

**WORK SESSION
MUNICIPAL BUILDING**

**January 12, 2021
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 7, 2021 and posted on the bulletin board on the same date.

ROLL CALL: Mr. Jeney, Ms. Parejo, Mr. Lyon, Mr. Burrell

ACTION MEETING

ORDINANCE ON FIRST READING

**TOWNSHIP OF DELRAN
ORDINANCE 2021-01**

**CALENDAR YEAR 2021
ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO
ESTABLISH A CAP BANK
(N.J.S.A. 40A: 4-45.14)**

MOVED BY _____ SECONDED BY _____

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

Ayes:
Nays:
Approved:

**TOWNSHIP OF DELRAN
ORDINANCE 2021-02**

**ORDINANCE AUTHORIZING EXECUTION OF CONTRACT OF SALE BY TOWNSHIP OF
DELRAN TO CONVEY THE AFFORDABLE HOUSING UNIT
AT 207 WILDFLOWER PLACE**

MOVED BY _____ SECONDED BY _____

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

Ayes:
Nays:
Approved:

CONSENT AGENDA

RESOLUTION 2021-16

AUTHORIZING BUDGET TRANSFERS

RESOLUTION 2021-17 WAIVING THE APPOINTMENT OF A RISK MANAGEMENT CONSULTANT/INSURANCE PRODUCE AND INDEMNIFYING AND HOLDING HARMLESS THE BURLINGTON COUNTY MUNICIPAL JOINT INSURANCE FUND AS A RESULT OF ANY CLAIMS ARISING FROM SAID ACTION

RESOLUTION 2021-18 REFUNDING ROAD OPENING DEPOSIT FOR 735 BAYLOR AVENUE

RESOLUTION 2021-19 AUTHORIZING EXECUTIVE SESSION TO DISCUSS THE FOLLOWING: PERSONNEL MATTER, LITIGATION – DUNPHY’S LANDSCAPING

MOVED BY _____ SECONDED BY _____

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

Ayes:
Nays:
Approved:

MOTIONS

A motion accepting the report of the Tax Collector and Township Clerk

MOVED BY _____ SECONDED BY _____

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

Ayes:
Nays:
Approved:

A motion accepting the report of the CFO including the December YTD Revenue Report, YTD Budget Report and December Check Register.

MOVED BY _____ SECONDED BY _____

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

Ayes:
Nays:
Approved:

A motion authorizing the payment of bills including all purchases made under the Cooperative Purchasing Agreement

MOVED BY _____ SECONDED BY _____

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

Ayes:
Nays:
Approved:

A motion granting a mercantile license to:

1. Five Guys, 1341 Fairview Blvd, Suite G

MOVED BY _____ SECONDED BY _____

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

Ayes:
Nays:
Approved:

WORK SESSION

1. Cross River Fiber Right of Way Agreement
2. Tree Ordinance
3. Community Solar
4. Stewart Avenue Storm Sewer
5. Discussion to fill vacancy for Ward 2 Council
6. Stormwater Control Ordinance
7. Motion to enter into executive session to discuss the following: Personnel Matter, Litigation – Dunphy’s Landscaping

**TOWNSHIP OF DELRAN
ORDINANCE 2021-01**

**CALENDAR YEAR 2021
ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS
AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A: 4-45.14)**

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Council of the Township of Delran, in the County of Burlington finds it advisable and necessary to increase its CY 2021 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Council hereby determines that a 3.5 % increase in the budget for said year, amounting to \$445,636.73 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS, the Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the Council of the Township of Delran, in the County of Burlington, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2021 budget year, the final appropriations of the Township of Delran shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5 %, amounting to \$445,636.73, and that the CY 2021 municipal budget for the Township of Delran be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

MEMBERS OF COUNCIL	AYE	NAY	ABSENT	ABSTAIN
Mr. Jeney				
Ms. Parejo				
Mr. Lyon				
Mr. Burrell				

Introduced:

Adopted:

JAMEY EGGERS, MUNICIPAL CLERK

GARY CATRAMBONE, MAYOR

**TOWNSHIP OF DELRAN
ORDINANCE 2021-02**

**ORDINANCE AUTHORIZING EXECUTION OF CONTRACT OF SALE BY
TOWNSHIP OF DELRAN TO CONVEY THE AFFORDABLE HOUSING UNIT
AT 207 WILDFLOWER PLACE**

WHEREAS, as part of its Affordable Housing Program, The Township of Delran sometimes re-acquires affordable units to maintain its existing affordable housing stock and to ensure compliance with its Constitutional *Mount Laurel* obligation and existing Judgment of Repose; and

WHEREAS, the Township of Delran, subsequent to acquisition of an affordable housing unit, resells the dwelling to income qualified applicants for a deed restricted price in accordance with applicable laws and implementing regulations governing the ownership and conveyance of affordable housing units;

WHEREAS, the Township of Delran is the owner of the affordable housing unit located at 207 Wildflower Place in the Township of Delran, and desires to enter into a contract of sale (with affordable housing rider and condominium homeowner's association addenda) to a qualified purchaser for \$75,787.00 meeting the sale price and income eligibility requirements of the Uniform Housing Affordability Controls Regulations, *N.J.A.C. 5:80-26.1 et seq.*

NOW THEREFORE, BE IT RESOLVED by the Township of Delran that it hereby authorizes the Mayor to execute the Contract of Sale (with affordable housing rider and condominium homeowner's association addenda), copy attached hereto as Exhibit "A", and to convey such affordable housing unit to an income qualified purchaser.

SECTION 1: All Ordinances contrary to the provisions of this Ordinance are hereby repealed to the extent that they are inconsistent herewith.

SECTION 2: The provisions of this Ordinance shall supersede the terms of any previous site plan approval, to the extent there is any conflict therewith.

SECTION 3: This Ordinance shall take effect as set forth above and upon final passage and publication in accordance with law.

MEMBERS OF COUNCIL	AYE	NAY	ABSENT
Mr. Burrell			
Mr. Mormando			
Mrs. Parejo			
Mr. Lyon			
Mr. Catrambone			

Introduced: _____, 2021

Adopted: _____, 2021

JAMEY EGGERS, MUNICIPAL CLERK

**GARY CATRAMBONE,
COUNCIL PRESIDENT**

**TOWNSHIP OF DELRAN
RESOLUTION 2021-16**

AUTHORIZING BUDGET TRANSFERS

WHEREAS, there are certain 2020 budget appropriations of the Township of Delran which are insufficient to meet the requirements of operating the affairs of the Township; and

WHEREAS, there are other 2020 budget appropriations where there are unexpended balances which shall not be needed for such purposes; and

WHEREAS, Revised Statutes 40A:4-59 provides for transfers from such accounts that have unexpended balances of the prior year budget during the first 3 months of the current year;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Delran, in the County of Burlington, that the sum of \$12,000.00 for Current Fund as itemized below:

Current Fund:

From	Account#	Amount	To	Account#	Amount
Social Security	0-01-36-472-000-299	\$ 12,000.00	Treasurer O/E	0-01-20-130-000-200	\$12,000.00
Total		\$12,000.00			\$12,000.00

BE IT FURTHER RESOLVED that a signed copy of this resolution be forwarded to the Chief Financial Officer, Treasurer and the Township Auditor.

DATED: January 12, 2021

TOWNSHIP CLERK

Tyler Burrell, Council President

**TOWNSHIP OF DELRAN
RESOLUTION 2021-17**

**WAIVING THE APPOINTMENT
OF A RISK MANAGEMENT CONSULTANT/INSURANCE PRODUCER
and
INDEMNIFYING and HOLDING HARMLESS
the
BURLINGTON COUNTY MUNICIPAL JOINT INSURANCE FUND
as a
RESULT OF ANY CLAIMS ARISING FROM SAID ACTION**

WHEREAS, the Township of Delran is a member of the Burlington County Municipal Joint Insurance Fund, (hereinafter known as the BURLCO JIF), a public entity established under Public Law 1983, c.372 of Title 40A enabling local contracting units to join together for the purpose of self-insuring for excess coverages as defined by statute; and

WHEREAS, the Bylaws of the BURLCO JIF provide for appointment of a Risk Management Consultant by the municipality to advise the municipality on matters relating to the BURLCO JIF's operation and coverages provided; and

WHEREAS, the Risk Management Consultant's specific duties include, but are not limited to:

- 1.) Evaluation of the town's exposure
- 2.) Explanation of the various coverages available from the BURLCO JIF and assisting the municipality in the selection of proper coverage.
- 3.) Preparation of applications, statement of values, etc., required by the BURLCO JIF.
- 4.) Review of the town's assessment and assisting in the preparation of the town's insurance budget.
- 5.) Review of losses and engineering reports and providing assistance to the town's safety committee.
- 6.) Assistance in the claims settlement process.
- 7.) Attendance at the majority of meetings of the BURLCO JIF's Fund Commissioners and the performance of such other services as required by the municipality or the BURLCO JIF.

WHEREAS, the Bylaws of the BURLCO JIF further provides for said Risk Management Consultant to be paid a fee not to exceed six percent (6%) of the municipality's assessment for the current Fund year; and

WHEREAS, the Bylaws of the BURLCO JIF allows a member municipality to waive such services and elect to perform all or any portion of the duties normally assigned to the Risk Management Consultant provided it notify the BURLCO JIF in writing and further agrees to indemnify and hold harmless the BURLCO JIF and certain of its agents.

NOW, THEREFORE, BE IT RESOLVED, that the Township of Delran does elect to waive the services of a Risk Management Consultant, and to perform all or any portion of the duties normally assigned to said Risk Management Consultant; and

BE IT FURTHER RESOLVED, that the Township of Delran elects to have its six percent (6%) fee for Risk Management Services returned by the BURLCO JIF, if applicable; and

BE IT FURTHER RESOLVED, that the Township of Delran agrees to indemnify and hold harmless the BURLCO JIF, its commissioners, appointed officials and other BURLCO JIF servants, agents, and employees from any and all claims arising from its decision to assume part or all of the duties normally assigned to a professional Risk Management Consultant.

Clerk (printed)

Clerk (signed)

Date

**TOWNSHIP OF DELRAN
RESOLUTION 2021-18**

**REFUNDING ROAD OPENING DEPOSIT FOR
735 BAYLOR AVENUE**

WHEREAS, the following applicant has filed an application for a road opening; and

WHEREAS, the project has been completed and/or withdrawn; and

WHEREAS, all completed projects have been inspected by Mr. Mullen, Superintendent of the Public Works Department.

NOW, THEREFORE, BE IT RESOLVED that the following road opening permit deposit be refunded.

<u>Name and Address</u>	<u>File #</u>	<u>Amount</u>
Dick Quiroz 66 Princeton Drive Delran, NJ 08075	RO-2738	\$3615.00

DATED: January 12, 2021

TOWNSHIP CLERK

**Tyler Burrell
President of Council**

**TOWNSHIP OF DELRAN
RESOLUTION 2021-19**

**AUTHORIZING EXECUTIVE SESSION TO DISCUSS THE FOLLOWING: PERSONNEL
MATTER, LITIGATION – DUNPHY’S LANDSCAPING**

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 January 12, 2021, for the following reason:

1. Personnel Matter
2. Litigation – Dunphy’s Landscaping

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

Dated: January 12, 2021

Jamey Eggers
Township Clerk

Tyler Burrell
President of Council