

FEBRUARY 1, 2021
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 Commissioners approved a motion to approve the following reports Tax Collector and Zoning Official

Recognition: Chief Kevin Cary and the Borough of Collingswood for receiving the Attorney General's Excellence on Policing Award for the Police Advisory Committee initiative. Chief Cary thanked the Commissioners for there support. Mayor Maley congratulated Chief Carey and thanked the committee volunteers.

Mayor Maley talked about a body cameras for the police department and some new legislature that would provide reimbursement for the cameras. Mayor Maley talked about the cost of purchase and maintenance of the cameras.

Commissioner Lewandowski talked about the importance of talking about race and diversity and inclusion and trying to live up to our ideals. Commissioner Lewandowski said the heartache and outrage over last summer has led to collective action and hopefully some real solutions. Commissioner Lewandowski thanked all involved with Police Advisory Committee and with Collingswood Conversations. Commissioner Lewandowski added there is still work that needs to be done.

Commissioner Leonard said she is very proud and thanked Chief Carey.

The Commissioners called for Second Reading and Public Hearing of

ORDINANCE NO. 1697

AN ORDINANCE AMENDING CHAPTER 263 STORMWATER MANAGEMENT OF THE CODE OF THE BOROUGH OF COLLINGSWOOD

WHEREAS, Chapter 263 of the municipal code of the Borough of Collingswood ("Borough") establishes Stormwater Management requirements and controls for the Borough of Collingswood; and

WHEREAS, Article III establishes minimum stormwater management requirements and controls for major development in the Borough of Collingswood

WHEREAS, the Borough Engineer has recommended amendments to the current ordinance which shall establish stormwater management requirements and controls for Major Development as defined in Section II of Exhibit A

NOW, THEREFORE, BE IT ORDAINED that the Borough Commissioners hereby adopt the recommendations of the Borough engineer, and adopt the amended Section 263 Article III of the Borough Code which is attached hereto as Exhibit A.

This ordinance shall take effect immediately upon final adoption and publication according to law.

Mayor Maley explained this ordinance is required by state law. It is a tightening of Stormwater Management rules. But there have been some additional changes requested by other organizations. We are adopting what is required by law but also looking at the additional requested changes that would apply to smaller lots. Mayor Maley said he has requested that the Zoning Official look at how it will impact a property owner and not place any unnecessary burdens onto them.

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 Second Reading and Public Hearing of Ordinance 1698

**AN ORDINANCE OF THE BOROUGH OF COLLINGSWOOD
AMENDING CHAPTER 265 OF THE BOROUGH CODE REGARDING STREET OPENINGS**

WHEREAS, Chapter 265 of the municipal code of the Borough of Collingswood (“Borough”) establishes procedures and fees for the opening of Borough streets for various road and underground maintenance projects; and

WHEREAS, the Borough’s engineers have reviewed the current chapter regarding street opening procedures and fees and have recommended amendments to the ordinance to improve permit application procedures and clarify the fee structure for permit application and professional fees; and

WHEREAS, the Borough Commissioners accept the recommendations of the Borough Engineer for the reasons stated herein and wish to amend and restate Chapter 265 of the Borough Code in its entirety;

NOW, THEREFORE, BE IT ORDAINED that the Borough Commissioners hereby adopt the recommendations of the Borough Engineer regarding street opening permit application procedures and fee structure and adopt the amended and restated Chapter 265 to the Borough Code in its entirety which is attached hereto as Exhibit A.

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 Second Reading and Public Hearing of Ordinance 1699

**AN ORDINANCE AMENDING PROPERTY MAINTENANCE CODE OF THE BOROUGH OF
COLLINGSWOOD REGULATING TEMPERATURE IN RENTAL UNITS**

WHEREAS, Chapter 237 of the municipal code of the Borough of Collingswood (“Borough”) establishes standards and requirements for facilities for rental units located within the Borough; and

WHEREAS, Sections 237-17 and 237-18 establish requirements for the maintenance of heating and cooling facilities and maintaining certain temperatures within the living area of a rental unit; and

WHEREAS, Section 237-18 currently requires an owner or operator of a rental dwelling unit to supply sufficient heat during the period from October 1 to April 30 to maintain the room temperature at no less than 65°F in all living areas during the hours between 6:30 a.m. and 10:30 p.m. of each day and not less than 60°F during all other hours; and

WHEREAS, the Chief of the Borough Fire Department has recommended amendments to the current ordinance which shall increase temperature requirements and the hours for maintaining such temperatures in accordance with the

NOW, THEREFORE, BE IT ORDAINED by the Commissioners of the Borough of Collingswood that Section 237-18 shall be amended to increase the required temperature as stated therein from 65°F to 68°F during the hours of 6:00 a.m., rather than 6:30 a.m., to 11:00 p.m., rather than 10:30 p.m., and from 60°F to 65°F during all other hours.

This ordinance shall take effect immediately upon final adoption and publication according to law.

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 Second Reading and Public Hearing of Ordinance 1700

**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 1.0% 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 Board of Commissioners of the Borough of Collingswood in the County of Camden 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 Board of Commissioners hereby determines that a 2.5% increase in the budget for said year, amounting to \$ 323,787.67 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS the Board of Commissioners 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 Board of Commissioners of the Borough of Collingswood, in the County of Camden, 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 Borough of Collingswood shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5%, amounting to \$453,302.74, and that the CY 2021 municipal budget for the Borough of Collingswood 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.

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 Second Reading and Public Hearing of Ordinance 1701

AN ORDINANCE ESTABLISHING FEES FOR POLICE OUTSIDE EMPLOYMENT

BE IT ORDAINED AND ENACTED by the Borough Commission of the Borough of Collingswood that a policy be established for police outside employment;

WHEREAS, Prior to engaging in any outside business or employment, a member or employee of the Police Department shall request permission to do so from the Chief of Police. The decision of the Chief of Police to approve or deny permission to work outside the Department is final and subject only to appeal to the Borough Commissioners.

WHEREAS, Where a private party or other public entity desires to contract with the Borough of Collingswood for off-duty services by a police officer, said private party or public entity shall request the services through the office of the Chief of Police. To the extent that personnel are available, the Chief of Police may, but shall not be required to, assign a police officer to provide the aforesaid off-duty services. The cost of the services to the private party or other public entity shall be at \$85.00 per hour plus a \$100 vehicle charge per day per vehicle plus a 2% administration charge, at the discretion of the Chief of Police. All payments for the aforesaid services shall be made to the Borough of Collingswood. The Chief of Police is hereby authorized to establish such rules and regulations as are necessary to implement this subsection.

THEREFORE, BE IT ORDINATED by the Borough Commissioners of the Borough of Collingswood that Police Outside Employment fees are hereby established.

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 the First Reading of Ordinance 1702

AN ORDINANCE OF THE BOROUGH OF COLLINGSWOOD AMENDING CHAPTER 227 OF THE BOROUGH CODE REGARDING RESIDENTIAL PROPERTY INSPECTIONS

WHEREAS, Chapter 227 of the municipal code of the Borough of Collingswood ("Borough") governs property maintenance in the Borough and Section 227-3 establishes procedures and fees for the exterior inspection of properties upon sale; and

WHEREAS, the Borough's fire department officials have reviewed the applicable sections of the Borough Code regarding such inspections and have recommended amendments to the ordinance to improve permit application procedures and the inspection and repair requirements procedures; and

WHEREAS, the Borough Commissioners accept the recommendations of the Borough's fire

department and wish to amend Section 227-3 of the Borough Code;

NOW, THEREFORE, BE IT ORDAINED that the Borough Commissioners hereby adopt the recommendations of the Borough's fire department regarding exterior inspections of properties for sale and adopt the amended Section 227-3 of the Borough Code which is attached hereto as Exhibit A.

This ordinance shall take effect immediately upon final adoption 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 March 1, 2021 which was seconded and approved by the following call of the roll:

Aye: M. James Maley, Jr.

Aye: Joan Leonard

Commissioner Leonard commented that she is voting yes for the improvements but she believes there can be a compromise to protect permeability and the environment. Commissioner Leonard commented that many properties have stones in their driveways and have for years and she believes without them homes would have flooding issues.

Aye: Robert Lewandowski

The Commissioners called First Reading of Ordinance 1703

AN ORDINANCE OF THE BOROUGH OF Collingswood AMENDING CHAPTER 141 OF THE BOROUGH CODE REGARDING DESIGN AND PERFORMANCE STANDARDS FOR OFF-STREET PARKING

WHEREAS, Chapter 141 of the municipal code of the Borough of Collingswood ("Borough") establishes standards for development and maintenance of properties located within the Borough; and

WHEREAS, §141-76 of the Borough Code establishes standards for off street parking and loading and subsection 141-76(G) sets forth requirements for procedures and permitted materials for parking surfaces; and

WHEREAS, the Borough's engineer, zoning officer and fire officials have reviewed the current chapter regarding parking surfaces and have recommended amendments to the ordinance to provide for additional methods and materials for repair or replacement of parking surfaces; and

WHEREAS, the Borough Commissioners accept the recommendations of the Borough officials as identified herein and wish to amend Section 141-76(G) of the Borough Code;

NOW, THEREFORE, BE IT ORDAINED that the Borough Commissioners hereby adopt the recommendations of the Borough engineer, zoning officer and fire officials regarding n procedures and permitted materials for parking services and adopt the amended Section 141-76(G) of the Borough Code which is attached hereto as Exhibit A.

This ordinance shall take effect immediately upon final adoption 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 March 1, 2021 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:

Kate Delany 126 E. Palmer asked about details of the Resolution approving the Change Order with Epic Management. Mayor Maley explained that there is a dispute over debris that was discovered under one of the buildings that was taken down to make the site buildable for the Police and Fire Safety Building. Mayor Maley explained we have come to a compromise with Epic Management. We are still in a dispute with the architect on why this was not addressed before the project started but this resolution allows the project to continue moving forward. Ms. Delany asked about the resolution approving the changes to the Madden and Madden and Brown and Connery contracts. Mayor Maley explained there is not a change but our CFO was concerned that the language was not clear and asked us to redo the resolution. Ms. Delany asked for more information on the authorization of an increase to the Temporary Budget. Mayor Maley explained this resolution is related to the Water Budget and the state's new regulations in regard to PFOA's and the temporary measures we are putting in place to keep us in compliance with the DEP standards. Ms. Delany asked where she can find the 2019 Water Quality report. Mayor Maley referred the question to Water Superintendent Rich Spafford, Mr. Spafford explained that he is not sure if it is on the website but the reports were mailed out as required. Mr. Spafford stated copies were dropped off at Borough Hall and we can get one mailed out.

The Following Resolutions were Approved without a Dissenting Vote

51. Appointing Christopher Badecki as Full Time Police Officer for the Borough of Collingswood

Appointing Laborers to the Department of Public Works for the Borough of Collingswood

52. Kyle Moran

53. Marvin Parker

54. Brian Baker

55. Reappointing Daniel Kerr as Fire Official for the Borough of Collingswood

56. Reappointing Mary Ellen Ries as a Member to the Collingswood Planning Board

57. Awarding a Contract to Calgon Carbon Corp. for Absorption System

58. Approving the Terms and Conditions of Change Order #4 with Epic Management

59., 60., 61. Amending 2021 Professional Service Contracts –

Brown and Connery and Madden and Madden

62 Authorizing an Increase to the Temporary Budget

63 Authorizing an Award through State Contract – Body Cameras

64 Canceling Tax Account Balance for 723 Eldridge Avenue

65 Authorizing Refund of Tax Overpayment -Block 2 Lot 3

66 Approving the Payment of Bills in General, Water and Sewer Accounts

Commissioner Lewandowski, announced Borough staff is now helping with our resident senior citizens with registering for the COVID vaccine appointment. Commissioner Lewandowski shared the contact information and asked residents to also share this information with any family members, friends and neighbors. Commissioner Lewandowski added that we are also looking into helping those seniors who may not have access to transportation get to the vaccine site. Commissioner Lewandowski talked about the many events and programs that were canceled over the past year and that he is looking forward to getting back to all those things that make this community special, once more people are vaccinated.

Commissioner Leonard, agreed with Commissioner Lewandowski and she talked about the Green Festival and the Camden County Hazardous Waste Day. Commissioner Leonard said it will be held on April 24th, it will be different than in years past we will not be holding a festival but we will still have collection sites for electronic waste, hazardous waste and paper shredding. Commissioner Leonard explained there will be pick up stations for purchasing trees, pollinator plants and educational materials. We are committed to the environment and our community by continuing to hold a Green Day and doing so safely and responsibly.

Mayor Maley talked about the vaccine registration we are offering our senior citizens. Mayor Maley explained that he has had many people reaching out about getting the vaccine for loved ones. Mayor Maley said he is in constant talks with Camden County Commissioner Cappelli and what it is coming down to is the availability of vaccines. The state of New Jersey receives around 1,0000 doses a week. Mayor Maley talked about the progress of the Police and Fire Safety Building adding it is

coming along wonderfully and it looks like it was always there. Mayor Maley welcomed new School Board Superintendent Fred McDowell and stated he is looking forward to working with him and the Board. Mayor Maley invited residents to look into the new recreation programs being offered, information is on the Recreation page of the website. Mayor Maley encouraged people to continue supporting local businesses, this year has been very difficult for our business owners and they need our support, many restaurants and shops have great Valentine specials right now. Mayor Maley also encouraged folks to use the shopping delivery service Collingswood Prime. Mayor Maley announced a new bookstore will be coming to town.

Commissioner Lewandowski added that he has used Collingswood Prime and it is a great service.

Mayor Maley opened the meeting to the public.

Bill Johnson, 131 Frazer Ave. asked when the minutes from the last meeting would be posted. Mayor Maley explained the process of accepting minutes. A discussion ensued about where proposes resolutions and ordinances can be found.

With no additional comments, Mayor Maley moved the meeting be adjourned at 7:35 PM, which was seconded.

Approved

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