

TOWNSHIP COMMITTEE MINUTES
REGULAR MEETING
OCTOBER 28, 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
Committeeman Stephen Benowitz
Committeeman John Moynihan
Township Clerk Colleen Eckert
Attorney William J. Kearns, Jr.
Chief Financial Officer David Kocian
Public Works Director Dean Buhner
Chief of Police Frank M. Nucera, Jr.

ABSENT: Committeeman Karl Feltes

Mayor Cann called the meeting to order at approximately 7:32 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 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.

Presentation by Fred Turek, Alternate Township Engineer, on Improvements to Bossert Park.

Alternate Township Engineer Fred Turek and Community Development Director Brian Johnson discussed the changes that were made to the Improvements at Bossert Park. The new tot lot, the repairs to the bridge, the intersection at Thorntown Road and Hinkle Drive, and the walking path were discussed. Mr. Johnson stated that he has approached the Sewer Authority about cost participation and is awaiting a response. Police Chief Nucera stated that the lights that are shining in residents' homes are PSE&G lights that should have been turned off years ago. There are changes to the basketball courts. On-site parking at this park was not considered. Several unidentified residents asked questions/made comments. Mayor Cann said changing the material used for the walkway would be considered if there is money in the budget. There will be a public hearing on this ordinance.

Presentation by Earl Babb of General Code regarding On-Line Ordinance Codification.

A presentation was made by Earl Babb of General Code regarding on-line ordinance codification. This will allow residents to view ordinances at the Township's website. He said there is also an app for General Code. All licenses and forms, state and local, can be linked to the Code. Mr. Babb explained the process and the 2 year timetable for codification and uploading the information. Mayor Cann asked Mr. Babb for a proposal of how much it would cost to scan and upload the existing 12 years of ordinances now. Mr. Babb answered various questions from the audience (unidentified speakers).

ADMINISTRATIVE REVIEW

Township Clerk Eckert announced there is an amended bill list (Resolution #2013-301-8), the inter-local agreement that was not available for the packet (Resolution #2013-301-21), and the draft ordinance for soliciting (Item #24 on the Agenda).

CONSENT AGENDA

Resolution #2013-301-8 entitled APPROVING THE TRANSACTION OF ITEMS OF ROUTINE BUSINESS: PAYMENT OF BILLS.

Resolution #2013-301-9 entitled APPROVING THE TRANSACTION OF ITEMS OF ROUTINE BUSINESS: MINUTES OF MEETINGS AND FILING OF REPORTS.

Resolution #2013-301-10 entitled AUTHORIZING REFUND OF TAX SALE PREMIUM.

Resolution #2013-301-11 entitled AUTHORIZING REFUND OF TAX SALE PREMIUM.

Resolution #2013-301-12 entitled AUTHORIZING REFUND OF TAX SALE PREMIUM.

Resolution #2013-301-13 entitled AUTHORIZING REFUND OF TAX SALE PREMIUM.

Resolution #2013-301-14 entitled AUTHORIZING REFUND OF OVERPAYMENT OF TAXES.

Resolution #2013-301-15 entitled RESOLUTION AWARDED A CONTRACT TO ACCLAIM INVENTORY, LLC, FOR FIXED ASSET VALUATION.

Resolution #2013-301-16 entitled RESOLUTION AWARDED A CONTRACT TO THE CONCORDE GROUP, INC., FOR RECORDS RETENTION.

Resolution #2013-301-17 entitled A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF BORDENTOWN AUTHORIZING THE

EXTENSION OF THE CONTRACT FOR TRASH REMOVAL WITH CENTRAL JERSEY WASTE AND RECYCLING, INC., FOR A THREE-MONTH PERIOD.

Resolution #2013-301-18 entitled RESOLUTION REQUESTING ASSISTANCE FROM THE BURLINGTON COUNTY BRIDGE COMMISSION PROFESSIONALS FOR GRANT APPLICATIONS.

Resolution #2013-301-19 entitled REFUND OF ESCROW BALANCE FOR DEVELOPMENT APPLICATION.

Resolution #2013-301-20 entitled REFUND OF ESCROW BALANCE FOR DEVELOPMENT APPLICATION.

Resolution #2013-301-21 entitled RESOLUTION AUTHORIZING THE TOWNSHIP OF BORDENTOWN TO ENTER INTO AN INTERLOCAL SERVICE AGREEMENT FOR ANIMAL CONTROL OFFICER.

Township Committee reviewed and discussed Consent Agenda Items Resolutions #2013-301-8 through #2013-301-21.

Committeeman Benowitz, Committeeman Moynihan, Deputy Mayor Popko, and Mayor Cann commented/asked questions about the Consent Agenda.

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

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

NAY: None

ABSENT: Committeeman Feltes

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

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

NAY: None

ABSENT: Committeeman Feltes

At this time, Committeeman Benowitz made a motion to adopt the consent agenda; seconded by Deputy Mayor Popko.

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

NAY: None

ABSENT: Committeeman Feltes

Consideration of Introduction of Ordinance #2013-16 entitled ORDINANCE AMENDING CHAPTER 10 OF THE BORDENTOWN TOWNSHIP MUNICIPAL CODE ENTITLED VEHICLES AND TRAFFIC, SCHEDULE VIII – STOP INTERSECTIONS.

At this time, Deputy Mayor Popko made a motion to introduce Ordinance #2013-16: seconded by Committeeman Benowitz.

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

NAY: None

ABSENT: Committeeman Feltes

TOWNSHIP CLERK ECKERT: The public hearing will be November 12th.

Township Committee discussion of Draft TIP Request Letter from the Bordentown Waterfront Community, LLC.

Mayor Cann stated that Bordentown Waterfront Community, LLC is looking to get funds to apply for grants, especially through the Tiger Grant Funding for their transit stop. The Township had done this in the past to facilitate their application which has to come from the municipality. The Township Committee agreed to have Mayor Cann sign the letter which allows Bordentown Waterfront to apply for federal funding through Transportation Improvement Plan (TIP).

Township Committee discussion of Draft Soliciting Ordinance.

Attorney Kearns discussed the revisions. A list of the addresses of residents who do not want to be put on the do-not-solicit list will be kept on file, posted on the bulletin boards, and posted on the website. A list where residents could have limited non-solicitation was discussed but it was decided it would be an administrative and a police enforcement nightmare. The ordinance, as amended, will be introduced on November 12, 2013.

MAYOR CANN: Mayor Cann discussed Resolution #2013-301-21. It is an inter-local agreement to provide animal control services to Mansfield and Chesterfield Townships. Police Chief Nucera said the Township is getting requests from other municipalities for additional services to enter into an inter-local agreement. We are trying to determine if the volume of calls could be fit in with what we currently have. The fee would be a positive tax flow to the municipality, and it may necessitate the hiring of an additional public works employee.

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TOWNSHIP COMMITTEE AND STAFF REPORTS

COMMITTEEMAN BENOWITZ: Committeeman Benowitz said he attended the Senior Meetings on 10/7/13 & 10/21/13. He discussed their current projects.

The Wailing Woods Haunted Hayride was a large success.

The Public Works Department has been leaf vacuuming which is now a one-man operation and twice as fast with the new truck.

The sewer inlet drain management in the Township continues with periodic inspections.

Tree trimming is on-going.

In regard to the road status, there is a need to develop a five-year plan. The infrastructure has been neglected for many years.

The Public Works Department is prepared for snow removal.

The business directory is posted on the Township's website. There are only 47 businesses listed. He said he will re-visit the businesses.

He attended the Bordentown Sewerage Authority Meeting. K.J. Urban Renewal and Rivergate Urban Renewal (Bordentown Waterfront Project) are both up to date with their sewer connection account payments. The Sewerage Authority received \$4,000 more from the State covering 90% of Hurricane Sandy expenses (\$24,000). They reported that the Central Crossings sewerage estimates were 20-25 gpm, and the sewer system can handle all these projects. The sewerage system is at approximately 65% capacity and the system is estimated to handle 2.7 million gallons with total build out. The 2013 fiscal budget ending 11/30/14 was passed and is on line.

COMMITTEEMAN MOYNIHAN: The Veteran's Advisory Committee met on October 1, 2013. Alt. Township Engineer Fred Turek gave a presentation regarding revised plans for the Township Veteran's memorial. Planning is in the final phase for the Veteran's Day Ceremony at the Bordentown Cemetery which is scheduled for November 9, 2013 at 2:00 pm.

The School Board met on October 9, 2013, and in special session on October 18, 2013. The October 18, 2013 session approved a new contract with the Bordentown Regional Education Association. At the October 9, 2013 session, he asked about the School District's non-response to the Mayor's letter of May 2013 to the Superintendent regarding the Solar Bond referendum. As far as he knows, this still has not been answered and there has been no meetings held.

He did not attend the Sewer Authority Meeting. However, they have been in touch with Township Officials regarding resolution to the Bossert Bridge structural issues.

In response to the Township's request, the Bordentown City Water Department Commission approved on initial reading a water rate discount for low-income seniors. Deputy Mayor Lynch said the resolution needs some minor modifications, but can hopefully be in place by the January 1st billing cycle.

Regarding affordable housing, Committeeman Moynihan said he received an e-mail on October 10, 2013 from Keith McWhirk regarding the Lutheran Social Ministries (LSM) Waterfront Project. Mr. McWhirk said that LSM was, unfortunately, not granted the low income housing tax credits that they wanted but they intend to re-apply for a future award. Mayor Cann added there needs to be additional discussions and questions answered regarding this since they scored 100% on the application. The Township needs to know what alternatives they are looking at to fund this project.

DEPUTY MAYOR POPKO: Deputy Mayor Popko said the Environmental Commission is having a Shredding Day Event on November 2, 2013 at 9:00 a.m. behind the Senior Center. On November 9 & 10, 2013, the Environmental Commission will be putting the Community Garden to

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bed. Over 200 lbs. of fruits and vegetables were harvested and donated to St. Mary's Food Pantry and the Holy Cross Lutheran Church for their meal delivery. Flowers were donated to the Claire Estate.

A Grant was received from Nutro for room to run for a dog park. The grant monies need to be used within 6 months. She will be working with P.W. Director Buhner in hopes to have the dog park ready by the spring.

MAYOR CANN: Mayor Cann said a letter was received from the Sewerage Authority concerning the Bossert Park Bridge which stated they are not responsible. He feels the agencies should be working cooperatively; he will draft a response. Committeeman Benowitz stated that this letter was not discussed at the last Sewerage Authority Meeting. Another copy of the letter will be distributed to the Township Committee.

There was a meeting with the Township and the DVRPC regarding the by-pass road. Township Professionals and State representatives were also present. The presentation was successful and now has to be communicated to the State D.O.T. that this is a troubled spot. The parties that were present preferred that the by-pass be a round-about. Alt. Township Engineer, Fred Turek added that they said their report will be completed by December. There still needs to be an intersection rating completed on the traffic on Route 130 and Farnsworth Avenue coming from the Municipal Drive side.

The Tax Collector, Mary Picariello was selected to assist Mr. Yukihiro Nishiyama from Toyko, Japan in evaluating how to handle delinquent taxes, tax collection, and tax sales.

The Township is in the process of filing a time extension for the FEMA projects. Bids should be received soon.

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

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

NAY: None

ABSENT: Committeeman Feltes

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

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

NAY: None

ABSENT: Committeeman Feltes

At this time, Committeeman Benowitz 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 Public Works Expansion Project Contract Matter, IT Professional Contract Matter, Farmland Lease Contract

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Matter, Public Works Contract Matter, Municipal Court Personnel Matter, and Construction Department Personnel Matter; seconded by Deputy Mayor Popko.

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

NAY: None

ABSENT: Committeeman Feltes

The Township Committee of the Township of Bordentown recessed their regular meeting at approximately 9:52 pm and reconvened the regular meeting at 11:20 pm.

Resolution #2013-301-21A entitled RESOLUTION TO APPOINT AN ACTING DEPUTY MUNICIPAL COURT ADMINISTRATOR.

At this time, Deputy Mayor Popko made a motion to approve Resolution #2013-301-21A; seconded by Committeeman Benowitz.

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

NAY: None

ABSENT: Committeeman Feltes

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 Moynihan.

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

NAY: None

ABSENT: Committeeman Feltes

The regular meeting of the Township Committee of the Township of Bordentown was adjourned at approximately 11:21 p.m.

JAMES CANN, MAYOR

COLLEEN M. ECKERT, TOWNSHIP CLERK