

TOWNSHIP COMMITTEE MEETING – AUGUST 3, 2009

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

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

Also Present: Mr. Schwab, Acting Twp. Administrator, present; Mr. Denton, Twp. Engineer, present; Mr. Heinold, Twp. Solicitor, present; Mrs. Lohr, Municipal Clerk, present; Ms. Zimmermann, Deputy Municipal Clerk, present; Mr. Fenimore, Supt. of Public Works, present;

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 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 Solicitor – Mr. Doug Heinold

- Mr. Heinold indicated to the public that there is a closing schedule for mid August for the Tri-Party agreement

Township Engineer – Mr. David Denton

- with regard to the Zurbrugg waterfront property – the soil test results were submitted to Green Acres and that should finalize that transaction
- with regard to the Richard Avenue Improvements Contract – they reviewed the low bidders documents and everything is in order – they will recommend the award to Paramount

Committeewoman Marlene Jass asked Mr. Denton if he had heard anything more regarding the additional parking at the Train Station.

COMMENTS – ACTING TOWNSHIP ADMINISTRATOR – Mr. Richard Schwab

- have been watching the budget numbers and following the seven month report and they are exactly where they want to be
- reported the Township just had new computers installed and at the next meeting they will have a recommendation and resolution to move three computers to the Delanco EMS Squad (per their request) and two will go to the Delanco Police Department

COMMENTS - DEPARTMENT HEADS

Public Work Department – Mr. John Fenimore

- been very busy this year – first year that they have used two spools of weed eating string
- removed nine trees and moving the leaves around – moved leaves behind Municipal Building from compost site
- were lucky that there was very little storm damage – however a tree did come down on the fence at the AA field
- received a call from Medford Lakes and they asked for help from the public works department – Township Committee members agreed to help them as shared services – Mr. Fenimore stated

that he would like to start a program to pool the public works departments with help from the police departments to help towns in need

- reported that they had problems with the chipper this week

Mayor Fitzpatrick stated that the Emergency Squad asked that in the event of a snow storm or in case of an emergency if they need to take the ambulance out; could the Public Works plow for them. Mayor Fitzpatrick also stated that the Emergency Squad asked that if they have an emergency and the streets are not plowed; can they take one of the Township's trucks with them so that the truck can go in front of them.

The Superintendent of Public Works, Mr. John Fenimore stated that this has been the Public Works Department's policy all along and he doesn't understand why all of a sudden they are requesting this. A discussion ensued about the plowing procedures.

Committeewoman Marlene Jass stated that she was out the other day walking in the River Winds area and she noticed that there is a tree on Perkins Lane that is really bad and branches are hanging and she said that, "it is a disaster waiting to happen". Mrs. Jass further stated that, "she will not drive down that street until he takes down that tree".

Mayor Fitzpatrick asked Mr. Fenimore to follow up on the West Avenue property with the contractor. A discussion ensued.

Municipal Clerk – Mrs. Janice Lohr – Nothing at this time

COMMENTS - TOWNSHIP COMMITTEE

Joan Hinkle –

- reported that the Shade Tree Commission is still asking and looking for dedication trees – if anybody dedicates a tree they receive a little plaque – this is for West Avenue

Mike Templeton –

- reported that two people expressed an interest in the sub-committee for the Pennington Park proposed project; Marlene Robinson and John Denlinger
- Committeeman Templeton stated that he had a question regarding code enforcement. Mr. Templeton stated that he was approached by a resident last week and they had received a citation for a violation and it was the first time they realized there was a problem. Mr. Templeton wondered what the policy and practice was for this. A discussion ensued. Mayor Fitzpatrick stated that there is a procedure for violations and it depends on what type of violation it is. Mr. Templeton stated that they called Mr. Goffredo and that he said that he received a call from the Shade Tree Commission and they told him to cite the resident with no reason given. They quoted a section from the Delanco Code Book and the residents don't know what the problem is.

The Chairman of the Shade Tree Commission was present and Mayor Fitzpatrick said to ask him about the statement. Mark Schmidt, Chairman of the Shade Tree Commission stated that this was about bamboo and he wanted it put on the record that they are not, "the Shade Bamboo Commission". A discussion ensued regarding who is instructing Mr. Goffredo to issue violations.

Mayor Fitzpatrick explained that the township has a complaint "hotline" and that any person/resident in this town can file an anonymous message for the code enforcement official or zoning officer to correct a situation. The person does not have to give his name. Mr. Templeton expressed that he felt that a township commission was being used to harass

these people when, according to the Chairman of the Shade Tree Commission, there is no basis for a violation notice which would have come from Shade Tree.

Mayor Fitzpatrick noted that the Shade Tree Commission does not have the authority to issue the summons but that any person can submit a complaint to the code enforcement officer.

Mrs. Hinkle expressed that she felt that she knew what the problem was: that the bamboo which they planted was spreading onto township property.

Mr. Templeton asked Mrs. Hinkle if she had called it in.

Mrs. Hinkle replied no.

Mr. Templeton asked Mrs. Hinkle if she was sure.

Mrs. Hinkle replied yes, that she was sure.

Mr. Templeton indicated that he felt that Mrs. Hinkle had a problem with them on various occasions.

Mrs. Hinkle asked Mr. Templeton what he was talking about.

Mayor Fitzpatrick explained that bamboo spreads very rapidly and that metal tracking was used to contain the bamboo, but the bamboo is spreading.

Mr. Templeton expressed that his point is that their first inclination that anything was wrong was a citation in the mail. There was no phone call; they were not asked if they could trim it back. They had been before the Joint Land Use Board where an agreement was reached regarding the bamboo two years ago.

Mayor Fitzpatrick explained that the bamboo was now spreading.

Mr. Templeton expressed that residents should be given the opportunity to abate the problem before a citation is issued.

Mayor Fitzpatrick expressed that the procedure is in the township's code.

Mr. Templeton asked why then, was Winzinger was treated with kid gloves and allowed to put in a parking lot. Mr. Templeton wanted to know why certain residents were treated differently than some other people in the Township.

Mayor Fitzpatrick explained that, as the Mayor, she cannot direct the code enforcement officer to issue a summons, but only to check on situations in town. Mr. Goffredo will cite the section of the code in the violation notice when a violation is found by him.

The Township Solicitor, Mr. Douglas Heinold stated that they have to be careful because they are talking about someone's responsibility that is not present tonight. Mr. Heinold stated that Mr. Goffredo should be put on notice that they are going to discuss the issues of Mr. Goffredo's responsibilities and roles regarding issuing of citations and violations. Mr. Heinold stated that Mr. Goffredo should be put on notice and that he has the right to have the discussion in public or private.

Mayor Fitzpatrick suggested giving a "RICE" notice to Mr. Goffredo. The Municipal Clerk, Mrs. Janice Lohr stated that she could take care of that. The Township Solicitor, Mr. Heinold stated to make sure that Mr. Goffredo knows that this is not disciplinary.

Mayor Fitzpatrick stated that she will call Mr. Goffredo first to let him know that the Township Committee would like to talk to him first.

Mark Schmidt, Chairman of the Shade Tree Commission wanted it noted on the record that this was not from the Shade Tree Commission and he did not authorize this. Mr. Schmidt also stated that the Shade Tree Commission did not direct anybody to go and issue a violation.

Marlene Jass –

- reported that the Recreation Commission had a concert with US 1 Band last Thursday at Hawk Island Marina – suggested everyone go take a look at the renovated Marina and enjoy the free concerts
- attended the Historic Preservation meeting and they are getting ready to change their exhibit at the Library – next exhibit will be the Camden Amboy Railroad Exhibit – talked to Mr. John Rahenkamp about putting in a historical marker at the Zurbrugg Mansion – they are taking pictures of the current Library and the Municipal Building – they will be at Community Day on October 10th
- announced that DYSA just launched their website and that you can link from the Township website – tonight was the last night to sign up for soccer – they have a one day clinic on Saturday, August 22, 2009 – Dave Cohen is the new VP for DYSA and he is also the website master

Mayor Fitzpatrick –

- reported that the Zurbrugg Partnership submitted paperwork to be listed on the National Historic Register
- had a question about the census – they will have a meeting to discuss this
- announced that Community Day will be Saturday, October 10, 2009 at the Washington Fire House on Burlington Avenue – Terry Hamlin is in charge – any organization can contact her either by phone or email if they would like to participate
- asked if Comcast had submitted their application yet

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 removed the Abundant Life issue because they are not ready for it at this time. Committeeman Mike Templeton asked to have Resolution 2009-110 removed from the Consent Agenda.

CONSENT AGENDA:

RESOLUTION 2009-105

REFUND TAX OVERPAYMENT

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

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

WHEREAS, the Township Engineer has inspected the improvements of which notice has

been given and has filed a report in writing with the Township Committee and has recommended that the Township Committee approve a reduction to the Performance Guarantee and accept the improvements to date as indicated in the Engineer's letters dated July 7, 2009; and

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

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

1. That the Township Committee, for the aforementioned reasons, hereby approves the revised reductions of the aforementioned Performance Guarantees filed for Creekside at Delanco, LLC and accepts the public improvements completed to date which are the subject matter of the aforementioned July 7, 2009 Engineer's letter, said public improvements being particularly described in the estimate attached to the aforementioned Performance Guarantee as set forth in the Engineer's report. All applicable property taxes and other escrow charges shall be current.

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

RESOLUTION 2009-106

AUTHORIZE DELANCO/RIVERSIDE MUNICIPAL ALLIANCE GRANT APPLICATION

WHEREAS, The Township Committee of the Township of Delanco, County of Burlington, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and,

WHEREAS, the Township Committee further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and,

WHEREAS, the Township Committee has applied for funding to the Governor's Council on Alcoholism and Drug Abuse through the County of Burlington;

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Delanco, County of Burlington, State of New Jersey, hereby recognizes the following:

- 1) The Township Committee does hereby authorize the submission of an application for the Delanco/Riverside Municipal Alliance Grant for calendar year 2010 in the amount of \$62,500.00
- 2) The Township Committee acknowledges the terms and conditions for administering the Municipal Alliance Grant, including the administrative compliance and audit requirements.

RESOLUTION 2009-107

PROVIDING FOR THE INSERTION OF ANY SPECIAL ITEM OF REVENUE IN THE BUDGET OF ANY COUNTY OR MUNICIPALITY PURSUANT TO N.J.S. 40A:4-87

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 2009 in the sum of \$8,601.75 which item is now available as a revenue from the New Jersey Clean Energy Audit Program in the amount of \$8,601.75 pursuant to the provisions of the statute.

BE IT FURTHER RESOLVED that the above is a result of a Board of Utilities Clean Energy Program grant.

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

**RESOLUTION 2009-108
AWARDING CONTRACT UNDER THE LOCAL GOVERNMENT ENERGY AUDIT PROGRAM**

WHEREAS, the New Jersey Board of Public Utilities, Office of Clean Energy administers the Local Government Energy Audit Program (Program), an incentive program to assist local government agencies to conduct energy audits and to encourage implementation of energy conservation measures; and,

WHEREAS, the Governing Body of the Township of Delanco has applied participate in the Local Government Energy Audit Program; and,

WHEREAS, quotations have been solicited and received for energy audits to be conducted at the township's municipal building and Public Works building from the authorized contractors, and;

WHEREAS, Delanco's application has been approved by the New Jersey Board of Utilities' Clean Energy Program., and;

WHEREAS, a proposal has been received for said work from Clough Harbour & Associates in the amount of \$11,469.00 and is the lower quote; and

WHEREAS, funds are available for said project from the Building and Grounds OE budget appropriation line item in the amount of \$2,867.25 and from the Grants Receivable fund in the amount of \$8,601.75, and;

WHEREAS, the governing body desires to award a contract for the project.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Delanco, County of Burlington, State of New Jersey, that the amount of \$11,469.00 submitted by Clough Harbour & Associates be accepted and the contract for said work be awarded to Clough Harbour & Associates.

BE IT FURTHER RESOLVED by the governing body that the Mayor or Acting Township Administrator and/or Township Clerk be, and are hereby authorized to execute said contract on behalf of the Township.

**RESOLUTION 2009-109
AUTHORIZING PURCHASE, LEASE AND SERVICE AGREEMENTS FOR VARIOUS COPY AND PRINT EQUIPMENT**

WHEREAS, there is a need to replace and update various copy and print equipment for the township departments n the Township of Delanco; and

WHEREAS, funds are available for said equipment, and

WHEREAS, the Township Administrator recommends awarding the contract to: Tech Electrical & Security of Sicklerville, NJ in the amount of **\$5,296.00** as the lower cost proposal was not equal in quality and/or services.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Delanco, County of Burlington, State of New Jersey, that it hereby authorizes the Township Administrator to enter into contracts for the following:

- 1) authorizing the Acting Administrator to sign a lease with Municipal Capital Corporation, 461 Linden St., Allentown, PA 18102 for a Xerox Model #7435 multi-function color copier with accessories for a 48 month period effective 8/1/09 at a rate of \$300 per month, for a total of \$14,400;
- 2) authorizing the purchase of a Xerox 6360DN color printer for a total price of \$1,250 and the acquisition of a used Canon IR2800 copier at no charge from Stewart Business Systems, 105 Connecticut Dr., Burlington Twp, NJ 08016;
- 3) authorizing the Acting Administrator to sign a service/maintenance agreement with Stewart Business Systems for the three machines for a 48 month period for per copy rates on file for an estimated annual cost of \$1000.

RESOLUTION 2009-111

RESOLUTION AUTHORIZING PARTICIPATION IN REGIONAL IMPLEMENTATION GRANT FOR SOLID WASTE COLLECTION

WHEREAS, the Governing Body of the TOWNSHIP OF DELANCO and the CITY OF BEVERLY, TOWNSHIP OF BORDENTOWN, CITY OF BURLINGTON, TOWNSHIP OF BURLINGTON, TOWNSHIP OF CINNAMINSON, TOWNSHIP OF DELRAN, TOWNSHIP OF EASTAMPTON, EASTAMPTON TOWNSHIP BOARD OF EDUCATION, TOWNSHIP OF EDGEWATER PARK, TOWNSHIP OF MAPLE SHADE, MAPLE SHADE TOWNSHIP BOARD OF EDUCATION, TOWNSHIP OF MOORESTOWN, TOWNSHIP OF MOUNT HOLLY, MOUNT HOLLY BOARD OF EDUCATION, RIVERSIDE TOWNSHIP, BOROUGH OF RIVERTON, TOWNSHIP OF SPRINGFIELD, TOWNSHIP OF TABERNACLE, TOWNSHIP OF WESTAMPTON, TOWNSHIP OF WILLINGBORO AS LEAD MUNICIPALITY, AND THE BOROUGH OF WRIGHTSTOWN, have agreed to apply for a *SHARE* (Sharing Available Resources Efficiently) Implementation Grant through the State of New Jersey Local *SHARE* Program in the amount of \$291,300.00; and,

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

WHEREAS, the Governing Body of the TOWNSHIP OF WILLINGBORO is acknowledging and accepting the responsibility of acting as applicant for this grant on behalf of CITY OF BEVERLY, TOWNSHIP OF BORDENTOWN, CITY OF BURLINGTON, TOWNSHIP OF BURLINGTON, TOWNSHIP OF CINNAMINSON, TOWNSHIP OF DELANCO, TOWNSHIP OF DELRAN, TOWNSHIP OF EASTAMPTON, EASTAMPTON TOWNSHIP BOARD OF EDUCATION, TOWNSHIP OF EDGEWATER PARK, TOWNSHIP OF MAPLE SHADE, MAPLE SHADE TOWNSHIP BOARD OF EDUCATION, TOWNSHIP OF MOORESTOWN, TOWNSHIP OF MOUNT HOLLY, MOUNT HOLLY BOARD OF EDUCATION, RIVERSIDE TOWNSHIP, BOROUGH OF RIVERTON, TOWNSHIP OF SPRINGFIELD, TOWNSHIP OF TABERNACLE, TOWNSHIP OF WESTAMPTON, AND THE BOROUGH OF WRIGHTSTOWN.

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

WHEREAS, the purpose of this grant is to implement a Joint Purchasing Program among the above designated local units through the sharing of solid waste collection services that would be beneficial to all local units; and

WHEREAS, the purpose of the Joint Purchasing Program so implemented encompasses the acceptance into the Program of subsequent entities deemed qualified to enhance the cost leveraging and shared service benefits being achieved by all of the participating entities.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the TOWNSHIP OF DELANCO, that the TOWNSHIP OF DELANCO does hereby join with the CITY OF BEVERLY, TOWNSHIP OF BORDENTOWN, CITY OF BURLINGTON, TOWNSHIP OF BURLINGTON, TOWNSHIP OF CINNAMINSON, TOWNSHIP OF DELRAN, TOWNSHIP OF EASTAMPTON, EASTAMPTON TOWNSHIP BOARD OF EDUCATION, TOWNSHIP OF EDGEWATER PARK, TOWNSHIP OF MAPLE SHADE, MAPLE SHADE TOWNSHIP BOARD OF EDUCATION, TOWNSHIP OF MOORESTOWN, TOWNSHIP OF MOUNT HOLLY, MOUNT HOLLY BOARD OF EDUCATION, RIVERSIDE TOWNSHIP, BOROUGH OF RIVERTON, TOWNSHIP OF SPRINGFIELD, TOWNSHIP OF TABERNACLE, TOWNSHIP OF WESTAMPTON, TOWNSHIP OF WILLINGBORO AS LEAD MUNICIPALITY, AND THE BOROUGH OF WRIGHTSTOWN in applying for a grant for the purpose of implementing the results of the feasibility study recently completed.

PAYMENT OF BILLS

<u>ACCOUNT</u>	<u>AMOUNT</u>
GENERAL	\$1,142,583.68
PAYROLL	92,269.74
TRUST	4,860.00
CAPITAL	63,763.76
ANIMAL CONTROL	4,263.41
HOUSING TRUST	6,000.00
UNEMPLOYMENT FUND	81.00

GENERAL ACCOUNT – AUGUST 3, 2009

25393	AMERICAN ASPHALT CO INC	116.25
25394	BIRDSALL ENGINEERING INC	1,480.25
25395	BURLINGTON COUNTY TREASURER	503,763.34
25396	CRYSTAL SPRINGS	62.53
25397	CERTIFIED SPEEDOMETER SERV INC	307.00
25398	CLARKE CATON HINTZ	279.95
25399	COMCAST	105.21
25400	CUSTOM BANDAG INC	2,918.64
25401	DELANCO TWP BOARD OF EDUCATION	449,675.09
25402	DELANCO FIRE COMMISSIONERS	26,500.00
25403	DELANCO SEWERAGE AUTHORITY	168.00
25404	DELANCO TWP ACCUMULATED	100.00
25405	DELANCO TWP OPEN SPACE ACCT	2,000.00
25406	DELANCO TWP HOUSING TRUST FUND	61,265.15
25407	EIC INSPECTION AGENCY CORP	850.20
25408	EMSL ANALYTICAL INC	880.00
25409	JOHN FORCE	390.00
25410	FOUNDATION TITLE	957.04
25411	GOODYEAR TIRE DISTRIBUTION CTR	604.00
25412	GE CAPITAL	339.00
25413	HOME DEPOT CREDIT SERVICES	41.20
25414	HULSE & GERMANO ESQS LLC	3,010.50
25415	LAND ENGINEERING & SURVEYING	3,338.75
25416	LUCAS MOTOR CO	550.65
25417	MICHELMAN & BRICKER PC	1,145.00
25418	LENORE MORAIS	75.00
25419	NJ AMERICAN WATER CO	117.76
25420	NJ STATE HEALTH BENEFIT PROG	4,150.97

25421	THERESA NICHOLS	73.00
25422	OAKWOOD UNIFORM & EQUIP INC	395.00
25423	PEDRONI FUEL CO	4,311.04
25424	PSE&G	20,675.17
25425	PAYROLL ACCOUNT	7,040.14
25426	PARKER MCCAY-ATTORNEYS AT LAW	10,253.25
25427	PERFECT SERVICES CO LLC	936.00
25428	RIVERSIDE NAPA AUTO PARTS	52.30
25429	SERVICELINK	900.24
25430	STEWART BUSINESS SYSTEMS	158.00
25431	KEVIN L SCIBILIA	275.00
25432	TREASURER, STATE OF NJ	854.00
25433	TAYLOR DESIGN GROUP INC	593.25
25434	VERMEER NORTH ATLANTIC SALES	56.53
25435	VERIZON CABS	186.34
25436	VERIZON	387.22
25437	W B MASON CO INC	245.72
TOTAL		\$1,142,583.68

TRUST

2100	LAND ENGINEERING & SURVEYING	4,860.00
TOTAL		\$4,860.00

CAPITAL

1523	LAND ENGINEERING & SURVEYING	1,122.50
1524	DELANCO TWP CURRENT FUND	60,000.00
1525	DELANCO TWP CURRENT FUND	1,997.50
1526	BIRDSALL ENGINEERING INC	643.76
TOTAL		\$63,763.76

HOUSING

1046	DELANCO TWP CURRENT FUND	6,000.00
TOTAL		\$6,000.00

UNEMPLOYMENT

1017	STATE OF NJ-DEPT OF LABOR	81.00
TOTAL		\$81.00

DOG

1428	TOWNSHIP OF DELRAN	4,263.41
TOTAL		\$4,263.41

APPROVAL OF MINUTES

5/11/09 & 6/8/09

APPROVAL OF BUSINESS LICENSE # 2009-57

APPROVAL OF CONSENT AGENDA

Motion by Joan Hinkle, seconded by Mike Templeton to approve the consent agenda

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

MEETING OPEN TO THE PUBLIC FOR COMMENTS AND QUESTIONS

Mayor Fitzpatrick opened the meeting to the public.

MEETING CLOSED TO THE PUBLIC

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

CORRESPONDENCE- Municipal Clerk – Mrs. Janice Lohr

- received a letter from Caitlin Wolford thanking the Township Committee for sponsoring her for the New Jersey Girls’ State Program
- received the application for renewal municipal consent from Comcast – contract will expire in April 2010 – this is a 15 year proposal – copy will be available for review

Mayor Fitzpatrick questioned the \$100.00 application fee and asked who set the fee.

The Municipal Clerk, Mrs. Janice Lohr stated that she received a letter from Kate Fitzpatrick regarding her resignation from the Recreation Commission and noted it for the record.

Motion with regret made by Joan Hinkle, seconded by Kate Fitzpatrick to accept the resignation letter from Kate Fitzpatrick for the Recreation Commission position.

The Township Committee collectively agreed to accept the resignation.

RESOLUTION 2009-110

AWARD OF BID AND CONTRACT FOR IMPROVEMENTS TO RICHARDS AVENUE UNDER THE NJDOT GRANT PROGRAM

Committeeman Mike Templeton referenced the third paragraph of the Township Engineer’s report as far as protection for the Township because the Township is already working their way through a similar situation.

The Township Solicitor, Mr. Douglas Heinold clarified the bidding and award process regarding contracts.

A discussion ensued regarding the construction project.

RESOLUTION 2009-110

AWARD OF BID AND CONTRACT FOR IMPROVEMENTS TO RICHARDS AVENUE UNDER THE NJDOT GRANT PROGRAM

WHEREAS, the Township Committee of the Township of Delanco has received an NJDOT grant for roadway improvements to Richards Avenue in Delanco Township; and

WHEREAS, additional funds are available to complete additional work on the project; and

WHEREAS, the cost of performing this work will exceed the current bid threshold established by the State; and

WHEREAS, N.J.S.A. 40A:11-4 states that a contract shall be awarded only after public advertising for bids and bidding therefore; and

WHEREAS, there has been public notice for advertisement for bids, and the Township Engineer has received and opened bids for the purpose of awarding a contract for the aforementioned service; and

WHEREAS, the governing body and its engineer have reviewed the bids submitted pursuant to the public notice previously referred to; and

WHEREAS, the governing body desires to award a contract for the project, for roadway

improvement to Richards Avenue, and

WHEREAS, the governing body and its engineer have determined that Paramount Enterprises, Inc of Cherry Hill, New Jersey is the lowest responsible bidder for this project and has complied with the requirements contained in the invitation to bid and satisfied the governing body that it will perform the required work in conformity with the terms of the contract announced in the package accompanying the invitation to bid; and

WHEREAS, the Chief Financial Officer of the Township of Delanco, as required by N.J.A.C. 5:30-1, will be required to certify that there are sufficient funds available for the purpose of awarding a contract to said entity.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Delanco, County of Burlington, State of New Jersey, that the bid amount of \$ 121,652.50 of Paramount Enterprises, Inc. be accepted and the contract for said work be awarded to Paramount Enterprises, Inc. in the form and embodying the terms set forth in the specifications and proposal, including, but not necessarily limited to the posting of sufficient surety to secure performance of said contract.

BE IT FURTHER RESOLVED that the award of said contract to Paramount Enterprises, Inc. as set forth above is contingent upon approval by the New Jersey Department of Transportation.

BE IT FURTHER RESOLVED that the Township Engineer be and is hereby directed to prepare the contract documents as provided.

BE IT FURTHER RESOLVED by the governing body that the Mayor or Deputy Mayor and Township Clerk be, and are hereby authorized to execute said contract on behalf of the Township.

Motion by Marlene Jass, seconded by Joan Hinkle to adopt Resolution 2009-110.

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

DISCUSSION ITEMS:

1. IMPLEMENTATION OF MASTER PLAN RELATED ORDINANCES – Mayor Fitzpatrick

Mayor Fitzpatrick stated that this is an extensive amount of material and she felt that a work session should be scheduled for this. Mayor Fitzpatrick stated that she would like to set aside the meeting on August 17th for the Master Plan, bills to be paid and the resolution for Abundant Life. Mayor Fitzpatrick stated that she would like to have the planners present to work on it with the Township Committee members.

Committeeman Mike Templeton suggested having this discussion in September because Committeeman Devinney will not be present. Mayor Fitzpatrick stated that they would make it the second meeting in September that is scheduled for September 21, 2009.

2. STREET LIGHTING REPORT – Mike Templeton

Committeeman Mike Templeton stated that this is going to be a process. It is something that can't be handled in one or two meetings. Committeeman Templeton stated that he and Committeeman Devinney began working on this project over a year ago.

Mayor Fitzpatrick questioned whether Committeeman Templeton had discussed their findings with the Chief of Police or the Joint Land Use Board.

Committeeman Mike Templeton reported that he and Ed Devinney had the maps enlarged to show all the street lights throughout the Township. Mr. Templeton explained that he mapped out the lights and the streets. Mr. Templeton estimated that the average cost per month is about

\$16.00 per month per street light that averages out to about \$200.00 per year per street light. Mr. Templeton noted that the street lights in Newton's Landing cost about \$21.00 per month per light on the double post.

Mayor Fitzpatrick questioned whether Committeeman Templeton contacted Mr. Keith Murphy if they could take some of the streetscape lights from the first phase and move them to the second phase.

Mr. Templeton commented that there is not much incentive to go to a more energy efficient light because they are not offering much to keep the existing lights.

Committeeman Templeton concluded with the idea that residents should drive around and be more aware of the street lights and can make suggestions as to whether they are needed or not. The Superintendent of Public Works, Mr. John Fenimore stated that the flood light at the Skateboard Park should be turned off.

Committeewoman Marlene Jass questioned whether the team reached out to the planners as to the requirements for a proposed plan.

Mayor Fitzpatrick stated that the email from Hugh Dougherty stated that there were no requirements.

3. DEVELOPMENT OF ORDINANCE TO ADDRESS SELECTION OF COAH UNIT ADMINISTRATIVE AGENTS

Committeewoman Marlene Jass stated that this came up at the Joint Land Use Board Meeting when they were discussing the Master Plan and the third round COAH requirements. The Township Planner, Scott Taylor commented that the Township Committee could pass an ordinance to pick certain management companies to oversee the COAH units.

Mayor Fitzpatrick stated that the ordinance should read that the Township Committee has the option to approve the management agent for the COAH units.

4. DATE FOR FALL TOWN-WIDE YARD SALE

The Municipal Clerk, Mrs. Janice Lohr commented that 9/26 or 10/3 dates would be good. Mrs. Lohr stated that the school requested a fall Townwide yard sale. A discussion ensued and the date chosen for the Fall Townwide Yard Sale is Saturday, September 26, 2009.

5. DEVELOPMENT OF ORDINANCE TO ADDRESS CART/TOTER REPLACEMENT COSTS

The Municipal Clerk, Mrs. Janice Lohr commented that she has asked the Township inspectors to add this to their check list when they do a rental or re-sale inspection. If the cart is found to be removed; the Township needs to recapture that loss. Mrs. Lohr stated that she would like the Township Solicitor, Mr. Heinold to write an ordinance to reflect this loss replacement.

The Superintendent of Public Works, Mr. John Fenimore reported that there was an environmental inspection of the Public Works Garage done and they received a 93 grade.

ADJOURNMENT

Motion by Joan Hinkle, seconded by Marlene Jass to adjourn the meeting.

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

Janice M. Lohr, RMC
Municipal Clerk
August 3, 2009