

TOWNSHIP COMMITTEE MINUTES
REGULAR MEETING
JULY 9, 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 James Kostoplis
Committeeman Ken Mason
Township Clerk Colleen Eckert
Attorney Eileen Fahey
Chief Financial Officer Jeffrey Elsasser

ABSENT: Committeeman Eric Holliday
Administrator Michael Theokas

Mayor Benowitz called the meeting to order at approximately 6:30 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 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.

--Public Works Department Personnel Matter.

--Tax Appeal Litigation: Petro.

--Professional Services Contract Matters: Bonnie Lane Drainage
PW Expansion Contract Matter
Master Plan

--Attorney-Client Privilege: Personnel Policy

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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 Kostoplis.

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

NAY: None

ABSENT: Committeeman Holliday

The Township Committee of the Township of Bordentown recessed their regular meeting at approximately 6:33 pm and reconvened the regular meeting at approximately 7:35 pm.

Mayor's Proclamation honoring 63rd Army Band. At this time, Mayor Benowitz read the Proclamation into the record. The Proclamation was presented to the Band at the concert.

ADMINISTRATIVE REVIEW

Township Clerk Eckert announced that as a result of Closed Session, Resolutions #2018-190-18A through #2018-190-18F are being added to the Consent Agenda. In addition, Introduction of Ordinance #2018-23 is being added.

CONSENT AGENDA

Resolution #2018-190-8 entitled APPROVING THE TRANSACTION OF ITEMS OF ROUTINE BUSINESS: PAYMENT OF BILLS.

Resolution #2018-190-9 entitled APPROVING THE TRANSACTION OF ITEMS OF ROUTINE BUSINESS: MINUTES OF MEETINGS.

Resolution #2018-190-10 entitled AUTHORIZING REFUND OF OVERPAYMENT OF TAXES.

Resolution #2018-190-11 entitled ACKNOWLEDGING RECEIPT OF REPORT OF AUDIT FOR THE YEAR 2017.

Resolution #2018-190-12 entitled RESOLUTION AUTHORIZING MAYOR AND TOWNSHIP CLERK TO EXECUTE EXTENSION OF TRANSPORT AGREEMENT FOR BORDENTOWN TOWNSHIP EMS.

Resolution #2018-190-13 entitled NOTICE OF INTENT TO AWARD CONTRACT UNDER A NATIONAL COOPERATIVE PURCHASING AGREEMENT FOR PURCHASE OF A 2018 GENIE Z62/40 BOOM LIFT PURSUANT TO N.J.S.A. 52:34-6.2.

Resolution #2018-190-14 entitled NOTICE OF INTENT TO AWARD CONTRACT UNDER A NATIONAL COOPERATIVE PURCHASING AGREEMENT FOR PURCHASE OF A TRACK STUMP GRINDER-MODEL 2550 PURSUANT TO N.J.S.A. 52:34-6.2.

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Resolution #2018-190-15 entitled RESOLUTION ACCEPTING QUOTE FROM U.S. CUTTER FOR THE PURCHASE OF A SIGN TABLE FOR THE PUBLIC WORKS DEPARTMENT.

Resolution #2018-190-16 entitled RESOLUTION TO APPOINT POLICE OFFICER FOR THE BORDENTOWN TOWNSHIP POLICE DEPARTMENT.

Resolution #2018-190-17 entitled AUTHORIZING EXECUTION OF THE FY2019 BURLINGTON COUNTY ANNUAL ALLIANCE PLAN AGREEMENT.

Resolution #2018-190-18 entitled RESOLUTION EXPRESSING OPPOSITION TO THE RECENTLY AMENDED LEGISLATIVE PROPOSALS REGARDING THE OPEN PUBLIC MEETINGS ACT (S-106) AND OPEN PUBLIC RECORDS ACT (S-107).

Resolution #2018-190-18A entitled RESOLUTION AUTHORIZING THE TOWNSHIP COMMITTEE TO ENTER INTO A PILOT AGREEMENT WITH VOADV II.

Resolution #2018-190-18B entitled RESOLUTION TO RE-APPOINT SEASONAL LABORER EMPLOYEE IN THE DEPARATMENT OF PUBLIC WORKS AND AUTHORIZING A SALARY ADJUSTMENT.

Resolution #2018-190-18C entitled RESOLUTION TO AWARD A CONTRACT FOR APPRAISAL SERVICES FOR BLOCK 134.01 LOT 12.02 WITH McHALE & ASSOCIATES, LLC.

Resolution #2018-190-18D entitled RESOLUTION ACCEPTING THE PROPOSAL FROM TUREK CONSULTING, LLC, FOR ENGINEERING SERVICES FOR THE BONNIE LANE—DRAINAGE IMPROVEMENTS PROJECT.

Resolution #2018-190-18E entitled RESOLUTION ACCEPTING THE PROPOSAL FROM TUREK CONSULTING, LLC, FOR ENGINEERING SERVICES FOR THE PUBLIC WORKS EXPANSION PROJECT, 266 CROSSWICKS ROAD, ADDITIONAL SOIL DELINEATION SAMPLING, PCB'S (3RD ROUND).

Resolution #2018-190-18F entitled RESOLUTION ACCEPTING THE PROPOSAL FROM HEYER GRUEL & ASSOCIATES FOR THE COMPLETION OF PHASE II OF THE MASTER PLAN.

Township Committee review and discussion of Consent Agenda Items Resolutions #2018-190-8 through #2018-190-18F. There were no questions/comments on the Consent Agenda.

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

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

NAY: None

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ABSENT: Committeeman Holliday

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

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

NAY: None

ABSENT: Committeeman Holliday

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

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

NAY: None

ABSENT: Committeeman Holliday

Public Hearing on Ordinance #2018-20 entitled AN ORDINANCE OF THE TOWNSHIP OF BORDENTOWN TO VACATE A PORTION OF DUNNS MILL ROAD ADJACENT TO BLOCK 130, LOT 2 AND BLOCK 131, LOT 6.

At this time, Committeeman Kostoplis made a motion to open the public hearing on Ordinance #2018-20; seconded by Deputy Mayor Fuzy.

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

NAY: None

ABSENT: Committeeman Holliday

Seeing no public comment, Committeeman Mason made a motion to close the public hearing on Ordinance #2018-20; seconded by Committeeman Kostoplis.

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

NAY: None

ABSENT: Committeeman Holliday

Consideration of Adoption of Ordinance #2018-20 entitled AN ORDINANCE OF THE TOWNSHIP OF BORDENTOWN TO VACATE A PORTION OF DUNNS MILL ROAD ADJACENT TO BLOCK 130, LOT 2 AND BLOCK 131, LOT 6.

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At this time, Deputy Mayor Fuzy made a motion to adopt Ordinance #2018-20; seconded by Committeeman Mason.

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

NAY: None

ABSENT: Committeeman Holliday

Consideration of Introduction of Ordinance #2018-22 entitled ORDINANCE AMENDING THE CODE OF THE TOWNSHIP OF BORDENTOWN, TITLE 10, "VEHICLES AND TRAFFIC", CHAPTER 10.05, "SCHEDULES", SCHEDULE I, "NO PARKING", AND SCHEDULE V, "TRUCKS OVER FOUR TONS EXCLUDED", AND CHAPTER 25, "LAND DEVELOPMENT ORDINANCE", SECTION 500, "GENERAL PROVISIONS AND DESIGN STANDARDS", SUBSECTION 25.514, "SIGNS".

At this time, Committeeman Mason made a motion to introduce Ordinance #2018-22; seconded by Committeeman Kostoplis.

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

NAY: None

ABSENT: Committeeman Holliday

TOWNSHIP CLERK ECKERT: The public hearing will be July 23rd.

Consideration of Introduction of Ordinance #2018-22 entitled AN ORDINANCE OF THE TOWNSHIP OF BORDENTOWN, COUNTY OF BURLINGTON, STATE OF NEW JERSEY, TO MANDATE DIRECT DEPOSIT FOR MUNICIPAL EMPLOYEES BY THE TOWNSHIP OF BORDENTOWN, COUNTY OF BURLINGTON, STATE OF NEW JERSEY, PURSUANT TO N.J.S.A. 52:14-15f.

At this time, Committeeman Mason made a motion to introduce Ordinance #2018-22; seconded by Committeeman Kostoplis.

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

NAY: None

ABSENT: Committeeman Holliday

TOWNSHIP CLERK ECKERT: The public hearing will be July 23rd.

ADMINISTRATOR & STAFF REPORTS

(Mayor Benowitz read the Administrator's report into the record.)

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Special acknowledgement should be given CFO/CTC Jeffrey Elsasser in the Finance Department for the 2017 Audit. There were no findings with this Audit.

On June 28, 2018, CFO Elsasser and Administrator Theokas, along with the Township's Financial Advisors and Auditor participated in a conference call to establish the Township's credit rating for upcoming bond sale. The Township is currently AA rated, which means we receive better interest rates. We anticipate a minimum no change in our bond rating, with a possibility of an upgrade.

Administrator Theokas thanked Angel Sauro and the Public Works Department for their work on the July 4th Fishing Derby.

The Public Works Department has been assisting the Little League in field preparation for a regional tournament that's being held at Northern Community Park.

Special thanks to Chief Pesce and the Police Department, P.W. Director Buhner, Det. Sgt. Guido of OEM, and Fire Marshall Steve Scholey for all their work in coordinating the July 7, 2018 fireworks event. Also, special thanks to Chris Nunn and the Bordentown Traditions for hosting the event.

The next Township Committee meeting is on Monday, July 23, 2018. There is only one meeting in August on the 13th, and then September 10, 2018.

CFO JEFFREY ELSASSER: The State of New Jersey passed their budget; however, due to State Aid being changed, State Aid figures have not been calculated for the school districts yet. As such, they're withholding certifying tax rates for all the Counties. Therefore, we do not have a certified tax rate yet. At the last meeting, a resolution was adopted to do estimated tax bills. Since we were under the impression that the State was going to pass the budget and certify the rates right away, we held off on sending out estimated tax bills. CFO Elsasser has contacted the County and the State Department; if he does not hear any movement by Wednesday, he will go ahead with sending out estimated bills. Estimated bills or actual bills should go out within two weeks. The Mustang newsletter with Township news and events will also be going out with the tax bills along with the recycling calendar.

TOWNSHIP COMMITTEE REPORTS

COMMITTEEMAN KOSTOPLIS: Committeeman Kostoplis said he attended the Fishing Derby and the Fireworks which were very well attended this year, and getting larger and larger each year. He thanked the Police and Fire Departments, EMS, and Public Works.

Fire Districts #1 and #2 had their meetings. He cited some statistics.

There was nothing to report on Emergency Management.

COMMITTEEMAN MASON: Committeeman Mason said he attended the Army Band Concert.

Bordentown Little League is hosting a district tournament at Northern Community Park. He said the Public Works Department did a great job preparing the park, and Bordentown won their first game.

The Board of Education meeting is scheduled for July 18, 2018.

DEPUTY MAYOR FUZY: On June 26, 2018, he attended the Environmental Commission Meeting. A speaker from ANJEC gave a presentation. There are still free trees available to give away.

Music In The Park begins on Wednesday. The website is being updated with the summer events. Ads were placed in People Papers and The Current listing future events.

He will be giving a talk about insects at Northern Community Park on August 10, 2018; raindate August 11, 2018.

Deputy Mayor Fuzy attended the 63rd Army Band Concert on July 3, 2018 at the High School

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He attended the Fishing Derby on July 4, 2018 at Northern Community Park. There were 94 participants. He acknowledged the Environmental Commission for their work in the hot kitchen.

On July 7, 2018, he attended the Fireworks. He said the Police and Public Works Departments did an amazing job.

The renovations in the rest rooms at Joseph Lawrence Park are almost complete and look very nice.

Deputy Mayor Fuzy reported on the ongoing maintenance in the Township being performed by the Public Works Department. Updated sound equipment is being purchased.

MAYOR BENOWITZ: On June 29, 2018, Administrator Theokas, Attorney Fahey, and Township Engineer Turek attended meeting regarding the Nissim Redevelopment Project with their professionals.

On July 2, 2018, he attended the Senior Citizen Business Meeting where he presented the Proclamation for Older Americans Month.

On July 3, 2018, he attended the retirement luncheon for Marlene Lyszczak.

On July 4, 2018, he attended the Fish Derby. He thanked the Police and Public Works Departments, members of the Environmental Commission, sponsors, Ron Jacobson from the Hatchery, Angel Sauro, and the Mercer County Anglers Association.

He attended the 63rd Army Band Concert on July 4, 2018 at the High School.

He attended the Fireworks at Joseph Lawrence Park on July 7, 2018. He thanked the Police and Public Works Departments, the EMT personnel, the Fire Departments, the Foundation for Bordentown Traditions, and Angel Sauro. The event was a huge success.

The July 12, 2018 Planning board Meeting Agenda includes a presentation by our Special Planner, Heyer-Gruel, on the Draft Re-examination of the Master Plan. The June 14, 2018 Planning Board Meeting included a preliminary major site plan approval with two bulk variances for VOADV for two affordable housing buildings with 66 units. This is part of our Affordable Housing matrix obligation presented at our Fairness Hearing.

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

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

NAY: None

ABSENT: Committeeman Holliday

DIANE HEINZ, 3 Hattaras Court: Ms. Heinz attended the 63rd Army Band concert and said it was fantastic.

She went to the Fireworks on July 7, 2018, and thanked Mayor Benowitz for getting her friend and her preferred parking and a ride in a golf cart to their cars.

Seeing no further comments, Deputy Mayor Fuzy made a motion to close the meeting to the public; seconded by Committeeman Mason.

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

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NAY: None

ABSENT: Committeeman Holliday

ADDITIONAL MATTERS: 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 Kostoplis, Committeeman Mason, Deputy Mayor Fuzy, Mayor Benowitz

NAY: None

ABSENT: Committeeman Holliday

The Regular meeting of the Township Committee of the Township of Bordentown was adjourned at approximately 8:14 p.m.

Respectfully Submitted,

COLLEEN M. ECKERT, RMC, TWP. CLERK