

**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 23, 2010 and posted on the bulletin board on the same date.

**Pat Pomeranz was sworn in as At-Large Councilwoman by Senator Diane Allen**

Ms. Pomeranz congratulated Senator Allen on her recent re-election and thanked her for taking the time to be here tonight. It was a true honor for her. Ms. Pomeranz thanked everyone for being here tonight. Ms. Pomeranz thanked Anthony Ogozalek, Jr., Pauline Gebhardt, Robert Rambow, Harry Fox, Anthony Ogozalek, Sr., Judy Ogozalek, Jim Hatzold and Ellen Rambow for their work during her campaign. She also thanked several residents who donated many hours of help putting out signs, walking with her and delivering flyers. She also thanked her parents, brother and sisters, aunts and uncles, cousins, friends and residents who believed in her. She will do her best to live up to their expectations. She encouraged everyone to reach out to her through e-mails or her home phone which are listed on the website. Finally, she thanked her son and his girlfriend, not only for their contribution in helping with the election, but their confidence and encouragement when she didn't always feel she could come out victoriously.

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

**ALSO, PRESENT:** Mr. Paris, Mayor, Mr. Coluzzi, Solicitor, Mr. Hatcher, Administrator and Ms. Eggers, Municipal Clerk.

Mr. Schwartz made a motion seconded by Mr. Catrambone to approve the minutes for October 5, 2011, October 9, 2011 and October 25, 2011.

There being no questions, the roll was called.

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

Ayes: 4  
Nays: None  
Abstained: 1

**ORDINANCE ON SECOND READING**

**TOWNSHIP OF DELRAN, NEW JERSEY**

**ORDINANCE 2011-20**

**BOND ORDINANCE AUTHORIZING THE RECONSTRUCTION OF ROLAND STREET IN THE TOWNSHIP OF DELRAN; APPROPRIATING THE SUM OF \$70,000 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 \$66,500; MAKING**

**CERTAIN DETERMINATIONS AND COVENANTS;  
AND AUTHORIZING CERTAIN RELATED ACTIONS  
IN CONNECTION WITH THE FOREGOING**

**BE IT ORDAINED** by the Township Council of the Township of Delran, County of Burlington, New Jersey (not less than two-thirds of all the members thereof affirmatively concurring), pursuant to the provisions of the Local Bond Law, Chapter 169 of the Laws of 1960 of the State of New Jersey, as amended and supplemented ("Local Bond Law"), as follows:

**Section 1.** The purposes described in Section 7 hereof are hereby authorized as general improvements to be made or acquired by the Township of Delran, County of Burlington, New Jersey ("Township").

**Section 2.** It is hereby found, determined and declared as follows:

- (a) the estimated amount to be raised by the Township from all sources for the purposes stated in Section 7 hereof is \$70,000;
- (b) the estimated amount of bonds or bond anticipation notes to be issued for the purposes stated in Section 7 hereof is \$66,500; and
- (c) a down payment in the amount of \$3,500 for the purposes stated in Section 7 hereof is currently available in accordance with the requirements of Section 11 of the Local Bond Law, N.J.S.A. 40A:2-11.

**Section 3.** The sum of \$66,500, to be raised by the issuance of bonds or bond anticipation notes, together with the sum of \$3,500, which amount represents the required down payment, are hereby appropriated for the purposes stated in this bond ordinance ("Bond Ordinance").

**Section 4.** The issuance of negotiable bonds of the Township in an amount not to exceed \$66,500 to finance the costs of the purposes described in Section 7 hereof is hereby authorized. Said bonds shall be sold in accordance with the requirements of the Local Bond Law.

**Section 5.** In order to temporarily finance the purposes described in Section 7 hereof, the issuance of bond anticipation notes of the Township in an amount not to exceed \$66,500 is hereby authorized. Pursuant to the Local Bond Law, the Chief Financial Officer is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale and to deliver the same to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their date to delivery thereof. The Chief Financial Officer is hereby directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this Bond Ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

**Section 6.** The amount of the proceeds of the obligations authorized by this Bond Ordinance which may be used for the payment of interest on such obligations, accounting, engineering, legal fees and other items as provided in Section 20 of the Local Bond Law, N.J.S.A. 40A:2-20, shall not exceed the sum of \$10,000.

**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:

<u>Purpose/Improvement</u>	<u>Estimated Total Cost</u>	<u>Down Payment</u>	<u>Amount of Obligations</u>	<u>Period of Usefulness</u>
A. Reconstruction of Roland Street, together with the completion of all work necessary therefor or related thereto, all as more particularly described in the plans and specifications on file with the Township Administrator	\$70,000	\$3,500	\$66,500	15 years

**Section 8.** The average period of useful life of the purposes for the financing of which this Bond Ordinance authorizes the issuance of bonds or bond anticipation notes, taking into consideration the respective amounts of bonds or bond anticipation notes authorized for said several purposes, is not less than 15 years.

**Section 9.** Grants or other monies received from any governmental entity, if any, will be applied to the payment of, or repayment of obligations issued to finance, the costs of the purposes described in Section 7 above.

**Section 10.** The supplemental debt statement provided for in Section 10 of the Local Bond Law, N.J.S.A. 40A:2-10, was duly filed in the office of the Clerk prior to the passage of this Bond Ordinance on first reading and a complete executed duplicate original thereof has been filed in the Office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. The supplemental debt statement shows that the gross debt of the Township, as defined in Section 43 of the Local Bond Law, N.J.S.A. 40A:2-43, is increased by this Bond Ordinance by \$66,500 and that the obligations authorized by this Bond Ordinance will be within all debt limitations prescribed by said Local Bond Law.

**Section 11.** The full faith and credit of the Township are irrevocably pledged to the punctual payment of the principal of and interest on the bonds or bond anticipation notes authorized by this Bond Ordinance, and to the extent payment is not otherwise provided, the Township shall levy ad valorem taxes on all taxable real property without limitation as to rate or amount for the payment thereof.

**Section 12.** The applicable Capital Budget is hereby amended to conform with the provisions of this Bond Ordinance to the extent of any inconsistency therewith, and the resolution promulgated by the Local Finance Board showing full detail of the amended Capital Budget and Capital Program as approved by the Director of the Division of Local Government Services, is on file with the Clerk and available for inspection.

**Section 13.** The Township hereby declares its intent to reimburse itself from the proceeds of the bonds or bond anticipation notes authorized by this Bond Ordinance pursuant to Income Tax Regulation Section 1.150-2(e), promulgated under the Internal Revenue Code of 1986, as amended ("Code"), for "original expenditures", as defined in Income Tax Regulation Section 1.150-2(c)(2), made by the Township prior to the issuance of such bonds or bond anticipation notes.

**Section 14.** The Township hereby covenants as follows:

(a) it shall take all actions necessary to ensure that the interest paid on the bonds or bond anticipation notes authorized by the Bond Ordinance is exempt from the gross income of the owners thereof for federal income taxation purposes, and will not become a specific item of tax preference pursuant to Section 57(a)(5) of the Code;

(b) it will not make any use of the proceeds of the bonds or bond anticipation notes or do or suffer any other action that would cause the bonds or

bond anticipation notes to be "arbitrage bonds" as such term is defined in Section 148(a) of the Code and the Regulations promulgated thereunder;

(c) it shall calculate or cause to be calculated and pay, when due, the rebatable arbitrage with respect to the "gross proceeds" (as such term is used in Section 148(f) of the Code) of the bonds or bond anticipation notes;

(d) it shall timely file with the Internal Revenue Service, such information report or reports as may be required by Sections 148(f) and 149(e) of the Code; and

(e) it shall take no action that would cause the bonds or bond anticipation notes to be "federally guaranteed" within the meaning of Section 149(b) of the Code.

**Section 15.** The improvements authorized hereby are not current expenses and are improvements that the Township may lawfully make. No part of the cost of the improvements authorized hereby has been or shall be specially assessed on any property specially benefited thereby.

**Section 16.** All ordinances, or parts of ordinances, inconsistent herewith are hereby repealed to the extent of such inconsistency.

**Section 17.** In accordance with the Local Bond Law, this Bond Ordinance shall take effect twenty (20) days after the first publication thereof after final passage.

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

There were no comments.

Mr. Catrambone made a motion to close the public portion, seconded by Mrs. Kolodi. All were in favor, motion approved.

Mr. Schwartz made a motion, seconded by Ms. Pomeranz to adopt the ordinance on second reading.

There being no question, the roll was called.

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

Ayes: 5  
Nays: None

Motion Approved

**TOWNSHIP OF DELRAN  
ORDINANCE 2011-21**

**ORDINANCE OF THE TOWNSHIP OF DELRAN AUTHORIZING AN  
EMERGENCY APPROPRIATION PURSUANT TO N.J.S.A. 40A:4-53 FOR A  
REASSESSMENT PROGRAM**

**WHEREAS**, the Mayor and Township Council of Delran Township (the "Township") recognize the need to proceed with the Reassessment Program; and

**WHEREAS**, the Mayor and Township Council of the Township recognize the need to authorize an emergency appropriation for the Reassessment Program; and

**NOW THEREFORE BE IT RESOLVED**, by the Mayor and Township Council of Delran Township as follows:

**1)** Pursuant to N.J.S.A. 40A:4-53 (Ch. 48, P.L. 1956 as amended by Ch. 144 P. L. 1965 and Ch. 38 P.L. 1969) the sum of \$20,000.00 (Twenty-Thousand-Dollars) is appropriated for the purpose of providing a reassessment program in the Township of Delran and shall be deemed to be a special emergency appropriation as defined and provided for in N.J.S.A. 40A:4-55.

**2)** The authorization to finance the appropriation shall be provided for in succeeding annual budgets by the inclusion of at least 1/5 of the amount authorized pursuant to the aforementioned Act.

**3)** All Ordinances, or parts of Ordinances, inconsistent with this Ordinance, are hereby repealed to such inconsistency.

**4)** This Ordinance shall take effect upon final passage, approval, and publication, as required by law.

**5)** If any section, paragraph, subdivision, clause, or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to that section, paragraph, subdivision, clause, or provision and the remainder of this Ordinance shall be deemed valid and effective.

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

There were no comments.

Mr. Catrambone made a motion to close the public portion, seconded by Ms. Pomeranz. All were in favor, motion approved.

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

There being no question, the roll was called.

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

Ayes: 5  
Nays: None

Motion Approved

**ORDINANCE ON FIRST READING**

**TOWNSHIP OF DELRAN**

**ORDINANCE 2011-22**

**ORDINANCE OF THE TOWNSHIP OF DELRAN,  
COUNTY OF BURLINGTON, NEW JERSEY,  
CANCELLING CERTAIN FUNDED APPROPRIATION  
BALANCES HERETOFORE PROVIDED FOR  
VARIOUS CAPITAL PROJECTS AND  
REAPPROPRIATING SUCH FUNDED  
APPROPRIATION BALANCES FOR OTHER  
CAPITAL PROJECTS**

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

There being no questions, the roll was called.

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

Ayes: 5  
Nays: None

Motion Approved

**TOWNSHIP OF DELRAN  
ORDINANCE 2011-23**

**AN ORDINANCE REVISING CHAPTER 80, ARTICLE I, § 80-1, 80-9 AND  
ADDING NEW SECTIONS TO CHAPTER 80, ARTICLE I, TO BE  
ESTABLISHED AS § 80-10 AND § 80-11 OF THE CODE OF THE TOWNSHIP  
OF DELRAN FOR PURPOSES OF ESTABLISHING PROVISIONS TO  
REGULATE FERAL CAT COLONIES, IMPOSE ENFORCMENT PROVISIONS  
REGARDING FERAL CAT COLONIES AND PROVIDE DEFINITIONS OF  
ASSOCIATED TERMS RELATIVE FERAL CAT COLONIES.**

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

There being no questions, the roll was called.

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

Ayes: 5  
Nays: None

Motion Approved

**ORDINANCE 2011-24**

**AN ORDINANCE AN REVISING CHAPTER 80, ARTICLE I OF THE  
TOWNSHIP CODE TO PROHIBIT THE FEEDING OF FERAL  
CATS ON TOWNSHIP PROPERTY**

Ms. Pomeranz made a motion, seconded by Mr. Schwartz to approve the ordinance on first reading.

There being no questions, the roll was called.

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

Ayes: 5  
Nays: None

Motion Approved

**RESOLUTIONS ON CONSENT AGENDA**

Resolution 2011-141 Refunding Sewer Overpayment

Resolution 2011-142 Approving Raffle License # 420 for Delran Middle School/High School PTA

Resolution 2011-143 Refunding Deposit for Road Opening Permit 2170 in the amount of \$280.42

Resolution 2011-144 Authorizing the transfer of Mobile Vision Cameras from the Delran Police Department to the Sherriff's Department

Resolution 2011-145 Authorizing Grass cutting at 24 Norman Avenue

Resolution 2011-146 Authorizing road opening moratorium to be placed on various roadways

Resolution 2011-147 Authorizing Recycling Cart Agreement with the County of Burlington

Resolution 2011-149 Cancelling Sewer Service for 1122 Fairview Street

Resolution 2011-150 Approving Totally Disabled Veteran Exemption and Authorizing Refund of Taxes

Resolution 2011-151 Releasing Performance Bond for Bank of America

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

There being no questions, the roll was called.

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

Ayes: 5  
Nays: None

Motion Approved

### **Resolution 2011-148 Authorizing Budget Transfers**

Ms. Pomeranz made a motion, seconded by Mr. Catrambone to adopt Resolution 2011-148.

There being no questions, the roll was called.

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

Ayes: 5  
Nays: None

Motion Approved

### **MOTIONS**

Mr. Catrambone 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.

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

Ayes: 5  
Nays: None

Motion Approved

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

There being no questions, the roll was called.

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

Ayes: 5  
Nays: None

Motion Approved

Mrs. Kolodi made a motion granting the mercantile licenses listed below. The motion was seconded by Mr. Catrambone.

1. Royal Auto Group, 1A Alden Avenue
2. Zephyr Motors, 207-21 Carriage Lane

There being no questions, the roll was called.

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

Ayes: 5  
Nays: None

Motion Approved

## **REPORTS**

**Mr. Hatcher** – Mr. Hatcher stated that the budgets for both the Municipal Excess Liability Fund and the Burlington County Joint Insurance Fund have been introduced. There will be a zero increase for Delran.

**Mr. Coluzzi** – Mr. Coluzzi stated that they have been in contact with the veterinarian that runs the feral cat program and they are working on getting the program in place. They are also reaching out to the organization that runs the grant and we are hoping to receive \$10,000 to \$12,000 to fund the program.

**Mr. Bauer** – Jim Bauer, Fire Commissioner, stated that the last three weeks have been quite busy. There was a basement fire on Providence Court on Halloween night. The insulation that was used was plastic so the fire spread pretty rapidly. While responding to that fire there was an accident at Route 130 and Chester Avenue. Two vehicles and a tractor trailer were involved and rescue was needed due to an entrapment. They had to remove the roof of the vehicle to make the rescue. There was a room and contents fire on Burning Tree Road. The fire was maintained to an upstairs bedroom. There was a fire on Rutgers Drive where we lost a dog and a bird. The response time was seven minutes. We are leaning towards it being caused by the fireplace and we believe it was burning for about an hour before anyone called 911. Chester Avenue responded to a fire on Bridgeboro Road. Unfortunately, we had one of our own hurt. They did not know that the store front was sealed off and made into an apartment and the responders got too far into the building. One fire fighter received second degree burns but we expect him back on duty crew next week. We also had two rescues in town, one on Conrow Road where we rescued someone from a vehicle accident. Second, while responding to a call in Willingboro, we witnessed an accident on Beverly-Rancocas Road, where a vehicle overturned. They cut the roof off of the vehicle to make that rescue.

Mr. Morrow stated that he can not say enough, how lucky this town is to have all these volunteers. He asked if the Fire Department puts out information about chimney sweeping.

Mr. Bauer stated that they have talked about that and also about smoke detectors which seem to be an issue in all these fires. All four of these last fires had issues with the smoke detectors. They will be putting out information on these issues.

Mr. Paris recommended that we also put the information on Township's website.

Mr. Bauer stated that Todd Kendra, Commissioner Kendra's son and a member of the Fire Department, has passed away at the age of forty.

**Mr. Catrambone** – Mr. Catrambone stated that it was nice to see everyone here tonight. He thanked Gina Reed for her service and welcomed Pat Pomeranz to Council. He stated that he is looking forward to working with her.

**Mr. Schwartz** – Mr. Schwartz stated that his prayers and thoughts are with the Kendra family. He thanked Gina Reed for her service over the years. He congratulated Pat Pomeranz and is looking forward to working with her. He thanked the members of Council for supporting the Roland Avenue project.

**Mrs. Kolodi** – Mrs. Kolodi welcomed Pat Pomeranz to Council and thanked Gina Reed for her service. It is wonderful when citizens step up to work for the people of Delran.

**Ms. Pomeranz** – Ms. Pomeranz thanked Mayor and Council for their warm reception. She knows we can do great things if we work together.

She reported that she has had conversation with Cinnaminson Committee and Director and of Public Works to discuss shared services. They have been in contact with our Director of Public Works, Jerry DeSanto, to discuss the issues. We can begin sharing services this winter that will help with snow removal. Mayor Fitzpatrick has also expressed an interest in discussing other ways to share services. Sharing services is one way to cut costs and she will continue to pursue this.

She also met informally with Robert Callaway, Pennoni Associates, to discuss the poor drainage on Chester Avenue. We hope to work with Riverside Township to resolve this issue.

She has been brought up to speed on the action that has been taken in regards to the flooding in Riverside Park. She has reached out to Senator Allen's office to help out with this issue. She asked that a hearing be placed on the work session for December 6<sup>th</sup> to bring the residents up to date on this issue. She thanked the Fire Department for their help with the residents in the area. In meeting with them over the past several months they have brought up how great the Fire Department was, they are extremely grateful.

Ms. Pomeranz stated that it is a privilege to serve on Council. She has met many residents over the last several months and is looking forward to meeting many more. With this being Thanksgiving week, we should all be thankful for the things we have.

**Mr. Morrow** – Mr. Morrow welcomed Ms. Pomeranz and is looking forward to working with her. Mr. Morrow thanked Gina Reed for her time on Council.

Mr. Morrow thanked resident Nancy Fuoco for her work on getting the feral cat program off the ground. We have been working on this over the past year. We need to control the cat colonies and these ordinances will allow us to do that in a humane way.

Mr. Morrow reminded everyone to put their leaves out to the curb as the Public Works Department has begun collecting them.

Mr. Morrow wished everyone a Happy Thanksgiving.

**Mr. Paris** – Mr. Paris thanked Gina Reed for the time she put in on Council. She did an excellent job and worked very hard for the residents of Delran.

Mr. Paris congratulated Pat Pomeranz and stated that he looks forward to working with her.

Mr. Paris wished everyone a Happy Thanksgiving.

Mr. Paris reminded everyone that the tree lighting will be December 2<sup>nd</sup> at 7:00 P.M.

### **PUBLIC PORTION**

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

Diane Zierler, 128 Jacqueline Avenue, stated that she has had a problem with feral cats for several years. She is very concerned about his issue.

Mr. Morrow stated that once we identify the property owners that are feeding the cats they would be asked to participate in the program. The cats would be spayed and then placed back on the property where they were taken from.

Diane stated that she is looking forward to this ordinance being in place.

Joe LaMonica, 16 Navy Drive, stated that he spoke with Mr. Hatcher regarding residents that are parking on their lawns. He asked if we have an ordinance in place prohibiting this.

Mr. Hatcher stated that we do have an ordinance in place and he reported the issue to Mr. McCurley and he notified the resident.

Mr. Catrambone 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 Ms. Pomeranz to adjourn the meeting. All were in favor, the meeting adjourned.

Submitted,

Jamey Eggers  
Municipal Clerk