

TOWNSHIP COMMITTEE MINUTES
REGULAR MEETING
OCTOBER 22, 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
Administrator Michael Theokas
Attorney Eileen Fahey
Chief Financial Officer Jeffrey Elsasser
Deputy Township Clerk Cindy Dziura
Attorney Eileen Fahey

ABSENT: Committeeman Ken Mason
Township Clerk Colleen Eckert

Mayor Benowitz called the meeting to order at approximately 6:34 p.m. and led a salute to the flag and a moment of silence.

Deputy Township Clerk Dziura 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:

- Personnel Matters
- Environmental Litigation: Elcon
- Tax Appeal Litigation: Quick-Chek

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, Deputy Mayor Fuzy, Mayor Benowitz

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NAY: None

ABSENT: Committeeman Mason

The Township Committee of the Township of Bordentown recessed their regular meeting at approximately 6:36 pm and reconvened the regular meeting at approximately 7:33 pm.

Mayor's Proclamation proclaiming the Month of November as the Scottish Rite Valley of Central Jersey Month. At this time, Mayor Benowitz read the Proclamation into the record and presented it to the Scottish Rite members that were present.

Mayor's Proclamation to Rotary proclaiming October 22, 2018 as "World Polio Day." At this time, Mayor Benowitz read the Proclamation into the record and presented it to the Rotary members that were present.

Mayor's Proclamation honoring Eagle Scout Davin Eget as outstanding citizen. Mayor Benowitz stated that this proclamation will be presented at the November 19, 2018 meeting.

Township Committee discussion of 2019 Best Practices. Administrator Theokas stated that this is an annual program from the State to ensure municipalities are complying with Best Practices. A certain percentile score has to be maintained in order to receive state aid for the year. CFO Elsasser said the Township is nowhere near risk for losing any portion of the aid. It is mandatory to be on the record as a discussion item and that the Township Committee had a chance to review it. The CFO and Administrator will certify and send it back to the State.

ADMINISTRATIVE REVIEW

Deputy Township Clerk Dziura announced that as a result of Closed Session, Resolution #2018-295-14A is being added to the Consent Agenda.

CONSENT AGENDA

Resolution #2018-295-11 entitled APPROVING THE TRANSACTION OF ITEMS OF ROUTINE BUSINESS: PAYMENT OF BILLS.

Resolution #2018-295-12 entitled APPROVING THE TRANSACTION OF ITEMS OF ROUTINE BUSINESS: MINUTES OF MEETINGS AND FILING OF REPORTS.

Resolution #2018-295-13 entitled AUTHORIZING REFUND OF OVERPAYMENT OF TAXES.

Resolution #2018-295-14 entitled RESOLUTION AUTHORIZING THE PURCHASE FROM J.M. BOWKER & SON FOR A VETERAN'S MEMORIAL HOMETOWN HERO MONUMENT.

Resolution #2018-295-15 entitled RESOLUTION DESIGNATING REAL PROPERTIES IN THE TOWNSHIP OF BORDENTOWN AS AN AREA IN NEED OF REHABILITATION PURSUANT TO THE NEW JERSEY LOCAL REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A-1 ET SEQ.

Resolution #2018-295-16 entitled RELEASE OF PERFORMANCE GUARANTEE WITH RESPECT TO G.S. REALTY CORP (CCBP BUILDING #3) (BLOCK: 137.01 LOT: 3.01).

Resolution #2018-295-16A entitled AUTHORIZE COUNSEL TO ACCEPT WITHDRAWAL OF CLAIM AND TO DISMISS COUNTERCLAIM IN QUICKCHEK REALTY BORDENTOWN URBAN RENEWAL V. BORDENTOWN ARBITRATION.

Township Committee review and discussion of Consent Agenda Items Resolutions #2018-295-11 through #2018-295-16A. There were no questions/comments on the Consent Agenda.

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

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

NAY: None

ABSENT: Committeeman Mason

SID MORGINSTIN, 849 East Drive: In regard to Resolution #2018-295-15, Mr. Morginstin asked where the areas in need of rehabilitation were located. Attorney Fahey responded that, under the state standards, it is 84% of the Township. Attorney Fahey said it gives the Township a bigger toolbox to address infrastructure and housing stock for rehabilitation. It encourages residents to improve their residences, it allows 5-year tax abatements for new construction, and it attracts development.

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

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

NAY: None

ABSENT: Committeeman Mason

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

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

NAY: None

ABSENT: Committeeman Mason

Consideration of Introduction of Ordinance #2018-29 entitled AN ORDINANCE OF THE TOWNSHIP OF BORDENTOWN REPEALING ORDINANCE 2018-19 AND TERMINATING A RESTRICTED PARKING ZONE FOR ACCESSIBLE PARKING AT 5 PLYMOUTH COURT.

At this time, Deputy Mayor Fuzy made a motion to introduce Ordinance #2018-29: seconded by Committeeman Holliday.

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

NAY: None

ABSENT: Committeeman Mason

DEPUTY TOWNSHIP CLERK DZIURA: The public hearing will be November 19th.

Consideration of Introduction of Ordinance #2018-30 entitled AN ORDINANCE AUTHORIZING ACCEPTANCE OF A DRAINAGE EASEMENT THROUGH A PORTION OF BLOCK 98, LOT 9 (17 BENNINGTON ROAD) AS SHOWN ON THE TAX MAP OF THE TOWNSHIP OF BORDENTOWN.

At this time, Deputy Mayor Fuzy made a motion to introduce Ordinance #2018-30: seconded by Committeeman Holliday.

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

NAY: None

ABSENT: Committeeman Mason

DEPUTY TOWNSHIP CLERK DZIURA: The public hearing will be November 19th.

Consideration of Introduction of Ordinance #2018-31 entitled AN ORDINANCE OF THE TOWNSHIP OF BORDENTOWN AMENDING TOWNSHIP CODE CHAPTER 25 LAND DEVELOPMENT—PERFORMANCE GUARANTEES (BY TITLE ONLY).

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At this time, Committeeman Holliday made a motion to introduce Ordinance #2018-31: seconded by Deputy Mayor Fuzy.

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

NAY: None

ABSENT: Committeeman Mason

DEPUTY TOWNSHIP CLERK DZIURA: The public hearing will be November 19th.

ADMINISTRATOR & STAFF REPORTS

Administrator Theokas stated Election Day is November 6, 2018.
Veteran's Day is November 12, 2018 and offices will be closed.
The N.J. League of Municipalities Conference is November 13-15, 2018.
There will be one Township Committee meeting next month on November 19, 2018.

TOWNSHIP COMMITTEE & STAFF REPORTS

Committeeman Holliday, Deputy Mayor Fuzy, and Mayor Benowitz each gave their report.

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

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

NAY: None

ABSENT: Committeeman Mason

SID MORGINSTIN, 849 East Drive: Mr. Morginstin asked about future redevelopment projects and projects currently in progress in the Township.

He also asked about the schedule for the remainder of repaving and storm drains for East Drive. Mayor Benowitz responded they will be starting soon. Administrator Theokas added that the residents will be notified, and he will contact Mr. Morginstin as soon as he hears back from the Township Engineer.

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

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

NAY: None

ABSENT: Committeeman Mason

ADDITIONAL MATTERS: None

At this time, Committeeman Kostoplis 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 Deputy Fuzy.

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

NAY: None

ABSENT: Committeeman Mason

The Regular meeting of the Township Committee of the Township of Bordentown was adjourned at approximately 8:13 p.m.

Respectfully Submitted,

CYNTHIA DZIURA, RMC, DEPUTY TWP. CLERK