBURY FUND 1NJ, LLC; for Lien 13-00050 Block 139 Lot 9, commonly known as Burlington Road

JCE  
09/14/15

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 September 14, 2015.

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COLLEEN M. ECKERT, RMC, TWP. CLERK

**RESOLUTION #2015-257-10**

**AUTHORIZING REFUND OF TAX SALE PREMIUM**

WHEREAS, Tax Sale Certificate #13-00043 was redeemed on AUGUST 25 2015, in the amount of \$1,305.27.

WHEREAS, CHRYSALIS INVESTORS LLC, paid tax sale premium, in the amount of \$1,200.00 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 \$1,200.00 to, CHRYSALIS INVESTORS, LLC; for Lien 13-00043 Block 93.01 Lot 137, commonly known as 43 ALLGHENY LANE

JCE  
09/14/15

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 September 14, 2015.

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COLLEEN M. ECKERT, RMC, TWP. CLERK

RESOLUTION #2015-257-11

RESOLUTION ACCEPTING THE QUOTE FROM FURNITURE MILL FOR STANDARD SHADE PAVILION FOR DOG PARK

WHEREAS, Public Works Director, Dean Buhrer, solicited three quotes for a standard shade pavilion for the dog park; and

WHEREAS, Furniture Mill has submitted the apparent low quote for the shade pavilion in the amount of \$6,039.00; and

WHEREAS, funds are available to purchase the shade pavilion as evidenced by the attached Certification of Availability of Funds;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Bordentown that it does hereby authorize the purchase of a standard shade pavilion for the dog park from Furniture Mill, 1536 Lower Ferry Road, Ewing, NJ 08618, in the amount of \$6,039.00.

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 September 14, 2015.

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COLLEEN M. ECKERT, RMC, TWP. CLERK

09/14/15



RESOLUTION #2015-257-12

RESOLUTION APPROVING STIPEND TO KIM WOLVERTON FOR CERTAIN ASSIGNED EMERGENCY MANAGEMENT DUTIES WITHIN THE OFFICE OF EMERGENCY MANAGEMENT

WHEREAS, to assist in maintaining the daily clerical functions of the Office of Emergency Management, the Township Committee has assigned certain clerical duties to Kim Wolverton (Public Works Administrative Assistant); and

WHEREAS, Ms. Wolverton has agreed to accept the additional duties of the Office of Emergency Management; and

WHEREAS, the Township Committee wishes to provide a stipend to Ms. Wolverton for her performance of the additional duties;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Bordentown that it does hereby award the following stipend:

|   |            |
|---|------------|
| Kim Wolverton, Administrative Assistant 3 | \$1,000.00 |
|---|------------|

BE IT FURTHER RESOLVED that said award shall be in conjunction with Bordentown Township Ordinance #2015-12 and shall be retroactive to January 1, 2015; and

BE IT FURTHER RESOLVED that said stipend shall be made a part of the employees' annual salaries with regards to the Public Employees Retirement System reports; and

BE IT FURTHER RESOLVED that should Ms. Wolverton no longer perform said additional duties, the stipend shall cease upon the conclusion of the current pay period.

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 September 14, 2015.

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COLLEEN M. ECKERT, RMC, TWP. CLERK

09/14/15

RESOLUTION #2015-257-13

RESOLUTION AUTHORIZING TUREK CONSULTING TO SUBMIT A GRANT APPLICATION UNDER THE BURLINGTON COUNTY MUNICIPAL PARK DEVELOPMENT PROGRAM

WHEREAS, the Burlington County Board of Chosen Freeholders has approved the Open Space, Recreation, Farmland and Historic Preservation Trust Fund (“Trust Fund”) and established a Municipal Park Development Program (“Program”) to provide grant funds in connection with municipal acquisition of lands for County park, recreation, conservation and farmland preservation purposes, as well as for municipal public park and recreation development purposes; and

WHEREAS, the Township Committee of the Township of Bordentown desires to obtain County Municipal Park Development Program funds in the amount of \$250,000.00 to fund 2015 Veterans/Joseph Lawrence Park – Park Improvements (Soccer Fields and Field House), Block 90, Lot 4, Hogback Road; and

WHEREAS, the Township of Bordentown is the owner of and controls the project site;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Bordentown that:

1. Fred Turek of Turek Consulting, LLC, is authorized to (a) make an application to the County of Burlington for Municipal Park Development Program Funds, (b) provide additional application information and furnish such documents as may be required for the Municipal Park Development Program and (c) act as the municipal contact person and correspondent of the above named municipality;
2. The Township of Bordentown is committed to this project and will provide the balance of funding necessary to complete the form of non-county matching funds as required in the Policy and Procedures Manual for the Program; and
3. If awarded a grant by the County of Burlington under the Municipal Park Development Program, the municipality will use the approved funds in accordance with the Municipal Park Development Program Policy and Procedure Manual, and applicable federal, state and local government rules, regulations and statutes thereto; and
4. Fred Turek of Turek Consulting, LLC, is hereby authorized to sign and execute any required documents, agreements and amendments thereto with the County of Burlington for the approved funds; and
5. This resolution shall take effect immediately.

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 September 14, 2015.

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COLLEEN M. ECKERT, RMC, TWP. CLERK

09/14/15

RESOLUTION #2015-257-14

RESOLUTION AUTHORIZING TUREK CONSULTING TO SUBMIT A GRANT APPLICATION UNDER THE BURLINGTON COUNTY MUNICIPAL PARK DEVELOPMENT PROGRAM

WHEREAS, the Burlington County Board of Chosen Freeholders has approved the Open Space, Recreation, Farmland and Historic Preservation Trust Fund (“Trust Fund”) and established a Municipal Park Development Program (“Program”) to provide grant funds in connection with municipal acquisition of lands for County park, recreation, conservation and farmland preservation purposes, as well as for municipal public park and recreation development purposes; and

WHEREAS, the Township Committee of the Township of Bordentown desires to obtain County Municipal Park Development Program funds in the amount of \$175,000.00 to fund 2015 Veterans/Joseph Lawrence Park – Park Improvements (Pavilion Renovations), Block 90, Lot 4, Hogback Road; and

WHEREAS, the Township of Bordentown is the owner of and controls the project site;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Bordentown that:

1. Fred Turek of Turek Consulting, LLC, is authorized to (a) make an application to the County of Burlington for Municipal Park Development Program Funds, (b) provide additional application information and furnish such documents as may be required for the Municipal Park Development Program and (c) act as the municipal contact person and correspondent of the above named municipality;
2. The Township of Bordentown is committed to this project and will provide the balance of funding necessary to complete the form of non-county matching funds as required in the Policy and Procedures Manual for the Program; and
3. If awarded a grant by the County of Burlington under the Municipal Park Development Program, the municipality will use the approved funds in accordance with the Municipal Park Development Program Policy and Procedure Manual, and applicable federal, state and local government rules, regulations and statutes thereto; and
4. Fred Turek of Turek Consulting, LLC, is hereby authorized to sign and execute any required documents, agreements and amendments thereto with the County of Burlington for the approved funds; and
5. This resolution shall take effect immediately.

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 September 14, 2015.

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COLLEEN M. ECKERT, RMC, TWP. CLERK

09/14/15

RESOLUTION AUTHORIZING SUBMISSION OF MUNICIPAL ALLIANCE GRANT

WHEREAS, the Governor's Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey; and

WHEREAS, the Township Committee of the Township of Bordentown, County of Burlington, State of New Jersey, recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages and therefore, has an established Municipal Alliance Committee; and

WHEREAS, the Township Committee further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and

WHEREAS, the Township Committee has applied for funding to the Governor's Council on Alcoholism and Drug Abuse through the County of Burlington;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Bordentown, County of Burlington, State of New Jersey, hereby recognizes the following:

1. The Township Committee does hereby authorize submission of a strategic plan for the Municipal Alliance grant for fiscal year 2016 in the amount of:

|            |             |
|------------|-------------|
| DEDR       | \$14,804.00 |
| Cash Match | \$ 3,701.00 |
| In-Kind    | \$11,103.00 |

2. The Township Committee acknowledges the terms and conditions for administering the Municipal Alliance Grant, including the administrative compliance and audit requirements.

APPROVED: \_\_\_\_\_  
James Cann, Mayor

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 September 14, 2015.

\_\_\_\_\_  
COLLEEN M. ECKERT, RMC, TWP. CLERK

RESOLUTION #2015-257-16

RESOLUTION ACCEPTING THE QUOTE FROM \_\_\_\_\_ FOR SETH HAND PARK –  
EDUCATIONAL NATIVE PLANTING PROJECT

WHEREAS, the Township Engineer, Fred Turek, solicited \_\_\_\_\_ quotes for the Seth Hand Park – Educational Native Planting Project; and

WHEREAS, \_\_\_\_\_ has submitted the apparent low quote for this project in the amount of \$\_\_\_\_\_; and

WHEREAS, funds are available to purchase the shade pavilion as evidenced by the attached Certification of Availability of Funds;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Bordentown that it does hereby accept the proposal from \_\_\_\_\_ for the Seth Hand Park – Educational Native Planting Project, in the amount of \$\_\_\_\_\_.

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 September 14, 2015.

\_\_\_\_\_  
COLLEEN M. ECKERT, RMC, TWP. CLERK

09/14/15

**TOWNSHIP OF BORDENTOWN**  
**ORDINANCE NO. 2015-14**

**An Ordinance of the Township of Bordentown Authorizing the Acquisition of certain real property within the Township of Bordentown**

**WHEREAS**, acting in accordance with the provisions of the Local Lands and Buildings Law, N.J.S.A. 40A: 12-5, the Township Committee has the authority to acquire certain real property by way of conveyance from a private citizen or a private entity; and

**WHEREAS**, in conformance with the law, the Township Committee has determined that there is an opportunity to acquire certain land and that the acquisition will advance the purpose of maintaining open space area within the Township and will serve other appropriate environmental goals and governmental purposes; and

**WHEREAS**, the Township Committee has determined that the acquisition of available land within the East Haven Woods development area, which is a storm basin, located at 47 Thorntown Lane, Block 66, Lot 19.10, will serve the aforesaid governmental purposes; and

**WHEREAS**, the Township Committee has further determined that said parcel is to be dedicated Open Space and that the terms and limitations for maintenance of the same and are set forth in the proposed Agreement of Sale; and

**WHEREAS**, the terms for the acquisition of said parcel are contained in an Agreement of Sale which was negotiated with the Seller, East Haven Woods, LLC by the Township. The proposed Agreement of Sale provides that the Township shall receive \$45,000 as consideration for the acquisition of the identified parcel, which is to be dedicated as Open Space, and which shall be more particularly described in the legal description of the property incorporated in the Agreement of Sale.

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

**Section 1.** The form and terms of the proposed conveyance of the property described herein as set forth in Exhibit "A," attached hereto and made a part hereof, is hereby approved. The land to be conveyed is a storm basin which is to be dedicated Open Space. The Mayor is hereby authorized to execute and deliver the Agreement on behalf of the Township, in substantially the form attached hereto, with such changes as counsel and the Township's Director of Community Development may advise and which the Mayor shall approve, with such approval being evidenced by the Mayor's execution of the Agreement. The Township Clerk is hereby authorized to attest to the execution of the Agreement by the Mayor and to affix the corporate seal of the Township to the Agreement.

**Section 2.** If any section, paragraph, subsection, clause, or provision of this Ordinance shall be declared invalid by a court of 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 adoption and publication of notice of adoption as provided by law.

Introduced: August 17, 2015

Adopted:

## AGREEMENT

**THIS AGREEMENT** (the "Agreement") is made and entered into this \_\_\_\_ day of \_\_\_\_\_, 2015 by and between:

**EAST HAVEN WOODS, LLC.** a New Jersey corporation, having an address of 702 N. White Horse Pike, Stratford, NJ 08084 (the "Developer"); and

**Bordentown Township**, having an address of Farnsworth Avenue, NJ 08505 ("Township"); (collectively known as the "Parties")

### WITNESSETH:

**WHEREAS**, the Planning Board granted preliminary and final subdivision approval for 9 single family lots on Thorntown Lane ("Property") on 12/12/2013 Memorialized in Resolution P-2013-22 ("Resolution").

**WHEREAS**, Condition E.7 of the Resolution on Page 17 required the formation of a Homeowners Association for ownership and maintenance of the detention facilities and adjoining open space ("Open Space").

**WHEREAS**, the Planning Board Approval and Resolution was based upon plans prepared by Princeton Junction Engineering titled Preliminary/Final Major Subdivision Plans dated 11/15/13, last revised 8/26/14 ("Plans").

**WHEREAS**, the Final Plat creating the lots which are the subject of the Resolution prepared by Princeton Junction Engineering dated 11/15/13, last revised 11/16/14 was filed in the Burlington County Courthouse on 1/29/15 as map 5114773 ("Plat").

**WHEREAS**, the Developer is the current owner of the Property purchasing said Property, subject to the plans and project approvals, on 1/28/15. The Property to be conveyed to the Township is a portion of the subject parcel, namely the storm basin within the development, which is more particularly described in a legal description attached hereto as Exhibit "A."

**WHEREAS**, the Parties desire that the Township will take dedication and will perform the maintenance of the land designated as the responsibility of the Homeowners Association; and

**NOW, THEREFORE**, in consideration of the mutual covenants hereinafter contained, the parties hereto agree as follows:

1. The Developer shall pay to the Township \$5,000.00 per lot for each of the nine (9) lots to be constructed for a total payment from the Developer of \$45,000.00. The payments shall be paid in installments for each lot as a condition to the Township issuing a Certificate of Occupancy for the first individual lot and for each successive lot constructed in the East Haven Woods community.
2. The total payment from the Developer of \$45,000.00 shall be paid prior to the Township taking dedication of the Open Space.
3. During construction and prior to the acceptance by the Township Committee, the Developer shall have the continuing obligation to maintain and repair the subject parcel and have liability for any repairs or claims relating to the same until such time as the Township has formally acted upon and its action has been memorialized taking dedication of the parcel. The Township shall not have any liability whatsoever or responsibility for maintenance, repair or for any claims relating to the parcel until such time as the Developer has paid the entire sum due of \$45,000 to the Township, notwithstanding that the fact that the Township Committee may have already released the Developer's performance bond.
4. The Open Space shall not be conveyed to the Township until all improvements are accepted and the performance guaranty is released by the Township Committee. The Open Space shall be conveyed to the



Township by Deed, the form of which shall be satisfactory to the Planning Board Solicitor. In connection with the conveyance by Deed, the metes and bounds description shall be submitted for review by the Planning Board Engineer to ensure the description is accurate and satisfactory to the Planning Board Engineer. The cost of preparation and recording of the Deed of conveyance shall be borne solely by the Developer.

5. The Township shall request that the Tax Collector assign a new Block and Lot # to the area to be conveyed. If there is a cost for the preparation of a new Tax Map, the cost of the same shall be borne by the Developer.
6. The Open Space shall be conveyed by the Developer to the Township free of liens and encumbrances at the time of dedication. The Developer shall provide a title search indicating that no liens and encumbrances exist for this plot of land.
7. The Developer shall provide written confirmation that this portion of the property was included in a Phase I Environmental Study previously performed in connection with the development and that no environmental concerns were cited in the study.
8. In the event the Township's Zoning map has to be revised to reflect the changes in the use of the affected parcel, the Developer shall pay the costs for the preparation and copying of a new Zoning map. The Township will endeavor to include any such revision as part of other updates to the Township's Zoning map.
9. The Open Space dedication shall be subject to approval of the Township Engineer that the detention basin facilities and other improvements have been satisfactorily constructed and all improvements made and all "as built" plans have been signed.
10. The maintenance and repair responsibility attributable to a Homeowners Association (HOA) as contained in the Planning Board's Resolution approving the development shall be the responsibility of the Township only upon finalization of the Open Space dedication consistent with the procedure set forth in paragraphs 2-4 of this Agreement.
11. The Bordentown Township Planning Board granted Preliminary and Final Subdivision and Final Site Plan approval for the construction of 9 single family lots on Thorntown Lane ("Property") on 12/12/2013, which approval was memorialized in Resolution P-2013-22 ("Resolution"), with approval subject to certain conditions. Condition E.7 of the Resolution (Page 17) requires the formation of a Homeowners' Association for the purpose of maintenance and repair of the detention basin. The performance of the obligations under this Agreement by the Developer shall be deemed in conformance with Condition E7 of the Bordentown Township Planning Board's Resolution approving the Preliminary and Final Site Plan for this development.

**WITNESS WHEREOF**, the parties hereto have hereunto set their hands and seals and/or have caused their corporate seal to be affixed hereto the day and year first above written.

**EAST HAVEN WOODS, LLC**

By:  
Name: Jeffrey M. Goodwin  
Title: Member

Date

**BORDENTOWN TOWNSHIP**

Date

By:  
Name: James Cann  
Title: Mayor

**ORDINANCE #2015-15**

AN ORDINANCE TO AMEND ORDINANCE #2015-7 ENTITLED AN ORDINANCE TO ESTABLISH TITLES AND SALARY RANGES FOR PERMANENT AND PROVISIONAL EMPLOYEES.

BE IT ORDAINED an enacted Ordinance by the Township Committee of the Township of Bordentown, County of Burlington and State of New Jersey, as follows:

SECTION 2. Section 2 of Ordinance #2015-7 is hereby amended as follows:

**HOURLY SALARIES**

|  |                   |
|--|-------------------|
| TREASURER                                | \$20.00 - \$40.00 |
| TECH. ASSISTANT TO CONSTRUCTION OFFICIAL | \$18.00 - \$35.00 |
| BUILDING SUBCODE OFFICIAL                | \$25.00 - \$60.00 |
| PLUMBING SUBCODE OFFICIAL                | \$25.00 - \$60.00 |
| FIRE SUBCODE OFFICIAL                    | \$25.00 - \$60.00 |
| ELECTRICAL SUBCODE OFFICIAL              | \$25.00 - \$60.00 |

SECTION 24. Effective date/effective duration. This ordinance shall take effect immediately upon final passage and publication according to law, and the provisions thereof shall be effective as of October 17, 2015, and shall remain in effect until such time as amendments are required. No rights are created beyond the effective period of this ordinance.

SECTION 7. Repealer. All ordinances and parts of ordinances inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

SECTION 8. Severability. In the event that any portion of this ordinance is determined to be invalid, such determination shall not affect the remaining portions of the ordinance, which are hereby declared to be severable.

ORDINANCE #2015-16

AN ORDINANCE TO AMEND CHAPTER 10, VEHICLES AND TRAFFIC, SECTION 10.04.030, HEAVY VEHICLES – EXCLUSIONS, OF THE BORDENTOWN TOWNSHIP CODE

BE IT ORDAINED that Chapter 10 entitled Vehicles and Traffic, shall be amended as follows:

Section 10.04.030: Heavy Vehicles – Exclusions

Schedule V: Trucks Over 4 Tons Excluded. In accordance with the provisions of Section 10.04.030 (A), trucks over four tons gross weight are hereby excluded from the following described streets or parts of streets, except for the pickup and delivery of materials on such streets:

The following streets to be added to Schedule V:

|                   |               |
|-------------------|---------------|
| Adirondak Road    | Entire Length |
| Allegheny Lane    | Entire Length |
| Cayuga Road       | Entire Length |
| Crestview Court   | Entire Length |
| Farmview Road     | Entire Length |
| Gateswood Court   | Entire Length |
| Longview Drive    | Entire Length |
| Mayfield Road     | Entire Length |
| Meadow Run Road   | Entire Length |
| Oakbourne Court   | Entire Length |
| Ridgewood Drive   | Entire Length |
| Sagamore Lane     | Entire Length |
| Seneca Lane       | Entire Length |
| Springhouse Court | Entire Length |
| Taconic Road      | Entire Length |
| Tantum Court      | Entire Length |

BE IT FURTHER ORDAINED that this ordinance shall take effect immediately upon final passage and publication according to law.