

**WORK SESSION  
MUNICIPAL BUILDING**

**April 24, 2018  
DELRAN, NJ**

**Sunshine Statement:** Be advised that proper notice has been given by the Township Council in accordance with the sunshine law in the following manner. Notice advertised in the Burlington County Times and Camden Courier Post on January 16, 2018 and posted on the bulletin board on the same date.

**ROLL CALL:** Mr. Burrell, Mrs. Kolodi, Mr. O'Connell and Mr. Catrambone were present. Mr. Schwartz was absent.

**ALSO PRESENT:** Mr. Paris, Mayor, Mr. Grace, Solicitor and Ms. Eggers, Municipal Clerk.

Mr. Catrambone stated that there is a need to walk on an executive session for potential litigation and asked for a motion to approve a Resolution.

**TOWNSHIP OF DELRAN  
RESOLUTION 2018-86A**

**AUTHORIZING EXECUTIVE SESSION TO DISCUSS THE FOLLOWING:  
POTENTIAL LITIGATION**

**WHEREAS**, N.J.S.A. 10:4-6 et seq. (Open Public Meeting Act) provides for the exclusion of the public from public meeting for certain reasons; and

**WHEREAS**, it is necessary to close the work session meeting of March 13, 2018 for the following reason:

1. Potential Litigation

**NOW, THEREFORE, BE IT RESOLVED** that the meeting is closed for the reasons above in accordance with the Open Public Meeting act.

Mr. O'Connell made a motion, seconded by Mrs. Kolodi to adopt the above Resolution. All were in favor, motion approved.

**FAIRVIEW BLVD. ISLAND REMOVAL**

Mr. Catrambone asked for a motion to table the discussion on this issue until a future work session in order for the Engineer to be in attendance.

Mr. Burrell made a motion, seconded by Mr. O'Connell to table discussion on the Fairview Blvd. Island Removal. All were in favor, motion approved.

**SEWER BILL APPEALS**

**BLOCK 91, LOT 38** – Mr. Catrambone that the resident has indicated that for the first four months of 2017 the bathroom faucet was leaking and the powder room toilet had a seal leak. The resident provided an invoice from a local plumber outlining the two repairs and indicated that as a result his water consumption has been reduced. Prior to the

repair the resident was using approximately 17,000 gallons and is now in 2018 for the same period after the repair used 13,000 gallons. Mr. Hatcher has recommended that if Township Council sees it fit to make a reduction based upon 13,000 gallons. Council agreed.

**BLOCK 118, Lot 6** – Mr. Catrambone stated that 35,000 gallons of water was used in January, February and March of 2017. The property owner indicates they have a whole house humidifier that had a valve malfunction and water was flowing out of it like a faucet during the winter months. They provided a receipt that indicated they had purchased a new humidifier in 2018 and based upon their bills they are likely going to have the same appeal for next year because this occurred in winter of 2017 along with the winter of 2018 in which they used 36,000 gallons of water. Prior to that time they were using 13,000 during the winter of 2016 so it appears that the humidifier malfunctioned for two years. Based upon this appeal if Township Council feels that it is justified Mr. Hatcher recommended adjusting this down to the 13,000 gallons that was utilized in 2016. We have reviewed the information on humidifiers and the water was not treated by the sewer plant as excess water would have been removed from the system at the house. Council agreed.

A resolution will be placed on the public meeting agenda for approval.

#### **SHOPRITE SIGN/CONCESSION STAND**

Mrs. Kolodi reported ShopRite has donated \$15,000, being paid in installments, for the concession stand at Delran Community Park. There had been some discussion on possibly putting the name on the concession stand but instead installing a kiosk to put the ShopRite logo. Mr. Kennedy has been speaking with ShopRite and they were told that their name would be on the building and that is what they prefer. If their name will not be placed on the concession place, they will consider the \$5,000 already received as a donation but will not be donating the remainder of the \$15,000. Mrs. Kolodi stated that since the promise was made, she is asking for approval to allow the ShopRite logo to be placed on the concession building. Mrs. Kolodi stated that ShopRite has been a great supporter of Delran. They have also donated picnic table and their name will be placed on the tables.

After discussion, Council agreed to allow the ShopRite logo to be placed on the concession stand. Mrs. Kolodi stated that Mr. Kennedy will work with them on the sign.

Mrs. Kolodi reported that Mr. Kennedy suggested that we may want to look installing banners along the entrance into Community Park. We could ask businesses to donate the banners. Mr. Kennedy is looking into the cost. Council agreed to allow Mrs. Kolodi and Mr. Kennedy to explore this as a fundraising option.

Mrs. Eggers stated that if the banners are going to be placed on the electric poles, it may require PSE&G approval if the poles are owned by them.

Mrs. Kolodi stated that she will look into that issue.

## **FOOD VENDOR FEES FOR TOWNSHIP EVENTS**

Mr. Burrell reported that in order to charge a fee for food trucks and vendors for the Township events an ordinance has to be established. Mr. Burrell stated that the RAC has been researching the fees he would recommend a fee of \$100.00. The RAC has a meeting this week and he will confirm that everyone agrees. Council agreed to draft a fee ordinance for introduction at the next public meeting pending approval of the RAC.

Mr. Burrell stated that Ms. Eggers sent information to Council regarding the Dedication by Rider Resolution that is required to begin collecting those fees along with other donations for events. The account will be set up to allow donations for all Delran Events.

### **TOWNSHIP OF DELRAN RESOLUTION 2018-86**

#### **A Resolution Requesting Permission for the Dedication by Rider for: Delran Events Fund as Required by N.J.S.A. 40A:5-29**

**WHEREAS**, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is not subject to reasonably accurate estimates in advance; and

**WHEREAS**, N.J.S.A. 40A:5-29, provides for the receipt of donations by the municipality to provide for the operating costs to administer this act; and

**WHEREAS**, N.J.S.A. 40A: 4-39 provides that these funds will be collected for Delran Events and are hereby anticipated as revenue and are hereby appropriated for the purpose to which said revenue is dedicated by statute or other legal requirement.

**NOW, THEREFORE, BE IT RESOLVED**, by the Governing Body of the Township of Delran, County of Burlington, New Jersey as follows:

1. The Governing Body does hereby request permission of the Director of the Division of Local Government Services to pay expenditures for the annual Delran Events
2. The Clerk of the Township of Delran, County of Burlington is hereby directed to forward two certified copies of this Resolution to the Director of the Division of Local Government Services.

Mrs. Kolodi made a motion, seconded by Mr. Burrell to adopt Resolution 2018-86.

There being no questions, the roll was called.

Mr. Burrell, Mr. Kolodi, Mr. O'Connell and Mr. Catrambone voted aye.

Ayes: 4  
Nays: None

Motion Approved

### **HABITAT FOR HUMANITY**

Mrs. Kolodi stated that she asked for this item to be on the agenda to determine what our next steps are. She spoke with Mr. Shotts and he recommended we pick a few houses in town that might work for Habitat for Humanity. Mrs. Kolodi stated that Ms. Eggers has provided her with a list of several homes. She asked Council if they would like to provide that list Habitat for Humanity and let them look into those properties.

Ms. Eggers stated that she went over the list this afternoon with Mr. Hatcher and came up with 312 Arch Street, 147 Jacqueline Avenue and 15 Mulberry Street. Ms. Eggers stated that Habitat for Humanity mentioned the Township partnering with them to begin working in town.

Mr. Grace stated that he will reach out to the contact at Habitat for Humanity to discuss partnership and the properties discussed.

### **REQUEST TO WAIVE LATE FEE TRI-STATE VENDING**

Mr. Catrambone stated that Tri-State Vending had banking issues at the end of March and were not able to make deposits and therefore could not issue checks. Mr. Catrambone asked how we have handled these issues in the past.

Ms. Eggers stated that she is not sure we have ever had this specific issue. We do not have very many vending licenses in town so there is not usually an issue.

After discussion, Council agreed to approve a one-time waiver of the late fee in the amount of \$50.00. Council also stated that they wish to review the late fees charges for all licenses.

A Resolution will be placed on the public meeting agenda for approval to waive the late fee.

### **LITTLE FREE LIBRARY**

Mr. Catrambone stated that this request was brought to Council by the Green Team. They are looking to install the box at Conrow Park. Mr. Catrambone stated that his only concern is if someone leaves a book that is inappropriate. Council agreed to allow the Green Team to install the box but would like to ask the Green Team if they will be monitoring the box and if not we would have to discuss a way to monitor.

Ms. Eggers stated that she will reach out to Deb Hammond tomorrow.

### **REPORTS**

**Mr. Paris** – Mr. Paris stated that Chief Cunningham's radio needs be repaired and Mr. Hatcher has recommended that the Township mechanic work on the radio when time is available. We are asking for Council approval. Council agreed.

**Ms. Eggers** – Ms. Eggers reported that the next Blood Drive is scheduled for May 8<sup>th</sup>. If anyone would like to donate, they can contact the Clerk's Office or visit the Red Cross website. All the information is posted at delrantownship.org and on the Township Facebook page.

**Mr. Grace** – No report.

**Mr. O'Connell** – No report.

**Mr. Burrell** – Mr. Burrell reported that this Friday the RAC will be hosting a Diabetes Presentation. They would like to perform prick tests but will not be able to get the Township a certificate of insurance. He spoke with Mr. Hatcher and he was okay with the participants signing a waiver in lieu of the insurance certificate as long as Council agrees. They will provide the waiver to legal for review. Mr. O'Connell made a motion, seconded by Mr. Burrell to allow the use of the waiver in lieu of the insurance certificate. All were in favor, motion approved.

**Mr. Grace** – Mr. Grace reported that tomorrow morning there is teleconference regarding the nominating petitions. Mr. Grace will be participating in the call.

**Mrs. Kolodi** – Mrs. Kolodi reported that all work at Delran Community Park including batting cages, bleachers, dugouts, brick path, concession stand and score boards will be all be completed within the next few weeks.

**Mr. Catrambone** – Mr. Catrambone reported that the stripping company will be working on the 25<sup>th</sup> and 26<sup>th</sup> from 8 PM to 6 AM weather permitting.

Mr. Catrambone reported that his contact in another town texted that they did not charge anything for their municipal events which he felt was a mistake. He felt \$50-\$75 was fair so we should be good at \$100.

Mr. Catrambone stated that he had discussion with Jake's Place regarding the ceremonial groundbreaking. He suggested folding the groundbreaking into National Night Out instead of planning another event and they agreed. Mr. Catrambone asked Mr. Burrell to discuss this with the RAC to make sure there are no objections.

**Mr. Paris** – Mr. Paris read the following statement.

In an abundance of caution, I would like to formally recuse myself in any participation regarding Stellwag Farm redevelopment project.

The record should be clear that I fully disclosed all relevant facts to the Township Solicitor and I was told that I had no conflict of interest and I relied upon that. That was even provided by an e-mail dated 4/8/18 from our Township Solicitor. Then five days later on 4/23/18 a different associate of the firm then provides an e-mail contradicting what I was told all along.

Mr. Paris asked that after executive session, he would have a chance to speak again. As far as he is concerned, the issue should not be discussed in closed session as it is a personnel issue.

Mr. Grace stated that it is to discuss potential litigation and is not a personnel issue.

## **PUBLIC PORTION**

Mrs. Kolodi made a motion to open the meeting to the public. The motion was seconded by Mr. Burrell. All were in favor, motion approved.

John Schmidt, Gloucester City, NJ, stated that he drove here tonight from Washington, DC and didn't know what he was going to say or how he was going to say it. There is part of him that does things one way and part of him that wants to fight when it is for the right reasons. Mr. Schmidt stated that he knows everyone at the table, some more than others, and feels they are all decent people but what is coming to Delran and the actions taken are Trumopisms. They are bringing politics to this table and shame on those who are. When you are governing you leave politics outside. At the last Council meeting, the Council took action where two people had a conflict of interest and should have recused themselves. People are sick of politics and sick of the fighting. There are three people that he has encounters in the last eight years that are good and decent people to the core including Councilwoman Patty Kolodi. She is an example of governance and what everyone in this room should epitomize to be. What's best for Delran are decency, respect and being a human being.

Mrs. Kolodi stated that she appreciates the kind words but does want anyone to think that her colleagues around the table are not decent human beings. We are all decent human being and stated that she works with good people.

Mrs. Kolodi stated that she doesn't mean to sound rude but asked Mr. Schmidt who he is and why he is here.

Mr. Schmidt stated that he is a person that cares about good government. He has spent the last four to five years on the Board of Directors for a non-profit. He has become good friends with some interesting people along the way. Mr. Schmidt stated that he cares about the process, open government, good government and transparent government. He is here tonight because he is friends with Ken Paris and he is here tonight to support him. Mr. Schmidt stated that he was the one that invited Ms. Pomeranz to the meeting tonight not Ken Paris. For those that know him, he is very good friends with a colleague and running mate of Ms. Pomeranz who was away and he called Ms. Pomeranz because he felt it would be good to have representation from the other side.

Mr. Burrell made a motion to close the meeting to the public, seconded by Mrs. Kolodi. All were in favor, the motion was approved.

Mrs. Kolodi made a motion, seconded by Mr. Connell to enter into closed session for discussion on the following issue: Potential Litigation.

Mr. O'Connell made a motion to end the closed session and reopen the meeting to the public. The motion was seconded by Mr. Burrell. All were in favor, motion approved.

Mr. Catrambone asked for a motion to authorize the Township Attorney to prepare an RFQ for an Ethics Attorney with no prior connection to either the law firm of Long Marmero or Grace Marmero to investigate allegations presented to Council.

There being no questions, the roll was called.

Mr. Burrell, Mr. Kolodi, Mr. O'Connell and Mr. Catrambone voted aye.

Ayes: 4

Nays: None

Motion Approved

Mr. Paris stated that this is a political witch hunt. This is because I haven't been beat at the polls and this was the only way that the Council President can try to beat me. I am the Mayor who was elected by the residents of Delran. They voted for me and I will always serve in their best interest. I wasn't going to run in the next election but now I am. I didn't do anything wrong. I didn't push the Stellwag project along. The Township Solicitor knew about the individual's participation. I fully vetted to the residing Solicitor and relied on his advice. He told me there was no problem whatsoever. I should never have relied on what the Attorney said. I was told not to worry about it being unethical.

Mr. Paris asked Mr. Catrambone if he is familiar with some documents and asked if Mr. Catrambone signed the documents as the notary.

Mr. Catrambone stated yes.

Mr. Paris asked if part of being a notary is swearing the individual was in front of you.

Mr. Catrambone stated yes.

Mr. Paris asked if this individual was in front of Mr. Catrambone when he signed the documents.

Mr. Catrambone stated that he was.

Mr. Paris asked if he is sure he knew it was him and he sign for him.

Mr. Catrambone that he knew it was Mr. Schwartz and he notarized the document.

Mr. O'Connell made a motion to adjourn the meeting, seconded by Mrs. Kolodi. All were in favor, the meeting was adjourned.

Respectfully submitted,

Jamey Eggers, Township Clerk