

TOWNSHIP COMMITTEE MEETING – JULY 14, 2008

7:30 PM MUNICIPAL BUILDING, 770 COOPERTOWN ROAD., DELANCO, NJ
08075

ROLL CALL: Devinney, absent; Fitzpatrick, present; Hinkle, present; Templeton, present; Ouellette, present

Also Present: Mr. Corcoran, Twp. Administrator; Mr. Denton, Twp. Engineer; Mr. Kearns, Twp. Solicitor; Mrs. Lohr, Municipal Clerk; Ms. Zimmermann, Deputy Municipal Clerk; Mr. Fenimore, Supt. of Public Works; Mr. Parsons, Chief of Police;

FLAG SALUTE

SUNSHINE STATEMENT:

Please be advised that proper notice of this meeting has been given in compliance with the Open Public Meetings Act in the following manner. Written notice has been mailed to the Burlington County Times and Courier Post and published in the January 7, 2008 editions. Written notice has been posted on the official bulletin board of the Township of Delanco at least 48 hours prior to the meeting.

CONTINUED 2008 MUNICIPAL BUDGET PROCESS AND HEARING

Mayor Ouellette commented that the Township Committee has been working on the budget and it has been a long process. Mayor Ouellette stated that they started out with about a 33 cent increase and about a month ago they brought it down to about an 8.8 cent increase. Currently with the State aid that is coming back to the Township, they have made adjustments and are now looking at a 5.1 cent increase

HEARING OPEN TO THE PUBLIC

Mayor Ouellette opened the hearing to the public.

1. Ralph McCullough, 308 Buttonwood Street, questioned when the tax bills would be sent.

The Municipal Clerk, Mrs. Janice Lohr stated that there will probably be a resolution at the July 28th meeting to extend the third quarter tax period. Mrs. Lohr will meet with the Tax Collector, Mrs. Lynn Davis to set a new due date; they will be due later than August 1st because they probably won't be printed by then so the taxes will be due sometime in September.

Committeewoman Kate Fitzpatrick commented that for an average household of \$241,000; a five cent increase is \$121.50.

2. Jack Hoefle, 44 Pennington Court, stated that according to the published minutes for the Delanco Sewerage Authority on March 11, 2008; their attorney was instructed to write a letter to the Township agreeing to the postponement of the Township's payment of \$75,000 for both 2007 and 2008. Mr. Hoefle asked if these amounts were included in the proposed budget.

Committeewoman Joan Hinkle stated that the Delanco Sewerage Authority waived the payment to them from the Township, but stated that they will not be waiving it next year.

3. Marty Goldberg, 75 Pennington Court, commented that he runs two large major companies with budgets in the billions, and stated that trying to evaluate the Township budget is an exercise in futility. Mr. Goldberg stated that he has

never seen a budget without a chart of accounts, schedules and without backup. Mr. Goldberg stated that he hopes that the Township has a lot more detail than is printed on the proposed budget document. Mr. Goldberg commented that half of the budget is "other". Mr. Goldberg asked if the sale of the Mansion and receipt of \$1.7 million dollars reduce the debt service for a like amount for next year. Committeewoman Kate Fitzpatrick stated that the receipt of \$1.7 million dollars is to pay back the Township for paying off the short term note. A discussion ensued. Mr. Goldberg stated that he attended some of the budget workshops and complimented the Township Committee on reducing the 30 cent increase to a nickel. However, Mr. Goldberg stated that one of the commitments made at these meetings was to reduce controllable expenses by 15% off the 2007 budget and that has not been done, and asked why the Township "backed off". Mr. Goldberg suggested starting from scratch and justifying each expenditure before it is put into the budget; and every department head gives a line by line budget with a justification for every expenditure.

Committeewoman Kate Fitzpatrick asked what was approved as far as the non-contractual increase for the employees. The Township Administrator, Mr. Steven Corcoran stated that it is 4%.

4. Steve Schofield, 400 Burlington Avenue, questioned; when a department has an approved amount of dollars to spend; can that department spend the money on anything they want? Mr. Schofield asked if there was anything in place that controls what they spend their money on. The Township Solicitor, Mr. William Kearns stated that the Township Committee has to approve each expenditure. Mr. Schofield asked why the Recreation Commission paid Denton Engineering for an engineering and architectural inspection of the Jacobs building on Burlington Avenue in Delanco. Committeewoman Kate Fitzpatrick stated that the Recreation Commission does not need the Township's approval to do that. Committeewoman Kate Fitzpatrick stated that the Recreation Commission is considering purchasing the property and the first thing they have to do is look into the condition of the building. Mr. Schofield stated that he felt the \$1,500 for the inspection was a "waste of money".
5. Frank Klare, 6 Russ Farm Way, commented that he attended several of the open budget sessions and there was talk of cutting money and questioned what top three items the Township reduced? Mayor Ouellette stated that one police officer and one public works employee were not replaced. Mr. Klare asked if the Township cut any services. Mayor Ouellette stated that they looked into once a week trash pickup and it was less expensive to stay with our current contract for twice a week pick-up. A discussion ensued.

Deputy Mayor Mike Templeton stated that he and Committeeman Ed Devinney found while researching Sewerage Authority information that the debt for the Sewerage Authority repayment loan never showed up in the budget. Mr. Templeton stated that everyone was under the impression that the \$350,000 to the Sewerage Authority did not have to be paid back until the Zurbrugg Mansion was sold. However, while reading the agreement, it stated that the first \$75,000 was due a year ago, and is due each March. Mr.

Templeton stated that there is also a joint debt with the Sewerage Authority that does not show up in the audit regarding the same Coopertown Sewer Line (\$1.8 million dollar) project with approximately \$1.2 million dollars in interest that was never calculated into any repayment schedule. Mr. Templeton stated that the Township and the Sewerage Authority over the next sixteen years has to figure out how to pay \$1.2 million dollars in interest. Committeewoman Joan Hinkle stated that most of the money is for the fair share agreement on Coopertown Road. Mr. Templeton stated that there is a problem with the fair share agreement because the engineering firm at the time calculated maximum build out usage for all the properties, and some of the properties are vacant land and under the law, do not owe anything. Mr. Templeton stated that the Fair Share process was flawed and there was no calculation of the \$1.2 million dollars in interest payments on a \$1.8 million dollar loan from the Burlington County Bridge Commission. Committeewoman Kate Fitzpatrick commented that part of the loan for the line was for the Sewerage Authority and not for the Township. Ms. Fitzpatrick stated that it was \$1 million for the sewer line and the Township was expected to pay half (\$500,000). The Sewerage Authority was supposed to receive the first half of the connection fee or what the property was assessed at for their contribution and the rest would go to them as they collected it. Ms. Fitzpatrick reiterated that the loan is not all the Township's loan; \$800,000 was for the Sewerage Authority. Committeewoman Kate Fitzpatrick stated that the loan included monies for another project they were doing, so the Township does not have to pay all the interest or the entire loan. Ms. Fitzpatrick stated that the Township has \$500,000 that they pay interest on. Ms. Fitzpatrick stated that the amount was not put in the budget because it was being paid by the fair share agreement. Committeewoman Kate Fitzpatrick stated that regarding the \$350,000; there was an agreement to be paid and the Township asked for a waiver and she does not know why it was not put in the budget by the CFO. Committeewoman Kate Fitzpatrick stated that the acquisition money (\$300,000.) from the Green Acres Grant can be used to pay that out of surplus once the surplus turns over. Committeewoman Kate Fitzpatrick stated that she resented the implication and stated that she has been a member of the Township Committee for seven years and she has never hid anything from the residents. Deputy Mayor Mike Templeton stated that he is not assigning blame; this is a situation that they are currently dealing with; there are serious debt obligations that the Township has. Committeewoman Kate Fitzpatrick stated that the Township continues to give raises when people in this town don't get raises; senior citizens don't get 4% raises; people on fixed incomes and even corporate; read the paper. Ms. Fitzpatrick stated that we are in tough economic times right now and the Township needs to tighten up this Township Committee and the workings of it, and "Marty" is right; they haven't done that. Ms. Fitzpatrick stated that had they known that the Governor was going to take the funds that he did; they probably wouldn't have done the same amount for the Police Contract. Ms. Fitzpatrick stated that they still have an opportunity here; it may not be a huge sum of money but it is still some \$20,000 that the residents of Delanco are paying for non-contractual employees. Ms. Fitzpatrick stated that Government employees get medical benefits and each year they increase 7-19% a year and she feels that is an increase in their salary. Ms. Fitzpatrick stated that she recommended a few things to be cut and they weren't. Ms. Fitzpatrick still feels that there is still an opportunity to do this if they are amending the budget.

6. Steve Schofield, 400 Burlington Avenue, stated that he agreed with Kate. Mr. Schofield stated that he did not get a 4% raise. Mr. Schofield stated that he

thinks that more could be cut.

7. Steven Jass, 4 McCay Way, thanked the Township Committee for deferring the two cents out of the budget this year. Committeewoman Kate Fitzpatrick stated that the Resolution for this has not been passed yet.

Committeewoman Kate Fitzpatrick asked if the Township Committee would get a list of the actual amendments. Ms. Fitzpatrick asked if there will be any additional cuts. Mayor Ouellette stated that if they make additional cuts, they will have to have another public session published and hold another meeting and delay the adoption of the budget. Ms. Fitzpatrick stated that she has a problem with the raises; she had a problem with it last year and has a problem with it now. Ms. Fitzpatrick stated that next year they will have to cut employees next year; so you give them a 4% raise this year and next year you have to cut. Ms. Fitzpatrick stated that they will probably have to cut at least three employees next year. A discussion ensued. Committeewoman Fitzpatrick stated that she feels the employees need to know this and she feels they would understand. Ms. Fitzpatrick stated that she feels the Township Committee should show the public that they are making an effort. Deputy Mayor Mike Templeton stated that you cannot isolate a group because they don't have the protections of a group bargaining agreement and have them bear the brunt of some savings. Mr. Templeton feels that this would create huge morale problems. Mr. Templeton and Mayor Ouellette stated that we have hard working employees; there is a reason why this is a good community to work in and if you are going to treat people unfairly; it will turn them to look elsewhere and then you are into a revolving door of employees and retraining and getting the new people up to speed. Committeewoman Kate Fitzpatrick stated that she disagreed. Mr. Templeton stated that there is a price to pay for experience; there is a price to pay for local knowledge; there is a price to pay for having employees that are doing multiple jobs and wearing multiple hats. Mr. Templeton stated that they should treat people like people and not a black and white figure. Committeewoman Kate Fitzpatrick stated that the corporate world is not giving raises and employees aren't leaving or disgruntled; they are grateful that they have a job. Ms. Fitzpatrick stated that she has been with her firm for thirty-three years and she stated that every year there is an economic problem, they do not receive raises; and sometimes they don't give them to the lower staff and they will have a meeting and tell them. Ms. Fitzpatrick stated that she finds it hard to believe that any employee in this office is going to turn around and walk out the door because they don't get a 4% raise; they will be grateful they have a job; "or if they do, what is wrong with bringing someone new in?" Ms. Fitzpatrick stated that she feels some of these positions need to be capped; you can't continue; there are some positions in certain areas of work that need to have a cap and maybe just a small raise each year to cover the cost of living. Ms. Fitzpatrick stated that you can't continue to grow salaries out of sight like the Township. Ms. Fitzpatrick stated that this is what Governor Corzine is trying to tell you; that some positions are being over paid. Ms. Fitzpatrick stated, "That she doesn't feel this would cause an imposition on the staff and she thinks that the staff needs to understand that they have a fiduciary responsibility to the residents of this town to be more aware of the money they spend and how they spend it in every area."

Committeewoman Joan Hinkle agreed with Deputy Mayor Mike Templeton's comments about the employees and singling out. Mrs. Hinkle stated that she felt that a 1% decrease in a 4% raise wouldn't make that much difference; however, for the Township it would make about \$21,200 difference. Mrs. Hinkle said that this is not a lot of money but at least it is a beginning and she feels the workers would not quibble over 3%.

Committeewoman Kate Fitzpatrick stated that she would cut it more than that. Deputy Mayor Mike Templeton commented on a line item in the amount of \$10,000 that was considered loose change for future grants or bonding. Committeewoman Kate Fitzpatrick stated that this was a grant for the Township but the money was never received. Ms. Fitzpatrick stated that this is a Smart Future Master Plan Grant and they had to pay the Township Planner to recover the funds.

The Township Administrator, Mr. Steven Corcoran stated that he thinks Deputy Mayor Mike Templeton is referring to a line item in the budget for capital expenditures of \$10,000 which is the down payment in the event that the Township Committee felt that they had a need to go to bonding for some item of emergency nature.

Deputy Mayor Mike Templeton suggested that they remove this \$10,000 from the budget rather than putting the "screws" to someone who works for this community.

Committeewoman Kate Fitzpatrick stated that the \$10,000 could be removed because the Township has a bond of \$135,000 that they have not amended. Committeewoman Kate Fitzpatrick stated that the \$10,000 should come out and she still believes that the Township should not give the 4% increase. Mayor Ouellette asked Ms. Fitzpatrick what percent increase she would give; she said 2%. Committeewoman Kate Fitzpatrick asked a resident in the audience, Mr. Ralph McCullough what Social Security gave him this year as an increase; he said less than 2%. A discussion ensued regarding the raise percentages.

The Township Solicitor, Mr. William Kearns stated that the Township Committee members have to realize that they have certain statutory protected offices; clerk, assessor, chief financial officer and tax collector; they all must receive basically the average of the increase that the other employees get. Committeewoman Kate Fitzpatrick clarified the discussion by stating that the State Statute does not allow the Township to differentiate. Mayor Ouellette asked the Municipal Clerk about taking the \$10,000 out of the budget. A discussion ensued regarding the \$10,000. Committeewoman Kate Fitzpatrick stated that according to the Township Solicitor, Mr. Kearns, they cannot change the bond that exists and create a down payment on another bond. The Township Administrator, Mr. Steven Corcoran stated that you can take an existing bond providing the financial people estimate the same life expectancy of that which you have already bonded; you can re-appropriate an existing bond on the approval of the Township Committee.

Deputy Mayor Mike Templeton questioned whether the Township Committee could make subsequent amendments at the special meeting on July 28, 2008. The Township Administrator stated that an amendment after this evening may require a separate hearing and require an advertisement in the newspaper. After a discussion and the Municipal Clerk and Township Solicitor checking the legal issues; it was determined that any amendment would require a public hearing and advertisement.

HEARING CLOSED TO THE PUBLIC

Since there were no further comments or questions from the public, Mayor Ouellette closed the meeting to the public.

RESOLUTION 2008-97

RESOLUTION TO AMEND 2008 BUDGET

WHEREAS, the local municipal budget for the year 2008 was approved on the 19th day of May, 2008 and;

WHEREAS, the public hearing on said budget has been held as advertised, and;
WHEREAS, it is desired to amend said approved budget, now therefore;
BE IT RESOLVED, by the Township Committee of the Township of Delanco, County of Burlington, that the following amendments to the approved budget of 2008 be made:

<u>Anticipated Revenues</u>	From	To
1 Surplus Anticipated	\$530,000.00	\$430,000.00
Total Surplus Anticipated	530,000.00	430,000.00
3 Miscellaneous Revenues - Section B: State Aid Without Offsetting Appropriations:		
Consolidated Municipal Property Tax Relief Aid	0.00	184,324.00
Total Section B: State Aid Without Offsetting Appropriations	361,324.00	545,648.00
3 Miscellaneous Revenues - Section G: Special Items of General Revenue Anticipated with Prior Written Consent of Director of Local Government Services – Other Special Items:		
Liquidation of Interfund Receivables	0.00	100,000.00
Total Section G: Special Items of General Revenue Anticipated with Prior Written Consent of Director of Local Government Services – Other Special Items:	1,700,000.00	1,800,000.00
Total Miscellaneous Revenues	2,470,690.00	2,755,014.00
5 Subtotal General Revenues (Items 1,2,3 and4)	3,260,690.00	3,445,014.00
6 Amount to be Raised by Taxes for Support of Municipal Budget:		
Local Tax for Municipal Purposes including Reserve for Uncollected Taxes	2,938,230.21	2,724,446.28
Total Amount to be Raised by Taxes for Support of Municipal Budget	2,938,230.21	2,724,446.28
7 Total General Revenues	6,198,920.21	6,169,460.28
8 GENERAL APPROPRIATIONS		
(A) Operations within “CAPS”		
Legal Services and Costs		
Other Expenses	90,000.00	70,000.00
Joint Land Use Board		
Other Expenses	19,592.00	37,279.00
Police		
Salaries and Wages	861,227.00	851,227.00
Road Repairs and Maintenance		
Other Expenses	32,577.00	27,577.00
Public Buildings and Grounds		
Other Expenses	49,846.00	39,846.00
Total Operations {Item 8(A)} within “CAPS”	3,269,322.00	3,242,009.00
Total Operations Including Contingent – within “CAPS”	3,269,322.00	3,242,009.00
Detail:		
Salaries and Wages	1,683,395.00	1,673,395.00
Other Expenses	1,585,927.00	1,568,614.00
(E) Deferred Charges and Statutory Expenditures – Municipal within “CAPS”		
Deficit in Operations	0.00	5,271.37
Total Deferred Charges and Statutory Expenditures – Municipal within “CAPS”	135,044.62	140,315.99
(H-1) Total General Appropriations for Municipal Purposes		

	within "CAPS"	3,404,366.62	3,382,324.99
(L)	Subtotal General Appropriations {Items (H-1) and (O)}	5,824,395.12	5,802,353.49
(M)	Reserve for Uncollected Taxes	374,525.09	367,106.79
9	Total General Appropriations	6,198,920.21	6,169,460.28

BE IT FURTHER RESOLVED, that two certified copies of this resolution be filed forthwith in the Office of the Director of Local Government Services for his certification of the 2008 local municipal budget so amended;

BE IT FURTHER RESOLVED, that this complete amendment, in accordance with the provisions of N.J.S.A. 40A:4-9, be published in the Burlington County Times in the issue of July 18, 2008, and that said publication contain notice of public hearing on said amendment to be held at the Municipal Building on July 28, 2008, at 7:30 o'clock p.m..

It is hereby certified that this is a true copy of a resolution amending the budget, adopted by the governing body on the 14th of July, 2008.

Recorded Vote:	Ayes	(Hinkle (Templeton (Ouellette ((Nays	(Fitzpatrick
			Abstained	(
			Absent	(Devinney

Motion by Joan Hinkle, seconded by Mike Templeton to adopt Resolution 2008-97 and set public hearing date with amendments for July 28, 2008.

Roll Call: Devinney, absent; Fitzpatrick, no; Hinkle, yes; Templeton, yes; Ouellette, yes

The Township Administrator, Mr. Steven Corcoran questioned, based on the vote, if the Township Committee is proceeding with the raises as they are included in the proposed budget. Mayor Ouellette stated that he would like to poll the Township Committee members to give the 4% increase to the remaining employees that are non-contractual and noted in the budget. Committeewoman Joan Hinkle stated that we don't have a choice. Committeewoman Kate Fitzpatrick stated that there are only three employees that they don't have a choice on; municipal clerk, chief financial officer and the tax collector. Committeewoman Joan Hinkle stated that would be singling out people and that is not good and she objects to that. Deputy Mayor Mike Templeton stated that he agreed to the previous percentage increases because they are fair and equitable. Committeewoman Kate Fitzpatrick disagreed. Mayor Ouellette agreed to give the other employees the same 4% increase that is given to all the other employees.

**ROBB WILLIS- AVR RESOURCE GROUP, INC.
SHARED SERVICES REGIONAL COORDINATION GRANT**

Mr. Willis stated that the Township Administrator, Mr. Steven Corcoran asked him to make a presentation to the Township regarding a grant application that was made in 2006 under Resolution 2006-61 supporting the grant application for in kind services equal to the amount of \$449.29. Mr. Willis gave a background history. Mr. Willis reported that about six years ago eleven municipalities in Burlington County joined together to regionalize the apartment condominium trash services under MAX (Municipal Apartment Condominium Collection Services). Mr. Willis stated that it has been extremely

successful and they have saved about \$600,000 a year on the contract. Mr. Willis stated that his purpose for being here tonight is to ask for a reauthorization of the previous Resolution 2006-61. Mr. Willis stated that the wording needs to show the dollar amount that the Burlington County Bridge Commission is paying rather than an in kind service. Committeewoman Kate Fitzpatrick asked if the Township would benefit from this service. Mr. Willis stated that they are looking at the feasibility of providing some type of other or joint services for solid waste collection to see if they can get the pricing down. Committeewoman Kate Fitzpatrick stated that the only thing that needs to be changed is the bottom line; agrees to provide its pro rata share of the required local matching funds of \$449.29 as its contribution to the studies cost as done by the Burlington County Bridge Commission.

Motion by Kate Fitzpatrick, seconded by Mayor Ouellette to adopt Resolution 2008-101 as amended to include the wording; “be it further resolved that the Township of Delanco agrees to provide it’s pro rata share of the required local matching funds by way of the cash contribution of \$449.29 to be provided by the Burlington County Bridge Commission Shared Services Program.”

Roll Call: Devinney, absent; Fitzpatrick, yes; Hinkle, yes; Templeton, yes; Ouellette, yes

RESOLUTION 2008-101

WHEREAS, the Governing Body of the TOWNSHIP OF WILLINGBORO and BEVERLY CITY, BEVERLY CITY BOARD OF EDUCATION, BURLINGTON CITY, DELANCO TOWNSHIP, DELRAN TOWNSHIP, EASTAMPTON TOWNSHIP, EASTAMPTON TOWNSHIP BOARD OF EDUCATION, EDGEWATER PARK TOWNSHIP, HAINESPORT TOWNSHIP, MAPLE SHADE TOWNSHIP, MAPLESHADE TOWNSHIP BOARD OF EDUCATION, MOUNT HOLLY TOWNSHIP, MOUNT HOLLY BOARD OF EDUCATION, RIVERSIDE TOWNSHIP, SPRINGFIELD TOWNSHIP, TABERNACLE TOWNSHIP, WESTAMPTON TOWNSHIP, AND WRIGHTSTOWN BORO, have agreed to apply for a *SHARE* (Sharing Available Resources Efficiently) Grant through the State of New Jersey Local *SHARE* Program in the amount of \$68,828.64; and,

WHEREAS, the TOWNSHIP OF WILLINGBORO has agreed to be the lead agency in this endeavor; and

WHEREAS, the State of New Jersey has made *SHARE* grants available to assist local units study, develop and implement new shared and regional services; and

WHEREAS, the purpose of this grant is to promote shared services between our local units through the sharing of solid waste collection services that would be beneficial to all local units. This would include things such as technological advances, different methods of solid waste removal, and data retrieval.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the TOWNSHIP OF DELANCO, that the TOWNSHIP OF DELANCO does hereby join with TOWNSHIP OF WILLINGBORO, BEVERLY CITY, BEVERLY CITY BOARD OF EDUCATION, BURLINGTON CITY, DELRAN TOWNSHIP, EASTAMPTON

TOWNSHIP, EASTAMPTON TOWNSHIP BOARD OF EDUCATION, EDGEWATER PARK TOWNSHIP, HAINESPORT TOWNSHIP, MAPLE SHADE TOWNSHIP, MAPLESHADE TOWNSHIP BOARD OF EDUCATION, MOUNT HOLLY TOWNSHIP, MOUNT HOLLY BOARD OF EDUCATION, RIVERSIDE TOWNSHIP, SPRINGFIELD TOWNSHIP, TABERNACLE TOWNSHIP, WESTAMPTON TOWNSHIP, AND WRIGHTSTOWN BORO in applying for a grant for the purpose of a feasibility study; and

BE IT FURTHER RESOLVED that the TOWNSHIP OF DELANCO, agrees to provide its pro rata share of the required local matching funds by way of cash contribution of \$449.29 to be provided by the Burlington County Bridge Commission Shared Services Program.

RESOLUTION 2008-98

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF DELANCO, BURLINGTON COUNTY, NEW JERSEY, SUSPENDING THE COLLECTION OF TWO CENTS OF THE OPEN SPACE, FARMLAND PRESERVATION, HISTORIC PRESERVATION AND RECREATION TAX FOR 2008.

MEETING OPEN TO THE PUBLIC

Mayor Ouellette opened the hearing to the public.

Committeewoman Kate Fitzpatrick commented that this is a great thing to do and it was her suggestion because it had been mentioned in a previous Township Committee meeting by Steve Schofield. Ms. Fitzpatrick looked into the suspension of Open Space Tax and the Township can do this and she recommends waiving the Open Space Tax this year. Committeewoman Joan Hinkle commented that it should be noted that this is only for this year. Mayor Ouellette felt it was a great suggestion due to cut in State Aid. However, Mayor Ouellette stated that he would like to take a one cent reduction this year and take the other penny and put it into the savings account for the Open Space. Deputy Mayor Mike Templeton stated that he agreed with Mayor Ouellette because he talked to a lot of residents and solicited their feelings and he would like to see the one cent and not suspend the tax entirely. Mr. Templeton has spoken with representatives from Green Acres and their guidance is that current projects that the Township has applied for would be unchanged, but if the Open Space Tax was suspended that any future projects would result in half the funding from Green Acres.

Committeewoman Kate Fitzpatrick asked Deputy Mayor Mike Templeton to name some of the properties he was referring to. Ms. Fitzpatrick stated that the Township sold the Mansion and that was the only property that the Township used these funds for. Ms. Fitzpatrick further stated that the funds the Township used were earmarked then to be returned when we received them.

Committeewoman Kate Fitzpatrick stated that she disagreed with Deputy Mayor Mike Templeton's interpretation because they did check with the Township Solicitor and the Township's availability to Green Acres is not hurt by suspending this tax and the interpretation was pretty clear. Ms. Fitzpatrick stated that she feels the Township can and should suspend the two cent Open Space Tax because they owe the residents that because this is a really tough year. Committeewoman Joan Hinkle asked the Township Solicitor, Mr. William Kearns for clarification on this matter. Mr. Kearns stated that it was his interpretation that the Township

has the legal authority not to appropriate the amount. When the referendum was held, it authorized the Township to appropriate up to two cents and that you can't go over that amount. Mr. Kearns stated that this is a policy decision for the Township to make.

Committeewoman Joan Hinkle stated that this is a bad year for the residents of Delanco and she feels that the Township should give the residents the two cents this year. However, Mrs. Hinkle stated that she will come back strong next year to reinstate it.

Deputy Mayor Mike Templeton also stated that the other additional advantage is that the one cent returns it to the value that it was for the amount that the fund gains each year to a level that was the same prior to the Township's revaluation.

Committeewoman Joan Hinkle questioned the Township Administrator as to how much was left in the Open Space Tax account.

MEETING CLOSED TO THE PUBLIC

Since there were no further comments or questions from the public, Mayor Ouellette closed the hearing to the public.

Motion by Joan Hinkle, seconded by Kate Fitzpatrick to adopt Resolution 2008-98.

Roll Call: Devinney, absent; Fitzpatrick, yes; Hinkle, yes; Templeton, no; Ouellette, no

The Municipal Clerk, Mrs. Janice Lohr stated that the motion does not carry.

The Township Solicitor, Mr. William Kearns stated that Township may have the ability to revisit this resolution when Committeeman Ed Devinney returns.

Committeewoman Kate Fitzpatrick asked to have Resolution 2008-98 put on the agenda for the next Township Committee Meeting. A discussion ensued regarding the dates and time frame required for its adoption and its effect on the budget.

RESOLUTION 2008-102

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF DELANCO, BURLINGTON COUNTY, NEW JERSEY, SUSPENDING THE COLLECTION OF ONE CENT OF THE OPEN SPACE, FARMLAND PRESERVATION, HISTORIC PRESERVATION AND RECREATION TAX FOR 2008.

Motion by Mike Templeton, seconded by Fern Ouellette to adopt Resolution 2008-102 to amend the Open Space Tax to a one cent tax.

Roll Call: Devinney, absent; Fitzpatrick, no; Hinkle, no; Templeton, yes; Ouellette, yes

The Municipal Clerk, Mrs. Janice Lohr stated that the motion does not carry.

ORDINANCE 2008-4

**PERSONNEL PRACTICES ORDINANCE
AN ORDINANCE ESTABLISHING PROCEDURES TO ADOPT
PERSONNEL PRACTICES AND AUTHORIZING THE TOWNSHIP
ADMINISTRATOR TO IMPLEMENT SAID PRACTICES WITH ALL
OFFICIALS, APPOINTEES, EMPLOYEES, PROSPECTIVE**

**EMPLOYEES, VOLUNTEERS, AND INDEPENDENT CONTRACTORS OF
THE TOWNSHIP OF DELANCO
THIRD READING BY TITLE ONLY AND CONTINUED PUBLIC HEARING**

Committeewoman Kate Fitzpatrick stated that she thought the Township Committee was going to get revisions on the personnel policies. Ms. Fitzpatrick understood that the Township Administrator, Mr. Steven Corcoran was going to email the Township Solicitor with the changes regarding comp time issues.

HEARING OPEN TO THE PUBLIC

Mayor Ouellette opened the hearing to the public.

HEARING CLOSED TO THE PUBLIC

Since there were no comments or questions from the public, Mayor Ouellette closed the hearing to the public.

Motion by Joan Hinkle, seconded by Kate Fitzpatrick to table Ordinance 2008-4 and set fourth reading by title only and continued public hearing for August 4, 2008.

Roll Call: Devinney, absent; Fitzpatrick, yes; Hinkle, yes; Templeton, yes; Ouellette, yes

ORDINANCE 2008-5

INDEMNIFICATION ORDINANCE

**AN ORDINANCE AUTHORIZING THE TOWNSHIP OF DELANCO TO
PROVIDE LEGAL COUNSEL AND INDEMNIFICATION FOR OFFICIALS,
EMPLOYEES AND APPOINTEES OF THE TOWNSHIP IN CERTAIN
ACTIONS BROUGHT AGAINST SAID OFFICIALS, EMPLOYEES AND
APPOINTEES.**

THIRD READING BY TITLE ONLY AND CONTINUED PUBLIC HEARING

Mayor Ouellette stated that he had a question regarding the insurance company and the fact that they usually don't do anything for free and is there a cost associated with this. The Township Solicitor, Mr. William Kearns stated that it is currently covered by JIF.

HEARING OPEN TO THE PUBLIC

Mayor Ouellette opened the hearing to the public.

HEARING CLOSED TO THE PUBLIC

Since there were no comments or questions from the public, Mayor Ouellette closed the hearing to the public.

Motion by Kate Fitzpatrick, seconded by Mike Templeton to adopt Ordinance 2008-5

Roll Call: Devinney, absent; Fitzpatrick, yes; Hinkle, yes; Templeton, yes; Ouellette, yes

INDEMNIFICATION ORDINANCE

An Ordinance Authorizing the Township of Delanco to Provide Legal Counsel and Indemnification for Officials, Employees and Appointees of the Township in Certain Actions Brought Against Said Officials, Employees and Appointees.

BE IT ORDAINED by the Township Committee that:

Section 1. Except as hereinafter provided, the Township of Delanco, hereinafter known as the Township shall, upon the request of any present or former official, employee or appointee of the Township provide for indemnification and legal defense of any civil action brought against said person or persons arising from an act or omission falling within the scope of their public duties.

Section 2. The Township of Delanco shall not indemnify any person against the payment of punitive damages, penalties, or fines, but may provide for the legal defense of such claims in accord with the standards set forth herein. The Township may refuse to provide for the defense and indemnification of any civil action referred to herein if the Township Committee determines that a) the act or omission did not occur within the scope of a duty authorized or imposed by law; b) the act or failure to act was the result of actual fraud, willful misconduct or actual malice of the person requesting defense and indemnification; or c) the defense of the action or proceeding by the Township would create a conflict of interest between the Township and the person or persons involved.

Section 3. The terms of this ordinance and the definition of official, employee and appointee are to be construed liberally in order to effectuate the purposes of this ordinance except that these terms shall not mean a) any person who is not a natural person; b) any person while providing goods or services of any kind under any contract with the Township except an employment contract; c) any person while providing legal or engineering services for compensation unless said person is a full-time employee of the Township; and d) any person who as a condition of his or her appointment or contract is required to indemnify and defend the Township and/or secure insurance.

Section 4. The Township shall provide for defense of and indemnify any present or former official, employee or appointee of the Township who becomes a defendant in a civil action if the person or persons involved a) acted or failed to act in a matter in which the Township has or had an interest; b) acted or failed to act in the discharge of a duty imposed or authorized by law; and c) acted or failed to take action in good faith. For purposes of this ordinance, the duty and authority of the Township to defend and indemnify shall extend to a cross-claim or counterclaim against said person.

Section 5. In any other action or proceeding, including criminal proceedings, the Township may provide for the defense of a present or former official, employee or appointee, if the Township Committee concludes that such representation is in the best interest of the Township and that the person to be defended acted or failed to act in accord with the standards set forth in this ordinance.

Section 6. Whenever the Township provides for the defense of any action set forth herein and as a condition of such defense, the Township may assume exclusive control over the representation of such persons defended and such person shall cooperate fully with the Township.

Section 7. The Township may provide for the defense pursuant to this ordinance by authorizing its attorney to act in behalf of the person being defended or by employing other counsel for this purpose or by asserting the right of the Township under any appropriate insurance policy that requires the insurer to provide defense.

Section 8. This ordinance shall take effect immediately upon passage and publication as required by law.

ORDINANCE 2008-6

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED “AN ORDINANCE OF THE TOWNSHIP OF DELANCO PROVIDING FOR AND DETERMINING THE RATE OF COMPENSATION OF OFFICERS AND EMPLOYEES”

SECOND READING BY TITLE ONLY AND PUBLIC HEARING

HEARING OPEN TO THE PUBLIC

Mayor Ouellette opened the hearing to the public.

HEARING CLOSED TO THE PUBLIC

Since there were no comments or questions from the public, Mayor Ouellette closed the hearing to the public.

Motion by Kate Fitzpatrick, seconded by Joan Hinkle to adopt Ordinance 2008-6.

Roll Call: Deviney, absent; Fitzpatrick, yes; Hinkle, yes; Templeton, yes; Ouellette, yes

ORDINANCE 2008-6

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED “AN ORDINANCE OF THE TOWNSHIP OF DELANCO PROVIDING FOR AND DETERMINING THE RATE OF COMPENSATION OF OFFICERS AND EMPLOYEES”

BE IT ORDAINED AND ENACTED BY THE Township Committee of the Township of Delanco, County of Burlington, and State of New Jersey, that:

Section 1. Section 2 of the Ordinance entitled above to which this Ordinance is an amendment, is hereby amended to provide as follows:

Section 2. The rates of compensation of an employee shall be payable as follows:

2008 MONTHLY	PER ANNUM
Mayor	\$ 3,800-4,600
Township Committee Member	3,400-4,500
Tax Assessor	13,000-20,000
Assistant Tax Assessor	3,000-6,000
Prosecutor	10,000-14,000
Judge of the Municipal Court	12,000-18,000
Recreation Commission Secretary	1,000-2000
Shade Tree Commission Secretary	1,000-2000
Construction Code Official	7,665 -16,000
Building Sub Code Official	6,796 -17,000
Electrical Sub Code Official	1,450 - 6,000
2007 MONTHLY	PER HOUR
Police Matron	8.00-14.00
Special Police Officer	10.00-15.00
Clerk/Typist	7.17-17.00

School Traffic Guards will be paid according to the following pay scale based on continuous service:

2008 Per Hour	YRS 1-2	YRS 3-5	YRS 6 & OVER
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School Traffic Guard	\$9.50	\$11.50	\$14.06
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2008 MONTHLY	PER DIEM
Public Defender	\$125.00-190.00
Special Police Officer (Court Session)	50.00-75.00
Clerk Typist (Court Session)	45.00- 65.00
2008 WEEKLY	PER ANNUM
Chief Financial Officer	\$20,000-35,000
Tax Collector	20,000-35,000
Township Administrator	60,000-85,000
Township Clerk	35,000-70,000
Municipal Court Administrator	20,000-35,000
Superintendent – Public Works	45,000-80,000
Assistant Superintendent-Public Works	35,000-60,000
Police Records Clerk	23,000-37,000
Zoning Officer	30,000-60,000
Animal Control Officer	3,500-5,000
Registrar of Vital Statistics	1,000-4,000
Clerk Typist - Annual	22,000-38,500
Housing Officer	5,000-10,000
2008 WEEKLY	PER HOUR
Police Records Clerk	\$10.00-18.00
Clerk Typist – Hourly	8.00-17.00
Joint Land Use Board Secretary	10.00-17.00
Janitorial	10.00-14.00

Section 3. The rates of compensation for Township Employees as set forth above shall be deemed the basis of Overtime. All overtime compensation shall be paid in accordance with the Township’s Personnel Practices Manual/Handbook or as per contract where appropriate for collective bargaining units.

Section 4. This Ordinance shall take effect upon the approval and publication of this Ordinance according to law. All compensation shall be retroactive to January 1, 2008.

ORDINANCE 2008-7

AN ORDINANCE OF THE TOWNSHIP OF DELANCO IN BURLINGTON COUNTY, STATE OF NEW JERSEY AMENDING THE DELANCO TOWNSHIP CODE TO ESTABLISH REGULATIONS IN PARK PROPERTIES OF THE COUNTY OF BURLINGTON

SECOND READING BY TITLE ONLY AND PUBLIC HEARING

HEARING OPEN TO THE PUBLIC

Mayor Ouellette opened the hearing to the public.

- Marlene Jass, 4 McCay Way, asked if the objective of this ordinance was to give permission to the Police to go into Pennington Park periodically during the day to patrol. Chief Parsons said, no; this basically states that the Township can enforce the same rules and regulations that the County already has in place.

HEARING CLOSED TO THE PUBLIC

Since there were no further comments or questions from the public, Mayor Ouellette closed the hearing to the public.

Motion by Kate Fitzpatrick, seconded by Mike Templeton to adopt Ordinance 2008-7.

Roll Call: Devinney, absent; Fitzpatrick, yes; Hinkle, yes; Templeton, yes; Ouellette, yes

ORDINANCE NO. 2008-07

AN ORDINANCE OF THE TOWNSHIP OF DELANCO IN BURLINGTON COUNTY, STATE OF NEW JERSEY AMENDING THE DELANCO TOWNSHIP CODE TO ESTABLISH REGULATIONS IN PARK PROPERTIES OF THE COUNTY OF BURLINGTON

BE IT ORDAINED by the Township Committee of the Township of Delanco in Burlington County, State of New Jersey as follows:

Section 1. The Delanco Township Committee finds that the County of Burlington has adopted regulations applicable to Burlington County Parks, including the parks located in the Township of Delanco. The Delanco Township Committee further finds that it is appropriate to adopt an ordinance providing for the enforcement of those regulations.

Section 2. The Regulations applicable to Burlington County Parks, as adopted by the County of Burlington, a copy of which is attached hereto and made a part hereof, are hereby adopted to be applicable to all Parks of the County of Burlington located in the Township of Delanco.

Section 3. Violations and penalties. Any person who shall violate the park regulations shall, upon conviction be subject to the penalties set forth in Section 1-9 of the Delanco Township Code.

Section 4. If a court of competent jurisdiction shall declare any section, paragraph, subsection, clause or provision of this Ordinance invalid, such decision shall not affect the validity of this Ordinance as a whole or any part thereof.

Section 5. All ordinances or parts of ordinances of the Township of Delanco heretofore adopted that are inconsistent with any of the terms and provisions of this Ordinance are hereby repealed to the extent of such inconsistency, except that any abatement granted to a residential dwelling under prior ordinance provisions shall remain in effect for exemptions and abatements granted pursuant thereto until those exemptions and abatements shall expire

Section 6. This ordinance shall take effect immediately upon its final passage and publication as provided by law.

CONSENT AGENDA ITEMS:

("Consent Agenda items are considered to be routine and will be enacted with a single motion. Any item requiring discussion will be removed from the Consent Agenda; all Consent Agenda items will be reflected in full in the minutes.")

Mayor Ouellette stated that the approval of minutes for 4/14/08, 4/21/08, 4/28/08, 4/28/08, 5/5/08, and 5/19/08 will be tabled until the next Township Committee meeting. Mayor Ouellette stated that the minutes for approval are 3/8/08, 3/10/08 and 4/7/08. Committeewoman Joan Hinkle asked to clarify something on the minutes for the March 10, 2008 meeting. Mrs. Hinkle commented that the recorder was not working for the

March 10, 2008 meeting and no reflection on the girls because they do a good job, but she does not think that the minutes reflected what happened that evening. Mrs. Hinkle stated that she wanted it noted on the record that she is not voting yes for approval of the March 10, 2008 Township Committee Meeting minutes.

Mayor Ouellette had a question on invoices for Taylor Design for the Joint Land Use Board Planner that accumulated in the amount of \$30,000. The Township Administrator, Mr. Steven Corcoran stated that he is discussing this with Mr. Scott Taylor and most of these invoices are for the Joint Land Use Board and a few are for the Township. Mr. Corcoran stated that the budget was amended tonight to reflect the inclusion so that we can be current with Taylor Design on all issues on the Joint Land Use Board including the master plan.

Mayor Ouellette also noted that there are a lot of bills to be paid because the CFO was out on medical leave for some time and that many checks did not go out.

**RESOLUTION 2008-99
REFUND 2007 TAX PAYMENT**

WHEREAS, the Tax Collector has determined that the following has overpaid 2007 taxes due to Tax Court Appeal Docket #008128-2007 and

WHEREAS, the following has requested that a refund be made to them.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Delanco that the Treasurer be authorized to send a check to the following:

Block 907 Kirstin Adams
Lot 2 PO Box 5005
1001 Delaware Ave. Delanco, NJ 08075
Amount: 1,729.75

**RESOLUTION 2008-100
AUTHORIZING RELEASE OF PERFORMANCE GUARANTEE UPON
CONDITIONS FOR 1000 COOPERTOWN ROAD, BLOCK 1900, LOT 8 – DIETZ
& WATSON**

WHEREAS, Dietz & Watson has posted performance guarantees for improvements to Block 1900, Lot 8; and

WHEREAS, Dietz & Watson has notified the Township in writing and has requested that the performance guarantee posted be released and has requested the release of said Performance Guarantee for said project; and

WHEREAS, the Township Engineer has inspected all the improvements of which notice has been given and has filed a report in writing dated June 17, 2008 with the Township Committee and has recommended that the Township Committee approve the request to release the Performance Guarantee and accept the improvements; and

WHEREAS, the Township Committee has reviewed said request and reports and desires to act favorably, with conditions, with respect to the Engineer's recommendations in accordance with N.J.S.A.40:55D-53.

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

1. That the Township Committee, for the aforementioned reasons, and conditioned upon compliance with the Engineer's letter report of June 17, 2008, hereby releases the aforementioned Performance Guarantee filed for Dietz & Watson and accepts the

improvements which are the subject matter of the aforementioned guarantee, said improvements being particularly described in the estimate attached to the aforementioned Performance Guarantee as set forth in the Engineer's report provided that all applicable other escrow charges are current and posted.

2. That the Township Committee, for the aforementioned reasons, hereby declares that the release of the Performance Guarantee is subject to the payment of all outstanding professional review and inspection escrow fees.

PAYMENT OF BILLS

<u>ACCOUNT</u>	<u>AMOUNT</u>
GENERAL	\$1,048,571.37
PAYROLL	265,713.92
GATEWAY BRICK FUND	140.00
TRUST	39,456.95
HOUSING TRUST	3,448.03
RECREATION DEVELOPMENT	1,510.00
PUBLIC DEFENDER	176.00
MUNICIPAL OPEN SPACE TAX	17,826.99

GENERAL ACCOUNT – JULY 14, 2008

24447	AMERICAN LAWN IRRIGATION	314.58
24448	BURLINGTON TIMES-CALKINS MEDIA	914.20
24449	NANCY BRAY	58.50
24450	BURLINGTON COUNTY TREASURER	4,287.00
24451	BELMONT & CRYSTAL SPRINGS	41.65
24452	CERTIFIED SPEEDOMETER SERV INC	140.00
24453	CLEAN RENTAL SERVICES INC	462.85
24454	COLORCRAFT SIGN CO	118.00
24455	COURIER POST	117.54
24456	COAST BAOTING SCHOOL	65.00
24457	DELANCO TWP BOARD OF EDUCATION	437,159.00
24458	DELANCO FIRE COMMISSIONERS	24,666.66
24459	DELANCO PUBLIC LIBRARY ASSOC	3,000.00
24460	DELANCO SEWERAGE AUTHORITY	168.00
24461	EDMUNDS & ASSOCIATES INC	1,000.00
24462	EAGLE POINT GUN	1,997.35
24463	FORCE FABRICATIONS	1,465.00
24464	GALLS INC	305.16
24465	GENERAL CHEMICAL & SUPPLY	69.80
24466	HULSE & GERMANO ESQS LLC	1,964.25
24467	HERITAGE CLEANERS & TAILOR LLC	180.00
24468	KEARNS VASSALLO & KEARNS	2,940.00
24469	LAND ENGINEERING & SURVEYING	1,988.75
24470	MAGLOCLLEN	400.00
24471	NJ AMERICAN WATER CO	950.59
24472	NJ DIVISION OF PENSIONS	11.39
24473	NEXTEL COMMUNICATIONS	525.86
24474	NJ STATE HEALTH BENEFIT PROG	30,216.65
24475	PEDRONI FUEL CO	9,892.61

24476	PETTY CASH-ADMINISTRATIVE	376.70
24477	PAYROLL ACCOUNT	6,410.35
24478	PARKER MCCAY-ATTORNEYS AT LAW	4,117.43
24479	PJ CARRAFA INSPECTIONS	1,080.00
24480	RUTGERS THE STATE UNIVERSITY	310.00
24481	RIVERSIDE NAPA AUTO PARTS	111.84
24482	RENAISSANCE PROMOTIONS	1,130.54
24483	SAFETY AUTO REPAIR	1,564.95
24484	SOUTH JERSEY SANITATION	11,025.58
24485	STAPLES INC	557.15
24486	S & S ELECTRICAL SERVICES INC	314.34
24487	STEWART BUSINESS SYSTEMS	1,085.71
24488	CARLA A SARLO	21.70
24489	TERMINIX INTERNATIONAL	117.00
24490	TREASURER COUNTY OF BURLINGTON	30,828.66
24491	TREASURER, STATE OF NJ	346.00
24492	TAYLOR DESIGN GROUP INC	28,225.85
24493	TREASURER-STATE OF NEW JERSEY	350.00
24494	VERIZON WIRELESS	210.18
24495	VERIZON CABS	189.90
24496	W B MASON CO INC	288.42
24497	XTEL COMMUNICATIONS INC	1,410.16
24498	KAREN ZIMMERMANN	36.86
TOTAL		\$615,529.71

CURRENT

24396	DELANCO TWP BOARD OF EDUCATION	402,190.00
24397	DELANO PUBLIC LIBRARY ASSOC	3,000.00
24398	DELANCO FIRE COMMISSIONERS	24,666.66
24399	DELANCO YOUTH SPORTS ASSOC	2,000.00
24400	UNITED STATES POSTAL SERVICE	1,185.00
TOTAL		\$433,041.66

PAYROLL

24392	PAYROLL ACCOUNT	\$39,154.20
24393	PAYROLL ACCOUNT	\$33,139.28
24394	PAYROLL ACCOUNT	26,583.33
24395	PAYROLL ACCOUNT	35,022.14
24401	PAYROLL ACCOUNT	33,344.13
24402	PAYROLL ACCOUNT	1,311.06
24403	PAYROLL ACCOUNT	38,726.51
24443	PAYROLL ACCOUNT	29,487.56
24444	PAYROLL ACCOUNT	1,038.33
24445	PAYROLL ACCOUNT	1,057.26
24446	PAYROLL ACCOUNT	26,674.12
1058	PUBLIC DEFENDER	176.00
TOTAL		\$265,713.92

TRUST

1991	BIRDSALL ENGINEERING INC	\$1,141.20
1992	HULSE & GERMANO ESQS LLC	8,886.50
1993	PENNONI ASSOCIATES INC	7,412.36
1994	TAYLOR DESIGN GROUP INC	5,046.50
1995	DELANCO TWP CURRENT FUND	35.64
1996	DELANCO REALTY	1,114.75
1997	LAND ENGINEERING & SURVEYING	6,280.00
1998	PRICE HOLDINGS URBAN RENEWAL	9,540.00
TOTAL		\$39,456.95

HOUSING TRUST

1017	PARKER MCCAY-ATTORNEYS AT LAW	\$3,124.28
1018	BANISCH ASSOCIATES INC	323.75
TOTAL		\$3,448.03

MCPL OPEN SPACE

1001	RJS ENVIRONMENTAL LLC	\$8,797.90
1002	PARKER MCCAY-ATTORNEYS AT LAW	9,029.09
TOTAL		\$17,826.99

RECREATION

1013	COLORCRAFT SIGN CO	\$1,510.00
TOTAL		\$1,510.00

BRICK

110	WRITTEN IN STONE	\$140.00
TOTAL		\$140.00

PUBLIC DEFENDER

1057	PUBLIC DEFENDER	\$176.00
TOTAL		\$176.00

APPROVAL OF MINUTES

3/8/08 and 4/7/08

APPROVAL OF CONSENT AGENDA

Motion by Joan Hinkle, seconded by Kate Fitzpatrick to approve the consent agenda

Roll Call: Devinney, absent; Fitzpatrick, yes; Hinkle, yes; Templeton, yes; Ouellette, yes

Motion by Mayor Ouellette, seconded by Deputy Mayor Mike Templeton to accept the minutes for March 10, 2008 Township Committee Meeting.

Roll Call: Devinney, absent; Fitzpatrick, no; Hinkle, no; Templeton, yes; Ouellette, yes

The Municipal Clerk, Mrs. Janice Lohr stated that the motion did not carry. Mrs. Lohr questioned Committeewoman Joan Hinkle as to what was deficient in the minutes for the March 10, 2008 Township Committee Meeting and asked Committeewoman Joan Hinkle to let her know so that corrections, if any, may be made. Mrs. Lohr asked if there were

any roll calls that were incorrect or information that is incorrect. Committeewoman Joan Hinkle stated again that it was no reflection on the Municipal Clerk or Deputy Clerk. Mrs. Hinkle reiterated that often times things that happen that aren't so nice aren't put in the minutes and in this case they weren't and she thinks they should have been. Mrs. Hinkle further stated that there were guests here that evening that were treated terribly and she just thought that it should be a matter of record.

**RESOLUTION 2008-103
SUPPORTING THE OVER THE LIMIT UNDER ARREST
2008 STATEWIDE CRACKDOWN**

Whereas, impaired drivers on our nation's roads kill someone every 30 minutes, 50 people per day, and almost 18,000 people each year; and

Whereas, 28% of motor vehicle fatalities in New Jersey are alcohol-related; and

Whereas, a enforcement crackdown is planned to combat impaired driving; and

Whereas, the end of summer season is traditionally times of social gatherings which often include alcohol; and

Whereas, the State of New Jersey, Division of Highway Traffic Safety, has asked law enforcement agencies throughout the state to participate in the *Over the Limit Under Arrest 2008 Statewide Crackdown.*; and

Whereas, the project will involve increased impaired driving enforcement from August 15 - September 1, 2008; and

Whereas, an increase in impaired driving enforcement and a reduction in impaired driving will save lives on our roadways;

Therefore, be is resolved that the Township Committee of the Township of Delanco, declares it's support for the *Over the Limit Under Arrest 2008 Statewide Crackdown* from August 15 - September 1, 2008 and pledges to increase awareness of the dangers of drinking and driving.

Motion by Kate Fitzpatrick, seconded by Deputy Mayor Mike Templeton to adopt Resolution 2008-103.

Roll Call: Devinney, absent; Fitzpatrick, yes; Hinkle, yes; Templeton, yes; Ouellette, yes

MEETING OPEN TO THE PUBLIC

Mayor Ouellette opened the meeting to the public.

1. Steve Schofield, 400 Burlington Avenue, questioned the recreational development fee of \$1510.00 noted on the consent agenda. Committeewoman Kate Fitzpatrick stated that this money was for the dedication sign for the field at West Avenue. Mr. Schofield asked why the money didn't come out of the recreation fund. Mr. Schofield commented that the last posted minutes for the Joint Land Use Board were June 13, 2007 and is concerned because he feels they should be up to date for the residents. The Township Administrator, Mr. Steven Corcoran stated that the Joint Land Use Board Secretary has completed the minutes for any hearings currently before the Joint Land Use Board.
2. Marlene Jass, 4 McCay Way, representing Mr. Jack Hoefle who was not present, asked the Township Solicitor, Mr. William Kearns about the resolution for the streets. Mr. Kearns stated that he will have the resolution for the next meeting.
3. John Rahenkamp, 1700 Second Street, stated that he had a bond release letter prepared and questioned why it wasn't on the agenda and asked for movement on

it now. The Municipal Clerk, Mrs. Janice Lohr stated that she received the document today and copies were distributed to the Township Committee this evening for their consideration.

Deputy Mayor Mike Templeton questioned Mr. Rahenkamp about a pile of tires that he noticed at the Creekside development. Mr. Rahenkamp commented that someone disposed of them on the property.

4. Zygmunt Baczynski, 53 Shipp's Way, asked when the Township would take over the streets in Newton's Landing and questioned how the parking laws will be enforced. The Township Solicitor, Mr. William Kearns stated that by laws in the HOA cannot be enforced unless they are incorporated in Township Ordinance. Mr. Baczynski asked if the Township has considered how to increase revenue other than taxing the resident. Mr. Baczynski also asked if there is any consideration for re-routing the traffic at the corner of Coopertown and Creek Roads. Mayor Ouellette stated that the County has plans to create a bypass on Creek Road that should alleviate his problem.

Committeewoman Kate Fitzpatrick stated that the Township has an Economic Development Committee that is having a meeting tomorrow night. Ms. Fitzpatrick commented that she got a booklet from the State that the League of Municipalities offers to communities on economic development. Ms. Fitzpatrick stated that the Economic Development Committee had a flyer that they prepared several years ago and they in the process of reviewing and revising it to send out to some corporations that may be interested in relocating to Delanco. Ms. Fitzpatrick also stated that Mr. Baczynski might be interested in joining the Economic Development Committee and invited him to attend the meeting tomorrow night.

MEETING CLOSED TO THE PUBLIC

Since there were no further comments or questions from the public, Mayor Ouellette closed the meeting to the public.

RESOLUTION 2008-104

REDUCE PERFORMANCE GUARANTEE FOR CREEKSIDE AT DELANCO, BLOCK 1802, LOT 2

WHEREAS, Creekside at Delanco, LLC has been granted preliminary approval and final approval of development plans for Creekside at Delanco, subject to certain terms and conditions including, but not limited to, the filing for Third Party Performance Guarantees guaranteeing the satisfactory installation of certain on-tract and off-tract public improvements; and

WHEREAS, Creekside at Delanco, LLC has requested a performance bond reduction for an specified amount of work completed in accordance with the procedures set forth in N.J.S.A. 40:55D-53.d that the required improvements have been completed which are the subject matter of the aforementioned and has requested the reduction of said Performance Guarantee for said section; and

WHEREAS, the Township Engineer has inspected the improvements of which notice has been given and has filed a report in writing with the Township Committee and has recommended that the Township Committee approve a reduction to the Performance Guarantee and accept the improvements to date as indicated in the Engineer's letters dated July 8, 2008; and

WHEREAS, the Township Committee has reviewed said request and report and desires to act favorably with respect to the Engineer's recommendations in accordance

with N.J.S.A.40:55D-53.

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

1. That the Township Committee, for the aforementioned reasons, hereby approves the revised reductions of the aforementioned Performance Guarantees filed for Creekside at Delanco, LLC and accepts the public improvements completed to date which are the subject matter of the aforementioned July 8, 2008 Engineer's letter, said public improvements being particularly described in the estimate attached to the aforementioned Performance Guarantee as set forth in the Engineer's report. All applicable property taxes and other escrow charges shall be current.

2. That the Township Committee, for the aforementioned reasons, hereby declares that the reduction of the Performance Guarantee is subject to the payment of all outstanding professional review and inspection escrow fees.

Motion by Joan Hinkle, seconded by Kate Fitzpatrick to adopt Resolution 2008-104

Roll Call: Deviney, absent; Fitzpatrick, yes; Hinkle, yes; Templeton, yes; Ouellette, yes

CORRESPONDENCE – Municipal Clerk – Mrs. Janice Lohr

- received a Thank You note from Meghan Donnelly for sponsoring her to attend the New Jersey Girls State program
- received a letter from the County Office of Community Development offering the availability of grants for heater replacement for income eligible owner occupied homes up to \$5,000
- received a document from the Department of Resource Conservation indicating the changes for their solid waste management plan that is on file for the public to inspect

Committeewoman Kate Fitzpatrick stated that she had a letter addressed to her thanking the Township Committee for the proclamation given to Mr. Michael Livingood, Superintendent of Schools at the PTO luncheon.

Mayor Ouellette stated that he received a packet from the County for CASA (joint program they share with Riverside where they get money (\$25,000) for the DARE program and one of the summer programs for Delanco students to attend) and he will be signing that today.

DISCUSSION ITEMS:

1. MANSION UPDATE – Township Administrator – Mr. Steven Corcoran

- reported that the Mansion is sold and the Township has cash on hand – waiting for the completion of the second appraisal for the riverfront property

2. PROPOSED ORDINANCE FOR DEFINED CONTRIBUTION RETIREMENT PROGRAM – Tabled

The Municipal Clerk asked the Township Solicitor if there is a deadline for this. Mr. Kearns stated that there wasn't a deadline, however, he would like to get it introduced at the August 4, 2008 Township Committee Meeting.

3. PARKING ISSUES ON PENNSYLVANIA AVE. -

Committeewoman Kate Fitzpatrick asked that when they discuss the parking issues on Pennsylvania Avenue; that they also include Rancocas Avenue in reference to permit parking. Police Chief Ed Parsons stated that something has to be done because the situation is getting worse. A discussion ensued regarding the parking and issuance of parking permits. The Township Engineer, Mr. David Denton stated that he sent a letter last week to New Jersey Transit regarding the parking situation. Deputy Mayor Mike Templeton suggested sending a copy of the letter to Senator Allen, Assemblyman Conaway and Connors and the Freeholders to give it “more horsepower.” Chief Parsons suggested putting “No Parking Signs” on the property but at NJ Transit’s expense since they own the land.

4. PROPOSED ORDINANCE TO REGULATE OUTDOOR STORAGE CONTAINERS - Tabled

Committeewoman Joan Hinkle stated that something has to be done about the storage containers. Police Chief Ed Parsons stated that most of these cases are special situations and he does not feel that it is a problem because they are not in the streets.

5. PROPOSED ORDINANCE ADOPTING CHECKLISTS FOR PLANNING BOARD - Tabled

6. PROPOSED ORDINANCE – AMEND CHAPTER 60 OF DELANCO CODE- DEVELOPMENT FEES - Tabled

COMMENTS – PROFESSIONALS

Township Engineer – Mr. David Denton

- reported that there are more beaver dam problems at Boggs Ditch causing problems with drainage pipes that flow from the Larchmont area behind Creekside and outflows into the ditch
- reported that the grant application for Richards Avenue was accepted

Township Engineer – Mr. William Kearns – Nothing to report

COMMENTS - DEPARTMENT HEADS

Chief of Police – Chief Parsons – Nothing to report

Superintendent of Public Works – Mr. John Fenimore –

- moved the files from the Mansion to a portable trailer at the Public Works Complex
- sidewalk at the Scout Park has been completed
- called Top Notch to remove the tree that fell into the Delaware River and they are busy but will schedule removal by the end of the month

Municipal Clerk – Mrs. Janice Lohr

- announced that Districts 1 and 2 for primary and general elections vote at Joan Pearson School; no longer at Walnut Street School

COMMENTS – TOWNSHIP ADMINISTRATOR – Mr. Steven Corcoran

- reported that the Township owns two generators; one at the Township and one at the school – they have not been maintained and it will cost \$975.00 to service both generators – Township should consider entering into a maintenance agreement for the two generators that would cost \$1,300.00 per year

The Township Committee Members agreed that this was necessary and instructed the Township Administrator, Mr. Steven Corcoran to proceed with the annual maintenance agreement.

COMMENTS - TOWNSHIP COMMITTEE

Kate Fitzpatrick –

- attended DYSA’s June meeting and a party on Sunday celebrating the end of the season

for baseball, softball and T-Ball – reported that the new officers of DYSA are great and running the programs so smoothly and the children are having a great time – reported that DYSA would like the balance of their funds (\$2,000.) – announced that Dietz & Watson donated the hot dogs for that event

- attended the special executive session regarding personnel matters
- attended the Recreation Commission meeting – last concert is August 7th with rain date of August 14th – band is Two Feet Pete
- Recreation Commission is sponsoring a chess club which she set up at the Library for the students starting in September on Mondays at 3:30 PM – a resident from Newton’s Landing is overseeing the club and Mr. Hinkle has agreed to be in attendance when needed – chess sets have been donated
- attended the Board Of Education meeting and welcomed the new superintendent and curriculum supervisor; Superintendent is Walt Boyer and Curriculum Supervisor is John Cogan
- met with Steve Corcoran and Steve Walsh (JIF representative) to review DYSA’s insurance and they are going to re-write the policy to include liability for DYSA and its officers and a medical insurance amount of \$25,000
- spoke with Marty Livingston today regarding what the County is going to do – thanked him for cross hatching the cross walks in Delanco – followed up on Holly Street and they are going to grate that out
- spoke with Matt Johnson at the County and he will be at the Township Committee’s August meeting to provide a copy and give the proposed plan for the Crossings at Delanco Station
- announced that the Economic Development Meeting is tomorrow night.

Committeewoman Kate Fitzpatrick stated that she had something special to share with the residents of Delanco Township. Ms. Fitzpatrick stated that she received a letter directed to the Township Committee from the Township Administrator, Mr. Steven Corcoran. Ms. Fitzpatrick read Mr. Corcoran’s letter of resignation to the public. Ms. Fitzpatrick also read a quote from Theodore Roosevelt that Mr. Corcoran felt appropriate. Ms. Fitzpatrick stated that Mr. Corcoran has done a “wonderful job for Delanco” and doesn’t know how they would have gotten through all the items he has assisted with and accomplished for Delanco. Ms. Fitzpatrick wished Steve and Sharon well and thanked Mr. Corcoran for his dedication.

The Township Administrator, Mr. Steven Corcoran stated that his last meeting will be on August 18, 2008 and he will have some things to say at that time.

Joan Hinkle –

- reported that she is still working on the solar panel idea and she will talk about that at the next meeting
- she is sorry that the Township Administrator is leaving and she is not a “happy camper” because she feels Mr. Corcoran did a beautiful job; he has put up with a lot, but has given a lot and she is very grateful

Deputy Mike Templeton – Nothing to report

Mayor Ouellette –

- stated that when he was appointed Mayor; he was looking to cut things in the budget and make changes and the administrator position was one that he was looking to combine and he and the Administrator probably did not get off on the best foot – however, working with Mr. Corcoran over the last year and a half as Mayor; Mr. Corcoran has

shown great leadership and has taught many things and shared many things and he feels that he probably wouldn't have been able to handle a lot of the things that he has been faced with over a year and a half; he will be missed because he did a lot for Delanco

- reported that he had the honors of signing off on the agreements for the contracts on the sale of the Mansion and it was a great moment

Ralph McCullough, 308 Buttonwood Street, stated that the County does not seem to want to cut the grass at Pennington Park and he feels that this is a safety issue for the children.

ADJOURNMENT

Motion by Joan Hinkle, seconded by Kate Fitzpatrick to adjourn the meeting.

Roll Call: Devinney, absent; Fitzpatrick, yes; Hinkle, yes; Templeton, yes; Ouellette, yes

Janice M. Lohr, RMC
Municipal Clerk
July 14, 2008