

TOWNSHIP COMMITTEE MINUTES  
REGULAR MEETING  
May 21, 2018

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 Stephen Benowitz  
Deputy Mayor Eugene Fuzy  
Committeeman Eric Holliday  
Committeeman James Kostoplis  
Committeeman Ken Mason  
Administrator Michael Theokas  
Township Clerk Colleen Eckert  
Attorney Eileen Fahey  
Chief Financial Officer Jeffrey Elsasser

ABSENT: None

Mayor Benowitz called the meeting to order at approximately 6:31 p.m. and led a salute to the flag and a moment of silence. The moment of silence is being dedicated to the Bordentown High School student Angelica Volcy who lost her life in a tragic pedestrian automobile accident. Mayor Benowitz said he would address the steps the Township is taking as a result of the death of this girl. The moment of silence is also being dedicated to the ten victims, 8 students and 2 teachers, who lost their lives in the tragedy at Santa Fe, Texas and the 2 victims that died as a result of a school bus accident in Mt. Olive, NJ.

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 11, 2018, 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 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, Deputy Mayor Fuzy 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:

--Affordable Housing Contract Matters.  
--Environmental Litigation: Transco Compressor Station.  
--Contract Negotiations: Website/Public Relations  
Veterans Concession Building  
Turek Consulting, LLC –P.W. Expansion Contract  
--Personnel Matters: Construction Department  
Finance Department  
Administration

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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; seconded by Committeeman Holliday.

AYE: Committeeman Holliday, Committeeman Kostoplis, Committeeman Mason, Deputy Mayor Fuzy, Mayor Benowitz

NAY: None

The Township Committee of the Township of Bordentown recessed their regular meeting at approximately 6:35 pm and reconvened the regular meeting at 7:40 pm.

**Mayor's Proclamation Honoring Andy Law as Emergency Management Coordinator.** At this time, Mayor Benowitz read the Proclamation into the record and presented the Proclamation to Andy Law.

**Presentation by Jeffrey Albert of Bordentown Waterfront Community.**

Mayor Benowitz stated this presentation deals with the Town Houses at the Bordentown Waterfront Community Project Phase II.

Jeffrey Albert said that Bordentown Waterfront Community is not permitted to transfer any property or rights in the redevelopment area unless the Township acting as the Redevelopment Authority accepts the transfer. The Township has the responsibility to look at who the transferee is and whether or not they are qualified to take on the rights and responsibilities of the Redevelopment Area.

Mr. Albert introduced Scott Van Cleef of Country Classics and asked the Township to accept the transfer of the Townhouse portions of Phase II to Country Classics. Mr. Van Cleef gave a presentation on his company and handed out brochures to the Township Committee. He said 157 Townhomes will be built.

The resolution of approval will be voted on in the Consent Agenda.

**ADMINISTRATIVE REVIEW**

Township Clerk Eckert stated that at the request of Brian Maugeri, a personnel discussion item is being added to the Agenda regarding proposed salary increase for Brian Maugeri, EMT Supervisor. And, as a result of Closed Session, Resolution #2018-141-25A is being added to the Consent Agenda.

**CONSENT AGENDA**

**Resolution #2018-141-9 entitled APPROVING THE TRANSACTION OF ITEMS OF ROUTINE BUSINESS: PAYMENT OF BILLS.**

**Resolution #2018-141-10 entitled APPROVING THE TRANSACTION OF ITEMS OF ROUTINE BUSINESS: MINUTES OF MEETINGS AND FILING OF REPORTS.**

**Resolution #2018-141-11 entitled SUPPORTING THE CLICK IT OR TICKET MOBILIZATION OF MAY 21 – JUNE 3, 2018.**

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**Resolution #2018-141-12 entitled RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION N.J.S.A. 40A:4-87.**

**Resolution #2018-141-13 entitled AUTHORIZING REFUND OF OVERPAYMENT OF TAXES.**

**Resolution #2018-141-14 entitled REFUND OF ESCROW BALANCES FOR DEVELOPMENT APPLICATION.**

**Resolution #2018-141-15 entitled RESOLUTION AUTHORIZING THE FUNDING OF THE TOWNSHIP OF BORDENTOWN'S SHARE OF THE MACCS CONTACT ADMINISTRATION AGREEMENT WITH AVR RESOURCE GROUP, INC.**

**Resolution #2018-141-16 entitled RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF BORDENTOWN TO MEMORIALIZE ACCEPTANCE OF THE RESIGNATION OF RACHEL SCHWARZ, KEYBOARD CLERK I.**

**Resolution #2018-141-17 entitled RESOLUTION ACCEPTING QUOTE FROM JESCO FOR THE PURCHASE OF A COLD PLANER FOR THE PUBLIC WORKS DEPARTMENT.**

**Resolution #2018-141-18 entitled RESOLUTION ACCEPTING PROPOSAL FROM REIS SERVICES, LLC, FOR THE LICENSE AGREEMENT FOR THE BORDENTOWN TOWNSHIP TAX ASSESSOR'S OFFICE.**

**Resolution #2018-141-19 entitled RESOLUTION AUTHORIZING ADDITIONAL COSTS ASSOCIATED WITH THE PURCHASE OF REAL PROPERTY LOCATED ON CROSSWICKS ROAD, KNOWN AS BLOCK 92.01, LOTS 18 AND 18QFARM.**

**Resolution #2018-141-20 entitled RESOLUTION OF THE MAYOR AND TOWNSHIP COMMITTEE OF THE TOWNSHIP OF BORDENTOWN AUTHORIZING THE TRANSFER OF CERTAIN AGREEMENTS WITH RESPECT TO PHASE 2 OF THE WATERFRONT REDEVELOPMENT PROJECT.**

**Resolution #2018-141-21 entitled RESOLUTION ACCEPTING PROPOSAL FROM GOWER'S, INC., TO PERFORM CERTAIN WORK RELATING TO THE VETERANS MEMORIAL PARK – CONCESSION/PAVILION IMPROVEMENTS PROJECT.**

**Resolution #2018-141-22 entitled RESOLUTION SUPPORTING THE ENVIRONMENTAL COMMISSION'S RESOLUTION TO CREATE AN ANTI-IDLING POLICY.**

**Resolution #2018-141-23 entitled RESOLUTION ESTABLISHING A SUSTAINABLE LAND USE PLEDGE.**

**Resolution #2018-141-24 entitled BORDENTOWN TOWNSHIP COMPANION ANIMAL PLEDGE.**

**Resolution #2018-141-25 entitled RESOLUTION ADOPTING BORDENTOWN TOWNSHIP EMPLOYEE ENVIRONMENTAL PERFORMANCE POLICY.**

**Resolution #2018-141-25A entitled RESOLUTION ACCEPTING THE PROPOSAL FROM TUREK CONSULTING, LLC, FOR THE PUBLIC WORKS EXPANSION PROJECT – 266 CROSSWICKS ROAD, ADDITIONAL SOIL DELINEATION SAMPLING, PCB, REMEDIAL ACTION PERMIT.**

Township Committee review and discussion of Consent Agenda Items Resolutions #2018-141-9 through #2018-141-25A. There were no questions/comments on the Consent Agenda.

At this time, Committeeman Mason made a motion to open to the public the consent agenda items; seconded by Committeeman Holliday.

AYE: Committeeman Holliday, Committeeman Kostoplis, Committeeman Mason, Deputy Mayor Fuzy, Mayor Benowitz

NAY: None

Seeing no comments, Committeeman Mason made a motion to close to the public; seconded by Committeeman Holliday.

AYE: Committeeman Holliday, Committeeman Kostoplis, Committeeman Mason, Deputy Mayor Fuzy, Mayor Benowitz

NAY: None

At this time, Committeeman Holliday made a motion to adopt the Consent Agenda; seconded by Committeeman Mason.

AYE: Committeeman Holliday, Committeeman Kostoplis, Committeeman Mason, Deputy Mayor Fuzy, Mayor Benowitz

NAY: None

**Public Hearing on Ordinance #2018-17 entitled AN ORDINANCE TO AMEND ORDINANCE #2018-11 ENTITLED AN ORDINANCE TO ESTABLISH TITLES AND SALARY RANGES FOR PERMANENT AND PROVISIONAL EMPLOYEES.**

At this time, Committeeman Holliday made a motion to open the public hearing on Ordinance #2018-17; seconded by Committeeman Kostoplis.

AYE: Committeeman Holliday, Committeeman Kostoplis, Committeeman Mason, Deputy Mayor Fuzy, Mayor Benowitz

NAY: None

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Seeing no public comment, Committeeman Holliday made a motion to close the public hearing on Ordinance #2018-17; seconded by Committeeman Kostoplis.

AYE: Committeeman Holliday, Committeeman Kostoplis, Committeeman Mason, Deputy Mayor Fuzy, Mayor Benowitz

NAY: None

**Consideration of Adoption of Ordinance #2018-17 entitled AN ORDINANCE TO AMEND ORDINANCE #2018-11 ENTITLED AN ORDINANCE TO ESTABLISH TITLES AND SALARY RANGES FOR PERMANENT AND PROVISIONAL EMPLOYEES.**

At this time, Committeeman Holliday made a motion to adopt Ordinance #2018-17; seconded by Committeeman Kostoplis.

AYE: Committeeman Holliday, Committeeman Kostoplis, Committeeman Mason, Deputy Mayor Fuzy, Mayor Benowitz

NAY: None

**Public Hearing on Ordinance #2018-18 entitled AN ORDINANCE OF THE TOWNSHIP OF BORDENTOWN TO AMEND THE BORDENTOWN TOWNSHIP MUNICIPAL CODE, TITLE 6 "ANIMALS", CHAPTER 6.08 "DOGS", SECTION 6.08.180 "VICIOUS AND POTENTIALLY DANGEROUS DOGS".**

At this time, Committeeman Holliday made a motion to open the public hearing on Ordinance #2018-18; seconded by Committeeman Kostoplis.

AYE: Committeeman Holliday, Committeeman Kostoplis, Committeeman Mason, Deputy Mayor Fuzy, Mayor Benowitz

NAY: None

Seeing no public comment, Committeeman Holliday made a motion to close the public hearing on Ordinance #2018-18; seconded by Deputy Mayor Fuzy.

AYE: Committeeman Holliday, Committeeman Kostoplis, Committeeman Mason, Deputy Mayor Fuzy, Mayor Benowitz

NAY: None

**Consideration of Adoption of Ordinance #2018-18 entitled AN ORDINANCE OF THE TOWNSHIP OF BORDENTOWN TO AMEND THE BORDENTOWN TOWNSHIP MUNICIPAL CODE, TITLE 6 "ANIMALS", CHAPTER 6.08 "DOGS", SECTION 6.08.180 "VICIOUS AND POTENTIALLY DANGEROUS DOGS".**

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At this time, Committeeman Holliday made a motion to adopt Ordinance #2018-18; seconded by Committeeman Kostoplis.

AYE: Committeeman Holliday, Committeeman Kostoplis, Committeeman Mason, Deputy Mayor Fuzy, Mayor Benowitz

NAY: None

**Township Committee Discussion on Proposed Salary Increase for Brian Maugeri.**

Administrator Theokas stated that Mr. Maugeri was issued a Rice Notice in expectation of this discussion. He opted to have the discussion in public session. Mr. Maugeri was not in attendance.

Mr. Maugeri had requested a salary increase for several years in different amounts. This year he requested an increase to \$60,000. The Township discussed the increase with Bordentown City (who we have a shared service). Bordentown City approved the increase in salary. Administrator Theokas said it is included in the 2018 budget.

There was no formal action needed other than placing this salary for the Township Committee's official vote at the next meeting on the salary resolution.

**ADMINISTRATOR & STAFF REPORTS**

Administrator Theokas announced that the closing on the Perestam Property on Crosswicks Road, Lot 92.01, Block 18, was held last week.

The Spatial Needs Study for Township Hall was completed several weeks ago. Administrator Theokas is currently reviewing the first draft. We may not need as much paper file storage room because we will be doing a lot of document scanning.

He attended a JIF meeting on May 15, 2018.

The Memorial Day holiday is Monday, May 28, 2018 and Town Hall will be closed.

**TOWNSHIP COMMITTEE & STAFF REPORTS**

COMMITTEEMAN KOSTOPLIS: Committeeman Kostoplis said he went to the Sewerage Authority meeting, but it was cancelled.

COMMITTEEMAN HOLLIDAY: Committeeman Holliday said the Veteran's Advisory Committee is preparing for the Memorial Day Ceremony event to be held at Town Hall on Monday, May 28, 2018 at 11:00 a.m. They are also planning a Flag Retirement Day which will be held at Northern Community Park on June 16, 2018 at 10:00 a.m.

He cited some Police activities/events.

COMMITTEEMAN MASON: On May 11, 2018, Committeeman Mason attended the Little League Opening Night at Northern Community Park with the entire Township Committee.

He attended the School Board of Education meeting last week. He gave a summary of what was discussed.

DEPUTY MAYOR FUZY: Deputy Mayor Fuzy attended the Little League Opening Night.

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On May 9, 2018, he went to the 5 Chamber Meeting where he met several elected officials from other towns and business leaders from local areas.

The Public Works Department is performing ongoing maintenance in the Township. Twice a week trash pick-up begins June 4, 2018.

He sent all the elected officials, Planning and Zoning Boards, Environmental Commission, and Construction Office a N.J. DEP Stormwater Management training video that must be watched by June 15, 2018.

**MAYOR BENOWITZ:** Mayor Benowitz said there has been a response to the tragedy that took the life of Angelica Volcy on May 14, 2018. He has instructed Township Engineer Turek to pursue a letter with the New Jersey Department of Transportation on what changes could be made at the intersection where the accident occurred. Mayor Benowitz said he also contacted the governor's office.

On May 9, 2018, he attended the Northern Burlington Regional Chamber of Commerce 5 Chamber Event.

The Planning Board gave preliminary and final site plan approval to Old York Business Park for 2 warehouses.

On May 11, 2018, he attended and spoke at the Little League Opening Ceremony.

On May 11, 2018, he attended the Veteran's Advisory Committee meeting with Committeeman Holliday and Administrator Theokas.

He conducted the monthly meeting with the Township Attorney and Engineer on May 16, 2018. Engineer Fred Turek will be giving an update to the Township Committee on all commercial endeavors.

At Jeffrey Albert's request, he attended the Bordentown Waterfront Committee meeting on May 16, 2018 with Administrator Theokas and the Van Cleef brothers of Country Classics.

He attended the Senior Citizen Social meeting. Laurel Reid from the Team 85 Forever Young Program made a presentation and invited Seniors to attend a celebration on May 30, 2018 for Older Americans Month. He will be guest speaking.

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

AYE: Committeeman Holliday, Committeeman Kostoplis, Committeeman Mason, Deputy Mayor Fuzy, Mayor Benowitz

NAY: None

Seeing no comment, Committeeman Holliday made a motion to close the meeting to the public; seconded by Committeeman Kostoplis.

AYE: Committeeman Holliday, Committeeman Kostoplis, Committeeman Mason, Deputy Mayor Fuzy, Mayor Benowitz

NAY: None

**ADDITIONAL MATTERS:** None

At this time, Committeeman Holliday made the following motion:

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BE IT RESOLVED by the Township Committee of the Township of Bordentown that it does hereby recess the regular meeting to meet in closed session for the purpose of discussing personnel matters. Action may be taken upon return to open session; seconded by Deputy Mayor Fuzy.

AYE: Committeeman Holliday, Committeeman Kostoplis, Committeeman Mason, Deputy Mayor Fuzy, Mayor Benowitz

NAY: None

At this time, Committeeman Mason 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 Kostoplis.

AYE: Committeeman Holliday, Committeeman Kostoplis, Committeeman Mason, Deputy Mayor Fuzy, Mayor Benowitz

NAY: None

The Regular meeting of the Township Committee of the Township of Bordentown was adjourned at approximately 8:50 p.m.

Respectfully Submitted,

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COLLEEN M. ECKERT, RMC, TWP. CLERK