

TOWNSHIP OF BORDENTOWN

TOWNSHIP COMMITTEE REGULAR MEETING AGENDA

DATE: FEBRUARY 22, 2010 TIME: 7:30 P.M. MEETING ROOM, MUNICIPAL BUILDING

ATTENDANCE:	PRESENT	ABSENT	
	_____	_____	Mayor Hill
	_____	_____	Deputy Mayor DiMattia
	_____	_____	Committeeman Dauber
	_____	_____	Committeeman Medina
	_____	_____	Committeeman Morelli
	_____	_____	Administrator Klepner
	_____	_____	Township Clerk Eckert
	_____	_____	Attorney Drollas
	_____	_____	Community Dev. Director Woolley-Dillon
	_____	_____	Construction Official Carbone
	_____	_____	Chief Financial Officer Kocian
	_____	_____	Public Works Director Buhrer
	_____	_____	Police Chief Nucera
	_____	_____	Engineer Ruddiman

1. Salute to the flag and moment of silence.
2. 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 4, 2010, 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.

3. 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.
4. Administrative Review
  - a. Review of agenda
  - b. Review of correspondence
5. Township Committee discussion with Brian Maugeri, EMS Supervisor, on status of EMS Operations.

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 #2010-053-6 through #2010-053-17.
6. Resolution #2010-053-6 entitled APPROVING THE TRANSACTION OF ITEMS OF ROUTINE BUSINESS: PAYMENT OF BILLS.
  7. Resolution #2010-053-7 entitled APPROVING THE TRANSACTION OF ITEMS OF ROUTINE BUSINESS: MINUTES OF MEETINGS AND FILING OF REPORTS.
  8. Resolution #2010-053-8 entitled AUTHORIZING REFUND OF OVERPAYMENT OF TAXES.
  9. Resolution #2010-053-9 entitled A RESOLUTION AUTHORIZING THE EXTENSION OF THE CONTRACT BETWEEN THE TOWNSHIP AND DM MEDICAL BILLINGS, INC.
  10. Resolution #2010-053-10 entitled APPROVING RAFFLE LICENSE #RL:336.
  11. Resolution #2010-053-11 entitled A RESOLUTION TO APPROVE AN ALAIMO GROUP PROFESSIONAL SERVICES PROPOSAL FOR RENOVATIONS TO SENIOR CENTER AND DRAINAGE IMPROVEMENTS FOR EAST DRIVE.
  12. Resolution #2010-053-12 entitled RESOLUTION TO AMEND CONTRACT WITH GOWER'S, INC., FOR NORTHERN COMMUNITY PARK, PHASE I, PROJECT.
  13. Resolution #2010-053-13 entitled AMENDING RESOLUTION #2009-362-17A AUTHORIZING CHIEF FINANCIAL OFFICER TO CANCEL UNEXPENDED BALANCES OF 2009 APPROPRIATIONS (N.J.S.A. 40A:4-60).
  14. Resolution #2010-053-14 entitled AMENDING RESOLUTION #2010-011-9 ENTITLED AUTHORIZING 2010 BUDGET APPROPRIATION RESERVE TRANSFERS (N.J.S.A. 40A:4-59).
  15. Resolution #2010-053-15 entitled AMENDING RESOLUTION #2009-348-9 ENTITLED AUTHORIZING DECEMBER 14, 2009, BUDGET TRANSFERS.
  16. Resolution #2010-053-16 entitled AUTHORIZING YEAR 2010 TEMPORARY EMERGENCY APPROPRIATIONS (N.J.S.A. 40A:4-20).
  17. Resolution #2010-053-17 entitled AUTHORIZING YEAR 2010 TEMPORARY EMERGENCY APPROPRIATIONS (N.J.S.A. 40A:4-19).
  18. Public Hearing on Ordinance #2010-3 entitled AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF BORDENTOWN ESTABLISHING THE OFFICE OF TOWNSHIP PLANNER AND AMENDING THE TOWNSHIP CODE.

19. Consideration of Adoption of Ordinance #2010-3 entitled AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF BORDENTOWN ESTABLISHING THE OFFICE OF TOWNSHIP PLANNER AND AMENDING THE TOWNSHIP CODE.
20. Public Hearing on Ordinance #2010-4 entitled AN ORDINANCE OF THE TOWNSHIP OF BORDENTOWN ESTABLISHING AN ECONOMIC DEVELOPMENT ADVISORY COMMITTEE AND AMENDING THE TOWNSHIP CODE.
21. Consideration of Adoption of Ordinance #2010-4 entitled AN ORDINANCE OF THE TOWNSHIP OF BORDENTOWN ESTABLISHING AN ECONOMIC DEVELOPMENT ADVISORY COMMITTEE AND AMENDING THE TOWNSHIP CODE.
22. Township Committee discussion with Attorney Drollas regarding Update of Taxi Cab License Law.
23. Township Committee discussion of Clean Energy Audit Application Update.
24. Township Committee discussion of Potential Shared Court Services with Mansfield Township.
25. Public Participation.

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

26. Any additional matters or correspondence to be reviewed, discussed or acted upon at the discretion of the Township Committee.
27. Resolution to meet in Closed Session:

BE IT RESOLVED by the Township Committee of the Township of Bordentown that it does hereby (adjourn) (recess) this Regular Meeting to meet in Closed Session for the purpose of discussing:

RESOLUTION #2010-053-

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 February 22, 2010, 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.

02/22/10

RESOLUTION #2010-053-

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 8, 2010, and the Regular Meeting of January 11, 2010; January 25, 2010; and February 1, 2010; as submitted by the Clerk and posted on the bulletin board, be and are hereby approved as ( \_\_\_\_\_ submitted) ( \_\_\_\_\_ corrected); and

BE IT FURTHER RESOLVED that the following reports for the month of January 2010 as submitted by the Township Officials are hereby received and filed: Tax Collector, Township Clerk, Community Development, Code Enforcement, Tax Assessor and Finance; and

BE IT FURTHER RESOLVED that the following Annual Report for the year 2009 as submitted by the Township Officials are hereby received and filed: Township Clerk and Construction.

02/22/10

RESOLUTION #2010-053-

AMENDING RESOLUTION #2009-362-17A AUTHORIZING CHIEF FINANCIAL OFFICER TO CANCEL UNEXPENDED BALANCES OF 2009 APPROPRIATIONS (N.J.S.A. 40A:4-60)

WHEREAS, the Township Committee adopted Resolution #2009-362-17A on December 28, 2009; and

WHEREAS, the Chief Financial Officer has since determined the need to amend the amount of the balances to be cancelled;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Bordentown that it does authorize the Chief Financial Officer to amend the cancellation of the following balances to Budget Operations:

Emergency Management Services	
Salaries & Wages	<u>\$7,239.00</u>
 Total	 \$7,239.00

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 February 22, 2010.

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COLLEEN M. ECKERT, RMC, TWP. CLERK

02/22/10

RESOLUTION #2010-053-

AMENDING RESOLUTION #2010-011-9 ENTITLED AUTHORIZING 2010 BUDGET APPROPRIATION RESERVE TRANSFERS (N.J.S.A. 40A:4-59)

WHEREAS, various 2009 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 2009 budget in the last two months of 2009; 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 \$5,910.00 be made between the 2009 Budget Appropriation Reserves as follows:

**TRANSFERS 01.11.10**

	<b>FROM</b>	<b>TO</b>
Mayor / Committee - Other Expense		200.00
Legal - Other Expense		1,550.00
Planning Board -Other Expense	1,500.00	
Zoning Board - Other Expense	750.00	
Community Development -Salary & Wages	1,000.00	
Municipal Court -Salary & Wages	110.00	
Senior Center - Other Expense	2,550.00	
Certificate of Compliance - Other Expense		900.00
Telecommunications - Other Expense		3,260.00
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	5,910.00	5,910.00

RESOLUTION #2010-053-

AMENDING RESOLUTION #2009-348-9 ENTITLED AUTHORIZING DECEMBER 14, 2009, BUDGET TRANSFERS

BE IT RESOLVED by the Township Committee of the Township of Bordentown that it hereby approves and authorizes the Chief Financial Officer to amend the following 2009 Budget Appropriation transfers pursuant to N.J.S.A. 40A:4-58:

**TRANSFERS 12.14.09**

	<b>FROM</b>	<b>TO</b>
Administration - Other Expense	5,750.00	
Finance - Other Expense	3,750.00	
Assessment of Taxes Other Expenses	5,000.00	
Engineering Services Other Expenses		75,109.19
Planning Board -Other Expense	2,500.00	
Community Development Salary & Wages	2,328.19	
Municipal Court Salary & Wages	8,800.00	
Other Expenses	7,500.00	
Public Defender - Other Expenses	10,000.00	
P/W Buildings & Grounds - Other Expense		2,138.00
P/W Vehicle Maintenance - Salary & Wages		700.00
Police Salary & Wages	20,000.00	
Other Expenses	5,000.00	
Senior Community Center - Other Expense	1,000.00	
Maintenance Parks - Salary & Wages		500.00
Street Lighting - Other Expense		181.00
Social Security - Other Expense	7,000.00	
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	78,628.19	78,628.19

RESOLUTION #2010-053-

AUTHORIZING YEAR 2010 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 2010 budget and no adequate provision has been made in the 2010 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 2010 pursuant to the provisions of Chapter 96, P.L. 1951 (N.J.S.A. 40A:4-20) including this resolution total \$2,071,379.00;

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 \$10,000.00 as follows:

Legal Expenses		
Reserve for Tax Appeals – Other Expense (20-155-300)		\$1,000.00
Recreational Services		
Civic Organizations – Other Expense (28-370-400)		\$ 500.00
Celebration of Public Events		
Community Day – Other Expense (30-420-400)		\$ 500.00
Capital Improvements		
Other Expense		\$8,000.00

2. Said emergency temporary appropriations will be provided for in the 2010 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 February 22, 2010.

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COLLEEN M. ECKERT, RMC, TWP. CLERK

RESOLUTION #2010-053-

AUTHORIZING YEAR 2010 TEMPORARY EMERGENCY APPROPRIATIONS (N.J.S.A. 40A:4-19)

WHEREAS, an emergent condition has arisen in that the Township of Bordentown is expected to enter in contracts, commitments or payments prior to the 2010 budget and no adequate provision has been made in the 2010 Temporary Budget for the aforesaid purpose; and

WHEREAS, N.J.S.A. 40A:4-19 provides for the creation of an emergency temporary appropriation for said purpose; and

WHEREAS, the total emergency temporary appropriation resolutions adopted in the year 2010 pursuant to the provisions of Chapter 96, P.L. 1951 (N.J.S.A. 40A:4-19) including this resolution total \$2,085,979.00;

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:4-19:

1. Emergency temporary appropriations be and the same are hereby made in the amount of \$14,600 as follows:

Public Works – Streets and Roads	
Other Expense	\$10,750

Public Works – Vehicle Maintenance	
Other Expense	\$ 3,850

2. Said emergency temporary appropriations will be provided for in the 2010 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 February 22, 2010.

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COLLEEN M. ECKERT, RMC, TWP. CLERK

02/22/10

RESOLUTION #2010-053-

A RESOLUTION TO APPROVE AN ALAIMO GROUP PROFESSIONAL SERVICES PROPOSAL FOR RENOVATIONS TO SENIOR CENTER AND DRAINAGE IMPROVEMENTS FOR EAST DRIVE

WHEREAS, the Township Committee of the Township of Bordentown, in public session on February 8, 2010, concluded that there is a need for professional engineering services for renovations to the Bordentown Township Senior Community Center and for drainage improvements for East Drive; and

WHEREAS, the Township Committee has received a February 1, 2010 proposal (hereto attached) from Alaimo Group to accomplish the required services for a cost not to exceed \$33,900; and

WHEREAS, the CFO has determined that the funds required for this action are available as evidenced by the attached Certification of Availability of Funds;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Bordentown that the Mayor and the Township Clerk are hereby directed to execute any and all documents necessary to this action and that the Township Clerk is directed to provide a certified copy of this resolution to Alaimo Group.

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 February 22, 2010.

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COLLEEN M. ECKERT, RMC, TWP. CLERK

02/22/10

RESOLUTION #2010-053-

RESOLUTION TO AMEND CONTRACT WITH GOWER'S, INC., FOR NORTHERN COMMUNITY PARK, PHASE I, PROJECT

WHEREAS, the Township Committee of the Township of Bordentown adopted Resolution #2009-327-19A on November 23, 2009, to award a contract to Gower's, Inc., for Northern Community Park Project, Phase I; and

WHEREAS, the contract awarded to Gower's, Inc., indicated an anticipated completion date of February 12, 2010 for said project; and

WHEREAS, due to weather conditions, the project was not deemed complete on February 12, 2010, therefore, requiring the contract to be amended to reflect a new anticipated completion date of April 16, 2010;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Bordentown that it does hereby authorize and approve the amended completion date for said contract to be April 16, 2010; and

BE IT FURTHER RESOLVED that the Township Committee hereby authorizes the Mayor and Township Clerk to execute the amended contract.

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 February 22, 2010.

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COLLEEN M. ECKERT, RMC, TWP. CLERK

02/22/10

**TOWNSHIP COMMITTEE MEETING**

**CLOSED SESSION**

**FEBRUARY 22, 2010**

(CONTRACT NEGOTIATIONS, PERSONNEL, LITIGATION)

1. Tax Appeal Litigation.
2. Police Department Personnel Matter.

BE IT RESOLVED by the Township Committee of the Township of Bordentown that it does hereby (recess) (adjourn) this meeting for the purpose of discussing (contract negotiations, personnel and litigation); matters discussed to be released upon formal action by the Township Committee.