

JANUARY 7, 2019
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 before 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 and Zoning Official reports were approved and seconded.

ORDINANCES:

**The Board of Commissioners called for the First Reading of Bond Ordinance 1655
Construction of a Public Works Building**

ORDINANCE 1655

**BOND ORDINANCE AUTHORIZING THE CONSTRUCTION OF A
PUBLIC WORKS BUILDING AND RELATED UTILITY
IMPROVEMENTS IN AND FOR THE BOROUGH OF
COLLINGSWOOD, COUNTY OF CAMDEN, NEW JERSEY;
APPROPRIATING THE SUM OF \$7,500,000 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 \$7,350,000;
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 \$7,500,000;
- (b) the estimated amount of bonds or bond anticipation notes to be issued for the purposes stated in Section 7 hereof is \$7,350,000; and
- (c) a down payment in the amount of \$150,000 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 \$7,350,000, to be raised by the issuance of bonds or bond anticipation notes, together with the sum of \$150,000, 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 \$7,350,000 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. All or a portion of the bonds authorized to be issued hereunder may evidence one or more loans from the New Jersey Department of Environmental Protection and/or the New Jersey Infrastructure Bank, under an Application for Financial Assistance ("Application") submitted by the Borough to said entities.

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 \$7,350,000 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 \$1,500,000.

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>Estimate d Total Cost</u>	<u>Down Payment</u>	<u>Amount of Obligatio ns</u>	<u>Period of Usefulne ss</u>
A. Construction of a Public Works Building (General Capital Portion) in and for the Borough, together with related Sewer Utility Improvements, together with the acquisition of all materials and equipment and completion of all work necessary therefore or related thereto	\$3,000,000	\$150,000	\$2,850,000	30 years
Construction of a Public Works Building (Sewer Utility Portion) in and for the Borough, together with related Sewer Utility Improvements, together with the acquisition of all materials and equipment and completion of all work necessary therefore or related thereto	2,900,000	0	2,900,000	30 years
B. Various Sewer Utility Improvements related to the Construction of the Public Works Building, together with the acquisition of all materials and equipment and completion of all work necessary therefore or related thereto	1,100,000	0	1,100,000	40 years
C. Various Water Utility Improvements related to the Construction of the Public Works Building, together with the acquisition of all materials and equipment and completion of all work necessary therefore or related thereto	500,000	0	500,000	40 years
Total	\$7,500,000	\$150,000	\$7,350,000	

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 32.17 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 \$7,350,000 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 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 Board of Commissioners called for the First Reading of Bond Ordinance 1656
Construction of a Public Safety Facility

ORDINANCE 1656

BOND ORDINANCE AUTHORIZING THE CONSTRUCTION OF AN EMERGENCY RESPONSE BUILDING AND RELATED ACQUISITION AND IMPROVEMENTS IN AND FOR THE BOROUGH OF COLLINGSWOOD, COUNTY OF CAMDEN, NEW JERSEY; APPROPRIATING THE SUM OF \$12,000,000 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 \$11,475,000; 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 \$12,000,000;
- (b) the estimated amount of bonds or bond anticipation notes to be issued for the purposes stated in Section 7 hereof is \$11,475,000; and
- (c) a down payment in the amount of \$525,000 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 \$11,475,000, to be raised by the issuance of bonds or bond anticipation notes, together with the sum of \$525,000, 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 \$11,475,000 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. All or a portion of the bonds authorized to be issued hereunder may evidence one or more loans from the New Jersey Department of Environmental Protection and/or the New Jersey Infrastructure Bank, under an Application for Financial Assistance ("Application") submitted by the Borough to said entities.

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 \$11,475,000 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 \$2,500,000.

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>Estimate d Total Cost</u>	<u>Down Payment</u>	<u>Amount of Obligatio ns</u>	<u>Period of Usefulne ss</u>
A. Construction of an Emergency Response Building in and for the Borough, together with related property acquisition and improvements, together with the acquisition of all materials and equipment and completion of all work necessary therefore or related thereto	\$10,500,000	\$525,000	\$9,975,000	30 years
B. Various Sewer Utility Improvements related to the Construction of the Emergency Response Building, together with the acquisition of all materials and equipment and completion of all work necessary therefore or related thereto	800,000	0	800,000	40 years
C. Various Water Utility Improvements related to the Construction of the Emergency Response Building, together with the acquisition of all materials and equipment and completion of all work necessary therefore or related thereto	700,000	0	700,000	40 years
Total	\$12,000,000	\$525,000	\$11,475,000	

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 31.30 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 \$11,475,000 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 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 Following Resolutions were Approved without a Dissenting Vote

Appointing Nickalaus Ferrara as a Full Time Officer for the Collingswood Police Department

Appointing Joseph Corsetti as a Full Time Officer for the Collingswood Police Department

Oaths of Office:

Nickalaus C. Ferrara

Joseph Corsetti

Reappointing Keith Hastings as the Municipal Housing Liaison, Clean Communities Coordinator, the Representative to the Camden County

Community Development, Alternate Fund Commissioner to the Camden County Municipal Joint Insurance Fund,

Reappointing Joseph Kootcher as Recycling Coordinator

Reappointing Andrew Marker as Safety Coordinator

Reappointing Bill Fisher as Construction Official and Electric Sub-Code Official and Inspector

Reappointing Fabrizio Flaiano as Plumbing Sub- Code Official and Inspector

Reappointing Al Hallworth Jr. as Building Inspector

Reappointing Ralph Jones as Fire Sub-Code Official and Inspector

Reappointing part Time Municipal Court Staff:

Danielle Ghreibi	Part Time Violations Clerk as Needed
Anita Schoeffling	Court Recorder/Part Time Clerk As Needed
Robert Eckert	Bailiff

Authorizing Professional Services Contracts to:

Barber Consulting as Information Technology Consultants

Brown and Connery as Municipal Attorneys

Conner Strong Companies as Risk Management Consultants

DM Medical Billing for Ambulance and Fire Department Billing Services

Main Street Realty for Professional Services

Phoenix Advisors, LLC as Financial Advisors

Parker McCay, P.A. as Bond Counsel and Special Counsel

Petroni & Associates for Municipal Auditor

Remington & Vernick as Municipal Engineers

SLK Community Consulting, LLC

Timothy Search as Municipal Prosecutor

Charles Wigginton as Public Defender

Brett Wiltsey as Historic Board Solicitor

Michael Madden as Planning Board Solicitor

Peter Thorndike as Zoning Board Solicitor

Independent Animal Control for Animal Control Services

Quality Cleaning for Cleaning Services

Timothy Scaffidi Special Counsel for Conflict Matters

Approving a Shared Services Agreement with the Borough of Merchantville-

Construction Code Official

Building Inspector

Approving a Cash Management Plan for the Borough of Collingswood in 2019

Approving Depositories for Borough of Collingswood Funds in 2019

Parke Bank

1st Colonial

South Jersey Credit Union

Approving Year 2019 Temporary Budget Appropriations

Approving the Interest and Grace Period on Taxes, Water, and Sewer in 2019

Approving the Purchase of Items Under State Contract for Various Items

Authorizing the Tax Assessor to File Appeals in 2019

Authorizing an Agreement with Edmunds and Associates for Software Support in 2019

Designating of Official Newspapers for Legal Advertising

Canceling Unexpended Balances in Improvement Authorizations

Authorizing to Enter into a Month to Month Cooperative Pricing Agreement for Solid Waste Disposal with the County Of Camden

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

Commissioner Lewandowski, talked about the changes regarding recycling and the importance of not putting out dirty recycling to the center. Commissioner Lewandowski talked about number 1 & 2 plastics being the only plastics that can be recycled in the blue can, he asked residents to clean & dry anything that is being put in the blue bucket because it contaminates and affects the machinery and recycling process, Commissioner Lewandowski added it is important to evaluate our shopping practices and strive as consumers to purchase more reusable items.

Commissioner Leonard, thanked Commissioner Lewandowski for important comments. Commissioner Leonard announced the Green Festival being held on April 13th, she talked about the success of our Green initiatives over years and the environmental challenges we are facing today in our home, businesses and government. Commissioner Leonard thanked the Borough staff for their work over the past few months, she talked about extended illnesses of some staff members and the passing of Barbara Matousch. Commissioner Leonard thanked Administrator Hastings for everything he has done to make sure the day to day operations keep moving forward. Commissioner Leonard reminded residents to continue to keep communicating any ideas, questions and concerns. She stressed the importance of getting involved and working together.

Mayor Maley, thanked everyone involved with the Holiday Parade. Mayor Maley said the parade is a wonderful event but it takes a lot of work by the volunteers and organizers.

Mayor Maley opened the meeting to the Public:

Comments

Kate Delaney, 126 E Palmer Ave. asked if there was an update to the Air B&B Ordinance. Mayor Maley explained that there is a draft ordinance that is being reviewed. Ms. Delaney asked if it would be introduced in February. Mayor Maley said it could but added that it was still being worked on and under review.

With no further comments, Mayor Maley moved the meeting be adjourned at 7:22 which was seconded.

Approved 4-1-2019