

TOWNSHIP COMMITTEE MINUTES  
REGULAR MEETING  
JUNE 19, 2013

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 James Cann  
Deputy Mayor Jill Popko (departed at 5:50 pm)  
Committeeman Stephen Benowitz  
Committeeman Karl Feltes  
Committeeman John Moynihan  
Township Clerk Colleen Eckert  
Attorney William J. Kearns, Jr.  
Chief Financial Officer David Kocian  
Chief of Police Frank M. Nucera, Jr.

ABSENT: Public Works Director Dean Buhrer

Mayor Cann called the meeting to order at approximately 5:05 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 June 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, 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.

Resolution #2013-170-5 entitled **RESOLUTION TO APPOINT POLICE OFFICER.**

At this time, Committeeman Benowitz made a motion to approve the resolution; seconded by Committeeman Moynihan.

AYE: Committeeman Benowitz, Committeeman Feltes, Committeeman Moynihan, Deputy Mayor Popko, Mayor Cann

NAY: None

Ryan Forster was sworn in by Township Clerk Eckert.

**Public Hearing on Ordinance #2013-11 entitled ORDINANCE OF THE MAYOR AND TOWNSHIP COMMITTEE OF THE TOWNSHIP OF BORDENTOWN AUTHORIZING THE AMENDMENT, ASSIGNMENT AND ASSUMPTION OF CERTAIN AGREEMENTS WITH RESPECT TO PHASE 1B OF THE WATERFRONT REDEVELOPMENT PROJECT.**

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KEITH McWHIRK, 2 Arlington Road and Counsel for Lutheran Social Ministries: Mr. McWhirk, as counsel for Lutheran Social Ministries, stated that these are the pilot/tax abatement agreements for the project. The reason for this ordinance is that they are facing deadlines for applying with the State and need to get their funding in order to move forward with the project.

MAYOR CANN: Mayor Cann explained that the portion that is attributable to Lutheran Social Ministries has to be written to them as required under statute in order for them to get financing.

BRIAN KOWALSKI, SAUL EWING, Bordentown Township Bond Counsel: Mr. Kowalski gave background and information on each of the phases of the project, as well as financing.

STUART PORTNEY, Financing Professional and President of the Metro Company: Mr. Portney stated his background and said his company is securing the financing for LSM.

At this time, Committeeman Benowitz made a motion to open the public hearing on Ordinance #2013-11; seconded by Deputy Mayor Popko.

AYE: Committeeman Benowitz, Committeeman Feltes, Committeeman Moynihan, Deputy Mayor Popko, Mayor Cann

NAY: None

MICHAEL DAUBER, 23 Yorktown Road: Mr. Dauber inquired about the bond authorization, the pilot revenues, and how much the Waterfront could borrow. Mr. Kowalski responded to his question.

MARGARET BUCCI, Chief Operating Officer for Lutheran Social Ministries: Ms. Bucci also responded to Mr. Dauber questions.

WALT KOSUL, 539 Route 206: Mr. Kosul said he appreciates the way the Township Committee is protecting the Township. Mr. Kosul asked about the 1B COAH section of the project. Mayor Cann responded that Lutheran Social Ministries will be taking over 1B. Mr. Kosul asked if all taxes and fees were paid up to date on the property. Mayor Cann responded this is a good idea and they would check with the tax collector.

Seeing no further public comment, Deputy Mayor Popko made a motion to close the public hearing on Ordinance #2013-11; seconded by Committeeman Benowitz.

AYE: Committeeman Benowitz, Committeeman Feltes, Committeeman Moynihan, Deputy Mayor Popko, Mayor Cann

NAY: None

**Consideration of Adoption of Ordinance #2013-11 entitled ORDINANCE OF THE MAYOR AND TOWNSHIP COMMITTEE OF THE TOWNSHIP OF BORDENTOWN AUTHORIZING THE AMENDMENT, ASSIGNMENT AND ASSUMPTION OF CERTAIN AGREEMENTS WITH RESPECT TO PHASE 1B OF THE WATERFRONT REDEVELOPMENT PROJECT.**

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At this time, Deputy Mayor Popko made a motion to adopt Ordinance #2013-11; seconded by Committeeman Benowitz.

AYE: Committeeman Benowitz, Committeeman Feltes, Committeeman Moynihan, Deputy Mayor Popko, Mayor Cann

NAY: None

**PUBLIC PARTICIPATION:** At this time, Committeeman Feltes made a motion to open the meeting for public participation; seconded by Committeeman Moynihan.

AYE: Committeeman Benowitz, Committeeman Feltes, Committeeman Moynihan, Deputy Mayor Popko, Mayor Cann

NAY: None

Seeing no comments, Committeeman Benowitz made a motion to close the public portion of the meeting; seconded by Deputy Mayor Popko.

AYE: Committeeman Benowitz, Committeeman Feltes, Committeeman Moynihan, Deputy Mayor Popko, Mayor Cann

NAY: None

ATTORNEY KEARNS: Attorney Kearns asked a question regarding the Fulton Bank project. It will be referred directly to the Planning Board for consideration.

At this time, Deputy Mayor Popko 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 Benowitz.

AYE: Committeeman Benowitz, Committeeman Feltes, Committeeman Moynihan, Deputy Mayor Popko, Mayor Cann

NAY: None

The regular meeting of the Township Committee of the Township of Bordentown was adjourned at approximately 5:48 p.m.

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JAMES CANN, MAYOR

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COLLEEN M. ECKERT, TOWNSHIP CLERK