

OCTOBER 2, 2017
COMMISSION MEETING MINUTES
BOROUGH OF COLLINGSWOOD, NJ

A regular meeting of the Board of Commissioners was held at the Collingswood Community Center 30 Collings Ave. 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 Robert Lewandowski *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. Mayor Maley led the Pledge of Allegiance. The Tax Collector, Treasurer, CFO and Zoning Official reports were approved and seconded.

Review and Discussion of Best Practices Checklist

The Commissioners Tabled Ordinance 1624
Amending Chapter 141-65 of the Borough Municipal Code Entitled "Fences and Walls"

The Commissioners called for the Second Reading and Public Hearing of 1627

APPROPRIATING \$50,000 FROM THE GENERAL
CAPITAL FUND BALANCE FOR ROADWAY IMPROVEMENTS

BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE BOROUGH OF COLLINGSWOOD, IN THE COUNTY OF CAMDEN, NEW JERSEY AS FOLLOWS:

Section 1. That Roadway improvements are hereby authorized as general improvements to be made or acquired by the Borough of Collingswood, County of Camden, New Jersey; and

Section 2. \$50,000 is hereby appropriated from the General Capital Fund Balance for Roadway Improvements; and

Section 3. The capital budget of the Borough of Collingswood is hereby amended to conform with the provisions of this ordinance.

Section 4. This ordinance shall take effect as provided by the 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 the First Reading of Ordinance 1628

BOND ORDINANCE AUTHORIZING SUPPLEMENTAL FUNDING FOR THE ACQUISITION OF CERTAIN REAL PROPERTY IN THE BOROUGH OF COLLINGSWOOD, COUNTY OF CAMDEN, NEW JERSEY; APPROPRIATING THE SUM OF \$500,000 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 \$500,000; 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, constituting Chapter 169 of the Laws of 1960 of the State of New Jersey, as amended and supplemented ("Local Bond Law"), and the Local Redevelopment and Housing Law, constituting Chapter 79 of the Laws of 1992 of the State of New Jersey, as amended and supplemented, 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 \$500,000; and
- (b) the estimated amount of bonds or bond anticipation notes to be issued for the purposes stated in Section 7 hereof is \$500,000.

Section 3. The sum of \$500,000, to be raised by the issuance of bonds or bond anticipation notes, 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 \$500,000 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 \$500,000 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 \$100,000.

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 maximum amount of obligations to be issued for each said purpose; the maximum rate of interest the obligations are to bear; 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>Estimate d Total Cost</u>	<u>Amount of Obligatio ns</u>	<u>Maximum Rate of Interest on Obligations</u>	<u>Period of Usefulne ss</u>
A. Supplemental Funding for the Acquisition of and Improvements to Certain Real Property in the Borough of Collingswood including, but not limited to, Block 112, Lots 15, 16 and 17, and together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto, originally authorized by Bond Ordinance 1621	\$500,000	\$500,000	8.5%	40 years

Section 8. 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 9. 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 \$500,000 and that the obligations authorized by this Bond Ordinance will be within all debt limitations prescribed by said Local Bond Law.

Section 10. 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 11. 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 12. 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 13. 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 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 Ogden, Utah Service Center of 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 14. 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 15. All ordinances, or parts of ordinances, inconsistent herewith are hereby repealed to the extent of any such inconsistency.

Section 16. 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 November 6, 2017, which was seconded and approved by the following call of the roll:

Aye: M. James Maley, Jr.

Aye: Joan Leonard

Aye: Robert Lewandowski

The Following Resolutions were Approved without a Dissenting Vote

153. Awarding a Contract to GWP Enterprises, Inc.-Resurfacing of Chelsea and Ventnor

154. Authorizing an Amendment to the Employee's Manual-Longevity

155. Authorizing to Offer Employee Participation in the Financial Incentive Pilot Program for State Health Benefits

156. Canceling Unexpended Balances in Improvement Authorizations

157. Approving Raffle License 2017-11 New Jersey Association on Correction

158. Authorizing a Lease with Purchase Option for Property Located at 691 Haddon Avenue

159. Authorizing the Sale of Property at 254 Harvard Avenue

160. Approving the Payment of Bills as Presented by the Treasurer

Commissioner Lewandowski announced some upcoming events such as the Book Festival, the pre Book Festival event - Sages of the Ages for seniors and Clover Market. Commissioner Lewandowski talked about the Leaf Collection starting date and he reminded residents to place leaves on the curbstrip and not in the street. Commissioner Lewandowski talked about and thanked the organizers of Porch Fest.

Commissioner Leonard announced Fall Clean Up in Knight Park on Sat Nov 4th and a tree planting on Haddon being held on Nov. 11th. Commissioner Leonard congratulated the Community Gardens for receiving awards from the Pennsylvania Horticultural Society. Commissioner Leonard announced an upcoming Town Forum scheduled for Oct. 24 and the Proud Neighbors Architectural Walking Tour taking place on Sunday Oct. 15th.

Mayor Maley recognized the tragedy that took place in Las Vegas and said our hearts are with all of those effected. Mayor Maley said some residents are interested in holding a vigil, nothing has been scheduled as of yet, we will keep you posted. Mayor Maley announced Moody's Credit Rating Agency has raised our credit rating. Mayor Maley pointed out Moody's had dropped the Borough's rating eight years ago because of the Lumberyard Project and today they are raising our rating because of the Lumberyard Project. Mayor Maley thanked Jean Brennan for all the years she has organized the Book Festival, Mayor Maley added this will be Mrs. Brennan's last year as organizer. Mayor Maley said Jean and her team have done a fantastic job over the past 15 years and they are doing a great job transitioning to the new team.

Mayor Maley opened the meeting to the public.

Larry DiGiovanni, 745 Merrick Ave. requested more trash cans for Knight Park.

Kate Delaney, 126 E. Palmer Avenue said she is in favor of the Backyard Chicken Pilot Program and would like to know the status. Mayor Maley said it is currently being looked at and more information will be available very soon.

With no further comments, Commissioner Leonard moved the meeting be adjourned at 7:30PM, which was seconded.