

**March 7, 2016**  
**COMMISSION MEETING MINUTES**  
**BOROUGH OF COLLINGSWOOD, NJ**

A regular meeting of the Board of Commissioners was held at the Collingswood Community Center, 30 W. Collings Avenue, Collingswood, NJ, on the second floor, at 7:00 P.M. Mayor M. James Maley, Jr., called the meeting to order, with Commissioner Joan Leonard *present* and Commissioner Michael Hall *present*. Mayor Maley read the Sunshine Notice stating that the Borough has complied with provisions of the Sunshine Law by adopting by January 10 of this year, a resolution prescribing the dates, times and locations of all regular meetings of the Commission. This meeting was one of the meetings listed on the resolution. Mayor Maley led the Pledge of Allegiance. The Tax Collector, Treasurer and Zoning Official reports were approved and seconded.

**The Commissioners called for the Second Reading and Public Hearing of Ordinance 1587 Refunding Bond**

REFUNDING BOND ORDINANCE PROVIDING FOR THE REFUNDING OF THE BOROUGH'S OUTSTANDING CALLABLE: (I) GENERAL OBLIGATION BONDS, SERIES 1998, DATED OCTOBER 1, 1998; (II) GENERAL OBLIGATION BONDS, SERIES 2008, DATED APRIL 30, 2008; (III) GENERAL OBLIGATION BONDS, SERIES 2009, DATED JULY 14, 2009; AND (IV) TAXABLE GENERAL OBLIGATIONS BONDS, SERIES 2009, DATED JULY 14, 2009; AUTHORIZING THE ISSUANCE OF UP TO \$18,100,000 OF GENERAL OBLIGATION REFUNDING BONDS OF THE BOROUGH OF COLLINGSWOOD, COUNTY OF CAMDEN, NEW JERSEY, TO FINANCE THE COSTS THEREOF; MAKING CERTAIN DETERMINATIONS AND COVENANTS IN CONNECTION THEREWITH; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING

**BE IT ORDAINED** by the Board of Commissioners of the Borough of Collingswood, County of Camden, 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 Borough of Collingswood, County of Camden, New Jersey ("Borough"), is hereby authorized to refund all of its outstanding callable:

(a) General Obligation Bonds, Series 1998, dated October 1, 1998, in the aggregate principal amount of \$420,000 and maturing on October 1 in the following years and principal amounts (collectively, the "1998 Callable Bonds"):

<u>Year</u>	<u>Sewer Utility</u>	<u>Water Utility</u>	<u>Total Principal Amount</u>
2016	\$70,000	\$70,000	\$140,000
2017	70,000	70,000	140,000
2018	70,000	70,000	140,000

(b) General Obligation Bonds, Series 2008, dated April 30, 2008, in the aggregate principal amount of \$4,690,000 (consisting of \$2,204,000 General Improvement Bonds and \$2,486,000 Water/Sewer Utility Bonds) and maturing on February 1 in the following years and principal amounts (collectively, the "2008 Callable Bonds"):

<u>Year</u>	<u>General Improvement</u>	<u>Water Utility</u>	<u>Total Principal Amount</u>
2019	\$705,000	\$205,000	\$910,000
2020	734,000	211,000	945,000
2021	765,000	220,000	985,000
2022	0	230,000	230,000
2023	0	240,000	240,000
2024	0	250,000	250,000
2025	0	265,000	265,000
2026	0	275,000	275,000
2027	0	290,000	290,000
2028	0	300,000	300,000

(c) General Obligation Bonds, Series 2009, dated July 14, 2009, in the aggregate principal amount of \$8,608,000 and maturing on June 1 in the following years and principal amounts (collectively, the "2009 Tax-Exempt Callable Bonds"):

<u>Year</u>	<u>Principal Amount</u>
2020	\$600,000
2021	615,000
2022	750,000
2023	730,000
2024	870,000
2025	915,000
2026	955,000
2027	1,005,000
2028	1,055,000
2029	1,113,000

(d) Taxable General Obligation Bonds, Series 2009, dated July 14, 2009, in the aggregate principal amount of \$2,109,000 and maturing on June 1 in the following years and principal amounts (collectively, the "2009 Taxable Callable Bonds"; together with the 1998 Callable Bonds, 2008 Callable Bonds and 2009 Tax-Exempt Callable Bonds, the "Callable Bonds"):

<u>Year</u>	<u>Principal Amount</u>
2020	\$160,000
2021	165,000
2022	175,000
2023	190,000
2024	200,000
2025	215,000
2026	225,000
2027	240,000
2028	260,000
2029	279,000

The exact principal amount of Callable Bonds to be refunded (which may be less than all of the Callable Bonds) shall be determined pursuant to a resolution adopted by the Board of Commissioners by not less than two-thirds of all the members thereof.

**Section 2.** To effectuate the refunding of up to all of the Callable Bonds, negotiable general obligation refunding bonds of the Borough are hereby authorized to be issued in one or more series in an aggregate principal amount not to exceed \$18,100,000 ("Refunding Bonds"), pursuant to the Local Bond Law. The maximum principal amount of Refunding Bonds to be issued and other terms thereof shall be determined pursuant to a resolution adopted by the Board of Commissioners by not less than two-thirds of all the members thereof.

**Section 3.** An aggregate amount not exceeding \$285,000 for the items of expense listed in and permitted by Section 51.b. of the Local Bond Law, N.J.S.A. 40A:2-51.b., has been included in the aggregate principal amount of the Refunding Bonds authorized herein.

**Section 4.** The purpose of the Refunding Bonds is to effect an interest cost savings for the Borough.

**Section 5.** Each Refunding Bond authorized herein shall be designated, substantially, "Borough of Collingswood, County of Camden, New Jersey, General Obligation Refunding Bond, Series 20\_\_" and shall be in the form prescribed and permitted by the Local Bond Law, as Bond Counsel may advise, and as the Borough shall approve.

**Section 6.** The Refunding Bonds may be sold at public or private sale pursuant to a resolution of the Board of Commissioners adopted by not less than two-thirds of the full members thereof.

**Section 7.** 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 Borough Clerk prior to the passage of this refunding 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.

**Section 8.** A certified copy of this refunding bond ordinance as adopted on first reading has been filed with the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey prior to final adoption, together with a complete statement in the form prescribed by the Director and signed by the Chief Financial Officer as to the outstanding indebtedness to be refunded by the issuance of the Refunding Bonds.

**Section 9.** This refunding bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by the Local Bond Law, provided that the consent of the Local Finance Board has been endorsed upon a certified copy of this refunding bond ordinance as finally adopted.

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: Michael Hall

**The Commissioners called for the First Reading of Ordinance 1588 to Exceed the Municipal Budget Appropriation Limits and to Establish a Cap Bank**

**CALENDAR YEAR 2016  
(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 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 Mayor and Council of the Borough of Collingswood in the County of Camden finds it advisable and necessary to increase its CY 2016 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 Mayor and Council hereby determines that a 3.5% increase in the budget for said year, amounting to \$388,534.77 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

**WHEREAS** the Mayor and Council 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 Mayor and Council 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 2016 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 \$ 388,534.77, and that the CY 2016 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 moved the ordinance be approved on first reading, published, and the second reading and public hearing to be held on April 4, 2016, which was seconded and approved by the following call of the roll:**

**Aye: M. James Maley, Jr.**  
**Aye: Joan Leonard**  
**Aye: Michael Hall**

**First Reading of Bond Ordinance 1589 for Authorizing Various Capital Renovations and the Acquisition of Various Equipment**

**BOND ORDINANCE AUTHORIZING VARIOUS RENOVATIONS AND THE ACQUISITION OF VARIOUS CAPITAL EQUIPMENT IN AND FOR THE BOROUGH OF COLLINGSWOOD, COUNTY OF CAMDEN, NEW JERSEY; APPROPRIATING THE SUM OF \$851,500 THEREFOR; AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OR BOND ANTICIPATION NOTES OF THE BOROUGH OF COLLINGSWOOD, COUNTY OF CAMDEN, NEW JERSEY, IN THE AGGREGATE PRINCIPAL AMOUNT OF UP TO \$808,925; MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING**

**BE IT ORDAINED** by the Board of Commissioners of the Borough of Collingswood, County of Camden, 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 Borough of Collingswood, County of Camden, New Jersey ("Borough").

**Section 2.** It is hereby found, determined and declared as follows:

- (a) the estimated amount to be raised by the Borough from all sources for the purposes stated in Section 7 hereof is \$851,500;
- (b) the estimated amount of bonds or bond anticipation notes to be issued for the purposes stated in Section 7 hereof is \$808,925; and

- (c) a down payment in the amount of \$42,575 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 \$808,925, to be raised by the issuance of bonds or bond anticipation notes, together with the sum of \$42,575, 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 Borough in an amount not to exceed \$808,925 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 Borough in an amount not to exceed \$808,925 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 \$165,000.

**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:

<b><u>Purpose/Improvement</u></b>	<b><u>Estimate d Total Cost</u></b>	<b><u>Down Payment</u></b>	<b><u>Amount of Obligatio ns</u></b>	<b><u>Period of Usefulne ss</u></b>
A. Renovations and improvements to the Roof of the Borough Library and Borough Townhall, together with the acquisition of all materials and equipment and completion of all work necessary therefore or related thereto	\$100,000	\$5,000	\$95,000	20 years
B. Acquisition of a Leaf Collection Vehicle for the Borough Highway Department, together with the acquisition of all materials and equipment and completion of all work necessary therefore or related thereto	45,000	2,250	42,750	5 years
C. Acquisition of Replacement Equipment for the Borough Fire and Emergency Medical Services Departments including, but not limited to, an Ambulance, together with the acquisition of all materials and equipment and completion of all work necessary therefore or related thereto	191,500	9,575	181,925	10 years
D. Acquisition of Replacement Equipment for the Borough Highway Department including, but not limited to, a Boom Truck, together with the acquisition of all materials and equipment and completion of all work necessary therefore or related thereto	\$175,000	\$8,750	\$166,250	15 years

<u>Purpose/Improvement</u>	<u>Estimate d Total Cost</u>	<u>Down Payment</u>	<u>Amount of Obligatio ns</u>	<u>Period of Usefulne ss</u>
E. Construction of Restroom Facilities in Knights Park in the Borough, together with the acquisition of all materials and equipment and completion of all work necessary therefore or related thereto	340,000	17,000	323,000	15 years
<b>Total</b>	<b>\$851,500</b>	<b>\$42,575</b>	<b>\$808,925</b>	

**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 13.93 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 Borough, as defined in Section 43 of the Local Bond Law, *N.J.S.A. 40A:2-43*, is increased by this Bond Ordinance by \$808,925 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 Borough 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 Borough shall levy *ad valorem* taxes on all taxable real property without limitation as to rate or amount for the payment thereof.

**Section 12.** The 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 Borough 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 Borough prior to the issuance of such bonds or bond anticipation notes.

**Section 14.** The Borough 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 Borough 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 any 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.

**Mayor Maley moved the ordinance be approved on first reading, published, and the second reading and public hearing to be held on March 24, 2016, which was seconded and approved by the following call of the roll:**

- Aye: M. James Maley, Jr.**
- Aye: Joan Leonard**
- Aye: Michael Hall**

**First Reading of Bond Ordinance 1590 Authorizing Various Water Utility Renovations**

**BOND ORDINANCE AUTHORIZING VARIOUS WATER UTILITY RENOVATIONS IN AND FOR THE BOROUGH OF COLLINGSWOOD, COUNTY OF CAMDEN, NEW JERSEY; APPROPRIATING THE SUM OF \$1,400,000 THEREFOR; AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OR BOND ANTICIPATION NOTES OF THE BOROUGH OF COLLINGSWOOD, COUNTY OF CAMDEN, NEW JERSEY, IN THE AGGREGATE PRINCIPAL AMOUNT OF UP TO \$1,400,000; MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING**

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**BE IT ORDAINED** by the Board of Commissioners of the Borough of Collingswood, County of Camden, 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 Borough of Collingswood, County of Camden, New Jersey ("Borough").

**Section 2.** It is hereby found, determined and declared as follows:

- (a) the estimated amount to be raised by the Borough from all sources for the purposes stated in Section 7 hereof is \$1,400,000;
- (b) the estimated amount of bonds or bond anticipation notes to be issued for the purposes stated in Section 7 hereof is \$1,400,000; and

**Section 3.** The sum of \$1,400,000, to be raised by the issuance of bonds or bond anticipation notes is hereby appropriated for the purposes stated in this bond ordinance ("Bond Ordinance").

**Section 4.** The issuance of negotiable bonds of the Borough in an amount not to exceed \$1,400,000 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 Borough in an amount not to exceed \$1,400,000 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 \$280,000.

**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. Painting of Standpipes throughout the Borough, together with the acquisition of all materials and equipment and completion of all work necessary therefore or related thereto	\$1,200,000	\$0	\$1,200,000	10 years
B. Construction of Wellhouse #12 in the Borough, together with the acquisition of all materials and equipment and completion of all work necessary therefore or related thereto	200,000	0	200,000	40 years
<b>Total</b>	<b>\$1,400,000</b>	<b>\$0</b>	<b>\$1,400,000</b>	

**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 15 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 Borough, as defined in Section 43 of the Local Bond Law, *N.J.S.A. 40A:2-43*, is increased by this Bond Ordinance by \$1,400,000 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 Borough 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 Borough shall levy *ad valorem* taxes on all taxable real property without limitation as to rate or amount for the payment thereof.



**Section 12.** The 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 Borough 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 Borough prior to the issuance of such bonds or bond anticipation notes.

**Section 14.** The Borough 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 Borough 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 any 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.

**Mayor Maley moved the ordinance be approved on first reading, published, and the second reading and public hearing to be held on March 24, 2016, which was seconded and approved by the following call of the roll:**

**Aye: M. James Maley, Jr.**

**Aye: Joan Leonard**

**Aye: Michael Hall**

**First Reading of Bond Ordinance 1591 Authorizing the Acquisition of  
Various Sewer Utility Equipment**

***BOND ORDINANCE AUTHORIZING THE ACQUISITION OF VARIOUS SEWER UTILITY  
EQUIPMENT IN AND FOR THE BOROUGH OF COLLINGSWOOD, COUNTY OF CAMDEN,  
NEW JERSEY; APPROPRIATING THE SUM OF \$530,000 THEREFOR; AUTHORIZING THE  
ISSUANCE OF GENERAL OBLIGATION BONDS OR BOND ANTICIPATION NOTES OF THE  
BOROUGH OF COLLINGSWOOD, COUNTY OF CAMDEN, NEW JERSEY, IN THE  
AGGREGATE PRINCIPAL AMOUNT OF UP TO \$530,000; MAKING CERTAIN  
DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS  
IN CONNECTION WITH THE FOREGOING***

**BE IT ORDAINED** by the Board of Commissioners of the Borough of Collingswood, County of Camden, 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 Borough of Collingswood, County of Camden, New Jersey ("Borough").

**Section 2.** It is hereby found, determined and declared as follows:

- (a) the estimated amount to be raised by the Borough from all sources for the purposes stated in Section 7 hereof is \$530,000;
- (b) the estimated amount of bonds or bond anticipation notes to be issued for the purposes stated in Section 7 hereof is \$530,000; and

**Section 3.** The sum of \$530,000, to be raised by the issuance of bonds or bond anticipation notes is hereby appropriated for the purposes stated in this bond ordinance ("Bond Ordinance").

**Section 4.** The issuance of negotiable bonds of the Borough in an amount not to exceed \$530,000 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 Borough in an amount not to exceed \$530,000 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 \$106,000.

**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 Usefulnes</u>
A. Acquisition of Replacement Equipment for the Borough Sewer Department including, but not limited to, a Sewer Jetter, together with the acquisition of all materials and equipment and completion of all work necessary therefore or related thereto	\$350,000	\$0	\$350,000	15 years
B. Acquisition of Replacement Equipment for the Borough Sewer Department including, but not limited to, Tri-Axle Dump Truck, together with the acquisition of all materials and equipment and completion of all work necessary therefore or related thereto	180,000	0	180,000	15 years
<b>Total</b>	<b>\$530,000</b>	<b>\$0</b>	<b>\$530,000</b>	

**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 15 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 Borough, as defined in Section 43 of the Local Bond Law, *N.J.S.A. 40A:2-43*, is

increased by this Bond Ordinance by \$530,000 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 Borough 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 Borough shall levy *ad valorem* taxes on all taxable real property without limitation as to rate or amount for the payment thereof.

**Section 12.** The 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 Borough 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 Borough prior to the issuance of such bonds or bond anticipation notes.

**Section 14.** The Borough 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 Borough 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 any 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.

**Mayor Maley moved the ordinance be approved on first reading, published, and the second reading and public hearing to be held on March 24, 2016, which was seconded and approved by the following call of the roll:**

- Aye: M. James Maley, Jr.**
- Aye: Joan Leonard**
- Aye: Michael Hall**

**FIRST READING OF ORDINANCE 1592  
AN ORDINANCE AMENDING CHAPTER 247, SECTION 16 OF  
THE BOROUGH OF COLLINGSWOOD CODE**

BE IT ORDAINED AND ENACTED, by the Borough Commission of the BOROUGH OF COLLINGSWOOD, that:

**I. PURPOSE.**

The purpose of this Ordinance is to amend Chapter 247, Section 16 of the Borough Code entitled Prohibited Discharges. The Borough has determined that amending the regulations is in the best interest of the Borough's residents.

**II. AMENDMENTS**

D. Solid or viscous substances in quantities or of such size to be capable of causing obstruction to the flow in sewer or other interference with the proper operation of the wastewater facilities, such as but not limited to ashes, bones, cinders, sand, mud, straw, shavings, metal, glass, rags, feathers, tar, plastics, wood, personal hygiene wipes, feminine products etc.

L. Violations and penalties. Any person who violates any provision of this section shall, upon conviction thereof, be subject to a fine not less than \$100 nor more than \$1,000.

2. All other terms and provisions of Chapter 247, Section 16 shall remain the same and are hereby reaffirmed.

### **III. EFFECTIVE DATE.**

This Ordinance shall take effect immediately upon final passage, approval, and publication, as provided by law.

**Mayor Maley moved the ordinance be approved on first reading, published, and the second reading and public hearing to be held on April 4, 2016, which was seconded and approved by the following call of the roll:**

**Aye: M. James Maley, Jr.**  
**Aye: Joan Leonard**  
**Aye: Michael Hall**

### **FIRST READING OF ORDINANCE 1593 AMENDING CHAPTER 293 OF THE CODE OF THE BOROUGH OF COLLINGSWOOD- PARKING**

BE IT ORDAINED, by the Borough Commission of the BOROUGH OF COLLINGSWOOD, that the following Chapters of the Borough Code be amended and supplemented as follows:

#### **Chapter 293-21 Nighttime parking; insignia required shall be amended:**

- C. Residences with no off street parking shall be eligible for up to 3 permits per household.

Residences with a driveway that cannot fit more than 2 vehicles are eligible for 1 permit per household.

All vehicles must be registered to the Collingswood address for proof of residency.

- D. Permits will be valid for a period of 1 year and expire on 12/31.

#### **Chapter 293-24 Exceptions to parking restrictions for certain residences shall be amended as follows:**

- A. Permit Parking Only Streets – Residences on the below streets may be eligible for up to 2 permits per household.
  - 1 permit per residence with under 5 vehicles.
  - 2 permits per residence with 5 or more vehicles.

Ogden Ave	Whitman Ave
Coolidge Ave	Edison Ave
Dill Ave	Wesley Ave
Curtis Ave	Conard Ave
Cooper Ave	

Residences on the below streets may be eligible for up to 3 permits per household.

- 2 permits for residences with under 5 vehicles.
- 3 permits for residences with 5 or more vehicles.

E. Collings Ave ( Haddon to Maple)  
Gorman Ave  
Lincoln Ave (Haddon to 150' east of Maple)  
Spring Ave  
S. Atlantic Ave (Lakeview to Dayton)

Apartments – Tenants are eligible for only 1 permit per apartment if 3 or more vehicles are registered to the apartment and they can produce a current lease listing all of the occupants.

No permits will be permitted for those living at the following:

Heights of Collingswood  
Pewter Village  
Creswood  
Marina Park  
Woodlawn Terrace Condos  
Collingswood Arms  
White Haven Condos  
1025 W. Collings

Permits may be permitted for those living in the following:

Wayne Gardens  
Madison Gardens  
30 Haddon  
Metropolitan Apartments  
Zane Ave Apartments  
Pacific Ave Apartments  
Wayne Terrace Apartments  
Bettlewood Ave Apartments

**C. Is deleted in its entirety.**

**Chapter 293 -61 Schedule XII: Parking Prohibited at All Times shall be amended as**

**follows:**

Add: Haddon Avenue                  South                  From Ferry Avenue to Bellevue Terrace

IV. **EFFECTIVE DATE.**

This Ordinance shall take effect immediately upon final passage, approval, and publication, as provided by law.

**Mayor Maley moved the ordinance be approved on first reading, published, and the second reading and public hearing to be held on April 4, 2016, which was seconded and approved by the following call of the roll:**

**Aye: M. James Maley, Jr.**

**Aye: Joan Leonard**

**Aye: Michael Hall**

**FIRST READING OF ORDINANCE 1594 AMENDING CHAPTER 105 OF THE CODE OF THE OF THE BOROUGH OF COLLINGSWOOD, COUNTY OF CAMDEN, STATE OF NEW JERSEY ADDING ARTICLE II., PET SHOP SALES, TO CHAPTER 105, ANIMALS**

**WHEREAS**, a significant number of puppies and kittens sold at pet shops come from large-scale, commercial breeding facilities where the health and welfare of the animals are not adequately provided for (“puppy mills” and “kitten mills,” respectively). According to The Humane Society of the United States, it is estimated that 10,000 puppy mills produce more than 2,400,000 puppies a year in the United States and that most pet shop dogs and cats come from puppy mills and kitten mills; and

**WHEREAS**, the documented abuses endemic to puppy and kitten mills include over-breeding; inbreeding; minimal to non-existent veterinary care; lack of adequate and nutritious food, water and shelter; lack of socialization; lack of adequate space; and lack of adequate exercise; and

**WHEREAS**, the inhumane conditions in puppy and kitten mill facilities lead to health and behavioral issues in the animals bred in those facilities, which many consumers are unaware of when purchasing animals from pet shops due to both a lack of education on the issue and misleading tactics of pet shops in some cases. These health and behavioral issues, which may not present themselves until sometime after the purchase of the animals, can impose exorbitant financial and emotional costs on consumers; and

**WHEREAS**, current Federal and State regulations do not adequately address the sale of puppy and kitten mill dogs and cats in pet shops; and

**WHEREAS**, restricting the retail sale of puppies and kittens to only those that are sourced from shelters or rescue organizations is likely to decrease the demand for puppies and kittens bred in puppy and kitten mills, and is likely to increase demand for animals from animal shelters and rescue organizations; and

**WHEREAS**, according to the New Jersey Department of Health 2014 Animal Intake and Disposition Survey, due in large part to pet overpopulation, more than 20,000 dogs and cats are euthanized in New Jersey animal shelters annually, including nearly 1,500 in the County of Camden. Restricting the retail sale of puppies and kittens to only those that are sourced from animal shelters and rescue organizations will likely reduce pet overpopulation and thus the burden on such agencies and financial costs on local taxpayers; and

**WHEREAS**, across the country, thousands of independent pet shops as well as large chains operate profitably with a business model focused on the sale of pet services and supplies and not on the sale of dogs and cats. Many of these shops collaborate with local animal shelters and rescue organizations to offer space and support for showcasing adoptable homeless pets on their premises; and

**WHEREAS**, this Ordinance will not affect a consumer's ability to obtain a dog or cat of his or her choice directly from a breed-specific rescue organization or a shelter, or from a hobby breeder where the consumer can see directly the conditions in which the dogs or cats are bred, or can confer directly with the hobby breeder concerning those conditions; and

**WHEREAS**, the Borough Commissioners believes it is in the best interests of this Borough of Collingswood to adopt reasonable regulations to reduce costs to the Borough of Collingswood and its residents, protect the citizens of the Borough of Collingswood who may purchase cats or dogs from a pet shop or other business establishment, help prevent inhumane breeding conditions, promote community awareness of animal welfare, and foster a more humane environment in the Borough of Collingswood.

**BE IT ORDAINED** by the Borough Commissioners of the Borough of Collingswood, County of Camden, and State of New Jersey adding Article II., Pet Shop Sales, to Chapter 105, Animals, in the Code of the Borough of Collingswood, as follows:

**ARTICLE I.                      ARTICLE II.                      SECTION 105-1                      Definitions.**

**ANIMAL CARE FACILITY** - an animal control center or animal shelter, maintained by or under contract with any state, county, or Borough of Collingswood, whose mission and practice is, in whole, or significant part, the rescue and placement of animals in permanent homes or rescue organizations.

**ANIMAL RESCUE ORGANIZATION** - any not-for-profit organization which has tax-exempt status under Section 501(c)(3) of the United States Internal Revenue Code, whose mission and practice is, in whole or in significant part, the rescue and placement of animals in permanent homes.

**CAT** - a member of the species of domestic cat, *Felis catus*.

**DOG** - a member of the species of domestic dog, *Canis familiaris*.

**OFFER FOR SALE** - to sell, offer for sale or adoption, advertise for the sale of, barter, auction, give away or otherwise dispose of a dog or cat.

**PET SHOP** - a retail establishment where dogs and cats are sold, exchanged, bartered or offered for sale as pet animals to the general public at retail. Such definition shall not include an animal care facility or animal rescue organization, as defined.

**ARTICLE II.                      ARTICLE II.                      SECTION 105-9                      Restrictions on the Sale of Animals**

A. A pet shop may offer for sale only those dogs and cats that the pet shop has obtained from or displays in cooperation with:

- (1) An animal care facility; or
- (2) An animal rescue organization.

B. A pet shop shall not offer for sale a dog or cat that is younger than eight (8) weeks old.

**ARTICLE III.**

If any section, paragraph, subsection, clause or provision of this Ordinance shall be declared invalid by a court of competent jurisdiction, that decision shall not affect the validity of this Ordinance as a whole or any part thereof.

**ARTICLE IV.**

All Ordinances contrary to the provisions of this Ordinance are hereby repealed to the extent that they are inconsistent herewith.

**ARTICLE V.**

This Ordinance shall take effect upon 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 April 4, 2016, which was seconded and approved by the following call of the roll:**

**Aye: M. James Maley, Jr.**

**Aye: Joan Leonard**

**Aye: Michael Hall**

**The Following Resolutions were Approved without a Dissenting Vote**

Appointing Part-Time Firefighter /EMT/Inspector

52. Matthew Medes

53. Adam Stuhlemmer

54. Appointing Andrew Angelucci as a Volunteer Firefighter

55. Appointing Carissa Shanely as Library Director for the Borough of Collingswood

56. Authorizing to Increase the Temporary Budget

57. Authorizing the Self-Examination of the 2016 Municipal Budget

58. Introducing and Approving the 2016 Municipal Budget

59. Introducing and Approving the 2016 BID Budget

60. Authorizing the Preparation and Distribution of Offering Documents In Connection with the Sale of the Borough's General Obligation Refunding Bonds

61. Authorizing the Issuance and Bond Sale of up to \$2,340,000.00, the Aggregate Principal Amount of its Taxable General Obligation Bonds

62. Authorizing a Professional Services Contract to Shirley Bishop as Housing Consultant for the Affordable Housing Plan

63. Authorizing to Submit Application -Year 38 Community Development Block Grant

64. Authorizing a Cooperative Pricing Agreement with Camden County for Office Supplies

65. Authorizing an Interlocal Agreement with the Borough of Oaklyn

66. Authorizing an Agreement with the Saint Joseph's Carpenter Society

67. Authorizing the Release of the Performance Guarantee and Accepting a Maintenance Bond –B&W Construction for the Maple Avenue Road Opening Project

68. Designating Agents on Behalf of the Borough of Collingswood- Water System Engineering Permit Application

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

Commissioner Hall talked about a new link on the Borough Website for residents that can be used for reporting problems such as potholes and other non-emergency concerns.

Commissioner Leonard said Second Saturdays will be picking up now that Spring has arrived; she also talked about upcoming events such as Dancers on the Avenue for Saint Patrick's Day, the Green Festival and Arbor Day and she reminded folks to visit the Borough website calendar



page for these events and more. Commissioner Leonard talked about the passing of longtime Community Chorus Director Dale Carey, she expressed her condolences to the Carey family and the members of the Community Chorus.

Mayor Maley also expressed his condolences to the Carey family. Mayor Maley commented that Mr. Carey would always start his concerts at 7:28 which was Mr. Carey's way of making sure folks always remembered show time. Mayor Maley talked about the Borough's 1<sup>st</sup> Wellness Week. Mayor Maley asked Cass Duffey to talk about some of the events. Mrs. Duffey said there would be a dozen different events every day and at the end of the week an event filled Community Day will be held in Knight Park. Mayor Maley referred folks to the Town Crier and the Borough Website for more information.

Mayor Maley opened the meeting to the public.

Richard Klingerman 743 Maple Terrace asked about a removed item on the agenda and the date of the Special Commissioners meeting. Mayor Maley explained the JIF renewal was removed because the renewal is not due until the fall and Mayor Maley gave the date and time of the meeting as March 24<sup>th</sup> at 8:30am.

Keith Monahan, 346 Richey Ave. asked if the crosswalks at Woodlynne and Richey Ave could be repainted and the lights on the crossover the bridge be addressed. Mr. Monahan also said thank you for clearing the triangle at Cattell.

Steven Massulo 310 Comly Ave. said he recently purchased his property and had to purchase flood insurance. Mr. Massulo asked if the Borough was aware of any process to have FEMA review. Mayor Maley said it is not a quick process but we can get you some contact information on requesting a single reevaluation. Mayor Maley referred Mr. Massulo to Keith Hastings.

With no further comments, Mayor Maley moved the meeting be adjourned at 7:25PM, which was seconded.

Approved: 5/4/2016