

TOWNSHIP COMMITTEE MEETING – JANUARY 12, 2009

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

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

Also Present: Mr. Schwab, Acting Twp. Administrator; Mr. Denton, Twp. Engineer; Mr. Heinold, Twp. Solicitor; Mrs. Lohr, Municipal Clerk; 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 5, 2009 editions. Written notice has been posted on the official bulletin board of the Township of Delanco at least 48 hours prior to the meeting.

COMMENTS – PROFESSIONALS

Township Engineer – Mr. David Denton

- Mr. Denton stated that he brought copies of a plan that his company prepared for the roof drain connections around the Municipal Building. Mr. Denton stated that he also has a copy for the Superintendent of Public Works to review.
- received a voice mail from Ray Hutton from New Jersey Transit – she said there are deed restrictions on the Rail Station property that requires DEP approval for anything they do – they are working on it now and they will know more next month

Township Solicitor – Mr. Douglas Heinold – Nothing to report

COMMENTS - DEPARTMENT HEADS

Police Department – Chief Parsons –

- need permission to put up stop sign at Pine Street and Union Street facing Pine Street – Township Committee deferred to Chief Parson's professional opinion

Mayor Fitzpatrick stated that the Mr. Goffredo, the Code Enforcement Officer was not present and she has an issue about code enforcement. Mayor Fitzpatrick stated that she has received several complaints about vehicles on Buttonwood Street.

Municipal Clerk – Mrs. Janice Lohr – Nothing to report

COMMENTS - TOWNSHIP COMMITTEE

Ed Devinney –

- attended the recent meeting of the Planning Board where they announced the completion of the new Master Plan - he made a suggestion to the Planning Board that they think more about the Dunes area and what the Township might want to do with that now and in the future

Joan Hinkle -

- commented that the Township Committee members attended the Reorganization Meeting and the room was filled and it would be nice if that many people attended the regular Township Committee meetings
- first meeting for this team and she feels it will be a good year – mentioned that the past Township Administrator, Mr. Steven Corcoran was present at tonight's meeting.

- will be attending the Sewerage Authority Meeting tomorrow night and she will report on what they discuss at the next Township Committee meeting

Mike Templeton –

- received an email from Edgewater Park last week that the Winzinger Corporation has resubmitted their application for limited Class B operation to NJDEP and they will be following it – has requested a copy of the application from NJDEP to review
 - reiterated that the Planning Board has finalized their Master Plan and he is somewhat disappointed in it because he feels it is not an accurate reflection of the Township currently and the Township in the future because they used the 2002 census data – expressed his concern that a portion was inserted into the Master Plan from the Historical Preservation Advisory Board that has incorrect information about certain properties in Delanco Township
- Mr. Templeton stated that he would like the Township Committee to review the entire document (Master Plan) for accuracy and amend it to a correct state

Mayor Fitzpatrick asked Committeeman Mike Templeton if he made his recommendations at the Joint Land Use Board level.

Committeewoman Marlene Jass clarified the portion inserted in the Master Plan by the Historical Preservation Advisory Board. Mrs. Jass stated that it is a “living document” and everything has to be reviewed.

Marlene Jass -

- they had reorganization at the Joint Land Use Board Meeting and they moved forward and approved the Master Plan
- attended the Historic Preservation Advisory Board Meeting and they had reorganization and they are looking forward to a good year with more exhibits

ACTING TOWNSHIP ADMINISTRATOR – Mr. Richard Schwab

- expressed his appreciation at being appointed as Acting Township Administrator and he hopes that in the time he is here that he can make a positive contribution

Mayor Fitzpatrick –

- commented that the Township Committee will have a busy schedule ahead of them this year and she wanted to reassure the Acting Township Administrator that the Township Committee is here as a joint team effort to work for him and the betterment of this community
- has had several complaints so far this year and she has dealt with them and is still working on couple of them
- attended the Historical Preservation Advisory Board Meeting and they have done a wonderful job of preserving Delanco’s history and sharing it with the community
- attended the DYSA meeting and they have reorganized and have a good organization
- attended a Recreation Commission Meeting and they need volunteers – they planned the Annual Flower Show Trip for March 6, 2009
- Easter Egg Hunt is scheduled for Sunday, April 5, 2009 with rain date of April 11, 2009
- reported that at the Recreation Commission meeting; she had invited DYSA to attend a sub-committee of DYSA to review the Pennington Park area to submit a revised plan to Green Acres

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 Fitzpatrick asked if anyone had anything that they wanted removed from the Consent Agenda. Mayor Fitzpatrick stated that she removed one invoice that would come out of the General Account in the amount of \$8,500.00.

CONSENT AGENDA:

RESOLUTION 2009-29

REFUND OF 2008 APPEAL OF ADDED ASSESSMENTS

WHEREAS, the Tax Collector has determined that the following have overpaid taxes as a result of appeal of added assessments; and

WHEREAS, the following have 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 in the following

amount to:

Block 500	Michael Vukevich
Lot 2	26 River Lane
	Delanco NJ 08075
	Amount: \$124.44

RESOLUTION 2009-30

RESOLUTION TO WAIVE INTEREST DUE ON 2008 LAND TAX – BLOCK 1900, LOTS 5.02 & 5.03

WHEREAS, it has been determined that the property known as Block 1900, Lots 5.02 & 5.03 had been qualified as farmland in previous years; and

WHEREAS, the farmland assessment was removed for the year 2008 and the taxes for the municipal portion of the 2008 tax bill for these properties were previously forgiven by the Township Committee under Resolution 2008-166; and

WHEREAS, based on the above information, requests that the interest penalty for 2008 also be canceled for these properties.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Delanco that the interest penalty for Block 1900, Lots 5.02 & 5.03 in the amount of \$1,443.47 be canceled for 2008.

PAYMENT OF BILLS

<u>ACCOUNT</u>	<u>AMOUNT</u>
GENERAL	\$668,254.39 less \$8,500.00
PAYROLL	154,652.29
TRUST	24,569.26
HOUSING TRUST	12,736.25
DOG TRUST	1,804.70

APPROVAL OF CONSENT AGENDA

Motion by Joan Hinkle, seconded by Marlene Jass to approve the consent agenda

ROLL CALL: Devinney, yes; Hinkle, yes; Jass, yes; Templeton, yes; Fitzpatrick, yes

MEETING OPEN TO THE PUBLIC

Mayor Fitzpatrick opened the meeting to the public.

1. Rick and Karen Malik, 327 Delaware Avenue, referred to a line item in the Payment Of Bills section on the agenda and questioned the amount.

Mr. Malik stated that this is the time of year everyone is working on budgets. Mr. Malik stated that the matter he and his wife are here about has been going on for three years; it was signed on December 29, 2005 and has cost the taxpayers approximately \$100,000.00 for attorney fees. Mr. Malik suggested a solution to the matter. Mr. Malik suggested that the Township limits his neighbor to an access onto Second Street and it won't cost the taxpayers anything. Mrs. Malik stated that they have spent close to six figures like the Township and they would like to see a solution to this matter as the Township should not be involved because the matter should be between the neighbors.

Mayor Fitzpatrick stated that she would like to defer this matter to the Township Solicitor, Mr. Douglas Heinold. Mr. Heinold stated that the municipality has tried to settle this matter on many occasions and they remain ready to settle this case. Mr. Heinold gave a chronological history of the continued litigation regarding this matter.

Mayor Fitzpatrick added that Mr. Douglas Heinold has been recognized as a Land Use Attorney and for his Municipal Law knowledge. Mayor Fitzpatrick stated that Mr. Heinold is an excellent attorney and he has done a fine job representing Delanco Township.

The Township Solicitor, Mr. Douglas Heinold concluded by stating that the township remains willing and able to settle this case and they have been very close on several occasions. Mr. Heinold stated; that the offer stands; if they want to sit down and talk about proposals that the Malik's have; he will listen.

2. Melvin Moore, 2 Shad Court, questioned Resolution 2009-29 and whether this dealt with tax assessments. Mayor Fitzpatrick stated that this was a refund to a resident because of an appeal put on an assessment. The Township Solicitor, Mr. Douglas Heinold outlined the appeal process for the resident.
3. Mike Roach, 13 John Street, questioned if the Township is looking into two day trash pick-up versus one day pick-up.

MEETING CLOSED TO THE PUBLIC

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

CORRESPONDENCE – Municipal Clerk – Mrs. Janice Lohr

- Mrs. Lohr stated that the Township Committee members have an additional letter for Boys State next to their agenda
 - received a copy via email from JIF with a reminder that the final JIF Elected Officials Training Program is at the end of the month; by attending Delanco Township would receive money off their premiums
- Committeeman Ed Devinney asked if previous attendance at this seminar would count or if you have to repeat the program.

Mayor Fitzpatrick stated that Zurbrugg Partnership has submitted an application to the New Jersey State Review Board for the Zurbrugg Mansion to be put on the historic sites for nominations in New Jersey and the National Register of Historic Places. Mayor Fitzpatrick stated that the New Jersey State Review Board is meeting on February 10, 2009 and at that time the nomination will be considered.

DISCUSSION ITEMS:

1. APPROVAL OF PARTICIPATION IN 2009 NEW JERSEY GIRLS AND BOYS STATE PROGRAMS

Mayor Fitzpatrick stated that they received letters from the American Legion in Riverside for a boy and girl to attend this program and asked for the Township Committee's comments. Deputy Mayor Joan Hinkle stated that it was an excellent program. Mrs. Hinkle stated the Delanco Women's Club also participates and sends a girl every year. Committeeman Ed Devinney commented that it is a very good "Civic" thing to do. Committeeman Mike Templeton stated that it was a good thing to support the community. Committeewoman Marlene Jass stated that it is a very good thing to do and the Township should continue forth with this yearly program and it is really good to motivate young people.

Motion by Joan Hinkle, seconded by Kate Fitzpatrick to send a boy and girl to the 2009 New Jersey Girls and Boys State Program.

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

2. PROPOSED ORDINANCE:

AN ORDINANCE ESTABLISHING FEES AND PROCEDURES FOR REIMBURSEMENT OF MAYOR'S EXPENSES IN CONNECTION WITH MARRIAGE AND CIVIL UNION CEREMONIES

Mayor Fitzpatrick stated that in 2006 and 2007 when she was Mayor of Delanco Township, she performed weddings. Mayor Fitzpatrick stated that the law changed in 2007 with new fee schedules. Mayor Fitzpatrick stated that the Township Solicitor did some research on what other towns are charging for this service.

Deputy Mayor Joan Hinkle stated that she has performed marriages in the past when she was Mayor of Delanco Township and she felt it is a very nice duty to do.

Committeeman Ed Devinney stated that he feels it should be the prerogative of the Mayor or Deputy Mayor.

Motion by Marlene Jass, seconded by Joan Hinkle to introduce by title only Ordinance 2009-1 Establishing fees and procedures for reimbursement of Mayor's expenses in connection with marriage and civil union ceremonies and set public hearing date for January 26, 2009.

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

3. RECEIPT OF QUOTE FOR COMPUTER AND IT SERVICES

(One quote received – Fitzgerald & Company)

Mayor Fitzpatrick reported that Delanco Township received one quote for the computer and IT services. Mayor Fitzpatrick stated that in the long run, it is cheaper to have a service agreement on the network, computers and server and Fitzgerald & Company have done a great job for the Township.

PROPOSED AWARD OF CONTRACT FOR COMPUTER AND IT SERVICES

Motion by Ed Devinney, seconded by Kate Fitzpatrick to award said contract and authorize the Mayor and/or the Acting Township Administrator and the Municipal Clerk to execute said contracts on behalf of the township.

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

ADJOURNMENT

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

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

Janice M. Lohr, RMC
Municipal Clerk
January 12, 2009