

TOWNSHIP COMMITTEE MINUTES
REGULAR MEETING
OCTOBER 13, 2015

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 James Cann
Deputy Mayor Jill Popko
Committeeman Stephen Benowitz
Committeeman John Moynihan
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.

ABSENT: Committeeman Richard Carson

Mayor Cann called the meeting to order at approximately 7:05 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 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, 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.

At this time, Committeeman Benowitz 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 Central Jersey Waste Solid Waste Disposal Contract; seconded by Deputy Mayor Popko.

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.

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

NAY: None

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ABSENT: Committeeman Carson

The Township Committee of the Township of Bordentown recessed their regular meeting at approximately 7:09 pm and reconvened the regular meeting at 7:35 pm.

ADMINISTRATIVE REVIEW

Township Clerk Eckert stated that there was nothing to report.

CONSENT AGENDA

Resolution #2015-286-7 entitled APPROVING THE TRANSACTION OF ITEMS OF ROUTINE BUSINESS: PAYMENT OF BILLS.

Resolution #2015-286-8 entitled APPROVING THE TRANSACTION OF ITEMS OF ROUTINE BUSINESS: MINUTES OF MEETINGS.

Resolution #2015-286-9 entitled AUTHORIZING REFUND OF OVERPAYMENT OF TAXES.

Resolution #2015-286-10 entitled AUTHORIZING DECREASE IN ASSESSED VALUE AND TAXES.

Resolution #2015-286-11 entitled A RESOLUTION TO CANCEL TAXES.

Resolution #2015-286-12 entitled RESOLUTION AUTHORIZING APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT CONTRACT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE DUNNS MILL ROAD RECONSTRUCTION PROJECT – PHASE II.

Resolution #2015-286-13 entitled RESOLUTION AUTHORIZING APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT CONTRACT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE BORDENTOWN BIKEWAY PROJECT – PHASE 4.

Resolution #2015-286-14 entitled RESOLUTION AUTHORIZING A SERVICES AGREEMENT WITH MODEL CONSULTING, LLC, (CBIZ BENEFITS & INSURANCE SERVICES, INC.) FOR COMPLIANCE WITH THE AFFORDABLE CARE ACT (ACA) AND TO MEMORIALIZE THE ELECTRONIC POLL OF THE GOVERNING BODY DATED SEPTEMBER 30, 2015, AUTHORIZING SAME.

Resolution #2015-286-15 entitled RESOLUTION AUTHORIZING A SHARED SERVICES AGREEMENT WITH THE BORDENTOWN REGIONAL SCHOOL DISTRICT BOARD OF EDUCATION FOR THE RESURFACING OF THE BASKETBALL COURTS AT PETER MUSCHAL SCHOOL.

Resolution #2015-286-16 entitled NOTICE OF INTENT TO PARTICIPATE IN A NATIONAL COOPERATIVE PURCHASING AGREEMENT PURSUANT TO N.J.S.A. 52:34-6.2.

Resolution #2015-286-17 entitled ESTABLISHING SALARIES AND OTHER RATES OF COMPENSATION FOR CERTAIN OFFICIALS AND EMPLOYEES OF THE TOWNSHIP OF BORDENTOWN.

Township Committee review and discussion of Consent Agenda Items Resolutions #2015-286-7 through #2015-286-17. There were no comments or questions on the Consent Agenda.

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

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

NAY: None

ABSENT: Committeeman Carson

Seeing no comments, Deputy Mayor Popko made a motion to close to the public; seconded by Committeeman Benowitz.

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

NAY: None

ABSENT: Committeeman Carson

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

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

NAY: None

ABSENT: Committeeman Carson

Consideration of Introduction of Ordinance #2015-17 entitled AN ORDINANCE OF THE TOWNSHIP OF BORDENTOWN AMENDING TITLE 6 OF THE CODIFIED GENERAL ORDINANCES OF THE TOWNSHIP OF BORDENTOWN, AND CHAPTER 25, THE LAND DEVELOPMENT ORDINANCE, TO ADD PROVISIONS FOR THE KEEPING OF CHICKENS. (PULLED)

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Mayor Cann announced that Ordinance #2015-17 is being pulled in response to Committeeman Carson's request so that he could ask questions before the ordinance is introduced. Mayor Cann read in the record Committeeman Carson's questions. Deputy Mayor Popko responded to these questions.

Township Committee discussion of the Best Practices Worksheet CY2015/SFY2016.

Chief Nucera stated that CFO Kocian and he recently reviewed the Best Practices Checklist and responded yes to 48 out of 50 questions. This will have no effect on the aid being received from the State.

TOWNSHIP COMMITTEE AND STAFF REPORTS

COMMITTEEMAN MOYNIHAN: Committeeman Moynihan gave some highlights of recent Police Department matters.

The Veteran's Advisory Committee thanked everyone for attending and supporting the car show on Sunday, October 11, 2015 at Peter Muschal School/Joseph Lawrence Park/Veteran's Memorial Park from 10:00-4:00 pm. He thanked Committeeman Benowitz for his generous contribution to the Veteran's Memorial.

COMMITTEEMAN BENOWITZ: There were two developmental meetings held on October 2, 2015. One for possible development in the Southern Gateway Regional area and the other was initial development on Old York Road.

Mayor Cann and he attended the Little League Awards Presentation Dinner on October 5, 2015.

At the October 8, 2015 Planning Board meeting, a continuance to November 12, 2015 was granted to K. Johnson Urban Renewal, LLC. Acme Commons was granted a minor subdivision with conditions.

He attended the Northern Burlington Regional Chamber of Commerce Expo.

Committeeman Benowitz reiterated that he would like a date set for the Black History Month Event. He suggested Saturday, February 27, 2016 at 12:00 noon. Police Chief Nucera will advise Angel Sauro of that date.

DEPUTY MAYOR POPKO: Deputy Mayor Popko said that Paper Shredder Day held on October 10, 2015 accumulated 6,738 lbs. of shredding. She thanked the sponsors.

The Environmental Commission and Green Team held a Fall Nature Walk on October 11, 2015 at the Northern Community Park.

The Community Garden will be closed on October 17, 2015. Over 700 lbs. of natural organic produce was donated to area food pantries. Refreshments will follow.

Deputy Mayor Popko gave an update on the Public Works Department projects. Leaf pick-up will begin first week in November. The Haunted Hayride is scheduled for October 23, 2015 at 6:00 pm. P.W. Director Buhner gave an update on the projects at the Township parks (indiscernible).

Deputy Mayor Popko added that she was disappointed that the Chicken ordinance was being pulled again.

MAYOR CANN: Mayor Cann said he attended the 6th Annual Juvenile Justice Commission (JJC) recovery walk at Johnstone on October 2, 2015, where he was also a guest speaker.

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He was also a guest speaker at the Northern Burlington Chamber of Commerce. In addition to Florence and Burlington Township, Bordentown Township was identified by Burlington County as one of the three municipalities leading in business growth.

Mayor Cann also attended the School Board meeting, where he presented the (approximate) PILOT amounts. He advised them that the Township was going to start work on the basketball courts at the Peter Muschal School/Joseph Lawrence Park. The Township will also be ordering backboards, nets and hoops. Mayor Cann informed the School Board of the Supreme Court's decision (mandate) on Affordable Housing where the Township would be required to have 728 additional affordable housing units in the Township; this would total almost 3,700 residential units. The impact to the Township could be tremendous. He communicated to the School Board how the Township is fighting this and suggested that they help by contacting state representatives. Mayor Cann continued to give an update on other school matters.

In regard to Seth Hand Park, there will be native trees planted there so it will take a little longer. This will be a nature walk with signs identifying the trees.

Mayor Cann stated that the Asbury Park Press had written an article regarding the rejected ADP program which would have changed the tax appeal process in Burlington County. The article said the taxpayers are picking up the bill. He added that it was a good thing the Township fought this.

The ROSI paperwork is ready. He asked the Township Committee for an approval to sign off on it once it's completed. The Township will be receiving approximately \$800,000.

Committeeman Benowitz made a motion to approve Mayor Cann to sign and submit the Township's ROSI. A resolution memorializing this will be presented at the next Township Committee Meeting; seconded by Deputy Mayor Popko.

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

NAY: None

ABSENT: Committeeman Carson

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

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

NAY: None

ABSENT: Committeeman Carson

CAROL de GROOT, 8 Arlington Road: Mrs. de Groot complained about the grass that was planted by the contractor after repairs to the Arlington Road drainage project were finished. She asked if final payment was made; Mayor Cann responded he did not think so. Committeeman Benowitz said that the contractor told C.D. Director Brian Johnson that they were bringing in a professional landscaper to fix the problem.

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DAVON EGGET, 24 Independence Drive: In regard to the chicken ordinance, Mr. Egget said that he heard that the State's limit for chickens is six. Agway will only sell you a minimum of six chickens. Mr. Egget added that the fleas and ticks on his property have reduced because of his chickens.

LEN de GROOT, 8 Arlington Road: Mr. de Groot suggested that attendance to Township meetings by Committee members should be assured. He asked that the Township Committee consider an ordinance in the new year regarding committeemen's attendance at Township meetings and their assignments. Mayor Cann thought the current ordinance states four unexcused meetings in a row; Attorney Kearns stated, eight consecutive weeks.

At this time, Committeeman Benowitz made a motion to close the meeting for public participation; seconded by Deputy Mayor Popko.

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

NAY: None

ABSENT: Committeeman Carson

At this time, Committeeman Benowitz 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 Moynihan.

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

NAY: None

ABSENT: Committeeman Carson

The regular meeting of the Township Committee of the Township of Bordentown was adjourned at approximately 8:19 p.m.

JAMES CANN, MAYOR

COLLEEN M. ECKERT, TOWNSHIP CLERK