



TOWNSHIP OF BORDENTOWN

BURLINGTON COUNTY, NEW JERSEY

TOWNSHIP COMMITTEE:

George A. Chidley, *Mayor*
Bruce Hill, *Deputy Mayor*
Mark Roselli, *Committeeman*
William J. Morelli, *Committeeman*
Robert Delaney, *Committeeman*

1 MUNICIPAL DRIVE, BORDENTOWN TOWNSHIP
 BORDENTOWN, NJ 08505-2193
 Telephone: (609) 298-2800
 FAX: (609) 291-0788
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 ADMINISTRATOR
 LEONARD M. KLEPNER

TOWNSHIP OF BORDENTOWN

TOWNSHIP COMMITTEE REGULAR MEETING AGENDA

DATE: FEBRUARY 11, 2008 TIME: 7:30 P.M. MEETING ROOM, MUNICIPAL BUILDING

ATTENDANCE:	PRESENT	ABSENT	
	_____	_____	Mayor Chidley
	_____	_____	Deputy Mayor Hill
	_____	_____	Committeeman Roselli
	_____	_____	Committeeman Morelli
	_____	_____	Committeeman Delaney
	_____	_____	Administrator Klepner
	_____	_____	Township Clerk Eckert
	_____	_____	Attorney Sullivan
	_____	_____	Community Dev. Director Nitschmann
	_____	_____	Chief Financial Officer David Kocian
	_____	_____	Public Works Director Dean Buhrer
	_____	_____	Chief Frank Nucera
	_____	_____	Engineer Turek

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 7, 2008, 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. Resolution #2008-042-4 entitled A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF BORDENTOWN IN ACKNOWLEDGEMENT OF JOSEPH DeANTONIO'S OUTSTANDING SERVICE TO OUR COUNTRY AND THIS TOWNSHIP.

5. Resolution #2007-042-5 entitled A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF BORDENTOWN IN ACKNOWLEDGEMENT OF GEORGE A. HEUPEL'S OUTSTANDING SERVICE TO OUR COUNTRY AND THIS TOWNSHIP.
6. Review and Discussion of Proposed 2008 Department Budgets:
 - a. Civic Events & Senior Services – Angel Sauro, Aid to Mayor
 - b. Office of Tax Collector – Mary Picariello, Tax Collector
 - c. Office of Tax Assessor – William Tantum, Tax Assessor
 - d. Construction Office – Dan McGonigle, Construction Official
 - e. Office of the Township Clerk – Colleen Eckert, Township Clerk
7. Administrative Review
 - a. Review of agenda
 - b. Review of correspondence

CONSENT AGENDA ITEMS:

- a. The Mayor will ask someone to move Resolutions #2008-042-8 through #2008-042-24.
 - b. Questions or comments from the audience on consent agenda items.
 - c. Roll Call.
8. Resolution #2008-042-8 entitled APPROVING THE TRANSACTION OF ITEMS OF ROUTINE BUSINESS: PAYMENT OF BILLS.
 9. Resolution #2008-042-9 entitled APPROVING THE TRANSACTIONS OF ITEMS OF ROUTINE BUSINESS: MINUTES OF MEETINGS AND CORRESPONDENCE.
 10. Resolution #2008-042-10 entitled A RESOLUTION AUTHORIZING THE EXECUTION OF A REVISED INTERIM AGREEMENT FOR INFORMATION TECHNOLOGY SERVICES WITH NEW JERSEY BUSINESS SYSTEMS, INC.
 11. Resolution #2008-042-11 entitled A RESOLUTION AUTHORIZING THE EXECUTION OF A REVISED INTERIM AGREEMENT FOR INFORMATION TECHNOLOGY SERVICES WITH INTEG NETWORK SOLUTIONS.
 12. Resolution #2008-042-12 entitled AUTHORIZING PURCHASE OF 2008 DODGE DURANGO FOR THE BORDENTOWN TOWNSHIP POLICE DEPARTMENT.
 13. Resolution #2008-042-13 entitled A RESOLUTION AWARDING REVALUATION CONTRACT TO APPRAISAL SYSTEMS, INC.
 14. Resolution #2008-042-14 entitled A RESOLUTION APPOINTING SOCKLER REALTY SERVICES GROUP, INC., AS APPRAISER FOR TAX APPEAL.
 15. Resolution #2008-042-15 entitled AMENDING RESOLUTION #2008-5-11 ENTITLED ESTABLISHING A CHARGE FOR RETURNED CHECKS.
 16. Resolution #2008-042-16 entitled REDUCTION OF PERFORMANCE GUARANTEE WITH RESPECT TO ALSTARZ RESTAURANT & SPORTS BAR, BLOCK 57, LOTS 12 & 17.

17. Resolution #2008-042-17 entitled RELEASE OF PERFORMANCE GUARANTEE WITH RESPECT TO COMMONS II, CLIFTON MILLS, PHASE 1, SECTION 5, BLOCK 93, LOT 1.01.
 18. Resolution #2008-042-18 entitled AUTHORIZING YEAR 2008 TEMPORARY EMERGENCY APPROPRIATION (N.J.S.A. 40A:4-20).
 19. Resolution #2008-042-19 entitled AUTHORIZING 2008 BUDGET APPROPRIATION RESERVE TRANSFERS (N.J.S.A. 40A:4-59).
 20. Resolution #2008-042-20 entitled RESOLUTION TO AMEND RESURFACING IMPROVEMENTS TO BONNIE LANE PROJECT WITH ARAWAK PAVING AND TO APPROVE CHANGE ORDER NO. 1.
 21. Resolution #2008-042-21 entitled APPROVING THE FY 2009 CE/R BUDGET, FACILITY USE SCALE AND COLA INCREASE FOR CE/R DIRECTOR.
 22. Resolution #2008-042-22 entitled APPROVING RAFFLE LICENSE #RL:295.
 23. Resolution #2008-042-23 entitled APPROVING RAFFLE LICENSE #RL:296.
 24. Resolution #2008-042-24 entitled APPROVING RAFFLE LICENSE #RL:297.
 25. Public Hearing on Ordinance #2008-2 entitled AN ORDINANCE AUTHORIZING A SPECIAL EMERGENCY APPROPRIATION PURSUANT TO N.J.S.A. 40A:4-53(a) FOR THE PREPARATION AND EXECUTION OF A COMPLETE PROGRAM OF REVALUATION OF REAL PROPERTY FOR THE TOWNSHIP OF BORDENTOWN, IN THE COUNTY OF BURLINGTON, NEW JERSEY.
 26. Consideration of Adoption of Ordinance #2008-2 entitled AN ORDINANCE AUTHORIZING A SPECIAL EMERGENCY APPROPRIATION PURSUANT TO N.J.S.A. 40A:4-53(a) FOR THE PREPARATION AND EXECUTION OF A COMPLETE PROGRAM OF REVALUATION OF REAL PROPERTY FOR THE TOWNSHIP OF BORDENTOWN, IN THE COUNTY OF BURLINGTON, NEW JERSEY.
 27. Township Committee discussion of NJDOT's Federal Aid Safe Routes to School Program Grant.
 28. Township Committee discussion of FY 2008 NJDOT Trust Fund, Reconstruction of Forsgate Lane.
 29. Township Committee discussion of scheduling date for Fourth of July celebration.
 30. Public Participation.
- Questions, comments or statements from members of the public in attendance.
31. Any additional matters or correspondence to be reviewed, discussed or acted upon at the discretion of the Township Committee.

32. 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 #2008-042-

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 11, 2008, 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.

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 11, 2008.

COLLEEN M. ECKERT, RMC, TWP. CLERK

02/11/08

RESOLUTION #2008-042-

APPROVING THE TRANSACTION OF ITEMS OF ROUTINE BUSINESS: MINUTES OF MEETINGS AND CORRESPONDENCE

BE IT RESOLVED by the Township Committee of the Township of Bordentown that the minutes of the Township Committee Closed Session Meeting of January 28, 2008, 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 items of correspondence are to be received and/or acted upon:

- a. Memorandum to Len Klepner, Administrator, from Werner B. Nitschmann, Director of Community Development, dated February 6, 2008, regarding Reduction of Performance Guarantee, Alstarz Sports Bar, Block 57, Lots 12 and 17.
- b. Memorandum to Len Klepner, Administrator, from Werner B. Nitschmann, Director of Community Development, dated February 6, 2008, regarding Performance Guarantee Release, Commons II, Clifton Mill, Farmington Court, Phase 1, Section 5, Block 93, Lot 1.01.

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 11, 2008.

COLLEEN M. ECKERT, RMC, TWP. CLERK

02/11/08

RESOLUTION #2008-042-21

APPROVING THE FY 2009 CE/R BUDGET AND FACILITY USE FEE SCALE

WHEREAS, Article 9 of the CE/R bylaws state that individual governing bodies can vote separately to adopt the CE/R budget and facility use fee scale; and

WHEREAS, the Township Committee of the Township of Bordentown has received the FY 2009 CE/R budget;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Bordentown that the FY 2009 CE/R budget and facility use fee scale are hereby approved.

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 11, 2008.

COLLEEN M. ECKERT, RMC, TWP. CLERK

02/11/08

RESOLUTION #2008-042-

AMENDING RESOLUTION #2008-5-11 ENTITLED ESTABLISHING A CHARGE FOR RETURNED CHECKS

WHEREAS, the various departments of Township government accept personal or business checks as legal tender when payments to the Township are required; and

WHEREAS, at various times checks deposited by the Township are returned when there are insufficient funds in the account or accounts maintained by the maker of the check with the result that additional accounting and time is required by Township employees to rectify the deficit resulting from the returned or protested check, and further resulting in additional costs to the Township;

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Bordentown that it does hereby establish a service charge in the amount of \$20.00 for each check received and deposited by the Township that is returned due to insufficient funds determined by the Township's depository at the time the checks are returned; and

BE IT FURTHER RESOLVED that said service charge shall be assessed by all Township officials and employees authorized to receive payments against the maker of each returned check in addition to reimbursement to the Township of the amount of the returned check and any other charges that may be applicable resulting from the status of the check being returned.

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 11, 2008.

COLLEEN M. ECKERT, RMC, TWP. CLERK

02/11/08

RESOLUTION #2008-042-

AUTHORIZING YEAR 2008 TEMPORARY EMERGENCY APPROPRIATION (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 2008 budget and no adequate provision has been made in the 2008 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 2008 pursuant to the provisions of Chapter 96, P.L. 1951 (N.J.S.A. 40A:4-20) including this resolution total \$1,823,957.49;

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 \$6,000 as follows:

Auditing Services	
Other Expense	\$4,000.00
Compliance Fire Inspection Services	
Other Expense	\$2,000.00

2. Said emergency temporary appropriations will be provided for in the 2008 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 11, 2008.

COLLEEN M. ECKERT, RMC, TWP. CLERK

02/11/08

**A RESOLUTION APPOINTING SOCKLER REALTY SERVICES GROUP, INC.
AS APPRAISER FOR TAX APPEAL.**

RESOLUTION No. 2008 – 042-

WHEREAS, the Township Committee of the Township of Bordentown has received two appraisal proposals for the tax appeal involving Block 1.02, Lots 9, 10, 11, and 20 and Block 1.02, Lot 3, in the Township of Bordentown; and

WHEREAS, the Township Committee of the Township of Bordentown has reviewed these proposals and solicited the views of the relevant Township professionals in this area.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Bordentown that Sockler Realty Services Group, Inc., is hereby appointed the appraiser for this tax appeal; and

BE IT FURTHER RESOLVED that the Mayor is fully authorized to execute a professional-services agreement with Sockler Realty Services Group, Inc., in conformity with the terms set forth in its November 15, 2007 proposal.

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 11, 2008.

COLLEEN M. ECKERT, RMC, TWP. CLERK

02/11/08

A RESOLUTION AWARDING REVALUATION CONTRACT TO APPRAISAL SYSTEMS, INC.

RESOLUTION No. 2008 – 042

WHEREAS, the Township Committee of the Township of Bordentown has, in conformity with *N.J.S.A. 40A:11-1 et seq.*, publicly advertised for bids regarding the revaluation of real property in the municipality; and

WHEREAS, the Township Committee of the Township of Bordentown was dissatisfied with the responses received after the first Request for Proposals was responded to; and

WHEREAS, the Township Committee of the Township of Bordentown decided that the best interests of the municipality would be served with a second solicitation of bids for this project; and

WHEREAS, the Township Committee of the Township of Bordentown has reviewed the two bids submitted in response to the second Request for Proposals, one from Appraisal Systems, Inc., the other from Certified Evaluators, Inc.; and

WHEREAS, the Township Committee of the Township of Bordentown acknowledges that Certified Evaluators, Inc., has the lower of the two bids with respect to price; and

WHEREAS, the Township Committee of the Township of Bordentown has, in conformity with *N.J.S.A. 40A:11-6.1(b)*, concluded that the proposal of Appraisal Systems, Inc., is the most advantageous with respect to price and other factors considered; and

WHEREAS, the Township Committee of the Township of Bordentown considered such other factors as performance in other municipalities, particularly with respect to the volume of citizen complaints and of appeals; and

WHEREAS, the Township Committee of the Township of Bordentown has concluded, based on its review of the entirety of the submissions and the recommendation of its professionals, that the award of the contract for revaluation to Appraisal Systems, Inc., advances the public good of the Township of Bordentown.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Bordentown that the revaluation contract for 2008 is hereby awarded to **APPRAISAL SYSTEMS, INC.**;

BE IT FURTHER RESOLVED that the Township Committee of the Township of Bordentown hereby authorizes the Mayor to execute any and all agreements to finalize this award.

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 11, 2008.

COLLEEN M. ECKERT, RMC, TWP. CLERK

RESOLUTION #2008-042-

AUTHORIZING PURCHASE OF 2008 DODGE DURANGO FOR THE BORDENTOWN TOWNSHIP
POLICE DEPARTMENT

WHEREAS, there is a need to purchase a new vehicle for the Bordentown Township Police Department; and

WHEREAS, this vehicle can be purchased through State Contract #A70852; and

WHEREAS, the Township of Bordentown was awarded a grant administered by the Burlington County Office of Emergency Management for Homeland Security in which the purchase of this vehicle will be funded; and

WHEREAS, funds are available as evidenced by the attached Chief Financial Officer's Certification of Availability of Funds;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Bordentown as follows:

1. The Township Administrator is hereby authorized to approve and forward a purchase order to Warnock Motor Sales, Inc., DBA Warnock Chevrolet Geo, 175 Route 10, East Hanover, NJ 07936-0524, for the purchase of one (1) 2008 Dodge Durango, in the amount of \$23,618.80.

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 11, 2008.

COLLEEN M. ECKERT, RMC, TWP. CLERK

02/11/08

RESOLUTION #2008-042-

AUTHORIZING 2008 BUDGET APPROPRIATION RESERVE TRANSFERS (N.J.S.A. 40A:4-59)

WHEREAS, various 2007 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 2007 budget in the last two months of 2007; 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 \$12,200 be made between the 2007 Budget Appropriation Reserves as follows:

APPROPRIATION RESERVE TRANSERS FEBRUARY 11,
2008

	FROM	TO
ASSESSMENT TAXES		
OTHER EXPENSE		4,100.00
SOLID WASTE COLLECTION		
OTHER EXPENSE		1,500.00
NATURAL GAS		
OTHER EXPENSE		300.00
TELEPHONE		
OTHER EXPENSE		6,300.00
PETROLEUM PRODUCTS		
OTHER EXPENSE	12,200.00	
	12,200.00	12,200.00

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 11, 2008.

COLLEEN M. ECKERT, RMC, TWP. CLERK

RESOLUTION #2008-042-20

RESOLUTION TO AMEND RESURFACING IMPROVEMENTS TO BONNIE LANE PROJECT
WITH ARAWAK PAVING AND TO APPROVE CHANGE ORDER NO. 1

WHEREAS, the Township Committee awarded a contract to Arawak Paving, for the purpose of performing certain work and services with respect to the resurfacing improvements to Bonnie Lane in the Township of Bordentown; and

WHEREAS, Remington, Vernick and Arango Engineers, the Township's agent responsible for supervising the project as aforesaid, for the Township of Bordentown, has advised the Township Committee that the existing contract amount should be increased to reflect the increased quantity of material necessary to complete the project by Arawak Paving; and

WHEREAS, N.J.A.C. 5:30-14.4 provides that the Governing Body may authorize changes orders and amend contracts in accordance with the procedures set forth in said regulations; and

WHEREAS, the Township Committee has reviewed the aforementioned request and desires to act favorably with respect to same and to amend the contract accordingly and to approve the change order;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Bordentown, in the County of Burlington and State of New Jersey, as follows:

1. That the Township Committee, for the aforementioned reasons, hereby amends the aforementioned contract and increases the contract price by \$988.31 and the amended total \$78,888.31 in accordance with the terms and conditions of the aforementioned certification and correspondence and request being attached hereto as Exhibit A and made part hereof by reference hereto.
2. That the Township Committee hereby directs the Township Mayor and Clerk to execute any and all documents necessary to effectuate the terms of this resolution and which are prepared by or reviewed by the Township Attorney.

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 11, 2008.

COLLEEN M. ECKERT, RMC, TWP. CLERK

02/11/08

TOWNSHIP COMMITTEE MEETING

CLOSED SESSION

FEBRUARY 11, 2008

(CONTRACT NEGOTIATIONS, PERSONNEL, LITIGATION)

1. Open Space Contract Matter.
2. Third Party Billing Contract Matter.
3. Construction Office Personnel Matter.
4. Police Department Personnel Matter.
5. Criminal Justice Investigation (Potential Litigation).

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.

RESOLUTION #2008-042-21A

RESOLUTION AUTHORIZING (3%) THREE PERCENT COLA FOR CE/R DIRECTOR

BE IT RESOLVED by the Township Committee of the Township of Bordentown that it does hereby authorize a (3%) three percent COLA for the CE/R Director for FY 2009.

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 11, 2008.

COLLEEN M. ECKERT, RMC, TWP. CLERK

02/11/08