

TOWNSHIP COMMITTEE MEETING – APRIL 26, 2010

7:30 PM MUNICIPAL BUILDING, 770 COOPERTOWN ROAD., DELANCO, NJ 08075
SPECIAL MEETING FOR MUNICIPAL BUDGET PREPARATION

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

Also Present: Mr. Schwab, Township Administrator; Mrs. Lohr, Municipal Clerk;

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 written notice has been posted on the official bulletin board of the Township of Delanco at least 48 hours prior to the meeting.

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 further comments or questions from the public, Mayor Fitzpatrick closed the meeting to the public.

1. Request to Waive Permit Fees – First Presbyterian Church

Motion by Mrs. Hinkle, seconded by Mrs. Jass to approve the waiver of permit fees for the First Presbyterian Church's construction permit recently submitted.

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

2. Preparation for Defeated School Budget Review

Mayor Fitzpatrick asked that Committee members submit their additional information request for defeated school budget documents to her and that she will send them to the Supt. of Schools as one request. There will be a special meeting on May 10th at 7:00pm to address the defeated school budget.

CONTINUED PREPARATION OF 2010 MUNICIPAL BUDGET

Mr. Schwab gave an overview of various budget line item adjustments since the last budget workshop and noted that the tax increase is now at 1 cent.

The Committee discussed the loan repayment to the Sewerage Authority regarding the budgeting of two payments totaling \$140,000 plus interest.

A discussion ensued regarding having a 0-cent tax increase. Mrs. Jass noted that she was uncomfortable with a 0-cent increase and how this would affect future surplus, budget caps and tax rates.

Mr. Schwab noted that the Housing Officer received an email from COAH today that administrative expenditures out of the housing trust fund are over the allowed 20% by ~\$38,000. Mrs. Jass indicated that she was uncomfortable with a 0-cent increase and what impact that would have on future budgets and tax rates.

The Committee discussed having the introduction of the budget at the May 17th meeting.

Representatives of DYSA were present to discuss the continued need for funding from the township. Mayor Fitzpatrick reviewed the DYSA's insurance costs and the stipend of \$6,000 which may need to be increased if necessary.

David Cohen of DYSA reviewed fundraising efforts by DYSA and the big-ticket items that were required to be purchased including additional goals for the soccer fields at the Pearson school and the improvements to the T-ball field. Registration fees were reviewed.

Mrs. Jass expressed that she would like to see a full accounting of expenditures and revenues for DYSA.

Mr. McFadden reviewed the refurbishing of the T-ball field which included a new full clay infield, noting that the Recreation Commission did pay for the sod remover and other equipment that needed to be rented.

Mr. Lord emphasized that major equipment should be purchased and owned by the township, not DYSA.

A discussion ensued regarding the expenses of and funding for DYSA.

Mr. Templeton expressed that he would like to see DYSA purchase their own insurance.

Mr. Lord expressed that having the township pay for the insurance guarantees that insurance is purchased. A brief discussion ensued.

Mr. Templeton asked questions regarding the Recreation Commission's budget. Mrs. Jass and Mr. Schwab reviewed the increases for Recreation's budget.

Mr. Templeton expressed that there was a huge increase in the 2010 budget in comparison to the 2009 actuals for Recreation.

RESOLUTION 2010-60

EXECUTIVE SESSION – Personnel, Pending Litigation, Contract Negotiations and Attorney/Client

WHEREAS, N.J.S.A. 10:4-12 allows for a Public Body to go into closed session during a Public Meeting, and

WHEREAS, the Governing Body of Delanco Township has deemed it necessary to go into closed session to discuss certain matters which are exempted from the Public; and

WHEREAS, the regular meeting of this Governing Body will reconvene;

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of Delanco Township will go into closed session for the following reason(s) as outlined in N.J.S.A. 10:4-12:

Any matter which, by express provision of Federal Law, State Statute or Rule of Court shall be rendered confidential or excluded from discussion in public (Provision relied upon: Attorney/Client);

Any matter in which the release of information would impair a right to receive funds from the federal government;

Any matter the disclosure of which constitutes an unwarranted invasion of individual privacy;

Any collective bargaining agreement, or the terms and conditions of which are proposed for inclusion in any collective bargaining agreement, including the negotiation of terms and conditions with employees or representatives of employees of the public body

Any matter involving the purpose, lease or acquisition of real property with public funds, the setting of bank rates or investment of public funds where it could adversely affect the public interest if discussion of such matters were disclosed;

Any tactics and techniques utilized in protecting the safety and property of the public provided that their disclosure could impair such protection.

Any investigations of violations or possible violations of the law;

X Any pending or anticipated litigation or contract negotiation in which the public body is or may become a party. Any matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer (If litigation/pending litigation, the matter is Zurbrugg Mansion Tax Appeal and McFadden litigation)

X Any matter involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance, promotion or disciplining of any specific prospective public officer or employee or current public officer or employee employed or appointed by the public body, unless all individual employees or appointees whose rights could be adversely affected request in writing that such matter or matters be discussed at a public meeting;

Any deliberation of a public body occurring after a public hearing that may result in the imposition of a specific civil penalty upon the responding party or the suspension or loss of a license or permit belonging to the responding party as a result of an act of omission for which the responding party bears responsibility;

BE IT FURTHER RESOLVED that the Township Committee hereby declares that its discussion of the aforementioned subject(s) may be made public at a time when the Township Attorney advises the Township Committee that the disclosure of the discussion will not detrimentally affect any right, interest or duty of the Township or any other entity with respect to said discussion. That time is currently estimated as the time of the conclusion of said matter.

BE IT FURTHER RESOLVED that the Township Committee, for the aforementioned reasons, hereby declares that the public is excluded from the portion of the meeting during which the above discussion shall take place and hereby directs the Township Clerk to take the appropriate action to effectuate the terms of this resolution.

Motion by Mrs. Hinkle, seconded by Mrs. Jass to adopt Resolution 2010-60

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

Motion by Mrs. Hinkle, seconded by Mrs. Jass to return to public session and continue the public portion of the meeting.

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

The Committee continued its discussion and review of the recreation budget increases.

Mr. Templeton asked about the \$6,000 contribution to the school that was included in the budget to reinstate the Drama, Impact Club and school newspaper programs.

Motion by Mrs. Hinkle, seconded by Mrs. Jass to return to Executive Session under Resolution 2010-60

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

Motion was made by Mrs. Hinkle, seconded by Mrs. Jass to return to public session

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

ADJOURNMENT

Motion by Mrs. Hinkle, seconded by Mrs. Jass to adjourn the meeting

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

Janice M. Lohr, RMC
Municipal Clerk
April 26, 2010