

**REGULAR TOWNSHIP MEETING
MUNICIPAL BUILDING**

**December 6, 2016
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 January 12, 2016 and posted on the bulletin board on the same date.

ROLL CALL: Mr. O'Connell, Ms. Pangia, Mr. Schwartz, Mrs. Kolodi and Mr. Catrambone were present.

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

Mayor and Council presented Proclamations to the Delran Soccer Club U13 Gunners.

APPROVAL OF MINUTES

Mrs. Kolodi made a motion, seconded by Ms. Pangia to approve the minutes for October 11, 2016.

There being no questions, the roll was called.

Mr. O'Connell, Ms. Pangia, Mrs. Kolodi and Mr. Catrambone voted aye. Mr. Schwartz abstained.

Ayes: 4

Nays: None

Abstained: 1

Motion Approved

PUBLIC HEARING - 2017 COMMUNITY DEVELOPMENT BLOCK GRANT APPLICATION

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

There were no comments from the public.

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

**TOWNSHIP OF DELRAN
RESOLUTION 2016-217**

**AUTHORIZE SUBMISSION OF AN APPLICATION TO THE
COUNTY OF BURLINGTON FOR A COMMUNITY DEVELOPMENT
BLOCK GRANT (PROGRAM YEAR 2017)**

WHEREAS, the County of Burlington is accepting applications for funding of community projects through a Community Development Block Grant: and

WHEREAS, the Township Council has conducted a public hearing on December 6, 2016 for the purpose of determining the community's needs for such funding and believes it would be in the best interest of the Township of Delran to submit an application to the County of Burlington for a Community Development Block Grant.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Delran, in the County of Burlington and the State of New Jersey

1. That the Township Council for the aforementioned reasons, hereby authorizes the submission of an application for Pheasant Drive roadway improvements and the Echo Court handicap ramp under the Community Development Block Grant.

2. That the Township Council hereby directs the Township Administrator to prepare and submit the appropriate application.

Mr. O'Connell made a motion, seconded by Mrs. Kolodi to adopt Resolution 2016-217.

There being no questions, the roll was called.

Mr. O'Connell, Ms. Pangia, Mr. Schwartz, Mrs. Kolodi and Mr. Catrambone voted aye.

Ayes: 5

Nays: None

Motion Approved

ORDINANCES ON SECOND READING

**TOWNSHIP OF DELRAN
ORDINANCE 2016-13**

AN ORDINANCE AUTHORIZING THE VACATION OF A PORTION OF MULBERRY STREET

WHEREAS, the Township of Delran ("Township") has determined that portions of Mulberry Street as shown on the official Tax Map of Delran Township, are not needed for any public purpose(s) of the Township, and that the public interest would be best served by vacating and extinguishing all public right, title and interest in and to those portions of Mulberry Street, so that the underlying lands may be combined with, and become and form parts of, adjacent properties; and

WHEREAS, the area to be vacated (the "Subject Area") is more particularly depicted in the "Street Vacation Exhibit" as prepared by CME Associates, a copy of which is attached hereto as Exhibit "A" and made a part hereof; and

WHEREAS, it is the intention of the Township that once the Subject Area has been vacated, then ownership of the underlying lands shall revert to the adjoining property owners by operation of law and as indicated on the Street Vacation Exhibit ; and

WHEREAS, a vacation of a public street, or part thereof, may be authorized by the municipal governing body by Ordinance pursuant to N.J.S.A. 40:67-19, et seq., when there is no longer any need for the use of said area by the public; and

WHEREAS, it is the intention of the Township that once the Subject Area has been vacated, then ownership of the underlying lands shall revert to the adjoining property owners by operation of law and as indicated on the Street Vacation Exhibit ; and

WHEREAS, the Mayor and Township Council believe that the vacation of all public right, title and interest in and to in the Subject Area, is in the best interests of the Township, as well as the adjacent property owners.

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

1. That, pursuant to N.J.S.A. 40:67-19, et seq., the Township of Delran hereby vacates extinguishes, releases and abandons all public right, title and interest in and to that portion of Mulberry Street which is more particularly shown on Exhibit "A" attached hereto and known as the "Subject Area."

2. That it is the intention of the Township that once the Subject Area has been vacated, then ownership of the underlying lands shall revert to the owners of the adjacent properties by operation of law, as shown on Exhibit A.

3. That the provisions of this Ordinance shall not be deemed to vacate any rights and privileges which may be possessed by any public utility company (as defined in N.J.S.A. 48:2-13), or by any cable television company (as defined in N.J.S.A. 48:5A-1, et seq.), to maintain, repair, and replace any existing facilities in, adjacent to, over, or under the said vacated area.

4. That, following the introduction of this Ordinance, the Township Clerk shall provide notice of its pending status as mandated by N.J.S.A. 40:49-6, and at least one week prior to the time fixed for further consideration and final passage of the Ordinance the Township Clerk shall mail a copy of the Ordinance, together with a notice of the introduction thereof, and information as to the time and place of when and where the Ordinance will be further considered for final passage, to every person whose lands may be affected by this Ordinance, by certified mail return receipt requested and regular mail, to their last known post office address(es).

5. That pursuant to N.J.S.A. 40:49-6, this ordinance after being introduced and having passed a first reading shall be published at least once not less than ten days, instead of one week, prior to the time fixed for further consideration for final passage.

6. That, following the adoption of this Ordinance, the Township Clerk shall, within sixty (60) days of the effective date thereof, file a copy of this Ordinance along with the attached Exhibit, certified by the Clerk, under seal of the Township, to be a true and exact copy of the Ordinance, together with a copy of the proof of publication thereof, in the Office of the Burlington County Clerk for recordation in the County's Book of "Vacations," pursuant to N.J.S.A. 40:67-21.

7. That once the Subject Area has been vacated then the Township's interests in and to the said area shall be released.

8. That the Township Attorney and Township Engineer are hereby authorized and directed to undertake all actions and to prepare all documents that are necessary in order to effectuate the intentions of the within Ordinance.

9. That the Mayor and/or the Township Administrator is authorized to execute, and the Municipal Clerk is authorized to attest any and all documents, and to perform all actions, which may be necessary in order to effectuate the intentions of the within Ordinance.

10. All ordinances or parts of ordinances inconsistent or in conflict with this Ordinance are hereby repealed as to said inconsistencies and conflict.

11. If any section, part of any section, or clause or phrase of this ordinance is for any reason held to be invalid or unconstitutional, such decision shall not effect the remaining provisions of this ordinance. The governing body of the Township declares that it would have passed the ordinance and each section and subsection thereof, irrespective of the fact that any one or more of the subsections, sentences, clauses or phrases may be declared unconstitutional or invalid.

12. The ordinance shall take effect immediately upon passage and publication according to law.

13. The property owner at Block 125, Lot 25 on the Tax Map of the Township and shall pay all reasonable Township costs for the vacation of said land including legal fees, preparation of the legal description, deed, and recording of the same with the County of Burlington.

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

There were no comments.

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

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

There being no questions, the roll was called.

Mr. O'Connell, Mr. Schwartz, Mrs. Kolodi and Mr. Catrambone voted aye. Ms. Pangia abstained

Ayes: 4

Nays: None

Abstained: 1

Motion Approved

RESOLUTIONS

**TOWNSHIP OF DELRAN
RESOLUTION 2016-207**

**RESOLUTION AUTHORIZING RELEASE OF A PORTION OF THE
AGGREGATE EXCESS LOSS CONTINGENCY FUND**

Mr. Schwartz made a motion, seconded by Mrs. Kolodi to adopt Resolution 2016-207.

There being no questions, the roll was called.

Motion Approved

**TOWNSHIP OF DELRAN
RESOLUTION 2016-208**

**REFUND OF DUPLICATE TAX PAYMENT
BLOCK 120.01, LOT 7**

Mrs. Kolodi made a motion, seconded by Ms. Pangia to adopt Resolution 2016-208.

There being no questions, the roll was called.

Mr. O'Connell, Ms. Pangia, Mr. Schwartz, Mrs. Kolodi and Mr. Catrambone voted aye.

Ayes: 5

Nays: None

Motion Approved

**TOWNSHIP OF DELRAN
RESOLUTION 201-209**

**APPROVING SEWER CONNECTION APPLICATION
FOR 320 CREEK ROAD**

Mr. O'Connell made a motion, seconded by Mrs. Kolodi to adopt Resolution 2016-209.

There being no questions, the roll was called.

Mr. O'Connell, Ms. Pangia, Mr. Schwartz, Mrs. Kolodi and Mr. Catrambone voted aye.

Ayes: 5

Nays: None

Motion Approved

**TOWNSHIP OF DELRAN
RESOLUTION 201-210**

**APPROVING SEWER CONNECTION APPLICATION
FOR 111 HARTFORD ROAD**

Mrs. Kolodi made a motion, seconded by Mr. O'Connell to adopt Resolution 2016-210.

There being no questions, the roll was called.

Mr. O'Connell, Ms. Pangia, Mr. Schwartz, Mrs. Kolodi and Mr. Catrambone voted aye.

Ayes: 5

Nays: None

Motion Approved

**TOWNSHIP OF DELRAN
RESOLUTION 201-211**

AUTHORIZING VARIOUS 2016 BUDGET TRANSFERS

Mr. O'Connell made a motion, seconded by Mrs. Kolodi to adopt Resolution 2016-211.

There being no questions, the roll was called.

Mr. O'Connell, Ms. Pangia, Mr. Schwartz, Mrs. Kolodi and Mr. Catrambone voted aye.

Ayes: 5

Nays: None

Motion Approved

**TOWNSHIP OF DELRAN
RESOLUTION 2016-212**

**AUTHORIZING THE CHIEF FINANCIAL OFFICER TO MAKE
YEAR END TRANSFERS AND PAYMENT OF ALL NECESSARY BILLS**

Mrs. Kolodi made a motion, seconded by Mr. O'Connell to adopt Resolution 2016-212.

There being no questions, the roll was called.

Mr. O'Connell, Ms. Pangia, Mr. Schwartz, Mrs. Kolodi and Mr. Catrambone voted aye.

Ayes: 5

Nays: None

Motion Approved

**TOWNSHIP OF DELRAN
RESOLUTION 2016-213**

**AUTHORIZING ADJUSTMENT TO 2016 SEWER BILL
FOR 88 HARTFORD ROAD**

Mr. O'Connell made a motion, seconded by Mrs. Kolodi to adopt Resolution 2016-213.

There being no questions, the roll was called.

Mr. O'Connell, Ms. Pangia, Mr. Schwartz, Mrs. Kolodi and Mr. Catrambone voted aye.

Ayes: 5

Nays: None

Motion Approved

**TOWNSHIP OF DELRAN
RESOLUTION 2016-214**

**A RESOLUTION OF THE TOWNSHIP COUNCIL OF TOWNSHIP OF DELRAN AUTHORIZING
THE SALE OF SURPLUS PERSONAL PROPERTY NO LONGER NEEDED FOR PUBLIC USE ON
AN ONLINE AUCTION WEBSITE (GOVDEALS.COM)**

Mr. O'Connell made a motion, seconded by Mr. Schwartz to adopt Resolution 2016-214.

There being no questions, the roll was called.

Mr. O'Connell, Ms. Pangia, Mr. Schwartz, Mrs. Kolodi and Mr. Catrambone voted aye.

Ayes: 5

Nays: None

Motion Approved

**TOWNSHIP OF DELRAN
RESOLUTION 2016- 215**

**APPROVING CLOSE OUT CHANGE ORDER
FOR CREEK ROAD ADA IMPROVEMENTS AND
AUTHORIZING FINAL PAYMENT TO
SEACOAST CONSTRUCTION, INC.**

Mr. O'Connell made a motion, seconded by Mr. Schwartz to adopt Resolution 2016-215.

There being no questions, the roll was called.

Mr. O'Connell, Ms. Pangia, Mr. Schwartz, Mrs. Kolodi and Mr. Catrambone voted aye.

Ayes: 5

Nays: None

Motion Approved

**TOWNSHIP OF DELRAN
RESOLUTION 2016-216**

A Resolution of the Township of Delran, State of New Jersey, supporting Senate Bill S981, sponsored by Senator Bob Smith, District 17, (Middlesex and Somerset), Senator Christopher “Kip” Bateman, District 16 (Hunterdon, Mercer, Middlesex and Somerset), and Assembly Bill A2375, sponsored by Assemblyman John F. McKeon, District 27, (Essex and Morris County), Amending The New Jersey “Electronic Waste Management Act”.

Mr. Schwartz made a motion, seconded by Mr. O’Connell to adopt Resolution 2016-216.

There being no questions, the roll was called.

Mr. O’Connell, Ms. Pangia, Mr. Schwartz, Mrs. Kolodi and Mr. Catrambone voted aye.

Ayes: 5

Nays: None

Motion Approved

MOTIONS

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

There being no questions, the roll was called.

Mr. O’Connell, Ms. Pangia, Mr. Schwartz, Mrs. Kolodi and Mr. Catrambone voted aye.

Ayes: 5

Nays: None

Motion Approved

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

There being no questions, the roll was called.

Mr. O’Connell, Ms. Pangia, Mr. Schwartz, Mrs. Kolodi and Mr. Catrambone voted aye.

Ayes: 5

Nays: None

Motion Approved

Mr. Schwartz made a motion, seconded by Mr. O’Connell to approve a taxi license for Metropolitan Transportation Service, LLC.

There being no questions, the roll was called.

Mr. O'Connell, Ms. Pangia, Mr. Schwartz, Mrs. Kolodi 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 Mrs. Kolodi.

1. Maha Enterprises, 150 B-1 Carriage Lane
2. BK CarZ, LLC, 150A-29 Carriage Lane
3. TLE, LLC, 4037 Route 130 South

There being no questions, the roll was called.

Mr. O'Connell, Ms. Pangia, Mr. Schwartz, Mrs. Kolodi and Mr. Catrambone voted aye.

Ayes: 5

Nays: None

Motion Approved

REPORTS

Ms. Eggers – No report.

Mr. Hatcher – Mr. Hatcher reported that the BCJIF and the MEL adopted their budgets. With tonight's action to take money from the Aggregate Excess Loss Contingency Fund, our premiums will go down slightly in 2017.

Mr. Hatcher reported that the trash carts should be received by December 21st and distributed the week of January 9th.

Solicitor – No report.

Joe Cunningham, Fire Chief – Chief Cunningham stated that it has been a relatively quiet month. On November 2nd, they had a gas leak on Fairview Blvd and another gas leak on the 10th on Hunter Drive. On November 12th, they had a rubbish fire on Hartford Road and on the 19th they had a rubbish fire on Chestnut Street. On November 22nd, they had a dumpster fire back off of Carriage Lane that extended into the building. The sprinkler system controlled the fire in the building. They did have mutual aid respond.

Mr. Cunningham stated that back in April they received a FEMA grant. The department took owner of the air packs and the turnout gear has been ordered and will be received in January or February.

Mr. Cunningham stated that in years past they had the capital budget voted on at the Fire District meeting and they can no longer do that. On Friday, December 9th from 2 PM- 9 PM, in the District Office, the resident will have the opportunity to vote on the capital items to be added to the budget.

Mr. Cunningham stated that it has been a pleasure to serve the residents as Chief and he is looking forward to Chief Martino taking over. He will have his full support.

Mr. Catrambone thanked Chief Cunningham on behalf of Mayor and Council for his service to this town.

Ms. Pangia – Ms. Pangia stated that since this is her last public meeting it is an honor that this is also the Chief's last public meeting. Ms. Pangia stated that it has been an honor to work with him. Ms. Pangia thanked her beautiful little girls who have been an excellent support system for her. Ms. Pangia thanked her brothers and sisters at Station 231 and 232. She thanked her mother and father and all her supporters that continue to stop her. Ms. Pangia thanked Mr. Schwartz for his support and friendship.

Ms. Pangia reminded everyone to shop small business during the holidays.

Mr. Schwartz – Mr. Schwartz stated that the reason he wanted to make the motion to approve the taxi license is because it took a lot of work for the gentlemen to get to this point and he is happy to see that he followed through.

Mr. Schwartz thanked Ms. Pangia for her service and the programs she brought to the Township.

Mr. O'Connell – Mr. O'Connell thanked Ms. Pangia for her service on behalf of the residents of Delran.

Mr. O'Connell thanked Chief Cunningham for his service to the community.

Mr. O'Connell wished everyone Happy Holidays and Happy New Year.

Mrs. Kolodi – Mrs. Kolodi thanked Ms. Pangia and wish her well.

Mrs. Kolodi wished everyone a happy, safe and healthy holiday season.

Mr. Catrambone – Mr. Catrambone thanked Ms. Pangia for all she has done over the last four year.

Mr. Catrambone thanked Chief Cunningham for his service.

Mr. Catrambone reminded everyone to be safe through the holidays.

Mr. Paris – Mr. Paris thanked Ms. Pangia for her four years of service.

Mr. Paris thanked Chief Cunningham and the Fire Department for their service.

Mr. Paris thanked Bob Kennedy, the Fire Department and the RAC for successful tree lighting.

Mr. Paris wished everyone a happy, safe and healthy holiday season and Happy New Year.

PUBLIC PORTION

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

Jim Bauer, 816 Edgewood Avenue, stated that since Mr. O'Connell brought up the Oakland fire, that is why it is important to have a local Fire Marshall's Office to inspect commercial building.

Mr. Bauer thanked Ms. Pangia for all she has done for this community.

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

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

Submitted,

Jamey Eggers
Municipal Clerk