



## TOWNSHIP OF DELRAN

### WORK SESSION

APRIL 26, 2022 | 7:00 PM

#### I. Call to Order

**II. 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 March 1, 2022 and posted on the bulletin board on the same date.

**III. Roll Call:** Mr. Smith, Mr. Jeney, Ms. Parejo, Mr. Lyon, Mr. Burrell

#### IV. Ordinance(s) on Second Reading

- a. Ordinance 2022-03** An Ordinance of the Municipality of Delran Township, County of Burlington and State of New Jersey Authorizing the Acceptance of the Offer for the Purchase of Two Temporary Use Rights of Parcels on the Tax Map of the Township of Delran, Burlington County to the State of New Jersey, Department of Transportation as Described

##### i. PUBLIC HEARING

Moved By \_\_\_\_\_ Seconded By \_\_\_\_\_

Roll Call: Mr. Smith, Mr. Jeney, Ms. Parejo, Mr. Lyon, Mr. Burrell

Ayes:

Nays:

Approved:

#### V. Ordinance(s) on First Reading

- a. Ordinance 2022-04** Bond Ordinance Authorizing the Undertaking of the Development and Construction of Township Bikeway; Appropriating the Sum of \$1,407,000 Therefore; 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 \$190,000; Making Certain Determinations and Covenants; and Authorizing Certain Related Actions in Connection with the Foregoing

Moved By \_\_\_\_\_ Seconded By \_\_\_\_\_

Roll Call: Mr. Smith, Mr. Jeney, Ms. Parejo, Mr. Lyon, Mr. Burrell

Ayes:  
Nays:  
Approved:

- b. Ordinance 2022-05** Bond Ordinance Authorizing the Undertaking of Various Capital Improvements and the Acquisition of Capital Equipment in and for the Township of Delran; Appropriating the sum of \$1,253,000 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 \$1,190,350; Making Certain Determinations and Covenants; and Authorizing Certain Related Actions in Connection with the Foregoing

Moved By \_\_\_\_\_ Seconded By \_\_\_\_\_

Roll Call: Mr. Smith, Mr. Jeney, Ms. Parejo, Mr. Lyon, Mr. Burrell

Ayes:  
Nays:  
Approved:

- c. Ordinance 2022-06** Bond Ordinance Authorizing the Undertaking of Various Roadway Improvements in and for the Township of Delran; Appropriating the sum of \$1,455,000 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 \$945,250; Making Certain Determinations and Covenants; and Authorizing Certain Related Actions in Connection with the Foregoing

Moved By \_\_\_\_\_ Seconded By \_\_\_\_\_

Roll Call: Mr. Smith, Mr. Jeney, Ms. Parejo, Mr. Lyon, Mr. Burrell

Ayes:  
Nays:  
Approved:

- d. Ordinance 2022-07** Bond Ordinance Authorizing the Undertaking of Various Roadway Improvements as part of the Streets to Transit Program in and for the Township of Delran; Appropriating the sum of \$665,000 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 \$85,500; Making Certain Determinations and Covenants; and Authorizing Certain Related Actions in Connection with the Foregoing

Moved By \_\_\_\_\_ Seconded By \_\_\_\_\_

Roll Call: Mr. Smith, Mr. Jeney, Ms. Parejo, Mr. Lyon, Mr. Burrell

Ayes:  
Nays:  
Approved:

**VI. Resolution(s)**

- a. Resolution 2022-73** Authorizing the Acceptance of the Offer Between the Township of Delran and the State of New Jersey, Department of Transportation for the Purchase of Two Temporary Use Rights Known as Parcels ER197A & ER197B on the Intersection Imp Prog & Safety Prog w/ROW South UPC 163010

Moved By\_\_\_\_\_ Seconded By\_\_\_\_\_

Roll Call: Mr. Smith, Mr. Jeney, Ms. Parejo, Mr. Lyon, Mr. Burrell

Ayes:  
Nays:  
Approved:

- b. Resolution 2022-74** Authorizing Award of Contract for the Delran Community Park – Phase 6 Parking Lot and Drainage Improvement Project to Command Co., Inc. in the Amount of \$228,447.25

Moved By\_\_\_\_\_ Seconded By\_\_\_\_\_

Roll Call: Mr. Smith, Mr. Jeney, Ms. Parejo, Mr. Lyon, Mr. Burrell

Ayes:  
Nays:  
Approved:

**VII. Motions**

- a.** A motion authorizing the payment of bills including all purchases made under the Cooperative Purchasing Agreement

Moved By\_\_\_\_\_ Seconded By\_\_\_\_\_

Roll Call: Mr. Smith, Mr. Jeney, Ms. Parejo, Mr. Lyon, Mr. Burrell

Ayes:  
Nays:  
Approved:

- b.** A motion granting a mercantile license to:

- Carr Automotive NJ Corp., 2913 Route 130
- EGR Automotive Sales, LLC, 207-1 Carriage Lane

- Driven Automotive Consulting, LLC, 150-8 Carriage Lane

Moved By\_\_\_\_\_ Seconded By\_\_\_\_\_

Roll Call: Mr. Smith, Mr. Jeney, Ms. Parejo, Mr. Lyon, Mr. Burrell

Ayes:

Nays:

Approved:

#### **VIII. Work Session**

- a. Cable Franchise Renewal
- b. Delran Historical Society
- c. 2022 Sewer Bill Claims
- d. Yield Signs
- e. Discussion Memorial Tree Ordinance

#### **IX. Reports**

- a. Interim Township Administrator – Joseph B. Bellina
- b. Clerk – Jamey Eggers
- c. Mayor - Gary Catrambone
- d. Solicitor – Mark A. Tabakin, Esq.
- e. Engineer – Jim Winckowski, CME Associates
- f. Council Members

#### **X. Public Comments**

**XI. Executive Session:** Resolution 2022-75 Authorizing Executive Session to discuss the following: Personnel Matter

#### **XII. Adjournment**

**TOWNSHIP OF DELRAN  
ORDINANCE 2022-03**

**AN ORDINANCE OF THE MUNICIPALITY OF DELRAN TOWNSHIP,  
COUNTY OF BURLINGTON AND STATE OF NEW JERSEY  
AUTHORIZING THE ACCEPTANCE OF THE OFFER FOR THE PURCHASE OF TWO  
TEMPORARY USE RIGHTS OF PARCELS ON THE  
TAX MAP OF THE TOWNSHIP OF DELRAN, BURLINGTON COUNTY  
TO THE STATE OF NEW JERSEY, DEPARTMENT OF TRANSPORTATION  
AS DESCRIBED BELOW**

**WHEREAS**, the State of New Jersey Department of Transportation is engaged in a project for the purpose of highway construction, known as Intersection Imp Prog & Safety Corridor Prog w/ ROW- South UPc163010, Route 130, Section 9 and in connection therewith, the New Jersey Department of Transportation has offered to purchase two temporary access easements (“temporary use rights”) from the Township of Delran as set forth below; and

**WHEREAS**, the parcels are identified as Parcels ER197A and ER197B, also being known as Block 83, Lot 2 on the tax map of the Township of Delran, Burlington County Tax Map for which the State has offered to pay the Township of Delran the sum of \$1,500.00 with additional compensation to be provided as set forth the Temporary Site Work Agreement, should the duration of use exceed a 2-month period; and

**WHEREAS**, the State has submitted an Administrative Determination of Just Compensation for the above-referenced parcel of property pursuant to the Eminent Domain Act, N.J.S.A. 20:3-29 et. seq., establishing the Administrative Determination of Just Compensation of the parcels; and

**WHEREAS**, the Mayor and Council have determined that the sale of the Temporary Use Rights for the parcels described herein is in the best interest of the residents of the township of Delran.

**NOW, THEREFORE BE IT ORDAINED** by the Township Council of the Township of Delran, County of Burlington as follows:

**Section 1.** The Mayor and the Township Clerk are hereby authorized to execute the Temporary Site Work Agreement attached hereto as Exhibit "A" for the purchase of two temporary Use Rights of Block 83, Lot 2 by the State of New Jersey for the sum of One Thousand Five Hundred Dollars (\$1,500.00).

**Section 2.** The Mayor and the Township Clerk and other such Township officials as required are hereby authorized to execute any and all documents and/or agreements necessary to transfer the Temporary Use Rights of the above-referenced parcel to the State.

**Section 3.** If any section, subsection, sentence clause or phrase of this Ordinance is for any reason held to be invalid or unconstitutional, such decision shall not affect the remaining portions of this Ordinance.

**Section 4.** All Ordinances or any provisions of any ordinance inconsistent with the provisions of this ordinance are hereby repealed as to such inconsistencies.

**Section 5.** This Ordinance shall take effect immediately upon adoption and publication according to law.

<b>MEMBERS OF COUNCIL</b>	<b>AYE</b>	<b>NAY</b>	<b>ABSENT</b>	<b>ABSTAIN</b>
<b>Mr. Smith</b>				
<b>Mr. Jeney</b>				
<b>Ms. Parejo</b>				
<b>Mr. Lyon</b>				
<b>Mr. Burrell</b>				

**Introduced: April 12, 2022**

**Adopted:**

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**JAMEY EGGERS, MUNICIPAL CLERK**

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**GARY CATRAMBONE, MAYOR**

**TOWNSHIP OF DELRAN, NEW JERSEY**

**ORDINANCE 2022-04**

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**BOND ORDINANCE AUTHORIZING THE UNDERTKAING  
OF THE DEVELOPMENT AND CONSTRUCTION OF  
TOWNSHIP BIKEWAY; APPROPRIATING THE SUM OF  
\$1,407,000 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  
\$190,000; MAKING CERTAIN DETERMINATIONS AND  
COVENANTS; AND AUTHORIZING CERTAIN RELATED  
ACTIONS IN CONNECTION WITH THE FOREGOING**

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**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 \$1,407,000;
- (b) the estimated amount of bonds or bond anticipation notes to be issued for the purposes stated in Section 7 hereof is \$190,000; and
- (c) a down payment in the amount of \$10,000 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 \$190,000, to be raised by the issuance of bonds or bond anticipation notes, together with the sum of \$10,000, which amount represents the required down payment, and \$1,207,000, which amount represents a grant from the New Jersey Department of Transportation Bikeway Grant Program, 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 \$190,000 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 \$190,000 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 \$281,000.

**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>Grants</u>	<u>Amount of Obligations</u>	<u>Period of Usefulness</u>
A.	Construction of a Township Bikeway (from Notre Dame Park to DCP), together with the completion of all work necessary therefor or related thereto	\$1,407,000	\$10,000	\$1,207,000	\$190,000	10 years

**Section 8.** The average period of useful life of the several 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 10 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 \$190,000 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.

**Date of Introduction:** April 26, 2022

**Date of Final Adoption:** \_\_\_\_\_, 2022

**TOWNSHIP OF DELRAN, NEW JERSEY**

**ORDINANCE 2022-05**

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**BOND ORDINANCE AUTHORIZING THE UNDERTAKING OF VARIOUS CAPITAL IMPROVEMENTS AND THE ACQUISITION OF CAPITAL EQUIPMENT IN AND FOR THE TOWNSHIP OF DELRAN; APPROPRIATING THE SUM OF \$1,253,000 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 \$1,190,350; MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING**

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**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 \$1,253,000;
- (b) the estimated amount of bonds or bond anticipation notes to be issued for the purposes stated in Section 7 hereof is \$1,190,350; and
- (c) a down payment in the amount of \$62,650 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 \$1,190,350, to be raised by the issuance of bonds or bond anticipation notes, together with the sum of \$62,650, 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 \$1,190,350 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 \$1,190,350 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 \$250,000.

**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:

	<b><u>Purpose/Improvement</u></b>	<b><u>Estimated Total Cost</u></b>	<b><u>Down Payment</u></b>	<b><u>Amount of Obligations</u></b>	<b><u>Period of Usefulness</u></b>
A.	Completion of Various Improvements to Municipal Building, together with the completion of all work necessary therefor or related thereto	\$180,000	\$9,000	\$171,000	15 years
B.	Acquisition of Vehicles for Inspections, together with the completion of all work necessary therefor or related thereto	35,000	1,750	33,250	5 years
C.	Acquisition of Police Command Vehicle, together with the completion of all work necessary therefor or related thereto	75,000	3,750	71,250	5 years
D.	Acquisition of Various Equipment for the Public Works Department including, but not limited to, Tractor, Wood Chipper and Compost Turner, together with the completion of all work necessary therefor or related thereto	148,000	7,400	140,600	15 years
E.	Acquisition of Equipment for Parks Department, together with the completion of all work necessary therefor or related thereto	20,000	1,000	19,000	15 years
F.	Completion of Various Improvements to Township Parks including, together with the completion of all work necessary therefor or related thereto	250,000	12,500	237,500	15 years
G.	Outfall Reconstruction on Various Township Roads, together with the completion of all work necessary therefor or related thereto	345,000	17,250	327,750	10 years

	<b><u>Purpose/Improvement</u></b>	<b><u>Estimated Total Cost</u></b>	<b><u>Down Payment</u></b>	<b><u>Amount of Obligations</u></b>	<b><u>Period of Usefulness</u></b>
H.	Streambank Stabilization Program (through U.S. Army Corp of Engineers), together with the completion of all work necessary therefor or related thereto	\$200,000	\$10,000	\$190,000	20 years
	<b>TOTAL</b>	<b>\$1,253,000</b>	<b>\$62,650</b>	<b>\$1,190,350</b>	

**Section 8.** The average period of useful life of the several 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 13.54 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 \$1,190,350 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.

**Date of Introduction:**           **April 26, 2022**

**Date of Final Adoption:**    \_\_\_\_\_ \_\_, 2022

**TOWNSHIP OF DELRAN, NEW JERSEY**

**ORDINANCE 2022-06**

---

**BOND ORDINANCE AUTHORIZING THE UNDERTAKING OF VARIOUS ROADWAY IMPROVEMENTS IN AND FOR THE TOWNSHIP OF DELRAN; APPROPRIATING THE SUM OF \$1,455,000 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 \$945,250; 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 \$1,455,000;
- (b) the estimated amount of bonds or bond anticipation notes to be issued for the purposes stated in Section 7 hereof is \$945,250; and
- (c) a down payment in the amount of \$49,750 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 \$945,250, to be raised by the issuance of bonds or bond anticipation notes, together with the sum of \$49,750, which amount represents the required down payment, and \$460,000, which amount represents a grant from the New Jersey Department of Transportation, 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 \$945,250 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 \$945,250 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 \$291,000.

**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:

	<b><u>Purpose/Improvement</u></b>	<b><u>Estimated Total Cost</u></b>	<b><u>Down Payment</u></b>	<b><u>Grants</u></b>	<b><u>Amount of Obligations</u></b>	<b><u>Period of Usefulness</u></b>
A.	Various Roadway Improvements as part of 2022 Road Improvement Program including, but not limited to, Notre Dame Drive and Court, Edgewood, Fordham and Howard and Haines Mill Roads, together with the completion of all work necessary therefor or related thereto	\$1,455,000	\$49,750	\$460,000	\$945,250	10 years

**Section 8.** The average period of useful life of the several 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 10 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 \$945,250 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.

**Date of Introduction:** April 26, 2022

**Date of Final Adoption:** \_\_\_\_\_, 2022

**TOWNSHIP OF DELRAN, NEW JERSEY**

**ORDINANCE 2022-07**

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**BOND ORDINANCE AUTHORIZING THE UNDERTAKING OF VARIOUS ROADWAY IMPROVEMENTS AS PART OF THE SAFE STREETS TO TRANSIT PROGRAM IN AND FOR THE TOWNSHIP OF DELRAN; APPROPRIATING THE SUM OF \$665,000 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 \$85,500; MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING**

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**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 \$665,000;
- (b) the estimated amount of bonds or bond anticipation notes to be issued for the purposes stated in Section 7 hereof is \$85,500; and
- (c) a down payment in the amount of \$4,500 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 \$85,500, to be raised by the issuance of bonds or bond anticipation notes, together with the sum of \$4,500, which amount represents the required down payment, and \$575,000, which amount represents a grant from the New Jersey Department of Transportation, 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 \$85,500 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 \$85,500 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 \$133,000.

**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>Grants</u>	<u>Amount of Obligations</u>	<u>Period of Usefulness</u>
A.	Completion of Various Roadway Improvements as part of NJ DOT Safe Streets to Transit Program (Chester Avenue to Route 130), together with the completion of all work necessary therefor or related thereto	\$665,000	\$4,500	\$575,000	\$85,500	10 years

**Section 8.** The average period of useful life of the several 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 10 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 \$85,500 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.

**Date of Introduction:** April 26, 2022

**Date of Final Adoption:** \_\_\_\_\_, 2022

**TOWNSHIP OF DELRAN  
RESOLUTION 2022-73**

**AUTHORIZING THE ACCEPTANCE OF THE OFFER BETWEEN THE TOWNSHIP  
OF DELRAN AND THE STATE OF NEW JERSEY, DEPARTMENT OF  
TRANSPORTATION FOR THE PURCHASE OF TWO TEMPORARY USE RIGHTS  
KNOWN AS PARCELS ER197A & ER197B ON THE INTERSECTION IMP PROG &  
SAFETY PROG w/ROW SOUTH UPC 163010**

**WHEREAS**, the Township of Delran is the owner of block 83 lot 2 on The Tax Map of The Township of Delran, which is located 900 Chester Avenue, Delran, New Jersey 08075

**WHEREAS**, in connection with construction project NEW JERSEY DEPARTMENT OF TRANSPORTATION, ROUTE U.S. 130 (1953) SECTION 9, New Albany To Cooperstown; PARCELS ER197A & ER197B, TOWNSHIP OF DELRAN, COUNTY OF BURLINGTON, JANUARY, 2019"; and also being construction project: Intersection Improvement Project & Safety Program w/ROW - South, UPC#: 163010. Department of Transportation has requested to purchase (Two Temporary Use Right Areas) on block 83 lot 2 in order to undertake the construction, appurtenances and etc. as shown on the individual property parcel map, and,

**WHEREAS**, the State utilized an Administrative Determination of Just Compensation to evaluate the above-referenced Temporary Use Rights for parcels ER197A and ER197B to be acquired and establish the Just Compensation for the parcels in the amount of \$1,500.00; and

**NOW, THEREFORE BE IT RESOLVED** by the Township Council of the Township of Delran:

1. That the Mayor and Township Clerk be authorized to accept the above offers for granting the two Temporary Use Rights for parcels ER197A& ER197B to the State of New Jersey Department of Transportation;
2. That the Mayor and Township Clerk be authorized to sign and execute all necessary documents to grant the Temporary Use Rights of the above-referenced parcels to the State;
3. That the Township of Delran shall receive Just Compensations in the amount of \$1,500.00 for parcels ER197A and ER197B;

**DATE: April 26, 2022**

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**Jamey Eggers, Township Clerk**

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**Tyler Burrell, Council President**

**TOWNSHIP OF DELRAN  
RESOLUTION 2022-74**

**A RESOLUTION AUTHORIZING AWARD OF CONTRACT  
FOR THE DELRAN COMMUNITY PARK – PHASE 6 PARKING LOT  
AND DRAINAGE IMPROVEMENT PROJECT TO COMMAND CO., INC. IN THE  
AMOUNT OF \$228,447.25**

**WHEREAS**, Delran Township held a public bid opening on April 21, 2021 for bids for the Delran Community Park – Phase 6 Parking Lot and Drainage Improvement Project (the “Contract”); and

**WHEREAS**, Delran Township received three bids for the Contract as follows: and

	<b>CONTRACTOR</b>	<b>BASE BID</b>
1)	Earle Asphalt Company	\$245,413.13
2)	Charles Marandino, LLC	\$251,547.00
3)	Command Co., Inc.	\$228,447.25
4)	Seacoast Construction Inc.	\$291,956.00
5)	Diamond Construction	\$353,873.50
6)	Think Pavers Hardscaping, LLC	\$232,446.00
7)	Black Rock Enterprises, LLC	\$303,000.00

**WHEREAS**, the Township Engineer has reviewed said bids, and a summary and recommendation dated April 22, 2021 is attached hereto and made part hereof as Exhibit “A”; and

**WHEREAS**, Command Co., Inc. was the apparent low bidder for this Project; and

**WHEREAS**, the bid submitted by Command Co., Inc. did not contain any irregularities which would deem their bid to be non-responsive; and

**WHEREAS**, as the Township has indicated no prior negative history between the Township and Command Co., Inc.; therefore, Command Co., Inc. is to be considered a responsible bidder; and

**WHEREAS**, a certification of availability of funds has been provided by the Chief Financial Officer; and

**WHEREAS**, this contract is being awarded pursuant to N.J.S.A. 40A:11-1 et. seq.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Township of



Delran that the contract for this project shall be awarded to Command Co., Inc., 1318 Antwerp Avenue, Egg Harbor City, NJ 08215 for a total contract amount of \$228,447.25 with terms in accordance with the bid specifications.

**BE IT FURTHER RESOLVED**, the appropriate officials and appointees be and they are hereby authorized to prepare, review and/or execute any and all necessary documents relative to this contract authorization.

**Dated: April 26, 2022**

\_\_\_\_\_  
**Jamey Eggers, Township Clerk**

\_\_\_\_\_  
**Tyler Burrell, Council President**

**TOWNSHIP OF DELRAN  
RESOLUTION 2022-75**

**AUTHORIZING EXECUTIVE SESSION TO DISCUSS THE FOLLOWING: PERSONNEL  
MATTER**

**WHEREAS**, N.J.S.A. 10-4.6 et seq. (Open Public Meeting Act) provides for the exclusion of the public from public meeting for certain reasons; and

**WHEREAS**, it is necessary to close the work session meeting of April 26, 2022 for the following reason:

1. Personnel Matter

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

**Dated: April 26, 2022**

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**JAMEY EGGERS**  
Township Clerk

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**TYLER J. BURRELL**  
President of Council