

TOWNSHIP OF BORDENTOWN

TOWNSHIP COMMITTEE REGULAR MEETING AGENDA

DATE: MARCH 25, 2013 TIME: 7:30 P.M. MEETING ROOM, MUNICIPAL BUILDING

ATTENDANCE: PRESENT ABSENT

_____	_____	Mayor Cann
_____	_____	Deputy Mayor Popko
_____	_____	Committeeman Benowitz
_____	_____	Committeeman Feltes
_____	_____	Committeeman Moynihan
_____	_____	Township Clerk Eckert
_____	_____	Attorney Kearns
_____	_____	Construction Official Carbone
_____	_____	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 January 7, 2013, 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, 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. 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 #2013-084-6 through #2013-084-13.

6. Resolution #2013-084-6 entitled APPROVING THE TRANSACTION OF ITEMS OF ROUTINE BUSINESS: PAYMENT OF BILLS.
7. Resolution #2013-084-7 entitled APPROVING THE TRANSACTION OF ITEMS OF ROUTINE BUSINESS: MINUTES OF MEETINGS AND FILING OF REPORTS.
8. Resolution #2013-084-8 entitled AUTHORIZING REFUND OF TAX SALE PREMIUM.
9. Resolution #2013-084-9 entitled AUTHORIZING THE MUNICIPAL CLERK TO SIGN THE SUBDIVISION MAP FOR PHASE ONE OF THE BORDENTOWN WATERFRONT COMMUNITY.
10. Resolution #2013-084-10 entitled RESOLUTION APPOINTING MEMBERS TO THE ECONOMIC ADVISORY COMMITTEE.
11. Resolution #2013-084-11 entitled RESOLUTION AUTHORIZING SUBMISSION OF MUNICIPAL ALLIANCE GRANT FOR CALENDAR YEAR 2013.
12. Resolution #2013-084-12 entitled AUTHORIZING YEAR 2013 TEMPORARY EMERGENCY APPROPRIATIONS (N.J.S.A. 40A:4-20).
13. Resolution #2013-084-13 entitled AUTHORIZING 2013 BUDGET APPROPRIATION RESERVE TRANSFERS (N.J.S.A. 40A:4-59).
14. Public Hearing on Ordinance #2013-4 entitled CALENDAR YEAR 2013 “CAP” ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A:4-45.14).
15. Consideration of Adoption of Ordinance #2013-4 entitled CALENDAR YEAR 2013 “CAP” ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A:4-45.14).
16. Consideration of Introduction of Ordinance #2013-5 entitled AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF BORDENTOWN AMENDING ORDINANCE #2011-4 REGARDING THE ESTABLISHMENT OF AN AMBULANCE SQUAD AND AMBULANCE BILLING SERVICES FOR THE TOWNSHIP OF BORDENTOWN.
17. Township Committee discussion with Brian Johnson, Community Development Director, regarding Turnpike/Holloway Meadows Landscape Plan.
18. Township Committee discussion of the Burlington County Wastewater Management Plan, Future Sewer Service Area Map/Tri-County Water Quality Amendment.
19. Township Committee discussion of Veterans Advisory Committee Funding Request for NJESGR Golf Outing.
20. Township Committee and Staff Reports.

21. Public Participation.

Questions, comments or statements from members of the public in attendance.

22. Any additional matters or correspondence to be reviewed, discussed or acted upon at the discretion of the Township Committee.

23. 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:

RESOLUTION #2013-084-6

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 March 25, 2013, 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.

03/25/13

RESOLUTION #2013-084-7

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 February 28, 2013, March 4, 2013, March 11, 2013; the Regular Meeting of February 11, 2013; and the Special Meeting of February 16, 2013, February 28, 2013, and March 4, 2013; 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 February 2013 as submitted by the Township Officials are hereby received and filed: Tax Collector, Township Clerk, Construction, Community Development, and Municipal Court.

03/25/13

RESOLUTION#2013-084-8

AUTHORIZING REFUND OF TAX SALE PREMIUM

WHEREAS, Tax Sale Certificate #10-0007 was redeemed on March 12, 2013, in the amount of \$51,297.55.

WHEREAS, US BANK Cust for CCTS Capital, paid tax sale premium, in the amount of \$6,600.00 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 \$6,600.00 to US BANK Cust for CCTS Capital; for Lien 10-00017, Block 126 Lot 13, commonly known as 443 Rising Sun Road.

MAP
03/25/13

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 March 25, 2013.

COLLEEN M. ECKERT, RMC, TWP. CLERK

TOWNSHIP OF BORDENTOWN

RESOLUTION NO. 2013-084-9

AUTHORIZING THE MUNICIPAL CLERK TO SIGN THE SUBDIVISION MAP FOR PHASE ONE OF THE BORDENTOWN WATERFRONT COMMUNITY

WHEREAS, Bordentown Waterfront Community, LLC, has received preliminary and final subdivision and site plan approval from the Township Planning Board and the Township Committee for Phase One of the Bordentown Waterfront Community Redevelopment Project, and,

WHEREAS, it is a condition of approval that a subdivision plan be prepared and recorded in the County Clerk's office in order to perfect the subdivision of the lands; and,

WHEREAS, the Township of Bordentown is the owner of Lot 7, Block 140, shown on the subdivision plan: and,

WHEREAS, the signature of an authorized representative of the Township of Bordentown is required on the plan in order to file the same with the County Clerk's office; and,

WHEREAS, the Director of Community Development has received, on behalf of the Township, a cash guarantee in the amount of \$2,520.00 to ensure installation of monuments shown on the map, and said guarantee has been deposited with the Township Treasurer.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Bordentown, in the County of Burlington and State of New Jersey, that the Municipal Clerk, Colleen Eckert, is hereby authorized and directed to sign the aforementioned plan on behalf of 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 March 25, 2013.

COLLEEN M. ECKERT, RMC, TWP. CLERK

03/25/13

RESOLUTION #2013-084-10

RESOLUTION APPOINTING MEMBERS TO THE ECONOMIC ADVISORY COMMITTEE

WHEREAS, on February 22, 2010, the Township Committee adopted Ordinance #2010-4, establishing an Economic Advisory Committee for the Township of Bordentown; and

WHEREAS, the Economic Advisory Committee shall consist of nine (9) voting members who shall serve a term of two (2) years;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Bordentown that it does hereby appoint the following members to the Economic Advisory Committee in accordance with Ordinance #2010-4:

Scott Rauenbuhler
Dave Thompson
Chris Nunn
Michael Carney
Shirley Littleford
Bill Ryan

BE IT FURTHER RESOLVED that the term of these appointments shall be for two years and shall expire December 31, 2014.

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 March 25, 2013.

COLLEEN M. ECKERT, RMC, TWP. CLERK

03/25/13

RESOLUTION #2013-084-11

RESOLUTION AUTHORIZING SUBMISSION OF MUNICIPAL ALLIANCE GRANT FOR CALENDAR YEAR 2013

WHEREAS, the Township Committee of the Township of Bordentown, County of Burlington, State of New Jersey, recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and

WHEREAS, the Township Committee further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and

WHEREAS, the Township Committee has applied for funding to the Governor's Council on Alcoholism and Drug Abuse through the County of Burlington;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Bordentown, County of Burlington, State of New Jersey, that it hereby recognizes the following:

1. The Township Committee of the Township of Bordentown does hereby authorize submission of an application for the Municipal Alliance Grant for calendar year 2013 in the amount of \$22,900.
2. The Township Committee of the Township of Bordentown acknowledges the terms and conditions for administering the Municipal Alliance Grant, including the administrative compliance and audit requirements.

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 March 25, 2013.

COLLEEN M. ECKERT, RMC, TWP. CLERK

03/25/13

RESOLUTION #2013-084-12

AUTHORIZING YEAR 2013 TEMPORARY EMERGENCY APPROPRIATIONS (N.J.S.A. 40A:4-20)

WHEREAS, an emergent condition has arisen in that the Township of Bordentown is expected to enter in contracts, commitments or payments prior to the 2013 budget and no adequate provision has been made in the 2013 Temporary Budget for the aforesaid purpose; and

WHEREAS, N.J.S.A. 40A:4-20 provides for the creation of an emergency temporary appropriation for said purpose; and

WHEREAS, the total emergency temporary appropriation resolutions adopted in the year 2013 pursuant to the provisions of Chapter 96, P.L. 1951 (N.J.S.A. 40A:4-20) including this resolution total \$2,548,197.00;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Bordentown, Burlington County, State of New Jersey, that in accordance with the provisions of N.J.S.A. 40A:4-20:

1. Emergency temporary appropriations be and the same are hereby made in the amount of \$233,750.00 as follows:

TEMPORARY BUDGET

Temporary Appropriations .03.25.13 NJSA 40A:4-20

	PRIOR	2,314,447.00
Municipal Clerk - S&W	Salary & Wages	3,150.00
Finance - S&W	Salary & Wages	2,000.00
Planning Board	Other Expenses	750.00
Zoning Board	Other Expenses	500.00
Community Development	Other Expenses	250.00
Employee Health Ins	Other Expenses	75,000.00
Police	Salary & Wages	72,300.00
Streets & Roads	Salary & Wages	13,000.00
Vehicle Maintenance	Other Expenses	5,000.00
Maint Open Space - Land & Rec	Salary & Wages	4,000.00
Solid Waste - Contractual	Other Expenses	30,000.00

Cert of Compliance	Other Expenses	2,000.00
Communications	Other Expenses	4,800.00
Natural Gas	Other Expenses	3,000.00
Celebration Public Events	Other Expenses	5,000.00
EMS - Ambulatory	Salary & Wages	8,900.00
FICA	Other Expenses	4,100.00
Total Including this resolution		2,548,197.00

2. Said emergency temporary appropriations will be provided for in the 2013 budget.
3. That one certified copy of this resolution be filed with the Director, Division of Local Government Services.

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 March 25, 2013.

COLLEEN M. ECKERT, RMC, TWP. CLERK

03/25/13

RESOLUTION #2013-084-13

AUTHORIZING 2013 BUDGET APPROPRIATION RESERVE TRANSFERS (N.J.S.A. 40A:4-59)

WHEREAS, various 2012 bills have been presented for payment this year, which bills represent obligations of the prior fiscal year and were not covered by order number and/or recorded at the time of transfers between the 2012 budget in the last two months of 2012; and

WHEREAS, N.J.S.A. 40A:4-59 provides that all unexpended balances carried forward after the close of the fiscal year are available, until lapsed at the close of the succeeding year, to meet specific claims, commitments or contracts incurred during the preceding fiscal year, and allow transfers to be made from unexpended balances to those which are expected to be insufficient during the first three months of the succeeding year;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Bordentown, in the County of Burlington, State of New Jersey, that the transfers in the amount \$15,000.00 be made between the 2012 Budget Appropriation Reserves as follows:

Appropriation Reserves Transfers 03.25.13		
	From	To
Legal - Other Expense		60,000.00
Police - Salary & Wages	60,000.00	
	<hr/>	<hr/>
	60,000.00	60,000.00

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 March 25, 2013.

COLLEEN M. ECKERT, RMC, TWP. CLERK

03/25/13

TOWNSHIP OF BORDENTOWN

ORDINANCE #2013-4

CALENDAR YEAR 2013 "CAP" ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A:4-45.14)

WHEREAS, the Local Government Cap Law, N.J.S.A. 40A:4-45.1 et seq. provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 2.0% unless authorized by ordinance to increase it to 3.5 % over the previous year's final appropriations, subject to certain exceptions; and

WHEREAS, N.J.S.A. 40A:4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and

WHEREAS, the Township Committee of the Township of Bordentown, in the County of Burlington, finds it advisable and necessary to increase its CY 2013 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and

WHEREAS, the Township Committee hereby determines that a 1.5% percent increase in the budget for said year, amounting to \$108,717.08, in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and

WHEREAS, the Township Committee hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years;

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Bordentown, in the County of Burlington, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2013 budget year, the final appropriations of the Township of Bordentown shall, in accordance with this ordinance and N.J.S.A. 40A:4-45.14, be increased by one and a half percent, amounting to \$108,717.08, and that the CY 2013 Municipal Budget for the Township of Bordentown be approved and adopted in accordance with this ordinance; and

BE IT FURTHER ORDAINED that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and

BE IT FURTHER ORDAINED that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and

BE IT FURTHER ORDAINED that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

ORDINANCE #2013-5

AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF BORDENTOWN
AMENDING ORDINANCE #2011-4 REGARDING THE ESTABLISHMENT OF AN AMBULANCE
SQUAD AND AMBULANCE BILLING SERVICES FOR THE TOWNSHIP OF BORDENTOWN

WHEREAS, the Township Committee of the Township of Bordentown has previously established an ambulance squad and ambulance-billing services for the municipality; and

WHEREAS, the Township Committee of the Township of Bordentown recognizes that the billing amounts set forth in Ordinance #2011-4 require updating;

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Bordentown that Ordinance #2011-4 shall now read as follows (new text is underlined):

- (a) The Township of Bordentown, in order to support the BTEMS and the volunteer squads comprising it, shall bill for ambulance and transportation services provided by the BTEMS. The rates of such services shall currently be set as follows:

A fee of six hundred twenty five dollars (\$625) plus fifteen dollars (\$15.00) per laden mile calculated one way shall be charged to all persons receiving emergency medical services or ambulance transport services by BTEMS. A fee in the amount of twenty-five dollars (\$25.00) for each refusal to transport in excess of 10 occurrences per year per location by BTEMS.