TOWNSHIP COMMITTEE MINUTES
REGULAR MEETING
MAY 9, 2022

PRESENT: Mayor Stephen Benowitz
Committeeman Eric Holliday
Committeeman James Kostoplis

ABSENT: Deputy Mayor Eugene Fuzy
Committeewoman Aneka Miller

Mayor Benowitz called the meeting to order at 6:30 PM. The meeting was held in the Meeting Room/Courtroom at 1 Municipal Drive.

Roll Call was taken by Township Clerk Carrington.

Resolution 2022-5-9 entitled **RESOLUTION TO MEET IN CLOSED EXECUTIVE SESSION** moved by Committeeman Holliday and seconded by Committeeman Kostoplis. Voice Vote – Motion Carried. Deputy Mayor Fuzy attended the meeting remotely by phone.

The closed executive session ended at approximately 7:31 PM via a motion made by Committeeman Holliday and seconded by Committeeman Kostoplis. Voice Vote – Motion Carried.

At 7:34 PM, the Mayor led a salute to the flag and a moment of silence.

Township Clerk Carrington read the following Open Public Meeting Announcement:

> This meeting is called pursuant to the provisions of the Open Public Meeting Act. Adequate and electronic notice of this meeting has been provided. The notice of the 2022 meeting schedule was sent to the *Burlington County Times* and *The Times* on January 12, 2022 and subsequently published by the *Burlington County Times* on January 17, 2022. The notice has been, and remains, posted on the Township website and the bulletin boards in the Municipal Building. A copy of the notice is also on file in the Township Clerk's office to be made available to the public upon request. The proceedings of this public meeting are being electronically recorded.

Mayoral Proclamation: Mayor Benowitz read a proclamation into the record which declared May as Older Americans Month.

Correspondence: None.

Administrative Review: Clerk Carrington stated that Resolutions #2022-133 and 134 are being added to the Agenda. Resolution #2022-133 is entitled RESOLUTION AMENDING THE 2022 CAPITAL BUDGET and Resolution #2022-134 is entitled RESOLUTION AUTHORIZING THE APPLICATION FOR TREATMENT WORKS APPROVAL FOR VOADV PROPERTY INC. FOR BLOCK 140, LOT 5.02 and BLOCK 140.01, LOTS 1.02 and 2.01. This we will be added following Agenda Item No. 10.

Consent Agenda:

Resolution #2022-125	ESTABLISHING SALARIES FOR CERTAIN OFFICIALS AND EMPLOYEES OF THE TOWNSHIP OF BORDENTOWN
Resolution #2022-126	RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION N.J.S.A. 40A:4-87

Resolution #2022-127	RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF BORDENTOWN, COUNTY OF BURLINGTON, STATE OF NEW JERSEY APPROVING THE AMENDED AFFORDABLE HOUSING SPENDING PLAN
Resolution #2022-128	RESOLUTION ACCEPTING THE PROPOSAL FROM TUREK CONSULTING LCC FOR VAPOR INTRUSION SYSTEM MAINTENANCE AND REPAIR AT 262 CROSSWICKS ROAD
Resolution #2022-129	RESOLUTION ACCEPTING THE RESIGNATION OF EMS SUPERVISOR ROSEMARIE GYENGE
Resolution #2022-130	RESOLUTION APPOINTING ACTING EMERGENCY MEDICAL SERVICES SUPERVISOR
Resolution #2022-131	APPROVING ROUTINE BUSINESS: PAYMENT OF BILLS

Committeeman Holliday made a motion to open the Consent Agenda items (Resolution #2022-125 through 2022-131) for public comment; seconded by Committeeman Kostoplis. Voice Vote – Motion Carried. There being no public comment, Committeeman Holliday made a motion to close the Consent Agenda to public comment; seconded by Committeeman Kostoplis. Voice Vote – Motion Carried.

Committeeman Holliday made a motion to adopt the Consent Agenda; seconded by Committeeman Kostoplis. Roll Call Vote:

AYE: Committeeman Holliday, Committeeman Kostoplis, Mayor Benowitz
NAY: None

Committeeman Holliday made a motion to adopt **Resolution #2022-132** entitled **RESOLUTION AUTHORZING THE EXECUTION OF AN AGREEMENT BETWEEN THE TOWNSHIP OF BORDENTOWN AND THE BURLINGTON COUNTY PROFESSIONAL FIREFIGHTERS ASSOCIATION OF FIREFIGHTERS, I.A.F.F. LOCAL 3091, AFL-CIO, CLC FOR THE BORDENTOWN EMERGENCY MEDICAL TECHNICIANS**; seconded by Committeeman Kostoplis. Roll Call Vote:

AYE: Committeeman Holliday, Committeeman Kostoplis, Mayor Benowitz
NAY: None

Committeeman Holliday made a motion to adopt **Resolution #2022-133** entitled **RESOLUTION AMENDING THE 2022 CAPITAL BUDGET**; seconded by Committeeman Kostoplis. Roll Call Vote:

AYE: Committeeman Holliday, Committeeman Kostoplis, Mayor Benowitz
NAY: None

Committeeman Holliday made a motion to adopt **Resolution #2022-134** entitled **RESOLUTION AUTHORIZING THE APPLICATION FOR TREATMENT WORKS APPROVAL FOR VOADV PROPERTY INC. FOR BLOCK 140, LOT 5.02 and BLOCK 140.01, LOTS 1.02 and 2.01**; seconded by Committeeman Kostoplis. Roll Call Vote:

AYE: Committeeman Holliday, Committeeman Kostoplis, Mayor Benowitz
NAY: None

Introduction of Ordinance #2022-08 entitled **AN ORDINANCE OF THE TOWNSHIP OF BORDENTOWN, IN THE COUNTY OF BURLINGTON, NEW JERSEY, PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS AND RELATED EXPENSES IN AND FOR THE TOWNSHIP AND APPROPRIATING $20,000,000 FOR SAID PURPOSES; AUTHORIZING**

THE ISSUANCE OF $19,045,000 PRINCIPAL AMOUNT OF OBLIGATIONS OF THE TOWNSHIP TO FINANCE SAID PURPOSES; AND PROVIDING FOR OTHER MATTERS RELATING THERETO

Clerk Carrington stated that Chief Financial Officer Finger provided the required Supplemental Debt Statement. Committeeman Holliday made a motion to introduce Ordinance #2022-08; seconded by Committeeman Kostoplis. Roll Call Vote:

AYE: Committeeman Holliday, Committeeman Kostoplis, Mayor Benowitz
NAY: None

The public hearing will be held on May 22, 2022.

Business: None.

Administrator's Report

Administrator Theokas stated that the plastic bag ban has begun in New Jersey. The Township purchased through its Clean Communities funds reusable cloth bags. Residents can pick up their bags from the Recycling Center, Tax Office or Clerk's Office. At this time, each household is eligible for one bag. Shredder day was rescheduled to Saturday, July 9 due to Saturday's bad weather. A survey has been distributed by email and by social media to solicit ideas for the new Waterfront park being developed. The results will be shared with NJ DCA.

The Township is advertising to hire a new Laborer in its Public Works Department. A new Township representative to the Bordentown Sewerage Authority is being sought to replace Len de Groot who recently resigned. Interested candidates should contact the Clerk's Office.

Township Committee Liaison Reports

Committeeman Holliday, Committeeman Kostoplis and Mayor Benowitz gave reports.

Public Participation

Committeeman Holliday made a motion to open the meeting for public participation; seconded by Committeeman Kostoplis. Voice Vote – Motion Carried.

CHRISTINE NUCERA, 11 GERMANTOWN ROAD commented that she is a concerned citizen regarding the matter of Chief Pesce. She understands that it is an open investigation and cannot be commented on; however, she wanted to express her concerns. She stated that the Township has been very quiet about the matter where members of the community have called for Chief Pesce's resignation. She questioned his restricted duty status when other police officers in the State have been placed on Administrative Leave. She stated that there is only one Chief of Police so she wonders if he can perform his duties. She wondered if Hamilton Police were handling the matter appropriately. She seeks transparency as she is concerned about corruption.

There being no further public comment, Committeeman Holliday made a motion to close the meeting for public participation; seconded by Committeeman Kostoplis. Voice Vote – Motion Carried.

At 8:10 PM, Committeeman Holliday made a motion to return to Executive Session; seconded by Committeeman Kostoplis. Voice Vote – Motion Carried. It was noted that no action will be take upon the return to public session.

Committeeman Holliday made a motion to close the Executive Session and reopen to the public at 8:37 PM; seconded by Committeeman Kostoplis. Voice Vote – Motion Carried.

Committeeman Holliday made a motion to adjourn the meeting at 8:38 PM; seconded by Committeeman Kostoplis. Voice Vote – Motion Carried.

_____

MARIA CARRINGTON, RMC/CMR
TOWNSHIP CLERK

TOWNSHIP OF BORDENTOWN
RESOLUTION 2022-5-9

RESOLUTION TO MEET IN CLOSED EXECUTIVE SESSION

WHEREAS, the Open Public Meetings Act, P.L. 1975, Chapter 231 permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, the Township Committee of the Township of Bordentown wishes to discuss:

- Collective Bargaining Agreements
- Personnel
- Acquisition of Real Property
- Attorney-Client Privilege/Contract Negotiations – Shared Services

WHEREAS, minutes of the closed session will be kept and not be made public until the above matters no longer require confidentiality.

BE IT RESOLVED by the Township Committee of the Township of Bordentown that it does hereby exclude the public to meet in Closed Executive Session for the purpose of discussing the above matters. No formal action will be taken while in closed session.

Office of the Mayor
Township of Bordentown
Proclamation

WHEREAS, in April of the year, 1963, during a meeting between former President, John F. Kennedy and members of the National Council of Senior Citizens led to designating **"May"** as Senior Citizen's Month or Older Americans Month; and

WHEREAS, the Older Americans Act, (OAA), was enacted in 1965 and supports a range of home and community-based services such as Meals-on Wheels, nutrition programming, in home services, transportation, legal services, elder abuse and caregiver support; and

WHEREAS, the theme for this year, (2022), for Older Americans is **"Age My Way"** which gives opportunities for all of us to explore the many ways Older Americans can remain involved with their communities; and

WHEREAS, the Administration for Community Living, (ACL), is another example of an organization that leads the nation's observance of **"Older Americans Month"** and will be focusing on aging in place; focusing on how to stay in their homes being independent for as long as possible; and

WHEREAS, Older Americans themselves are a community of strength and our nation is stronger when they contribute their skills and be examples to our communities; it is imperative for Older Americans to continue connecting with others and this plays a vital role in their health and well-being; and

WHEREAS, we celebrate the key roles that senior citizen's play in sharing their great wealth of knowledge and experience that impacts today's society; we recognize and applaud the many outreach projects that senior citizens contribute to within our communities; calling to mind our own ***Bordentown Township Senior Citizen's Club*** that have worked endlessly giving to many causes and supporting many outreach projects through the year and years past since their formation.

I, THEREFORE, Mayor, Steve Benowitz, of the Township of Bordentown, County of Burlington and State of New Jersey, do hereby proclaim that the month of **May** be celebrated as **"Older American's Month"** and to encourage our residents to offer their heartfelt support and gratitude to one of the greatest resources in our community,(our seniors) and to observe the month highlighting the numerous contributions made by senior citizens.

Steve Benowitz
MAYOR

RESOLUTION #2022-125

ESTABLISHING SALARIES FOR CERTAIN OFFICIALS AND EMPLOYEES
OF THE TOWNSHIP OF BORDENTOWN

WHEREAS, on a meeting held by the Township of Bordentown Committee on April 25, 2022, the Township Committee of the Township of Bordentown adopted the 2022 Municipal Budget which included funds to increase salaries as deemed warranted; and

WHEREAS, the Township Committee of the Township of Bordentown has determined the 2022 compensation for individuals not represented by a union.

BE IT RESOLVED that in accordance with Ordinance #2022-04 which adopted salary ranges, the Township Committee does hereby establish the 2022 compensation rates for all non-union employees in the Township of Bordentown effective January 1, 2022 (unless otherwise noted) as follows:

EMPLOYEE	2022 SALARY	HOURLY RATE	
APPELMANN, PETE (EMERGENCY MGMT)	$15,000.00		Per Resolution 2021-37
BENCIVENGO, NICOLE		$24.48	
BUHRER, DEAN	$92,000.00		
CAPRITTI, SARAH	$76,500.00		Shared service stipend not included
CARRINGTON, MARIA	$85,000.00		
DIETRICH, DAVID	$73,706.10		
DZIURA, CYNTHIA	$54,002.50		
FINGER, LAURIE	$132,600.00		
FISHER, RACHEL		$21.09	1/1/22 to 3/20/22
FISHER, RACHEL		$21.37	Effective 3/21/22 per Resolution #2022-90
HANSELL, ERIN		$19.64	1/1/22 to 4/4/22
HANSELL, ERIN		$19.75	Effective 4/4/22 per Resolution #2021-232
HILL, KATHLEEN	$37,944.00		1/1/22 to 6/4/22
HILL, KATHLEEN	$45,680.00		Effective 6/5/22; Increase to 24 hours/week
HOUSTON, FRANCINE		$18.00	Started 4/18/22
LOPEZ, JEANNETTE		$20.88	Raised on 1/1/22 per Resolution #2021-164
MAUTE, MARCIE	$60,363.28		
MAUTE, MARCIE (CODE ENFORCEMENT)	$2,500.00		Started March 2022
MORAN, MICHELE	$57,500.00		
OPIELSKI, MEGHAN		$29.15	
RAO, SUMEDHA	$56,100.00		1/1/22 to 5/15/22
RAO, SUMEDHA	$57,500.00		Effective 5/15/22 per Resolution #2021-270
SALMONS, BOB	$102,937.18		
SAURO, ANGEL		$27.44	
SIEGLE, MARK	$98,940.00		
SPUNDARELLI, ADAM	$63,568.44		
THEOKAS, MICHAEL	$132,489.70		
WORBETZ, SHANNON		$19.89	
WOLVERTON, KIM		$21.04	

SLEO			
CROWELL, MATT		$31.22	
LEBAK, WAYNE		$26.53	
CROSSING GUARDS			
FLICKINGER, VALERIE		$15.92	
GALLO, MARY BETH		$15.92	
MANGUS, ROBERT		$15.92	
MILLER, KENNETH		$15.92	
CLEAN COMMUNITIES			
PLEW, ROGER		$16.00	
COMMITTEE MEMBERS			
BENOWITZ, STEPHEN	$4,555.38		
FUZY, EUGENE	$4,555.38		
HOLLIDAY, ERIC	$4,555.38		
KOSTOPLIS, JIM	$4,555.38		
MILLER, ANEKA	$4,555.38		
JUDGE			
MONTALTO, JOSEPH	$62,424.00		Per Resolution 2022-28
INSPECTORS			
BANYACKSKI, THOMAS		$40.80	
EVANS, TED		$35.00	Hired 2/7/22
SKALA, HENRY		$47.84	
KOPEC, FRANK		$45.48	

RESOLUTION #2022-126

RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION
N.J.S.A. 40A:4-87

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation for equal amount; and

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Bordentown, in the County of Burlington, State of New Jersey, hereby requests the Director of the Division of Local Government Services to approve the following:

1. The insertion of an item of revenue in the budget of the year 2022 in the sum of $8,750.00 which item is now available as revenue from the 2022 Distracting Driving Crackdown. U Drive. U Text. U Pay Grant.

2. A like sum of $8,750.00 is hereby appropriated under the caption of 2022 Distracting Driving Crackdown. U Drive. U Text. U Pay Grant.

BE IT FURTHER RESOLVED that the above is the result of funds from the Township of Bordentown in the amount of $8,750.00

RESOLUTION #2022-127

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF BORDENTOWN, COUNTY OF BURLINGTON, STATE OF NEW JERSEY APPROVING THE AMENDED AFFORDABLE HOUSING SPENDING PLAN

WHEREAS, on June 26, 2017 and June 11, 2019 the Township of Bordentown ("Township") signed a settlement agreement and an amended settlement agreement (respectively) with Fair Share Housing Center ("FSHC"), which established the Township's fair share obligation and preliminarily approved the Township's compliance mechanisms in accordance with the March 10, 2015 decision of the Supreme Court, which transferred responsibility to review and approve housing elements and fair share plans from the Council on Affordable Housing ("COAH") to designated Mount Laurel trial judges within the Superior Court; and

WHEREAS, pursuant to the settlement agreement and amended settlement agreement with FSHC, the Township must implement a Spending Plan in accordance with N.J.A.C. 5:93-5.1, et. seq.; and

WHEREAS, the Township prepared a Spending Plan consistent with P.L.2008, c.46 COAH regulations and the settlement agreements entered into between the Township and FSHC; and

WHEREAS, on August 12, 2019 the Township adopted Resolution 2019-222 approving the Affordable Housing Spending Plan, dated August 2, 2019; and

WHEREAS, on December 10, 2019, the Township received a Conditional Judgment of Compliance and Repose from the Court subject to conditions, one of which being an amendment to the Township's Affordable Housing Spending Plan; and

WHEREAS, on August 10, 2020, the Township adopted Resolution 2020-194 approving an Amended Spending Plan, dated August 4, 2020; and

WHEREAS, on October 13, 2022, the Township adopted Resolution 2020-250 approving an Amended Spending Plan, dated September 29, 2020; and

WHEREAS, there has been progress with several of the affordable housing developments within the Township that warrants additional changes and amendments to the Township's Affordable Housing Spending Plan; and

WHEREAS, the Township desires to submit its 2022 Amended Spending Plan to the Court its review and approval.

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

1. That it hereby approves the Amended Spending Plan that is attached hereto as Exhibit A; and
2. That it authorizes its professionals to seek Court approval of the 2022 Amended Spending Plan, if necessary.

EXHIBIT A
SPENDING PLAN

TOWNSHIP OF BORDENTOWN

AMENDED AFFORDABLE HOUSING TRUST FUND SPENDING PLAN

August 4, 2020
Approved by Township Committee August 10, 2020
Amended April 27, 2022, and Approved by the Township Committee May 9, 2022

Township of Bordentown
Burlington County, New Jersey

Prepared By:

Heyer, Gruel & Associates
Community Planning Consultants
236 Broad Street, Red Bank, NJ 07701
(732) 741-2900

The original of this report was signed and
sealed in accordance with N.J.S.A. 45:14A-12

Susan S. Gruel, P.P. #1955

M. McKinley Mertz, AICP, P.P. #6368

Contents

INTRODUCTION 3
1. REVENUES FOR CERTIFICATION PERIOD 4
(a) Development fees 4
(b) Payment in lieu (PIL) 5
(c) Other funding sources 5
(d) Projected interest 5
(e) Projected Revenues 5
2. ADMINISTRATIVE MECHANISM TO COLLECT AND DISTRIBUTE FUNDS 6
(a) Collection of development fee revenues: 6
(b) Distribution of development fee revenues: 6
(c) Collection and distribution of barrier free funds: 6
3. DESCRIPTION OF ANTICIPATED USE OF AFFORDABLE HOUSING FUNDS 7
(a) New Construction Programs and Projects (N.J.A.C. 5:93-8.16) 7
(b) Affordability Assistance (N.J.A.C. 5:93-8.16) 9
(c) Administrative Expenses (N.J.A.C. 5:93-8.16) 11
4. EXPENDITURE SCHEDULE 13
5. EXCESS OR SHORTFALL OF FUNDS 14
SUMMARY 14

Attachments

Attachment A: 2019 Letter from Volunteers of America Delaware Valley

Attachment B: 2020 Consent Order Approving Trust Fund Expenditures for VOA I

Attachment C: Affordability Assistance Program Manual

INTRODUCTION

The Township of Bordentown, Burlington County has prepared and adopted a Housing Element and Fair Share plan that addresses its regional fair share of the affordable housing need in accordance with the Municipal Land Use Law (N.J.S.A. 40:55D-1 et seq.) and the Fair Housing Act (N.J.S.A. 52:27D-301). The Township received a Prior Round Judgment of Compliance and Repose (JOR) on August 16, 2000 and a Third Round JOR on September 20, 2006, both issued by the New Jersey Superior Court. A third court Order was issued on May 9, 2012 granting the Township continued immunity and repose from Mount Laurel litigation. On August 27, 2020, the Township of Bordentown was granted a final Judgment of Compliance and Repose, enjoying repose up to and until July 2, 2025, from all Mount Laurel lawsuits, including, but not limited to, Builders' Remedy lawsuits, except for actions brought to enforce the terms of the FSHC Settlement Agreement and Amendment. The Township has consistently and voluntarily remained under the jurisdiction of the Court.

Even though Bordentown has remained under the Court, the Township continued to submit their Development Fee Ordinance and Spending Plan to COAH for approval. Bordentown adopted its first Development Fee ordinance on April 7, 1998. The ordinance was approved by COAH on August 16, 2000. The Township updated its Development Fee Ordinance in 2008 (via Ordinance 2008-23) to reflect the changes required by COAH. The updated Development Fee Ordinance was approved by COAH on March 19, 2010. The Township prepared an amended Development Fee Ordinance that was adopted by the Township Committee on August 12, 2019. This revised Development Fee Ordinance brings the ordinance up to current standards.

Bordentown's first Spending Plan was prepared and approved by COAH on October 26, 2006. A subsequent Spending Plan was approved by COAH on October 30, 2007. As part of the Township's current efforts to address their fair share of the affordable housing need, another Spending Plan was prepared and adopted by the Township on August 12, 2019 via Resolution 2019-222. The Spending Plan was once again amended on August 4, 2020 and approved by the Township Committee on August 10, 2020 ("2020 Spending Plan") to address additional conditions. This 2022 Spending Plan supersedes all prior Spending Plans.

Since the time of the 2020 Spending Plan, which relied on 2019 trust fund data, the Township has collected an additional $2.7 million in development fees and interest and has spent $1.7 million between administrative expenses, housing activity, and affordability assistance. Since the inception of the trust fund in 1998, the Township had collected a total of $6.1 million in development fees, payments in lieu of construction, interest, and other income. Bordentown has spent a total of $3.9 million on administrative costs, housing activity, and affordability assistance. In accordance with the January 2022 bank statement

for the trust fund account, the January 31, 2022 ledger balance was $2,365,445.28.[1] This Spending Plan balances to the Bank of America January 31, 2022 bank statement.

All development fees, payments in lieu of constructing affordable units on site, interest generated by the fees as well as any other source of income are deposited into this separate, interest-bearing affordable housing trust fund for the purposes of affordable housing. These funds shall be spent in accordance with N.J.A.C. 5:93, or applicable regulations, as described in the sections that follow.

In accordance with the settlement agreement with Fair Share Housing Center (FSHC) executed on June 26, 2017 and as amended June 11, 2019, the expenditures of funds contemplated under the FSHC agreement constitute a "commitment" for expenditure pursuant to N.J.S.A. 52:27D-329.2 and -329.3, with the four-year time period for expenditure designated pursuant to those provisions beginning to run with the entry of a final judgment approving this settlement in accordance with the provisions of In re Tp. Of Monroe, 442 N.J. Super. 565 (Law Div. 2015) (aff'd 442 N.J. Super. 563). Upon approval of this Spending Plan, the Township shall provide an annual Mount Laurel Trust Fund accounting report to the New Jersey Department of Community Affairs, Council on Affordable Housing, Local Government Services, or other entity designated by the State of New Jersey, with a copy provided to FSHC and posted on the municipal website, using forms developed for this purpose by DCA, COAH, or LGS.

This Amended Spending Plan is submitted to the Superior Court of New Jersey for approval to expend all current and future affordable housing trust fund monies, as necessary, that will contribute to the development of new affordable housing units.

1. REVENUES FOR CERTIFICATION PERIOD

To calculate a projection of revenue anticipated during the period of Third Round "Substantive Certification," the Township of Bordentown considered the following:

(a) Development fees

1. Residential and nonresidential projects which have had development fees imposed upon them at the time of preliminary or final development approvals;
2. All projects currently before the planning and zoning boards for development approvals that may apply for building permits and certificates of occupancy; and
3. Future development that is likely to occur based on historical rates of development.

[1] The income and expenditures were calculated by our office based on the Township's account transitions going back to 2015, and the Township's CTM system going from 1998 to 2014. There is an existing discrepancy from when the CTM data ended in 2014 and the Township account data began in 2015. This has not changed in any version of the Spending Plan. The discrepancy represents 0.2% of the total funds collected and is within a reasonable margin of error considering the available records.

(b) Payment in lieu (PIL)

Actual and committed payments in lieu (PIL) of construction from developers.

(c) Other funding sources

Funds from other sources, including, but not limited to, the sale of units with extinguished controls, repayment of affordable housing program loans, rental income, proceeds from the sale of affordable units.

(d) Projected interest

Interest on the projected revenue in the municipal affordable housing trust fund at the current average interest rate.

(e) Projected Revenues

Projected Revenues – Housing Trust Fund – 2022 through 2025						
SOURCE OF FUNDS	Trust Fund Balance as of 01/31/2022*	2022	2023	2024	2025	Total Revenue
Current Balance	$2,365,445.28	-	-	-	-	$2,365,445.28
(a) Projected Development Fees:						
1. General	-	$320,000	$320,000	$320,000	$320,000	*$1,280,000*
(d) Interest	-	$416	$416	$416	$416	*$1,664*
Total	$2,365,445.28	*$320,416*	*$320,416*	*$320,416*	*$320,416*	***$3,647,109.28***

*Balance represents the bank statement for January 31, 2022

To calculate the projection of revenue anticipated from the general development fees, 13 years (2008 through October 2021) of construction data (for both residential and non-residential construction) for the Township, acquired from the New Jersey Department of Community Affairs, was examined. The historic activities of Township's existing affordable housing trust fund were also analyzed.

The Township projects a total of $1,280,000 will be collected between January 26, 2022 and December 31, 2025. An additional $1,664 in interest is projected to be earned through 2025. Interest calculations are based on a historic average of the interest earned in the Township's trust fund. All interest earned on the account shall accrue to the account to be used only for the purposes of affordable housing. In conjunction with the existing trust fund balance, the Township projects a total of $3,647,109.28 through December 31, 2025.

2. ADMINISTRATIVE MECHANISM TO COLLECT AND DISTRIBUTE FUNDS

The following procedural sequence for the collection and distribution of development fee revenues shall be followed by the Township of Bordentown:

(a) Collection of development fee revenues:

Collection of development fee revenues shall be consistent with Bordentown's development fee ordinance for both residential and non-residential developments.

(b) Distribution of development fee revenues:

The Administrative Agent and the Municipal Housing Liaison will manage the projects outlined in this Spending Plan and the Housing Element and Fair Share Plan.

The release of funds requires the adoption of a resolution by the governing body. Once a request is approved by resolution, the Chief Financial Officer releases the requested revenue from the trust fund for the specific use approved in the governing body's resolution.

(c) Collection and distribution of barrier free funds:

Collection and distribution of barrier free funds shall be consistent with the Township's Affordable Housing Ordinance (Chapter 25 Section 1100 of the Township's General Code) and in accordance with applicable regulations. A process describing the collection and distribution procedures for barrier free escrow is detailed within the Township's Affordable Housing Ordinance.

3. DESCRIPTION OF ANTICIPATED USE OF AFFORDABLE HOUSING FUNDS

The following sections represent the anticipated affordable housing expenditures within the Township of Bordentown, that will utilize trust fund monies.

(a) New Construction Programs and Projects (N.J.A.C. 5:93-8.16)

Additional information on each of the below programs and projects can be found in the Housing Element and Fair Share Plan.

VOA II

The Township will contribute $1,000,000 to implement the proposed 100% affordable development. VOA II is anticipated to produce 65 affordable family rental units. Of the $1,000,000, $550,000 will go toward new construction and $450,000 will go toward affordability assistance for the 9 required very low-income units. See the affordability assistance section.

Habitat for Humanity - Block 66 Lots 12.02, 13, and 14

The Township will dedicate an additional $70,000 to Habitat for Humanity for the engineering costs associated with the subdivision of the property.

Previously, the Township allocated funding as follows:

On June 24, 2019, the Township adopted Ordinance 2019-10 authorizing the purchase of the property located at 179 and 181 Crosswicks Road, known as Block 66 Lots 13 and 14. In 2019, the Township expended $249,091.23 from its trust fund to purchase Lots 13 and 14. On March 23, 2020 the Township Committee passed Ordinance 2020-08 approving funding totaling $265,000 for the purchase of 183 Crosswicks Road, known as Block 66 Lot 12.02. The funds were expended from the account on April 13, 2020. The Township expended funds in March and April 2021 for the demolition of the existing improvements on the sites. The 2020 Spending Plan also approved $15,000 from the trust fund for subdivision fees.

On February 24, 2021, the Township and Habitat for Humanity entered into an Affordable Housing Agreement stating that Habitat for Humanity would develop the site with 8 to 10 affordable units. On October 14, 2021, the Planning Board via Resolution P-2021-24 approved Block 66, Lots 12.02, 13, and 14 for preliminary and final major subdivision and site plan.

In December 2021, the Township passed Resolution 2021-295 authorizing the execution of an amendment to the Agreement with Habitat for Humanity to authorize additional funds for site work associated with the development. The amendment was executed by the Township on December 14, 2021, and by Habitat for Humanity on January 4, 2022. The amendment provides for $150,000 to be held by Habitat in a restricted account for disbursement associated with the site work. The $150,000 was issued to Habitat for Humanity

on January 25, 2022, but as of January 31, 2022, the check has not yet cleared and the money remained in the trust fund.[2] Additional funds may be withdrawn from the trust fund in the event the cost to complete the sitework exceeds $150,000 but in no event shall the amount exceed $300,000.

Additional smaller expenses have included funding for asbestos surveys, relocation costs, application fees (for Planning Board, sewer service, and water service), architectural fees, and traffic engineering fees. In addition to the outstanding $150,000, checks in the amounts of $2,050 and $770 were issued on January 25, 2022, for an application to Burlington County Soil and architectural fees, respectively. It is expected that all three checks ($150,000, $2,050, and $770) will clear by the end of March 2022. Including those three outstanding checks, the Township has expended $798,382.61 on the Habitat for Humanity development.

Market-to-Affordable

The Township will implement a market-to-affordable program to subsidize the conversion of 11 to 17 apartments into affordable, deed restricted units that will comply with COAH's regulations and the Uniform Housing Affordability Controls. As a component of the Township's Housing Element and Fair Share Plan, an analysis was done of existing rental housing stock available in the Township. The Township will therefore dedicate $1,284,352.91 from its trust fund to deed restrict the 11 to 17 units as detailed in the Housing Element and Fair Share Plan.

[2] The $150,000 expenditure was issued while the Court Master was in the process of reviewing this Amended Plan. The Township is seeking Court approval retrospectively for this expenditure.

(b) Affordability Assistance (N.J.A.C. 5:93-8.16)

As per the requirements regarding the use of funds for affordability assistance laid out in N.J.A.C. 5:93-8.16, the Township is required to dedicate at least 30% of all development fees collected and interest earned to provide affordability assistance to low-, and moderate-income households. In addition, at least one-third of the affordability assistance shall be used to provide affordability assistance to very-low income households.

The calculation of available affordability assistance funds is performed by considering the lifetime of the trust fund. To project the funding amount that is dedicated to affordability assistance, all actual expenditures spent on new construction activities as well as any rehabilitation activities from the inception of the fund are subtracted from the sum of the actual and projected development fees and interest. That total is multiplied by 30% to determine the 30% requirement. The actual affordability assistance expenditures from inception of the fund are then subtracted from the overall 30% requirement. This final outcome is the total remaining funds that must be dedicated to affordability assistance for the period moving forward.

The Township of Bordentown has collected $6,129,367.35 in development fees and interest through January 31, 2022. The Township projects an additional $1,280,000 in development fees and $1,664 in interest through 2025. The Township has spent $1,986,148.73 on housing activities for new construction and $925,000 on affordability assistance.

VOA I Affordability Assistance

The affordability assistance payments were for the development of the VOA 1 property at Block 140 Lot 3.02 (100 Maud Booth Court). The development completed construction in 2019 and consists of a 69-unit 100% affordable development, including 64 age-restricted rental units and 5 special needs housing units. Thirty-nine (39) of the units are occupied by moderate-income households, 23 are occupied by low-income households, and 7 are occupied by very low-income households. The Township provided $400,000 to the project developer, Volunteers of America Delaware Valley (VOADV), to support building operations and tenants of the development while VOADV worked with various stakeholders and government agencies to design and approve a wastewater treatment plan for the site.

During the time period when the treatment plan was being developed, VOADV was required to pump and haul the site's wastewater to the Bordentown Sewage Authority at a cost that exceeded the original budget estimated in the pro forma. In a letter from VOADV to the Township, dated April 19, 2019 (attached as Attachment A), VOADV stated that without the gap funding of $400,000, they would be required to close the facility until the permanent wastewater system was in place due to the significant cost burden of the temporary wastewater pumping and hauling. The $400,000 subsidy allowed the units to stay affordable

and available to qualified households. Pursuant to N.J.A.C. 5:97-8.8(a)2, which authorizes affordability assistance in the form of a subsidy to developers of inclusionary or 100% affordable development, the Township is applying this $400,000 expenditure to its Affordability Assistance requirement. The funds came out of the trust fund in 2019.

The Township then expended $525,000 for unforeseen and necessary infrastructure upgrades, including rerouting its sewer line and the construction of a force main from the site into the Township's system. These funds were approved via Court Order dated June 10, 2020 (attached as Attachment B) and were expended on June 23, 2020.

Affordability Assistance Projection

Affordability Assistance		
Actual development fees collected, and interest earned through 1/31/2022*		$6,129,367.35
Projected Development Fees 2021-2025	+	$1,280,000.00
Projected Interest 2020-2025	+	$1,664.00
Less Housing Activity Through 1/31/2022 *(not including any affordability assistance)*	-	$1,986,148.73
Total	=	$5,424,882.62
30 percent requirement	x 0.30 =	$1,627,464.79
Minimum Affordability Assistance	=	*$1,627,464.79*
Less Affordability Assistance Expenditures through 1/31/2022	-	$925,000.00
Remaining Affordability Assistance Requirement		*$702,464.79*
Minimum Very Low-Income Requirement	÷ 3 =	*$234,154.93*

*Due to the way the older records were kept, income into the account was not split out between interest and development fees for the years 1999 through 2014. During those years, a total income of $1,277,508.63 was deposited/earned. Between the years 2015 and 01/31/2022, $4,829,432.78 in development fees were collected and $22,425.94 in interest was earned.

The Township, therefore, will dedicate $702,464.79 from the affordable housing trust fund to render units more affordable. The details of the Township's Affordability Assistance Program can be found in Attachment C of this Plan.

The Township will dedicate $50,000 per unit for the 9 required very low-income units in the VOA II project for a total of $450,000 to make those units more affordable to very low-income households. This dedication of funding exceeds the Township's requirement for very low-income expenditures. The excess funds may be applied to any future affordability assistance requirement.

Housing Activity History

Since the inception of the trust fund in 1998, the Township has spent $1,986,148.73 on housing activity. This includes $293,935.21 that was identified in the CTM System for the period 1998-2014. Housing activity since that time includes various expenditures, with the largest amounts attributed to the Bradford Pointe apartments, the development of the VOA I project, and for the Habitat for Humanity project. In 2017, the Township paid out $145,000 that it had previously dedicated to the 168-unit affordable development located on Bradford Court (see the adopted 2020 Housing Plan for additional information on this development). Three payments to VOA I were expended in 2018 for a total of $743,383. Between September 2019 and January 2022, nearly $800,000 has been expended on the Habitat for Humanity 100% affordable development at 179-183 Crosswicks Road.

The remaining housing activity expenditures come from smaller expenditures over the course of the trust fund, including marketing to newspaper and smaller service fees.

(c) Administrative Expenses (N.J.A.C. 5:93-8.16)

No more than 20% of revenues collected from development fees shall be expended on administration, including, but not limited to, salaries and benefits for municipal employees or consultant fees necessary to develop and implement: a new construction program; a housing element; and an affirmative marketing program. Administrative funds may be used for: income qualification of households; monitor the turnover of sale and rental units; and compliance with monitoring requirements.

The calculation of allowable administrative expenses is performed by considering the lifetime of the trust fund. To project the funding amount that will be available for administrative costs, the sum of all development fees actually collected, and all interest earned since the inception of the account will be added to the sum of all projected development fees and interest projected to be collected through the remainder of this round. From this amount, any Regional Contribution Agreement (RCA) expenditures made or contractually obligated from the inception of the account are subtracted. This final amount is multiplied by 20% and then actual administrative expenditures made from inception is subtracted out. The final outcome of this calculation, as depicted in the following table, is the total remaining funds that will be available for administrative expenses through the end of this Round.

The Township has collected $6,129,367.35 in development fees and interest from inception through January 31, 2022. The Township projects an additional $1,280,000 in development fees and $1,664 in interest through 2025. The Township has never taken part in an RCA. Bordentown has spent $1,044,734.69 on administrative expenses through January 31, 2022.

Administrative Expenses		
Actual development fees collected, and interest earned through 01/31/2022*		$6,129,367.35
Projected Development Fees 2022-2025	+	$1,280,000.00
Projected Interest 2022-2025	+	$1,664.00
RCA expenditures	-	$0.00
Total	=	$7,411,031.35
20 percent maximum permitted on administrative expenses based on total projection	x 0.20 =	$1,482,206.27
Less Administrative Expenditures through 01/31/2022	-	$1,044,734.69
Projected Allowed Admin. Expenditures	=	*$437,471.58*

*Due to the way the older records were kept, income into the account was not split out between interest and development fees for the years 1999 through 2014. During those years, a total income of $1,277,508.63 was deposited/earned. Between the years 2015 and 01/31/2022, $4,829,432.78 in development fees were collected and $22,425.94 in interest was earned.

Moving forward, the Township projects that $437,471.58 will be available from the affordable housing trust fund for administrative expenses for the time period of February 1 2022 through December 31, 2025. Because the actual administrative expense maximum is calculated on an ongoing basis based on actual revenues, the Township shall be permitted to spend 20% of the actual balance at any given time on administrative fees. Money becomes available for administrative expenses as additional income is collected.

Projected administrative expenditures, subject to the 20 percent cap, include but are not limited to:

- Administration and expenses associated with Township's affordable housing units;
- Expenses associated with the preparation and implementation of the Housing and Fair Share Plan and monitoring of the current and future housing programs for the Township of Bordentown;
- Affirmative Marketing;
- Income qualification; and
- Administration of the Township's affordable housing units.

Legal or other fees related to litigation opposing affordable housing sites are not eligible uses of the affordable housing trust fund.

4. EXPENDITURE SCHEDULE

Program	Projected Expenditures Schedule 2022-2025				
	2022	2023	2024	2025	Total
VOA II New Construction	-	$550,000	-	-	$550,000
Habitat for Humanity* Engineering Fees Associated with Subdivision	$70,000	-	-	-	$70,000
Habitat for Humanity** Site work pursuant to amended Agreement	$150,000	-	-	-	$150,000
Habitat for Humanity** Application to Burlington County Soil	$2,050	-	-	-	$2,050
Habitat for Humanity** Architectural Fees	$770	-	-	-	$770
Market-to-Affordable	-	-	$1,734,352.91	-	$1,734,352.91
Affordability Assistance General	$63,116	$63,116	$63,116	$63,116.79	$252,464.79
VOA II Affordability Assistance for VLI	-	$450,000	-	-	$450,000
Administration	$107,472	$110,000	$110,000	$110,000	$437,471.58
TOTALS	$480,292	$1,260,000	$1,594,352.91	$312,464.79	$3,647,109.28

*The purchase of Block 66 Lots 13 and 14 occurred in 2019 and has been accounted for under previous housing expenditures. Additionally, the recent $150,000 expenditure was made in January 2022 while the Court Master was in the process of reviewing this Amended Plan. The Township is seeking Court approval retrospectively for this expenditure, which is included under previous housing expenditures and not represented in the above chart.

**These three expenditures represent January 2022 outstanding checks associated with the Habitat for Humanity development at Block 66 Lots 12.02, 13, and 14 that are expected to clear in March 2022. See the discussion under New Construction Programs and Projects for more details.

5. EXCESS OR SHORTFALL OF FUNDS

In the event funding sources as identified within this Spending Plan for the projects detailed in the Housing Element and Fair Share Plan prove inadequate to complete the affordable housing programs, the Township shall provide sufficient funding to address any shortfalls through bonding.

In the event that more funds than anticipated are collected or projected funds exceed the amount necessary to implement the Township's affordable housing projects, these excess funds will be used to fund eligible affordable housing activity pursuant to applicable rules and regulations.

SUMMARY

The Township of Bordentown intends to spend affordable housing trust fund revenues pursuant to N.J.A.C. 5:93 and consistent with the housing programs outlined in its adopted Housing Element and Fair Share Plan.

In accordance with the January 2022 bank statement, the Township's trust fund has a ledger balance of $2,365,445.28 as of January 31, 2022. Bordentown anticipates an additional $1,280,000 in revenues and interest by December 31, 2025. The Township will expend:

VOA II: $550,000 for new construction for the VOA II development

Habitat for Humanity development:

- $70,000 toward the engineering fees associated with the 2021 subdivision of Block 66 Lots 12.02, 13, 14
- $150,000 for the development of the site
- $2,050 on the application to Burlington County Soil
- $770 on architectural fees
  (the latter three representing outstanding checks intended to be cleared from the account by month-end March 2022)

Market to Affordable Program: $1,734,352.91

Affordability Assistance: $702,464.79, which includes $450,000 for the very low-income requirement for the VOA II development and $252,464.79 for the Township's general affordability assistance program.

Administration: $437,471.58

SPENDING PLAN SUMMARY		
Balance as of January 31, 2022		$2,365,445.28
Projected REVENUE January 26, 2022 to December 31, 2025		
Development fees	+	$1,280,000.00
Payments in lieu of construction	+	$0
Other funds	+	$0
Interest	+	$1,664.00
TOTAL REVENUE + CURRENT BALANCE	=	$3,647,109.28
EXPENDITURES		
Funds used for new construction projects (VOA II and Habitat for Humanity) and the Market-to-Affordable program	-	$2,507,172.91
Affordability Assistance	-	$702,464.79
Administration	-	$437,471.58
TOTAL PROJECTED EXPENDITURES	=	$3,647,109.28
REMAINING BALANCE	=	$0

SPENDING PLAN ATTACHMENT A

2019 LETTER FROM VOLUNTEERS OF AMERICA DELAWARE VALLEY

Volunteers of America
Delaware Valley

Daniel L. Lombardo
President/CEO

Judy Donlen, RN, DNSc, JD
Board Chairperson

April 19, 2019

Michael Theokas, Administrator
Township of Bordentown
1 Municipal Drive
Bordentown, NJ 08505

Re: Waterfront Village Senior Housing

Dear Mr. Theokas:

Thank you for taking the time to speak to me this week regarding the Waterfront Village senior housing project on Bordentown- Burlington Road.

As we mentioned in our status report in January 2019, the project does not have sewer access at this time and we do not anticipate the Master Redeveloper will install the sewer infrastructure for another 18 months. VOADV is diligently working to determine a permanent solution to handle our wastewater. We have reached out to the New Jersey Department of Environmental Protection, Fieldsboro and Bordentown MUA to find a resolution to our problem. We are evaluating *all* options including installing a pump/lift station to run the sewer line along Bordentown – Burlington Road, running a sewer line parallel to the train tracks, and building an onsite septic system. Evaluating these various design alternatives requires the participation and approval of many stakeholders and government agencies. Based on our conversations with our consultants, we estimate it will take approximately nine (9) to 12 months to get a treatment works plan designed and approved.

During this approval timeframe we will have to pump and haul our wastewater to Bordentown MUA. The cost to pump and haul the wastewater will cost us approximately $5,000 to $6,000 a week which is much more than we originally budgeted in the operation pro forma for the project. Our original budget was based Bordentown's MUA fee schedule, which is significantly less than $6,000 a week. Our project was built to provide quality affordable housing at reasonable rents for seniors and veterans in the community. We cannot afford to pump and haul the wastewater on a weekly basis, nor are we able to operate the building with this unforeseen cost. VOADV will be forced to shutter the building until we find a permanent solution for our wastewater if we cannot secure gap funding to support the operations of the building. We do not want to close the building as we currently have 50 seniors who are ready to move-in including five veterans who are at risk of homelessness if we do not open.

We kindly request that the Township provide us with Affordable Housing Trust Fund dollars to support the pumping and hauling of our wastewater while we seek approvals for a permanent treatment works plan. The funds will be used to maintain the existing septic system, fund the field operator of the septic system, and pay the hauler to transport the wastewater to Bordentown MUA as well as pay Bordentown MUA to receive the wastewater. These funds would ensure that the project could remain operational while the permanent wastewater system was redesigned, approved, and constructed. We would request a total of $400,000 for this unforeseen cost which would be funded in stages. We would request $250,000 to fund the first 10 months of operations. If the permanent system is not in place by that the time, we would than request another $50,000 in monthly increments until we are on a permanent wastewater system. We understand this is large request and Township has provided financial support to the project; however, without this funding we will not be able to open the building and provide much needed affordable housing to seniors and veterans.

We have exhausted all other options and have no other alternatives for funding. We truly appreciate all the support the Township has provided to us and we hope you will consider our request. Please do not hesitate to contact me if you have any questions.

Respectfully submitted,

Owen McCabe
Vice President of Acquisition and Development

SPENDING PLAN ATTACHMENT B

2020 CONSENT ORDER APPROVING TRUST FUND EXPENDITURES FOR VOA I

SURENIAN, EDWARDS & NOLAN, LLC
Brielle Galleria
707 Union Avenue, Suite 301
Brielle, NJ 08730
(732) 612-3100
Attorneys for Declaratory Plaintiff, Township of Bordentown Township
By: Jeffrey R. Surenian (Attorney ID: 024231983)
Michael J. Edwards (Attorney ID: 032112012)

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION: BURLINGTON COUNTY

IN THE MATTER OF THE APPLICATION OF THE TOWNSHIP OF BORDENTOWN, COUNTY OF BURLINGTON

Civil Action - *Mount Laurel*

Docket No.: BUR-L-1579-15

CONSENT ORDER APPROVING TRUST FUND EXPENDITURES

This matter having come before the Court via Declaratory Judgment Complaint filed by the Township of Bordentown ("Township") on July 2, 2015 (hereinafter "DJ Action"), seeking, among other things, the Court's approval of the Township's Housing Element and Fair Share Plan ("Fair Share Plan"); and Fair Share Housing Center ("FSHC") having participated as an interested party in the Township's DJ Action; and the Township and FSHC having entered into a Settlement Agreement, dated June 26, 2017 ("FSHC Settlement Agreement"); and the Court having entered an Order approving the Settlement Agreement on June 29, 2018, after a properly noticed Fairness hearing was held on June 18, 2018; and the Township and FSHC having entered into an Amendment to the FSHC Settlement Agreement on June 11, 2019; and the Township having adopted a Fair Share Plan to implement the FSHC Settlement Agreement and the FSHC Settlement Agreement as amended, along with other implementing resolutions and ordinances; and the Court having entered a Conditional Judgement of Compliance and Repose Order with conditions ("JOR") on December 10, 2019 after a properly noticed Compliance Hearing was held on October 16, 2019 during which the

Township's Fair Share Plan was conditionally approved; and one of the conditions remaining to be satisfied is the approval of the Township's Spending Plan; and while the Township works with the Court Master and FSHC to get the Spending Plan finalized and adopted by the Township, certain expenditures need to be made from the Township's Affordable Housing Trust Fund prior to the Spending Plan being adopted; and the Township's Settlement Agreement including a 100% affordable project, Waterfront Village, located at Block 140, Lot 3.02 consisting of 69 total affordable units and commonly referred to as "VOA1"; and VOA1 having been recently constructed and issued a temporary certificate of occupancy; and officials from Volunteers of America -- Delaware Valley ("VOA-DV") having represented that, in order to facilitate a final certificate of occupancy, VOA1 is in urgent need of an additional Five Hundred and Twenty-Five Thousand Dollars $525,000.00 in payments from the Township's Affordable Housing Trust Fund for the purposes of unforeseen and necessary infrastructure improvements, including rerouting its sewer line and the construction of a force main from the VOA1 site into the Township's system; and officials from VOA-DV having represented that they have exhausted all other funding opportunities and reinvested all fees into the VOA1 project to keep the development operational; and Bassam F. Gergi, Esquire, attorney for FSHC, and Court Master Mary Beth Lonergan, PP, AICP, having consenting to the entry of this Consent Order to approve said expenditures from Bordentown Township's Affordable Housing Trust Fund, prior to the approval of the Township's Spending Plan; and good cause having been shown:

IT IS on this 10th day of June 2020 **ORDERED** as follows:

1. The Township is permitted to expend the sum of Five Hundred and Twenty-Five Thousand Dollars ($525,000.00) from the Township's Affordable Housing Trust Fund as payment to VOA1 for the unforeseen and necessary infrastructure improvements, including

rerouting its sewer line and construction of a force main from the VOA1 site into the Township's system.

2. A copy of this Consent Order shall be served upon counsel for all interested parties through electronic filing with the Court within seven (7) days from the date hereof.

/s/ Jeanne T. Covert
HONORABLE JEANNE T. COVERT, A.J.S.C.

We hereby consent to the form and entry of the within order.

FAIR SHARE HOUSING CENTER

Dated: **June 6, 2020** BY: Bassam Gergi
Bassam F. Gergi, Esq.
On behalf of Fair Share Housing Center

TOWNSHIP OF BORDENTOWN

Dated: June 8, 2020 BY: _____
Michael J. Edwards, Esq.
On behalf of the Township of Bordentown

COURT MASTER

Dated: _____ BY: _____
Mary Beth Lonergan, PP, AICP
Clarke Caton Hintz

rerouting its sewer line and construction of a force main from the VOA1 site into the Township's system.

2. A copy of this Consent Order shall be served upon counsel for all interested parties through electronic filing with the Court within seven (7) days from the date hereof.

/s/ Jeanne T. Covert
HONORABLE JEANNE T. COVERT, A.J.S.C.

We hereby consent to the form and entry of the within order.

FAIR SHARE HOUSING CENTER

Dated: _____ BY: _____
Bassam F. Gergi, Esq.
On behalf of Fair Share Housing Center

TOWNSHIP OF BORDENTOWN

Dated: _____ BY: _____
Michael J. Edwards, Esq.
On behalf of the Township of Bordentown

COURT MASTER

Dated: June 8, 2020 BY: Mary Beth Lonergan
Mary Beth Lonergan, PP, AICP
Clarke Caton Hintz

SPENDING PLAN ATTACHMENT C

AFFORDABILITY ASSISTANCE PROGRAM MANUAL

OPERATING MANUAL

FOR THE ADMINISTRATION OF THE AFFORDABILITY ASSISTANCE PROGRAM

In Accordance with the Uniform Housing Affordability Controls

Bordentown Township

Burlington County, New Jersey

May 2020

Prepared By:

Heyer, Gruel & Associates
Community Planning Consultants
236 Broad Street, Red Bank, NJ 07701
(732) 741-2900

TABLE OF CONTENTS

INTRODUCTION 1

THE AFFORDABILITY ASSISTANCE PROGRAM 1

OWNERSHIP ASSISTANCE PROGRAMS 2

RENTAL ASSISTANCE PROGRAMS 3

ADMINISTRATION 4

ELIGIBILITY 5

ANNUAL BUDGET 6

MAXIMUM AMOUNT 6

APPENDICES

A. AHPNJ Affordable Housing Regional Income Limits Chart

B. Bordentown For-Sale Affordability Assistance Application

C. Bordentown Rental Affordability Assistance Application

D. Summary of Bordentown Township's Affordability Assistance Program Terms

INTRODUCTION

The purpose of this Operating Manual is to describe the policies and procedures of the Township of Bordentown's Affordability Assistance Program. It will serve as a guide to the program staff and the public alike. This manual describes the basic content and operation of the various affordability assistance program components. This manual may be periodically revised to reflect changes in local, state, and federal policies and regulations relative to implementation of the affordable housing programs described herein.

Implementation of any procedure, even if it is not included in this Operating Manual, shall be in accordance with the Federal Fair Housing Act and Equal Opportunities laws[1], the Uniform Housing Affordability Controls (UHAC) N.J.A.C. 5:80-26.1 et seq.[2], the substantive rules of the Council on Affordable Housing N.J.A.C. 5:93 as revised and the affordable housing regulations of the Township of Bordentown (hereafter referred to as the "Regulations"). In accordance with the Federal Fair Housing Act and Equal Opportunities laws it is unlawful to discriminate against any person making application to buy or rent a home with regard to age, race, religion, national origin, sex, handicapped or familial status.

THE AFFORDABILITY ASSISTANCE PROGRAM

In accordance with N.J.A.C. 5:93-8.16, the Township will dedicate at least 30 percent of all development fees collected and interest earned to provide affordability assistance to very low-, low- and moderate-income households. See Appendix A for the current Regional Income Limits for Housing Region 5. The types of affordability assistance discussed in this manual are as follows;

Ownership Assistance Programs

- Down Payment Loan Assistance
- Payment of Closing Costs
- Payment of Lender Fees

[1] http://www.hud.gov/offices/fheo/FHLaws/index.cfm

[2] http://www.nj.gov/dca/affiliates/coah/regulations/uhac.html

Rental Assistance Programs

- Moving Expense Assistance
- First Month's Rent Subsidy
- Utility Deposit Assistance
- Very-Low Income Households only: Security Deposit Assistance

OWNERSHIP ASSISTANCE PROGRAMS

The Affordability Assistance Program is available to income-qualified purchasers whose households earn 80 percent or less than the area median income for the housing region. The aim of this Program is to encourage higher rates of homeownership within Bordentown Township. The Township currently offers affordability assistance to applicants for ownership units in the form of down payment, closing cost, and lender fee assistance.

To be eligible for Down Payment Assistance, the buyer must be able to supply three percent of the down payment with the buyer's own funds, plus additional closing costs that exceed the amount of the loan. No gifts or other loans may be used to fund the three percent down payment amount but may be used to fund additional closing costs. The loan amount may be made up to 10 percent of the purchase price. The Township must approve the buyer's qualifications and need for the loan. The loan has no prepayment penalty. It is due and payable when the buyer resells, borrows against the property or refinances the First Purchase Money Mortgage. The loan may be subordinated only to the First Purchase Money Mortgage. When calculating the borrowing capacity of the homeowner and the equity in the property, this loan must be included. The buyer must sign a mortgage and mortgage note to the Township.

Payment of Closing Costs may include title work and policy, reasonable attorney's fees for closing of title, preparation of survey, homeowner's insurance, recording fees, and other necessary closing expenses to third parties. Utility deposits, i.e., gas and electric, paid to utility companies are to be returned to the Township Affordable Housing Trust Fund upon resale of the unit. The buyer will execute documents required to secure payment to Bordentown Township.

Payment of Lender Fees includes mortgage points, application fees, appraisal fees, bank attorney review fees, and necessary mortgage closing expenses. The buyer will execute documents required to secure payment to Bordentown Township.

Ownership Affordability Assistance Procedures

The procedure for Ownership Affordability Assistance is as follows:

1. Applicant submits application (Appendix B) and proof of Determination of Eligibility.
2. Administrative Agent reviews and processes application.
3. Administrative Agent notifies Township and prepares resolution authorizing award.
4. Township adopts Resolution.
5. For Down Payment and Closing Cost Assistance: Township disperses funds directly to escrow account. For Payment of Lender Fees: Township sends assistance directly to lending company.
6. For Down Payment and Closing Cost Assistance: The Repayment Agreement, Mortgage and Mortgage Note will be executed at closing.
7. For Down Payment and Closing Cost Assistance: Title Company will record the Mortgage as part of the closing documents.
8. Administrative Agent records assistance on master reporting spreadsheet.

RENTAL ASSISTANCE PROGRAMS

The Affordability Assistance Program can be utilized to help improve the affordability of rental units within Bordentown Township. Rental assistance does not need to be repaid by the tenant. The amount of the rental subsidy will be calculated initially based on the tenant's actual income and the rent level of the affordable units to help bring the total shelter costs down to 30 percent of the total household income or lower, if warranted by the particular household circumstances. The Township offers affordability assistance to applicants for very low-, low- and moderate-income rental units. The following assistance is available to low- and moderate-income households:

1. Payment of "moving expenses" based upon verified receipts, in an amount not to exceed five hundred dollars ($500.00) per household
2. Rent subsidy for the first month's rent
3. Utility deposit assistance

The following assistance is available to very low-income households:

1. Payment of "moving expenses" based upon verified receipts, in an amount not to exceed one thousand five hundred dollars ($1,500.00) per household
2. Rental security deposit paid to a landlord on behalf of a tenant– Security deposits paid to a landlord are to be returned to the Township's Affordable Housing Trust Fund upon termination of tenancy. The tenant is not responsible for returning the security deposit back to the Township. This transaction is completely between the landlord and the Township.
3. Rent subsidy for the first month's rent
4. Utility deposit assistance

Rental Affordability Assistance Procedures

The procedure for Rental Affordability Assistance is as follows:

1. Applicant submits application (Appendix C) and proof of Determination of Eligibility.
2. Administrative Agent reviews and processes application.
3. Administrative Agent notifies the Township and prepares resolution authorizing grant.
4. Township adopts Resolution.
5. For First Month's Rent Subsidy and Security Deposit Assistance: Township sends assistance directly to landlord.
6. For Utility Deposit Assistance: the check is given directly to utility company.
7. For Moving Expense Assistance: the check is given directly to the moving or truck rental company.
8. Administrative Agent records assistance on master reporting spreadsheet.

ADMINISTRATION

Bordentown's Affordability Assistance Programs will be managed by the Township Affordable Housing Administrative Agent. The availability of the Program shall be advertised continually on the Township's website. After an applicant is income qualified by the Administrative Agent pursuant to the Uniform Housing Affordability Controls, the applicant will complete and provide an affordability assistance application to the Administrative Agent.

For qualified and approved payment of moving expenses, the Administrative Agent will follow the Township purchasing and requisition process for generating a check that is made out to the moving or truck company. Once the check is produced, the Administrative Agent provides it to the moving or truck company.

For qualified and approved payment of utility deposit, the Administrative Agent follows the Township purchasing and requisition process for generating a check that is made out to the utility company. Once the check is produced, the Administrative Agent provides it directly to the utility company.

The affordability assistance recipient will sign a contract with the Township of Bordentown that states, at a minimum: the amount of funds granted, interest information, procedures, duration and conditions of affordability assistance, and repayment information if required.

The availability of any Affordability Assistance Programs must be noticed to all tenants of affordable units within the Township and provided to all Administrative Agents of affordable units within Bordentown and advertised on the Township's website.

An income eligible occupant or applicant for an affordable unit within the Township may not be denied participation in the Affordability Assistance Program(s) unless funding is no longer available pursuant to the Spending Plan.

ELIGIBILITY

The Affordability Assistance Program is open to all income-qualified households and is provided on a first-come, first-serve basis according to the following criteria:

1. The applicant is income certified. Applicants for assistance with first month's rent will have already been income certified. Applicants applying for all other types of assistance will require income certification at the time of application.
2. The applicant is seeking affordability assistance for a deed-restricted affordable unit in Bordentown Township to maintain as their primary residence.
3. The applicant has not received an affordability assistance grant in the past. Only one award per household is permitted. This requirement can be waived with justification.

4. There are Affordability Assistance Funds remaining in the budget for the year. This will include whether sufficient funds have been allocated to very low-income households.

ANNUAL BUDGET

The annual budget is provided in Appendix D of this manual as well as in the Township's Spending Plan. Please note that these are rough funding numbers which are subject to change.

MAXIMUM AMOUNT

The maximum amount of assistance that may be provided is detailed in Appendix D.

Prepared by Affordable Housing Professionals of New Jersey (AHPNJ) - April 24, 2020

2020 AFFORDABLE HOUSING REGIONAL INCOME LIMITS BY HOUSEHOLD SIZE

Income limits not officially adopted by the State of New Jersey. Contact your municipality to see if applicable in your jurisdiction. Additional information about AHPNJ income limits is posted on AHPNJ.org

		1 Person	*1.5 Person	2 Person	*3 Person	4 Person	*4.5 Person	5 Person	6 Person	7 Person	8+ Person	Max Increase Rents**	Max Increase Sales***	Regional Asset Limit****
Region 1	Median	$67,166	$71,964	$76,761	$86,357	$95,952	$99,790	$103,628	$111,304	$118,980	$126,656			
Bergen, Hudson,	Moderate	$53,733	$57,571	$61,409	$69,085	$76,761	$79,832	$82,902	$89,043	$95,184	$101,325	1.9%	0.84%	$185,539
Passaic and Sussex	Low	$33,583	$35,982	$38,381	$43,178	$47,976	$49,895	$51,814	$55,652	$59,490	$63,328			
	Very Low	$20,150	$21,589	$23,028	$25,907	$28,786	$29,937	$31,088	$33,391	$35,694	$37,997			
Region 2	Median	$73,857	$79,132	$84,408	$94,959	$105,510	$109,730	$113,951	$122,391	$130,832	$139,273			
Essex, Morris,	Moderate	$59,085	$63,306	$67,526	$75,967	$84,408	$87,784	$91,160	$97,913	$104,666	$111,418	1.9%	4.71%	$202,419
Union and Warren	Low	$36,928	$39,566	$42,204	$47,479	$52,755	$54,865	$56,975	$61,196	$65,416	$69,636			
	Very Low	$22,157	$23,740	$25,322	$28,488	$31,653	$32,919	$34,185	$36,717	$39,250	$41,782			
Region 3	Median	$83,650	$89,625	$95,600	$107,550	$119,500	$124,280	$129,060	$138,620	$148,180	$157,740			
Hunterdon,	Moderate	$66,920	$71,700	$76,480	$86,040	$95,600	$99,424	$103,248	$110,896	$118,544	$126,192	1.9%	1.01%	$227,546
Middlesex and	Low	$41,825	$44,813	$47,800	$53,775	$59,750	$62,140	$64,530	$69,310	$74,090	$78,870			
Somerset	Very Low	$25,095	$26,888	$28,680	$32,265	$35,850	$37,284	$38,718	$41,586	$44,454	$47,322			
Region 4	Median	$76,469	$81,931	$87,393	$98,317	$109,242	$113,611	$117,981	$126,720	$135,460	$144,199			
Mercer,	Moderate	$61,175	$65,545	$69,915	$78,654	$87,393	$90,889	$94,385	$101,376	$108,368	$115,359	1.9%	5.96%	$205,486
Monmouth and	Low	$38,235	$40,966	$43,697	$49,159	$54,621	$56,806	$58,990	$63,360	$67,730	$72,099			
Ocean	Very Low	$22,941	$24,579	$26,218	$29,495	$32,772	$34,083	$35,394	$38,016	$40,638	$43,260			
Region 5	Median	$67,620	$72,450	$77,280	$86,940	$96,600	$100,464	$104,328	$112,056	$119,784	$127,512			
Burlington,	Moderate	$54,096	$57,960	$61,824	$69,552	$77,280	$80,371	$83,462	$89,645	$95,827	$102,010	1.9%	7.21%	$179,028
Camden and	Low	$33,810	$36,225	$38,640	$43,470	$48,300	$50,232	$52,164	$56,028	$59,892	$63,756			
Gloucester	Very Low	$20,286	$21,735	$23,184	$26,082	$28,980	$30,139	$31,298	$33,617	$35,935	$38,254			
Region 6	Median	$57,458	$61,562	$65,666	$73,874	$82,083	$85,366	$88,649	$95,216	$101,782	$108,349			
Atlantic, Cape	Moderate	$45,966	$49,250	$52,533	$59,100	$65,666	$68,293	$70,919	$76,173	$81,426	$86,679	1.9%	6.97%	$153,730
May, Cumberland,	Low	$28,729	$30,781	$32,833	$36,937	$41,041	$42,683	$44,325	$47,608	$50,891	$54,175			
and Salem	Very Low	$17,237	$18,469	$19,700	$22,162	$24,625	$25,610	$26,595	$28,565	$30,535	$32,505			

Moderate income is between 80 and 50 percent of the median income. Low income is 50 percent or less of median income. Very low income is 30 percent or less of median income.

* These columns are for calculating the pricing for one, two and three bedroom sale and rental units as per N.J.A.C. 5:80-26.4(a).

**This column is used for calculating the pricing for rent increases for units (as previously calculated under N.J.A.C. 5:97-9.3 (Consumer price index for All Urban Consumers (CPI-U): Regions by expenditure category and commodity and service group). Landlords who did not increase rents in 2015, 2016, 2017, 2018 or 2019 because of the lack of authority to do so, may increase rent by up to the applicable combined percentage including 2020 or 9.0% whichever is less in accordance with N.J.A.C. 5:97-9.3(c). In no case can rent for any particular apartment be increased more than one time per year.

*** This column is used for calculating the pricing for resale increases for units (as previously calculated under N.J.A.C. 5:97-9.3). The price of owner-occupied low and moderate income units may increase annually based on the percentage increase in the regional median income limit for each housing region. In no event shall the maximum resale price established by the administrative agent be lower than the last recorded purchase price.

Low income tax credit developments may increase based on the low income tax credit regulations.

**** The Regional Asset Limit is used in determining an applicant's eligibility for affordable housing pursuant to N.J.A.C. 5:80-26.16(b)3.

APPENDIX B

Bordentown For-Sale Affordability Assistance Application

APPENDIX A

AHPNJ Affordable Housing Regional Income Limits Chart (April 2020)

APPENDICES

A. AHPNJ Affordable Housing Regional Income Limits Chart

B. Bordentown For-Sale Affordability Assistance Application

C. Bordentown Rental Affordability Assistance Application

D. Summary of Bordentown Township's Affordability Assistance Program Terms

BORDENTOWN TOWNSHIP, BURLINGTON COUNTY

For-Sale Affordability Assistance Application

Bordentown Township offers for-sale affordability assistance to income-qualified purchasers whose households earn 80 percent or less than the area median income for the housing region. The aim of this Program is to encourage higher rates of homeownership within Bordentown Township. The Township currently offers affordability assistance to applicants for ownership units in the form of down payment, closing cost, and lender fee assistance.

To be eligible for Down Payment Assistance, the buyer must be able to supply three percent of the down payment with the buyer's own funds, plus additional closing costs that exceed the amount of the loan. No gifts or other loans may be used to fund the three percent down payment amount but may be used to fund additional closing costs. The loan amount may be made up to 10 percent of the purchase price. The Township must approve the buyer's qualifications and need for the loan. The loan has no prepayment penalty. It is due and payable when the buyer resells, borrows against the property or refinances the First Purchase Money Mortgage. The loan may be subordinated only to the First Purchase Money Mortgage. When calculating the borrowing capacity of the homeowner and the equity in the property, this loan must be included. The buyer must sign a mortgage and mortgage note to the Township.

Payment of Closing Costs may include title work and policy, reasonable attorney's fees for closing of title, preparation of survey, homeowner's insurance, recording fees, and other necessary closing expenses to third parties. Utility deposits, i.e., gas and electric, paid to utility companies are to be returned to the Township Affordable Housing Trust Fund upon resale of the unit. The buyer will execute documents required to secure payment to Bordentown Township.

Payment of Lender Fees includes mortgage points, application fees, appraisal fees, bank attorney review fees, and necessary mortgage closing expenses. The buyer will execute documents required to secure payment to Bordentown Township.

If you are interested in the Bordentown Township For-Sale Affordability Assistance Grant, please complete the following application, attach the required documents and return it to:

Lauren Purdom, Administrative Agent
Heyer, Gruel & Associates
236 Broad Street Red Bank, NJ 07701

This application does not guarantee you receipt of grant monies. There will not be any additional deed restrictions/lien on the property should these funds be awarded. At no time will any individual/household be allowed to receive funding approval under any of the Local Affordability

Assistance Programs more than once in a five-year time frame. Applications submitted for affordability assistance will be accepted on a first-come, first-served basis according to the following criteria:

1. There are Affordability Assistance Funds remaining in the budget for the year. This will include whether sufficient funds have been provided to very low-income households.
2. The home being purchased is an affordable unit in Bordentown Township to be maintained as the applicant's primary residence. Applicants cannot own any other real estate at the time of application.
3. The applicant is income-certified and must provide a copy of the certification. Applicants must also be credit worthy and not mortgage more than three (3) times their gross annual income.
4. After attorney review and after your professional home inspection, contact HGA to apply and to make an appointment to produce the required documentation (see checklist). No home inspection necessary if purchasing a brand new affordable unit requiring a Certificate of Occupancy inspection from Bordentown Township.
5. The applicant has not received an affordability assistance grant in the past (only one award per household is permitted. This required can be waived with justification).

SPECIFIC INCOME ELIGIBILITY REQUIREMENTS

The income of the borrower(s) only will be used to qualify for the grant.

1. Recipients of the Bordentown Township For-Sale Affordability Assistance Grant must be very low-, low- and moderate-income families as determined by the Affordable Housing Professionals of New Jersey (AHPNJ) Regional Income Limits, Region 5 guidelines.
2. Households will not be approved for a grant unless they can show/document the ability to afford the unit and related housing costs. Proof of gross annual household income is required.
3. The unit purchased using Bordentown Township For-Sale Affordability Assistance Grant must be occupied by the named purchaser(s) on the affordable housing documents and must be used as the applicant's primary residence at all times.
4. Each purchaser shall certify in writing that he/she is purchasing said unit for the expressed purpose of primary living quarters and for no other reason beyond what is allowable.

5. Applicants who can put 10 percent down, cover all closing costs and still be left with $10,000 in liquid assets after closing will not qualify. In addition, applicants with combined liquid assets greater than 30 percent of the purchase price will not be considered, unless there are documented extenuating circumstances.

To be eligible for the For-Sale Affordability Assistance Grant, qualified applicants must have incomes not to exceed the most recent Affordable Housing Regional Income Limits for Housing Region 5. The income of the entire household will be used to qualify for the grant.

NOTICE OF DISCLOSURE STATEMENT

This application must be fully completed for it to be accepted and processed. This application is not transferable, and the original must be submitted. Once you have completed this application and attached all required documents, please mail to Lauren Purdom, Affordable Housing Administrative Agent at Heyer, Gruel & Associates (HGA), 236 Broad Street Red Bank, NJ 07701.

IT IS YOUR RESPONSIBILITY TO MAKE CERTAIN YOUR APPLICATION IS COMPELTE AND THE INFORMATION PROVIDED IS TRUE AND ACCURATE.

The information in this application and any other information will be kept confidential. NO PART OF THIS APPLICATION OR YOUR APPLICATION FILE WILL BE GIVEN TO ANY PERSON, ENTITY OR BUSINESS NOT RELATED TO THE TOWNSHIP OF BORDENTOWN, OR THEIR AGENTS WITHOUT YOUR WRITTEN REQUEST OR CONSENT. The filing of this application constitutes your approval for the Administrative Agent to certify the information contained herein through credit verification or other necessary means.

"Family" includes all persons living in a single housing unit whether or not they are related by blood, marriage or otherwise. The information requested includes information about all persons intending to reside in the affordable unit.

If you would like more information, please contact:

Bordentown Township Affordable Housing Administrative Agent

Lauren Purdom, AICP
Heyer, Gruel & Associates
236 Broad Street Red Bank, NJ 07701
Email: LPurdom@hgapa.com
Phone: (732) 741-2900
Fax: (732) 741-2929

CERTIFICATION

I hereby certify that the above information concerning my family size, actual gross income as well as all other information contained herein is true and accurate to the best of my knowledge. I understand that HGA and the Township of Bordentown in the County of Burlington are relying on this information to determine whether I qualify for Bordentown Township For-Sale Affordability Assistance Grant.

I further certify that the copies of the documents attached to this application are true and accurate copies of the originals of such documents.

I further certify that I intend to personally occupy the unit as my primary residence except for reasonable periods of vacations and illnesses. I will not rent or lease the unit.

I authorize HGA, the Township of Bordentown and their agents to check for accuracy on any and all statements and representations made in this application. This may include calls to employers to verify income, contact with banks, etc.

_____	_____
Signature of APPLICANT	Signature of CO-APPLICANT
_____	_____
Date signed	Date signed

FOR STATISTICAL PURPOSES

Please indicate your marital status:

Single ___ Divorced ___
Married / Domestic Partnership ___ Widowed ___
Separated ___

Please indicate your racial/ethnic group:

Hispanic Yes ___ No ___

Asian ___ Asian American Indian/ Alaskan Native ___
Asian & White ___ American Indian/Alaskan Native & White ___
Black/African American ___ American Indian/Alaskan Native & Black ___
Black/African American & White ___ Native Hawaiian/Other Pacific Islander ___
White ___ Choose Not to Respond ___
Other Multi Racial ___

Please indicate your employment status:

Self-employed ___ Permanently unable to work ___
Work full-time for employer___ Unemployed and seeking work ___
Work part-time for employer ___ Unemployed and not seeking work ___
Homemaker ___ Retired___
Full-time student ___

Please indicate your educational attainment:

Less than HS diploma ___ Associate's Degree ___
HS diploma or equivalent ___ Bachelor's Degree ___
Some post-secondary education ___ Master's or other graduate degree ___
Certification from a vocational or technical training program ___

GENERAL INFORMATION

Date: _____

Name of Household Member filling out this form: _____

Sex: M/F ___ Date of Birth: _____ Social Security Number: _____-_____-_____

Home Phone: ( ) _____ Work Phone: ( ) _____

Email: _____ Cell Phone: ( ) _____

Current Address: Street: _____

City: _____ State: ___ Zip Code: _____ County: _____

Mailing Address (if different): _____

Please indicate the type of affordability assistance you are applying for:

Down Payment Loan Program	
Payment of Closing Costs	
Payment of Lender Fees	

Please explain the reason why you need assistance (attach additional paper if needed):

_____
_____
_____
_____
_____
_____
_____

If your total monthly expenses exceed your monthly income, how will you pay your household expenses in the future? _____
_____
_____
_____
_____

HOUSEHOLD COMPOSITION

Please list all household members over the age of 18, excluding the person filling out the form, who would live in the home being purchased:

Name	Relationship	Gender	Date of Birth

How many are less than 18 years of age? _____

Please provide the contact information of any persons over age 18, excluding the person filling out the form, who would live in the home being purchased:

Adult #2 Name: _____

Sex: M/F ___ Date of Birth: _____ Social Security Number: _____-_____-_____

Home Phone: ( ) _____ Work Phone: ( ) _____

Email: _____ Cell Phone: ( ) _____

Current Address: Street: _____

City: _____ State: ___ Zip Code: _____ County: _____

Mailing Address (if different): _____

Adult #3 Name: _____

Sex: M/F ___ Date of Birth: _____ Social Security Number: _____-_____-_____

Home Phone: ( ) _____ Work Phone: ( ) _____

Email: _____ Cell Phone: ( ) _____

Current Address: Street: _____

City: _____ State: ___ Zip Code: _____ County: _____

Mailing Address (if different): _____

Adult #4 Name: _____

Sex: M/F ___ Date of Birth: _____ Social Security Number: _____-_____-_____

Home Phone: ( ) _____ Work Phone: ( ) _____

Email: _____ Cell Phone: ( ) _____

Current Address: Street: _____

City: _____ State: ___ Zip Code: _____ County: _____

Mailing Address (if different): _____

YOUR PRESENT HOUSING

Do you own your own home or any real estate? Yes _____ No _____

If you answered yes, please explain: _____

If you do not own a home, do you currently rent? _____

What do you currently pay a month for housing costs? _____

Are utilities included? Yes _____ No _____ Some (explain): _____

How many people will live with you in the unit, including yourself? _____

How long have you lived at current address? _____

How much do you have saved for down payment and closing costs? _____

What is the purchase price of the unit you are buying? _____

Who are you getting your mortgage with? _____

What are the terms of the mortgage?

Loan Amount: _____ Years: _____ Interest Rate: _____

EMPLOYMENT INFORMATION

Please provide information for each household member who receives income from present employment and is 18 years of age or over (also include any part-time employment).

1. Household Member Name: _____
   Job Title: _____

Employer Name: _____

Employer Address: _____

County: _____ How long at job? _____

Immediate Supervisor: _____

Supervisor Phone Number: _____ Ext #: _____

2. Household Member Name: _____

Job Title: _____

Employer Name: _____

Employer Address: _____

County: _____ How long at job? _____

Immediate Supervisor: _____

Supervisor Phone Number: _____ Ext #: _____

3. Household Member Name: _____

Job Title: _____

Employer Name: _____

Employer Address: _____

County: _____ How long at job? _____

Immediate Supervisor: _____

Supervisor Phone Number: _____ Ext #: _____

4. Household Member Name: _____

Job Title: _____

Employer Name: _____

Employer Address: _____

County: _____ How long at job? _____

Immediate Supervisor: _____

Supervisor Phone Number: _____ Ext #: _____

INCOME CALCULATION

Please state the amount of your current annual projected gross income from each applicable source. Please complete a separate calculation for every household member who is 18 years of age or over and receives income of any kind. Use additional pages if more than four adults have income.

	Adult #1	Adult #2	Adult #3	Adult #4
Gross Salary or Wages	$	$	$	$
Pension	$	$	$	$
Social Security	$	$	$	$
Unemployment Compensation	$	$	$	$
Child Support received (added to income)	$	$	$	$
Child Support paid (deducted from income)	- $	- $	- $	- $
Disability Payment	$	$	$	$
Welfare	$	$	$	$
Tips/Commissions	$	$	$	$
Alimony	$	$	$	$
Other	$	$	$	$
Sub-Totals	$	$	$	$
TOTAL OF ADULT INCOMES	$			

OTHER INCOME / ASSET INFORMATION

Please list all checking and savings accounts, CDs, Money Market Funds, Mutual Funds and any other assets held by financial institutions below, whether or not you gain any interest from them, for all household members.

Name and Address of Financial Institution	Account Number	Current Balance/Value	Projected Annual Interest Income

Total Projected Interest Income in a year: _____

Please list all stocks, bonds and all other sources of investment income.

Name of Assets	Number of shares	Current Value	Projected Annual Income

Total Projected Income in a year: _____

Do you own a business or income producing real estate? Yes _____ No _____

Do you receive income/monies/rent receipts from this asset? Yes _____ No _____

If you own a business provide the monthly gross income and expenses (also provide 2 quarters of a Profit & Loss statement dated and signed by a 3rd party): $ _____

Do you have any other sources of income? Yes _____ No _____

If so, please describe: _____ Gross yearly income: $ _____

TOTAL HOUSEHOLD GROSS ANNUAL INCOME FROM ALL SOURCES

$ _____

INCOME DOCUMENTATION

Please attach the following documents for every household member who is 18 years of age or over and receives income of any kind (also see attached checklist).

1. Copy of the executed Contract of Sale by all parties.
2. Copy of the home inspection report. If purchasing a brand new affordable unit, you do not need a home inspection.
3. Completed Attorney and/or title company information form (specify your attorney name, address, phone, fax and email). The Administrative Agent may be present at closing and must receive a copy of the closing disclosure documents to review and approve.
4. Copies of State and Federal tax returns for the previous 3 consecutive years.
5. Copies of pay stubs (4 current and consecutive) and proof of income from all other sources.
6. Attach recent documentation to confirm all income (i.e., recent bank statement, statements from other assets, etc.).
7. Loan Estimate from Lender whom you are getting your mortgage loan from.

APPENDIX C

Bordentown Rental Affordability Assistance Application

TOWNSHIP OF BORDENTOWN, BURLINGTON COUNTY

Rental Affordability Assistance Application

Bordentown Township offers rental affordability assistance to income-qualified applicants Rental assistance does not need to be repaid by the tenant. The amount of the rental subsidy will be calculated initially based on the tenant's actual income and the rent level of the affordable units to help bring the total shelter costs down to 30 percent of the total household income or lower, if warranted by the particular household circumstances. The Township offers affordability assistance to applicants for very low-, low- and moderate-income rental units. The following assistance is available to low- and moderate-income households:

1. Payment of "moving expenses" based upon verified receipts, in an amount not to exceed five hundred dollars ($500.00) per household
2. Rent subsidy for the first month's rent
3. Utility deposit assistance

The following assistance is available to very low-income households:

1. Payment of "moving expenses" based upon verified receipts, in an amount not to exceed one thousand five hundred dollars ($1,500.00) per household
2. Rental security deposit paid to a landlord on behalf of a tenant—Security deposits paid to a landlord are to be returned to the Township's Affordable Housing Trust Fund upon termination of tenancy. The tenant is not responsible for returning the security deposit back to the Township. This transaction is completely between the landlord and the Township.
3. Rent subsidy for the first month's rent
4. Utility deposit assistance

If you are interested in the Bordentown Township Rental Affordability Assistance Grant, please complete this form with the required documents and return it to:

Lauren Purdom, Administrative Agent
Heyer, Gruel & Associates
236 Broad Street Red Bank, NJ 07701

This application does not guarantee you receipt of grant monies. There will not be any additional forms of assistance should these funds be awarded. At no time will any individual/household be allowed to receive funding approval under any of the Local Affordability Assistance Programs more than once in a five-year time frame. Applications submitted for affordability assistance will be accepted on a first-come, first-served basis according to the following criteria:

1. There are Affordability Assistance Funds remaining in the budget for the year. This will include whether sufficient funds have been provided to very low-income households.
2. The applicant rents or is seeking to rent a deed restricted affordable unit in Bordentown Township as their primary residence.
3. The applicant is income-certified. Applicants applying for first month's rent will have already been income certified. Applicants applying for all other types of assistance will require income certification at the time of application. A copy of the certification must be provided.
4. The applicant has not received an affordability assistance grant in the past (only one award per household is permitted. This required can be waived with justification).

SPECIFIC INCOME ELIGIBILITY REQUIREMENTS

The income of the borrower(s) only will be used to qualify for the grant.

1. Recipients of the Bordentown Rental Affordability Assistance Grant must be very low-, low- and moderate-income families as determined by the Affordable Housing Professionals of New Jersey (AHPNJ) Regional Income Limits, Region 5 guidelines.
2. Households will not be approved for a grant unless they can show/document the ability to afford the rent and related housing costs. Proof of gross annual household income is required.
3. The unit rented using Bordentown Township Rental Affordability Assistance Grant must be occupied by the named lessee(s) on the affordable housing documents and must be used as the applicant's primary residence at all times.
4. Each lessee shall certify in writing that he/she is renting said unit for the expressed purpose of primary living quarters and for no other reason beyond what is allowable.

To be eligible for the Rental Affordability Assistance Grant, qualified applicants must have incomes not to exceed the most recent Affordable Housing Regional Income Limits for Housing Region 5. The income of the entire household will be used to qualify for the grant.

NOTICE OF DISCLOSURE STATEMENT

This application must be fully completed for it to be accepted and processed. This application is not transferable, and the original must be submitted. Once you have completed this application and attached all required documents, please mail to Lauren Purdom, Affordable Housing Administrative Agent at Heyer, Gruel & Associates (HGA), 236 Broad Street Red Bank, NJ 07701.

IT IS YOUR RESPONSIBILITY TO MAKE CERTAIN YOUR APPLICATION IS COMPELTE AND THE INFORMATION PROVIDED IS TRUE AND ACCURATE.

The information in this application and any other information will be kept confidential. NO PART OF THIS APPLICATION OR YOUR APPLICATION FILE WILL BE GIVEN TO ANY PERSON, ENTITY OR BUSINESS NOT RELATED TO THE TOWNSHIP OF BORDENTOWN, OR THEIR AGENTS, WITHOUT YOUR WRITTEN REQUEST OR CONSENT. The filing of this application constitutes your approval for the Administrative Agent to certify the information contained herein through credit verification or other necessary means.

"Family" includes all persons living in a single housing unit whether or not they are related by blood, marriage or otherwise. The information requested includes information about all persons intending to reside in the affordable unit.

If you would like more information, please contact:

Bordentown Township Affordable Housing Administrative Agent

Lauren Purdom, AICP
Heyer, Gruel & Associates
236 Broad Street Red Bank, NJ 07701
Email: LPurdom@hgapa.com
Phone: (732) 741-2900
Fax: (732) 741-2929

CERTIFICATION

I hereby certify that the above information concerning my family size, actual gross income as well as all other information contained herein is true and accurate to the best of my knowledge. I understand that HGA and the Township of Bordentown in the County of Burlington are relying on this information to determine whether I qualify for Bordentown Township Rental Affordability Assistance Grant.

I further certify that the copies of the documents attached to this application are true and accurate copies of the originals of such documents.

I further certify that I intend to personally occupy the unit as my primary residence except for reasonable periods of vacations and illnesses. I understand that I cannot sublet or re-rent the unit.

I authorize HGA, the Township of Bordentown and their agents to check for accuracy on any and all statements and representations made in this application. This may include calls to employers to verify income, contact with banks, etc.

_____ _____

Signature of APPLICANT Signature of CO-APPLICANT

_____ _____

Date signed Date signed

FOR STATISTICAL PURPOSES

Please indicate your marital status:

Single ___ Divorced ___

Married / Domestic Partnership ___ Widowed ___

Separated ___

Please indicate your racial/ethnic group:

Hispanic Yes ___ No ___

Asian ___ Asian American Indian/ Alaskan Native ___

Asian & White ___ American Indian/Alaskan Native & White ___

Black/African American ___ American Indian/Alaskan Native & Black ___

Black/African American & White ___ Native Hawaiian/Other Pacific Islander ___

White ___ Choose Not to Respond ___

Other Multi Racial ___

Please indicate your employment status:

Self-employed ___ Permanently unable to work ___

Work full-time for employer___ Unemployed and seeking work ___

Work part-time for employer ___ Unemployed and not seeking work ___

Homemaker ___ Retired___

Full-time student ___

Please indicate your educational attainment:

Less than HS diploma ___ Associate's Degree ___

HS diploma or equivalent ___ Bachelor's Degree ___

Some post-secondary education ___ Master's or other graduate degree ___

Certification from a vocational or technical training program ___

PART I

All applicants must complete this section. Date: _____

Name of Household Member filling out this form: _____

Sex: M/F ___ Date of Birth: _____ Social Security Number: _____-_____-_____

Home Phone: ( ) _____ Work Phone: ( ) _____

Email: _____ Cell Phone: ( ) _____

Current Address: Street: _____

City: _____ State: ___ Zip Code: _____ County: _____

Mailing Address (if different): _____

Please indicate the type of affordability assistance you are applying for:

Moving Expense Assistance	
First Month's Rent	
Utility Deposit Assistance	
Security Deposit Assistance	

Please explain the reason why you need assistance (attach additional paper if needed):

_____

_____

_____

_____

_____

If your total monthly expenses exceed your monthly income, how will you pay your household expenses in the future? _____

_____

_____

_____

_____

PART II

Only complete this section if you are applying for assistance other than first month's rent. Please list your estimated monthly expenses:

Expense Category	Monthly Expense
Auto	
Loan	
Insurance	
Maintenance/Repairs	
Housing	
Rent/Mortgage	
Homeowners association	
Property Tax	
Insurance	
Medical	
Health Insurance	
Co-pays	
Other (medications, glasses, etc.)	
Utilities	
Internet/phone/cable	
Electricity/heating	
Water Sewer	
Trash	
Cell Phone	
Other	
Childcare/daycare	
Child Support/Alimony	
Credit card debt	
Education	
Food	
Gas/tolls/parking	
Public Transportation	
Student loan	
Tuition	
Other (please specify):	
TOTAL EXPENSES	

HOUSEHOLD COMPOSITION

Please list all household members (of any age), excluding the person filling out the form, who would live in the home being rented:

Name	Relationship	Gender	Date of Birth

How many are less than 18 years of age? _____

Please provide the contact information of any persons over age 18, excluding the person filling out the form, who would live in the home being rented:

Adult #2 Name: _____

Sex: M/F ___ Date of Birth: _____ Social Security Number: _____-_____-_____

Home Phone: ( ) _____ Work Phone: ( ) _____

Email: _____ Cell Phone: ( ) _____

Current Address: Street: _____

City: _____ State: ___ Zip Code: _____ County: _____

Mailing Address (if different): _____

Adult #3 Name: _____

Sex: M/F ___ Date of Birth: _____ Social Security Number: _____-_____-_____

Home Phone: ( ) _____ Work Phone: ( ) _____

Email: _____ Cell Phone: ( ) _____

Current Address: Street: _____

City: _____ State: ___ Zip Code: _____ County: _____

Mailing Address (if different): _____

Adult #4 Name: _____

Sex: M/F ___ Date of Birth: _____ Social Security Number: _____-_____-_____

Home Phone: ( ) _____ Work Phone: ( ) _____

Email: _____ Cell Phone: ( ) _____

Current Address: Street: _____

City: _____ State: ___ Zip Code: _____ County: _____

Mailing Address (if different): _____

EMPLOYMENT INFORMATION

Please provide information for each household member who receives income from present employment and is 18 years of age or over (also include any part-time employment).

1. Household Member Name: _____
   Job Title: _____
   Employer Name: _____
   Employer Address: _____
   County: _____ How long at job? _____
   Immediate Supervisor: _____
   Supervisor Phone Number: _____ Ext #: _____
2. Household Member Name: _____
   Job Title: _____
   Employer Name: _____
   Employer Address: _____

   County: _____ How long at job? _____
   Immediate Supervisor: _____
   Supervisor Phone Number: _____ Ext #: _____
3. Household Member Name: _____
   Job Title: _____
   Employer Name: _____
   Employer Address: _____
   County: _____ How long at job? _____
   Immediate Supervisor: _____
   Supervisor Phone Number: _____ Ext #: _____
4. Household Member Name: _____
   Job Title: _____
   Employer Name: _____
   Employer Address: _____
   County: _____ How long at job? _____
   Immediate Supervisor: _____
   Supervisor Phone Number: _____ Ext #: _____

INCOME CALCULATION

Please state the amount of your current annual projected gross income from each applicable source. Please complete a separate calculation for every household member who is 18 years of age or over and receives income of any kind. Use additional pages if more than four adults have income.

	Adult #1	Adult #2	Adult #3	Adult #4
Gross Salary or Wages	$	$	$	$
Pension	$	$	$	$
Social Security	$	$	$	$
Unemployment Compensation	$	$	$	$
Child Support received (added to income)	$	$	$	$
Child Support paid (deducted from income)	- $	- $	- $	- $
Disability Payment	$	$	$	$
Welfare	$	$	$	$
Tips/Commissions	$	$	$	$
Alimony	$	$	$	$
Other	$	$	$	$
Sub-Totals	$	$	$	$
TOTAL OF ADULT INCOMES	$			

OTHER INCOME / ASSET INFORMATION

Please list all checking and savings accounts, CDs, Money Market Funds, Mutual Funds and any other assets held by financial institutions below, whether or not you gain any interest from them, for all household members.

Name and Address of Financial Institution	Account Number	Current Balance/Value	Projected Annual Interest Income

Total Projected Interest Income in a year: _____

Please list all stocks, bonds and all other income producing assets.

Name of Assets	Number of shares	Current Value	Projected Annual Income

Total Projected Income in a year: _____

Do you own a business or income producing real estate? Yes _____ No _____

Do you receive income/monies/rent receipts from this asset? Yes _____ No _____

If you own a business provide the monthly gross income and expenses (also provide 2 quarters of a Profit & Loss statement dated and signed by a 3rd party): $ _____

Do you have any other sources of income? Yes _____ No _____

If so, please describe: _____ Gross yearly income: $ _____

Do you own a home or other real estate? Yes _____ No _____

TOTAL HOUSEHOLD GROSS ANNUAL INCOME FROM ALL SOURCES

$ _____

INCOME DOCUMENTATION

Please attach the following documents for every household member who is 18 years of age or over and receives income of any kind (also see attached checklist).

1. Copies of federal and state tax returns for the previous three (3) consecutive years.
2. Copies of four (4) consecutive/current bank statements for all accounts.
3. Copies of six (6) months current bank statements for all accounts.
4. Copies of child support court documents and custody verification, if applicable, are required.

APPENDIX D

Summary of Bordentown Township's Affordability Assistance Program Terms

Summary of Bordentown Township Affordability Assistance Program Terms

		Purpose	Maximum Amount	Program Terms	Very-Low Income Households
Ownership Units	Down Payment Assistance	Provide down payment costs as assistance to income-qualified homebuyers moving into affordable housing in Bordentown	Up to 10% of the purchase price	To be repaid upon resale, refinancing or borrowing against property	Very low-income households will be assisted
	Payment of Closing Costs	Provide closing cost assistance to income-qualified homebuyers moving into affordable housing in Bordentown	Up to $1,500 per household	This assistance is a grant and does not need to be repaid	Very low-income households will be assisted
	Payment of Lender Fees	Assist income-qualified homebuyers with other costs associated with obtaining a loan to purchase an affordable home in Bordentown	Up to $1,500 per household	This assistance is a grant and does not need to be repaid	Very low-income households will be assisted
Rental Units	Moving Expense Assistance	Assist renters of affordable units by providing assistance with moving expenses	Up to $500 per household; $1,500 for very-low-income	This assistance is a grant and does not need to be repaid	Very low-income households will be prioritized
	First Month's Rent	Assist renters of affordable units by paying the first, second or third month's rent, depending on timing of request	Up to one (1) month's rent	This assistance is a grant and does not need to be repaid	Very low-income households will be prioritized
	Security Deposit Assistance	Assist renters of affordable units by paying the security deposit payment directly to the landlord	Determined on a case by case basis	To be repaid by landlord to the Affordable Housing Trust Fund upon termination of tenancy	Only Very low-income households will be assisted
	Utility Deposit Assistance	Assist renters of affordable units by paying the utility deposit payment directly to the utility company	Determined on a case by case basis	This assistance is a grant and does not need to be repaid	Very low-income households will be prioritized

Pursuant to the Township's Spending Plan, the estimated budget for Affordability Assistance projected through 2025 averages approximately $180,046 per year, totaling $1,080,278.67. Of these funds, $360,092.89 will be dedicated to very low-income families.

RESOLUTION #2022-128

RESOLUTION ACCEPTING THE PROPOSAL FROM TUREK CONSULTING LCC FOR VAPOR INTRUSION SYSTEM MAINTENANCE AND REPAIR AT 262 CROSSWICKS ROAD

WHEREAS, the Vapor Intrusion System located at 262 Crosswicks Road requires inspection, maintenance and repair as the system was disconnected due to an audible alarm on February 20, 2022; and

WHEREAS, Turek Consulting LLC has provided a proposal dated May 3, 2022 outlining the scope of work for the Vapor Instrusion System; and

WHEREAS, the Township Committee of the Township of Bordentown has determined that Turek Consulting LLC will best fulfill the needs of the Township at a price not to exceed $4,550.00; and

WHEREAS, this is to certify to the Township Committee of the Township of Bordentown that funds are available from Ordinance #2021-7 as follows:

BUDGET ACCOUNT	YEAR	COST	DETAIL
C-04-55-972-100	CAPITAL	$4,550.00	Vapor Intrusion System

_____
LAURIE FINGER
CHIEF FINANCIAL OFFICER

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Bordentown that the Township Administrator is hereby authorized enter into a contract with Turek Consulting LLC of 712 E. Main Street, Moorestown, NJ 08057 for inspection, maintenance and repair of the Vapor Intrusion System located at 262 Crosswicks Road in an amount not to exceed $4,5500.00.

RESOLUTION #2022-129

RESOLUTION ACCEPTING THE RESIGNATION
OF EMS SUPERVISOR ROSEMARIE GYENGE

WHEREAS, EMS Supervisor Rosemarie Gyenge submitted an email to the Township Administrator detailing her resignation dated April 21, 2022.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Bordentown that it does hereby accept the resignation of Ms. Gyenge's employment with the Township effective April 22, 2022; and

BE IT FURTHER RESOLVED by the Township Committee of the Township of Bordentown that the above conclusion of employment is in accordance with and under the regulations of the New Jersey State Civil Service Commission.

RESOLUTION #2022-130

RESOLUTION APPOINTING
ACTING EMERGENCY MEDICAL SERVICES SUPERVISOR

WHEREAS, there is a need for an Acting Supervisor for Emergency Medical Services; and

WHEREAS, the Township Committee of the Township of Bordentown wishes to appoint Ms. Jennifer Koeller to the position.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Bordentown, County of Burlington, State of New Jersey that it does hereby appoint Jennifer Koeller to the position of Acting EMS Supervisor effective May 2, 2022; and

BE IT FURTHER RESOLVED that Ms. Koeller shall receive a stipend in the amount of $700 per pay period in addition to her hourly rate (as determined by the Collective Bargaining Agreement or the Township salary resolution, whichever is applicable).

BE IT FURTHER RESOLVED that the Acting position and corresponding stipend will run without a definitive term until a permanent EMS Supervisor is named.

RESOLUTION #2022-131

APPROVING 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 May 9, 2022, as submitted by the Office of Treasurer are hereby approved for payment and the Office of the Treasurer is directed to pay the same.

TOWNSHIP OF BORDENTOWN
BURLINGTON COUNTY, NEW JERSEY

1 MUNICIPAL DRIVE, BORDENTOWN TOWNSHIP
BORDENTOWN, NJ 08505-2193
Telephone: (609) 298-2800
FAX: (609) 379-4026

TO: **Mayor & Township Committee**
FROM: **Laurie Finger, CFO/CTC**
DATE: **May 5, 2022**
RE: **Township Meeting May 9, 2022**

Please approve the following for payment:

Current Fund 2021	$	3,621.44
Current Fund 2022	$	3,863,200.37
Builders Trust	$	21,035.12
Capital Fund	$	14,517.30
Animal Control Fund	$	-
Grant Fund	$	729.40
Street Opening	$	-
Off Duty	$	957.50
Affordable Housing Trust	$	1,959.50
Other Trust	$	1,593.75
Federal Forfeiture	$	-
Open Space Trust	$	-
MLETA Trust	$	-
Special Law Enforcement Fund	$	-
UC & TDI Fund	$	-
Total Funds	$	3,907,614.38
Wires Paid		
Payroll 4.29.22	$	210,433.07
Total Payments	$	4,118,047.45

P.O. Type: All
Range: First to Last
Format: Condensed

Include Project Line Items: Yes

Open: N Paid: N Void: N
Rcvd: Y Held: Y Aprv: N
Bid: Y State: Y Other: Y Exempt: Y

Vendor #	Name / PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
06799	ACCLAIM INVENTORY LLC							
	22-00525	03/30/22	2022 FIXED ASSETS INVENTORY	Open	2,300.00	0.00		
ALBERT	ALBERT COOK							
	22-00637	04/12/22	EMT CLASS REIMBURSEMENT	Open	300.00	0.00		
ALEXANDE	ALEXANDER, KEITH							
	22-00664	04/15/22	K9 SUPPLIES	Open	158.35	0.00		
07327	AMERICAN ASPHALT COMPANY, INC							
	22-00663	04/15/22	COLD PATCH	Open	209.25	0.00		
00065	ARMANDO V RICCIO LLC							
	22-00751	05/03/22	APRIL 2022 LEGAL BILLS	Open	525.00	0.00		
00037	ARORA AND ASSOCIATES PC							
	22-00729	05/02/22	ARORA- PB TRAFFIC ENGINEER SER	Open	6,622.50	0.00		
04250	BORDENTOWN REG. SCHOOL DIST							
	22-00764	05/04/22	MAY SCHOOL TAX PAY	Open	2,244,104.64	0.00		
04321	BULL DURHAM TECHNOLOGIES LLC							
	22-00689	04/21/22	VIRUS PROTECTION RENEWAL PW	Open	243.87	0.00		
00520	BURLINGTON CO. TREASURER							
	22-00697	04/22/22	2ND QUARTER 2022 COUNTY TAXES	Open	1,564,893.82	0.00		
03050	CENTRAL JERSEY EQPT. LLC							
	22-00633	04/12/22	PARTS FOR WEED WHACKER	Open	120.15	0.00		
	22-00690	04/21/22	PARTS	Open	198.06	0.00		
					318.21			
06481	CENTRAL JERSEY WASTE/RECYCLING							
	22-00712	04/26/22	TRASH REMOVAL MAY 2022	Open	30,686.60	0.00		
05267	CINTAS							
	22-00677	04/19/22	UNIFORMS W/E 2/9/22	Open	405.26	0.00		
	22-00691	04/21/22	UNIFORMS W/E 4/20/22	Open	134.54	0.00		
	22-00724	05/02/22	BOOTS AND UNIFORMS	Open	326.48	0.00		
					866.28			
03753	CITY OF BORDENTOWN							
	22-00696	04/21/22	OFF DUTY PAYMENT	Open	100.00	0.00		
	22-00733	05/02/22	OFF DUTY PAYMENT	Open	857.50	0.00		
					957.50			
03757	CLARKE CATON HINTZ							
	22-00740	05/02/22	PROFESSIONAL SERVICES 03/2022	Open	799.50	0.00		

Vendor # / PO #	Name / PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
05977	COOPER PEST SOLUTIONS, INC						
22-00698	04/22/22	PEST CONTROL	Open	279.80	0.00		
00510	COURIER TIMES INC						
22-00683	04/19/22	ORDINANCE PUBLICATION	Open	17.94	0.00		
22-00692	04/21/22	LEGAL NOT 4/28 & 5/3 -- PB	Open	107.18	0.00		
22-00705	04/26/22	LEGAL ADVERTISEMENT	Open	74.98	0.00		
22-00706	04/26/22	LEGAL NOT-2022 PB PROF.	Open	20.70	0.00		
22-00722	05/02/22	LEGAL AD--PRASAD P-2021-33	Open	23.46	0.00		
				244.26			
06882	DASH						
22-00704	04/26/22	XL NITRILE EXAM GLOVES	Open	155.90	0.00		
03616	DE LAGE LANDEN FINANCIAL SVCS						
22-00742	05/02/22	COPIER LEASE 4/22-5/22	Open	572.12	0.00		
03628	DELORENZO ASP THE IMAGE						
22-00735	05/02/22	TROPHY	Open	65.00	0.00		
06980	DEPTCOR						
22-00419	03/14/22	TERRY TOWELS	Open	286.00	0.00		
07255	FLEXFACTS						
22-00747	05/02/22	APRIL 2022 FSA BILL	Open	59.50	0.00		
03760	FUSION LLC						
22-00708	04/26/22	04/2022 FIOS BILL	Open	943.94	0.00		
03547	GALLS LLC						
21-01926	12/23/21	ELBERSON UNIFORM	Open	3,302.06	0.00		
04284	GOOGLE LLC						
22-00746	05/02/22	04/22 GOOGLE APPS	Open	873.60	0.00		
GRAIN005	GRAINGER						
22-00711	04/26/22	CLEANER CARTRIDGES	Open	249.11	0.00		
01521	GRAND HOTEL						
22-00701	04/22/22	BCMCAA ANNUAL CONFERENCE 2022	Open	294.00	0.00		
GROFF010	GROFF TRACTOR HOLDINGS LLC						
22-00678	04/19/22	PARTS	Open	83.51	0.00		
04413	HENRY SCHEIN INC						
22-00671	04/15/22	FIRSTAID SUPPLIES O#27293870SE	Open	1,326.56	0.00		
INGLE005	INGLESINO, WEBSTER, WYCISKALA						
22-00699	04/22/22	SPECIAL COUNSEL TAX ABATEMENT	Open	351.50	0.00		
05557	JEFFREY KATZ COMPUTERS LLC						
22-00752	05/03/22	COMPUTER REPAIRS 4/2022	Open	2,610.00	0.00		

Vendor # / PO #	Name / PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
03242	KYOCERA						
22-00709	04/26/22	OVERAGE CHARGES - PD	Open	177.78	0.00		
22-00710	04/26/22	FINANCE COPIER PARTS	Open	46.33	0.00		
				224.11			
02385	LAW OFFICE OF BRIAN J CARLIN						
22-00726	05/02/22	CARLIN- PB SOLICITOR SERVICES	Open	6,892.00	0.00		
08869	LAW OFFICE OF EILEEN K FAHEY						
22-00700	04/22/22	GENERAL LEGAL SERVICES	Open	4,921.00	0.00		
05258	LAW OFFICE OF JEFFREY E SNOW						
22-00739	05/02/22	PUBLIC DEFENDER MAR-APRIL 2022	Open	1,593.75	0.00		
08995	LEGAL AND LIABILITY RISK						
22-00201	02/03/22	SEMINAR	Open	150.00	0.00		
MAGNU005	MAGNUM COMPUTER RECYCLING						
22-00688	04/21/22	BATTERY DISPOSAL 1ST QTR	Open	36.00	0.00		
02017	NJ ADVANCE MEDIA						
22-00693	04/21/22	LEGAL NOT 4/28 & 5/3 PB MTGS	Open	71.34	0.00		
04103	NJ DRE ASSN.						
22-00737	05/02/22	LT NUCERA MEMBERSHIP	Open	50.00	0.00		
PATCH005	PATCHPLAQUES.COM						
22-00420	03/14/22	WALL PLAQUE	Open	366.89	0.00		
PRIME	PRIME LAW						
22-00731	05/02/22	PRIME- TEAM CAMPUS PHS 1	Open	788.50	0.00		
02673	QUEENSBORO INDUSTRIES INC						
22-00723	05/02/22	SHOPPING TOTES	Open	693.40	0.00		
SPIEZLE	SPIEZLE ARCHITECTURAL GROUP						
22-00728	05/02/22	CARMAN- PB PLANNER SERVICES	Open	420.00	0.00		
22-00732	05/02/22	CARMAN- PB PLANNER SERVICES	Open	490.00	0.00		
				910.00			
04626	STAPLES BUSINESS ADVANTAGE						
22-00603	04/08/22	OFFICE SUPPLIES	Open	77.49	0.00		
22-00666	04/15/22	FINANCE OFFICE SUPPLIES	Open	118.91	0.00		
				196.40			
TRIAD005	TRIAD ADVISORY SERVICES INC						
22-00680	04/19/22	TRIAD WATERFRONT ADVISORY SERV	Open	1,543.75	0.00		
05189	TUREK CONSULTING LLC						
21-00788	05/26/21	TUREK-TAX MAP MAINTENANCE	Open	244.40	0.00		B
21-01083	07/22/21	CROSSWICK RD ENVIRO CLEANUP	Open	4,593.30	0.00		B
21-01221	08/19/21	CONNECTOR ROAD-ENGINEER	Open	2,100.00	0.00		B
21-01333	09/16/21	NCP PEDESTRIAN/BIKEWAY	Open	7,824.00	0.00		B

Vendor # / PO #	Name / PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
05189	TUREK CONSULTING LLC	Continued					
22-00625	04/12/22	TAX MAP MAINTENANCE 2022	Open	371.85	0.00		B
22-00720	05/02/22	GENERAL ENGINEERING 2022	Open	616.25	0.00		
22-00721	05/02/22	AFFORDABLE HOUSING	Open	1,160.00	0.00		
22-00727	05/02/22	TUREK- PB ENGINEER SERVICES	Open	5,798.66	0.00		
				22,708.46			
PALLA005	VALERIE PALLAY						
22-00738	05/02/22	COURT SOUND RECORDER	Open	709.00	0.00		
01971	VERIZON WIRELESS						
22-00743	05/02/22	219759991-00002 APRIL 2022	Open	852.56	0.00		
22-00744	05/02/22	742058519-0001 APRIL 2022	Open	154.84	0.00		
				1,007.40			
03180	YARDVILLE SUPPLY CO, INC.						
22-00734	05/02/22	MARKING PAINT	Open	70.00	0.00		

Total Purchase Orders: 67 Total P.O. Line Items: 0 Total List Amount: 3,907,614.38 Total Void Amount: 0.00

Totals by Year-Fund Fund Description	Fund	Budget Rcvd	Budget Held	Budget Total	Revenue Total	G/L Total	Project Total
CURRENT FUND	1-01	3,621.44	0.00	3,621.44	0.00	0.00	0.00
CURRENT FUND	2-01	54,201.91	3,808,998.46	3,863,200.37	0.00	0.00	0.00
BUILDER'S TRUST E	2-05	0.00	0.00	0.00	0.00	0.00	21,035.12
Year Total:		54,201.91	3,808,998.46	3,863,200.37	0.00	0.00	21,035.12
CAPITAL FUND	C-04	14,517.30	0.00	14,517.30	0.00	0.00	0.00
OUTSIDE EMPLOYMEN	E-06	957.50	0.00	957.50	0.00	0.00	0.00
GRANT FUND	G-02	729.40	0.00	729.40	0.00	0.00	0.00
TRUST FUND OTHER	T-13	3,553.25	0.00	3,553.25	0.00	0.00	0.00
Total Of All Funds:		77,580.80	3,808,998.46	3,886,579.26	0.00	0.00	21,035.12

Project Description	Project No.	Rcvd Total	Held Total	Project Total
Pointe Breeze Apts Addition	100200	1,788.00	0.00	1,788.00
PRASAD FENCE VARIANCE	101100	823.46	0.00	823.46
TC Phase I Housing SD/SP	101600	5,542.50	0.00	5,542.50
PONOMA DEVELOPMENT GROUP, LLC	984500	3,892.41	0.00	3,892.41
VOADV PROPERTY INC	986300	3,362.50	0.00	3,362.50
GRAYWACKE/HILL ENVIRON. SITEPL	987900	490.00	0.00	490.00
1784 Capital Holdings Storage	990900	4,775.25	0.00	4,775.25
FIRST INDUSTRIAL WAREHOUSE	992000	361.00	0.00	361.00
Total Of All Projects:		21,035.12	0.00	21,035.12

RESOLUTION #2022-132

RESOLUTION AUTHORZING THE EXECUTION OF AN AGREEMENT BETWEEN THE TOWNSHIP OF BORDENTOWN AND THE BURLINGTON COUNTY PROFESSIONAL FIREFIGHTERS ASSOCIATION OF FIREFIGHTERS, I.A.F.F. LOCAL 3091, AFL-CIO, CLC FOR THE BORDENTOWN EMERGENCY MEDICAL TECHNICIANS

WHEREAS, after extensive bargaining, an initial agreement has been agreed upon by the Township of Bordentown and the Burlington County Professional Firefighters Association of Firefighters, I.A.F.F. Local 3091, AFL, CIO, CLC (hereinafter referred to as "IAFF Local 3091") for the Bordentown Emergency Medical Technicians; and

WHEREAS, the Township Administrator and Labor Counsel recommend the Township Committee's approval of the agreement effective January 1, 2022 through December 31, 2023; and

WHEREAS, it is the desire of the Township Committee to memorialize the terms and approve the Collective Bargaining Agreement between the Township of Bordentown and IAFF Local 3091.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Bordentown, County of Burlington, State of New Jersey that the Collective Bargaining Agreement attached hereto, is hereby ratified and approved.

BE IT FURTHER RESOLVED that the Mayor, Township Administrator and Township Clerk are hereby authorized to execute a formal labor contract on behalf of the Township of Bordentown.

RESOLUTION #2022-133

RESOLUTION AMENDING THE 2022 CAPITAL BUDGET

WHEREAS, the Township of Bordentown 2022 Municipal Capital Budget was adopted on April 25, 2022; and

WHEREAS, pursuant to N.J.A.C. 5:30-4.4B, a capital budget amendment is required when the amount of a specific capital project increases or when a new project is added to the capital budget; and

WHEREAS, it is desired to amend the adopted 2022 Municipal Capital Budget to include the "Capital Maintenance and Improvements to Township Facilities" and reallocate the estimated costs increasing the overall Estimated Total Cost adopted.

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

1. The attached amendment to the 2022 capital budget is approved.
2. The Municipal Clerk shall provide two certified copies of this Resolution to the Director of the Division of Local Government Services in the New Jersey Department of Community Affairs.

RESOLUTION #2022-134

RESOLUTION AUTHORIZING THE APPLICATION FOR
TREATMENT WORKS APPROVAL FOR VOADV PROPERTY INC. FOR
BLOCK 140, LOT 5.02 and BLOCK 140.01, LOTS 1.02 and 2.01

WHEREAS, VOADV Property, Inc., as part of its development application for the development of affordable rental units on Block 140, Lot 5.02 and Block 140.01, Lots 1.02 and 2.01, has submitted water and sewer utility plans and an NJDEP application for treatment works approval for review by the Township Utility Engineer; and

WHEREAS, the properties subject of the application are currently owned by the Township and the Township Utility Engineer has recommended that the Township sign the TWA application, as required by the permitting agency.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Bordentown, in the County of Burlington and State of New Jersey, that the Township Committee hereby endorses the TWA application of VOADC Property, Inc. to be submitted to the New Jersey Department of Environmental Protection for approval and directs the Township Administrator to sign the application and take any and all necessary actions in order to effectuate the terms of this Resolution.

ORDINANCE NO. 2022-08

AN ORDINANCE OF THE TOWNSHIP OF BORDENTOWN, IN THE COUNTY OF BURLINGTON, NEW JERSEY, PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS AND RELATED EXPENSES IN AND FOR THE TOWNSHIP AND APPROPRIATING $20,000,000 FOR SAID PURPOSES; AUTHORIZING THE ISSUANCE OF $19,045,000 PRINCIPAL AMOUNT OF OBLIGATIONS OF THE TOWNSHIP TO FINANCE SAID PURPOSES; AND PROVIDING FOR OTHER MATTERS RELATING THERETO.

BE IT ORDAINED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF BORDENTOWN, IN THE COUNTY OF BURLINGTON, NEW JERSEY (not less than two-thirds of the full membership thereof affirmatively concurring), AS FOLLOWS:

Section 1. Description of Projects

The Township of Bordentown, in the County of Burlington, New Jersey (the "Township") hereby authorizes the acquisition, construction or installation, as the case may be, of the capital improvement projects described below, together with all appurtenances, work and material necessary therefor or incidental thereto (collectively, the "Projects").

Brief descriptions of the Projects hereby authorized, the estimated costs of each Project, the amount of down payment, the maximum amount of obligations to be issued for each Project, and the period of usefulness of each Project, determined in accordance with the Local Bond Law (constituting Chapter 169 of the 1960 Laws of New Jersey, as amended), are as follows:

	Purpose/Improvement	Estimated Total Cost	Grants	Down Payment	Amount of Obligations	Period of Usefulness
A.	Various Road and Street Improvements, including reconstruction and repaving of various Township roads and streets and other road and street related projects, along with stormwater drain improvements in connection therewith, as set forth in a list on file in the office of the Township Clerk, as such list may be amended to include additional roads and streets in the event there are remaining funds under this appropriation, including all work and related materials necessary therefor or incidental thereto.	$1,450,000	-	$70,000	$1,380,000	10 years
B.	The acquisition of Public Works equipment.	$250,000	-	$12,000	$238,000	15 years
C.	Improvements to parks and recreational facilities within the Township, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto.	$250,000	-	$12,000	$238,000	15 years
D.	Capital maintenance and improvements to Township facilities and buildings.	$50,000	-	$3,000	$47,000	10 years
E.	The acquisition of real property.	$500,000	-	$24,000	$476,000	40 years
F.	Planning, design and construction costs for new municipal buildings, including furniture, fixtures and equipment.	$17,500,000	-	$834,000	$16,666,000	30 years
	TOTAL	**$20,000,000**		**$955,000**	**$19,045,000**	**28.37 years**

Section 2. Appropriation for Projects - Down Payment

The Township hereby appropriates the sum of $20,000,000 for the purpose of paying the costs of the Projects, including the sum of $955,000 which is hereby appropriated as the down payment for the Projects pursuant to the Local Bond Law. It is hereby determined and stated that the amount of the down payment is not less than five percent (5%) of the obligations authorized by this Ordinance (except for such obligations that are for projects funded by State of New Jersey grant programs such as the Transportation Trust Fund and other similar programs or obligations for purposes that are self-liquidating, if any) and that the amount appropriated as a down payment has been made available prior to final adoption of this Ordinance by provisions in prior or current budgets of the Township for capital improvements and down payments.

Section 3. Useful Life

It is hereby determined and stated that the average period of usefulness for the Projects, taking into consideration the respective amounts authorized for the separate purposes, according to their respective reasonable useful lives, is not less than 28.37 years.

Section 4. Estimated Cost

It is hereby determined and stated that the estimated cost of the improvements described in Section 1 hereof is $20,000,000, that the amount of this appropriation is $20,000,000 and that such estimated cost includes the aggregate amount of $5,000,000 for items of expense permitted to be included in the cost of said improvements under Section 20 of the Local Bond Law, including architect's fees, engineering and inspection costs, legal expenses, accounting, preliminary planning, test and survey expenses and the costs of authorizing, selling and issuing the obligations herein authorized, and other expenses as set forth in said Section 20 of the Local Bond Law.

Section 5. General Improvement Projects

The Projects described in Section 1 hereof shall be undertaken as general improvement projects, no part of the cost of which has been or shall be assessed against properties benefited thereby. It is hereby determined and stated that the purposes described in Section 1 hereof are not current expenses and are improvements which the Township may lawfully make as general improvements.

Section 6. Authorization of Bonds

(a) For the purpose of financing a portion of the costs of the improvements authorized in Section 1 hereof, there is hereby authorized pursuant to the Local Bond Law the issuance of bonds of the Township in an aggregate principal amount not to exceed $19,045,000.

(b) The Chief Financial Officer of the Township and the Mayor of the Township are hereby authorized and directed to execute all bonds authorized under this Ordinance on behalf of the Township and the Township Clerk is hereby authorized and directed to affix to such bonds the seal of the Township and to attest the same. The Chief Financial Officer of the Township is authorized to deliver all such bonds to the purchaser thereof against receipt of the purchase price therefor. All such Township officials are authorized to take such other action and execute such other documents as may be necessary or appropriate to effect the issuance or delivery of the bonds authorized under this Ordinance.

Section 7. Authorization of Notes

(a) Pending the issuance of the bonds authorized in Section 6(a) hereof, there is hereby authorized the issuance of bond anticipation notes of the Township in an aggregate principal amount not to exceed $19,045,000; provided, however, that if bonds are issued pursuant to Section 6(a) hereof, the aggregate amount of notes authorized to be issued under this Section 7(a) shall be reduced by an amount equal to the principal amount of bonds so issued.

(b) If the aggregate principal amount of outstanding obligations issued pursuant to Section 6(a) and Section 7(a) hereof shall at any time exceed $19,045,000 the proceeds thereof shall, to the extent of such excess, be applied to the payment of the obligations then outstanding. Whenever funds have been deposited with a bank or trust company and committed or reserved for the payment thereof, the principal amount of the obligations for which sufficient funds have been so deposited shall be deemed no longer outstanding under this Ordinance.

(c) All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer of the Township, provided that no note shall mature later than one year from its date of issuance. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer of the Township. The Chief Financial Officer shall determine all other matters in connection with notes pursuant to this Ordinance, and the execution of the notes on behalf of the Township shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law. The Chief Financial Officer of the Township is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The Chief Financial Officer of the Township is directed to report in writing to the governing body of the Township at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this Ordinance is made. Such report must include the amount, the interest rate and the maturity schedule of the notes sold, the price obtained and the name or names of the purchasers.

Section 8. Supplemental Debt Statement

It is hereby determined that the Supplemental Debt Statement required pursuant to the Local Bond Law has been duly filed in the Office of the Township Clerk prior to the passage on first reading of this Ordinance, that a complete executed duplicate thereof has been duly filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey prior to the final passage of this Ordinance, and that said Supplemental Debt Statement shows that the gross debt of the Township, as defined in the Local Bond Law, is increased by the authorization of obligations hereunder in the amount of $19,045,000 and that the issuance of the obligations authorized by this Ordinance is within all the debt limitations prescribed by the Local Bond Law

Section 9. Amendment of Capital Budget

The capital budget of the Township is hereby amended to conform with the provisions of this Ordinance to the extent of any inconsistency herewith. The amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Township Clerk and is available in the office of said Clerk for public inspection.

Section 10. Pledge of Credit and Taxes

For the punctual payment of the principal of and interest on all obligations authorized to be issued by this Ordinance, the entire full faith, credit and taxing power of the Township is hereby irrevocably pledged. The obligations shall be direct, unlimited general obligations of the Township, and, unless paid from other sources, the Township shall levy ad valorem taxes upon all taxable property within the Township for the payment of the principal of and interest on the obligations without limitation as to rate or amount.

Section 11. Covenant as to Federal Income Tax Exemption

The Township hereby covenants with the owners of all obligations authorized to be issued by this Ordinance not to take or omit to take any action so as to cause interest on the obligations to be no longer exempt from federal income taxes. The Township further covenants with the owners of the obligations that it will not authorize or make any prohibited payment or any investment of any proceeds of any obligations or make any other use of such proceeds which would cause such obligations to be "arbitrage bonds" as such term is defined in Section 148 of the Internal Revenue Code of 1986 as the same may be amended or superseded from time to time and the regulations issued thereunder, and the Township further covenants to rebate to the United States Treasury any excess earnings on the gross proceeds of such obligations, as necessary, and to otherwise comply with said Section 148 and said regulations throughout the term of all such obligations.

Section 12. Official Intent

The Township reasonably expects to reimburse itself from proceeds of the obligations authorized by this Ordinance for capital expenditures with respect to the Projects initially paid for from current or other available funds of the Township. This constitutes a declaration of "official intent" within the meaning of Treasury Regulations §1.150-2. The Township hereby certifies that this declaration is reasonable on the date hereof in that (i) it is consistent with the budgetary and financial circumstances of the Township, (ii) no funds (other than the proceeds of the obligations authorized by this Ordinance) are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside by the Township pursuant to its budget or financial policies with respect to the capital expenditures to be reimbursed, and (iii) the Township does not have a pattern of failing to reimburse itself for capital expenditures actually paid and for which an official intent was declared, other than due to unforeseeable extraordinary circumstances beyond the Township's control. The Township acknowledges that in order to reimburse itself for capital expenditures incurred with respect to the Projects, the obligations authorized by this Ordinance must be initially issued not later than eighteen months after the later of the date the relevant capital expenditure is initially paid or the date the relevant capital improvement is placed into service.

Section 13. Grants

The Township expects to receive, or intends to apply to receive, certain grants in connection with certain of the Projects authorized hereunder, with such grants, if awarded, expected to be made available to the Township on a reimbursement basis, only after the Township has made the initial expenditure of funds. To the extent that the Township receives grants in aid of any Project, any such grant proceeds from

time to time received by the Township shall be used for financing the Project for which such grant was made by application thereof either to the direct payment of the costs of such Project or (in the case of grants received on a reimbursement basis) to the payment of the obligations of the Township authorized therefor by this Ordinance. Any such funds so received may, and all such funds so received which are not required for direct payment of the costs of the Project shall, be held and applied by the Township as funds applicable only to the payment of obligations of the Township authorized by this Ordinance.

Section 14. Subsequent Resolutions

Pursuant to Section 16 of the Local Bond Law, all matters with respect to the obligations authorized by this Ordinance not contained or determined in this Ordinance, including, without limitation, the maturity or maturities, rate or rates of interest and redemption provisions thereof, may be determined by resolution or resolutions hereafter to be adopted in the manner provided by law.

Section 15. Effective Date

This Ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by the Local Bond Law.