CALL TO ORDER

SALUTE TO THE FLAG

July 11, 2017

DELRAN, NJ

Sunshine Statement: Be advised that proper notice has been given by the Township Council in accordance with the sunshine law in the following manner. Notice advertised in the Burlington County Times and Camden Courier Post on January 11, 2017 and posted on the bulletin board on the same date.

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

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

OATH OF OFFICE

Oath of Office administered to Sergeant Michael McCurdy by Harry McCurdy, Esq.

Oath of Office administered to Sergeant Joseph Vasbinder by Mayor Ken Paris.

Oath of Office administered to Lieutenant James Mitchell by Mayor Ken Paris.

APPROVAL OF MINUTES

Mr. O'Connell made a motion, seconded by Mr. Schwartz to approve the minutes for the Public meeting on June 13, 2017.

There being no questions, the roll was called.

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

Ayes: 4 Nays: None Abstained: 1

Motion Approved

ORDINANCES ON SECOND READING

TOWNSHIP OF DELRAN BURLINGTON COUNTY, NEW JERSEY ORDINANCE 2017-07

BOND ORDINANCE PROVIDING FOR VARIOUS 2017 CAPITAL PROJECTS IN AND BY THE TOWNSHIP OF DELRAN, IN THE COUNTY OF BURLINGTON, STATE OF

NEW JERSEY; APPROPRIATING \$2,587,500 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$2,458,125 BONDS OR NOTES TO FINANCE PART OF THE COST THEREOF

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

SECTION 1. The improvements or purposes described in Section 3 of this bond ordinance are hereby authorized to be undertaken by the Township of Delran, in the County of Burlington, State of New Jersey (the "Township") as general improvements. For the said improvements or purposes stated in Section 3 hereof, there is hereby appropriated the principal amount of \$2,587,500, said sum being inclusive of a down payment in the amount of \$129,375 now available for said improvements or purposes as required by the Local Bond Law, as amended and supplemented (N.J.S.A. § 40A:2-1 et seq.) (the "Local Bond Law"), by virtue of an appropriation from the Capital Improvement Fund of the Township for down payment or capital improvement purposes in a previously adopted budget or budgets, permanent. temporary or as applicable. of the Township.

SECTION 2. For the financing of said improvements described in Section 3 hereof and to meet the part of said \$2,587,500 appropriation not provided for by application hereunder of said \$129,375 down payment, negotiable bonds of the Township are hereby authorized to be issued in the aggregate principal amount of \$2,458,125 pursuant to the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the Township in an aggregate principal amount not exceeding \$2,458,125 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Local Bond Law.

SECTION 3. (a) The improvements hereby authorized and the purposes for the financing of which said obligations are to be issued are as follows:

(1) Acquisition of Police Equipment, including handguns, interview room recording system and police mobile recorders: \$55,000.

(2) Acquisition of Public Works Equipment, including one-man leaf truck, grass cutters and small dump truck: \$395,000.

(3) Municipal Property Improvements, including Municipal Building roof, replacement of two basketball courts, roof repairs at Fairview Street Building, AC Unit repairs, Parks equipment, Fire Hydrant replacement and sports lighting: \$2,137,500.

(b) The above improvements and purposes set forth in Section 3(a) shall also include the following, as applicable, all engineering and design work, surveying, construction planning, preparation of plans and specifications, permits, bid documents, construction inspection and contract administration, and all work, materials, equipment, labor and appurtenances necessary therefor or incidental thereto.

(c) The estimated maximum amount of bonds or notes to be issued for said improvements or purposes is \$2,458,125.

(d) The estimated cost of said improvements or purposes is \$2,587,500, the excess thereof over the estimated maximum amount of bonds or notes to be issued therefor is the \$129,375 down payment available for such improvements or purposes.

SECTION 4. In the event the United States of America, the State of New Jersey, and/or the County of Burlington make a contribution or grant in aid to the Township for the improvements and purposes authorized in Section 3 hereof, and the same shall be received by the Township prior to the issuance of the bonds or notes authorized in Section 2 hereof, then the amount of such bonds or notes to be issued shall be reduced by the amount so received from the United States of America, the State of New Jersey, and/or the County of Burlington. In the event that any amount so contributed or granted by the United States of America, the State of New Jersey and/or the County of Burlington. In the sum of New Jersey and/or the County of Burlington, shall be received by the Township after the issuance of the bonds or notes authorized in Section 2 hereof, then such funds shall be applied to the payment of the bonds or notes so issued and shall be used for no other purpose.

SECTION 5. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer of the Township, provided that no note shall mature later than one (1) year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer of the Township shall determine all matters in connection with the notes issued pursuant to this bond ordinance and the signature of the Chief Financial Officer upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time in accordance with the provisions of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at a public or private sale and to deliver them to the purchaser thereof upon receipt of payment of the purchase price and accrued interest thereon from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, the description, the interest rate, the maturity schedule of the notes so sold, the price obtained and the name of the purchaser.

SECTION 6. The Capital Budget, permanent or temporary, as applicable, of the Township is hereby amended, as necessary, to conform with the provisions of this bond ordinance and to the extent of any inconsistency herewith, a resolution in the form 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, New Jersey Department of Community Affairs, will be on file in the office of the Municipal Clerk and will be available for public inspection.

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

(a) The purposes described in Section 3 of this bond ordinance are not current expenses and are improvements which the Township may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of said improvements or purposes within the limitations of said Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is 11.5 years.

(c) The supplemental debt statement required by the Local Bond Law has been duly made and filed in the Office of the Municipal Clerk of the Township and a complete executed duplicate thereof has been filed in the Office of the Director of the Division of Local Government Services in the New Jersey Department of Community Affairs, and such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds or notes provided for in this bond ordinance by \$2,458,125, but such amount shall constitute a deduction from gross debt to the extent permitted by law, and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An aggregate amount not exceeding \$260,000 for items of expense listed in and permitted under Section 40A:2-20 of the Local Bond Law is included in the estimated cost indicated herein for the purposes or improvements hereinbefore described.

SECTION 8. Unless paid from other sources, the full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. Unless paid from other sources, the obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy *ad valorem* taxes upon all the taxable property within the Township for the payment of the obligations and the interest thereon without limitation as to rate or amount.

SECTION 9. The Township reasonably expects to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 hereof and paid prior to the issuance of any bonds or notes authorized by this bond ordinance with the proceeds of such bonds or notes. This Section 9 is intended to be and hereby is a declaration of the Township's official intent to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 hereof to be incurred and paid prior to the issuance of bonds or notes authorized herein in accordance with Treasury Regulations §1.150-2. No reimbursement allocation will employ an "abusive arbitrage device" under Treasury Regulations §1.148-10 to avoid the arbitrage restrictions or to avoid the restrictions under Sections 142 through 147, inclusive, of the Internal Revenue Code of 1986, as amended (the "Code"). The proceeds of any bonds or notes authorized herein used to reimburse the Township for costs of the improvements or purposes described in Section 3 hereof, or funds corresponding to such amounts, will not be used in a manner that results in the creation of "replacement proceeds", including "sinking funds", "pledged funds" or funds subject to a "negative pledge" (as such terms are defined in Treasury Regulations §1.148-1), of any bonds or notes authorized herein or another issue of debt obligations of the Township other than amounts deposited into a "bona fide debt service fund" (as defined in Treasury Regulations §1.148-1). The bonds or notes authorized herein to reimburse the Township for any expenditures toward the costs of the improvements or purposes described in Section 3 hereof will be issued in an amount not to exceed \$2,458,125. The costs to be reimbursed with the proceeds of the bonds or notes authorized herein will be "capital expenditures" in accordance with the meaning of section 150 of the Code. All reimbursement allocations will occur not later than eighteen (18) months after the later of (i) the date the expenditure from a source other than any bonds or notes authorized herein is paid, or (ii) the date the improvements or purposes described in Section 3 hereof is "placed in service" (within the meaning of Treasury Regulations §1.150-2) or abandoned, but in no event more than three (3) years after the expenditure is paid.

SECTION 10. The Township covenants to maintain the exclusion from gross income under Section 103(a) of the Code the interest on all bonds and notes issued under this bond ordinance.

SECTION 11. This bond ordinance shall take effect twenty (20) days after the first

publication thereof after final adoption and approval by the Mayor, as provided by the Local Bond Law.

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

There were no comments.

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

Mr. Burrell made a motion, seconded by Mrs. Kolodi to adopt Ordinance 2017-07 on second reading.

There being no questions, the roll was called.

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

Ayes: 5 Nays: None

Motion Approved

TOWNSHIP OF DELRAN BURLINGTON COUNTY, NEW JERSEY

ORDINANCE 2017-08

BOND ORDINANCE PROVIDING FOR ACQUISITION AND INSTALLATION OF SPORTS LIGHTING AT DELRAN COMMUNITY PARK IN AND BY THE TOWNSHIP OF DELRAN, IN THE COUNTY OF BURLINGTON, STATE OF NEW JERSEY; APPROPRIATING \$225,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$45,000 BONDS OR NOTES TO FINANCE PART OF THE COST THEREOF

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

SECTION 1. The improvements or purposes described in Section 3 of this bond ordinance are hereby authorized to be undertaken by the Township of Delran, in the County of Burlington, State of New Jersey (the "Township") as general improvements. For the said improvements or purposes stated in Section 3 hereof, there is hereby appropriated the principal amount of \$225,000, said sum being inclusive of a down payment in the amount of \$180,000, representing a \$180,000 cash grant from the Burlington County Park Improvement Program (the "Grant"), now available for said improvements or purposes as required by the Local Bond Law, as amended and supplemented (N.J.S.A. § 40A:2-1 et seq.) (the "Local Bond Law"), by virtue of an appropriation from the Capital Improvement Fund of the Township for

down payment or capital improvement purposes in a previously adopted budget or budgets, temporary or permanent, as applicable, of the Township.

SECTION 2. For the financing of said improvements described in Section 3 hereof and to meet the part of said \$225,000 appropriation not provided for by application hereunder of said \$180,000 down payment (via the Grant), negotiable bonds of the Township are hereby authorized to be issued in the aggregate principal amount of \$45,000 pursuant to the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the Township in an aggregate principal amount not exceeding \$45,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Local Bond Law.

SECTION 3. (a) The improvements hereby authorized and the purposes for the financing of which said obligations are to be issued are as follows:

(1) Acquisition and installation of sports lighting at Delran Community Park.

(b) The above improvements and purposes set forth in Section 3(a) shall also include the following, as applicable, all engineering and design work, surveying, construction planning, preparation of plans and specifications, permits, bid documents, construction inspection and contract administration, and all work, materials, equipment, labor and appurtenances necessary therefor or incidental thereto.

(c) The estimated maximum amount of bonds or notes to be issued for said improvements or purposes is \$45,000.

(d) The estimated cost of said improvements or purposes is \$225,000, the excess thereof over the estimated maximum amount of bonds or notes to be issued therefor is the \$180,000 down payment (via the Grant) available for such improvements or purposes.

SECTION 4. In the event the United States of America, the State of New Jersey, and/or the County of Burlington make a contribution or grant in aid to the Township for the improvements and purposes authorized in Section 3 hereof, other than the Grant, and the same shall be received by the Township prior to the issuance of the bonds or notes authorized in Section 2 hereof, then the amount of such bonds or notes to be issued shall be reduced by the amount so received from the United States of America, the State of New Jersey, and/or the County of Burlington. In the event that any amount so contributed or granted by the United States of America, the State of New Jersey and/or the Grant, shall be received by the Township after the issuance of the bonds or notes authorized in Section 2 hereof, then such funds shall be applied to the payment of the bonds or notes so issued and shall be used for no other purpose.

SECTION 5. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer of the Township, provided that no note shall mature later than one (1) year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer of the Township shall determine all matters in connection with the notes issued pursuant to this bond ordinance and the signature of the Chief Financial Officer upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time in accordance with the provisions of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at a public or private sale and to deliver them to the purchaser thereof upon receipt of payment of the purchase price and accrued interest thereon from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, the description, the interest rate, the maturity schedule of the notes so sold, the price obtained and the name of the purchaser.

SECTION 6. The Capital Budget, permanent or temporary, as applicable, of the Township is hereby amended, as necessary, to conform with the provisions of this bond ordinance and to the extent of any inconsistency herewith, a resolution in the form 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, New Jersey Department of Community Affairs, will be on file in the office of the Municipal Clerk and will be available for public inspection.

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

(a) The purposes described in Section 3 of this bond ordinance are not current expenses and are improvements which the Township may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of said improvements or purposes within the limitations of said Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is 10 years.

(c) The supplemental debt statement required by the Local Bond Law has been duly made and filed in the Office of the Municipal Clerk of the Township and a complete executed duplicate thereof has been filed in the Office of the Director of the Division of Local Government Services in the New Jersey Department of Community Affairs, and such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds or notes provided for in this bond ordinance by \$2,458,125, but such amount shall constitute a deduction from gross debt to the extent permitted by law, and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An aggregate amount not exceeding \$20,000 for items of expense listed in and permitted under Section 40A:2-20 of the Local Bond Law is included in the estimated cost indicated herein for the purposes or improvements hereinbefore described.

SECTION 8. Unless paid from other sources, the full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. Unless paid from other sources, the obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy *ad valorem* taxes upon all the taxable property within the Township for the payment of the obligations and the interest thereon without limitation as to rate or amount.

SECTION 9. The Township reasonably expects to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 hereof and paid prior to the issuance of any bonds or notes authorized by this bond ordinance with the proceeds of such bonds or notes. This Section 9 is intended to be and hereby is a declaration of the Township's official intent to reimburse any expenditures toward the costs of the improvements or purposes

described in Section 3 hereof to be incurred and paid prior to the issuance of bonds or notes authorized herein in accordance with Treasury Regulations §1.150-2. No reimbursement allocation will employ an "abusive arbitrage device" under Treasury Regulations §1.148-10 to avoid the arbitrage restrictions or to avoid the restrictions under Sections 142 through 147, inclusive, of the Internal Revenue Code of 1986, as amended (the "Code"). The proceeds of any bonds or notes authorized herein used to reimburse the Township for costs of the improvements or purposes described in Section 3 hereof, or funds corresponding to such amounts, will not be used in a manner that results in the creation of "replacement proceeds". including "sinking funds", "pledged funds" or funds subject to a "negative pledge" (as such terms are defined in Treasury Regulations §1.148-1), of any bonds or notes authorized herein or another issue of debt obligations of the Township other than amounts deposited into a "bona fide debt service fund" (as defined in Treasury Regulations §1.148-1). The bonds or notes authorized herein to reimburse the Township for any expenditures toward the costs of the improvements or purposes described in Section 3 hereof will be issued in an amount not to exceed \$45,000. The costs to be reimbursed with the proceeds of the bonds or notes authorized herein will be "capital expenditures" in accordance with the meaning of section 150 of the Code. All reimbursement allocations will occur not later than eighteen (18) months after the later of (i) the date the expenditure from a source other than any bonds or notes authorized herein is paid, or (ii) the date the improvements or purposes described in Section 3 hereof is "placed in service" (within the meaning of Treasury Regulations §1.150-2) or abandoned, but in no event more than three (3) years after the expenditure is paid.

SECTION 10. The Township covenants to maintain the exclusion from gross income under Section 103(a) of the Code the interest on all bonds and notes issued under this bond ordinance.

SECTION 11. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption and approval by the Mayor, as provided by the Local Bond Law.

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

There were no comments.

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

Mr. Schwartz made a motion, seconded by Mrs. Kolodi to adopt Ordinance 2017-08 on second reading.

There being no questions, the roll was called.

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

Ayes: 5 Nays: None

Motion Approved

TOWNSHIP OF DELRAN BURLINGTON COUNTY, NEW JERSEY

ORDINANCE 2017-09

BOND ORDINANCE PROVIDING FOR VARIOUS 2017 SEWER UTILITY IMPROVEMENTS BY AND IN THE TOWNSHIP OF DELRAN, IN THE COUNTY OF BURLINGTON, STATE OF NEW JERSEY; APPROPRIATING \$2,260,000 THEREFOR FROM THE SEWER UTILITY OF THE TOWNSHIP AND AUTHORIZING THE ISSUANCE OF \$2,260,000 BONDS OR NOTES TO FINANCE THE COST THEREOF

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

SECTION 1. The improvements or purposes described in Section 3 of this bond ordinance are hereby authorized to be undertaken by the Sewer Utility of the Township of Delran, in the County of Burlington, State of New Jersey (the "Township") as general improvements. For the said improvements stated in Section 3, there is hereby appropriated the principal amount of \$2,260,000 from the Sewer Utility of the Township. Pursuant to the provisions of N.J.S.A. 40A:2-7(h) and 40A:2-11(c) of the Local Bond Law, N.J.S.A. 40A:2-1 et seq. (the "Local Bond Law"), no down payment is required as the Sewer Utility is self-liquidating.

SECTION 2. For the financing of said improvement or purpose described in Section 3 hereof and to meet the \$2,260,000 appropriation, negotiable bonds of the Sewer Utility of the Township are hereby authorized to be issued in the principal amount of \$2,260,000 pursuant to the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvement or purpose, negotiable notes of the Sewer Utility of the Township in a principal amount not exceeding \$2,260,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

SECTION 3. (a) The improvements hereby authorized and purposes for the financing of which said bonds or notes are to be issued, include but are not limited to, as follows:

Description	Total Appropriation	Debt <u>Authorization</u>	Useful <u>Life</u>
(i) Clay Street Pump Station improvements	\$1,850,000	\$1,850,000	20 years
(ii) purchase of power management system	\$120,000	\$120,000	10 years
(iii) purchase of weir cleaner	\$160,000	\$160,000	10 years
(iv) purchase of two trucks with plows	\$100,000	\$100,000	5 years

<u>Description</u>		Total <u>Appropriation</u>	Debt <u>Authorization</u>	Useful <u>Life</u>
(v) purchase of acoustic tool		\$30,000	\$30,000	10 years
	TOTALS	<u>\$2,260,000</u>	<u>\$2,260,000</u>	14.6 years

(b) All such improvements or purposes set forth in Section 3(a) shall include, but are not limited to, all engineering and design work, surveying, construction planning, preparation of plans and specifications, permits, bid documents, construction inspection and contract administration, and all work, materials, equipment, labor and appurtenances necessary therefor or incidental thereto and all in accordance with the plans and specifications therefor on file in the Office of the Clerk of the Township and available for public inspection and hereby approved.

(c) The estimated maximum amount of bonds or notes to be issued for said improvement or purpose is \$2,260,000.

(d) The estimated cost of said improvement or purpose is \$2,260,000.

SECTION 4. In the event the United States of America, the State of New Jersey, and/or the County of Burlington make a contribution or grant in aid to the Township for the improvements and purposes authorized hereby and the same shall be received by the Township prior to the issuance of the bonds or notes authorized in Section 2 hereof, then the amount of such bonds or notes to be issued shall be reduced by the amount so received from the United States of America, the State of New Jersey, and/or the County of Burlington. In the event, however, that any amount so contributed or granted by the United States of America, the State of New Jersey, and/or the County of Burlington. In the state of New Jersey, and/or the County of Burlington shall be received by the Township after the issuance of the bonds or notes authorized in Section 2 hereof, then such funds shall be applied to the payment of the bonds or notes so issued and shall be used for no other purpose. This Section 4 shall not apply, however, with respect to any contribution or grant in aid received by the Township as a result of using funds from this bond ordinance as "matching local funds" to receive such contribution or grant in aid.

SECTION 5. All bond anticipation notes issued hereunder shall mature at such time as may be determined by the Chief Financial Officer of the Township, provided that no note shall mature later than one (1) year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer of the Township shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the signature of the Chief Financial Officer upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time in accordance with the provisions of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchaser thereof upon receipt of payment of the purchase price and accrued interest thereon from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, the

description, the interest rate, the maturity schedule of the notes so sold, the price obtained and the name of the purchaser.

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

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

(a) The purposes described in Section 3 of this bond ordinance are not current expenses and are improvements or purposes which the Sewer Utility of the Township may lawfully undertake as general improvements or purposes, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of said improvements or purposes within the limitations of said Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is 14.6 years.

(c) The supplemental debt statement required by the Local Bond Law has been duly made and filed in the Office of the Clerk of the Township and a complete executed duplicate thereof has been filed in the Office of the Director of the Division of Local Government Services in the New Jersey Department of Community Affairs, and such statement shows that the gross debt of the Sewer Utility of the Township as defined in the Local Bond Law is increased by the authorization of the bonds or notes provided for in this bond ordinance by \$2,260,000 and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An aggregate amount not exceeding \$680,000 for items of expense listed in and permitted under N.J.S.A. § 40A:2-20 is included in the estimated cost indicated herein for the purposes or improvements hereinbefore described.

SECTION 8. Unless paid from other sources, the full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. Unless paid from other sources, the obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy *ad valorem* taxes upon all the taxable property within the Township for the payment of the obligations and the interest thereon without limitation as to rate or amount.

SECTION 9. The Township reasonably expects to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 hereof and paid prior to the issuance of any bonds or notes authorized by this bond ordinance with the proceeds of such bonds or notes. This Section 9 is intended to be and hereby is a declaration of the Township's official intent to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 hereof to be incurred and paid prior to the issuance of bonds or notes authorized herein in accordance with Treasury Regulations §1.150-2. No reimbursement allocation will employ an "abusive arbitrage device" under Treasury Regulations §1.148-10 to avoid the arbitrage restrictions or to avoid the restrictions under Sections 142 through 147, inclusive, of the Internal Revenue Code of 1986, as amended (the

"Code"). The proceeds of any bonds or notes authorized herein used to reimburse the Township for costs of the improvements or purposes described in Section 3 hereof, or funds corresponding to such amounts, will not be used in a manner that results in the creation of "replacement proceeds", including "sinking funds", "pledged funds" or funds subject to a "negative pledge" (as such terms are defined in Treasury Regulations §1.148-1), of any bonds or notes authorized herein or another issue of debt obligations of the Township other than amounts deposited into a "bona fide debt service fund" (as defined in Treasury Regulations The bonds or notes authorized herein to reimburse the Township for any §1.148-1). expenditures toward the costs of the improvements or purposes described in Section 3 hereof will be issued in an amount not to exceed \$2,260,000. The costs to be reimbursed with the proceeds of the bonds or notes authorized herein will be "capital expenditures" in accordance with the meaning of section 150 of the Code. All reimbursement allocations will occur not later than eighteen (18) months after the later of (i) the date the expenditure from a source other than any bonds or notes authorized herein is paid, or (ii) the date the improvements or purposes described in Section 3 hereof is "placed in service" (within the meaning of Treasury Regulations §1.150-2) or abandoned, but in no event more than three (3) years after the expenditure is paid.

SECTION 10. The Township covenants to maintain the exclusion from gross income under Section 103(a) of the Code of the interest on all bonds and notes issued under this ordinance.

SECTION 11. This bond ordinance shall take effect twenty (20) days after final adoption, and approved by the Mayor, as provided by the Local Bond Law.

Mr. O'Connell made a motion to open the meeting to the public, seconded by Mrs. Kolodi. 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.

Mrs. Kolodi made a motion, seconded by Mr. Burrell to adopt Ordinance 2017-09 on second reading.

There being no questions, the roll was called.

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

Ayes: 4 Nays: 1

Motion Approved

ORDINANCE ON FIRST READING

TOWNSHIP OF DELRAN ORDINANCE 2017-10

ORDINANCE OF THE TOWNSHIP OF DELRAN AMENDING CHAPTER 12C OF THE TOWNSHIP CODE TO ESTABLISH UNIFORMITY WITHIN THE TOWNSHIP CODE WITH REGARDS TO SPEED LIMITS WITHIN THE GRANDE

Mrs. Kolodi made a motion, seconded by Mr. O'Connell to approve Ordinance 2017-10 on first reading.

There being no questions, the roll was called.

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

Ayes: 5 Nays: None

Motion Approved

RESOLUTIONS

TOWNSHIP OF DELRAN RESOLUTION 2017-116

AUTHORIZING VARIOUS GRASS CUTTINGS

Mr. O'Connell made a motion, seconded by Mrs. Kolodi to adopt Resolution 2017-116.

There being no questions, the roll was called.

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

Ayes: 5 Nays: None

Motion Approved

TOWNSHIP OF DELRAN RESOLUTION 2017-117

AUTHORIZING THE MAYOR TO EXECUTE THE 2017 RECYCLING AND SOLID WASTE SERVICES AGREEMENT BETWEEN THE TOWNSHIP OF DELRAN AND BURLINGTON COUNTY BOARD OF CHOSEN FREEHOLDERS

Mr. Schwartz made a motion, seconded by Mrs. Kolodi to adopt Resolution 2017-117.

Ayes: 5 Nays: None

Motion Approved

TOWNSHIP OF DELRAN RESOLUTION 2017-118

AUTHORIZING THE TRANSFER OF PAYMENT FROM SEWER REVENUE TO CURRENT FUND FOR CONSTRUCTION PERMIT FEE AT BLOCK 118.21, LOT 1, C0060

Mr. Schwartz made a motion, seconded by Mr. O'Connell to adopt Resolution 2017-118.

There being no questions, the roll was called.

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

Ayes: 5 Nays: None

Motion Approved

TOWNSHIP OF DELRAN RESOLUTION 2017-119

AUTHORIZING THE REFUND OF DUPLICATE TAX PAYMENT FOR BLOCK 118.19, LOT 97

Mrs. Kolodi made a motion, seconded by Mr. Schwartz to adopt Resolution 2017-119.

There being no questions, the roll was called.

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

Ayes: 5 Nays: None

Motion Approved

TOWNSHIP OF DELRAN RESOLUTION 2017-120

AUTHORIZING THE REFUND OF DUPLICATE TAX PAYMENT FOR BLOCK 175, LOT 4

Mr. Burrell made a motion, seconded by Mrs. Schwartz to adopt Resolution 2017-120.

Ayes: 5 Nays: None

Motion Approved

TOWNSHIP OF DELRAN RESOLUTION 2017-121

APPROVING CLOSE OUT CHANGE ORDER FOR THE 2016 POLICE UNIFORM CONTRACT (DECREASE OF \$132.78)

Mrs. Kolodi made a motion, seconded by Mr. Burrell to adopt Resolution 2017-121.

There being no questions, the roll was called.

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

Ayes: 5 Nays: None

Motion Approved

TOWNSHIP OF DELRAN RESOLUTION 2017-122

APPROVING CLOSE OUT CHANGE ORDER CME CONTRACT CO-00014 FOR ENGINEERING SERVICES RELATED TO THE TENBY CHASE ROAD PROGRAM (DECREASE OF \$2,855.75)

Mr. O'Connell made a motion, seconded by Mrs. Kolodi to adopt Resolution 2017-122.

There being no questions, the roll was called.

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

Ayes: 5 Nays: None

Motion Approved

TOWNSHIP OF DELRAN RESOLUTION 2017-123

REFUNDING ROAD OPENING ESCROW FOR 12 HOLYOKE DRIVE Mrs. Kolodi made a motion, seconded by Mr. Burrell to adopt Resolution 2017-123.

There being no questions, the roll was called.

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

Ayes: 5 Nays: None

Motion Approved

TOWNSHIP OF DELRAN RESOLUTION 2017-124

AUTHORIZING CREATION OF NEW SEWER ACCOUNT FOR 1316 PEAR TREE COURT

Mr. O'Connell made a motion, seconded by Mr. Burrell to adopt Resolution 2017-124.

There being no questions, the roll was called.

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

Ayes: 5 Nays: None

Motion Approved

TOWNSHIP OF DELRAN RESOLUTION 2017-125

SETTING TAX SALE DATE

Mr. O'Connell made a motion, seconded by Mrs. Kolodi to adopt Resolution 2017-125.

There being no questions, the roll was called.

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

Ayes: 5 Nays: None

Motion Approved

TOWNSHIP OF DELRAN RESOLUTION 2017-126

AUTHORIZING 2017 SEWER ADJUSTMENTS FOR NEW PROPERTY OWNERS

Mrs. Kolodi made a motion, seconded by Mr. Burrell to adopt Resolution 2017-126.

There being no questions, the roll was called.

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

Ayes: 5 Nays: None

Motion Approved

TOWNSHIP OF DELRAN RESOLUTION 2017-127

AUTHORIZING VARIOUS 2017 SEWER ADJUSTMENTS FOR VARIOUS PROPERTIES

Mr. O'Connell made a motion, seconded by Mrs. Kolodi to adopt Resolution 2017-127.

There being no questions, the roll was called.

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

Ayes: 5 Nays: None

Motion Approved

TOWNSHIP OF DELRAN RESOLUTION 2017-128

AUTHORIZING 2016 SEWER ADJUSTMENT FOR BLOCK 118.19, LOT 21

Mr. O'Connell made a motion, seconded by Mrs. Kolodi to adopt Resolution 2017-128.

There being no questions, the roll was called.

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

Ayes: 5 Nays: None

Motion Approved

TOWNSHIP OF DELRAN RESOLUTION 2017-129

A RESOLUTION ENDORSING THE GREATER PHILADELPHIA TRAIL NETWORK WITHIN DELRAN TOWNSHIP, BURLINGTON COUNTY

Mr. O'Connell made a motion, seconded by Mrs. Kolodi to adopt Resolution 2017-129.

Ayes: 5 Nays: None

Motion Approved

TOWNSHIP OF DELRAN RESOLUTION 2017-130

AUTHORIZING THE PARTICIPATION IN THE BURLINGTON COUNTY SAFE STREETS INITIATIVE COOPERATION AGREEMENT FOR MUTUAL AID

Mr. O'Connell made a motion, seconded by Mr. Burrell to adopt Resolution 2017-130.

There being no questions, the roll was called.

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

Ayes: 5 Nays: None

Motion Approved

TOWNSHIP OF DELRAN RESOLUTION 2017-131

GOVERNING BODY CERTIFICATION OF THE 2016 ANNUAL AUDIT

Mr. Burrell made a motion, seconded by Mrs. Kolodi to adopt Resolution 2017-131.

There being no questions, the roll was called.

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

Ayes: 5 Nays: None

Motion Approved

TOWNSHIP OF DELRAN RESOLUTION 2017-132

AUTHORIZING THE RELEASE OF THE PERFORMANCE GUARANTEE FOR SIMON & SCHUSTER SITE IMPROVEMENTS

Mrs. Kolodi made a motion, seconded by Mr. Burrell to adopt Resolution 2017-132.

Ayes: 5 Nays: None

Motion Approved

TOWNSHIP OF DELRAN RESOLUTION 2017-133

AWARDING CONTRACT FOR THE 2016/2017 ROAD PROGRAM TO GWP ENTERPRISES IN THE AMOUNT OF \$1,047.176.50

Mr. O'Connell made a motion, seconded by Mrs. Kolodi to adopt Resolution 2017-133.

There being no questions, the roll was called.

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

Ayes: 5 Nays: None

Motion Approved

TOWNSHIP OF DELRAN RESOLUTION 2017-134

RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION IN ACCORDANCE WITH N.J.S.A. 40A: 4-87: ALCOHOL EDUCATION REHAB AND ENFORCEMENT GRANT 2017

Mrs. Kolodi made a motion, seconded by Mr. Burrell to adopt Resolution 2017-134.

There being no questions, the roll was called.

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

Ayes: 5 Nays: None

Motion Approved

TOWNSHIP OF DELRAN RESOLUTION 2017-135

RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION IN ACCORDANCE WITH N.J.S.A. 40A: 4-87: CLEAN COMMUNITIES 2017

Mr. Burrell made a motion, seconded by Mr. O'Connell to adopt Resolution 2017-135.

Ayes: 5 Nays: None

Motion Approved

TOWNSHIP OF DELRAN RESOLUTION 2017-136

REFUND OF DUPLICATE SEWER PAYMENT TO LIENHOLDER FOR BLOCK 118, LOT 4.03, C0169

Mr. Burrell made a motion, seconded by Mr. O'Connell to adopt Resolution 2017-136.

There being no questions, the roll was called.

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

Ayes: 5 Nays: None

Motion Approved

MOTIONS

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

Ayes: 5 Nays: None

Motion Approved

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

There being no questions, the roll was called.

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

Ayes: 5 Nays: None

Motion Approved

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

- 1. B&W Auto Sales 150A-21 Carriage Lane
- 2. International Links & Truck Equipment 150A-20 Carriage Lane
- 3. National Truck Network, 150A-22 Carriage Lane

There being no questions, the roll was called.

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

Ayes: 5 Nays: None

Motion Approved

REPORTS

Ms. Eggers – No report.

Mr. Hatcher – Mr. Hatcher congratulated Lieutenant Mitchell, Sgt. Vasbinder and Sgt. McCurdy on their promotions.

Mr. Hatcher reported that we had an issue over the weekend regarding trash removal and it has been addressed with the company and received assurance that it will not happen in the future.

Mr. Hatcher reported that since the bid for the 2016/2017 Road Program has been awarded we will set up a pre-construction meeting with the contractor and then have a better idea of the schedule for construction.

Solicitor – No report.

Fire Commissioners – Not in attendance.

Mr. Schwartz – No report.

Mr. Burrell – Mr. Burrell thanked that Delran AA and the RAC for hosting the Movie Night in the Community Park. They are going to try and do this more often.

Mr. Burrell congratulated the Police Officers on their promotions.

Mrs. Kolodi – Mrs. Kolodi reported that on June 23rd the Muslim Community invited the members of Council to the mosque on Hartford Road to celebrate the end of Ramadan. It was an enjoyable event for everyone.

Mr. O'Connell – Mr. O'Connell congratulated the officers on their promotions and thanked them for their services to Delran.

Mr. Catrambone – Mr. Catrambone congratulated the officers on their promotions.

Mr. Catrambone thanked Mr. Hatcher for following up on the trash complaints in Tenby Chase Drive thanked the members of the Muslim Community for their event during Ramadan.

Mr. Catrambone stated that we have been working to keep the development at a minimum in Delran. We have been working for over five years with the Willowbrook developer to come up with the right number of units with hopefully zero impact on the schools and the town. The developer on the Stellwag property understood that Mayor and Council would work with them if they were proposing age restricted units and they were. The Township and all municipalities in the state went through two rounds of COAH to determine how much low to moderate income housing the Township should provide. In both rounds we either met or exceeded our obligation. Since then COAH has been disbanded and the court system has taken over. All over the state special interest groups for low to moderate income housing are suing municipalities to build more housing based on their determination of what each town needs. Fair Share Housing, which is one of those groups, is trying to add a number of homes to both the Willowbrook and Stellwag property and we are currently defending those lawsuits. Today, we were notified that Atlantic Delta Corporation seeks to become a third party intervener with the goal of forcing the developer to build even more homes.

Mr. Paris stated that he would like to recommend that Council hold an open session for the residents to update them on this issue in Delran and across the state.

Mr. Catrambone stated that he agrees. He recommended that Council discuss this at the next work session.

Mr. Paris – Mr. Paris congratulated the three officers on their promotions.

Mr. Paris thanked Mr. Hatcher for following up of the trash complaint during the holiday weekend.

Mr. Paris stated that during this time of year there is an increase in soliciting. No one should be soliciting without a permit from the Township and residents have the right to request to see that permits. Also, if the individual can't provide one, the resident can report it to the Police Department.

Mr. Catrambone stated that with all the things happening in the news, he reminded residents to lock their doors.

PUBLIC PORTION

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

Lou Hayner, 23 Frech Avenue, stated that he is back for the same issue with the property next to him at 17 Frech Avenue and the one behind that at 19 Frech Avenue. Mr. Hayner stated that there has been no improvement with the grass.

Mr. Hatcher reported that there are two properties on Frech Avenue that have received notices for high grass. If the grass isn't cut within 10 days the Township will send a contractor out and put a lien on the property.

Mr. Hayner asked how we know where we are at with each property and who he can call to find out the status.

Mr. Hatcher stated that he can contact the Public Works Superintendent Jerry DeSanto.

Mr. Hayner stated that from the high grass there is an issue with rodents.

Mr. Hatcher stated that he can contact the County Board of Health.

Mr. Catrambone asked Mr. Hatcher to have Mr. DeSanto keep an eye on that area.

Rich Grockenberger, 84 Alden Avenue, asked whether the update on the Engineer signing the paper for 80 Alden Avenue certifying that building on the property will not push water onto the surrounding properties.

Mr. Hatcher stated that the Engineer is not involved when it is a single family home. The Construction Code Official would certify that they meet the flood zone requirements, which means they must have a break though foundation so water can get through. He indicated that he will keep an eye on the property.

Mr. Catrambone stated that they will have to meet all the codes and flood zone requirements.

Mr. O'Connell 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 Mr. O'Connell to adjourn the meeting. All were in favor, the meeting adjourned.

Submitted,

Jamey Eggers Municipal Clerk