

The following are notes, not official minutes. For an official transcript, go to the Delanco Municipal Building at 770 Coopertown Rd.

Township Committee Oct. 5, 2009

Devinney, Hinkle, Templeton, Fitzpatrick, Jass

Also Present: Mr. Heinold, Twp. Solicitor; Janice Lohr, Municipal Clerk; Karen Zimmermann, Deputy Municipal Clerk; Mr. Denton, Township Engineer; John Fenimore, Public Works Lt. Sacalis, Chief Sacalis, Delanco Police

RESOLUTION 2009-126 AUTHORIZING THE APPOINTMENT OF CHIEF OF POLICE

OATH OF OFFICE ADMINISTERED TO POLICE CHIEF GEORGE N. SACALIS

Chief Sacalis thanked his mentors in the Delanco Police Department and the area officers who came out tonight. He then thanked his family for their support and sacrifices which had helped him reach his current position.

*****PROCLAMATION*****

PUT THE BREAKS ON FATALITIES DAY – OCTOBER 10, 2009

ORDINANCE 2009-11 MODEL ORDINANCE – REFUSE CONTAINERS

/DUMPSTERS for commercial properties – must provide lids to avoid leakage onto the roads

***2ND READING BY TITLE ONLY AND PUBLIC HEARING**

HEARING OPEN TO THE PUBLIC - none

HEARING CLOSED TO THE PUBLIC

Passed unanimously

ORDINANCE 2009-12 MODEL ORDINANCE – PRIVATE STORM DRAIN INLET RETROFITTING - developers in new construction must prevent flow into our drains

***2ND READING BY TITLE ONLY AND PUBLIC HEARING**

HEARING OPEN TO THE PUBLIC

HEARING CLOSED TO THE PUBLIC

Templeton: How many storm drains does this require? Where did this ordinance come from?

Fenimore: State

Passed unanimously

ORDINANCE 2009-13 Amending an ORDINANCE PROVIDING FOR AND DETERMINING THE RATE OF COMPENSATION OF OFFICERS AND

EMPLOYEES” \$34.00/hr for time Janice Lohr receives from Beverly – Township receives the balance of the \$45.00 Beverly pays

***2ND READING BY TITLE ONLY AND PUBLIC HEARING**

HEARING OPEN TO THE PUBLIC none

HEARING CLOSED TO THE PUBLIC

Passed unanimously

ORDINANCE 2009-14 AMENDING CHAPTER 168 GOVERNING "FEES"

reimburses Township if resident needs to change recycle bin and an administrative fee.

Templeton: If someone loses their blue container, I want people to know that taking your neighbors doesn't solve that.

*2ND READING BY TITLE ONLY AND PUBLIC HEARING

HEARING OPEN TO THE PUBLIC none

HEARING CLOSED TO THE PUBLIC

Passed unanimously

ORDINANCE 2009-15 AMENDING CHAPTER 58 GOVERNING "FAIR HOUSING"

*2ND READING BY TITLE ONLY AND PUBLIC HEARING – Township's right to approve the managing company for affordable housing project

Templeton: This applies to all or just future?

Fitzpatrick: Not the ones that are already in progress?

Templeton: What if there is a change?

Fitzpatrick: Then we have the right.

HEARING OPEN TO THE PUBLIC none

HEARING CLOSED TO THE PUBLIC

Passed unanimously

COMMENTS – PROFESSIONALS

Heinold:

-COAH – Court approved trust fund distribution to Abundant Life and Zurbrugg. Subject to our review. Hearing for judge to approve our third round. Marybeth Lonrigan is working on that.

-Motion for Malik litigation. Gone from appellate back to Law Division. Township will take emergency access and be indemnified. (I didn't catch all of this.)

Fitzpatrick: No one wants to approve this settlement, but due to the cost to the township...there would probably be another appeal. We decided to resolve this dispute to limit further cost to our residents. Ed had mentioned that it is distasteful and I want that on the record. I move that we approve this.

Devinney: Yes, I reluctantly agree

Hinkle: Yes, I reluctantly agree.

Jass: No, it may be cost efficient, but not beneficial to town.

Templeton: These are not the things that make you walk out of the room with a smile on your face. As we have learned from Mr. Heinold and Ms. Fitzpatrick states this is the best way out for the township to get the best arrangement and stop pouring money out the door. Yes.

Fitzpatrick: Yes, I attended a settlement conference. One part of the settlement holds the township harmless from further litigation. The parties would have to solve it together. It would have just gone on and on and on. That we could get out of it and stay out of it, it is a benefit to the township to agree. For the residents there, I can assure you that the township officials will enforce any township code and will assure your rights.

Denton:

- Test pours have been ordered. Estimate for next meeting. (Richards Ave.)
- Walnut Street – completion contract is proposed

COMMENTS - DEPARTMENT HEADS

1. Public Works - Fenimore

- removed 25 trees – 15-20 more left to go
- leaves – county took ours and our wood chips. Without the county taking these it would be over \$100,000 to have them removed.
- four new stop signs and seven street signs. Painting curbs and handicapped parking.
- cut each township property 23 times.
- cleaned 47 storm drains and swept the streets twice.
- Stormwater Management – people blowing debris in the street - \$69/ton to take to the landfill. Anything we stop from going into the street is a plus.
- Wall on Willow Street – showed to Dave.

Denton: We have to keep an eye on it. May need to pull down the brick portion.

Fitzpatrick: Terrorism Awareness and Prevention materials for you as member of the Emergency Management Team. Oct. 22 at 7:30 is next meeting.

Fitzpatrick: Question regarding brush. Residents who had brush out, but the chippers passed them. How do they make the determination of what they pick up? Brush on Orchard and Washington that have been there for two weeks. Don't they just pick it up?

Fenimore: They should be picking it up. We could be going by on the way to a tree. We pick the brush up and then the neighbors put theirs out.

3. Municipal Clerk

-waiver of late fees fro dog license for a resident and another for commercial unit only registration.

Devinney: My understanding is that there is a hardship case.

Lohr: Yes, we can't waive the fee, but we can waive the late fee. These are for 2009 only.

Motion Passed unanimously

COMMENTS - TOWNSHIP COMMITTEE

Devinney:

-Fire Commissioners meeting (missed a piece of this)

Fitzpatrick: In emergency, the vehicle is escorted with a vehicle with a plow.

Fenimore: They have the vehicle; I think they want a plow.

Fitzpatrick: They want the whole thing.

Hinkle:

-Burlington County Chamber of Commerce – real estate

-energy audit will start next week.

-Shade Tree and DEP Community Forestry Program.

Templeton:

-JIF Township level meeting – thanks to Karen for being the force behind that. We went over township safety and training.

-County JIF meeting – forwarded info to county today – County is working on health care option as opposed to the state health plan. Seems to be coming together, but haven't seen any hard information. Jump of 16-18% seems to be the impetus.

Lohr: JIF meeting kick off for this initiative.

Templeton: I'll see if Mr. Walsh will be there.

Jass:

-DYSA – basketball sign up – October fest coming up. Haunted trails... more info on bulletin boards and flyers.

Fitzpatrick:

-Township Committee had workshops for Master Plan – Michelle Taylor outlined what needed to be done. She will be sending the ordinances. Subcommittee – Mike Templeton and Marlene Jass – represent the Township Committee on the committee. We would like the ordinances changed to provide parking for businesses on Burlington Avenue. One applicant has lost two opportunities to rent his building because there is no parking. We need to be business friendly and look at those parking issues. I walk different places in Moorestown. They have on-street parking.

-Chamber of Commerce dinner- Burlington County is holding its own.

-performed three weddings.

-Emergency Management Meeting - will meet monthly until approved by county. Should meet monthly so a team is up and running if there is an emergency. IF you know of anyone who would like to be on the team, let us know. We want people who are available and want to be there.

-Riverline meeting – mayor or representatives – six of us are working with Adler and Allen to promote a quiet zone in our townships. Cinnaminson has backed out since their crossings are commercial. Feasibility study – each town contributes \$1000. Allen and Adler agree we should be able to get the funds once the study is over. I need to let them know by Nov. 1.

Templeton: I'd like to defer the vote until we can see if the funds are available..

Cinnaminson has to be part of it.

Fitzpatrick: They don't have any residential.

Templeton: Actually they do. They need a length of at least 10 miles.

Fitzpatrick:

-Met with two women from the Census Bureau – will be at community day. Complete Count Committee is responsible for getting people to complete. Forms out in March.

-Water at Gateway Park is out again. I need it on again.

Fenimore: I can turn it back on again.

Hinkle: Water bill is horrible again.

Fitzpatrick: Gateway has been lower. The irrigation system is down.

Fenimore: I got a thing that they are going to start the parking lot at the light rail. Who is going to do it?

Fitzpatrick: NJ Transit.

Denton: Original plan was that they were to provide the materials and you would do it, but that has been scratched.

CONSENT AGENDA ITEMS:

ORDINANCE 2009-16 TO AMEND AN ORDINANCE PROVIDING FOR AND DETERMINING THE RATE OF COMPENSATION OF OFFICERS AND EMPLOYEES” 1ST READING BY TITLE ONLY AND SET PUBLIC HEARING DATE FOR OCTOBER 19, 2009

RESOLUTION 2009-127 AUTHORIZING EMPLOYMENT CONTRACT WITH CHIEF OF POLICE

RESOLUTION 2009-128 REFUND OF TAX OVERPAYMENT

PAYMENT OF BILLS
ACCOUNT AMOUNT
GENERAL \$569,238.11
PAYROLL 105,532.37
ANIMAL CONTROL 2,776.62
TRUST 3,486.66
APPROVAL OF CONSENT AGENDA
Passed unanimously

APPROVAL OF MINUTES – 8/17/09
Devinney: Abstained Templeton: Abstained

MEETING OPEN TO THE PUBLIC FOR COMMENTS AND QUESTIONS

Resident of Burlington Ave: New lines on Burlington Ave. Are they going to put an overlay?

Hinkle: Yes

Resident: Last time, the county moved the line. Parked cars – lost 5 morrors. From gas station to my house by the school, when they put those lines, people think it is a cross walk.

Hinkle: It is confusing. There was a lady coming right for me.

Resident: The crosswalk is really dangerous.

Fitzpatrick: I wrote to county engineer. They wouldn't change it. If they are going to do an overlay, maybe we can instruct Public Service.

Fenimore: I don't think they are going to do the whole road. Edgewater Park was different...they put something on both sides.

Fitzpatrick: That is a disaster.

Denton: In some places, they do half.

Fitzpatrick: I think Public Service is responsible to fix the road.

Resident: County engineer can sit at my kitchen table for a week. He will get an education.

MEETING CLOSED TO THE PUBLIC
CORRESPONDENCE

Fitzpatrick: DCA Commissioner – Zurbrugg got over \$2 million for their project. They will be moving forward.

DISCUSSION ITEMS:

1. Green Cities Are Cool Cities Initiative

Hinkle: Brochure – DEP and Forestry wants to give us 100 trees. They plant and water for a year. They want to do it in groups. Mayor has to sign the agreement. They still have a little time to put some trees in.

Fitzpatrick: They replace them if they die.

Hinkle: We keep losing trees. We have a lot of big old trees.

Fenimore: Last week we were at the park for two days. Two trees had huge holes in them.

Hinkle: They have special trees if there are wires. It's well laid out.

Jass: How long will it take?

Hinkle: one and a half days

Jass: Who is the primary contact?

Hinkle: Me and John.

Jass: Police will be involved if need be.

Hinkle: In the agreement, there are things that are for cities...going into cement.

Jass: Is there outreach to the public?

Hinkle: They will know.

Fenimore: Can you put it on a resident's property? That would be nice.

Templeton: Between the curb and sidewalk.

Fitzpatrick: I know we have put them in residents' properties. When county does new road on Coopertown, we could plant some then. They do their own survey and pick the places where the trees need to go.

Hinkle: We could do that next spring.

Jass: Will they put those bags so they will get water? Will residents be responsible?

Hinkle: I don't know, but it is in their contract that they will water.

Templeton: What if you don't want a tree?

Fitzpatrick: There will be meetings or you will be notified.

Devinney: The resident can say no.

Resolution 2009-129 to sign the contract and enter agreement with DEP ...

Passed unanimously

Hinkle: October 10 is Community Day at the Fire House. Wednesday is the mock election – 7th graders will be here at 9:00 for a tour and will have their own election.

2. Resolution Calling Upon the State Legislature to Address the Inequity on the Court Decision of Homes of Hope v. Township of Eastampton – tabled to Oct. 19th

ADJOURNMENT

Submitted by Maureen Barrett