

TOWNSHIP COMMITTEE MEETING – FEBRUARY 6, 2006

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

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

ALSO PRESENT: Twp. Administrator, Mr. Steven Corcoran; Twp. Engineer, Mr. Jay Kruse; Twp. Solicitor, Mr. Douglas Heinold; Municipal Clerk, Mrs. Janice Lohr; Deputy Municipal Clerk, Karen Zimmermann; Supt. of Public Works, Mr. John Fenimore; Chief of Police, Chief Parsons

FLAG SALUTE

Mayor Fitzpatrick led the flag salute.

SUNSHINE STATEMENT

Please be advised that proper notice of this meeting has been given in compliance with the Sunshine Law in the following manner. Written notice has been mailed to the Burlington County Times and the Courier Post and published in the January 3, 2005 editions. Written notice has been posted on the official bulletin board of the Township of Delanco at least 48 hours prior to the meeting.

PUBLIC HEARING FOR GREEN ACRES GRANT APPLICATION

HEARING OPEN TO THE PUBLIC

Mayor Fitzpatrick opened the hearing to the public.

The Township Administrator, Mr. Steven Corcoran stated that the Township Engineer, Mr. Jay Kruse would make a brief presentation explaining the Green Acres grant applications.

Mr. Kruse did a presentation with board exhibits depicting the following properties:

- Zurbrugg Mansion – acquisition of waterfront parcels of Zurbrugg Mansion property
- Pennington Park – development of Pennington Farm Park
- Pennington Park - diversion of existing easement on property

1. John Rahenkamp, 1700 Second Street commented:

- Green acres is publicly accessible at the Zurbrugg Mansion
- not in favor of the Field of Dreams project – feels that the project should be land banked until money is available

2. Mike Templeton, 621 Delaware Avenue commented:

- is working on the Environmental Advisory Board and doing the survey of Township properties
- ROSI listing and encumbrances is important and long time goal for the Township
- expressed his concern about the West Avenue Dunes area and Hawk Island and felt that they should have been included in the green acres application
- expressed his concern that it was important that Green Acres put something in writing regarding the documentation on the Zurbrugg property and buildings and that the language be on record

3. Marlene Jass, 4 McCay Way, questioned the expiration time after the grant money is awarded. A discussion ensued regarding the acceptance of the grants. Mayor Fitzpatrick stated that Green Acres has extended their application date to April 15, 2006. The

Township Administrator, Mr. Steven Corcoran, reported that Green Acres stated that you could accumulate grants over a period of time. Mr. Corcoran stated that Green Acres does not have a date for the determination of the grants. Mayor Fitzpatrick stated that you can apply for a Green Acres grant and if you change your mind you can turn it down. Mayor Fitzpatrick stated that the Field of Dreams is under Green Acres and must go through Green Acres for any application or development. Mayor Fitzpatrick stated that as far as anything else, they can decline it or apply now.

Mayor Fitzpatrick commented that West End Avenue and Hawk Island were not included on the ROSI list, because they only listed current, active recreation areas.

4. Bill Matulewicz, 737 Franklin Street, explained why the Environmental Advisory Board included West End Avenue and Hawk Island in their ROSI list.

5. Mike Templeton, 621 Delaware Avenue, read the definition from the Green Acres regulations for recreation conservation purposes. Mr. Templeton stated that the initial ROSI list should be as complete as possible when submitted. Mr. Templeton stated that Hawk Island is a keystone piece of property and should be preserved. Mr. Templeton also stated that West End Avenue area was worthy of a conservational effort.

6. Peter Fritz, 303 Union Avenue, expressed his concern regarding the preservation of the gazebo at the Zurbrugg Mansion and sea wall restoration and maintenance. Mayor Fitzpatrick stated that the Township is applying to Green Acres as an acquisition for supplemental money and county matched funds.

The Township Solicitor, Mr. Douglas Heinold, reported that the Burlington County Bridge Commission has expressed interest when the Township is ready for park development.

7. John Rahenkamp, 1700 Second Street, suggested that the Township be very cautious and not to request more than they need. Mr. Rahenkamp stated that there is no advantage to have the County control Hawk Island, and felt that it should be left alone. Mr. Rahenkamp expressed his concern about the dredge spoils.

Mayor Fitzpatrick asked the Township Committee members for their opinions on the Green Acres application.

Fern Ouellette - suggested the ROSI list be complete as possible when submitted

Jackie DiCarlo – questioned why West End Avenue and Hawk Island were not included on the list and asked if the ROSI list is submitted with the grant application

Mayor Fitzpatrick commented that she asked Green Acres the question and they said that if there was any question or any doubt that they should not be put on the list because you could amend the list.

Joan Hinkle – asked if they make the application and vote on this tonight; when is the ROSI list filed and when is it finalized – The Township Solicitor, Mr. Heinold stated that the ROSI list won't get filed until the Township is funded – Mayor Fitzpatrick stated that the Township would have to receive the grant and accept it before the ROSI list would be effective

John Rahenkamp, 1700 Second Street, commented that Green Acre money is competitive and if you apply for something and decide you don't want it, you go to the bottom of the list the next time around.

Ed Devinney - referred to email from Gary Rice on the ROSI listing and asked if the language would enable them to go forward

The Township Solicitor, Mr. Douglas Heinold stated that he is comfortable with the ROSI issue and specifically stated that the Township is not listing the Zurbrugg Mansion in the grant application.

The Superintendent of Public Works, Mr. John Fenimore asked if the Township could use the recreational funds collected from the developers to add to grant money awarded. Mr. Fenimore stated that the compost site is a valuable piece of property in the Township. Committeewoman Joan Hinkle asked John Fenimore if the Township owned property at the entrance of Hawk Island. Mr. Fenimore stated that he had map years ago and believed that the Township owned about an acre at the entrance to Hawk Island. Mayor Fitzpatrick asked the Township Solicitor, Mr. Heinold if there was any advantage to add the two properties to the ROSI list at this time. Mr. Heinold suggested that they contact the County and discuss this with them. Mr. Heinold stated that you can partially list properties.

Mayor Fitzpatrick stated that the Township Committee is in agreement to review West Avenue and Hawk Island before they are added to the ROSI list.

HEARING CLOSED TO THE PUBLIC

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

ORDINANCE 2006-1

AN ORDINANCE AMENDING CHAPTERS 295-4 AND 295-32 OF THE CODE OF THE TOWNSHIP OF DELANCO, COUNTY OF BURLINGTON, AND STATE OF NEW JERSEY

***2ND READING BY TITLE ONLY AND PUBLIC HEARING**

HEARING OPEN TO THE PUBLIC

Mayor Fitzpatrick opened the hearing to the public.

The Township Administrator, Mr. Steven Corcoran, stated that this ordinance is being amended and asked the Township Engineer, Mr. Jay Kruse to give a description and diagram of the project. Mr. Corcoran stated that he, Chief Parsons and a neighbor met and reviewed it and reduced the size of the no parking area by half which encompasses the area of the bend.

The Township Solicitor, Mr. Douglas Heinold recommended that material amendments require notice and publication. There will be another public hearing on this ordinance because it was amended to revise the area that was impacted by the no parking area.

HEARING CLOSED TO THE PUBLIC

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

Motion by Joan Hinkle, seconded by Fern Ouellette to amend Ordinance 2006-1 and set the hearing date for the amendments for March 6, 2006.

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

PROCLAMATION – READ ACROSS AMERICA

Mayor Fitzpatrick read the proclamation and announced that the program is on March 2, 2006 and urged any Township Committee members to volunteer to read to the children if they were available.

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.”)

Committeeman Fern Ouellette asked that Ordinance 2006-3 be removed from the consent agenda so that it can be discussed further by the Township Committee.

ORDINANCE 2006-2

MODEL ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40a:4-45.14)

***1ST READING BY TITLE ONLY AND SET PUBLIC HEARING DATE FOR MARCH 6, 2006.**

RESOLUTION 2006-39

ISSUANCE OF CONTRACTS TO THE MOST QUALIFIED BIDDER TO PROVIDE OFFSITE INSPECTION SERVICES

WHEREAS, pursuant to N.J.A.C. 5:24 et seq., the Township of Delanco is required to obtain qualitative bids from eligible agencies for the provision of off-site inspection services on behalf of the Township in its enforcement of the Uniform Construction Code; and

WHEREAS, a bid advertisement was published for qualified companies to provide such bids for the provision of this service; and

WHEREAS, the bids submitted were analyzed by the Township’s Construction Official who has recommended issuance of a contract for subcode services to the following company as the most qualified bid received:

PLUMBING SUBCODE - EIC Inspection Agency Corp.
FIRE SUBCODE – EIC Inspection Agency Corp.

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

Section 1. AUTHORIZATION. The Mayor and Clerk are hereby authorized to execute contracts with EIC Inspection Agency Corp. to provide off-site inspection services for the Township in its enforcement of the Uniform Construction Code for a period of three years commencing March 1, 2006

Section 2. LIMITATION. The Contract authorized above is specifically limited to allow the Township on 90 days written notice the right to terminate the contract.

RESOLUTION 2006-40

REFUND OF 2004 STATE OF NEW JERSEY TAX REBATE

WHEREAS, the Tax Collector has determined that the following is entitled to a refund for a State of New Jersey 2004 rebate taxes; and

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

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

Block 1805
Lot 3

John Cooper
3 Edwards Ave.
Delanco, NJ 08075
Amount: \$1,200.00

RESOLUTION 2006-41
STATE OF NEW JERSEY DEPARTMENT OF ENVIRONMENTAL
PROTECTION GREEN ACRES ENABLING RESOLUTION

WHEREAS, the New Jersey Department of Environmental Protection, Green Acres Program (“State”), provides loans and/or grants to municipal and county governments and grants to nonprofit organizations for assistance in the acquisition and development of lands for outdoor recreation and conservation purposes; and

WHEREAS, the Township of Delanco desires to further the public interest by obtaining funding in the amount of \$4,175,000 from the State to fund the following project(s):

- (1) Acquisition of the Waterfront Parcels of the Zurbrugg Mansion, Block 1201, Lots 1.01 and 1.02 at an estimated cost of \$500,000, and;
- (2) Development of the Pennington Farm Park, Block 2100, Lots 12 and 13 at an estimated cost of \$3,675,000;

NOW, THEREFORE, the governing body/board resolves that Steve Corcoran or the successor to the office of Township Administrator is hereby authorized to:

- (a) make application for such a loan and/or such a grant,
- (b) provide additional application information and furnish such documents as may be required, and
- (c) act as the authorized correspondent of the above named applicant; and

WHEREAS, the State shall determine if the application is complete and in conformance with the scope and intent of the Green Acres Program, and notify the applicant of the amount of the funding award; and

WHEREAS, the applicant is willing to use the State’s funds in accordance with such rules, regulations and applicable statutes, and is willing to enter into an agreement with the State for the above named project;

NOW, THEREFORE, BE IT FURTHER RESOLVED BY THE TOWNSHIP COMMITTEE

1. That the Mayor of the above named body or board is hereby authorized to execute an agreement and any amendment thereto with the State known as;
 - a. Acquisition of the Waterfront Parcels of the Zurbrugg Mansion, Block 1201, Lots 1.01 and 1.02, and;
 - b. Development of the Pennington Farm Park, Block 2100, Lots 12 and 13;
2. That the applicant has its matching share of the project, if a match is required;
3. That, in the event the State’s funds are less than the total project cost specified above, the applicant has the balance of funding necessary to complete the project;
4. That the applicant agrees to comply with all applicable federal, state, and local laws, rules, and regulations in its performance of the project; and
5. That this resolution shall take effect immediately.

PAYMENT OF BILLS

<u>ACCOUNT</u>	<u>AMOUNT</u>
GENERAL	\$901,639.69
PAYROLL	96,045.94
CAPITAL	3,200.00
TRUST	35,710.11

GENERAL ACCOUNT – FEBRUARY 6, 2006

22171	BEVAN SECURITY SYSTEMS INC	816.00
22172	B & C FIRE WQUIPMENT	778.25
22173	BURLINGTON COUNTY TREASURER	409,370.68
22174	BURLCO MCPL COURT ADMIN ASSN	40.00
22175	BURLINGTON COUNTY TREASURER	516.77
22176	THE BARCLAY GROUP	415.00
22177	BJ'S WHOLESALE CLUB	80.00
22178	BURLINGTON LINCOLN MERCURY	82.50
22179	COMCAST	155.00
22180	COMMERCE BANK – ADMIN FEE	1,100.00
22181	CINTAS CORP	127.85
22182	DELANCO TWP BOARD OF EDUCATION	359,711.00
22183	DELANCO FIRE COMMISSIONERS	17,666.67
22184	DELANCO PUBLIC LIBRARY ASSOC	2,958.67
22185	DELAGE LANDEN FINANCIAL SERV	159.25
22186	GALLS INC	929.89
22187	ROSA HENRY	50.00
22188	LIBERTY PRESS OF SJ INC	172.00
22189	MAX SPANN AUCTION CO INC	26,350.00
22190	MUNICIPAL CLERKS ASSN OF NJ	15.00
22191	MOORESTOWN GARDENS CORP	30.00
22192	MUNIDEX INC	864.26
22193	NJ AMERICAN WATER CO	182.58
22194	NJ STATE LEAGUE MUNICIPALITIES	75.00
22195	NJ STATE HEALTH BENEFIT PROG	50,164.27
22196	NJ MCPL MANAGEMENT ASSN	40.00
22197	OCCUPATIONAL TRAINING CENTER	800.00
22198	PEDRONI FUEL CO	1,143.82
22199	PITNEY BOWES	40.79
22200	PSE&G	2,926.28
22201	PAYROLL ACCOUNT	5,472.96
22202	PC WORLD	19.97
22203	PARKER MCCAY-ATTORNEYS AT LAW	5,789.14
22204	REGISTRARS ASSOC OF NJ	50.00
22205	R H MOSIER INC	4,650.00
22206	SAFETY AUTO REPAIR	3,242.97
22207	SOUTH JERSEY SANITATION	195.00
22208	SHIPPS CONTRACTING CO	1,072.62
22209	STAMP FULFILLMENT SERVICES	874.05
22210	STEWART BUSINESS SYSTEMS	127.97
22211	TERMINIX INTERNATIONAL	110.00

22212	TROUT PRINTING	435.00
22213	TREASURER-STATE OF NEW JERSEY	1,050.00
22214	VERIZON WIRELESS	200.45
22215	VERIZON	438.03
22216	DAVID E WALTER	150.00
TOTAL		\$901,639.69

CAPITAL

1470	DELL COMPUTER CORP	3,200.00
TOTAL		\$3,200.00

TRUST

1778	DILWORTH PAXSON LLP	907.60
1779	TAYLOR DESIGN GROUP INC	1,842.50
1780	BIRDSALL ENGINEERING INC	15,790.75
1781	DELANCO TWP CURRENT FUND	18.36
1782	DELANCO TWP CURRENT FUND	7,855.65
1783	BIRDSALL ENGINEERING INC	9,295.25
TOTAL		\$35,710.11

PUBLIC DEFENDER TO PUBLIC DEFENDER

1027	PAYROLL ACCOUNT	\$162.24
TOTAL		\$162.24

APPROVAL OF CONSENT AGENDA

Motion by Jackie DiCarlo, seconded by Joan Hinkle to approve the consent agenda minus Ordinance 2006-3.

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

ORDINANCE 2006-3

AN ORDINANCE TO CREATE CHAPTER 237.5 OF THE CODE OF THE TOWNSHIP OF DELANCO ENTITLED, "SEX OFFENDER RESIDENCY AND OTHER LIMITATIONS"

***1ST READING BY TITLE ONLY AND SET PUBLIC HEARING DATE FOR MARCH 6, 2006.**

Mayor Fitzpatrick commented that Ordinance 2006-3 had been removed from the consent agenda and from the agenda at the previous Township Committee meeting so that the Township Committee could discuss a few items with the Township Solicitor, Mr. Douglas Heinold. A discussion ensued regarding the different tiers and what other Townships are doing.

Motion by Joan Hinkle, seconded by Ed Devinney to approve Ordinance 2006-3 on first reading and set the public hearing date for March 6, 2006.

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

Mayor Fitzpatrick announced that Phil Jenkins is present and has been appointed to the Delanco Sewerage Authority and his term begins February 1, 2006. The Municipal

Clerk, Mrs. Janice Lohr administered the oath to Phil Jenkins for a five year term on the Delanco Sewerage Authority.

MEETING OPEN TO THE PUBLIC

Mayor Fitzpatrick opened the meeting to the public.

1. John Tiberi, 510 Burlington Avenue, showed the Township Committee pictures of a tree and stated that he received a letter from the Shade Tree Commission on July 21, 2005. Mr. Tiberi questioned the determinations made by the Shade Tree Commission and their tree expert. A discussion ensued.
2. Maureen Barrett, 621 Delaware Avenue, commented about a letter written by David Suter that was read at the September 13, 2004 Township Committee Meeting regarding the use of the Township Municipal Building by groups in the Township that were already using the previous Municipal Building. Ms. Barrett asked the Township Committee how many times the present Municipal Building has been used by community groups other than Township appointed committees or groups. Ms. Barrett asked if the groups that have used the Municipal Building thus far have put up bonds or paid to use the building. Ms. Barrett asked if the Quinn/Brackett campaign used the Municipal Building in October. Ms. Barrett stated that the Township Committee has established that Community Groups can use the building and that if a letter was to come from another group in town that they would get the same consideration that other groups have gotten. A discussion ensued. The Township Committee will establish a policy for the use of the Municipal Building.
3. Marlene Jass, 4 McCay Way, questioned the reduction in the performance bonds at Newton's Landing. The Township Solicitor, Mr. Douglas Heinold suggested that the Newton's Landing Homeowner's Association Engineer and the Township Engineer, Jay Kruse get together and discuss the issues and punch list. Ms. Jass stated that the HOA wants to make sure that when Pulte Homes leaves the farmhouse; it is brought up to the same standards that it originated with.
4. Peter Fritz, 303 Union Avenue, reported that individuals are making donations to the Historical Preservation Board and that they do not have anywhere to display the items. Mr. Fritz brought a diagram of the USS Alligator which was the first submarine commissioned by the United States and it was built in Philadelphia in 1862. The prototype submarine was tested on the Rancocas Creek. Mr. Fritz stated that Alice Smith is writing an explanation about what makes this a local connection.
5. Krystyna Chojecki, 420 Burlington Avenue, commented that she has recently noticed a decline in Township services, particularly the leaf collection. Mrs. Chojecki expressed her concern about the safety of metal exposed where the street lights are to be installed.
6. Jack Hoefle, 44 Pennington Court, complained about a Christmas tree that is blowing around on Pennington Court in Newton's Landing.
7. Marlene Jass, 4 McCay Way, questioned who was responsible for opening and closing the gates at Pennington Park. Ms. Jass also asked about the security at Pennington Park.

MEETING CLOSED TO THE PUBLIC

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

CORRESPONDENCE

1. The Municipal Clerk, Mrs. Janice Lohr, stated that she received a letter from the DEP Green Acres Program stating that applications are available.

COMMENTS – TOWNSHIP ADMINISTRATOR – Mr. Steven Corcoran

- sign for reserved parking has been installed on Holly Street
- met with County and Chief Parsons to discuss Pennington Park – County Park is expected to open in March 2006 – three mile trail for biking and hiking – Police coverage will be provided by Delanco Township – there will be Park Rangers that monitor the facility and its use – purchase of an all terrain vehicle is being discussed
- worked together with Chief Parsons on the Willow Street no parking area
- attended JIF Annual Safety Breakfast and I have been appointed to the Safety Committee – Township received several awards that were read to the public and commended the Township employees for their help in achieving these goals

COMMENTS – PROFESSIONALS

The Township Solicitor – Mr. Douglas Heinold

- old Municipal Building was sold to a dentist who will be moving his dental office there
- working with Jungle Lasers on the GIS program to get fees in place so that people obtaining permits will pay to update the GIS system

The Township Engineer – Mr. Jay Kruse – previously covered all items

COMMENTS – TOWNSHIP COMMITTEE

Fern Ouellette –

- asked Township Committee if they responded to the attorney's letter regarding the Rivers Edge COAH requirements – A discussion ensued
- attended Shade Tree Commission Reorganization meeting – plan to have an Arbor Day in April 22, 2006
- attended DYSA Reorganization meeting – baseball signups have begun
- went to the Mansion with plumber on Friday, January 27th and shut off gas pilots in the fireplaces and closed the storm windows and sprayed some insulation
- attended the Emergency Management Meeting
- attended the JIF Elected Officials Liability Seminar in Hammonton and received a discount of \$150.00 per person off the liability insurance
- attended the Environmental Advisory Board Meeting and discussed Boggs Ditch

Jackie DiCarlo –

- reported that the Historic Preservation Board is working on a budget
- asked the Superintendent of Public Works, John Fenimore, if they could hang different banners across Burlington Avenue in the same location that they hand the banner for the Town Wide Yard Sale

Joan Hinkle –

- attended the EMT banquet on Saturday, February 4, 2006
- welcomed Phil Jenkins to the Delanco Sewerage Authority
- announced that the Delanco Sewerage Authority will hold its annual Reorganization Meeting on Tuesday, February 14, 2006
- announced that a long time member of the Delanco Sewerage Authority, Dolores Price, is moving to Pennsylvania

Ed Devinney -

- attended the Washington Fire Commissioners meeting
- attended the JIF Elected Officials Liability Seminar
- attended the EMT banquet on Saturday, February 4, 2006
- attended the Environmental Advisory Board meeting
- attended meeting with the website vendor to discuss issues with the website

Mayor Fitzpatrick –

- attended a State Senate Committee on Recycling and Enhancement Act and did a presentation before the committee and asked them to approve the act
- spoke about Local Government before the third grade students at the Pearson School
- attended the EMT banquet on February 4, 2006
- announced that Mike Livengood will take over the place of Joe Miller on the Emergency Management Board
- is the liaison to the Seniors and setting up program for them.

Motion by Joan Hinkle, seconded by Jackie DiCarlo to adjourn the meeting.

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

Janice M. Lohr, RMC
Municipal Clerk
February 6, 2006

