

TOWNSHIP COMMITTEE MEETING – DECEMBER 1, 2008

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

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

Also Present: Mr. Denton, Twp. Engineer; Mr. Kearns, Twp. Solicitor; Mrs. Lohr Municipal Clerk; Mr. Fenimore, Supt. Of Public Works

FLAG SALUTE

Mayor Ouellette led the 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 the 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.

**YEAR 2009 COMMUNITY DEVELOPMENT BLOCK GRANT APPLICATION
*PUBLIC HEARING***

Mayor Ouellette asked the Township Engineer, David Denton, to describe the application and area that the Township is proposing to apply for funding from the Community Development Block Grant Program. Mr. Denton stated that they estimate if they do everything they would like to do; the cost would be about \$97,000. However, the grant would be around \$75,000 to 80,000.

Mr. David Denton gave a presentation and explanation of the project that the Township Committee is proposing to submit for Community Development Block Grant funds within the permitted funding areas of the town.

A question was raised about whether the trees would be removed. Mr. Denton stated that trees that were large and pulling up the sidewalks would be removed, but not the smaller trees. Mr. Denton stated that the trees removed would be replaced with appropriate trees.

Mr. Fenimore, Supt. of Public Works noted that the work for this street is very much needed. Mr. Fenimore stated that Poplar Street is the main drain that goes from Hickory Street from the ball field to Poplar Street and there are several big trees there. A brief discussion ensued regarding the trees.

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.

RESOLUTION 2008-151

**RESOLUTION AUTHORIZING APPLICATION FOR A GRANT FROM THE
COMMUNITY DEVELOPMENT FUND**

WHEREAS, the Township of Delanco wishes to apply for a grant from the

Community Development Fund; and

WHEREAS, the public hearings have been held and proper notice posted on the official bulletin board pursuant to statutory requirements; and

WHEREAS, it is deemed appropriate to pass a Resolution authorizing application for said funding.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Delanco, County of Burlington, state of New Jersey, that the Engineer, Mayor and Clerk of Township of Delanco are hereby authorized to seek funding for projects to the Community Development Fund, and to take the steps necessary to secure on behalf of the Township the grant listed.

Motion by Mr. Devinney, seconded by Mrs. Hinkle to adopt Resolution 2008-151

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

ORDINANCE 2008-10

AN ORDINANCE OF THE TOWNSHIP OF DELANCO IN BURLINGTON COUNTY, STATE OF NEW JERSEY AMENDING THE DELANCO TOWNSHIP CODE, CHAPTER 295, BY ADDING TRAFFIC CONTROL PROVISIONS FOR THE STREETS WITHIN THE “NEWTON’S LANDING” DEVELOPMENT

CONTINUED READING PUBLIC HEARING FROM 11/17/08 MEETING

The Township Solicitor, Mr. William Kearns stated that he sent to everyone today a further revised version substituting the word circle for cul de sac on Newton’s Landing Boulevard. Mr. Kearns stated that the ordinance is ready to adopt as amended; re-advertise it and have a new public hearing at the next meeting for final adoption.

HEARING OPEN TO THE PUBLIC

Mayor Ouellette opened the hearing to the public for comments and/or questions on Ordinance 2008-10.

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 Mr. Devinney, seconded by Ms. Fitzpatrick to approve the amendments for Ordinance 2008-10 and schedule a public hearing on said amendments for December 15, 2008 at 7:30pm.

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

The Municipal Clerk, Mrs. Janice Lohr asked the Township Solicitor, Mr. William Kearns to send her a list enumerating the amendments so she can publish it.

Jack Hoeffle, 44 Pennington Court asked if the amended version will be posted on the Township website.

ORDINANCE 2008-13

AN ORDINANCE OF THE TOWNSHIP OF DELANCO IN BURLINGTON COUNTY, STATE OF NEW JERSEY AMENDING THE DELANCO TOWNSHIP CODE AND ESTABLISHING REGULATIONS FOR THE PLACEMENT OF PORTABLE HOME STORAGE UNITS ON RESIDENTIAL PROPERTIES

2ND READING BY TITLE ONLY AND PUBLIC HEARING

HEARING OPEN TO THE PUBLIC

Mayor Ouellette opened the hearing to the public for comments and/or questions on Ordinance 2008-13.

• Steve Schofield, 400 Burlington Avenue, asked if someone moves into the Township; do they have to get a permit before they can unload their POD's furniture? Mr. Schofield commented that he does not feel anyone will think of getting a permit for their POD when moving to Delanco.

The Township Solicitor, Mr. William Kearns stated that situation could be handled administratively by the Code Enforcement Officer.

Deputy Mayor Mike Templeton expressed his opposition to permit fees for the POD's. Mr. Templeton stated that you should not charge a fee for the POD; but if a homeowner purchases a sea box as a permanent structure; that is where the control should be. Committeewoman Joan Hinkle disagreed. A discussion ensued.

Marlene Jass, 4 McCay Way, suggested putting this information in with the sale of the property information for the inspections.

Terry Mader, 725 Delaware Avenue, commented that her interpretation is that the Township Committee is trying to discourage the POD's from long term use. Ms. Mader feels that the fee amount mentioned is not very discouraging.

HEARING CLOSED TO THE PUBLIC

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

Steve Schofield, 400 Burlington Avenue, stated that it appears to him why the Township Committee is pursuing this ordinance. Mr. Schofield suggested taking an opposite approach. Mr. Schofield suggested to let the people move in with their POD and if they exceed their time limit; that the Township then impose a hefty fee; either \$500.00 or \$1,000.00.

Maryellen Davidson, Center Avenue, asked a question about people moving out of Delanco and if they would be fined if it took longer to sell their home.

Committeewoman Kate Fitzpatrick stated that she felt the fee should be waived for people moving in and out of Delanco Township.

Motion by Kate Fitzpatrick to approve Ordinance 2008-13 as modified and then withdrew her motion.

Motion by Kate Fitzpatrick, seconded by Mayor Ouellette to adopt Ordinance 2008-13 as written.

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

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

SOLAR ENERGY EFFICIENCY AUDIT OF MUNICIPAL & PUBLIC WORKS BUILDINGS – Mr. Harlan Vermes of Absolutely Energized Solar

Committeewoman Joan Hinkle stated that Mr. Vermes did a survey of the Municipal Building awhile ago and he has a report to submit. Mrs. Hinkle Stated that there are three separate surveys; Police Department; Administrative Offices and Public Works and that they are all “green” and they cost a lot of money.

Mr. Harlan Vermes gave a presentation to the Township Committee and the public. Mr. Vermes stated that there are two types of solar energy used today; sun and thermal. Mr. Vermes explained how solar energy works and how it is installed. Mr. Vermes outlined the different ways to finance the solar energy installation. Mr. Vermes emphasized that the panels have to tie to the meters.

A discussion ensued with questions from the Township Committee and the public.

Committeewoman Joan Hinkle thanked the Public Works Department for helping Mr. Vermes do his survey and supplying ladders and assistance to get on the roofs.

COMMENTS – PROFESSIONALS

Township Solicitor – Mr. William Kearns – Nothing to report

Acting Township Administrator – Mayor Ouellette

- went to the League of Municipalities and spent two days attending meetings – COAH meeting also accompanied by Committeeman Ed Devinney (will give report later) – no commitment from Governor regarding COAH obligations
- working on the personnel policies along with Committeewoman Kate Fitzpatrick and Township Solicitor, Mr. William Kearns
- worked on the recycling bank information

Township Engineer – Mr. David Denton –

- received the NJDOT Municipal Aid Program Grant for Richard Avenue – will be for reconstruction of pavement, curb sidewalk and aprons where required, upgrading of the inlets, tree removal and replacement – requested \$151,000 – award amount is \$150,000 Township is responsible for design costs estimated at \$16,000
- regarding the Municipal site drainage – prepared topographic drawing mapping – estimate the cost to be \$15-20,000 – suggested doing this by quotes from contractors rather than bid procedure
- regarding parking area drainage – suggested installing French drains – must do topography maps of the area – estimate that it could cost as much as the other area if not more – suggested taking care of the down spouts first

Superintendent of Public Works – Mr. John Fenimore –

- signs are done for the fire connections at the rear of the Municipal Building
- made one pass through the Township so far and working on the leaves – having some

problems with equipment

- painted yellow lines at Spruce Street and Pennsylvania Avenue by rail station
- asked how everyone's recycling buckets are – asked for input – is filling up his recycling bucket and will post the picture on the Township website to show people what goes in the carts

Committeewoman Kate Fitzpatrick told Mr. Fenimore that she has flags for the Holiday Season (two different flags) and she would like to have them hung on the poles – the Women's Club purchased them for the Township poles

Municipal Clerk – Mrs. Janice Lohr – Nothing to report

COMMENTS – TOWNSHIP COMMITTEE

Joan Hinkle -

- went to the Station meeting and it was quite a gathering – everyone expressed their desire about the parking issues
- had a special meeting on Thanksgiving Eve – for purpose of extending the Township Trash contract

Mike Templeton – Nothing to report

Kate Fitzpatrick –

- attended presentation of the Historic Preservation Advisory Board on the Alligator Next presentation is December 11th about the Sea Scout troop in the Township of Delanco
- attended the Eagle Scout Court of Honor for Steven Lohr and was very privileged to acknowledge the project to make it happen
- attended the River Line meeting and asked for assistance in moving the rocks and putting down some stones to provide more parking
- attended the DYSA meeting – noted that a lot of people attended this meeting – new members have done a great deal to put the organization back together with team work and communication
- has flyers for the Santa Parade and tree lighting this Friday night - parade begins at Pearson School and ending with the tree lighting ceremony at the Fire House

Ed Devinney –

- attended the special meeting at the River Line and thanked Mike Templeton for arranging the meeting with the New Jersey Transit Representative so the Township could explain their needs and desires
- attended the League Of Municipalities meetings in Atlantic City for one day regarding the COAH obligations and requirements – asked a question to the COAH representative

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.")

CONSENT AGENDA:

RESOLUTION 2008-152

PROVIDING FOR THE INSERTION OF ANY SPECIAL ITEM OF REVENUE IN THE BUDGET OF ANY COUNTY OR MUNICIPALITY PURSUANT TO

N.J.S. 40A:-87 CHAPTER 159, P.L.1985

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

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amount.

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Delanco, in the County of Burlington, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget year 2008 in the sum of \$886.32 which item is now available as a revenue from the Body Armor Fund in the amount of \$886.32 pursuant to the provisions of the statute.

BE IT FURTHER RESOLVED that the above is a result of a FY2008 Body Armor Fund.

BE IT FURTHER RESOLVED that two (2) certified copies of this resolution be forwarded to the Director of the Division of Local Government Services.

APPROVAL OF MINUTES – 10/20/08

APPROVAL OF DEPARTMENT REPORTS

PAYMENT OF BILLS

<u>ACCOUNT</u>	<u>AMOUNT</u>
GENERAL	\$511,619.46
PAYROLL	31,544.54
TRUST	16,800.60
HOUSING TRUST	2,585.27
MUNICIPAL OPEN SPACE	464.10

GENERAL ACCOUNT – DECEMBER 1, 2008

24810	COURIER POST	74.07
24811	COMCAST	105.16
24812	DELANCO TWP BOARD OF EDUCATION	428,655.00
24813	DELANCO FIRE COMMISSIONERS	26,366.70
24814	DELANCO PUBLIC LIBRARY ASSOC	3,000.00
24815	EIC INSPECTION AGENCY CORP	2,719.40
24816	GALLS INC	150.45
24817	GENERAL CHEMICAL & SUPPLY	150.95
24818	GE CAPITAL	339.00
24819	HULSE & GERMANO ESQS LLC	695.25
24820	INTERNATIONAL SALT	2,700.05
24821	LARRY & SONS	800.00
24822	LENORE MORAIS	75.00
24823	NJ STATE HEALTH BEBEFITS PROG	30,216.65
24824	OAKWOOD UNIFORM & EQUIP INC	715.00
24825	PEDRONI FUEL CO	4,713.57
24826	PAYROLL ACCOUNT	6,809.57

24827	PARKER MCCAY-ATTORNEYS AT LAW	589.78
24828	PLJ SAFETY SUPPLY CO	462.00
24829	RIVERSIDE NAPA AUTO PARTS	88.60
24830	SAFEGUARD BUSINESS SYSTEMS INC	231.10
24831	TREASURER STATE OF NJ	50.00
24832	TAYLOR DESIGN GROUP INC	937.50
24833	VERIZON CABS	190.06
24834	VERIZON	387.47
24835	WOOLMAN BROTHERS NURSERY LLC	140.00
24836	W B MASON CO INC	257.13
TOTAL		\$511,619.46

TRUST

2036	CCTS TAX LIENS I LLC	100.00
2037	LAND ENGINEERING & SURVEYING	3,783.75
2038	HULSE & GERMANO ESQS LLC	611.50
2039	TAYLOR DESIGN GROUP INC	3,060.50
2040	DELANCO TWP CURRENT FUND	34.20
2042	BIRDSALL ENGINEERING INC	560.00
2043	DAVID M SERLIN ESQ	3,874.50
TOTAL		\$16,800.60

HOUSING

1032	PARKER MCCAY-ATTORNEYS AT LAW	2,585.27
TOTAL		\$2,585.27

CURRENT

24808	PAYROLL ACCOUNT	31,544.54
24809	PAYROLL ACCOUNT	42,398.81
TOTAL		\$73,943.35

PUBLIC DEFENDER

1067	PAYROLL ACCOUNT	183.00
TOTAL		\$183.00

MCPL OPEN SPACE TO MCPL OPEN SPACE

1009	PARKER MCCAY ATTORNEYS AT LAW	464.10
TOTAL		\$464.10

APPROVAL OF CONSENT AGENDA

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

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

MEETING OPEN TO THE PUBLIC

Mayor Ouellette opened the meeting to the public.

1. Terry Mader, 725 Delaware Avenue, referenced that there is a statement on the COAH home page that is similar to the answer that was given to Committeeman Ed Devinney at the COAH meeting in Atlantic City. Ms. Mader commented on

the recycle carts that she felt it was working; however when she took a walk after they picked up the bins; there was trash everywhere
Committeewoman Kate Fitzpatrick commented that she noticed the recycle people were emptying the carts manually instead of using the arm

MEETING CLOSED TO THE PUBLIC

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

CORRESPONDENCE – Municipal Clerk – Mrs. Janice Lohr –

• reported that on the last page of the Township Committee’s packet; Detective Adam Tilger brought this to her attention this afternoon; that they need a resolution passed for the Over the Limit – Under Arrest 2008 End year Crackdown from December 8, 2008 to January 2, 2009 – need this adopted tonight

Motion by Ed Devinney, seconded by Kate Fitzpatrick to adopt Resolution 2008-153 Over The Limit – Under Arrest 2008 End Year Crackdown.

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

DISCUSSION ITEMS:

1. RECYCLE BANK CONTRACT -

The Township Solicitor, Mr. William Kearns stated that they have resolved all the outstanding issues with regard to the contract language and the provisions that they asked to be changed. Mr. Kearns stated that he prepared Resolution 2008-154 to authorize the contract with Recycle Bank.

Motion by Kate Fitzpatrick, seconded by Ed Devinney to adopt Resolution 2008-154.

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

2. PROPOSAL FOR ACTING ADMINISTRATOR SERVICES

Mayor Ouellette stated that the Township Committee is working on bringing on an acting Township Administrator on a part time basis to fill the void for about six months. The Municipal Clerk, Mrs. Janice Lohr will continue this for discussion and list it on the agenda for the December 15, 2008 Township Committee meeting.

3. ROSI LIST – CONTINUED DISCUSSION

Committeewoman Kate Fitzpatrick stated that she called Susan Seybold regarding the ROSI list and they will be sending information soon to complete the package. Deputy Mayor Mike Templeton stated that he will be meeting in Trenton with Susan Seybold regarding the final ROSI list and he has asked John Fenimore to join him.

4. 2009 REORGANIZATION AND CALENDAR

The Municipal Clerk, Mrs. Janice Lohr stated that she included a 2009 calendar and circled the obvious dates for Township Committee meetings and suggested finalizing the dates at the December 15th Township Committee meeting. A discussion ensued about scheduling dates for next years Township Committee meetings. The dates were set for the Reorganization and Township Committee meetings for 2009.

5. REQUEST TO FORGIVE TAXES ON PROPERTY

The Township Solicitor, Mr. William Kearns stated that he has to discuss this with the Tax Assessor in order to draft a resolution. The Municipal Clerk, Mrs. Janice Lohr stated that this will be tabled until the December 15, 2008 Township Committee meeting.

The Township Solicitor, Mr. William Kearns commented and made suggestions regarding the personnel policy ordinance.

Motion by Kate Fitzpatrick, seconded by Ed Devinney to introduce Ordinance 2008-14 regarding the personnel policies and set public hearing date for December 15, 2008.

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

Mr. Kearns commented that there was a question regarding the indemnification ordinance. It was determined that it was already adopted on July 14, 2008.

Mr. Kearns commented that there was something else to consider. Mr. Kearns stated that Committeewoman Kate Fitzpatrick asked for a draft of an ordinance that would require notification to the Historic Preservation Advisory Board of any application for demolition permits. Mr. Kearns stated that he forwarded a draft to the Township Committee members for review.

Motion by Joan Hinkle, seconded by Kate Fitzpatrick to introduce Ordinance 2008-15 requiring notification to the Delanco Historic Preservation Advisory Board before any demolition permit is issued and set public hearing date for December 15, 2008.

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

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

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

Janice M. Lohr, RMC
Municipal Clerk
December 1, 2008