

TOWNSHIP OF BORDENTOWN

TOWNSHIP COMMITTEE REGULAR MEETING AGENDA

DATE: DECEMBER 5, 2016 TIME: 6:30 P.M. MEETING ROOM, MUNICIPAL BUILDING

ATTENDANCE:	PRESENT	ABSENT
	_____	_____
	_____	_____
	_____	_____
	_____	_____
	_____	_____
	_____	_____
	_____	_____
	_____	_____
	_____	_____
	_____	_____
	_____	_____
	_____	_____
	_____	_____

- Mayor Popko
- Deputy Mayor Benowitz
- Committeeman Cann
- Committeeman Carson
- Committeeman Holliday
- Committeeman-elect Eugene Fuzy
- Township Clerk Eckert
- Attorney Fahey
- 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 November 17, 2016, 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 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:

- Environmental Litigation Matters: Elcon Hazardous Waste Facility
- Environmental Budget
- Transco Compressor Station
- SRL Pipeline
- NJNG
- CFO Personnel Matter.
- Police Department Personnel Matters.
- School Crossing Guard Personnel Matter.
- Barbara Woolley Dillon v. Township of Bordentown.
- Solid Waste Collection 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. Presentation of Certificates of Appreciation to Boy and Girl Scouts for Participation in Veterans Day Ceremony.
7. 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 #2016-340-8 through #2016-340-15.
8. Resolution #2016-340-8 entitled APPROVING THE TRANSACTION OF ITEMS OF ROUTINE BUSINESS: PAYMENT OF BILLS.
  9. Resolution #2016-340-9 entitled APPROVING THE TRANSACTION OF ITEMS OF ROUTINE BUSINESS: MINUTES OF MEETINGS.
  10. Resolution #2016-340-10 entitled AUTHORIZING REFUND OF TAX SALE PREMIUM.
  11. Resolution #2016-340-11 entitled REFUND OF ESCROW BALANCES FOR DEVELOPMENT APPLICATIONS.
  12. Resolution #2016-340-12 entitled A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF BORDENTOWN AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE BORDENTOWN TOWNSHIP FIRE DISTRICTS NO. 1 AND 2 FOR CERTIFICATE OF CONFORMITY ENFORCEMENT FOR MULTIPLE DWELLINGS.
  13. Resolution #2016-340-13 entitled AMENDING RESOLUTION #2016-109-18 ENTITLED ESTABLISHING LICENSE AND PERMIT FEES FOR THE TOWNSHIP OF BORDENTOWN.
  14. Resolution #2016-340-14 entitled RESOLUTION AUTHORIZING AGRICULTURAL LEASE AGREEMENT BETWEEN THE TOWNSHIP OF BORDENTOWN AND STEPHEN TURGYAN.
  15. Resolution #2016-340-15 entitled RESOLUTION AUTHORIZING A CONTRACT WITH THE BURLINGTON COUNTY MUNICIPAL JOINT INSURANCE FUND RETROSPECTIVE PROGRAM.
  16. Township Committee discussion of FY2017 DOT Grant Projects.
  17. Township Committee discussion of Date and Time for 2017 Reorganization Meeting.

18. Township Committee discussion of UCC Permits for Township Committee Members.
19. Township Committee and Staff Reports.
20. Public Participation.  
Questions, comments or statements from members of the public in attendance.
21. Any additional matters or correspondence to be reviewed, discussed or acted upon at the discretion of the Township Committee.
22. Motion to Adjourn.

**ALL PROPOSED LEGISLATION LISTED BELOW IS SUBJECT TO CHANGE AND IS CONSIDERED TO BE A DRAFT UNTIL IT IS OFFICIALLY ADOPTED BY GOVERNING BODY.**

RESOLUTION #2016-340-8

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 December 5, 2016, 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.

12/05/16

RESOLUTION #2016-340-9

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 November 14, 2016, and the Regular Meeting of November 14, 2016, as submitted by the Clerk and posted on the bulletin board, be and are hereby approved as ( \_\_\_\_\_ submitted) ( \_\_\_\_\_ corrected).

12/05/16

**RESOLUTION #2016-340-10**

**AUTHORIZING REFUND OF TAX SALE PREMIUM**

WHEREAS, Tax Sale Certificate #15-00014 was redeemed on NOVEMBER 14, 2016, in the amount of \$505.08.

WHEREAS, US BANK C/F ACTLIEN HOLDING 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 US BANK C/F ACTLIEN HOLDING LLC; for Lien 15-00014, Block 92.05 Lot 22.204 QUAL C.204 commonly known as 25 LANCASTER COURT.

JCE  
12/5/16

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 December 5, 2016.

---

COLLEEN M. ECKERT, RMC, TWP. CLERK

**TOWNSHIP OF BORDENTOWN**

**RESOLUTION NO. 2016-340-11**

**REFUND OF ESCROW BALANCES FOR DEVELOPMENT APPLICATIONS**

**WHEREAS**, there exists unused balances in the following Planning or Zoning escrow accounts:

<u>Applicant</u>	<u>Project</u>	<u>Account No.</u>	<u>Amount</u>
Guy Okafor 15 Allegheny Lane Bordentown, NJ 08505	Variance Application Block 138.02, Lot 21	971800	\$ 54.88
Mariam Toufiles 43 Meadow Run Road Bordentown, NJ 08505	Variance Application Block 138.06, Lot 135	968700	\$ 65.00
130 Crabco NJ, LLC t/a Chickieø & Peteø c/o Samuel Reale, Esq. Helmer, Conley & Kasselmann, PA 600 Beverly Rancocas Road Willingboro, NJ 08046	Chickieø & Peteø Restaurant Informal Meeting Route 130 Block 63, Lot 6	982600	\$239.16

And, **WHEREAS**, the Director of Community Development has certified that the applications and projects are complete and that the amounts listed above are nets amounts to be refunded to the Applicant after deducting any outstanding invoices which shall be paid upon closure of the account(s); and

**WHEREAS**, the Director of Community Development recommends the balances of the funds should be returned to the applicants; in accordance with N.J.S.A. 40:55D-53.2.

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

1. That the Township Committee, for the aforementioned reasons, hereby directs the release of the unused balances of the escrow deposits, in the amounts indicated above, plus applicable interest, if any, in accordance with N.J.S.A. 40:55D-53.1.
2. That the Township Committee directs the Chief Financial Officer to make payment to the aforesaid applicants or owners.
3. That the Township Committee directs the Township Clerk to forward a copy of this resolution to each Applicant.

RESOLUTION #2016-340-12

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF BORDENTOWN  
AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE BORDENTOWN  
TOWNSHIP FIRE DISTRICTS NO. 1 AND 2 FOR CERTIFICATE OF CONFORMITY  
ENFORCEMENT FOR MULTIPLE DWELLINGS

WHEREAS, in accordance with Bordentown Township Ordinance #2016-14 adopted on November 14, 2016, allows for the Township to enter into an agreement with the Fire Districts for the enforcement responsibilities relating to the issuance of Certificates of Conformity for multiple dwellings; and

WHEREAS, the Township Committee has concluded that an agreement between the Township of Bordentown and the Township of Bordentown Fire District No. 1 and the Township of Bordentown Fire District No. 2 for inspections related to issuance of Certificates of Conformity for multiple dwellings advances the public interest;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Bordentown that the Mayor is hereby authorized to enter into an agreement with the Township of Bordentown Fire District No. 1 and Township of Bordentown Fire District No. 2 for the enforcement responsibilities relating to the issuance of Certificates of Conformity for multiple dwellings with the Township of Bordentown.

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 December 5, 2016.

---

COLLEEN M. ECKERT, RMC, TWP. CLERK

12/05/16

AGREEMENT

TOWNSHIP OF BORDENTOWN

AND

BORDENTOWN TOWNSHIP FIRE DISTRICTS NO. 1 & 2

THIS AGREEMENT made this 5<sup>th</sup> day of December, 2016, by and between the Township of Bordentown, having its municipal offices at 1Municipal Drive, Bordentown, NJ 08505, County of Burlington; Bordentown Township Fire District No. 1, located at 51 Groveville Road, Trenton, NJ 08620, County of Burlington; and Bordentown Township Fire District No. 2, located at 262 Crosswicks Road, Bordentown, NJ 08505, County of Burlington;

WHEREAS, the Township of Bordentown requires Certificates of Conformity for resale of all homes and the change of occupation of apartments in the municipality; and

WHEREAS, the Township Committee of the Township of Bordentown believes that the inspections of multiple dwelling apartments for the granting of Certificates of Conformity should be performed by Bordentown Township Fire Districts No.1 and No. 2. A multiple dwelling shall be defined as any dwelling consisting of a minimum of three units per building.

WITNESSETH:

That for and in consideration of the mutual covenants contained herein, the parties hereto agree as follows:

1. All initial inspections or re-inspections of multiple dwellings related to the issuance of Certificates of Conformity shall be performed by Bordentown Township Fire District No. 1 or Bordentown Township Fire District No. 2. These inspections shall be charged at \$80.00, which shall be collected by the Township of Bordentown with reimbursement in the amount of one-half (\$40.00) of the inspection charge made to the respective Fire District that conducted the inspection.
2. A Certificate of Conformity shall be issued if the following conditions are satisfied:
  - There shall be one smoke detector per floor, including the basement. Moreover, a smoke detector shall be within ten feet (10 $\phi$ ) of all bedrooms (in the hallway).
  - There shall be a carbon monoxide detector in each dwelling if there is a fuel-burning appliance and/or an attached garage.
  - There shall be a fire extinguisher mounted and located within ten feet (10 $\phi$ ) of the kitchen.
  - There shall be a clear 911 address for each dwelling.

Dated:

---

Township of Bordentown  
Title:

Witness:

---

Dated:

---

Fire District No.1  
Title:

Witness:

---

Dated:

---

Fire District No. 2  
Title:

Witness:

---

RESOLUTION #2016-340-13

AMENDING RESOLUTION #2016-109-18 ENTITLED ESTABLISHING LICENSE AND PERMIT FEES FOR THE TOWNSHIP OF BORDENTOWN

WHEREAS, the Township Committee adopted Ordinance #2001-15 entitled AN ORDINANCE OF THE TOWNSHIP OF BORDENTOWN AMENDING ORDINANCE SECTION 19-1 ESTABLISHING THE FEE SCHEDULE FOR LICENSES AND PERMITS; and

WHEREAS, Ordinance #2001-15 amended said section of the code of the Township of Bordentown to allow license and permit fees to be established by majority vote resolution of the Township Committee;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Bordentown that in accordance with Ordinance #2001-15 that the license and permit fees set forth below shall be as follows:

**PERMITS/LICENSES**

**FEE AMOUNT**

Liquor Licenses:

Distribution Licenses	\$1,880.00 annually
Consumption Licenses	\$2,000.00 annually
Club Licenses	\$ 150.00 annually

Vending Machine:

\$40.00 per machine

Raffle License:

established by State of N.J.

Bingo License:

established by State of N.J.

Mobile Home Parks:

Annual License Fee:	\$4,000.00 annually
Monthly Lot Fees:	\$50.00 per mobile home

Taxi Cabs and Cab Drivers:

Cabs:	\$50.00 annually
Drivers:	\$25.00 annually

Motor Vehicle Dealer License:

\$1,000.00 annually

Food Handling License:

\$200.00 plus \$2.00 per seat annually

Automatic Coin Operated Machines:

\$125.00 per machine  
Annually

Business Licenses: (Hotel/Motel business licenses)	\$100.00 annually additional \$5.00 per room
Pet Shop/Kennel/Shelter/Pound 10 dogs or less More than 10 dogs	\$25.00 annually \$50.00 annually
Bowling Alley:	\$50.00 per alley
Adult Bookstore License: Bookstore Mini Motion Picture Theater	\$2,000.00 annually \$1,500.00 plus \$50.00 each machine or booth annually
Assessment Searches:	\$10.00 per search
Soliciting Permits: Profit Organizations One-Day Special Permit (Municipal or Civic Events) Non-profit Organizations	\$200.00 \$25.00 No Fee
Public Gatherings:	\$250.00
Dog and Cat Licenses: Spayed/Neutered Non-spayed/Neutered Late Fee	\$8.00 \$11.00 \$5.00
Chicken License:	\$10.00
Sunshine Notice Fee:	\$10.00
Photocopies: 8.5" x 11" 8.5" x 14"	\$.05 per page \$.07 per page
Marriage Licenses:	\$28.00
Domestic Partnership:	\$28.00
Civil Unions	\$28.00
Certified copies of Death, Birth, Marriage, Civil Unions and Domestic Partnership Licenses	\$10.00 per copy

Burial/Dis-Internment Permit	\$5.00
Housing Inspection Fees:	
Resale/Rental 1 and 2 Family	\$100.00 per unit
Re-inspections	\$50.00 per unit
Multiple Dwelling Apartments	\$80.00
Northern Community Park/ Joseph Lawrence Park Rental/ Senior Community Center	\$50.00 application fee
Northern Community Park Warming Room Use Permit Fee	\$100.00 for non-residents
Northern Community Park Warming Room Use Permit Key/Maintenance Deposit Fee	\$250.00 refundable upon return of key and maintenance inspection
Joseph Lawrence Park Use Permit Fee	\$50.00 for non-residents
Joseph Lawrence Park Use Permit Key/Maintenance Deposit Fee	\$250.00 refundable upon return of key and maintenance inspection
Senior Community Center Use Permit Fee	\$100.00 for non-residents
Senior Community Center Use Permit Key/Maintenance Deposit Fee	\$250.00 refundable upon return of key and maintenance inspection
Late Fees for Licenses	\$10.00 after due date
Fingerprinting for Business Applications	\$100.00

BE IT FURTHER RESOLVED that the following fee schedule shall apply to Road Opening Permits:

<u>AREA</u>	<u>PERMIT</u>	<u>RESTORATION DEPOSIT</u>
0-25 sf	\$25.00	\$300.00
Over 25 sf ó 150 sf	\$1.00/sf	\$300.00 + \$3.00/sf over 25 sf

Over 150 sf ó 500 sf                    \$150.00                    \$300.00 + \$3.00/sf over 25 sf

For any opening over 500 sf or should the Township determine that the nature and/or duration of the opening requires that an inspector be present during the operation, the permit fees, inspection fees and restoration deposit shall be determined by the Township Engineer and the Director of Public Works.

Re-Inspection Fee:                    \$25.00 per inspection

BE IT FURTHER RESOLVED by the Township Committee of the Township of Bordentown that the aforementioned fees set forth be and are hereby approved.

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 December 5, 2016.

---

COLLEEN M. ECKERT, RMC, TWP. CLERK

12/05/16

RESOLUTION #2016-340-14

RESOLUTION AUTHORIZING AGRICULTURAL LEASE AGREEMENT BETWEEN THE TOWNSHIP OF BORDENTOWN AND STEPHEN TURGYAN

WHEREAS, the Township of Bordentown did advertise for a Request for Proposal from any interested parties for the farming of certain parcels owned by the Township of Bordentown under the Open Space Program; and

WHEREAS, one proposal was received from Mr. Stephen Turgyan for the farming of Block 90, Lots 4 & 6; Block 92, Lots 7.01 & 8.01 and Block 93, Lot 9.01 in the amount of \$80.00 per acre, \$7,440.00 per year; and

WHEREAS, it is the desire of the Township Committee to enter into an Agricultural Lease Agreement with Mr. Turgyan for the term January 1, 2017 through December 31, 2017; and

WHEREAS, said agreement will authorize the lease to be renewed on a yearly basis not to exceed five years;

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of Bordentown that it does hereby authorize the approval of the agricultural lease agreement with Stephen Turgyan for the following parcels:

Block 90, Lots 4 & 6  
Block 92, Lots 7.01 & 8.01  
Block 93, Lot 9.01

BE IT FURTHER RESOLVED by the Township Committee of the Township of Bordentown that it does hereby authorize the Mayor and Township Clerk to execute all documents relating to said lease agreement.

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 December 5, 2016.

---

COLLEEN M. ECKERT, RMC, TWP. CLERK

12/05/16

RESOLUTION #2016-340-15

RESOLUTION AUTHORIZING A CONTRACT WITH THE BURLINGTON COUNTY MUNICIPAL JOINT INSURANCE FUND RETROSPECTIVE PROGRAM

WHEREAS, the Burlington County Municipal Joint Insurance Fund (FUND) has offered to the Township of Bordentown (MEMBER), a policy endorsement to enter into a Retrospective Program for the 2017 Fund Year with the understanding that a Retrospective Assessment may be due and owing to the FUND through December 31, 2021; and

WHEREAS, this action is necessary based on the MEMBER having had a negative impact on the FUND's surplus during the last six (6) years and are considered to be under assessed based on the Actuarial Rating by more than 15%; and

WHEREAS, this program affords the MEMBER the opportunity, through improved performance, to control their future assessments in accordance with the formulas set forth in the Contract and the Policy Endorsement; and

WHEREAS, the contract term shall commence on January 1, 2017 and end on December 31, 2021;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Bordentown that it does hereby authorize the Township to enter into the Burlington County Municipal Joint Insurance Fund for 2017 Retrospective Program and further authorizes the Mayor and Township Clerk to execute same.

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 December 5, 2016.

---

COLLEEN M. ECKERT, RMC, TWP. CLERK

12/05/16

