

**REGULAR TOWNSHIP MEETING  
MUNICIPAL BUILDING**

**October 22, 2013  
DELRAN, NJ**

**CALL TO ORDER**

**SALUTE TO THE FLAG**

**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 December 28, 2012 and posted on the bulletin board on the same date.

**ROLL CALL:** Mrs. Kolodi, Mr. Schwartz, Ms. Pangia, Mr. Morrow and Mr. Catrambone were present.

**ALSO, PRESENT:** Mr. Marmero, Solicitor, Mr. Hatcher, Administrator and Ms. Eggers, Municipal Clerk.

Mayor and Council presented Certificates of Appreciation to the Farmers' Market Volunteers.

Mr. Morrow made a motion seconded by Mrs. Kolodi to approve the minutes for September 10, 2013 and October 1, 2013.

There being no questions, the roll was called.

Ms. Pangia, Mrs. Kolodi, Mr. Schwartz and Mr. Morrow and voted aye for the September 10, 2013 work session minutes. Mr. Catrambone abstained.

Ayes: 4

Nays: None

Motion Approved

Ms. Pangia, Mrs. Kolodi, Mr. Schwartz, Mr. Morrow and Mr. Catrambone voted aye for the October 1, 2013 public meeting minutes.

Ayes: 5

Nays: None

Motion Approved

**ORDINANCE ON FIRST READING**

**TOWNSHIP OF DELRAN, NEW JERSEY**

**ORDINANCE 2013-10**

**ORDINANCE AMENDING ORDINANCE 2012-5 OF THE  
TOWNSHIP OF DELRAN, COUNTY OF BURLINGTON,  
NEW JERSEY**

Mr. Schwartz made a motion that this Ordinance be postponed until the next meeting since the ordinance was not provided the three day notice required by ordinance under Township Code 20-16 (B)(7). Mr. Schwartz stated that the final version of the ordinance was provided to him at 2:39 this afternoon.

Mr. Marmero stated that the ordinance can be advertised by title on first reading and in full for second reading.

Mr. Hatcher stated that the ordinance does not get advertised on first reading the ordinance gets posted on the website on the Friday prior to the meeting and it is done by title only. Under the same section of the ordinance Council can make a motion to bypass that criteria.

Mr. Catrambone asked if he should ask Council for a motion to bring this ordinance on the agenda in its current format.

Mr. Schwartz stated that between now and when the agenda was advertised on Friday the ordinance increased by \$300,000. He would like to have the opportunity to discuss that and ask questions.

Mr. Catrambone stated that this is a first reading and he will have an opportunity at the next work session before the public meeting in November. This ordinance gives us the ability to finance all three projects it we choose to.

Mr. Catrambone asked if there was any second to the motion made by Mr. Schwartz. There was no second to the motion.

Motion Defeated

Mr. Catrambone asked for a motion to walk Ordinance 2013-10 onto the agenda in its current revised form.

Mr. Morrow made a motion, seconded Mrs. Kolodi to approve the above motion.

There being no questions, the roll was called.

Mrs. Kolodi, Ms. Pangia, Mr. Morrow and Mr. Catrambone voted aye. Mr. Schwartz voted nay.

Ayes: 4

Nays: 1

Motion Approved

**TOWNSHIP OF DELRAN, NEW JERSEY**

**ORDINANCE 2013-10**

**ORDINANCE AMENDING ORDINANCE 2012-5 OF THE  
TOWNSHIP OF DELRAN, COUNTY OF BURLINGTON,  
NEW JERSEY**

**Mrs. Kolodi** made a motion, seconded by Mr. Morrow to adopt the ordinance on first reading.

There being no questions, the roll was called.

Mrs. Kolodi, Ms. Pangia, Mr. Morrow and Mr. Catrambone voted aye. Mr. Schwartz voted nay.

Ayes: 4

Nays: 1

Motion Approved

**TOWNSHIP OF DELRAN  
ORDINANCE 2013-11**

**AN ORDINANCE TO ESTABLISH SALARIES FOR VARIOUS OFFICIALS OF THE  
TOWNSHIP OF DELRAN, COUNTY OF BURLINGTON, STATE OF NEW JERSEY  
AND REGULATING THE MANNER OF PAYMENT OF SAME**

Mr. Morrow made a motion, seconded by Mrs. Kolodi to adopt the ordinance on first reading.

There being no questions, the roll was called.

Mrs. Kolodi, Mr. Schwartz, Ms. Pangia, Mr. Morrow and Mr. Catrambone voted aye.

Ayes: 5

Nays: None

Motion Approved

**RESOLUTIONS ON CONSENT AGENDA**

Resolution 2013-119 Approving Raffle License # 455 for Church of the Resurrection

Resolution 2013-120 Appointing Richard Andronici as Municipal Court Judge for a term to expire October 31, 2016

Resolution 2013-121 Authorizing the rejection of all bids for "Improvements to Stewart Avenue Outfall" and authorizing this project to be readvertised

Resolution 2013- 122 Rejecting all bids for the 2013 Road Program pursuant to NJSA 40A:11-13.2 (a) and authorizing re-advertising and re-bidding

Resolution 2013- 123 Rejecting all bids for the Fairview Street Sidewalk Project pursuant to NJSA 40A:11-13.2 (a) and authorizing re-advertising and re-bidding

Resolution 2013-124 Appointing Linda Lewis as Chief Financial Officer

Resolution 2013-125 Approving the purchase of police vehicle computers through state contract

Mr. Morrow made a motion, seconded by Mrs. Kolodi to adopt the above resolutions.

There being no questions, the roll was called.

Mrs. Kolodi, Mr. Schwartz, Ms. Pangia, Mr. Morrow and Mr. Catrambone voted aye.

Ayes: 5

Nays: None

Motion Approved

## **MOTIONS**

Mr. Morrow made a motion authorizing the payment of bills including all purchases made under the Cooperative Purchasing Agreement. The motion was seconded by Mrs. Kolodi.

There being no questions, the roll was called.

Ms. Pangia, Mrs. Kolodi, Mr. Schwartz, Mr. Morrow and Mr. Catrambone voted aye.

Ayes: 5

Nays: None

Motion Approved

Mrs. Kolodi made a motion, seconded by Mr. Morrow to accept the report of the Tax Collector, CFO and the Township Clerk.

There being no questions, the roll was called.

Ms. Pangia, Mrs. Kolodi, Mr. Schwartz, Mr. Morrow and Mr. Catrambone voted aye.

Ayes: 5  
Nays: None

Motion Approved

Mr. Hatcher stated that each year we need to complete this checklist and if we can answer yes to enough of the questions we can qualify to receive our full amount of financial aid from the state. For the answers that we answer no to, we will take a look at and see if we can implement the policies or explain why they do not benefit the Township. It is a requirement that the checklist be put on the agenda and be approved by the Council.

Mr. Catrambone thanked Mr. Hatcher for his work on checklist.

Mr. Schwartz made a motion to confirm receipt and review of the CY2013 Best Practices Checklist, seconded by Mrs. Kolodi.

There being no questions, the roll was called.

Ms. Pangia, Mrs. Kolodi, Mr. Schwartz, Mr. Morrow and Mr. Catrambone voted aye.

Ayes: 5  
Nays: None

Motion Approved

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

1. NaturalLawn of America, 2702 Cindel Drive
2. Spirit Halloween Superstores, 5011 Route 130 South
3. Burlington Coat Factory, 2703 Cindel Drive
4. MET Auto, 209 A-7 Carriage Lane
5. Pochy's Cars, 150-16 Carriage Lane
6. Sterimark Motors, 209A-6 Carriage Lane
7. Auto Nation, 209 A-5 Carriage Lane
8. The Hertz Corporation, 8010 Route 130

There being no questions, the roll was called.

Ms. Pangia, Mrs. Kolodi, Mr. Schwartz, Mr. Morrow and Mr. Catrambone voted aye.

Ayes: 5  
Nays: None

Motion Approved

## **REPORTS**

**Ms. Eggers** – No report.

**Mr. Hatcher** – Mr. Hatcher stated that it appears that the budget for the Burlington County Joint Insurance Fund will be up 2-3% but with the dividend we should be flat for next year.

Mr. Hatcher stated that the Chief asked him to announce that this Saturday, October 26<sup>th</sup>, from 10 AM – 2 PM, the Police Department will be collecting any unwanted or expired medication.

**Mr. Marmero** – No report.

**Ms. Pangia** – Ms. Pangia stated that the Truck-or-Treat is scheduled for this Saturday. We have a very limited amount of tickets remaining that are available in the Municipal Clerk's Office. We estimate that there will be 370 children in attendance. The event begins at 2:00 and no cars will be allowed in or out until the event is completed. This event is in addition to the regular trick-or-treating which will still take place on Halloween.

Ms. Pangia stated that the Red Cross Blood Drive will be held on Wednesday, November 27, 2013 and the Mammogram Van will also be here on Friday, December 13<sup>th</sup>.

Ms. Pangia reminded everyone that with the change in time coming to please slow down. Please make sure kids get to school safely and you get to work safely.

**Mr. Schwartz** – Mr. Schwartz stated that he spoke to some resident in the Riverside Park area in regards to the cancellation of the bids for the Stewart Avenue Outfall project. One of the responsibilities that he took on was to make decision that he felt was best for the people in Ward I. He was disappointed in the delay of the project but he applauds Council for moving this project forward in the right way where it can be completed and provide the most impact for those people.

Mr. Schwartz stated that even though he opposed the ordinance regarding the sewer improvements it in no way diminishes the respect he has for the people he sits here with. It is the process of democracy. Everyone on this board gave him time over the last several months to voice some of his opinions before we made a decision. He looks forward to working with everyone up here next year during his last year in office. It is not always easy to oppose your friends and colleagues.

**Mrs. Kolodi** – Mrs. Kolodi reminded everyone that Delran is sponsoring a Citizen of the Year award which is ran through the Delran Business Association. Forms are available at the Municipal Building. If anyone knows someone they would like to nominate please take a form tonight. The deadline to mail the forms in November 8<sup>th</sup> and then the Business Association will choose the Citizen of the Year on January 1<sup>st</sup>.

Mrs. Kolodi reported that the Delran Township Council will be sponsoring a Veterans Remembrance Day on November 12<sup>th</sup> at 6:00 PM at the Municipal Building. If weather permits it will be held at the flagpole if not, it will be held inside. We will be honoring veterans of Delran, Riverside and Delanco that have served and continue to serve our country. There will be a ceremony, a guest speaker and light refreshments. If you know of any veterans, please spread the word.

**Mr. Morrow** – Mr. Morrow reported that Council worked very hard on the Fairview Street sidewalk grant project. We were one of three municipalities to receive a grant from the state and we were very grateful. Unfortunately, this is a County road and we were forced to get approval from them and with their delays and changes to the project it forced the project over budget. To see the County make us go through what we have gone through to get this project completed is unconceivable. If they were going to request these changes they should have thrown in some money towards the project. He is very discouraged by this and he thought that these sidewalks would have been completed by now. These sidewalks would make their road a safer place to walk on.

**Mr. Catrambone** – Mr. Catrambone stated that it is unusual for the Township to throw out bids. The Fairview Street sidewalks projects exceeded the bids because of the changes that the County required. The 2013 Road Program bids came in higher than what the Township allotted. Finally the Stewart Avenue Outfall project bids were rejected for a variety of reasons. In the resolutions that Council adopted tonight, we have also authorized the re-advertisement of the bids and we hope that we can have that done in time to award for the November public meeting.

Mr. Catrambone reported that branch collection has been completed for this year. Leaf collection has started and will run until December 1<sup>st</sup>. You can bring your branches to the municipal building for disposal.

Mr. Catrambone reminded everyone to please be careful with Halloween around the corner and daylight savings time coming.

**Mr. Paris** – Mr. Paris stated that he offered his full support with Council's decision to approve the bond for the additional funding for the sewer improvements. When Council took over the Authority their main responsibility was to repair and maintain the equipment in order for it to last a long time for the residents of this community. We have a very passionate group up here and they are making the best decision for this community.

## **PUBLIC PORTION**

Mr. Morrow made a motion, seconded by Mr. Schwartz to open the meeting to the public for any questions. All were in favor, the motion was approved.

Harry Etsell, 8 River Drive, stated that he believes that understands what happened with the Stewart Avenue Outfall bids from his conversations with Mr. Hatcher and Mr.

Schwartz. The lower bidder was not in compliance and the other bidders exceeded that amount so the bids were rejected but he asked if the project has been re-advertised yet or is it still being discussed.

Mr. Catrambone stated that we needed to officially reject the bids first but we did authorize the re-advertisement.

Mr. Etsell asked if the same individuals that submitted the bids the first time can re-bid.

Mr. Catrambone stated that they can, the low bidder was determined to not be a reasonable bidder.

Mr. Marmero stated that it was determined because of the lack of certification in the original bid.

Mr. Catrambone stated that with them being the only one below the threshold we are determining how to pay for the additional cost and are immediately putting this back out to bid.

Bob Gilbert, 75 Stewart Avenue, stated that he was highly disappointed that the bids were rejected. He asked if there is criteria that we put out in the bids.

Council stated yes.

Mr. Gilbert stated that if the low bidder did not meet those qualifications then he should have been totally disqualified and we should have went to the next bidder.

Mr. Catrambone stated that he would have but they exceeded the amount that we had appropriated for project.

Mr. Gilbert stated that he had \$65,000 grant and we allotted \$98,000 and asked if the second bidder was over that number.

Mr. Paris stated that the bid was way over.

Mr. Gilbert stated that the only thing that upsets him is that the Attorney stated in the September meeting that there was a challenge and he told Council that it was a formality and not to worry about it.

Mr. Catrambone stated that we were provided information after that meeting.

Mr. Marmero stated there is a threat of litigation and we cannot provide too many details.

Mr. Gilbert stated that if the qualifications were in the bids and they did not met them, then they should be disqualified and they should have no basis for litigation.



Mr. Gilbert asked if when we put the notice out to bid, if we can put a limit on the bid.

Mr. Catrambone stated that we cannot.

Mr. Gilbert stated that we went to residents and told them that this was going out to bid and then it seems that it just gets pushed out again. The project sat on the Mayor's desk for a year.

Mr. Morrow stated that this is what we have to do not what we want to do. We were ready to award this project.

Mr. Paris stated for the record he does not approve projects.

Mr. Morrow stated that in light of everything we want this done right and we need to protect the community.

Mr. Gilbert stated that the Attorney stated the Council was okay to award the project.

Mr. Marmero stated that information came in that meeting and he did not have all the information when he stated that at that meeting.

Mr. Schwartz stated that the last thing he would want to see is a project move forward and not complete the agenda.

Mr. Gilbert stated that he agrees.

Mr. Schwartz stated that he is asking for his trust.

Mr. Gilbert stated that he wants to trust them but they make it so hard because they say one thing and something gets pushed out.

Mr. Schwartz stated that we just want to make sure it gets done correctly.

Mr. Gilbert asked if he hands out the forms for the Veterans Remembrance Day to the American Legion on the 31<sup>st</sup> of November, would it be okay if they returned the forms by November 4<sup>th</sup>.

Mrs. Kolodi stated that would be fine.

Mr. Gilbert stated that the VFW will be holding a welcome home for Matt, a Delran resident, at 4:00 PM on November 9<sup>th</sup> at Throwbacks. Also, on November 10<sup>th</sup>, between 12:00 and 12:30, they will be having a walk thru at the VFW with hamburgers and hot dogs. By the end of this month they should have the concrete work complete and all the financing complete. Once that is done, the contractor has promised ten weeks which would have the facility completed in January.

Mr. Gilbert reported that the sewer grate at Route 130 and Chester Avenue needs to be cleaned of debris and trash.

Mr. Hatcher stated that we can contact the State.

Mr. Gilbert stated that we had two groups come in the last work session. One group stated that they got permission to build age restricted houses on the golf course and now he wants to amend it to build 108 condos.

Mr. Catrambone stated that the first group that spoke was from Willow Brook. There was a settlement agreement for approval to build 108 age restricted townhomes. They have come back to us to change the agreement from age restricted to age targeted. They came back with supplemental information and we have not discussed it beyond their presentation. The second presentation was regarding a portion of Stellwag Farms and that was for age restricted twin homes. Council has also not discussed this beyond the presentation. We will need to discuss these projects at a future work session.

Mr. Gilbert asked fifty-five and above means that there would be no children.

Mr. Catrambone stated that children would need to be over the age of eighteen.

Mr. Gilbert asked what age targeted means.

Mr. Catrambone stated that the developer indicated that the target the amenities away from children but the age is not restricted.

Mr. Gilbert stated that in the past Council has discussed the effect on the school and he can assume that Council would look more at age restricted than age targeted if Council is permitted.

Joe LaMonica, 16 Navy Drive, discussed the property at 3 Hunter Drive. He stated that for two months they have been cutting trees.

Mr. Paris stated we are aware of it and taking care of the issue.

Mr. Catrambone stated that as he said earlier we are no longer picking up the branches. Also, if you hire a tree service it is the homeowner's responsibility to have the tree removed.

Mal Anderson, Edgewater Park, reported to Council on an issue that is happening in Summerhill. There is an issue with banks not giving mortgages to the buyers because the current homeowners have not paid their dues to the associations.

Mr. Marmero stated that it is a private issue between the association and the residents there is really nothing that the Township can get involved with. The only time we really step in is traffic related issues.

Mr. Anderson stated that it is a shame that all these individuals are losing money.

Mr. Marmero stated that the Homeowners Association can file suit against the residents.

Mr. Anderson stated that it just seems like a petty argument between everyone and they all lose. Mr. Anderson stated that he wanted to just make Council aware of the issue in case they start getting complaints.

Mr. Anderson stated that this is the first meeting he has attended since Delran Day and as the President of the Historical Society he wanted to commend Mayor and Council for their cooperation with the Business Association in holding the event. The Historical Society had a table at the event and continue with their Positive Press page every month. Now they just need a few more donations and people to get involved.

Dave Reissman asked what the responsibility is for the baseball field off of Hartford Road right now. He asked if there is insurance on the fields right now.

Mr. Paris stated that right now the fields are not open.

Mr. Reissman stated that he understands that one of the fields is designated for special needs.

Mr. Paris stated that the priority of the field is special needs but it is a multi-use field.

Mr. Reissman stated that he coaches many teams in towns and they are not permitted to use the fields right now but he drove back there two weekends and there was probably twenty five cars back there. Red solo cups were everywhere and dogs were running all of the fields and we might want to do a better job patrolling back there.

Mr. Hatcher stated that the Police were made aware of the issues.

Mr. Reissman stated that there are a lot of rumors going around and he asked if we are out of money for the park.

Mr. Paris stated that we are not out of money. The first phase is complete. We were seeking a \$250,000 grant from the county and received \$95,000. We will be bonding a certain for Phase-II of the project, which will be determined by Council. Phase-II will include lighting, restrooms and the playground.

Mr. Reissman asked if they still intend to build a multi-purpose field.

Mr. Paris stated that the multi-purpose field is Phase-III.

Mr. Catrambone stated that this project was always intended to be a phased project. We were using Open Space funds and supplementing that with grants. With the decrease in the County grant, we may need to readjust what is included in Phase-II.

Mr. Reissman asked if the Willow Brook project was discussed tonight.

Mr. Catrambone stated that we discussed what was presented at the last work session.

Mr. Reissman asked what the acreage of the property is.

Mr. Catrambone stated that is he not sure of the exact number. They had the ability to build thirty-four single family homes and the settlement agreement was 108 age-restricted townhomes. The presentation made at the last work session was to change the agreement from age-restricted to age-targeted. Council has not discussed this beyond their presentation.

Mr. Reissman asked when they will have speed bump installed on Fifth Street.

Mr. Catrambone stated that he understands the concerns. We only install speed humps in certain areas.

Mr. Paris stated that we have this issue in many areas in town.

Mr. Schwartz stated that the 2012 speed study showed that 17,000 cars used that road over the eight day period.

Mr. Reissman stated that he sees speed humps in towns from Princeton to Linwood and there are major thru ways that are riddled with speed bumps and we cannot get any.

Mr. Schwartz stated that there was also an idea he brought up about closing the Main Street intersection where it crosses the River Line. When he spoke to the residents they did not want that to happen. He is not saying it was the right thing but it would drastically change the traffic in the area.

Mr. Reissman stated that it would be affecting the residents in that neighborhood.

Mr. Reissman asked if the Township intends to connect the new park to Notre Dame.

Mr. Paris stated that we discussed that but it is not in the plans right now. We also discussed reaching out the school for a shared service.

Mr. Morrow stated that we discussed a bridge to Notre Dame Park and also walkways.

Mr. Etsell, 8 River Drive, asked if the ordinance for the sewer upgrades has anything to do with the Willow Brook discussion.

Mr. Catrambone stated that it does not. Two years ago the Engineer presented a plan for repairs to the Sewer Plant and we are attempting to get ahead on the plant which is now twenty years old.

Ms. Pangia stated that she was on the fence regarding the upgrades and once she visited the plant and the condition there was no doubt in her mind that the repairs were necessary.

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

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

Submitted,

Jamey Eggers  
Municipal Clerk