

**WORK SESSION
MUNICIPAL BUILDING**

**August 22, 2023
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 6, 2023 and posted on the bulletin board on the same date.

ROLL CALL: Mrs. Apeadu, Mr. Smith, Mr. Jeney, Mr. Lyon and Mr. Burrell were present.

ALSO PRESENT: Mr. Catrambone, Mayor, Mr. Kalac, Solicitor, Mr. D'Armiento, Engineer, Mr. Bellina, Administrator, and Ms. Eggers, Township Clerk

UPDATE ON 2023 ROAD IMPROVEMENT PROGRAM

Mr. D'Armiento reported that drainage improvements have been completed, and concrete work will take place soon, in the vicinity of Red Stone Ridge, Pine Valley Road and Drew and Randle Courts. Paving of those roads will begin in early to mid-October. Mr. Catrambone asked Mr. D'Armiento to comment further on the drainage issue. Mr. D'Armiento explained that there were complaints about run-off. As a result, more inlets and an additional man hole structure to connect the inlets, were installed to capture the water upstream.

Mr. D'Armiento also reported that NJ American Water Company relocated the water main on Stewart Avenue and they are currently installing new water services for some residents on the street. Mr. Bellina warned that this is a big project and the next phase of work may not begin until 2024.

ORDINANCE(S) ON SECOND READING

TOWNSHIP OF DELRAN, NEW JERSEY

ORDINANCE 2023-14

BOND ORDINANCE AUTHORIZING THE COMPLETION OF SEWER UTILITY IMPROVEMENTS (CREEK ROAD SEWER LINE EXTENSION) IN AND FOR THE TOWNSHIP OF DELRAN; APPROPRIATING THE SUM OF \$1,000,000 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 \$1,000,000; 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 \$1,000,000; and
- (b) the estimated amount of bonds or bond anticipation notes to be issued for the purposes stated in Section 7 hereof is \$1,000,000.

Section 3. The sum of \$1,000,000, to be raised by the issuance of bonds or bond anticipation notes, is 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 \$1,000,000 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 \$1,000,000 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 \$200,000.

Section 7. The improvements hereby authorized and the purposes for which said obligations are to be issued; the estimated costs of each said purpose; the amount of down payment for each said purpose; the maximum amount of obligations to be issued for each said purpose and the period of usefulness of each said purpose within the limitations of the Local Bond Law are as follows:

	<u>Purpose/Improvement</u>	<u>Estimated Total Cost</u>	<u>Down Payment</u>	<u>Amount of Obligations</u>	<u>Period of Usefulness</u>
A.	Creek Road sewer line extension to Rainbow Meadow Park and related improvements, together with the completion of all work necessary therefor or related thereto	\$1,000,000	\$0	\$1,000,000	30 years

Section 8. The average period of useful life of the purpose 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 purpose, is not less than 30 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 \$1,000,000 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.

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

There were no comments

Mr. Jeney made a motion to close the public portion, seconded by Mr. Smith. All were in favor, motion approved

Mr. Lyon made a motion, seconded by Mr. Smith to adopt Ordinance 2023-13 on second reading.

There being no questions, the roll was called.

Roll Call: Mrs. Apeadu, Mr. Smith, Mr. Jeney, Mr. Lyon and Mr. Burrell voted aye.

Ayes: 5

Nays: None

Motion Approved

ORDINANCE(S) ON FIRST READING

Ordinance 2023-18 Ordinance of the Township of Delran, County of Burlington, State of New Jersey, Establishing in Chapter 303 Stormwater Management, New Article IX “Privately-Owned Salt Storage” of the Municipal Code of the Township of Delran

Mrs. Apeadu made a motion, seconded by Mr. Jeney.

Roll Call: Mrs. Apeadu, Mr. Smith, Mr. Jeney, Mr. Lyon and Mr. Burrell voted aye.

Ayes: 5

Nays: None

Motion Approved

CONSENT AGENDA

- a. **Resolution 2023-127** Approving Raffle License #632 & 633 for Riverside Rams Booster Club
- b. **Resolution 2023-128** Refunding Outside Employment Escrow
- c. **Resolution 2023-129** Authorizing the Purchase of Idemia Livescan System and Printer
- d. **Resolution 2023-130** Authorizing the Purchase of Two (2) 2023 Ford F250 Pick Up Trucks T2100
- e. **Resolution 2023-131** Extending Municipal Support for Zacate, LLC to Receive One (1) Class 5 Cannabis Retailer License From the New Jersey Cannabis Regulatory Commission to Operate Within the Township of Delran, Subject to Township Land Use Approvals and Other Legal Requirements
- f. **Resolution 2023-132** Authorizing Execution of an Agreement with Burlington County Board of County Commissioners to Provide for the Reimbursement of \$918,466 for the Cost of Extending a Sewer Line to Rainbow Meadow Park
- g. Approval of Minutes:
 - 6/27/23 Work Session
 - 7/11/23 Public Meeting
- h. Authorizing the Payment of Bills including all purchases made under the Cooperative Purchasing Agreement

i. A motion granting mercantile licenses to:

- Top Pot Korean BBQ and Hot Pot, 1311 E. Fairview Blvd.

Mr. Jeney made a motion, seconded by Mr. Smith to adopt the above Consent Agenda.

There being no questions the roll was called.

Mrs. Apeadu, Mr. Smith, Mr. Jeney, Mr. Lyon, and Mr. Burrell voted aye.

Ayes: 5

Nays: None

Motion Approved

REPORTS

Mr. Bellina – Mr. Bellina mentioned various topics which will be discussed in council meetings this fall. These topics include upcoming changes to storm water drain regulations, the Brown Street Baseball Field project, the 2024 Roadway Improvement Plan and the funding of electrical vehicle charging stations.

Mr. Bellina also reported that very little has changed when it comes to trash collection, making the process extremely difficult and expensive. He outlined a few possible options that will be discussed in depth at later meetings.

Ms. Eggers – No report

Mr. Catrambone – Mr. Catrambone explained that the Rainbow Meadow project is being funded by Burlington County not by Delran Township. He cautioned motorists to exercise caution while driving, especially as the new school year begins. Mr. Catrambone also mentioned Jeremy Schoblocher, a Delran High School graduate who was featured in the latest edition of the Delran Sun. Jeremy graduated from Berklee School of Music and participated in two years of Lollapalooza.

Mr. Kalac – No report

Mr. D'Armiento – No report

Mrs. Apeadu – No report

Mr. Smith – Mr. Smith announced that the Delran Bears Football Team will be kicking off the season with two home games on Friday, August 25th at 6:00 PM and Friday, September 1st at 6:00 PM. Mr. Smith invited everyone to come out and support the Delran Bears.

Mr. Jeney – Mr. Jeney stated that the Green Team's memorial tree dedication will be held on

Tuesday, September 12th in the lobby of the municipal building. Residents will be able to buy memorial leaves to place on the tree. In addition, there is an option to purchase an actual tree that will be planted in Delran Township. The Green Team will also be having their annual Halloween costume at Delran Community Park on October 7th.

Mr. Lyon – Mr. Lyon advised residents to watch for school buses now that the new school year is approaching. He also thanked the many volunteers in Delran, stating that they are very much appreciated.

Mr. Burrell – No report

PUBLIC COMMENT

Mr. Smith made a motion to open the floor to public comment, seconded by Mrs. Apeadu. All were in favor; the motion was approved.

Pam Geary, 9 Aster Court – Ms. Geary suggested that the meetings of the various boards and committees that take place during the month be scheduled at the same time to make it easier for the residents to gather information.

Mal Anderson, Edgewater Park, Delran Historical Society – Mr. Anderson stated that the historical society will have an unveiling of their new exhibit in the lobby of the municipal building at 6:30 PM on Tuesday, September 26th. He explained that they are hoping to put ten additional, historic site markers on properties in the township.

Nancy Anderson, Edgewater Park, Delran Historical Society – Ms. Anderson reported that the Brackney Cemetery, which dates back to 1635, is landlocked on Mulberry Street. She asked if there was a possibility of getting an easement so the cemetery will be accessible and can be maintained. Mr. Burrell stated that this could be discussed after the meeting.

Glenn Majewski, 22 Stewart Avenue – Mr. Majewski reported that the property located at 21 Stewart Avenue, is in a state of disrepair. He asked if someone could inspect it and take any necessary steps to clean up the property.

Mr. Jeney made a motion, seconded by Mr. Smith to close the meeting to the public All were in favor; the motion was approved.

Mr. Lyon made a motion to adjourn the meeting, seconded by Mr. Jeney. All were in favor; the meeting was adjourned.

Submitted,

Jamey Eggers
Municipal Clerk