

TOWNSHIP COMMITTEE MEETING – AUGUST 4, 2008

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

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

Also Present: Mr. Denton, Twp. Engineer; Kearns, Twp. Solicitor; Mrs. Lohr, Municipal Clerk; Ms. Zimmermann, Deputy Municipal Clerk; Mr. Fenimore, Supt. of Public Works; Lieutenant Sacalis, Police; Mr. Phil Goffredo, Code Enforcement Officer
Mr. Scott Taylor, Land Use Board Planner; Mr. Doug Heinold, Special Counsel

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.

******SPECIAL PRESENTATION******

RESOLUTION 2008-108

HONORING DAVID KINNEY

Mayor Ouellette stated that this evening there is a special presentation Resolution 2008-108 honoring David Kinney and asked David to come to the front of the dais.

Committeewoman Kate Fitzpatrick stated that David was a senior at Riverside High School this year and the Township Committee is going to recognize him for some of his achievements tonight. Mayor Ouellette presented David Kinney with Resolution 2008-108 and Committeewoman Kate Fitzpatrick read the resolution to the public.

Motion by Kate Fitzpatrick, seconded by Joan Hinkle to adopt Resolution 2008-108

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

RESOLUTION 2008-108

HONORING DAVE KINNEY - DISTINGUISHED ATHLETE

WHEREAS, *Dave Kinney*, a recent graduate of Riverside High School and resident of Delanco Township; has been awarded the Joe France Distinguished Athlete honor for his outstanding athletic performance; and

WHEREAS, *Dave's* long list of accomplishments include his no-hitter against the Blue Devils on April 8, 2008 and a career high seven strikeouts against Burlington City on May 2, 2008, in addition to earning Varsity letters in both baseball and soccer; and

WHEREAS, Dave will continue on at Rowan University majoring in Chemistry; and

WHEREAS, *Dave's* achievements and outstanding performance as both an athlete and student reflect in the pride of our Community.

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of Delanco Township, Burlington County, New Jersey, on behalf of all of the residents of Delanco, is proud to recognize and honor *Dave Kinney* and extend our sincere congratulations to him for his accomplishments and extend our best wishes to this outstanding young man for continued success in all of his future endeavors.

THE MUNICIPAL CLERK is hereby directed to spread upon the minutes of the meeting at which this resolution is adopted the comments of this resolution so that all may understand the high esteem in which *Dave Kinney* is held.

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
FOURTH READING BY TITLE ONLY AND CONTINUED PUBLIC HEARING**

Mayor Ouellette stated that he would like to table this ordinance until the September 22, 2008 Township Committee Meeting.

Committeewoman Kate Fitzpatrick commented that she thought the Township Committee would be getting some revisions from the Township Solicitor regarding this ordinance. The Township Solicitor, Mr. William Kearns stated that he thought some of the Township Committee members had other changes they wanted to discuss. The Township Solicitor will supply a revised draft of Ordinance 2008-4 for the Township Committee members to review.

Motion by Joan Hinkle, seconded by Ed Devinney to table Ordinance 2008-4 until the September 22, 2008 Township Committee Meeting.

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

DISCUSSION OF OPEN SPACE AT CROSSINGS AT DELANCO STATION

Matt Johnson

Committeewoman Kate Fitzpatrick stated that she asked Matt Johnson to attend this meeting to present to the Township Committee the plan of the open space at the development called The Crossings at Delanco Station, also known as the Hovnanian property.

Matt Johnson, coordinator of open space acquisition and park development for Burlington County gave a brief overview of what his department is trying to do along the Rancocas Creek. Mr. Johnson stated that their goal is to eventually interconnect all the stand alone park properties along the Rancocas Creek that encompasses about a 25 mile stretch. Mr. Johnson exhibited a map showing two different prospectives for their plans along the Rancocas Creek. Mr. Johnson stated that The Crossings at Delanco Station is the missing link in Delanco for their proposed plans to make the interconnection with the trail. Mr. Johnson stated that they currently have under their ownership or have agreements for the balance of the property necessary to make these connections.

However, there are two (roughly five acre parcels) that are in the rear of the Crossings property that are adjacent to the Light Rail Station and in between the light rail station and the Newton's Landing property. Mr. Johnson stated that these two parcels of land are what the County is asking the Township to dedicate to them to facilitate the trail connection along the Rancocas Creek.

Committeewoman Kate Fitzpatrick asked Mr. Johnson; that if their plans changed in the future; would they come back to the Township to discuss them.

Mayor Ouellette questioned Mr. Johnson regarding the Rhawn property. Mr. Johnson stated that the County has not acquired that property yet but they are in negotiations.

Mayor Ouellette opened the meeting to the public.

1. Marlene Jass, 4 McCay Way, questioned Mr. Johnson; that with the conveyance of the property if the County had any preliminary plans for what would happen to the buildings that are currently on the property. Mr. Johnson stated that once the property was acquired; the County would do an environmental and structural evaluation of the buildings and property and then develop a plan for the use of the structures or demolition. Mrs. Jass also asked if the County would keep the Township apprised on an ongoing basis of their plans.
2. Jack Hoefle, 44 Pennington Court, questioned Mr. Johnson; if the County was unable to obtain passage across the Rhawn property; would they be able to run the path around that property. Mr. Hoefle also questioned the location of the basins and detention ponds. The Land Use Planner, Mr. Scott Taylor stated that the property to be dedicated to the County does not include the detention basins. Mr. Taylor stated that the basins will be on their own separate tax lots which were a condition of their site plan subdivision approval. Mr. Taylor stated that the lots considered being dedicated are open space area. Mr. Hoefle further stated that there are two points within Traditions of Newton's Landing that you can access the County property to the path and asked if there will be access from the Crossings down to the Rancocas Creek. The Land Use Planner, Mr. Scott Taylor stated that Hovnanian will construct trail connections as determined appropriate as approved by the Board Planner and the County.
3. Larry Anastasi, 12 Harris Court, asked; that with the direct conveyance; does the Township lose any credit toward requirement or do they get a sign or something that there is a close sponsorship of the open space that was preserved. A discussion ensued. The Township Special Counsel, Mr. Douglas Heinold stated that he can see no detriment to the Township for direct passage to the County.
4. Jean Mastalesz, 97 Shipp's Way, asked how the transfer occurs and when and will the residents within 200 feet be notified.
5. Marty Goldberg, 75 Pennington Court, questioned whether anyone had any idea what the condition of the buildings is on the Rhawn property. Mr. Goldberg stated that if the buildings could be saved; perhaps they could be used as a recreation center.
6. John Rahenkamp, 1700 Second Street, suggested that before making a deal with the County; there should be some "subject to's". Mr. Rahenkamp also stated that some of the management and improvements at Pennington Park were an embarrassment. Mr. Rahenkamp stated that he is not impressed with what the County delivered. Mr. Rahenkamp concluded by stating that before the Township

makes any deal with the County that they have plans, protection and make sure there is adequate maintenance and that the County can deliver. Committeewoman Kate Fitzpatrick commented that she personally feels that Pennington Park is a plus to Delanco and she is glad to have the park in the Township. Ms. Fitzpatrick stated that the property in question will not be a park; it is a pathway. Ms. Fitzpatrick further stated that Pennington Park is an asset to Delanco and was better than putting 865 homes there. A discussion ensued regarding the mowing, trees, meadows and management of Pennington Park.

7. Ralph McCullough, 308 Buttonwood Street, stated that the County is not taking care of the grass now and there is nothing but weeds and it is a breeding place for mosquitoes and he is concerned for the safety of the children.

Mayor Ouellette asked Mr. Johnson if the County has a schedule for the mowing of the properties they presently own and if the Township could get a copy of their cutting schedule.

Committeewoman Joan Hinkle stated that she sees a lot of people using Pennington Park and also feels that Delanco benefits from the park.

8. Marlene Jass, 4 McCay Way, reiterated the concerns of the residents for the appearance of Pennington Park because it is the gateway to Delanco Township. Mrs. Jass asked if a recommendation could be made to the County to be more vigilant with this process because they are abutting a residential area as opposed to normal parks.
9. John Rahenkamp, 1700 Second Street, commented that the meadow in front of Patti's house is perfectly fine and stable and is a perfect example of a meadow. Mr. Rahenkamp said the County was not patient enough to wait for the meadow to grow and simply mowed it down at Pennington Park.

Mayor Ouellette closed this portion of the meeting to the public.

Motion by Kate Fitzpatrick, seconded by Joan Hinkle to authorize the transfer of property along the Rancocas Creek to Burlington County for the continuation of their trail.

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

DISCUSSION OF RANCOCAS CREEK IMPROVEMENT PLAN

Traditions at Newton's Landing HOA

Mr. Apell, attorney representing the Newton's Landing Homeowners Association, stated that he has been asked to make a formal request to the Township for the Rancocas Creek shoreline improvement. Mr. Apell exhibited a drawing and asked if the Township Committee members still had their handout from his presentation last May. Mr. Apell introduced Mr. Frank Klare; a resident of Newton's Landing. Mr. Apell stated that they are here to request from the Township to start the process of looking into accepting two lots that are located along Rancocas Creek (Block 2100, Lot 63 and 63.01). Mr. Apell stated that this is a win-win situation for everyone involved. Mr. Apell stated that no local tax dollars need to be used; no cost to the Township, no cost to the Homeowner's Association and any grant money used to clean up this area and maintain it would be

obtained by the Homeowner's Association through the River Keeper's project. Mr. Apell stated that they are formally requesting that the Township Administrator and the Township Committee take the appropriate action to accept title to these particular properties based upon what was presented at the May meeting and presented this evening.

Committeewoman Kate Fitzpatrick stated that since this is the property that is going to connect the path that the Township is going to convey to the County; asked Matt Johnson what consequence if any if the Township accepts this property and allow this clean-up to occur; why wouldn't the County take it and work with them on the clean-up.

Mr. Klare stated that the project is to secure and clean-up the shoreline along Rancocas Creek and Newton's Landing:

- (a) by removing the knock weed (a two year process)
- (b) and replacing it with local plants that have a root system that will stabilize the shoreline
- (c) cut dead trees and limbs that are in danger that are falling down
- (d) remove the barrels and debris along the shoreline

Mr. Klare stated that this will all be done with grants through the River Keeper's project and Mr. Mancer Cyr who is a consultant in that field. A discussion ensued with comments from the Township Committee members. Mr. Klare deferred the discussion to the Land Use Planner, Mr. Scott Taylor. Mr. Taylor commented that he has discussed this matter with Special Counsel, Mr. Douglas Heinold, and the critical issue is that the Township be protected in every way through bonding and modifications to the bonds in place. Special Counsel Mr. Heinold agreed with Mr. Taylor and suggested that there be a walk through of the pathway to make sure the requirements are fulfilled by Pulte Homes before any transfer to the County is made.

Committeewoman Kate Fitzpatrick stated that when she had asked to have this project presented; she had asked for a walkthrough with Matt Johnson from the County and someone from the Township Committee and she had offered to do that. Ms. Fitzpatrick wanted to do it this way so the County would accept it so that the Township could accept the property and convey it to the County. Committeewoman Fitzpatrick suggested that they do the walkthrough and see if the County is ready to take the pathway. Special Counsel Mr. Heinold commented that he was concerned because it was his understanding that the County had wanted to hold up on the tri party agreement because they wanted to see the meadow mix and the basin issue as it is supposed to be. Mr. Heinold stated that the meadow mix will not be as it should be until next Spring and the County may be waiting to see what it looks like then. A discussion ensued. Committeewoman Kate Fitzpatrick stressed that it is imperative that the County be included when the Township does the walk through of the pathway and basins.

Committeewoman Kate Fitzpatrick stated that she would arrange a walkthrough for the pathway and basins and notify every one of the details.

Mayor Ouellette called for a 5-minute recess.

Mayor Ouellette called the meeting back to order.

2008 MUNICIPAL BUDGET ADOPTION ITEMS:

RESOLUTION 2008-109

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF DELANCO, BURLINGTON COUNTY, NEW JERSEY,

SUSPENDING THE COLLECTION OF THE OPEN SPACE, FARMLAND PRESERVATION, HISTORIC PRESERVATION AND RECREATION TAX FOR 2008.

Mayor Ouellette gave a brief explanation of the tax bill process and indicated that the first quarter taxes have already been collected.

Committeewoman Kate Fitzpatrick clarified the tax bill process with the two cent suspension and the first quarter amounts already collected. Ms. Fitzpatrick reiterated that her suggestion was to suspend the two cent tax on open space to give the residents the benefit of that suspension.

The Municipal Clerk, Mrs. Janice Lohr also gave an explanation of the tax bill process regarding the adjustments made in the third and fourth quarter.

Committeewoman Kate Fitzpatrick suggested asking the residents that are present tonight what they feel; do they want the two cents waived or not? Committeewoman Kate Fitzpatrick asked Jean Mastalesz how she felt.

- Jean Mastalesz, 97 Shipp's Way, asked why they don't make it a penny so it zeros out the third and fourth quarter. A discussion ensued. Mrs. Mastalesz stated that this should not be done in an election year and she said to leave it as it stands or eliminate the tax.
- Jerry Resnick, 83 Pennington Court, stated that he is in favor of removing the two cents. Mr. Resnick stated that Delanco needs a town manager but it doesn't have to be a full time manager. Mr. Resnick further stated that he feels there should be no layoffs at this time in the Township.
- Steven Jass, 4 McCay Way, commented that the reductions in the budget were due to attrition, and not so much in cuts. Mr. Jass stated that he felt the Township Committee should cut the two cents to help the residents out.

Committeewoman Joan Hinkle stated that she was very concerned because there are a lot of people in Delanco that are on fixed incomes and the two cents means a lot to these people and she feels that they deserve a break.

- Steve Mastalesz, 97 Shipp's Way, questioned how much more open space we need in the Township and what needs to be preserved.

Committeewoman Joan Hinkle stated that the Open Space Tax is to preserve certain things and also to maintain what open space the Township does have.

- John Rahenkamp, 1700 Second Street, stated that the tax should be zeroed out because there are too many people hurting in the Township.

Mayor Ouellette closed the meeting to the public.

Motion by Joan Hinkle, seconded by Kate Fitzpatrick to adopt Resolution 2008-109

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

RESOLUTION NO. 2008-109

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.

WHEREAS, the voters of the Township of Delanco, by Referendum on November 2, 2004, authorized the Township Committee of the Township of Delanco, to collect through the annual tax levy, at the rate of not more than \$.02 per \$100 of the assessed value of property, a tax to establish a fund for the acquisition and preservation of farmland, open space, historic preservation and recreational properties, and

WHEREAS, the Township of Delanco by Resolution 2005-58 authorized the establishment of a dedicated fund for that purpose, and

WHEREAS, the Township Committee of the Township of Delanco recognizes the economic conditions existing in 2008 that put significant pressure on local taxpayers,

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Delanco, in Burlington County, New Jersey, assembled in public session on this 4th day of August, 2008, that the Township Committee suspends the collection of two (2) CENTS of the Open Space, Recreation, Farmland and Historic Preservation Tax for 2008. The collection of the tax shall automatically resume in 2009.

BE IT FURTHER RESOLVED that certified copies of this Resolution shall be provided to the Tax Collector of the Township of Delanco, to the Director of the Division of Local Government Services in the Department of Community Affairs and to the Burlington County Tax Board for their information and attention.

RESOLUTION 2008-110

ADOPTION OF 2008 MUNICIPAL BUDGET

Motion by Joan Hinkle, seconded by Ed Devinney to adopt Resolution 2008-110

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

Mayor Ouellette thanked everyone for their efforts and their work on the budget.

RESOLUTION 2008-111

AUTHORIZING EXTENSION OF THIRD QUARTER TAXES PURSUANT TO N.J.S.A. 54:4-66.3(d)

WHEREAS, there has been a delay in the printing and mailing of the 2008-09 tax bills; and

WHEREAS, N.J.S.A. 54:4-66(d) requires that the due date for third quarter taxes be at least 25 calendar days from the date the tax bill are mailed; and

WHEREAS, the Tax Collector has requested an extension of time for the payment of year 2008 third quarter taxes; and

WHEREAS, the Tax Collector has also asked that any third quarter taxes paid after the twenty-five (25) day grace period have interest charged back to August 1st in accordance with N.J.S.A. 54:4-66(d).

NOW, THERFORE, BE IT RESOLVED by the Township Committee of the Township of Delanco, County of Burlington, State of New Jersey that the grace period

for the third quarter tax installment for the year 2008 be extended to twenty-five (25) days after date of mailing.

BE IT FURTHER RESOLVED that any 2008 third quarter installments received after the extended period will have interest charged back to August 1, 2008.

Motion by Ed Devinney, seconded by Kate Fitzpatrick to adopt Resolution 2008-110
Roll Call: Devinney, yes; Fitzpatrick, yes; Hinkle, yes; Templeton, absent; Ouellette, yes

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.”)

ORDINANCE 2008-8

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”

***1ST READING BY TITLE ONLY AND SET PUBLIC HEARING DATE FOR AUGUST 18, 2008**

Mayor Ouellette pulled one bill from the bill list for a service contract that will be discussed later.

Committeeman Ed Devinney and Committeewoman Kate Fitzpatrick questioned the business licenses and the fact that all the information was not indicated on the license and asked to have them tabled until the next Township Committee meeting.

The Municipal Clerk, Mrs. Janice Lohr stated that the check for Cretan Concrete was on the bill list but has been voided out.

Committeewoman Kate Fitzpatrick stated that she had some editorial changes in the minutes that she has given to the Municipal Clerk.

PAYMENT OF BILLS

<u>ACCOUNT</u>	<u>AMOUNT</u>
GENERAL	\$1,125,497.97
PAYROLL	104,122.09
PUBLIC DEFENDER	150.00
UNEMPLOYMENT TRUST	81.00
TRUST	136,565.22
HOUSING TRUST	6,719.27
MCPL OPEN SPACE TRUST	5,828.14

GENERAL ACCOUNT – AUGUST 4, 2008

24502	KRISTEN ADAMS	\$1,729.75
24503	BURINGTON COUNTY MCPL JIF	78,870.00
24504	BURLINGTON COUNTY TREASURER	444,574.91
24505	BURLCO ASSESSORS ASSOCIATION	150.00
24506	BURLINGON COUNTY TREASURER	2,044.85
24507	BELMONT & CYRSTAL SPRINGS	41.93
24508	CERTIFIED SPEEDOMETER SERV INC	140.00
24509	CLEAN RENTAL SERVICES INC	203.63

24510	CRETAN CONCRETE CO (On Hold)	38,631.99
24511	CMA GROUP LLC	3,000.00
24512	COMCAST	105.16
24513	DELANCO TWP BOARD OF EDUCATION	428,655.00
24514	DELANCO FIRE COMMISSIONERS	24,666.66
24515	DELANCO PUBLIC LIBRARY ASSOC	3,000.00
24516	DELANCO TWP ACCUMULATED	40,820.35
24517	DELANCO TWP RECREATION ACCT	11,000.00
24518	DELL MARKETING LP (On Hold)	2,176.12
24519	DIGIULIOS FOOTWEAR PLUS	499.87
24520	ELECTRONIC SECURITY CORP	620.96
24521	EIC INSPECTION AGENCY CORP	1,131.80
24522	GALLS INC	322.93
24523	GE CAPITAL	339.00
24524	HAGAN ROSSI FLORIST	102.00
24525	KEARNS VASSALLO & KEARNS	5,796.00
24526	LAND ENGINEERING & SURVEYING	2,622.50
24527	MORTONS PAINT CENTER	239.40
24528	MGL PRINTING SOLUTIONS	204.00
24529	MICROSYSTEMS NJ.COM LLC	1,520.00
24530	JOHN MILLER	1,432.50
24531	NJ AMERIAN WATER CO	1,032.62
24532	NJ LEAGUE OF MUNICIPALITIES	135.00
24533	NJ STATE HEALTH BENEFIT PROG	30,216.65
24534	EDMUND T PARSONS	1,000.00
24535	PEDRONI FUEL CO	5,503.43
24536	PSE&G	9,614.15
24537	PAYROLL ACCOUNT	7,549.14
24538	PARKER MCCAY-ATTORNEYS AT LAW	5,516.97
24539	PUBLIC EMPLOYEES RETIREMENT	3.43
24540	POLICE & FIREMENTS RETIREMENT	7.96
24541	RUTGERS THE STATE UNIVERSITY	406.00
24542	RIVERSIDE NAPA AUTO PARTS	330.03
24543	RENWICK ASSOCIATES	3,000.00
24544	RYAN SEITER	225.00
24545	STEWART BUSINESS SYSTEMS	1,388.34
24546	MICHAEL W THOMPSON	1,432.50
24547	TURF EQUIPMENT & SUPPLY CO	245.55
24548	UNITED STATES POSTAL SERVICE	2,000.00
24549	VERIZON CABS	190.79
24550	VERIZON	357.18
24551	WEST GROUP PAYMENT CENTER	805.00
24552	W B MASON CO INC	705.03
TOTAL		\$1,125,497.97
TRUST		
1999	HULSE & GERMANO ESQS LLC	\$1,646.75
2000	LAND ENGINEERING & SURVEYING	10,370.00
2001	TAYLOR DESIGN GROUP INC	956.25

2002	CCTS TAX LIENS I LLC	400.00
2003	JOHN RAHENKAMP	6,195.00
2004	BIRDSALL ENGINEERING INC	177.50
2005	PENNONI ASSOCIATES INC	395.60
2006	DELANCO TWP CURRENT FUND	15.84
2007	PULTE HOMES OF NJ	116,408.28
TOTAL		\$136,565.22
HOUSING TRUST		
1019	CLARKE CATON HINTZ	\$6,105.85
1020	BANISCH ASSOCIATES INC	52.50
1021	PARKER MCCAY-ATTORNEYS AT LAW	560.92
TOTAL		\$6,719.27
MCPL OPEN SPACE TAX		
1003	PARKER MCCAY-ATTORNEYS AT LAW	\$5,828.14
TOTAL		\$5,828.14
UNEMPLOYMENT		
1016	STATE OF NJ-DEPT OF LABOR	\$81.00
TOTAL		\$81.00

APPROVAL OF MINUTES

4/14/08, 4/21/08, 4/28/08, 4/28/08, 5/5/08, 5/19/08 & 6/9/08

APPROVAL OF CONSENT AGENDA

Motion by Ed Devinney, seconded by Kate Fitzpatrick to approve the consent agenda

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

MEETING OPEN TO THE PUBLIC

Mayor Ouellette opened the meeting to the public.

- Marlene Jass, 4 McCay Way, asked if the Township was going to join in with the League of Municipalities for support against the new COAH requirements. Mrs. Jass was adamant about the Township doing a resolution in support of the COAH issue.

Mayor Ouellette stated that there is a special executive session with the Joint Land Use Board and the COAH representative will be present.

The Township Solicitor, Mr. William Kearns stated that a suit has been filed and all the towns are not being named as parties to the suit; the suit is being filed under the name of the League of Municipalities.

Mrs. Jass stated that she wants a resolution to send to the Governor that the Township does not agree and is not in support of the new COAH requirements.

Mayor Ouellette stated that we could do a resolution; Resolution 2008-12 to send a letter to the League of Municipalities in support of their position in opposition to the third round COAH regulations.

Motion by Joan Hinkle, seconded by Ed Devinney to adopt Resolution 2008-12.

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

RESOLUTION 2008-112

RESOLUTION OPPOSING COAH REGULATIONS

WHEREAS, the adoption of the proposed COAH regulations would result in substantial burdens to the Township in attempting to comply with proposed regulations that are fundamentally flawed and based on arbitrary growth projections and an invalid methodology; and

WHEREAS, the Township Committee of the Township of Delanco feels that the proposed COAH regulations would impose unfair and substantial costs to the taxpayers of the Township of Delanco and the entire State.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Delanco in the County of Burlington and State of New Jersey, that the Township Committee hereby opposes the proposed Third-Round COAH regulations and desires to voice its opposition to said regulations.

Mrs. Jass questioned the Township Solicitor, Mr. William Kearns regarding the resolution for the transition of the turnover of the streets in Newton's Landing. Mr. Kearns stated that he will have the resolution by the end of the week for the Township Committee's review for the meeting on September 18, 2008.

• Bill and Donna Fishburn, 1225 Delaware Avenue, stated that they were advised by the Zoning and Code Enforcement Officer, Mr. Phillip Goffredo to attend the meeting tonight. Mrs. Fishburn stated that they were cited for a living fence and they wanted clarification on the ordinance. A discussion ensued about the definition of a living fence. The Township Solicitor, Mr. William Kearns and Committeewoman Kate Fitzpatrick stated that they will take a look at the Ordinance and the properties to make a determination as to who is grandfathered and make a decision. The Code Enforcement and Zoning Officer, Mr. Phillip Goffredo stated that the case is on hold and they will receive notice in the mail with their decision.

MEETING CLOSED TO THE PUBLIC

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

CORRESPONDENCE – Municipal Clerk – Nothing to report

Mayor Ouellette stated that he received a letter from the Department of Community Affairs regarding the Smart Future 2006 Grant that was given to the Township. Mayor Ouellette stated that there was a revision; 2006-99900-3679-01 for the total award amount of \$20,000. Mayor Ouellette stated that liquidation of the obligation needed to be made by February 28, 2009. The Municipal Clerk, Mrs. Lohr stated that she will give Michelle Taylor a copy of the letter.

Committeewoman Kate Fitzpatrick asked if the discussion items could be continued to another Township Committee meeting.

DISCUSSION ITEMS:

- 1. PROPOSED ORDINANCE FOR DEFINED CONTRIBUTION RETIREMENT PROGRAM – Will introduce at the Township Committee**

Meeting scheduled for August 18, 2008

2. **PROPOSED ORDINANCE ADOPTING CHECKLISTS FOR PLANNING BOARD** – Will introduce at the Township Committee Meeting scheduled for August 18, 2008
3. **PROPOSED ORDINANCE – AMEND CHAPTER 60 OF DELANCO CODE- DEVELOPMENT FEES** - Will hold until Mary Beth Lonergan has an opportunity to review the fees
4. **RESCHEDULE OF EMERGENCY MANAGEMENT MEETING TO SEPTEMBER** – rescheduled for Tuesday, September 16, 2008 at 7:00 P.M. Municipal Clerk, Mrs. Janice Lohr will advertise the meeting

COMMENTS – PROFESSIONALS

Township Engineer – Mr. David Denton

- received response from New Jersey Transit regarding the additional parking at the Light Rail Line Station
- reported that the Walnut Street project is nearing completion

Township Solicitor – Mr. William Kearns – Nothing to report

COMMENTS - DEPARTMENT HEADS

Superintendent of Public Works – Mr. John Fenimore

The Superintendent of Public Works, Mr. John Fenimore commented that there is one tree on Walnut Street that should have been removed, but they were trying to save it. Mr. Fenimore commented that it is a small tree but it has to come down because it is leaning and the roots were cut. The Public Works Department will remove the tree.

- working on cleaning the compost site to get leaves ready for County to pick up
 - taken down a few trees and removed three (3) stumps
 - reported that the new VacAll is in for repairs under the warranty
- Committeewoman Kate Fitzpatrick questioned how residents can be notified that they shouldn't blow leaf clippings in the street because she sweeps and pulls the weeds in the street. Mr. Fenimore stated that he will send a notice to the residents informing them of the storm water management rules and regulations.

Police Department – Lieutenant George Sacalis – Nothing to report

Code Enforcement and Zoning Officer – Mr. Phillip Goffredo

- reported 54 complaints in July
- reported that the cardboard recycling is under control at the Rivers Edge development
- commented that he will be enforcing Resolution 2004-20; paragraph 4 and 8 – has issued five notices to Pulte Homes for property maintenance at the Farm House at Newton's Landing

Municipal Clerk – Mrs. Janice Lohr –

- calendars are complete for the next twelve months; they will not be mailed; they will be available at the Township Municipal building

Mrs. Lohr stated that she did get a chance to look through the business licenses and there was only one (NVR) that did not have the check amount. Mrs. Lohr stated that they will be revising the Business License Application form to make a location for all the pertinent information. Mrs. Lohr suggested that the Township Committee approve all the Business Licenses as listed except 2008-53 so the business licenses can be sent out to the

businesses.

APPROVAL OF BUSINESS LICENSES FOR 2008

Numbers: 2, 3, 4, 5, 6, 7, 9, 10, 11, 12, 13, 14, 15, 16, 17, 19, 20, 22, 23, 24, 27, 28, 29, 30, 31, 32, 34, 35, 36, 37, 38, 39, 40, 41, 42, 44, 45, 46, 47, 48, 49, 50, 51, 52, 54, 55 & 56

Motion by Ed Devinney, seconded by Joan Hinkle to approve the Business Licenses with the exception of 2008-53.

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

COMMENTS - TOWNSHIP COMMITTEE

Kate Fitzpatrick –

- asked the Municipal Clerk, Mrs. Janice Lohr about the letter she received regarding Burlington Counties heater replacement program – asked if this could be posted on the bulletin boards and website
- attended the Economic Development Committee Meeting and they are working to contact the seniors in Delanco to advise them of the opportunity that they may have regarding the units available at the Mansion – plan to send them a post card to let them know there may be an opportunity and as soon as they know who will be managing the property they will help them in any way they can
- there was also a recommendation from the Economic Development Committee that they review the current packets that the Joint Land Use is using for businesses that come into Delanco – they also talked about having two boards again; Zoning Board and Planning Board that they may recommend to the Township Committee – they are trying to promote more business in the Township and make the application process simpler
- met with DYSA and David Denton at the West Avenue fields – Rob Kiss, Steven Corcoran, David Denton all went through West Avenue and the back area and determined that it is not a good area for soccer fields
- attended the DYSA meeting on the 23rd and they are moving along on the soccer registration – reviewed their insurance and determined that their insurance has to be rewritten to have liability insurance and a minimum amount of medical and an addendum will be added to the registration form that the parents will have to sign stating that their medical insurance is primary
- announced that the Recreation Commission's last concert is Thursday night – Two Feet Pete
- reported that she is working on the easement the Township Committee was looking for on Burlington Avenue for the Larchmont property – Mayor Ouellette stated that he discussed this proposal with the owners of that property on Burlington Avenue and they said that they were not interested

Ed Devinney –

- commented that he has been in Europe for the past three weeks and didn't get to do too much around Delanco
- reported that he noticed an extensive use of traffic calming devices in the small villages in Europe; maybe since Delanco is a small township, that they could slow the passage of traffic on the small streets (ex. Rancocas Avenue) and suggested alternate parking down the street

Joan Hinkle –

- attended the Shade Tree Commission meeting and they are making progress – they are working with the Superintendent of Public Works for use of the bucket truck to do more

with that

- attended the Sewerage Authority Meeting and they have decided to have combined meetings with the Beverly Sewerage Authority at the Delanco Municipal Building for most of the year and partially at Beverly
 - attended the River Route Committee on July 31st with Marlene Jass – they had presentations and awards were given to the winners: Riverton, Cinnaminson and Willingboro – a lady spoke from Plan Smart of New Jersey and she was very good – they have a website – next meeting is August 15th
 - finally made contacts about the solar panels and is hoping they can make some headway; still thinks it is too much money for Delanco but feels they should look into it because of the costs to operate the Municipal Building
 - announced that a luncheon for the Township Administrator, Mr. Steven Corcoran will be Wednesday, August 20th; was planned for the Mansion, but they can't have it there because of the Fire Marshall and now it will be at the Municipal Building
- John Rahenkamp, 1700 Second Street, commented that Joan Hinkle may want to “hold that” until he talks to the Building Inspector, Mr. Schaefer tomorrow.

Mayor Ouellette asked the Superintendent of Public Works, Mr. John Fenimore if he has gotten any estimates on a new chipper. Mr. Fenimore stated that he has and the cost is about \$34,000. A discussion ensued.

ADJOURNMENT

Motion by Ed Devinney, seconded by Joan Hinkle to adjourn the meeting.

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

Janice M. Lohr, RMC
Municipal Clerk
August 4, 2008