

TOWNSHIP OF BORDENTOWN

TOWNSHIP COMMITTEE REGULAR MEETING AGENDA

DATE: MAY 22, 2017    TIME: 6:30 P.M.    MEETING ROOM, MUNICIPAL BUILDING

ATTENDANCE:	PRESENT	ABSENT	
	_____	_____	Mayor Benowitz
	_____	_____	Deputy Mayor Fuzy
	_____	_____	Committeeman Cann
	_____	_____	Committeeman Holliday
	_____	_____	Committeewoman Popko
	_____	_____	Michael Theokas, Administrator
	_____	_____	George Haeuber, Interim Administrator
	_____	_____	Township Clerk Eckert
	_____	_____	Attorney Fahey
	_____	_____	Chief Financial Officer Kocian

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 11, 2017, 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:

1. Environmental Litigation Matters: Transco Compressor Station  
     SRL Pipeline  
     NJNG  
     Elcon Hazardous Waste Facility
2. Kevin Johnson Tax Appeal Matter Potential Litigation.
3. Bordentown Waterfront Redevelopment Contract Matter.

4. Finance Department Personnel Matter/Payroll Service Contract Matter.\
5. VOA Contract Matter.’
6. Professional Service Contract Matter: Orchard Avenue/Glen Road Culvert  
Public Works Expansion Project

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. Mayor’s Proclamation Recognizing and Honoring all Veterans on Memorial Day.
7. Resolution #2017-142-7 entitled RESOLUTION TO AMEND THE 2017 MUNICIPAL BUDGET.
8. Resolution #2017-142-8 entitled ADOPTION OF 2017 MUNICIPAL BUDGET, AS AMENDED.
9. 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 #2017-142-10 through #2017-142-22.
10. Resolution #2017-142-10 entitled APPROVING THE TRANSACTION OF ITEMS OF ROUTINE BUSINESS: PAYMENT OF BILLS.
  11. Resolution #2017-142-11 entitled APPROVING THE TRANSACTION OF ITEMS OF ROUTINE BUSINESS: MINUTES OF MEETINGS AND FILING OF REPORTS.
  12. Resolution #2017-142-12 entitled AUTHORIZING REFUND OF OVERPAYMENT OF TAXES.
  13. Resolution #2017-142-13 entitled A RESOLUTION AUTHORIZING THE PREPARATION OF ESTIMATED TAX BILLS FOR THE YEAR OF 2017.
  14. Resolution #2017-142-14 entitled RESOLUTION ADOPTING THE AMENDED CASH MANAGEMENT PLAN EFFECTIVE JUNE 1, 2017.
  15. Resolution #2017-142-15 entitled AUTHORIZING ISSUANCE OF A PUBLIC GATHERING PERMIT TO THE FOUNDATION FOR BORDENTOWN TRADITIONS.

16. Resolution #2017-142-16 entitled AUTHORIZING ISSUANCE OF A PUBLIC GATHERING PERMIT TO TEAM 85 FITNESS & WELLNESS.
17. Resolution #2017-142-17 entitled AUTHORIZING ISSUANCE OF A PUBLIC GATHERING PERMIT TO 130 CRABCO NJ, LLC T/A CHICKIES & PETE'S.
18. Resolution #2017-142-18 entitled APPOINTING MEMBER TO THE BORDENTOWN SEWERAGE AUTHORITY.
19. Resolution #2017-142-19 entitled AUTHORIZING THE SUBMISSION OF RECYCLING TONNAGE GRANT APPLICATION FOR THE YEAR 2016.
20. Resolution #2017-142-20 entitled A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF BORDENTOWN AUTHORIZING THE EXECUTION OF A LEASE WITH THE FOUNDATION FOR BORDENTOWN TRADITIONS.
21. Resolution #2017-142-21 entitled RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF BORDENTOWN TO AUTHORIZE FINAL COMPENSATION TO DAVID KOCIAN UPON RETIREMENT.
22. Resolution #2017-142-22 entitled AUTHORIZING CANCELLATION OF MUNICIPAL CERTIFICATE OF SALE.
23. Consideration of Introduction of Ordinance #2017-10 entitled AN ORDINANCE OF THE TOWNSHIP OF BORDENTOWN, IN THE COUNTY OF BURLINGTON, NEW JERSEY, CANCELLING A CERTAIN FUNDED APPROPRIATION BALANCE IN THE AMOUNT OF \$390,000 AND RE-APPROPRIATING SAID FUNDS FOR OTHER CAPITAL IMPROVEMENTS.
24. Township Committee discussion Regarding Summer Meeting Schedule.
25. Township Committee discussion Regarding Drones.
26. Township Committee and Staff Reports.
27. Public Participation.  
  
Questions, comments or statements from members of the public in attendance.
28. Any additional matters or correspondence to be reviewed, discussed or acted upon at the discretion of the Township Committee.

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

**NOTICE**

**TOWNSHIP OF BORDENTOWN**

NOTICE IS HEREBY GIVEN that the Bordentown Township Committee Regular Meeting scheduled for May 22, 2017, will commence at 6:30 p.m., to be held in the Main Meeting Room of the Municipal Building, 1 Municipal Drive, Bordentown, NJ 08505.

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Colleen M. Eckert, Twp. Clerk

NOTICE TO NEWSPAPERS IS REQUIRED BY THE STATE OPEN PUBLIC MEETINGS LAW AND IS NOT TO BE PUBLISHED AS A PAID LEGAL ADVERTISEMENT.

RESOLUTION 2017-142-7

**RESOLUTION TO AMEND THE 2017 MUNICIPAL BUDGET**

WHEREAS, the local municipal budget for the year 2017 was approved on the 3rd day of April, 2017; and

WHEREAS, the public hearing on said budget has been held on May 8, 2017, as advertised; and

WHEREAS, it is desired to amend said approved budget,

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Bordentown, County of Burlington, that the following amendments to the approved budget of 2017 be made:

Recorded Vote

Aye

Nay

Abstained

Absent

<b>GENERAL REVENUES</b>	<b><u>From</u></b>	<b><u>To</u></b>
<b>6.Amount to be Raised by Taxes for Support of Municipal Budget:</b>		
a) Local Tax for Municipal Purposes Including Reserve for Uncollected Taxes	6,386,195.92	6,276,195.92
<b>Total Amount to be Raised by Taxes for Support of Municipal Budget</b>	6,386,195.92	6,276,195.92
<b>7. Total General Revenues</b>	13,248,883.44	13,138,883.44
<b>8. GENERAL APPROPRIATIONS</b>	<b><u>From</u></b>	<b><u>To</u></b>
(A) Operations - within "CAPS"		
Public Safety Functions		
Police		
Salaries & Wages	2,300,950.00	2,220,950.00
<b>Total Operations {item 8(A)} within "CAPS"</b>	8,067,863.00	7,987,863.00
<b>Total Operations Including Contingent-within "CAPS"</b>	8,067,863.00	7,987,863.00
<b>Detail:</b>		
<b>Salaries and Wages</b>	4,253,410.00	4,173,410.00
<b>(H-1)Total General Appropriations for Municipal Purposes within "Caps"</b>	9,106,028.00	9,026,028.00
<b>8. GENERAL APPROPRIATIONS (CONT'D)</b>	<b><u>From</u></b>	<b><u>To</u></b>
(A) Operations - Excluded from "CAPS"		
Tax Appeals		
Other Expenses	535,100.00	505,100.00
<b>Total Other Operations - Excluded from "CAPS"</b>	549,637.00	519,637.00
<b>Total Operations - Excluded from "CAPS"</b>	1,248,797.91	1,218,797.91
<b>Detail:</b>		
<b>Other Expenses</b>	939,497.91	909,497.91
<b>(H-2) Total General Appropriations for Municipal Purposes - Excluded from "CAPS"</b>	3,552,238.40	3,522,238.40
<b>(O) Total General Appropriations - Excluded from "CAPS"</b>	3,552,238.40	3,522,238.40
<b>(L)Subtotal General Appropriations {items (H-1) and (O)}</b>	12,658,266.40	12,548,266.40
<b>9. Total General Appropriations</b>	13,248,883.44	13,138,883.44
<b>Summary of Appropriations</b>		
<b>(H-1) Total General Appropriations for Municipal Purposes within "CAPS"</b>	9,106,028.00	9,026,028.00
<b>(A) Operations- Excluded from "CAPS"</b>		
<b>Other Operations</b>	549,637.00	519,637.00
<b>Total Operations- Excluded from "CAPS"</b>	1,248,797.91	1,218,797.91
<b>Total General Appropriations</b>	13,248,883.44	13,138,883.44

BE IT FURTHER RESOLVED, that two certified copies of this resolution be filed forthwith in the Office of the Director of Local Government Services for certification of the local municipal 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 May 22, 2017.

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COLLEEN M. ECKERT, RMC, TWP. CLERK

RESOLUTION #2017-142-10

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 May 22, 2017, 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.

05/22/17



RESOLUTION #2017-142-11

APPROVING THE TRANSACTION OF ITEMS OF ROUTINE BUSINESS: MINUTES OF MEETINGS AND FILING OF REPORTS

BE IT RESOLVED by the Township Committee of the Township of Bordentown that the minutes of the Township Committee Closed Session Meeting of May 8, 2017, and the Regular Meeting of May 8, 2017, as submitted by the Clerk and posted on the bulletin board, be and are hereby approved as ( \_\_\_\_\_ submitted) ( \_\_\_\_\_ corrected); and

BE IT RESOLVED that the following reports for the month of April 2017 as submitted by the Township Officials are hereby received and filed: Tax Collector, Township Clerk, Municipal Court, Finance, and Community Development.

05/22/17

**RESOLUTION #2017-142-12**

**AUTHORIZING REFUND OF OVERPAYMENT OF TAXES**

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 overpayment of 2017 taxes in the amount of \$1,903.72 to Marvin R. Eccleston Jr. for Block 93.02 Lot 37 commonly known as 4 Paddock Way.

05/22/17

JCE

**RESOLUTION# 2017-142-13**

**A RESOLUTION AUTHORIZING THE PREPARATION OF ESTIMATED TAX BILLS FOR  
THE YEAR OF 2017**

**WHEREAS**, the Division of Local Government Services, State of New Jersey has the authority by State Statute to examine, review and then certify all local government budgets to the County Board of Taxation for the purpose of real estate taxation, and

**WHEREAS**, the Burlington County Board of Taxation has not yet received certification of the Township of Bordentown's budget and cannot strike a tax rate until such certification is received from the State of New Jersey and will therefore cause the delay in receiving state funding, and

**WHEREAS**, the Township Committee has determined that there will be insufficient cash flow to support operations in August 2017 unless third quarter revenue is received on time, and

**WHEREAS**, the Tax Collector and the Chief Financial Officer have reviewed and computed an estimated tax levy in accordance with N.J.S.A. 54:4-66.3,

**NOW THEREFORE, BE IT RESOLVED**, that the Township Committee of the Township of Bordentown, County of Burlington, State of New Jersey, hereby authorized that:

1. The Tax Collector is directed to prepare and issue estimated tax bills for the Municipality of Bordentown Township for the third quarter 2017, in accordance with the provisions of N.J.S.A. 54:4-66.2et seq.
2. The entire estimated tax levy for 2017 is hereby set at **\$37,231,665.87**
3. The Tax Collector takes any additional steps necessary to immediately implement this resolution.

**BE IT FURTHER RESOLVED**, that the Municipal Clerk provides a certified copy of this resolution to the Tax Collector.

JCE  
05/22/17

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 May 22, 2017.

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COLLEEN M. ECKERT, RMC, TWP. CLERK

**TOWNSHIP OF BORDENTOWN  
CALCULATION OF THE 2017 ESTIMATED TAX RATE**

**2016 TAX LEVY & TAX RATE**

**2017 ESTIMATED RANGE FOR LEVY**

	<u>LEVY</u>	<u>TAX RATE</u>	<u>95%</u>	<u>105%</u>
LOCAL	6,274,510.10	.540	5,960,784.60	6,588,235.61
OPN SPC	348,031.00	.030	348,031.00*	348,031.00*
SCHOOL	23,648,092.00	2.038	22,465,687.40	24,830,496.60
COUNTY	5,204,669.20	.450	4,944,435.74	5,464,902.66
<b>TOTALS</b>	<b>35,475,302.30</b>	<b>3.058</b>	<b>33,718,938.74</b>	<b>37,231,665.87</b>

\*FIXED RATE

**2017 ESTIMATED GENERAL TAX RATE**

<b>AMOUNT TO BE RAISED BY TAXATION:</b>		<b>TAX RATE:</b>
LOCAL	6,588,235.61	.566
OPN SPC	348,031.00	.030
SCHOOL	24,830,496.60	2.140
COUNTY	5,464,902.66	.473
<b>TOTALS</b>	<b>37,231,665.87</b>	<b>3.209</b>

**PREPARED AND CERTIFIED BY:**

\_\_\_\_\_  
Municipal Tax Collector

\_\_\_\_\_  
Municipal Finance Officer

RESOLUTION #2017-142-14

RESOLUTION ADOPTING THE AMENDED CASH MANAGEMENT PLAN EFFECTIVE JUNE 1, 2017

BE IT RESOLVED by the Township Committee of the Township of Bordentown that it does hereby adopt the Cash Management Plan, as amended, for the year 2017, with an effective date of June 1, 2017.

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 May 22, 2017.

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COLLEEN M. ECKERT, RMC, TWP. CLERK

05/22/17

RESOLUTION #2017-142-15

AUTHORIZING ISSUANCE OF A PUBLIC GATHERING PERMIT TO THE FOUNDATION FOR BORDENTOWN TRADITIONS

WHEREAS, The Foundation for Bordentown Traditions located at 272 Dunns Mill Road, Bordentown, NJ 08505, has filed an application for a Public Gathering Permit for the annual Turkey Trot to be held in the Township of Bordentown on November 18, 2017; and

WHEREAS, Section 6-4 of the Revised General Ordinances of the Township of Bordentown requires the issuance of a Public Gathering Permit to any association which conducts traveling and other shows, circuses, carnivals, fairs, theatrical performances, motion picture exhibitions, plays, exhibitions, concerts, dances, dinner dances, picnics, outings fetes, parades, etc., in the Township of Bordentown;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Bordentown that it hereby approves the application and authorizes the Township Clerk to issue a Public Gathering Permit to The Foundation for Bordentown Traditions; and

BE IT FURTHER RESOLVED that due to the event being a fundraiser to benefit the Bordentown Fireworks, the Township Committee hereby authorizes the fee to be waived for this permit.

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 May 22, 2017.

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COLLEEN M. ECKERT, RMC, TWP. CLERK

05/22/17

RESOLUTION #2017-142-16

AUTHORIZING ISSUANCE OF A PUBLIC GATHERING PERMIT TO TEAM 85 FITNESS & WELLNESS

WHEREAS, Team 85 Fitness & Wellness located at 8500 K. Johnson Boulevard, Bordentown, NJ 08505, has filed an application for a Public Gathering Permit for the Military Appreciation Day to be held in the Township of Bordentown on June 11, 2017; and

WHEREAS, Section 6-4 of the Revised General Ordinances of the Township of Bordentown requires the issuance of a Public Gathering Permit to any association which conducts traveling and other shows, circuses, carnivals, fairs, theatrical performances, motion picture exhibitions, plays, exhibitions, concerts, dances, dinner dances, picnics, outings fetes, parades, etc., in the Township of Bordentown;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Bordentown that it hereby approves the application and authorizes the Township Clerk to issue a Public Gathering Permit to Team 85 Fitness & Wellness; and

BE IT FURTHER RESOLVED that due to the event honoring the military, the Township Committee hereby authorizes the fee to be waived for this permit.

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 May 22, 2017.

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COLLEEN M. ECKERT, RMC, TWP. CLERK

05/22/17

RESOLUTION #2017-142-17

AUTHORIZING ISSUANCE OF A PUBLIC GATHERING PERMIT TO 130 CRABCO, NJ, LLC T/A CHICKIES & PETE'S

WHEREAS, 130 Crabco NJ, LLC, T/A Chickie's & Pete's located at 183 Route 130, Bordentown, NJ 08505, has filed an application for a Public Gathering Permit for a Bike Night to be held in the Township of Bordentown on June 15, 2017; and

WHEREAS, Section 6-4 of the Revised General Ordinances of the Township of Bordentown requires the issuance of a Public Gathering Permit to any association which conducts traveling and other shows, circuses, carnivals, fairs, theatrical performances, motion picture exhibitions, plays, exhibitions, concerts, dances, dinner dances, picnics, outings fetes, parades, etc., in the Township of Bordentown;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Bordentown that it hereby approves the application and authorizes the Township Clerk to issue a Public Gathering Permit to 130 Crabco NJ, LLC T/A Chickie's & Pete's.

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 May 22, 2017.

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COLLEEN M. ECKERT, RMC, TWP. CLERK

05/22/17



RESOLUTION #2017-142-18

APPOINTING MEMBER TO THE BORDENTOWN SEWERAGE AUTHORITY

WHEREAS, the Bordentown Township Committee has received the resignation of Mr. Stephen Monson from the Bordentown Sewerage Authority, due to his relocation out of the municipality;

BE IT RESOLVED this 22<sup>nd</sup> day of May, 2017, by the Township Committee of the Township of Bordentown, in the County of Burlington, New Jersey, that the following person be and the same is hereby appointed to serve as a member of the Bordentown Sewerage Authority for the unexpired five (5) year term effective May 23, 2017 and expiring February 1, 2019;

Aneka Miller

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the Administrative Manager of the Bordentown Sewerage Authority for filing with the Office of the Secretary of the State of New Jersey.

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 May 22, 2017.

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COLLEEN M. ECKERT, RMC, TWP. CLERK

05/22/17

RESOLUTION #2017-142-19

AUTHORIZING THE SUBMISSION OF RECYCLING TONNAGE GRANT APPLICATION FOR THE YEAR 2016

- WHEREAS,** The Mandatory Source Separation and Recycling Act, P.L.1987, c.102, has established a recycling fund from which tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and
- WHEREAS,** It is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and
- WHEREAS,** The New Jersey Department of Environmental Protection has promulgated recycling regulations to implement the Mandatory Source Separation and Recycling Act; and
- WHEREAS,** The recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and
- WHEREAS,** A resolution authorizing this municipality to apply for the **2016 Recycling Tonnage Grant** will memorialize the commitment of this municipality to recycling and to indicate the assent of the Bordentown Township Committee to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and
- WHEREAS,** Such a resolution acknowledges Dean Buhner as a *Certified Recycling Professional* to ensure the application is properly completed and timely filed under the law.

**NOW THEREFORE BE IT RESOLVED** that the Township of Bordentown hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and designates Dean Buhner, NJ Certified Recycling Professional, to ensure that the application is properly filed; and

**BE IT FURTHER RESOLVED** that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.

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 May 22, 2017.

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COLLEEN M. ECKERT, RMC, TWP. CLERK

05/22/17

**TOWNSHIP OF BORDENTOWN**

**RESOLUTION #2017-142-20**

**A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE  
TOWNSHIP OF BORDENTOWN AUTHORIZING THE EXECUTION OF A  
LEASE WITH THE FOUNDATION FOR BORDENTOWN TRADITIONS**

WHEREAS, the Township Committee of the Township of Bordentown has received a proposal for the use of the parking area of the Joseph Lawrence Park in association with the July 4<sup>th</sup> event sponsored by the Foundation for Bordentown Traditions, and

WHEREAS, the Township Committee proposes to enter into lease for the parking area for the July 4<sup>th</sup> Fireworks Display, and for any rescheduled rain date for said event,

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Bordentown assembled in public session on May 22, 2017, that the Mayor and Township Clerk are hereby authorized to execute the lease in the format attached hereto and for the purposes set forth therein, and

BE IT FURTHER RESOLVED that copies of this Resolution shall be provided to Foundation for Bordentown Traditions and to the Township Chief Financial Officer and the Chief of Police for their information and attention.

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 May 22, 2017.

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COLLEEN M. ECKERT, RMC, TWP. CLERK

**LEASE AGREEMENT**  
**BETWEEN**  
**THE TOWNSHIP OF BORDENTOWN**  
**AND**  
**FOUNDATION FOR BORDENTOWN TRADITIONS**

**THIS AGREEMENT**, made this \_\_\_\_\_ day of \_\_\_\_\_, 2017, by and between the FOUNDATION FOR BORDENTOWN TRADITIONS ("the Tenant") and the TOWNSHIP OF BORDENTOWN, a municipality of the State of New Jersey, having its principal offices located at One Municipal Drive, Bordentown, New Jersey 08505, County of Burlington and State of New Jersey ("the Township"):

**WHEREAS**, the Township is the owner of the lands generally known and identified as the Joseph Lawrence Park in Bordentown Township, Burlington County, New Jersey; and

**WHEREAS**, the Foundation for Bordentown Traditions has been organized with the civic purpose of continuing the traditions of the Township in the celebration of Independence Day with celebratory events in the Joseph Lawrence Park; and

**WHEREAS**, the Township desires to provide the Foundation for Bordentown Traditions with the use of the Park and more specifically with the exclusive use of the parking lot portion of Joseph Lawrence Park in order to provide space for those vendors selected by the Foundation for Bordentown Traditions,.

**NOW, THEREFORE, BE IT AGREED** as follows:

1. **Possession and Use**: The Township shall give exclusive possession and use of the parking area of Joseph Lawrence Park on Friday, June 30, 2017, and on

any rain date should it be necessary to reschedule the event on another specific date;

2. **Payment:** The Tenant shall pay to the Township the sum of Five Hundred (\$500.00) dollars. \*\*\*Note\*\*\* Payment has already been received as part of the \$10,000 donation made to the Township of Bordentown for the July 4<sup>th</sup> Celebratory Fireworks Event.

3. **Tenant Responsibilities and Duties:**

- a. It is understood that you, as Tenant, will maintain the property during your tenancy in as good a condition as at the beginning of your tenancy, with the exception of normal wear, depreciation and damages from causes beyond the Tenant's control.
- b. It is understood that you, as Tenant, will use the property, i.e., the parking lot of the Joseph Lawrence Park in support of your Independence Day celebration and specifically for the location of vendors selected by you for the event.
- c. Anyone parking on that parking lot during your event but without your permission will be treated as a trespasser and will be subject to removal or other enforcement actions by the Bordentown Township Police Department.
- d. It is understood that you, as Tenant, will maintain insurance for your protection and the protection of the Township in accordance with limits and standards acceptable to the Township.

4. **Township Rights:**

- a. The Township reserves the right to enter the property at any time for purposes of consultation with the Tenant or for inspections.

5. **Term:** This Agreement shall be for one day, specifically June 30, 2017, and for any "rain date" where the event is rescheduled to a specific day.

6. **Assignment:** This Agreement may not be assigned by the Tenant without written consent of the Township.

7. **Laws:** The Tenant shall comply with all laws, orders, rules and regulations of governmental authorities.
8. **Damages:** The Tenant is liable for all damages caused by a violation of this Agreement, including attorney fees and costs.

**IN WITNESS WHEREOF**, the parties have set their hands and seals the day and year first written above.

A T T E S T:

**THE TOWNSHIP OF BORDENTOWN**

\_\_\_\_\_  
**COLLEEN M. ECKERT**  
Township Clerk

By: \_\_\_\_\_  
**STEPHEN BENOWITZ, MAYOR**

**FOUNDATION FOR BORDENTOWN  
TRADITIONS**

\_\_\_\_\_  
Witness

\_\_\_\_\_

RESOLUTION #2017-142-21

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF BORDENTOWN TO  
AUTHORIZE FINAL COMPENSATION TO DAVID KOCIAN UPON RETIREMENT

WHEREAS, David Kocian will retire his position with Bordentown Township as the Chief Financial Officer effective June 1, 2017; and

WHEREAS, the Township Committee of the Township of Bordentown has determined that CFO Kocian's service to the Township, its residents, and the community at large is noteworthy and that CFO Kocian ends his service in good standing; and

WHEREAS, the Township Finance Department has determined that the total and final compensation due to CFO Kocian upon retirement is \$12,264.91, as detailed in the summary as attached hereto and in accordance with Bordentown Township Municipal Code;

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Bordentown hereby authorizes final compensation to CFO Kocian upon retirement of a total of \$12,264.91; and

BE IT FURTHER RESOLVED that the Township Committee hereby directs the Township Clerk to provide CFO Kocian a certified copy of this resolution; and

BE IT FURTHER RESOLVED that the Township Committee hereby states its wishes to CFO Kocian for a happy and healthy retirement.

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 May 22, 2017.

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COLLEEN M. ECKERT, RMC, TWP. CLERK

05/22/17

RESOLUTION #2017-142-22

AUTHORIZING CANCELLATION OF MUNICIPAL CERTIFICATE OF SALE

WHEREAS, Tax Sale Certificate #13-00004 was issued to Bordentown Township, for delinquent taxes, on Block 31, Lot 21.01, assessed to TAMMARO, DORIS TSTE% JODY WINTHROP, at a tax sale held on October 10, 2013; and

WHEREAS, the assessed owner, TAMMARO, DORIS TSTE% JODY WINTHROP, have redeemed certificate 13-00004 by paying the full amount of the delinquency;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Municipal Clerk of Township of Bordentown are hereby authorized to endorse Certificate of Sale 13-00004 for cancellation.

JCE  
05/22/17

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 May 22, 2017.

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COLLEEN M. ECKERT, RMC, TWP. CLERK



ORDINANCE NO. 2017-10

AN ORDINANCE OF THE TOWNSHIP OF BORDENTOWN, IN THE COUNTY OF BURLINGTON, NEW JERSEY; CANCELLING A CERTAIN FUNDED APPROPRIATION BALANCE IN THE AMOUNT OF \$390,000 AND RE-APPROPRIATING SAID FUNDS FOR OTHER CAPITAL IMPROVEMENTS.

BE IT ORDAINED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF BORDENTOWN, IN THE COUNTY OF BURLINGTON, NEW JERSEY (not less than two-thirds of the full membership thereof affirmatively concurring), AS FOLLOWS:

**Section 1.** An appropriation in the amount of \$390,000, which represents a portion of the total amount authorized in Bond Ordinance 2016-06, Section 1(a) for Various Road and Street Improvements, which remains as a balance in said Ordinance, is hereby cancelled, and such amount is hereby re-appropriated towards the following purpose: Renovations and improvements to municipal buildings, as set forth in a list on file in the office of the Township Clerk, including all equipment, work and related materials necessary therefor and incidental thereto. The average useful life for such improvements is estimated to be 20 years.

**Section 2.** The capital budget is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency therewith, and the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Township Clerk and is available in the office of said Clerk for public inspection. The Township reasonably expects to commence the acquisition of the several improvements or purposes described in Section 1 hereof, and to advance all or a portion of the costs in respect thereof, prior to the issuance of bonds or notes authorized by the bond ordinance described in Section 1. To the extent such costs are advanced, the Township further reasonably expects to reimburse such expenditures from the proceeds of the bonds or notes authorized by the bond ordinance described in Section 1 hereof, in an aggregate amount not to exceed the amount of bonds or notes authorized by the bond ordinance described in Section 1 hereof.

**Section 3.** The improvements authorized hereby are not current expenses and are general improvements that the Township may lawfully make. No part of the cost of the improvements authorized hereby has been or shall be specially assessed on any property specially benefited thereby.

**Section 4.** All ordinances, or parts of ordinances, inconsistent herewith are hereby repealed to the extent of such inconsistency.

**Section 5.** This ordinance shall take effect twenty (20) days after the first publication thereof after final passage.