

November 2, 2020
COMMISSION MEETING MINUTES
BOROUGH OF COLLINGSWOOD, NJ

A regular meeting of the Board of Commissioners was held remotely, at 7:00 P.M. Mayor M. James Maley, Jr. called the meeting to order, with Commissioner Joan Leonard present and Commissioner Robert Lewandowski present.

Mayor Maley read the Sunshine Notice stating that the Borough has complied with provisions of the Sunshine Law by adopting before January 10 of this year, a resolution prescribing the dates, times and locations of all regular meetings of the Commission. The Mayor stated there was a change in meeting format from in person to remote-conference. Written advanced notice of the change in format of at least 48 hours was supplied to two local newspapers. Mayor Maley led the Pledge of Allegiance.

Mayor Maley explained this meeting is being held by remote conference because of the stay-at-home order due to the COVID 19 virus. Mayor Maley explained how questions and comments can be submitted.

The Tax Collector Report was approved
The Minutes from July 6, 2020 and July 28, 2020 were approved.

The Commissioners called for the Second Reading and Public Hearing of Ordinance 1692

AN ORDINANCE AMENDING CHAPTER 141 OF THE CODE OF THE BOROUGH OF COLLINGSWOOD AND GRANTING TO THE PLANNING BOARD OF THE BOROUGH OF COLLINGSWOOD THE POWERS FORMERLY HELD BY THE BOROUGH OF COLLINGSWOOD ZONING BOARD OF ADJUSTMENT

WHEREAS, the Municipal Land Use Law, N.J.S.A. 40:55D-25c, specifically allows municipalities having a population of 15,000 or less by Ordinance to grant to the Planning Board, to the same extent and subject to the same restrictions, all the powers of a Zoning Board of Adjustment operating within such a municipality; and

WHEREAS, the Borough of Collingswood ("Borough") has a population of less than 15,000 ; and

WHEREAS, it is the desire of the Board of Commissioners ("Commissioners") of the Borough to reduce tax burdens on the taxpayers within the Borough by eliminating the dual expenses of having both a Planning Board and a Zoning Board of Adjustment; and

WHEREAS, it is further the desire of the Commissioners to consolidate zoning matters in one body to advance more efficient , cost effective, uniform and consistent land use administration in accordance with the Municipal Land Use Law and to the benefit of the Borough; and

WHEREAS, when a Planning Board exercises the powers of a former Zoning Board of Adjustment, any Class I and Class III member of said Planning Board may not participate in the consideration of any applications for development which involve relief pursuant to subsection (d) of N.J.S.A. 40:55D-70; and

WHEREAS, any matters pending before a Zoning Board of Adjustment prior to consolidation of Boards may be heard by that Zoning Board of Adjustment in accordance with N.J.S.A. 40:55D-72.1; and

WHEREAS, the Code of the Borough will have to be amended to incorporate the changes as contemplated by this Ordinance.

NOW, THEREFORE, BE IT ORDAINED, by the Commissioners of the Borough as follows:

SECTION 1: As of the adoption of this Ordinance, the Zoning Board of the Borough ("Zoning Board") is hereby abolished except that any applications then pending before the Zoning Board may continue to be heard in accordance with N.J.S.A. 40:55D-72.1.

SECTION 2: All powers of the former Zoning Board are hereby vested in the Borough Planning Board ("Planning Board"). To that extent, this Ordinance may not be all inclusive so that if there is any ordinance, whether the same be a Municipal Land Use ordinance or otherwise, which grants powers to the Zoning Board, said powers shall now lie with the Planning Board.

SECTION 3: Any Class I and Class III member of the Planning Board shall not participate in the

consideration of any applications of development which involve relief pursuant to subsection (d) of N.J.S.A. 40:55D-70.

SECTION 4: Chapter 141, Development Regulations, Article III, Sections 141-7 A-F shall be deleted and any powers, criteria and jurisdiction contained in Article III, Sections 141-7 G-K shall now lie with the Planning Board.

SECTION 5: Any references, in Chapter 141 to Zoning Board of Adjustment shall be revised to Planning Board.

SECTION 6: When necessary for the purposes of implementing this Ordinance, the term "Planning Board" shall be substituted for the term "Zoning Board of Adjustment" or equivalent in each and every instance where "Zoning Board of Adjustment" or equivalent appears in any ordinance, resolution, rule, regulation or amendments thereto.

SECTION 7: Where the substitution of "Planning Board" for "Zoning Board of Adjustment" or equivalent results in an apparent duplication, redundancy, or conflict in any ordinance, resolution, rule or regulation, the same shall be liberally construed and interpreted in accordance with the intent and purpose of N.J.S.A. 55D-25c, whereby the Planning Board replaces and to the same extent and subject to the same restrictions exercises all the powers of the Zoning Board.

SECTION 8: All ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent of such inconsistencies.

SECTION 9: Should any sentence, clause, sentence, phrase or provision of this Ordinance be declared unconstitutional or invalid by a Court of competent jurisdiction, such decision shall not affect the remaining portions of this Ordinance.

SECTION 10: This Ordinance shall take effect immediately upon final adoption and publication according to

Mayor Maley opened the Ordinance to the public:

With no comments Mayor Maley moved the public hearing closed and the ordinance be adopted on second and final reading which was seconded and approved by the call of the roll:

Aye: M. James Maley, Jr.
Aye: Joan Leonard
Aye: Robert Lewandowski

The Commissioners called for First Reading of Ordinance 1693 Amending Chapter 29 of the Borough Code Entitled Fire Department

WHEREAS, the Fire Chief, who is responsible for the day-to-day operations and efficiency of the Fire Department, recommends the creation of the position of Deputy Fire Chief as necessary and advisable for the operation of the Fire Department; and

WHEREAS, N.J.S.A. 40A:14-7 allows the governing body to appoint members, officers and personnel as deemed necessary, determine their terms of office, fix their compensation and prescribe their powers, functions and duties also recommends the creation of the position of Deputy Fire Chief.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED, by the Board of Commissioners of the Borough of Collingswood, that Chapter 29 of the Code of the Borough of Collingswood be and is hereby amended as follows:

SECTION 1

Amended Section. Section 29-4 A. entitled

§29-4 COMPOSITION OF FIRE DEPARTMENT-

The paid fire department may consist of the following ranks at the discretion of the Director of Public Safety. These appointments will be made by the Director of Public Safety at recommendation from the Chief of Department. They must meet all requirements to hold such positions by the State of New Jersey and Federal Regulations and the Fire Department Operating Guidelines and Policy Directives.

- a. Chief of Department (1)

- b. Deputy Chief (1)
- c. Captain (1)
- d. Lieutenant (2)

SECTION 2

Effective Date.

Effective Date. This Ordinance shall take effect upon proper passage in accordance with the law.

Mayor Maley moved the ordinance be approved on first reading, published, and the second reading and public hearing to be held on December 7, 2020 which was seconded and approved by the following call of the roll:

Aye: M. James Maley, Jr.
Aye: Joan Leonard
Aye: Robert Lewandowski

The Commissioners called for First Reading of Salary Ordinance 1694-Deputy Fire Chief

AN ORDINANCE TO PROVIDE FOR AND DETERMINE THE RATE OF COMPENSATION OF EACH OFFICER AND EMPLOYEE OF THE BOROUGH OF COLLINGSWOOD AND METHOD OF PAYMENT OF SUCH COMPENSATION

THE BOARD OF COMMISSIONERS OF THE BOROUGH OF COLLINGSWOOD IN THE COUNTY OF CAMDEN, AND STATE OF NEW JERSEY DOES ORDAIN:

SECTION 1. THE RATE OF COMPENSATION OF EACH OFFICER AND EMPLOYEE OF THE BOROUGH OF COLLINGSWOOD, WHOSE COMPENSATION SHALL BE ON AN ANNUAL, SEMI-ANNUAL, AND BIWEEKLY BASIS, SHALL BE PAYABLE AS FOLLOWS:

POSITION	ANNUAL SALARY

<u>Fire Department</u>	
Deputy Fire Chief	\$90,000.00 to \$110,000.00

SECTION 2. ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT WITH THIS ORDINANCE ARE HEREBY REPEALED. FULL TIME EMPLOYEES OF THE BOROUGH SHALL IN ADDITION TO THE COMPENSATION PROVIDED FOR HEREIN, SHALL RECEIVE LONGEVITY PAY, WHICH SHALL BE PAYABLE ONCE YEARLY OR AS SET FORTH IN LABOR CONTRACT, RATIFIED BY THE BOARD OF COMMISSIONERS.

SECTION 3. ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT WITH THIS ORDINANCE ARE HEREBY REPEALED.

SECTION 4. THIS ORDINANCE SHALL TAKE EFFECT UPON ITS PASSAGE AND PUBLICATION ACCORDING TO LAW.

Mayor Maley moved the ordinance be approved on first reading, published, and the second reading and public hearing to be held on December 7, 2020 which was seconded and approved by the following call of the roll:

Aye: M. James Maley, Jr.
Aye: Joan Leonard
Aye: Robert Lewandowski

Public Comment on Resolution Items:

Jen Rossi 114 East Palmer Ave. requested information on what programs are overseen by the Director of the Recreation Department. Mayor Maley replied we can get you copies of the recreation brochures. Mayor Maley listed some of programs; such as Odyssey of the Mind, the soccer program and Roberts Ppool. Mayor Maley asked Administrator Duffey if there is information on the web site. Mrs. Duffey replied there is information but if Ms. Rossi has any questions she can reach out to her.

The Following Resolutions were Approved without a Dissenting Vote

172. Appointing Jacob Goodman as Director to the Collingswood Recreation Department

Mayor Maley thanked former Director of Recreation Robert Rodriguez for his many years of service to the Borough of Collingswood.

173. Authorizing a Shared Service Agreement by and Between the Borough of Collingswood and the County of Camden- Municipal Alliance

174. Requesting Approval of Items of Revenue and Appropriation – Cross County Connection TDM Reimbursement Grant

175. Adopting Updates to the Existing 457 Deferred Compensation Plan

176. Awarding a Contact for the Furniture Bid for the Public Safety Building -Bellia

177. Supporting the Submission of a Grant Application for New Jersey Department of Transportation (NJDOT) Transportation Alternatives Program

178. Rescinding Resolution 19-215 Awarding a Contract to Think Pavers for the Safe Routes to School and Traffic Calming Project

179. Awarding a Contract to Lexa Concrete for the Safe Routes to School and Traffic Calming Project

180. Authorizing Payment of Bills as Presented by the Treasurer

Commissioner Lewandowski, talked about the many online programs being offered by the Collingswood Library and that the library is open by appointment. Commissioner Lewandowski thanked the Library staff for their help. Commissioner Lewandowski welcomed Recreation Director Jake Goodman and thanked former Director Rodriguez for his many years of dedication to the Borough of Collingswood. Commissioner Lewandowski thanked all involved that made the Drive Thru Trick of Trick a success. Commissioner Lewandowski talked about election day and encouraged anyone who has not to submitted their ballot to vote please vote.

Commissioner Leonard, said she would like to echo Commissioner Lewandowski’s thoughts on welcoming Jake and thanking Bobby Rodriguez. She reminded residents to vote. Commissioner Leonard said she wanted to give a word of thankfulness for the community and our neighbors. Commissioner Leonard welcomed all the new employees to the Borough

Mayor Maley, said he recently used the Library curb side pick up option and it worked perfectly.

Mayor Maley, said he wanted to thank all involved with the Halloween drive thru trick or treating event . Mayor Maley gave praise to all involved. Mayor Maley said because we did not have trick or treating on Haddon Ave there were many more kids in the neighborhoods, which reminded him of his childhood in Philadelphia. Mayor Maley commented that things are not the same, and people are finding ways to enjoy things the best way they can. Mayor Maley announced the subscription service Nixel being used by the Borough for notices and quick communication and encouraged residents to sign up. Mayor Maley used a notification about hydrant flushing as an example.

Mayor Maley opened the meeting

With no other comments, Mayor Maley moved the meeting be adjourned at 7:33 PM, which was seconded.

Approved: January 4, 2020

Commissioners	Present	Absent	Aye	Nay	Abstain
Mayor M. James Maley	x		x		
Commissioner Joan Leonard	x		x		
Commissioner Lewandowski	x		x		