

TOWNSHIP COMMITTEE MINUTES
REGULAR MEETING
OCTOBER 26, 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 Richard Carson
Committeeman John Moynihan
Township Clerk Colleen Eckert
Attorney William J. Kearns, Jr.
Chief Financial Officer David Kocian
Chief of Police Frank M. Nucera, Jr.

ABSENT: Public Works Director Dean Buhrer

Mayor Cann called the meeting to order at approximately 7:02 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 Employee Personnel Policy Matter; 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 Carson, Committeeman Moynihan, Deputy Mayor Popko, Mayor Cann

NAY: None

PAGE 2
REGULAR MEETING
OCTOBER 26, 2015

The Township Committee of the Township of Bordentown recessed their regular meeting at approximately 7:04 pm and reconvened the regular meeting at 7:37 pm.

APPOINTMENT OF PLANNING BOARD MEMBER:

In accordance with N.J.S.A. 40:55D-23 and Section 25:704 of the Revised General Ordinances of the Township of Bordentown as adopted by Ordinance #1990-15, commonly known as the Land Development Ordinance of the Township of Bordentown establishing a Planning Board, I, James Cann, as Mayor, do hereby make the following appointment to the Planning Board:

Class IV Member ó 2 Year Term Expiring 12/31/16 (Alt. #1): Joseph Nyzio

ADMINISTRATIVE REVIEW

Township Clerk Eckert stated that Resolutions #2015-299-13 and #2015-299-14 are being pulled from the Consent Agenda.

CONSENT AGENDA

Resolution #2015-299-8 entitled APPROVING THE TRANSACTION OF ITEMS OF ROUTINE BUSINESS: PAYMENT OF BILLS.

Resolution #2015-299-9 entitled APPROVING THE TRANSACTION OF ITEMS OF ROUTINE BUSINESS: MINUTES OF MEETINGS AND FILING OF REPORTS.

Resolution #2015-299-10 entitled AUTHORIZING REFUND OF OVERPAYMENT OF TAXES.

Resolution #2015-299-11 entitled AUTHORIZING REFUND OF TAX SALE PREMIUM.

Resolution #2015-299-12 entitled AUTHORIZING REFUND OF TAX SALE PREMIUM.

Resolution #2015-299-13 entitled NOTICE OF INTENT TO AWARD CONTRACT UNDER A NATIONAL COOPERATIVE PURCHASING AGREEMENT FOR PURCHASE OF A POLARIS RANGER ELECTRIC VEHICLE PURSUANT TO N.J.S.A. 52:34-6.2. (PULLED)

Resolution #2015-299-14 entitled NOTICE OF INTENT TO AWARD CONTRACT UNDER A NATIONAL COOPERATIVE PURCHASING AGREEMENT FOR PURCHASE OF AN ELGIN BROOM BADGER-DUAL MOUNTED PURSUANT TO N.J.S.A. 52:34-6.2. (PULLED)

Resolution #2015-299-15 entitled AUTHORIZING PURCHASE OF 2015 FORD F-450 FOR THE BORDENTOWN TOWNSHIP PUBLIC WORKS DEPARTMENT.

Resolution #2015-299-16 entitled AUTHORIZING PURCHASE OF 2015 FORD F-250 FOR THE BORDENTOWN TOWNSHIP PUBLIC WORKS DEPARTMENT.

Resolution #2015-299-17 entitled AUTHORIZING PURCHASE OF MOHAWK LIFT FOR THE BORDENTOWN TOWNSHIP PUBLIC WORKS DEPARTMENT.

Resolution #2015-299-18 entitled RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE THE AMENDED RECREATION AND OPEN SPACE INVENTORY (ROSI).

Resolution #2015-299-19 entitled RESOLUTION AUTHORIZING PAYMENT TO BORDENTOWN TOWNSHIP EMPLOYEES FOR RABIES CLINIC.

Resolution #2015-299-20 entitled RESOLUTION ACCEPTING THE PROPOSAL FROM TUREK CONSULTING, LLC, FOR THE PREPARATION OF ZONING MAP.

Resolution #2015-299-21 entitled APPOINTMENT OF MEMBER TO ZONING BOARD OF ADJUSTMENT.

Resolution #2015-299-22 entitled APPOINTING MEMBERS TO THE VETERANS ADVISORY COMMITTEE.

Township Committee review and discussion of Consent Agenda Items Resolutions #2015-299-8 through #2015-299-22, excluding Resolutions #2015-299-13 and #2015-299-14. Committeeman Benowitz, Deputy Mayor Popko, and Mayor Cann commented/asked 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 Carson, Committeeman Moynihan, Deputy Mayor Popko, Mayor Cann

NAY: None

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

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

NAY: None

At this time, Committeeman Benowitz made a motion to adopt the consent agenda, excluding Resolutions #2015-299-13 and #2015-299-14; seconded by Committeeman Carson.

AYE: Committeeman Benowitz, Committeeman Carson with abstention to the Regular and Closed Minutes of October 13, 2015, Committeeman Moynihan, Deputy Mayor Popko, Mayor Cann

NAY: None

Public Hearing on Ordinance #2015-17 entitled AN ORDINANCE OF THE TOWNSHIP OF BORDENTOWN TO VACATE A PORTION OF HARDING AVENUE AND AN UNNAMED ALLEY WITHIN TAX BLOCK 22.

At this time, Committeeman Moynihan made a motion to open the public hearing on Ordinance #2015-17; seconded by Committeeman Carson.

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

NAY: None

Seeing no public comment, Committeeman Benowitz made a motion to close the public hearing on Ordinance #2015-17; seconded by Deputy Mayor Popko.

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

NAY: None

Consideration of Adoption of Ordinance #2015-17 entitled AN ORDINANCE OF THE TOWNSHIP OF BORDENTOWN TO VACATE A PORTION OF HARDING AVENUE AND AN UN-NAMED ALLEY WITHIN TAX BLOCK 22.

At this time, Deputy Mayor Popko made a motion to adopt Ordinance #2015-17; seconded by Committeeman Benowitz.

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

NAY: None

TOWNSHIP COMMITTEE AND STAFF REPORTS

COMMITTEEMAN CARSON: Committeeman Carson said he reached out to (retired) Congressman Saxton and he has agreed to speak at the next Township Committee on November 23, 2015 to discuss the Joint Base Facility.

COMMITTEEMAN MOYNIHAN: Committeeman Moynihan stated that the Bordentown Sewerage Authority met on October 19, 2015 and will be meeting again on November 16, 2015 to discuss the rate increase proposal.

The Veterans Day Ceremony is scheduled for November 7, 2015 at 1:00 pm at the Bordentown Cemetery.

Committeeman Moynihan gave some highlights of recent Police Department matters.

PAGE 5
REGULAR MEETING
OCTOBER 26, 2015

COMMITTEEMAN BENOWITZ: On October 16, 2015, Committeeman Benowitz met with the Bordentown Waterfront Community Redevelopment Subcommittee. He gave a summary/update of what was discussed.

He also attended a ribbon cutting ceremony on October 23, 2015 at Status Motors.

DEPUTY MAYOR POPKO: The Environmental Commission recently held a meeting. Since the Commission and Green Team are working more with children, they agreed to be fingerprinted. The fingerprinting fee will be paid for from the business sponsor program. Deputy Mayor Popko gave a summary of the latest events and activities.

The Environmental Commission and Green Team will be doing a clean-up where the 5K run will be held prior to The Turkey Trot which will be held on November 21, 2015.

She attended the Abbott Marsh Meeting in Hamilton. They are concerned about the environmental consequences of ELCON and Waste Management's landfill. The Abbott Marsh will be sending out letters to representatives and post on their website where residents can send letters to oppose both projects.

She thanked the Public Works Department, the Township Police Department, Bordentown Traditions, and all the volunteers who participated in the Haunted Hayride.

MAYOR CANN: Mayor Cann also congratulated everyone who participated in the Wailing Woods Haunted Hayride.

The work on the basketball courts at the Joseph Lawrence Park/Peter Muschal School was completed today. Since the work was done this time of year, the contractor will be returning in the spring to repair any cracking that occurs.

The work at Bossert Park and Seth Hand Park is almost complete.

There was a meeting with representatives of St. Francis who had concerns about the site. The Township is addressing their concerns. St. Francis would like to occupy the building by April 2016.

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

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

NAY: None

TOM SEAMAN: 18 Arlington Road: Mr. Seaman asked for an update on the grass situation at the Arlington Road drainage improvement project. Mayor Cann responded that he spoke with C.D. Director Brian Johnson and a landscaper is still expected to redo the grass, but there is no timeframe right now. Mr. Seaman said residents were punching through the clean-outs when aerating the lawns because they didn't know where they were. C.D. Director Brian Johnson will investigate tomorrow.

LEN deGROOT, 8 Arlington Road: Mr. de Groot commented on the upcoming Sewer Authority rate increase. He said they're covering the rates for the total operations of the Authority and not accounting for connection fees. As a result, there is \$1.2+ million that has already been paid by Grainger. Mayor Cann responded that they are not permitted to use the surplus money for a minimum of one year, but Mr. de Groot said they can ask for a waiver from the State. He added that they won't be accounting for the \$1.2+ million until after Grainger has occupied the site for operations.

PAGE 6
REGULAR MEETING
OCTOBER 26, 2015

DENNIS WILNO, 40 Thorntown Lane: Mr. Wilno inquired about the Transco pipeline's compression station. Mayor Cann said that Transco has asked Bordentown Township for easements, and Bordentown has responded no, the Township is opposed to it. Township Clerk Eckert interjected that a representative from Transco would like to come in to do a presentation at the next Township Committee meeting on November 23, 2015. Deputy Mayor Popko invited Mr. Wilno to attend an Environmental Committee meeting to discuss these issues and initiate a letter writing campaign, etc. The Township Committee also informed Mr. Wilno of the ELCON and Waste Management's landfill issues.

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

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

NAY: None

POLICE CHIEF NUCERA: Police Chief Nucera stated it was discussed at the last meeting that Mr. Fiumefreddo from Central Jersey Waste would be coming in to discuss some of the solid waste collection issues. Attorney Kearns reached out to the N.J. DCA to see what the procedures would be. The N.J. DCA referred him to the N.J. DEP. Deborah Pinto from the N.J. DEP contacted Central Jersey Waste and they are now on a watch list. Their President and CEO, Ed Apuzzi, has responded to the N.J. DEP indicating that they are going to do everything they can to work out our issues. Police Chief Nucera met with P.W. Director Buhner to formulate a policy to follow and will make Frank Fiumefreddo aware of it. There were only two complaints regarding trash pick-up today. Mayor Cann added that we want to make sure the list includes legitimate complaints.

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 Deputy Mayor Popko.

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

NAY: None

The regular meeting of the Township Committee of the Township of Bordentown was adjourned at approximately 8:18 p.m.

JAMES CANN, MAYOR

COLLEEN M. ECKERT, TOWNSHIP CLERK