

APRIL 4, 2022
COMMISSION MEETING MINUTES
BOROUGH OF COLLINGSWOOD, NJ

A regular meeting of the Board of Commissioners was held remotely, at 7:00 P.M. Mayor M. James Maley, Jr. called the meeting to order, with Commissioner Robert Lewandowski present and Commissioner Morgan Robinson 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 explained the meeting is also being live streamed. Mayor Maley led the Pledge of Allegiance.

The Commissioners approved a motion to approve the following reports Tax Collector, Municipal Court and Zoning Official.

The Commissioners called for the Second Reading and Public Hearing of

ORDINANCE NO. 1735

APPROPRIATING \$50,000.00 FROM THE GENERAL CAPITAL
IMPROVEMENT FUND FOR THE PURCHASE OF EQUIPMENT FOR
ROBERTS POOL

APPROPRIATING \$125,000.00 FROM THE GENERAL CAPITAL
IMPROVEMENT FUND FOR THE PURCHASE AND INSTALL PARKING
METERS

APPROPRIATING \$125,000.00 FROM THE WATER CAPITAL
IMPROVEMENT FUND FOR IMPROVMENTS TO WATER
INFRASTRUCTURE

BE IT ORDAINED by the Mayor and Borough Commissioners of the Borough of Collingswood, County of Camden, State of New Jersey, (not less than 2/3 of all members thereof affirmatively concurring) as follows:

SECTION 1. The Borough Commissioners of the Borough of Collingswood hereby authorizes the following General Capital improvements:

Purchase Equipment for Roberts Pool	\$50,000.00
Purchase and Install Parking Meters	\$125,000.00

SECTION 2. The Borough Commissioners of the Borough of Collingswood hereby authorizes the following Water Capital improvements:

Improvements to Water Infrastructure	\$125,000.00
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SECTION 4. The useful life of this equipment is at least five (5) years. No Supplemental Debt Statement is required since there is no authorization of any debt within this Capital Ordinance. The gross debt of the Municipality as defined by law is not increased by this ordinance, and no obligation in the matter of bonds or notes are authorized by this ordinance.

SECTION 5. The capital budget of the Borough of Collingswood will conform with the provisions of this ordinance, and

SECTION 6. The improvements authorized hereby are not current expenses and are improvements that the Borough may lawfully make, and

SECTION 7. This Capital Ordinance shall take effect immediately after publication following the final adoption as provided by law.

Mayor Maley opened the Ordinance to the public: No Comment

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 Robert Lewandowski
Aye: Morgan Robinson

The Commissioners Called for the First Reading of

Ordinance 1736

AN ORDINANCE IMPOSING A FEE FOR APPLICATION FOR A RESOLUTION OF SUPPORT PURSUANT TO N.J.A.C. 17:30-5.1(g)

WHEREAS, the State of New Jersey has enacted legislation known as the New Jersey Cannabis Regulatory, Enforcement Assistance and Marketplace Modernization Act, N.J.S. 24:6I-31, et seq. (the "Act"), as may be amended from time to time, which legalizes and regulates cannabis use and possession for adults 21 year and older; and

WHEREAS, N.J.A.C. 17:30-5.1(g) provides that a municipality may provide cannabis businesses seeking licensure under the Act with proof of local support for the suitability of a cannabis business within the municipality and the suitability of activities related to the operations of the proposed cannabis business ("Proof of Local Support"); and

WHEREAS, the Borough of Collingswood ("Borough") will incur fees and costs associated with analysis of such suitability as required by a Proof of Local Support; and

WHEREAS, the Borough has determined to set an initial non-refundable escrow fee associated with an application for Proof of Local Support in the amount of Two Thousand, Five Hundred Dollars (\$2,500.00).

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

A non-refundable application fee in the amount of Two Thousand, Five Hundred Dollars (\$2,500.00) is hereby imposed for applications for Proof of Local Support in accordance with N.J.A.C. 17:30-5.1(g).

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

Mayor Maley moved the ordinance be approved on first reading, published, and the second reading and public hearing to be held on May 2, 2022 which was seconded and approved by the following call of the roll:

***Aye: M. James Maley, Jr.
Aye: Robert Lewandowski
Aye: Morgan Robinson***

The Commissioners Called for the First Reading Of Ordinance 1737

AN ORDINANCE AMENDING CHAPTER 141 OF THE BOROUGH OF COLLINGSWOOD MUNICIPAL CODE REGULATING SIGNS

WHEREAS, Chapter of the Municipal Code of the Borough of Collingswood ("Borough") regulates and controls the construction, placement, and design of all signs located within the Borough; and

WHEREAS, the Commissioners of the Borough have determined that there is a need to amend various provisions within Chapter 141 regarding the regulation of signs including the general design guidelines on allowable materials.

NOW THEREFORE, BE IT ORDAINED, by the Borough Commission of the Borough of Collingswood, in the County of Camden, State of New Jersey, that Chapter 141 of the Borough's development regulations shall be amended as set forth in the draft revised ordinance attached hereto.

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

Mayor Maley moved the ordinance be approved on first reading, published, and the second reading and public hearing to be held on May 2, 2022 which was seconded and approved by the following call of the roll:

Aye: M. James Maley, Jr.
Aye: Robert Lewandowski
Aye: Morgan Robinson

**The Commissioners Called for the First Reading Of
Ordinance 1738**

AMENDING CHAPTER 141 OF THE BOROUGH CODE REGARDING OUTDOOR DISPLAYS

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

WHEREAS, §141-76.2 of the Borough Code establishes standards for outdoor displays within the Borough’s Central Business District; and

WHEREAS, the Borough’s zoning officer and administrator have reviewed the current chapter regarding outdoor displays and have recommended amendments to the ordinance to further provide for unobstructed walkways within the Borough’s right of way; and

WHEREAS, the Borough Commissioners accept the recommendations of the Borough officials as identified herein and wish to amend Section 141-76.2 of the Borough Code;

NOW, THEREFORE, BE IT ORDAINED that the Borough Commissioners hereby adopt the recommendations of the Borough zoning officer and administrator regarding the amendments to the Borough Ordinance governing outdoor displays within the Central Business District and adopt the amended Section 141-76.2 of the Borough Code which is attached hereto as Exhibit A.

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

Exhibit A

Introduced: April 4, 2022

§ 141-76.2. Outdoor displays.

- A. Limitation. No merchandise, wares, goods, foods, etc., is permitted to be sold or offered for sale on any sidewalk or sidewalk right-of-way or public thoroughfare or public highway or public property within the Borough of Collingswood, except as provided herein.
- B. Permitted Activities.
 - (1) From time to time charitable festivals and other organized activities are conducted within the CBD Central Business Districts of the Borough of Collingswood.
 - (2) Whenever the governing body of the Borough of Collingswood authorizes such charitable festivals and/or other such organized activities to occur within the CBD District, the following requirements shall apply:
 - (a) Charitable organizations and/or nonprofit organizations and their agents, servants, and/or employees are permitted to peddle, solicit, canvass and/ or sell merchandise, etc., during such charitable festivals or such other organized activity upon the public sidewalks and other public property, as long as a minimum four-foot safe, continuous, unobstructed path is maintained on the sidewalk;
 - (b) The various shops and stores within the CBD District may not display their merchandise on the sidewalk directly in front of their stores or shops and may not make sales from such locations during the charitable festival or other organized activity, unless the governing body of the Borough of Collingswood authorized such activity in advance of the charitable festival and/or such organized activity for a shop or store within the CBD District to display and sell its merchandise.
[Amended 11-3-2008 by Ord. No. 1454]
 - (c) No other peddler, solicitor, canvasser person and/or entity shall be permitted to peddle, solicit, canvass, sell, or offer for sale any merchandise during such charitable festival or other organized activity.

(3) A "charitable festival" or "organized charitable activity" is defined as one or more nonprofit organizations and/or nonprofit entities conducting an organized endeavor wherein merchandise may be sold, entertainment may be provided, celebration may be conducted, etc., all for the purpose of raising monies for charitable purposes.

C. Exceptions. The following entities and individuals are exempt from the provisions of § 141-76.2B, above:

(1) Political group: a nonprofit association of persons sponsoring or advocating certain ideas of government or maintaining certain political principles or beliefs in public policies of government or advocating the candidacy of any individual for elective office;

(2) Religious group: a nonprofit association of persons associated for the purpose of maintaining, advocating and/or espousing certain religious principles and beliefs;

(3) Charitable group: a nonprofit association of persons that freely and voluntarily administers to the needs of those persons in need of goods and services who are unable to provide for themselves and generally organized to serve the public good and welfare without profit;

(4) Civic group: a nonprofit association of persons engaged in promoting the common good and general welfare of the residents of the Borough of Collingswood. Such definition shall include but not be limited to school groups, benevolent societies and service clubs engaged in nonprofit activities.

D. Displays of certain merchandise and ornamental plantings.

(1) The purpose of this subsection is to permit certain outdoor decorative displays of merchandise and plantings in front of stores within the Central Business District to assist the merchants to market their merchandise and goods and to enhance the beauty of the Borough of Collingswood.

(2) Ornamental plantings, merchandise, and goods except clothing, shoes, personal apparel and garments which are offered for sale within a store with sidewalk frontage may be displayed in front of the exterior store front on privately owned property in the Central Business District provided that it does not obstruct the sidewalk right-of-way. Clothing shall only be displayed on a mannequin. There shall be no more than one mannequin per store. The clothing shall be worn by the mannequin and not merely draped upon it. **[Amended 7-3-2006 by Ord. No. 1406]**

(3) Merchandise, goods and ornamental plantings shall be tastefully and decoratively displayed and located no more than 24 inches (measuring perpendicular from the front edge) from the front wall of the building in which the store is located. The merchandise, goods or ornamental plantings or display shall not extend beyond four linear feet. The display shall not obstruct the storefront entrance and shall not extend above five feet from the sidewalk surface. **[Amended 7-3-2006 by Ord. No. 1406]**

(4) A safe, continuous, unobstructed path on the public sidewalk with a minimum of four feet must be maintained for pedestrian traffic to pass in front of the property having an outdoor decorative display. In addition a minimum unobstructed distance of five feet from the street curb must be maintained from the curb as well.

(5) No other merchandise, wares, goods, foods, clothing, apparel, etc., may be displayed on the exterior of any store or building, either on private property or in the public right-of-way, except as provided herein.

(6) The decorative display shall not contain any type of lighting within the display, except holiday lighting on ornamental plantings. The decorative display shall not contain electronic and/or mechanical moving devices or items even if offered for sale within the stores. The decorative display shall not contain any signage.

(7) The above referred to merchandise and goods permitted to be displayed in front of the exterior store front may be displayed on temporary removable supports such as racks, benches, shelves, decorative carts, etc., and shall be removed at the end of each day of business

(8) No sales may occur outside the store. All sales must be conducted within the store. The goods and merchandise within the decorative display are not to be sold on the sidewalk.

(9) No display shall contain any sound or lighting of any kind and no electrical power devices such as television, Internet/computer or other similar devices shall be permitted. No merchandise, instruments, devices or paraphernalia which are designed for use in connection with a specified sexual activity, as defined in N.J.S.A. 2C:34-6, may be

displayed. **[Added 7-3-2006 by Ord. No. 1406¹]**

(10) Businesses with any cafe tables and chairs or a sandwich board on the exterior of their buildings shall not be permitted to maintain an outdoor display. **[Added 7-3-2006 by Ord. No. 1406]**

(11) All displays of merchandise and goods under the provisions of this chapter, and all window boxes or other exterior fixtures on a commercial building, shall be kept neat and clean and free from dead plants, trash, litter, and other debris. **[Added 7-3-2006 by Ord. No. 1406]**

(12) In the event that the Zoning Officer determines that any decorative display of merchandise and goods is in a state of disrepair, unkempt or unclean or presents the potential of a pedestrian hazard or otherwise fails to comply with the provisions of this section, the business owner shall immediately correct the display at the request of the Zoning Officer. The Zoning Officer shall also be authorized to order the business owner to discontinue the display for failure to comply with this section or the request to correct the display. If the Zoning Officer has determined that the business/building is in violation of any other municipal ordinance or regulation or state statute or regulation, the Zoning Officer shall give written notice of the unsatisfactory condition of the business/building and/or the violation of the terms of the ordinance, statute or regulation, and the business will be required to correct all the violation(s) within fifteen (15) days of notice from the zoning officer except in such instances that the violation presents a hazardous condition to public safety at which time it must be immediately terminated. **[Added 7-3-2006 by Ord. No. 1406]**

(13) The Zoning Officer shall be authorized to file a complaint in Municipal Court against any business owner that establishes or maintains an outdoor display in violation of the provisions of this section. Any person being found in violation of this section shall be subject to a fine in an amount not to exceed \$1,000 for each violation. **[Added 7-3-2006 by Ord. No. 1406]**

(14) A business with two violations of this chapter should forfeit the right to establish or maintain outdoor displays. **[Added 7-3-2006 by Ord. No. 1406]**

(15) Any request for relief from the provisions of this ordinance and to place objects within the Borough's right of way shall be made upon application to the Borough's zoning officer for review by the Borough's engineer and, a determination by the Borough's Board of Commissioners. All applications shall be accompanied by an escrow fee of \$500.00 for payment of professional services which escrow shall be replenished by the applicant upon notice by the zoning officer. No applications will be considered if the Borough's professionals fees are outstanding.

Mayor Maley moved the ordinance be approved on first reading, published, and the second reading and public hearing to be held on May 2, 2022 which was seconded and approved by the following call of the roll:

***Aye: M. James Maley, Jr.
Aye: Robert Lewandowski
Aye: Morgan Robinson***

**The Commissioners Called for the First Reading Of
Ordinance 1739**

**AMENDING CHAPTER 141 OF THE BOROUGH CODE
REGARDING OUTDOOR SEATING**

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

WHEREAS, §141-76.1 of the Borough Code establishes a procedure and authorize rules and regulations thereunder for the licensing of outdoor seating within the Borough's Central Business District; and

WHEREAS, the Borough's zoning officer and administrator have reviewed the current chapter regarding outdoor seating and have recommended amendments to the ordinance to further allowing outdoor seating to permit certain commercial establishments to provide for outdoor cafes will promote the public interest by adding

to the active and attractive pedestrian environment created by them and provide the opportunity for creative, colorful, pedestrian-focused commercial activities on a day, night and seasonal basis, which activities are aesthetically pleasing and will add to the excitement, charm, vitality and diversity of the Central Business District; and

WHEREAS, the Borough Commissioners accept the recommendations of the Borough officials as identified herein and wish to amend Section 141-76.1 of the Borough Code;

NOW, THEREFORE, BE IT ORDAINED that the Borough Commissioners hereby adopt the recommendations of the Borough zoning officer and administrator regarding the amendments to the Borough Ordinance governing outdoor seating within the Central Business District and adopt the amended Section 141-76.1 of the Borough Code which is attached hereto as Exhibit A.

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

Chapter 141. Development Regulations

Article VIII. Design and Performance Standards

§ 141-76.1. Outdoor Seating

[Amended 3-5-2001 by Ord. No. 1247]

A.

Purpose. The purpose of this section is to establish a procedure and authorize rules and regulations thereunder for the licensing of outdoor cafes in the Central Business District (CBD) Zone of the Borough of Collingswood. The Borough has determined that allowing outdoor seating to permit certain commercial establishments to provide for outdoor cafes will promote the public interest by adding to the active and attractive pedestrian environment created by them and provide the opportunity for creative, colorful, pedestrian-focused commercial activities on a day, night and seasonal basis, which activities are aesthetically pleasing and will add to the excitement, charm, vitality and diversity of the Central Business District.

B.

Definitions. For the purpose of this section, the following words shall have the meaning respectively ascribed in this section:

OUTDOOR CAFE

Any commercial establishment where food and other refreshments are served upon the public right-of-way, namely the sidewalks immediately in front of any restaurant or cafe.

[Amended 5-5-2008 by Ord. No. 1445; 7-7-2009 by Ord. No. 1467]

SIDEWALK

That area of the public right-of-way reserved for pedestrian traffic from the curb to the front line of the building housing the eating establishment.

C.

Requirement of license. It shall be unlawful for any person, firm, partnership, corporation, association or organization of any kind (hereinafter collectively referred to as "person") to create, establish, operate, maintain or otherwise be engaged in the business of conducting an outdoor cafe or provide outdoor seating upon the sidewalks of the Borough of Collingswood, unless such person shall hold a currently valid license issued pursuant to the terms of this section.

D.

No license shall be issued hereunder unless the applicant shall demonstrate that a minimum of five feet will be available for pedestrian traffic around such outdoor seating café and that such outdoor seating will be directly in front of a "commercial establishment," as hereinafter defined for eating establishments. No food or drinks served at such outdoor seating shall be prepared or stored other than in the interior of the eating establishment. The term "directly in front of" shall confine the outdoor cafe to the area represented by an extension of each side of the building occupied by the commercial establishment projected directly to the curblines immediately in front thereof. The perimeter of the seating area shall be more than 50 feet from any driveway or alley. The seating to be provided may consist of tables and chairs or benches that comply with the provisions of this ordinance.

[Amended 5-5-2008 by Ord. No. 1445; 7-11-2011 by Ord. No. 1501]

E.

04/06/2022

Application for license. Application for the license required hereunder shall be made to the Zoning Officer and shall be signed by the applicant. The application shall contain the following information:

(1)
The name, residence, address, and telephone number of each individual, owner, partner, or, if a domestic corporation, the names, residences, addresses, and telephone numbers of the directors and officers owning a 10% or greater interest in the corporation and the chief operating executive of the corporation and, if a nondomestic corporation, the name, residence, address, and telephone number of the managing officer for service of process within the State of New Jersey and a copy of the qualification of said nondomestic corporation to conduct business in the State of New Jersey.

(2)
A copy of the trade, corporate, business, or fictitious name upon which the applicant intends to do business pursuant to this section.

(3)
The address and description of each place where the applicant intends to establish or operate an outdoor cafe.

(4)
The name and address of the person owning the premises, if other than the applicant, and the consent of the owner of the premises to the application.

(5)
Three sets of a proposed layout plan containing scaled drawings prepared by a licensed professional architect or engineer clearly illustrating the number, type of materials, color and location of all tables, chairs benches, umbrellas, or other furnishings or fixtures intended to be located in the outdoor cafe. All tables and chairs must be constructed of material of sufficient weight so as to not be affected by high winds. The perimeter of the outdoor cafe shall be defined and set off by a portable-type enclosure, which may include live potted plantings on Borough property. The enclosure shall define the perimeter of the area to be used as an outdoor cafe and shall separate it from the pedestrians traversing the adjacent sidewalk. The enclosure shall not contain doors or windows nor air-conditioning or heating equipment and shall be open at all times to the air, and the barrier shall not have a height of more than three feet. Awnings or outdoor umbrellas extending over the enclosure are permitted, provided that the lowest portion of the awning or umbrella is not less than seven feet above the adjacent sidewalk and does not extend more than one foot beyond the enclosure. The scaled drawings shall also illustrate the following:

(a)
The location of any doors leading from the commercial establishment to the outdoor cafe. No such doors may be obstructed in any manner.
[Amended 5-5-2008 by Ord. No. 1445]

(b)
The number of feet and location of unobstructed space permitting free passage of pedestrian traffic around all outdoor seating.

(c)
The location of the place where any food or drink is intended to be prepared.

(d)
The enclosure or protective barrier separating the dining or activity area of each outdoor cafe from pedestrian traffic, which shall be indicated by a plan, elevation and section.
[Amended 5-5-2008 by Ord. No. 1445]

(e)
The location of all bus stops, fire hydrants, utility poles, benches, handicap ramps, street furniture, trees and any other fixtures permanently located on the sidewalk in front of the commercial establishment or within 10 feet thereof on either or any side.
[Amended 5-5-2008 by Ord. No. 1445]

(f)
The type and location of any proposed outdoor lighting and fixtures which shall include the following information: mounting height, lamp type and lumens. Any open-flame-type fixture shall only be permitted with the approval of the Fire Official. Any plan requesting approval of a lighting plan shall be subject to the approval of the Borough's engineer, zoning officer and construction code official

(g)
An application fee as set forth in § **141-13** of the Code of the Borough of Collingswood.

F.
Zoning Officer review of application. The Zoning Officer will review the application for completeness and compliance with the terms of this section. If the application is complete, the Zoning Officer will act upon the same within 10 business days after the application becomes complete. If the application is not complete, the Zoning Officer will so notify the applicant within 10 business days of the submission and specifically detail the areas in which the application lacks compliance with the requirements of this section.

G.
Issuance of license. If the application complies with the requirements of ordinance, the Zoning Officer shall issue a license strictly subject to the terms and conditions of this section.

H.
Transfer of license. The license is personal to the applicant, and any change or transfer of ownership of the outdoor cafe shall terminate the license and shall require a new application and a new license in conformance with all of the requirements of this section.

I.
Inspection of outdoor seating Acceptance of the license by the applicant shall operate as a consent to the Health, Fire, Police and Building Officials of the Borough to inspect the outdoor seating for continued compliance with the terms and conditions of this section, the license and any federal, state, county or local law, ordinance or regulation affecting the same.

J.
Indemnity. No license required by this section shall be granted to any person to operate an outdoor seating until such person shall have filed with the Zoning Officer a statement agreeing to indemnify and hold harmless the Borough of Collingswood, its agents, servants, representatives or employees from any or all claims, damages, judgment costs or expenses, including attorneys' fees, which they or any of them may incur or be required to pay because of any personal injury, including death, or property damage suffered by any person or persons as a result of or related in any way to the operation and maintenance of the outdoor cafe for which the license is issued

K.
Revocability of license. Any license issued hereunder is issued solely as a revocable license, which shall be subject to revocation or suspension by the Borough Clerk for failure of any licensee to comply with this section or for violation of any other applicable federal, state, county or municipal law, regulation or ordinance. Any license issued hereunder is issued upon the express understanding that the licensee obtains no property right thereunder nor any interest in the continuation of said license.

L.
Unlawful operation of outdoor seating. It shall be unlawful for any person to operate an outdoor cafe after the suspension or termination of the applicable license.

M.
Cleanliness of area. Each licensee is responsible for keeping the area of the outdoor seating and the adjacent sidewalks and streets free and clear of debris or litter occasioned by the outdoor seating. Areas must be cleaned as needed and at the time that business is closed and at the beginning of each business day, but not later than 9:00 a.m.

N.
Vending machines. No vending machines of any kind are permitted on the exterior of any building operating an outdoor cafe.

O.
Signs. No signs shall be permitted in the area of the outdoor seating except easel and awning signs complying with Article IX, Signs, of this chapter. There shall be no logos or advertising upon any umbrellas without prior approval of the Collingswood Planning Board.

P.
Modification, suspension or revocation of license. In addition to the powers of suspension or revocation as set forth above, the Borough reserves the right to modify, suspend or revoke any license on 10 days' written notice if the Borough determines that the pedestrian operation of the outdoor cafe has violated the terms and/or conditions of its approval, is a hazard to public safety or because of any other safety issue within the Borough because of such operation. The license may also be suspended or revoked on 10 days' written notice in the event the Borough determines that it is necessary to utilize the area or any part thereof for the maintenance or installation of underground utilities. In the event of any emergency, which emergency is certified by the Borough Clerk, the license may be suspended or revoked without notice.

Q.
Duration and renewal. Outdoor cafes and approved outdoor seating shall be permitted from March 1 to November 30 in any calendar year.
[Amended 5-5-2008 by Ord. No. 1445]

R.
Outdoor equipment. No tables, chairs, benches or other equipment used in the outdoor seating shall be attached, chained or in any manner affixed to any tree, post, sign, curb or sidewalk or property for the Borough of Collingswood within or near the licensed area. All equipment used in connection with the operation of an outdoor seating shall be of sufficient size and weight to avoid being blown about by the wind. No food items shall be served upon paper, Styrofoam or with plastic utensils. All equipment, tables, chairs, umbrellas, etc., pertaining to the outdoor cafe area shall be removed at the end of each and every evening and secured within

the confines of the building. No equipment, tables, chairs or any other material of any kind shall be permitted to remain outdoors during hours in which the business is not open to the public and operating except any benches provided by the licensee.

S.

Termination of license. The licensee agrees at the end of the license period, or in the event that the license is temporarily or permanently suspended or revoked, that the licensee will at their own cost and expense vacate the sidewalk space and promptly remove any property placed thereon. Failure to do so on five days' written notice shall grant to the Borough the right to remove any property on the sidewalk, and the licensee agrees to reimburse the Borough for the cost of removing and storing the same.

Mayor Maley moved the ordinance be approved on first reading, published, and the second reading and public hearing to be held on May 2, 2022 which was seconded and approved by the following call of the roll:

***Aye: M. James Maley, Jr.
Aye: Robert Lewandowski
Aye: Morgan Robinson***

Public Comment on Resolution Items: No Comments

Wim Shrieks asked if this would be the time to comment on the budget. Mayor Maley explained there is a public comment specific to the Budget and any questions will be taken at that time.

The Following Resolutions were Approved without a Dissenting Vote

- 79. Appointing Geoffrey Joyce as Fire Chief for the Borough of Collingwood Fire Department
- 80. Appointing Theodore J. Aurig as Lieutenant for the Borough of Collingswood Fire Department
- 81. Appointing Thomas Hurden as Firefighter /EMT for the Borough of Collingswood Fire Department
- 82. Appointing Frank A. Rossetti as a Full Time Police Officer for the Borough of Collingswood Police Department

Oaths:

Geoffrey Joyce
Theodore J. Aurig
Thomas Hurden
Frank A. Rossetti

Appointing Part-Time Fire Fighter EMT to the Borough of Collingswood Fire Department

- 83. Ryan Bax
- 84. Nicholas Frontino
- 85. William Marshall

86. Appointing Andrew Marker as Streets and Roads Crew Chief for the Department of Public Works

87. Appointing Kelsey Kohler as Administrative Assistant for the Borough of Collingswood

88. Reappointing Members to the Collingswood Planning Board
Diane Marini
Frank Caputo

89. Referring Ordinances Amending Chapter 141 of the Borough of Collingswood Municipal Code Regulating Outdoor Seating and Outdoor Displays to the Joint Land Use Board

90. Authorizing a Contract with the State of New Jersey for LIHWAP

91. Accepting DEP Grant A11-134 for Electric Vehicle Charging Stations

92. Awarding Contract to Brandstetter Carroll Inc., for the Recreation Needs Assessment Project

93. Awarding Contract to Atlantic Plumbing Supply Corp. for the Supply of 450 Linear Feet of 18" Ductile Iron Pipe and Fittings

94. Awarding Contract to Farnsworth-Semtimpheuter, LLC for Third Party EMS Billing Services

95. Authorizing Application for Program Year 2022-CDBG
04/06/2022

96. Authorizing the Budget by Read by Title

97. Second Reading and Public Hearing of the 2022 Municipal Budget

Mayor Maley talked about the expense of trash collections. Mayor Maley explained the Trash budget went from around \$600,000.00 to 1.2 million dollars. Mayor Maley said the average increase is \$90.00. Mayor Maley explained the Borough has taken on recycling and yard waste collection in an effort to save money and as a safeguard for any disruption in service like we have seen over the past year. Mayor Maley talked about the infrastructure projects, such as road repaving and the water plant filtration project due to updated DEP requirements.

Public Comment on Resolution Items

Wim Shrieke, Crestmont Ter. asked if the trash collection is the biggest increase to the budget. Mayor Maley responded yes, it is the largest cost increase to a budget line item he has ever seen. Mr. Shrieke asked about other expenses Mayor Maley explained there is a lot of work being done to the water infrastructure due to new DEP guidelines. Commissioner Lewandowski explained that capital improvements are an important investment for the town. Mr. Shrieke said he agreed and he asked about the surplus line item. Mayor Maley explained how surplus works and the importance of having it in case of a bad year, like we had with the trash collection. Mayor Maley also explained the line-item reserve for uncollected taxes which is required because the Borough still has to pay its bills. Mr. Shrieke asked about selling a liquor license for revenue purposes. Mayor Maley said state law would only permit the Borough to have 3 liquor licenses and possibly only 2. Mayor Maley explained that when we were trying to bring restaurants to town 20 years ago, we wanted more than 2 so we decided to allow BYOB and we now have over 20 restaurants. Mayor Maley said he feels we can't go backwards and give one or two of those restaurants a liquor license and not everyone else and ultimately hurt their business. Mayor Maley added that a place like Cherry Hill can sell a liquor license for 1 million dollars, we could not get that for a liquor license. The discussion ensued about restaurants in Collingswood and liquor licenses and the possibility of cannabis licenses.

Gina Moscatelli, 444 Conger Ave. explained infrastructure work has been done on her block and the street and curb strips are torn up on her street and along Tatem Ave. She asked when would the job be complete as it has been going on for some time. Mayor Maley referred the question to DPW Superintendent Steve DiOrio. Mr. DiOrio explained the project has taken more time than anticipated mostly due to concrete installation and weather restrictions.

Ben Bruno, 446 Conger Avenue requested the alley behind Conger Ave. be repaved. Mayor Maley asked DPW to check it out.

98. Authorizing an Amendment to the 2022 Municipal Budget as Introduced

Aye: M. James Maley, Jr.
Aye: Robert Lewandowski
Aye: Morgan Robinson

99. Adoption of the 2022 Municipal Budget

Aye: M. James Maley, Jr.
Aye: Robert Lewandowski
Aye: Morgan Robinson

100. Approving Payment of Bills as Presented by Treasurer

With no comments, Mayor Maley moved the meeting be adjourned at 7:34PM, which was seconded.

ADOPTED: JULY 5, 2022