

**REGULAR TOWNSHIP MEETING
MUNICIPAL BUILDING**

**June 11, 2019
DELRAN, NJ**

CALL TO ORDER

SALUTE TO THE FLAG

SUNSHINE STATEMENT: Be advised the Township Council has given notice in accordance with the sunshine law in the following manner. Notice published in the Burlington County Times and Camden Courier Post on January 4, 2019 and posted on the bulletin board on the same date.

ROLL CALL: Mr. Lyon, Mr. Mormando, Ms. Parejo, Mr. Burrell and Mr. Catrambone were present.

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

APPROVAL OF MINUTES

Mr. Burrell made a motion, seconded by Ms. Parejo to approve the minutes for the April 9, 2019 Action, Work Session and Closed Session Meeting.

There being no questions, the roll was called.

Mr. Lyon, Mr. Mormando, Ms. Parejo, Mr. Burrell and Mr. Catrambone voted aye.

Ayes: 5

Nays: None

Motion Approved

Mr. Burrell made a motion, seconded by Mr. Lyon to approve the minutes for the April 23, 2019 Action and Work Session meeting.

There being no questions, the roll was called.

Mr. Lyon, Mr. Mormando, Ms. Parejo, Mr. Burrell and Mr. Catrambone voted aye.

Ayes: 5

Nays: None

Motion Approved

Mr. Mormando made a motion, seconded by Mr. Burrell to approve the minutes for the May 7, 2019 Public Meeting.

There being no questions, the roll was called.

Mr. Mormando, Ms. Parejo, Mr. Burrell and Mr. Catrambone voted aye. Mr. Lyon abstained.

Ayes: 4

Nays: None

Abstained: 1

Motion Approved

ORDINANCE OF SECOND READING

**TOWNSHIP OF DELRAN
ORDINANCE 2019-08**

AN ORDINANCE AMENDING ORDINANCE 2017-15 TO ESTABLISH SALARY RANGES FOR VARIOUS EMPLOYEES OF THE TOWNSHIP OF DELRAN, COUNTY OF BURLINGTON, STATE OF NEW JERSEY AND REGULATING THE MANNER OF PAYMENT OF SAME.

BE IT ORDAINED by the Township Council of the Township of Delran in the County of Burlington and State of New Jersey that the Township does hereby establish the following salaries for the employees serving in the following position:

POSITIONS	2019	2020	Pay Period
Summer Help	\$10.00-\$15.00	\$10.00-\$15.00	Bi-Weekly

Section II Repeal – All Ordinances or part of Ordinances inconsistent with the terms of this Ordinance are hereby repealed to the extent of their inconsistency.

Section III Adoption – This Ordinance shall take effect immediately upon its final adoption and publication according to law. This ordinance is retroactive to January 1, 2019.

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

Ms. Parejo made a motion, seconded by Mr. Burrell to adopt Ordinance 2019-08 on second reading.

There being no questions, the roll was called.

Mr. Lyon, Mr. Mormando, Ms. Parejo, Mr. Burrell and Mr. Catrambone voted aye.

Ayes: 5

Nays: None

Motion Approved

**TOWNSHIP OF DELRAN
ORDINANCE 2019-10**

ORDINANCE OF THE TOWNSHIP OF DELRAN, COUNTY OF BURLINGTON, AND STATE OF NEW JERSEY, REPEALING AND REPLACING SECTION 37-22, ENTITLED "APPEAL TO TOWNSHIP COUNCIL," OF ARTICLE II, ENTITLED "ZONING BOARD OF ADJUSTMENT," OF CHAPTER 37, ENTITLED "LAND USE PROCEDURES," OF THE CODE OF THE TOWNSHIP OF DELRAN

WHEREAS, Chapter 37 of the Code of the Township of Delran, entitled "Land Use Procedures," guides the use and development of land within the Township of Delran in accordance with and pursuant to New Jersey Municipal Land Use Law ("MLUL"); and;

WHEREAS, Section 37-22, entitled "Appeal to Township Council," of Article II, entitled "Zoning Board of Adjustment," of Chapter 37 outlines an appeal process from the Delran Township Zoning Board to the Township Council of the Township of Delran; and

WHEREAS, the Mayor and Township Council have reviewed the existing provisions pertaining to an interested party's ability to appeal final Zoning Board decisions to the Township Council; and

WHEREAS, the Mayor and Township Council have determined that the appeal process to the Township Council needlessly burdens its time and resources, fails to provide finality to the land use appeal process, and that it is in the best interests of the residents of the Township of Delran to repeal Section 37-22 of Chapter 37; and

WHEREAS, pursuant to N.J.S.A. 40:48-2, the Governing Body is authorized to enact and amend ordinances as deemed necessary and proper for the good government, order and protection of persons and property, and for the preservation of the public health, safety and welfare of the Township and as may be necessary to carry into effect the powers and duties conferred and imposed upon the Township by law.

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

SECTION 1: The Code of the Township of Delran is hereby amended, revised, and/or supplemented by repealing Section 37-22, of Article II, of Chapter 37. Section 37-22 is hereby further "(Reserved)" as follows:

§ 37-1 to 21 [No changes]

§ 37-22 (Reserved)

§ 37-23 to 49 [No Changes]

SECTION 2. Except as set forth in Section 1 above, the balance of Code of the Township of Delran shall not be affected by this ordinance.

SECTION 3. Repealer. All ordinances or parts of ordinances inconsistent or in conflict with this ordinance are hereby repealed as to said inconsistencies and conflict.

SECTION 4. Severability. If any section, part of any section, or clause or phrase of this ordinance is for any reason held to be invalid or unconstitutional, such decision shall not affect the remaining provisions of this ordinance. The Council of the Township of Delran declares that it would have passed the ordinance and each section and subsection thereof, irrespective of the

fact that any one or more of the subsections, sentences, clauses or phrases may be declared unconstitutional or invalid.

SECTION 5. Referral to Planning Board. This Ordinance shall be referred to the Township Planning Board for review, which shall be based on whether the proposal is substantially consistent with the Master Plan. The Planning Board has a period of thirty-five (35) days after referral to report on the proposed Ordinance.

SECTION 6. Publication and Filing. Upon adoption of this Ordinance after public hearing thereon, the Township Clerk is further directed to publish notice of the passage thereof and to file a copy of this Ordinance with the County Planning Board and other agencies as required by law.

SECTION 7. Effective Date. This ordinance shall take effect immediately upon passage and publication according to law.

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

There were no comments.

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

Mr. Lyon made a motion, seconded by Mr. Burrell to adopt Ordinance 2019-10 on second reading.

There being no questions, the roll was called.

Mr. Lyon, Mr. Mormando, Ms. Parejo, Mr. Burrell and Mr. Catrambone voted aye.

Ayes: 5

Nays: None

Motion Approved

RESOLUTIONS

TOWNSHIP OF DELRAN RESOLUTION 2019-112

RESOLUTION AUTHORIZING THE EXECUTION OF A CONTRACT RENEWING MEMBERSHIP IN THE BURLINGTON COUNTY MUNICIPAL JOINT INSURANCE FUND

Mr. Burrell made a motion, seconded by Ms. Parejo to adopt Resolution 2019-112.

There being no questions, the roll was called.

Mr. Lyon, Mr. Mormando, Ms. Parejo, Mr. Burrell and Mr. Catrambone voted aye.

Ayes: 5

Nays: None

Motion Approved

**TOWNSHIP OF DELRAN
RESOLUTION 2019-113**

AUTHORIZING 2019 SEWER ADJUSTMENTS

Mr. Mormando made a motion, seconded by Mr. Burrell to adopt Resolution 2019-113.

There being no questions, the roll was called.

Mr. Lyon, Mr. Mormando, Ms. Parejo, Mr. Burrell and Mr. Catrambone voted aye.

Ayes: 5

Nays: None

Motion Approved

**TOWNSHIP OF DELRAN
RESOLUTION 2019-114**

AUTHORIZING 2019-2020 LIQUOR LICENSE RENEWALS

Mr. Lyon made a motion, seconded by Mr. Burrell to adopt Resolution 2019-114.

There being no questions, the roll was called.

Mr. Lyon, Mr. Mormando, Ms. Parejo, Mr. Burrell and Mr. Catrambone voted aye.

Ayes: 5

Nays: None

Motion Approved

**TOWNSHIP OF DELRAN
RESOLUTION 2019-115**

**RESOLUTION AUTHORIZING GRASS CUTTING FOR
VARIOUS PROPERTIES**

Mr. Mormando made a motion, seconded by Mr. Burrell to adopt Resolution 2019-115.

There being no questions, the roll was called.

Mr. Lyon, Mr. Mormando, Ms. Parejo, Mr. Burrell and Mr. Catrambone voted aye.

Ayes: 5
Nays: None

Motion Approved

**TOWNSHIP OF DELRAN
RESOLUTION 2019-116**

**REFUNDING DEPOSIT FOR ROAD OPENING PERMIT #2669
IN THE AMOUNT OF \$375.00 FOR 7 RIDGEWOOD AVENUE**

Mr. Burrell made a motion, seconded by Mr. Lyon to adopt Resolution 2019-116.

There being no questions, the roll was called.

Mr. Lyon, Mr. Mormando, Ms. Parejo, Mr. Burrell and Mr. Catrambone voted aye.

Ayes: 5
Nays: None

Motion Approved

**TOWNSHIP OF DELRAN
RESOLUTION 2019-117**

**RESOLUTION AUTHORIZING THE CANCELLATION
OF TAXES OF A TOTALLY DISABLED VETERAN
LOCATED AT BLOCK 73 LOT 21 PARTIAL
TAX YEAR 2019 AND THEREAFTER**

Mr. Mormando made a motion, seconded by Mr. Burrell to adopt Resolution 2019-117.

There being no questions, the roll was called.

Mr. Lyon, Mr. Mormando, Ms. Parejo, Mr. Burrell and Mr. Catrambone voted aye.

Ayes: 5
Nays: None

Motion Approved

**TOWNSHIP OF DELRAN
RESOLUTION 2019-118**

**RESOLUTION APPOINTING TANYIKA L. JOHNS AS
ALTERNATE TAX SEARCH OFFICER**

Mr. Lyon made a motion, seconded by Mr. Burrell to adopt Resolution 2019-118.

There being no questions, the roll was called.

Mr. Lyon, Mr. Mormando, Ms. Parejo, Mr. Burrell and Mr. Catrambone voted aye.

Ayes: 5
Nays: None

Motion Approved

**TOWNSHIP OF DELRAN
RESOLUTION 2019-119**

**AUTHORIZING THE TAX COLLECTOR TO CREATE
SEWER ACCOUNTS AND 2019 BILLING FOR VARIOUS RESIDENTIAL PROPERTIES**

Mr. Burrell made a motion, seconded by Ms. Parejo to adopt Resolution 2019-119.

There being no questions, the roll was called.

Mr. Lyon, Mr. Mormando, Ms. Parejo, Mr. Burrell and Mr. Catrambone voted aye.

Ayes: 5
Nays: None

Motion Approved

**TOWNSHIP OF DELRAN
RESOLUTION 2019-120**

**ESTABLISHING SALARIES FOR VARIOUS EMPLOYEES OF
THE TOWNSHIP OF DELRAN, COUNTY OF BURLINGTON,
STATE OF NEW JERSEY**

Mr. Burrell made a motion, seconded by Mr. Mormando to adopt Resolution 2019-120.

There being no questions, the roll was called.

Mr. Lyon, Mr. Mormando, Ms. Parejo, Mr. Burrell and Mr. Catrambone voted aye.

Ayes: 5
Nays: None

Motion Approved

**TOWNSHIP OF DELRAN
RESOLUTION 2019-121**

**AWARDING OF CONTRACT FOR
TOWING, RECOVERY AND STORAGE SERVICES
TO FLYNN'S TOWING**

Mr. Mormando made a motion, seconded by Mr. Burrell to adopt Resolution 2019-121.

There being no questions, the roll was called.

Mr. Lyon, Mr. Mormando, Ms. Parejo, Mr. Burrell and Mr. Catrambone voted aye.

Ayes: 5
Nays: None

Motion Approved

MOTIONS

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

There being no questions, the roll was called.

Mr. Lyon, Mr. Mormando, Ms. Parejo, Mr. Burrell and Mr. Catrambone voted aye.

Ayes: 5
Nays: None

Motion Approved

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

There being no questions, the roll was called.

Mr. Lyon, Mr. Mormando, Ms. Parejo, Mr. Burrell and Mr. Catrambone voted aye.

Ayes: 5
Nays: None

Motion Approved

Mr. Burrell made a motion accepting the report of the CFO including the May YTD Revenue Report, YTD Budget Report and May Check Register. The motion was seconded by Ms. Parejo.

There being no questions, the roll was called.

Mr. Lyon, Mr. Mormando, Ms. Parejo, Mr. Burrell and Mr. Catrambone voted aye.

Ayes: 5
Nays: None

Motion Approved

Mr. Lyon made a motion, seconded by Mr. Burrell granting the mercantile licenses listed below.

1. Pride Auto Sales, LLC, 150A-26 Carriage Lane

There being no questions, the roll was called.

Mr. Lyon, Mr. Mormando, Ms. Parejo, Mr. Burrell and Mr. Catrambone voted aye.

Ayes: 5

Nays: None

Motion Approved

REPORTS

Ms. Eggers – No report.

Mr. Hatcher – Mr. Hatcher reported that long time Public Works Secretary Kathy Walter has retired. Mr. Hatcher thanked her for her time and service to the community and will be missed.

Solicitor – No report.

Fire Commissioners – Commissioner Jim Bauer thanked the residents of Delran for supporting their Mother's Day flower sale and the Golden Girls Murder Mystery Night. Everyone enjoyed the event and they are planning another one for the fall.

Mr. Bauer reported that the Delran Emergency Squad and Delran Fire Department wanted to do a fundraiser this Saturday since it is the first Memorial Day since Lt. Pennell's death. All proceeds will go to the Wounded Warriors Project and Fallen Firefighters Project. The fundraiser will be held on Saturday from 3-7 PM at the VFW hall. Also, the Emergency Squad will be having a hoagie sale but no date has been set. Information will be posted on their Facebook page. One of the volunteer squad members has volunteered to keep up the Facebook page and is doing a fantastic job.

Mr. Bauer stated that there have been no major incidences since the last meeting. One thing they do get calls on this time of year is to rescue the duckling that fall down the storm sewers.

Mr. Lyon – Mr. Lyon reported that he got to meet with the Delran Historical Society which was very interesting. They are a great group of people. Since he has only lived in town since 2010 they were happy to enlighten him on the history of Delran.

Mr. Lyon stated that the Memorial Day Parade in Riverside was a really nice day. The Fire Department and all the equipment looked great and there was a great turnout.

Mr. Mormando – Mr. Mormando reported that he attended the Relay for Life event at Moorestown High School on Friday, June 7th. He was also invited to speak at the event. It was a nice event and he wanted to thank everyone for their efforts. Even though the event has held in Moorestown, it is a multi-jurisdictional event.

Ms. Parejo – No report.

Mr. Burrell – Mr. Burrell reminded the residents that on August 6th we will be holding Delran Night Out. The Township is working with the RAC, Police Department and Fire Department to plan the event. We will hopefully have information posted on the website in the next couple weeks.

Mr. Catrambone – Mr. Catrambone reported that the Delran Historical Society is holding their annual fundraiser in cooperation with Vid's Deli.

Mr. Catrambone stated that he doesn't believe he has been with the Township at a time when Kathy Walter wasn't the Secretary for Public Works. He congratulated Kathy on her retirement.

Mr. Paris – Mr. Paris stated that he has known Kathy Walter since he first became a Councilman. She was a very dedicated employee and did an excellent job. She will be greatly missed and we thanked her for her service.

Mr. Paris reported that the Coastal Coalition held a meeting on May 29th which was the night we had all the tornado warnings. We had four or five towns in attendance but unfortunately many could not make the meeting due to the weather. The meeting was very successful. They discussed the need to obtain the Resolutions from the towns that wish to join the coalition. Currently we have seven municipalities that have adopted Resolutions and we are hoping for six or seven more. They discussed dates for the next two meeting which will be June 27th and July 29th. For the June 27th meeting we asked every town to identify all the issues they are facing and what their Engineers recommend to remedy the problems they face. We will then categorize the issues identified and concentrate on the main issues. On July 27th, we plan to address the major issues with the State elected officials to get them to help with funding. Congressman Kim's office was going to have a representative attend the May 29th meeting but due to the weather he was not able to attend. We have the contact information for the representative and they will be at every meeting moving forward. In August, we would like to have the state and local officials with state and federal agencies to address the issues and attempt to get funding.

PUBLIC PORTION

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

Bill Pfeffer, 43 Chester Avenue, stated that approximately three to four weeks ago he had an issue with construction taking place behind his home on a Sunday morning. Mr. Pfeffer indicated that there is to be no construction taking place on a Sunday unless they have a special permit from the Township Engineer. Mr. Pfeffer stated that he made a call to the Police to check and see if the owner had a permit and if they didn't to shut them down. Mr. Pfeffer stated that the Police would not respond to the location to request a copy of the permit. He was told it was going to be referred to the Construction Code Official. Mr. Pfeffer stated that the construction continued the next Sunday. He again called the police and explained the situation. He asked them if they ever found out if the resident had a construction permit and they didn't have an answer. He asked the officer if they would go to the property to see if they had a permit and was told that they don't do that but he could sign a complaint. Mr. Pfeffer stated that he felt the officer should have at least gone to the property to determine if they had the proper permit. Mr. Pfeffer stated that he is not whether the Construction Code Official spoke to the resident on Stewart Avenue or not but he was a very unsatisfied and unhappy customer because no one took care of the problem.

Mr. Catrambone asked Mr. Hatcher whether construction can take place on Sunday.

Mr. Hatcher stated that he believes it is only if the homeowner is doing the work.

Mr. Pfeffer stated that according to the code says only with a permit issued by the Township Engineer.

Mr. Catrambone stated that we need to find out if it is the homeowner doing the work.

Mr. Hatcher asked for the address.

Mr. Pfeffer stated that he doesn't have the address but it's the Gilbert residence on Stewart Avenue.

Mr. Hatcher stated that he will look into the issue.

Mr. Arnautovic stated that whether the police would respond depends on who designates as the enforcement official. He would have to take a look at the code.

Mr. Catrambone asked Mr. Hatcher to report back to Council on the issue and keep Mr. Pfeffer aware.

Mr. Pfeffer asked if anyone can give him the latest information on Abrasive Alloys.

Mr. Hatcher stated that we received a hazardous discharge site remediation grant to identify the extent of the different pollutants on the property. The work is getting ready to start.

Mr. Pfeffer stated that with all the rain we've had he did some research down in the park on the various roads He found that the intersection of Alden Avenue and Lake Street has three storm drains. Two drains are newer and drain over to the storm drain over to the Lipinski storm drain which has no outlet. The water does not flow to the river like it should. Mr. Pfeffer stated that he spoke to the homeowner and she indicated that a lawn service came and broke up the concrete at the bottom of the drain so the water seeps into the ground. Mr. Pfeffer stated that the storm drain should continue to flow to the river.

Mr. Hatcher stated that he recalls there was a storm drain that used to drain into a lake on private property but there was no permission from the property owner. The owner asked that the water no longer discharge onto the property. Mr. Hatcher stated that it was his understanding that the water does flow to the river but will confirm this again with the Township Engineer.

Mr. Pfeffer stated that they need some help on this side of the highway. Mr. Pfeffer stated that he heard Mr. Paris speak about the coalition he is putting together. He also did some research and from Palmyra to Florence he does not believe there is one other municipality that needs work done because they all have pretty nice looking waterfronts.

Mr. Paris stated that many municipalities have stated that they have problem and are joining the coalition. It doesn't matter how nice they are, they are still having issues.

Mr. Pfeffer stated that he doesn't see the coalition going anywhere. Delran has the most disgusting looking riverbank in Burlington County and it has been that way for years. Mr. Pfeffer asked why we are letting the stalks grow so high. There are park benches where people sit and look at stalks that are twelve feet high. Mr. Pfeffer stated that if the Township is not going to cut the area the benches should be moved where someone can use them.

Mr. Catrambone stated that the DEP regulates what can be cut down.

Mr. Burrell stated when we discussed this before the Engineer stated that part of the DEP's reasoning was that if cut the vegetation the roots will die and that is what holds the soil in place. He speaks for himself but surely we don't enjoy the stalks any more than the residents.

Mr. Pfeffer stated that it doesn't seem to stop the flooding. Our waterfront is useless right now.

Mr. Burrell asked if can have Mr. Hatcher or the Township Engineer to reach out and see if the opinion has changed.

Mr. Hatcher stated that it hasn't changed. We cannot cut pasted the riverbank.

Mr. Catrambone asked if we can move the benches.

Mr. Hatcher stated that we can move them anywhere we want.

Mr. Catrambone stated that maybe that solution for right now.

Mr. Paris stated that Mr. Pfeffer contradicted himself. He says he is concerned that no one is caring about their side of the highway. Mr. Paris stated that he is making the last attempt to get these issues resolved. He will make every attempt to get something done before he leaves office. The best way to go about this issue getting as many towns as possible involved and get it recognized as a large problem across the board.

Mr. Pfeffer stated that they have been faced with this since 2011 or 2012. Mr. Pfeffer stated that the Army Corps of Engineers gave the Township three options and the Township did nothing. One option was raising the berm and another was installing pump stations. Mr. Pfeffer asked that the Township not let this go on until 2022.

Mr. Burrell made a motion to close the meeting to the public, seconded by Mr. Mormando. All were in favor, the motion was approved.

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

Submitted,

Jamey Eggers
Municipal Clerk