

**WORK SESSION
MUNICIPAL BUILDING**

**August 27, 2019
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 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.

ACTION MEETING

ORDINANCE ON SECOND READING

**TOWNSHIP OF DELRAN, NEW JERSEY
ORDINANCE 2019-18**

**BOND ORDINANCE AUTHORIZING THE UNDERTAKING OF
VARIOUS CAPITAL IMPROVEMENTS AND THE ACQUISITION
OF CAPITAL EQUIPMENT IN AND FOR THE TOWNSHIP OF
DELRAN; APPROPRIATING THE SUM OF \$806,200
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 \$767,808; MAKING CERTAIN DETERMINATIONS
AND COVENANTS; AND AUTHORIZING CERTAIN RELATED
ACTIONS IN CONNECTION WITH THE FOREGOING**

PUBLIC HEARING

MOVED BY _____ SECONDED BY _____

Roll Call: Mr. Lyon, Mr. Mormando, Ms. Parejo, Mr. Burrell, Mr.
Catrambone

Ayes:
Nays:
Approved:

MOTIONS

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

MOVED BY _____ SECONDED BY _____

Roll Call: Mr. Lyon, Mr. Mormando, Ms. Parejo, Mr. Burrell, Mr. Catrambone

Ayes:
Nays:
Approved:

RESOLUTIONS

**TOWNSHIP OF DELRAN, NEW JERSEY
RESOLUTION 2019-158**

**AUTHORIZING THE TAX COLLECTOR TO CANCEL BILLING
FOR THE BLOCK 136, LOT 16,
AMOUNT OF \$465.48 DUE TO AN ASSESSMENT REDUCTION**

MOVED BY _____ SECONDED BY _____

Roll Call: Mr. Lyon, Mr. Mormando, Ms. Parejo, Mr. Burrell, Mr. Catrambone

Ayes:
Nays:
Approved:

**TOWNSHIP OF DELRAN
RESOLUTION 2019-159**

**AUTHORIZING EXECUTIVE SESSION TO DISCUSS THE FOLLOWING:
LITIGATION – AFFORDABLE HOUSING ISSUES, NEGOTIATIONS – ROAD MORATORIUM
WAIVER REQUEST, TRASH CONTRACT DISCUSSION**

MOVED BY _____ SECONDED BY _____

Roll Call: Mr. Lyon, Mr. Mormando, Ms. Parejo, Mr. Burrell, Mr. Catrambone

Ayes:
Nays:
Approved:

WORK SESSION

1. JIF/MEL Quarterly Snapshots
2. General Obligation Bonds, Series Financing Table
3. Anderson Farms
4. Green Team
5. Road Program Bids
7. Tenby Chase Drive Safety
8. Sewer System GIS Mapping
9. Taxes Owed Payment Plan
10. Open Space Tax
11. Energy Aggregation Program
12. Motion to enter into executive session to discuss the following: Litigation – Affordable Affordable Housing issues, Negotiations – Road Moratorium waiver request, Trash Contract discussion

TOWNSHIP OF DELRAN, NEW JERSEY

ORDINANCE 2019-18

BOND ORDINANCE AUTHORIZING THE UNDERTAKING OF VARIOUS CAPITAL IMPROVEMENTS AND THE ACQUISITION OF CAPITAL EQUIPMENT IN AND FOR THE TOWNSHIP OF DELRAN; APPROPRIATING THE SUM OF \$806,200 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 \$767,808; 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 \$806,200;
- (b) the estimated amount of bonds or bond anticipation notes to be issued for the purposes stated in Section 7 hereof is \$767,808; and
- (c) a down payment in the amount of \$38,392 for the purposes stated in Section 7 hereof is currently available in accordance with the requirements of Section 11 of the Local Bond Law, *N.J.S.A. 40A:2-11*.

Section 3. The sum of \$767,808, to be raised by the issuance of bonds or bond anticipation notes, together with the sum of \$38,392, which amount represents the required down payment, are hereby appropriated for the purposes stated in this bond ordinance ("Bond Ordinance").

Section 4. The issuance of negotiable bonds of the Township in an amount not to exceed \$767,808 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 \$767,808 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 \$55,000.

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.	Acquisition of Various Equipment for the Public Works Department including, but not limited to, a Pick Up Truck, Tractor Mowers and Salt Spreaders, together with the completion of all work necessary therefor or related thereto	\$262,000	\$12,476	\$249,524	5 years
B.	Acquisition of Various Equipment for the Police Department including, but not limited to, Laser Measuring Device, Tasers and Mobile Video Recorders, together with the completion of all work necessary therefor or related thereto	54,200	2,581	51,619	5 years
C.	Various Improvements to Municipal Buildings and Grounds including, but not limited to, Community Park and Municipal Building Signage, together with the completion of all work necessary therefor or related thereto	125,000	5,953	119,047	15 years
D.	Acquisition of Various Audio and Visual Equipment and Computer Hardware and Software for Administrative Offices, together with the completion of all work necessary therefor or related thereto	125,000	5,953	119,047	5 years
E.	Completion of Various Stormwater Drainage Improvements, together with the completion of all work necessary therefor or related thereto	240,000	11,429	228,571	20 years
	TOTAL	\$806,200	\$38,392	\$767,808	

Section 8. The average period of useful life of the several purposes for the financing of which this Bond Ordinance authorizes the issuance of bonds or bond anticipation notes, taking into consideration the respective amounts of bonds or bond anticipation notes authorized for said several purposes, is not less than 11.01 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 \$767,808 and that the obligations authorized by this Bond Ordinance will be within all debt limitations prescribed by said Local Bond Law.

Section 11. The full faith and credit of the Township are irrevocably pledged to the punctual payment of the principal of and interest on the bonds or bond anticipation notes authorized by this Bond Ordinance, and to the extent payment is not otherwise provided, the Township shall levy ad valorem taxes on all taxable real property without limitation as to rate or amount for the payment thereof.

Section 12. The applicable Capital Budget is hereby amended to conform with the provisions of this Bond Ordinance to the extent of any inconsistency therewith, and the resolution promulgated by the Local Finance Board showing full detail of the amended Capital Budget and Capital Program as approved by the Director of the Division of Local Government Services, is on file with the Clerk and available for inspection.

Section 13. The Township hereby declares its intent to reimburse itself from the proceeds of the bonds or bond anticipation notes authorized by this Bond Ordinance pursuant to Income Tax Regulation Section 1.150-2(e), promulgated under the Internal Revenue Code of 1986, as amended ("Code"), for "original expenditures", as defined in Income Tax Regulation Section 1.150-2(c)(2), made by the Township prior to the issuance of such bonds or bond anticipation notes.

Section 14. The Township hereby covenants as follows:

(a) it shall take all actions necessary to ensure that the interest paid on the bonds or bond anticipation notes authorized by the Bond Ordinance is exempt from the gross income of the owners thereof for federal income taxation purposes, and will not become a specific item of tax preference pursuant to Section 57(a)(5) of the Code;

(b) it will not make any use of the proceeds of the bonds or bond anticipation notes or do or suffer any other action that would cause the bonds or bond anticipation notes to be "arbitrage bonds" as such term is defined in Section 148(a) of the Code and the Regulations promulgated thereunder;

(c) it shall calculate or cause to be calculated and pay, when due, the rebatable arbitrage with respect to the "gross proceeds" (as such term is used in Section 148(f) of the Code) of the bonds or bond anticipation notes;

(d) it shall timely file with the Internal Revenue Service, such information report or reports as may be required by Sections 148(f) and 149(e) of the Code; and

(e) it shall take no action that would cause the bonds or bond anticipation notes to be "federally guaranteed" within the meaning of Section 149(b) of the Code.

Section 15. The improvements authorized hereby are not current expenses and are improvements that the Township may lawfully make. No part of the cost of the improvements authorized hereby has been or shall be specially assessed on any property specially benefited thereby.

Section 16. All ordinances, or parts of ordinances, inconsistent herewith are hereby repealed to the extent of such inconsistency.

Section 17. In accordance with the Local Bond Law, this Bond Ordinance shall take effect twenty (20) days after the first publication thereof after final passage.

Date of Introduction: August 13, 2019

Date of Final Adoption: _____, 2019

**TOWNSHIP OF DELRAN
RESOLUTION 2019-158**

**AUTHORIZING THE TAX COLLECTOR TO CANCEL BILLING FOR THE
BLOCK 136, LOT 16,
AMOUNT OF \$465.48 DUE TO AN ASSESSMENT REDUCTION**

WHEREAS, the 2019 tax duplicate reflects a property known as Block 136, Lot 16, 204 Bentwood Drive with an assessment of 203,500; and

WHEREAS, the Tax Assessor notified the Tax Collector a garage conversion on the property no longer exists; and

WHEREAS, the assessment for 2019 should reflect the reduced assessment of 191,400; and

WHEREAS, the taxes billed for the difference in assessments of 12,100 totaling \$465.48 should be canceled in the 4th quarter of 2019.

NOW, THEREFORE, BE IT RESOLVED by of the Township Council of the Township of Delran, County of Burlington, State of New Jersey that upon recommendation of the Tax Assessor and Tax Collector the 2019 taxes be canceled for this property in the amount of \$465.48.

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the Tax Collector, Chief Financial Officer and Tax Assessor for their records.

Dated: August 27, 2019

Jamey Eggers, Township Clerk

Gary Catrambone, Council President

**TOWNSHIP OF DELRAN
RESOLUTION 2019-159**

**AUTHORIZING EXECUTIVE SESSION TO DISCUSS THE FOLLOWING:
CONTRACT NEGOTIATIONS – DELRAN SERGEANTS ASSOCIATION,**

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 August 27, 2019, for the following reason:

1. Litigation – Affordable Housing issues
2. Negotiations – Road Moratorium Wavier request
3. Trash Contract discussion

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

Dated: August 27, 2019

**Jamey Eggers
Township Clerk**

**Gary Catrambone
President of Council**