

**REGULAR TOWNSHIP MEETING
MUNICIPAL BUILDING**

**May 2, 2017
DELRAN, NJ**

**CALL TO ORDER
FLAG**

SALUTE TO THE

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 11, 2017 and posted on the bulletin board on the same date.

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

ALSO PRESENT: Mr. O'Donnell, Solicitor, Mr. Paris, Mayor, Mr. Hatcher, Administrator and Ms. Eggers, Municipal Clerk.

APPROVAL OF MINUTES

Mr. O'Connell made a motion, seconded by Mr. Burrell to approve the minutes for the Work Session meeting on April 11, 2017.

There being no questions, the roll was called.

Mr. Burrell, Mr. Schwartz, Mr. O'Connell and Mr. Catrambone voted aye. Mr. Schwartz abstained.

Ayes: 4

Nays: None

Motion Approved

Mr. Burrell made a motion, seconded by Mr. O'Connell to approve the minutes Executive Session meeting held on April 11, 2017.

There being no questions, the roll was called.

Mr. Burrell, Mr. O'Connell and Mr. Catrambone voted aye. Mr. Schwartz abstained.

Ayes: 3

Nays: None

Abstained: 1

Motion Approved

ORDINANCE ON SECOND READING

**TOWNSHIP OF DELRAN
ORDINANCE NUMBER 2017-04**

BOND ORDINANCE AMENDING AND SUPPLEMENTING BOND ORDINANCE NUMBER 2014-15 FINALLY ADOPTED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF DELRAN, IN THE COUNTY OF BURLINGTON, STATE OF NEW JERSEY ON NOVEMBER 11, 2014 (WHICH PROVIDES FOR VARIOUS IMPROVEMENTS AND UPGRADES TO THE TOWNSHIP SEWER UTILITY SYSTEM), TO INCREASE THE APPROPRIATION THEREIN BY \$450,000 AND TO INCREASE THE AUTHORIZATION OF BONDS OR NOTES THEREIN BY \$450,000

BE IT ORDAINED AND ENACTED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF DELRAN, IN THE COUNTY OF BURLINGTON, STATE OF NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), AS FOLLOWS:

SECTION 1. Bond ordinance number 2014-15 finally adopted on November 11, 2014 by the Township of Delran, in the County of Burlington, State of New Jersey (the "Township") entitled, "BOND ORDINANCE AUTHORIZING VARIOUS IMPROVEMENTS AND UPGRADES TO THE TOWNSHIP SEWER UTILITY SYSTEM; APPROPRIATING THE SUM OF \$2,480,000 THEREFOR; AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OR BOND ANTICIPATION NOTES OF THE TOWNSHIP OF DELRAN, COUNTY OF BURLINGTON, NEW JERSEY, IN THE AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$2,480,000; MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING" (the "Original Ordinance"), is hereby amended and supplemented to the extent and with the effect as provided in the following sections of this amendatory and supplemental bond ordinance.

SECTION 2. For the improvements or purposes described in Section 7 of the Original Ordinance, as amended and supplemented hereby, there is hereby appropriated the additional sum of \$450,000 from the Sewer Capital Fund of the Township. Pursuant to the provisions of N.J.S.A. 40A:2-7(h) and 40A:2-11(c) of the Local Bond Law, N.J.S.A. 40A:2-1 et seq., as amended and supplemented (the "Local Bond Law"), no down payment is required as the Sewer Utility is self-liquidating. Therefore, the total appropriation of the Original Ordinance, as amended and supplemented hereby, is increased by \$450,000 from \$2,480,000 and shall equal the aggregate amount of \$2,930,000, said sum being inclusive of all appropriations heretofore made in the Original Ordinance, as amended and supplemented hereby.

SECTION 3. (a) In order to finance the additional cost of the improvements or purposes set forth in Section 7(B) of the Original Ordinance, as amended and supplemented hereby, additional negotiable bonds or notes of the Sewer Utility of the Township in the amount of \$450,000 are hereby authorized to be issued by the Sewer Utility of the Township for such improvements or purposes in Section 7(B) of the Original Ordinance, as amended and supplemented hereby, such that the total authorization of negotiable bonds or notes to be issued by the Sewer Utility of the Township for the improvements or purposes stated in Section 7(B) of the Original Ordinance, as amended and supplemented hereby, shall be increased by \$450,000 from \$1,800,000 and shall equal

the amount of \$2,250,000. Therefore, the total authorization of negotiable bonds or notes to be issued by the Sewer Utility of the Township for the improvements or purposes stated in Section 7 of the Original Ordinance, as amended and supplemented hereby, shall be increased by \$450,000 from \$2,480,000 and shall equal the amount of \$2,930,000.

(b) The estimated maximum amount of bonds or notes to be issued for the improvements or purposes set forth in Section 7 of the Original Ordinance, as amended and supplemented hereby, is \$2,930,000.

(c) The estimated cost of the improvements or purposes set forth in Section 7 of the Original Ordinance, as amended and supplemented hereby, is equal to \$2,930,000.

SECTION 4. Section 7 of the Original Ordinance shall be amended to read in its entirety as follows:

“SECTION 7. The improvements hereby authorized and the purposes for which said obligations are to be issued; the estimated costs of each said purpose; the amount of down payment for each said purpose; the maximum amount of obligations to be issued for each said purpose and the period of usefulness of each said purpose within the limitations of the Local Bond Law are as follows:

Purpose/Improvement	Estimated Total Cost	Down Payment	Amount of Obligations	Period of Usefulness
A. Various Improvements and Upgrades to the 5 th Street Pump Station including, but not limited to, Installation of Sump Pumps and Rehabilitation of Deteriorated Concrete, together with the completion of all work necessary therefor or related thereto; and	\$680,000	\$0	\$680,000	40 years
B. Various Upgrades to the Sewer Plant Systems including, but not limited to, the Acquisition and Installation of Sand Filters, together with the completion of all work necessary therefor or related thereto.	\$2,250,000	\$0	\$2,250,000	40 years
TOTALS	<u>\$2,930,000</u>	<u>\$0</u>	<u>\$2,930,000</u>	40 years

All such improvements or purposes set forth in Section 7 shall include, but are not limited to, all engineering and design work, consulting, surveying, construction

planning, preparation of plans and specifications, permits, bid documents, construction inspection and contract administration, and also shall include all work, materials, equipment, accessories, labor and appurtenances necessary therefor or incidental thereto.”

SECTION 5. In the event the United States of America, the State of New Jersey, and/or the County of Burlington make a contribution or grant in aid to the Township for the improvements and purposes authorized in the Original Ordinance, as amended and supplemented hereby, and the same shall be received by the Township prior to the issuance of the bonds or notes authorized in the Original Ordinance, as amended and supplemented hereby, then the amount of such bonds or notes to be issued shall be reduced by the amount so received from the United States of America, the State of New Jersey, and/or the County of Burlington. In the event, however, that any amount so contributed or granted by the United States of America, the State of New Jersey, and/or the County of Burlington shall be received by the Township after the issuance of the bonds or notes authorized in the Original Ordinance, as amended and supplemented hereby, then such funds shall be applied to the payment of the bonds or notes so issued and shall be used for no other purpose. This Section 5 shall not apply, however, with respect to any contribution or grant in aid received by the Township as a result of using funds from this bond ordinance as “matching local funds” to receive such contribution or grant in aid.

SECTION 6. The capital budget of the Sewer Utility of the Township is hereby amended, as necessary, to conform with the provisions of this amendatory and supplemental bond ordinance to the extent of any inconsistency herewith, and a resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital programs as approved by the Director of the Division of Local Government Services, Department of Community Affairs, State of New Jersey, is on file in the Office of the Clerk of the Township and is available for public inspection.

SECTION 7. The following additional matters are hereby determined, declared, recited and stated:

The supplemental debt statement required by the Local Bond Law has been duly made and filed in the Office of the Clerk of the Township and a complete executed duplicate thereof has been filed in the Office of the Director of the Division of Local Government Services, Department of Community Affairs, State of New Jersey, and such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds or notes provided for in this amendatory and supplemental bond ordinance by \$450,000 and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

SECTION 8. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by the Original Ordinance, as amended and supplemented hereby. The obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy *ad valorem* taxes upon all the taxable property within the Township for the payment of the principal of the obligations and the interest thereon without limitation as to rate or amount.

SECTION 9. The Township reasonably expects to reimburse any expenditures toward the costs of the improvements or purposes described in Section 7 of the Original Ordinance, as amended and supplemented hereby, and paid prior to the issuance of any bonds or notes authorized by the Original Ordinance, as amended and supplemented hereby, with the proceeds of such bonds or notes. This Section 9 is intended to be and hereby is a declaration of the Township's official intent to reimburse any expenditures toward the costs of the improvements or purposes described in Section 7 of the Original Ordinance, as amended and supplemented hereby, to be incurred and paid

prior to the issuance of bonds or notes authorized herein in accordance with Treasury Regulations §1.150-2. No reimbursement allocation will employ an “abusive arbitrage device” under Treasury Regulations §1.148-10 to avoid the arbitrage restrictions or to avoid the restrictions under Sections 142 through 147, inclusive, of the Internal Revenue Code of 1986, as amended (the “Code”). The proceeds of any bonds or notes authorized in the Original Ordinance, as amended and supplemented hereby, used to reimburse the Township for costs of the improvements or purposes described in Section 7 of the Original Ordinance, as amended and supplemented hereby, or funds corresponding to such amounts, will not be used in a manner that results in the creation of “replacement proceeds”, including “sinking funds”, “pledged funds” or funds subject to a “negative pledge” (as such terms are defined in Treasury Regulations §1.148-1), of any bonds or notes authorized in the Original Ordinance, as amended and supplemented hereby, or another issue of debt obligations of the Township other than amounts deposited into a “bona fide debt service fund” (as defined in Treasury Regulations §1.148-1). The bonds or notes authorized in the Original Ordinance, as amended and supplemented hereby, to reimburse the Township for any expenditures toward the costs of the improvements or purposes described in Section 7 of the Original Ordinance, as amended and supplemented hereby, will be issued in an additional amount not to exceed \$450,000 and a total amount not to exceed \$2,930,000. The costs to be reimbursed with the proceeds of the bonds or notes authorized in the Original Ordinance, as amended and supplemented hereby, will be "capital expenditures" in accordance with the meaning of section 150 of the Code. All reimbursement allocations will occur not later than eighteen (18) months after the later of (i) the date the expenditure from a source other than any bonds or notes authorized in the Original Ordinance, as amended and supplemented hereby, is paid, or (ii) the date the improvements or purposes described in Section 7 of the Original Ordinance, as amended and supplemented hereby, is “placed in service” (within the meaning of Treasury Regulations §1.150-2) or abandoned, but in no event more than three (3) years after the expenditure is paid.

SECTION 10. The Township covenants to maintain the exclusion from gross income under Section 103(a) of the Code of the interest on all bonds and notes issued under the Original Ordinance, as amended and supplemented hereby.

SECTION 11. Except as expressly amended hereby, the Original Ordinance shall remain in full force and effect.

SECTION 12. This amendatory and supplemental bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by the Local Bond Law.

Mr. Schwartz made a motion to open the meeting to the public, seconded by Mr. Burrell. All were in favor, motion approved.

There were no comments.

Mr. O’Connell made a motion to close the public portion, seconded by Mr. Schwartz. All were in favor, motion approved.

Mr. O’Connell made a motion, seconded by Mr. Burrell to adopt Ordinance 2017-04 on second reading.

There being no questions, the roll was called.

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

Ayes: 4

Nays: None

Motion Approved

**TOWNSHIP OF DELRAN
ORDINANCE 2017-05**

**AMENDING CHAPTER 389 OF THE TOWNSHIP CODE,
ENTITLED "ANIMALS AND POULTRY"**

WHEREAS, the Township of Delran is a municipal entity organized and existing under the laws of the State of New Jersey and located in Burlington County; and

WHEREAS, the keeping of chickens and other fowl and livestock is currently prohibited by Chapter 389 of the Township Code except in areas zoned for agricultural use; and

WHEREAS, the State of New Jersey encourages municipalities to promote sustainable programs; and

WHEREAS, the keeping of "backyard chickens" is a means by which sustainability can be achieved; and

WHEREAS, in light of the above, the Township Council of the Township of Delran deems it in the best interests of the taxpayers and residents of the Township to amend Chapter 389 to authorize a pilot program which permits the keeping of "backyard chickens" under certain circumstances; and

WHEREAS, pursuant to N.J.S.A. 40:48-2, the Governing Body is authorized to enact and amend ordinances as deemed necessary for the preservation of the public health, safety and welfare and as may be necessary to carry into effect the powers and duties conferred and imposed upon the Township by law; and

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Township Council of the Township of Delran, County of Burlington, and State of New Jersey, as follows:

SECTION 1: Section 389-1 of the Code of the Township of Delran is hereby amended, supplemented and revised to provide as follows:

Except as provided in Chapter 80 and Chapter 389 hereof, the keeping or harboring of domestic farm animals, wild animals or any other kind of animal, in violation of this chapter, is and shall hereafter be a nuisance.

SECTION 2: Chapter 389 of the Code of the Township of Delran is hereby further amended, supplemented and revised by adding a new Section 389-12 entitled "Backyard Chickens Pilot Program," and a new Article III entitled "Enforcement," which shall provide as follows:

Section 389-12 Backyard Chicken Pilot Program

A. A pilot program for the keeping of backyard chickens is hereby authorized. Keeping of backyard chickens shall be permitted in the Township of Delran subject to the rules and regulations as specified in this Article. The pilot program shall terminate two years from the effective date of the pilot program unless the Township Council of the Township of Delran act to continue same prior to that date. In the event the Township Council does not act to continue the program prior to said termination date, all persons with backyard chickens shall be grandfathered and be able to keep their chickens so long as no new ones are added and the guidelines of the pilot are maintained.

B. The following shall be eligible to participate in the pilot program: residents of single family homes or residents of "twin" homes or "row" homes which meet the criteria set forth in this Section.

C. For purposes of this pilot program, no more than twenty (20) licenses may be issued at any one time. Any additional households wanting to participate may be considered on an individual basis by the Chicken Advisory Board established pursuant to Subsection J of this Chapter in conjunction with the liaison to the Governing Body.

D. There shall be a limit of four (4) chickens per license. No roosters are permitted.

E. The coop and enclosed run shall be kept at least twenty (20) feet from the habitable portion of the neighboring residential dwelling and five (5) feet from the property line. Garages, attached or otherwise, and accessory buildings shall not be considered a "residential dwelling" for purposes of calculating the required distance. Chickens may roam outside of the coop area in a back yard suitably fenced to keep them contained provided that a resident age eighteen (18) or older is present the entire time.

F. No person shall keep chickens on their property without first obtaining a license from the municipal clerk's office and paying the required fee therefor. No license shall be issued unless the applicant therefore has demonstrated compliance with all criteria set forth in this Article II. Every license issued pursuant to this Article shall expire on December 31 of each year, excluding the December which occurs four (4) months after the pilot begins. A license shall not be granted unless the applicant certifies that there are no deed restrictions which prevent chickens from being kept on the property.

G. A license fee of \$10.00 shall be paid for each license issued pursuant to this Article.

H. Each applicant wishing to participate in the pilot program or desiring to keep backyard chickens thereafter in the event the pilot program is not terminated shall be required to take a class on the basics of raising backyard chickens. Proof of attendance must be presented with the completed application. The Township will provide a class minimally once a year at a nominal fee for anyone who has not previously met this requirement. The handling of this class will be the responsibility of the Chicken Advisory Board. A member of the Chicken Advisory Board will

review the application with the applicant prior to final submission. Applicants agree to allow chicken committee members to inspect the property for violations pursuant to the provisions of this section.

I. The following regulations and conditions for the keeping and housing of chickens shall be complied with:

i.. The coop shall be the appropriate size for the number of chickens, which shall be at least 3 feet by 3 feet of space for chicken with a maximum size of 10 feet by 10 feet. The coop shall be inspected by the Township prior to the granting of a license.

ii. The coop shall be dry and well ventilated with windows to admit sunlight.

iii. The coop must be kept clean.

iv. The coop and enclosed run must be made predator-proof.

v. Clean water must be provided, and food must be kept tightly closed in a metal container away from the coop and run at night.

vi. The yard in the area where the coop is located shall be clean and free from odors.

vii. There shall be no slaughter of chickens in the Township.

viii. Waste will be handled in such a way as proper composting to prevent offensive odors or disposed in an environmentally-friendly manner.

ix. There shall be no selling of eggs.

J. A Chicken Advisory Board consisting of five (5) members of the community shall be formed. The Chair will be appointed to a two (2) year term by the Mayor. The Governing Body will select the other four (4) members who will also serve for two (2) years. Besides the Chair, of the remaining members, one will be appointed Vice-Chair and the other, Secretary of the Board. The Board shall meet on a regular basis and keep minutes which shall be submitted along with quarterly reports to the Governing Body via the Township Council member selected by the Township Council as liaison to the Chicken Advisory Board. These reports will include any activities of the Board, as well as any complaints from residents concerning backyard chickens and the resolution, if any, of those complaints.

K. When a complaint is received by the Township, it will be forwarded to the Chicken Advisory Board for investigation by two members of the Board. If the Board finds a violation of this Article, solutions will be discussed with the offending resident to allow them to meet the requirements of the pilot program as soon as possible. However, if after thirty (30) days, the violation has not been remedied, the Code Official will be notified so that enforcement proceedings can be implemented. The Chicken Advisory Board will assist anyone desiring to no longer participate in the backyard chicken program to relocate their chickens.

L. Failure to comply with the conditions and regulations set forth in the Article shall result in revocation of the license after notice and a hearing before the Governing Body. A Violation of the conditions and regulations of this Article which occurs during the effective period for the pilot program shall not result in additional penalties under Chapter 389 of the Township Code.

SECTION 4: All Ordinances contrary to the provisions of this Ordinance are hereby repealed to the extent that they are inconsistent herewith.

SECTION 5: If the provisions of any section, subsection, paragraph, subdivision, or clause of this Ordinance shall be judged invalid by a court of competent jurisdiction, such order of judgment shall not affect or invalidate the remainder of any section, subsection, paragraph, subdivision, or clause of this Ordinance.

SECTION 6: This Ordinance shall take effect upon passage and publication according to law.

Mr. O'Connell made a motion to open the meeting to the public, seconded by Mr. Schwartz. All were in favor, motion approved.

Deb Hammond, Green Team, read the following statement:

My name is Debra Hammond and I live at 230 Paddock Way. I am a member of the Delran Municipal Green Team appointed by the Council to foster lifestyle changes designed to minimize environmental damage while protecting and maintaining our natural resources. The Green Team tries to raise awareness and identify actions designed to make Delran a place to where people want to live, work and play.

Last summer Silvia contacted Councilwoman Kolodi and attended a Council work session to see if she could have chickens. The Green Team saw an opportunity to promote sustainability and began collecting the names of residents interested in raising backyard chickens. These are residents really care about their food they feed to their families and the environment. This group of residents, (please stand) began meeting in January and put together recommendations for a pilot program which is the basis for the proposed amendments to our existing "animals and poultry" Ordinance.

Delran has farming roots. We believe the pilot program proposed in this ordinance will prove to the community that chickens can exist in the suburbs without creating a nuisance. Residents will be reducing their impact on the environment by feeding their vegetable scraps to their chickens, using chickens to keep insects under control, and composting chicken waste for use in their gardens.

The group would like to thank Patty Kolodi for her assistance in bringing our proposal to council. We encourage council to vote yes on these amendments and look forward to a successful pilot program. Thank you.

Phaedra Schwartz, 501 Brown Street, stated that at one time you had to register the location of backyard chickens with the Department of Agriculture as well as the Department of Health. Also, any illnesses or deaths had to be reported to the Department of Health for them to investigate. Mrs. Schwartz asked if that is identified in the ordinance.

Mr. O'Donnell stated that isn't a specific mention of that in the ordinance but he recommends that any resident applying to the Township for a license also reach out to the Department of Agriculture and make sure they are in compliance of all state regulations.

Beth Thompson-Moorhouse, 265 Tarrington Court, stated that she is a licensed Veterinarian and part of the Chicken Advisory Board. Mrs. Thompson-Moorhouse stated that Mrs. Schwartz brings up a very good point that there are some reportable diseases. The Advisory Board will have very strict rules and they are aware that certain deaths and disease of chickens has to be reported.

Mr. Burrell made a motion to close the public portion, seconded by Mr. Schwartz. All were in favor, motion approved.

Mr. Burrell made a motion, seconded by Mr. Burrell to adopt Ordinance 2017-05 on second reading.

There being no questions, the roll was called.

Mr. Burrell, Mr. O'Connell and Mr. Catrambone voted aye. Mr. Schwartz voted nay.

Ayes: 3

Nays: 1

Motion Approved

ORDINANCE ON FIRST READING

TOWNSHIP OF DELRAN BURLINGTON COUNTY, NEW JERSEY

ORDINANCE 2017-06

BOND ORDINANCE PROVIDING FOR THE INSTALLATION OF SIDEWALKS ON ROUTE 130 IN AND BY THE TOWNSHIP OF DELRAN, IN THE COUNTY OF BURLINGTON, STATE OF NEW JERSEY; APPROPRIATING \$220,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$41,900 BONDS OR NOTES TO FINANCE PART OF THE COST THEREOF

Mr. Schwartz made a motion, seconded by Mr. Burrell to approve Ordinance 2017-06 on first reading.

There being no questions, the roll was called.

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

Ayes: 4

Nays: None

Motion Approved

RESOLUTIONS

**TOWNSHIP OF DELRAN
RESOLUTION 2017-91**

**AUTHORIZING DISPOSAL OF VARIOUS EQUIPMENT FOR THE
DELRAN TOWNSHIP SEWER DEPARTMENT**

Mr. O'Connell made a motion, seconded by Mr. Schwartz to adopt Resolution 2017-91.

There being no questions, the roll was called.

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

Ayes: 4

Nays: None

Motion Approved

**TOWNSHIP OF DELRAN
RESOLUTION 2017-92**

**TRANSFERRING TAX PAYMENT MADE IN ERROR TO
SEWER ACCOUNT FOR BLOCK 118.19, LOT 35**

Mr. O'Connell made a motion, seconded by Mr. Burrell to adopt Resolution 2017-92.

There being no questions, the roll was called.

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

Ayes: 4

Nays: None

Motion Approved

**TOWNSHIP OF DELRAN
RESOLUTION 2017-93**

**A RESOLUTION AUTHORIZING THE TOWNSHIP OF DELRAN TO EXECUTE AN
AGREEMENT WITH BURLINGTON COUNTY FOR COOPERATIVE PARTICIPATION IN
THE COMMUNITY DEVELOPMENT ACT OF 1974**

Mr. Schwartz made a motion, seconded by Mr. O'Connell to adopt Resolution 2017-93.

There being no questions, the roll was called.

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

Ayes: 4
Nays: None

Motion Approved

**TOWNSHIP OF DELRAN
RESOLUTION 2017-94**

**EXTENDING GRACE PERIOD FOR 1ST QUARTER
2017 SEWER BILLS TO MAY 30th**

Mr. O'Connell made a motion, seconded by Mr. Burrell to adopt Resolution 2017-94.

There being no questions, the roll was called.

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

Ayes: 4
Nays: None

Motion Approved

MOTIONS

Mr. Schwartz made a motion authorizing the payment of bills including all purchases made under the Cooperative Purchasing Agreement. The motion was seconded by Mr. O'Connell.

There being no questions, the roll was called.

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

Ayes: 4
Nays: None

Motion Approved

Mr. Schwartz made a motion, seconded by Mr. Burrell to accept the report of the Tax Collector, CFO and the Township Clerk.

There being no questions, the roll was called.

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

Ayes: 4
Nays: None

Motion Approved

Mr. Schwartz made a motion granting the mercantile licenses listed below. The motion was seconded by Mr. O'Connell.

1. S & Y Auto Sales, 209-5 Carriage Lane
2. Zanotti Transblock USA Corp, 1810 Underwood Blvd.

There being no questions, the roll was called.

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

Ayes: 4

Nays: None

Motion Approved

REPORTS

Ms. Eggers – Ms. Eggers reminded everyone that the next Blood Drive is scheduled for Tuesday, May 9th from 1:30 – 6:30 P.M.

Mr. Hatcher – No report.

Solicitor – No report.

Jim Bauer, Fire Commissioner – Mr. Bauer reported that they responded to a Landscaping Truck fire. Because they stopped under some wires the new stations reported that the truck hit the wires, which was not the case. The Fire Department did reach out to PSE&G as a precaution to make sure there was no damage.

Mr. Bauer reported that they assisted Willingboro Township on two vacant building fires.

Mr. Schwartz – No report.

Al Carp, Delran Green Team – Mr. Carp stated that the Green Team will be expanding the Community Forestry Program, which includes identifying the location of our Ash Trees and their condition. We will also be looking for evidence of the Emerald Ash Borer and possible remedies to advise the public.

Mr. Carp reported that on May 10th, they will be expanding the wildflower garden which is located at the Chester Avenue jug handle. Also, they are working on the possibility of a Community Garden, currently running an anti-idling campaign and will soon begin their water conservation campaign in the summer. They will be hosting spring workshops and will have a table at the STEM Fair on May 8th at the High School.

Mr. Schwartz – No report.

Mr. Burrell – Mr. Burrell reported that Historical Society event for the reburial of the time capsule was a great event and he hopes to be here when it is opened in 2080.

Mr. Burrell stated that he spoke with Mrs. Kolodi who could not be here tonight but she is very happy that things are moving forward with the Chicken Pilot Program.

Mr. O'Connell – Mr. O'Connell thanked the Historical Society for bring the time capsule issue to Council. When it was removed from the old building it was never reburied and that took place this past Saturday. The Historical Society put on a wonderful event.

Mr. O'Connell thanked Silvia Gorotiza for bringing the idea of a Chicken Pilot Program to Council and Councilwoman Kolodi for taking the time to get educated and move the program forward.

Mr. O'Connell stated that many of them attended the Jake's Place event Saturday night, which was sold out. It was a great event and hopefully we are one step closer to securing the funds for the playground.

Mr. Catrambone – Mr. Catrambone reported that the Historical Society is selling \$5.00 tickets for a sandwich from Vid's Deli as a fundraiser. They tickets expire on July 31st.

Mr. Catrambone thanked Mr. Hatcher and PSE&G for their efforts in getting a pole replaced that was leaning dangerously. Mr. Catrambone reminded residents that if they see a street light out or one that is staying on during the day to report it to the Township.

Mr. Catrambone thanked the Delran Historical Society and the Green Team for all the work they are doing.

Mr. Paris – Mr. Paris stated that the members of the Historical Society, Green Team and RAC are all volunteers. They all work really hard and care about this community. Mr. Paris thanked the Historical Society for their hard work on the time capsule reburying which was a great event.

Mr. Paris thanked Jake's Place for the nice fundraiser on Saturday. They received a \$10,000 donation from Cooper and a \$5,000 donation from Beneficial Bank. We also met with Simon & Schuster and are hopeful that they will be sending a donation. If any resident has any ideas that can help Jake's Place please let them know.

Mr. Paris stated that STEM Fair is scheduled for May 8th at the High School. The Township will have their one arm leaf truck at the event.

PUBLIC PORTION

Mr. Burrell made a motion, seconded by Mr. O'Connell to open the meeting to the public for any questions. All were in favor, the motion was approved.

Debbie VanCuren, 90 Cooper Avenue, discussed with Council the property maintenance issues with her neighbor at 92 Cooper Avenue. Mrs. VanCuren stated that she went through the Township ordinance to determine which sections they may be in violation and read that list to Council. Some of the complaints include litter, landscaping and high grass. Mrs. VanCuran stated that she does not feel they have mowed their back yard in years. There is also a hose running from their backyard into Bridgeboro Road, which she assumes

is from the pool. Mrs. VanCuran also indicated that put their dog on a chain in the front yard that reaches to the sidewalk; therefore, she cannot walk her dog on that side of the street. Mrs. VanCuran asked what we can do moving forward.

Mr. Hatcher stated that the Code Official has been out to the property and he did not feel there were any violations. The back yard cannot be seen from the street and we do not have a right to enter the yard. Mr. Hatcher stated that some of the violations we would have to see in order to issue a complaint. If the neighbors see violations they can contact the Police Department and sign a complaint. We can look at getting the BC Health Department out to the property. Mr. Hatcher stated that he has asked the Code Official to inspect the property every two weeks.

Mr. O'Connell asked if we can request to see the backyard.

Mr. Hatcher stated that we can notify them that we received a complaint and make that request but they have the right to refuse.

Mr. Catrambone stated that his concern with adopting new ordinances for individual residents is that it will have unintended consequences.

Mrs. VanCuren asked if they don't mow their lawn and she calls will we send someone out to cut it.

Mr. Hatcher stated that there is a notice requirement but if it is still not cut, we will send someone out.

Mrs. VanCuren stated that she will keep attending the meetings. Properties on her street are starting to turn over and she doesn't want their property values affected.

Council suggested that if she sees a violation happening, call the non-emergency number for the Police. Council will make the Chief aware of the situation.

Lou Hayner, 23 Frech Avenue, notified Council that the property at 17 Frech Avenue is vacant and the grass needs to be cut. Mr. Hayner also discussed the condition of the property at 19 Frech Avenue. Mr. Hayner indicated that they have been working on the house and nothing ever gets done. He questioned if there is an ordinance that states the hours for construction.

Mr. Hatcher stated that he believes they can work up until 7:00 P.M.

Mr. Hayner mentioned that there are also five windows that are boarded up.

Mr. Catrambone asked if this is an active construction site.

Mr. Hatcher stated that they have construction permits for the work. Mr. Hatcher will follow up with the Code Official. We will also notify Public Works regarding the high grass at 17 Frech Avenue. Mr. Hatcher stated that in terms of the boarded up windows that is not a violation of our ordinance.

Mr. Hayner stated that someone needs to keep on top of them to get the work done.

Mr. Hatcher stated that the permit is valid for three and as long as they are within that timeframe there is nothing we can do.

Linda Gilbert, 75 Stewart Avenue, asked if there is anything that can be done with the group of kids on bicycles doing wheelies in front of cars. They have been on Brown Street, Third Street and Chester Avenue. She spoke to a Police Officer and they are aware of the issue. Mrs. Gilbert stated that they are also not wearing helmets.

Mr. Catrambone stated that when they see this, they need to contact the Police Department.

Gary White, Mountainside NJ, discussed with Council the possibility of adopting a Resolution/Proclamation to raise awareness for a disease called Fibrodysplasia Ossificans Progressiva (FOP). FOP is a rare genetic disorder where the body makes additional bone in areas where it should not be. Mr. White stated that he also has bills pending in both the Senate and Assembly supporting FOP Awareness Day.

Mr. Catrambone stated that he appreciates Mr. White making the trip and asked him to forward a draft version of the Resolution/Proclamation for Council to review at an upcoming work session.

Lou Hayner, 23 Frech Avenue, asked if there in any answer to his complaint about 19 Frech Avenue. Mr. Hayner stated that they have been working on the property for years and they come and go.

Mr. Catrambone asked if there are individuals living in the home.

Mr. Hayner stated there is not.

Mr. Catrambone stated that we will follow up on anything that is violation but we do not have the ability to make them work faster.

Mr. Schwartz asked how many times we have had to contact the contractor performing the work at the property.

Mr. Hatcher stated that everything we have requested has been cleaned up.

Mr. Hayner stated that someone has to put there foot down to get them to complete the work.

Mr. Hatcher stated that they received the proper permits and it is going to take time. We do not control the time that they have to be there.

Mr. Hayner stated that a permit should not be issued that way. They should have a certain amount of time to get things completed.

Mr. Paris stated that we will look into the history of the property and do what we can.

Mr. Schwartz made a motion to close the meeting to the public, seconded by Mr. O'Connell. All were in favor, the motion was approved.

Mr. Schwartz made a motion, seconded by Mr. Burrell to adjourn the meeting. All were in favor, the meeting adjourned.

Submitted,

Jamey Eggers
Municipal Clerk