

**MINUTES
TOWNSHIP OF PENNSAUKEN
TOWNSHIP COMMITTEE MEETING
February 18, 2021**

The Committee Meeting of the Pennsauken Township Committee was held via electronic participation on Thursday, February 18, 2021.

The Meeting was called to order by Mayor DiBattista at 6:00 pm. who also called for the Salute to the Flag to be followed by a Moment of Silence.

Mayor DiBattista announced the meeting is in compliance of the "Senator Byron M. Baer Open Public Meetings Act".

The meeting commenced with a roll call by the Township Acting Clerk.

Committeeman Killion moved the motion to approve the use of electronic participation. Committeewoman seconded the motion. An affirmative 5/0 voice vote was recorded.

PRESENT: Committeeman Martinez, Committeeman Killion, Committeewoman Roberts, Deputy Mayor Rafeh and Mayor DiBattista.

Also present were Acting Township Administrator, Acting Township Clerk Pamela Scott-Forman, Deputy Clerk Ana Matos and Linda Galella, Esq.

APPROVAL OF MINUTES

Regular Meeting Minutes	December 17, 2020
Reorganization Minutes	January 5, 2021
Regular Meeting Minutes	January 21, 2021
Regular Meeting Minutes	February 4, 2021
Closed Session	December 17, 2020
Closed Session	January 21, 2021
Closed Session	February 4, 2021

Committeeman Killion moved the motion for approval of Minutes. Deputy Mayor Rafeh seconded the motion. An affirmative 5/0 voice vote was recorded.

ORDINANCES: SECOND READING (PUBLIC MAY COMMENT)

2021:03

AN ORDINANCE OF THE TOWNSHIP OF PENNSAUKEN, COUNTY OF CAMDEN, STATE OF NEW JERSEY AMENDING CHAPTER 31 IN THE CODE BOOK OF THE TOWNSHIP OF PENNSAUKEN (emergency medical services Fire department)

Chapter 31

EMERGENCY MEDICAL SERVICES, PENNSAUKEN FIRE DEPARTMENT

§31-1. Creation.	§31-6. Compensation.
§31-2. Purpose.	§31-7. Hours of operation.
§31-3. Establishment of positions.	§31-8. Fees for EMS services.
§31-4. Duties of Chief.	

§31-5. Full-time and part-time EMT's.

[HISTORY: Adopted by the Mayor and Committee of the Township of Pennsauken 12-29-1997 by Ord. No. 97-41. Amendments noted where applicable.]

§31-1. Creation.

The Pennsauken Fire Department, Emergency Medical Services Division in and for the Township of Pennsauken is established.

§31-2. Purpose.

The Pennsauken Fire Department, Emergency Medical Services Division will provide efficient, professional, and expedient emergency care to anyone with the Township, regardless of their residency, as well as transportation to area hospitals in any emergency situation.

§31-3. Establishment of positions.

The Pennsauken Fire Department, Emergency Medical Services Division will be staffed by one Captain, and one Staff Supervisor and additional full-time certified Emergency Medical Technicians and part-time certified Emergency Medical Technicians, all of which will be appointed by the local appointing authority in accordance with New Jersey Civil Service Commission rules and regulations.

§31-4. Duties of Fire Chief, Captain.

A. The Captain managing Emergency Medical Services will be responsible for the overall operation of the service and to provide for the health, safety, welfare, and general well-being of all the people the service may be called upon to provide services to. The Captain will be the operational head of the division and shall supervise the conduct and efficiency of the staff, both full and part-time, within the division; with the Fire Chief will be the administrative head of the division. The Fire Chief shall have the power to assign any and all staff members of the division to their respective duties and require them to perform the same within the limits of the New Jersey Civil Service Commission and municipal budget restraints. The Fire Chief and Captain's assignment of personnel under his or her command shall, in his or her judgement, be for the best interest of the division and for the safety and welfare of the people the division is called upon to serve.

B. The Captain is reportable to the Fire Chief and, through the Administrator, to the Director of Public Safety, and the Township Committee. The Chief will take his or her direction through the above chain of command and implement the policy and procedures established by the Township Committee.

§31-5. Full-time and part-time EMT staff.

A. The full-time and part-time EMT staff will work under the direction of the Fire Chief, Captain and Supervisor, and will perform the duties assigned to them by the Fire Chief.

B. Full-time and part-time EMS staff will be governed by rules regulations of the New Jersey Civil Service Commission as well as policies, procedures of the Township of Pennsauken and the Pennsauken Fire Department, Emergency Medical Services Division.

§31-6. Compensation.

The Captain, Supervisor, full-time and part-time EMT staff will receive such compensation as is provided for by the Salary Ordinance covering their titles adopted by the Township of Pennsauken.

§31-7. Hours of Operation.

The Fire Chief, and Captain of the Emergency Medical Services Division shall be responsible to provide adequate staffing to provide emergency medical services upon request twenty-four hours a day, seven days per week.

§31-8. Fees for emergency medical services. [Amended 11-22-99 by Ord. No. 99-37; 7-9-2003 by Ord. No. 03-28; 1-25-2006 by Ord. No. 06-02; 1-23-2008 by Ord. No. 08-01; 2-4-2009 by Ord. No. 09-03; 1-6-2014 by Ord. No. 13-26; 5-6-2015 by Ord. No. 15-07, 12-20-2018 Ord. No. 18-21]

A. Transportation to a local area hospital as a result of an emergency response: \$825.00.

B. Mileage from the scene to an area hospital is \$17.00 per mile.

C. Additional charges:

- 1. Treat without transport: \$250.00
- 2. Disposable cervical collar: \$ 40.00
- 3. Oxygen administration: \$ 50.00
- 4. Narcan administration: \$ 95.00
- 5. EPI pen administration: \$150.00
- 6. CPAP administration: \$ 95.00

§31-8. Fees for emergency medical services.

C. Additional charges-continued:

- 7. Aspirin/per administration: \$ 3.00
- 8. Lucas compression administration: \$95.00
- 9. Albuterol treatment: \$50.00

Committeeman Killion moved the motion to close the floor to Public Hearing. Deputy Mayor Rafeh seconded the motion. An affirmative 5/0 voice vote was recorded.

Motion To Adopt:

Name	Motion	Second	Aye	Nay	Abstain	Absent
<i>Martinez</i>			√			
<i>Killion</i>		√	√			
<i>Roberts</i>			√			
<i>Rafeh</i>	√		√			
<i>DiBattista</i>			√			

Public Comment:

- Betsy McBride (Harvey Ave)
Betsy McBride questioned if it was a consolidation of EMS and Fire. Acting Administrator Palumbo: Confirmed.

2021:04

AN ORDINANCE ESTABLISHING GOLF MEMEBERSHIP GREEN FEES AND GOLF CART RENTALS FOR THE PENNSAUKEN COUNTRY CLUB A MUNICIPAL UTILITY FOR THE 2021 SEASON (2021 fee schedule)

BE IT ORDAINED, by the Township Committee of the Township of Pennsauken, in the County of Camden and State of New Jersey that the following fees are hereby established:

SECTION 1. MEMBERSHIP RATES

The following membership fees by classification are hereby adopted as follows:

CLASS "A" Individual: Unlimited Play	\$ 1,605.00
CLASS "AB" Individual: Weekday Only Play	\$ 1,195.00
CLASS "AC" Individual: Weekday Only Play Senior Citizen	\$ 955.00
CLASS "AD" Individual: Unlimited Play Pennsauken Senior Citizen	\$ 925.00
CLASS "AE" Individual: Unlimited Play Pennsauken Resident	\$ 1,235.00
CLASS "AF" Individual: Unlimited Play Non-resident-senior citizen	\$ 1,360.00
CLASS "B" Two Person Combo *Both applicants must live in same household*	\$ 2,410.00
Each unmarried child under 18 years of age living in the same household	\$ 445.00
CLASS "BD" Two Person Combo Pennsauken Senior Citizen *Both applicants must live in same household*	\$ 1,350.00
CLASS "BE" Two Person Combo Pennsauken Resident *Both applicants must live in same household*	\$ 1,775.00
Each unmarried child under 18 years of age living in the same house	\$ 315.00
CLASS "BF" Two Person Non-resident-senior citizen *Both applicants must live in same household*	\$ 1,870.00
CLASS "CD" Weekday Play Only Pennsauken Senior Citizens	\$ 600.00
CLASS "CE" Weekday Play Only: Pennsauken Resident	\$ 855.00
CLASS "G" Corporate: Unlimited Play Package of 100 Rounds of Golf	\$ 3,090.00
CLASS "J" Junior: Unlimited Play	\$ 630.00
CLASS "JR" Junior: Unlimited Play Pennsauken Resident	\$ 610.00

The above rates are effective April 1, 2021 through March 31, 2022

NOTE 1: The above Class "G" rate is invalid for pre-booked Groups such as tournaments. Valid Monday through Friday as well as weekends and holidays after 11:00 AM

NOTE 2: All membership fees will be due and payable in full prior to April 1, 2021.

NOTE 3: For individuals who desire to pay for any membership classification listed above via credit/debit card, a 5% convenience fee will be added to the cost of the membership rate.

SECTION 2. GREENS FEES

The following Greens Fees are hereby adopted as follows:

WEEKDAYS, WEEKENDS AND HOLIDAYS

1. Non-Resident	\$ 46.00
2. Residents	\$ 41.00
3. Junior Golf Program: Pre-Twilight	\$ 23.00
Twilight	\$ 18.00
4. Early Bird Special – See Section 3 for Early bird special time schedule	\$ 31.00
5. Twilight Special – See Section 3 for twilight Special time schedule	\$ 29.00
6. Mid-day Rate – See Section 3 for Mid-day rate schedule	\$ 41.00
7. Nine Hole Special Rate – See Section 3 for Nine Hole Special rate schedule	\$ 29.00
8. Super Nine Rate – see section 3 for Super Nine rate schedule	\$ 29.00

SECTION 3. TWILIGHT, EARLY BIRD SPECIAL, TWILIGHT SPECIAL,
MID-DAY RATE, NINE HOLES SPECIAL AND SUPER NINE RATE TIME
SCHEDULES

EARLY BIRD SPECIAL: Open to Twilight Monday through Thursday Before 10:00 AM Friday.

SUPER TWILIGHT SPECIAL: Three (3) Hours prior to Super Nine rate when offered.

MID-DAY RATE: From 10:00AM to Twilight Rate on Fridays.

NINE HOLE SPECIAL RATE: Valid Monday through Thursday anytime
Valid Friday through Sunday after 1:00 PM.

SUPER NINE RATE: Within Three (3) Hours of Closing.

The above times are effective April 1, 2021 through March 31, 2022.

SECTION 4. LEAGUES AND TOURNAMENTS

1. Players shall receive the rate relevant to/matching the rates offered per the current fee schedule.
2. Tournaments Require Mandatory Carts.

The above rates are effective on April 1, 2021 through March 31, 2022.

SECTION 5. GOLF CART FEES

A. In season - April 1, 2021 thru October 31, 2021:

	<u>In Season</u>
1. Cart – Regular Double	\$ 42.00
2. Cart – Senior Double	\$ 32.00
3. Cart – Regular Single	\$ 21.00
4. Hand Cart – 9 or 18 Holes	\$ 4.00
5. Cart – Senior Single	\$ 16.00

B. Cart Fees – November 1, 2021 through March 31, 2022 are hereby adopted as follows:

	<u>Winter</u>
1. Cart – Reduced Double	\$ 32.00
2. Cart – Reduced Single	\$ 16.00
3. Hand Cart (Twilight Only)	\$ 4.00

C. During the Period April 1 through October 31 mandatory carts are required on Thursdays, Fridays, Saturdays, Sundays, and designated Holidays, for all play prior to 1:00 PM.

SECTION 6. BAG STORAGE & LOCKERS

1. Bag Storage	\$50.00
2. Clothing Lockers	\$50.00

The above rates are effective April 1, 2021 through March 31, 2022.

SECTION 7. This ordinance shall take effective upon due publication and final enactment as provided by law.

SECTION 8. All ordinances or parts of Ordinances inconsistent herewith to the extent of such inconsistency only, be and the same are hereby repealed.

SECTION 9. This ordinance shall take effect upon due passage publication according to law.

Committeeman Killion moved the motion to close the floor to Public Hearing.
 Committeewoman Roberts seconded the motion.
 An affirmative 5/0 voice vote was recorded.

Motion To Adopt:

Name	Motion	Second	Aye	Nay	Abstain	Absent
<i>Martinez</i>			√			
<i>Killion</i>	√		√			
<i>Roberts</i>		√	√			
<i>Rafeh</i>			√			
<i>DiBattista</i>			√			

No Public wished to comment.

2021:05

BOND ORDINANCE AUTHORIZING THE COMPLETION OF VARIOUS CAPITAL IMPROVEMENTS AND THE ACQUISITION OF VARIOUS CAPITAL EQUIPMENT IN AND FOR THE TOWNSHIP OF PENNSAUKEN, COUNTY OF CAMDEN, NEW JERSEY; APPROPRIATING THE SUM OF \$5,150,800 THEREFOR; AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OR BOND ANTICIPATION NOTES OF THE TOWNSHIP OF PENNSAUKEN, COUNTY OF CAMDEN, NEW JERSEY, IN THE AGGREGATE PRINCIPAL AMOUNT OF UP TO \$4,275,000; MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING (acquisition of various capital equipment– 20 day estoppel period after publication)

BE IT ORDAINED by the Township Committee of the Township of Pennsauken, 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 Township of Pennsauken, County of Camden, New Jersey ("Township").

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

- (a) the estimated amount to be raised by the Township from all sources for the purposes stated in Section 7 hereof is \$5,150,800.
- (b) the estimated amount of bonds or bond anticipation notes to be issued for the purposes stated in Section 7 hereof is \$4,275,000.
- (c) a down payment in the amount of \$225,000 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*; and

Section 3. The sum of \$4,275,000, to be raised by the issuance of bonds or bond anticipation notes, together with the sum of \$225,000, which amount represents the required down payment and a grant from the New Jersey Department of Transportation in the amount of \$650,800, are hereby appropriated for the purposes stated in this bond ordinance ("Bond Ordinance").

Section 4. The issuance of negotiable bonds of the Township in an amount not to exceed \$4,275,000 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 Township in an amount not to exceed \$4,275,000 is hereby authorized. Pursuant to the Local Bond Law, the Chief Financial Officer is hereby authorized to sell part, or all 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 \$855,000.

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 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>Grants</u>	<u>Amount of Obligations</u>	<u>Period of Usefulness</u>
A. Repaving of Camden Avenue, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto	\$65,000	\$3,250	\$0	\$61,750	10 years
B. Reconstruction and Repaving of John Tipton Boulevard as part of the New Jersey Department of Transportation Trust Fund Road Program, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto	380,000	3,220	315,600	61,180	10 years
C. Reconstruction and Repaving of Melrose Avenue as part of the New Jersey Department of Transportation Trust Fund Road Program, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto	405,000	3,490	335,200	66,310	10 years
D. Construction and Reconstruction of Various Streets and Roads in the Township as part of the Township's 2021 Road Reconstruction Program, all as more particularly described in the documentation on file in the Office of the Township Administrator and available for inspection during normal Township hours, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto	688,000	34,400	0	653,600	10 years

<u>Purpose/Improvement</u>	<u>Estimated Total Cost</u>	<u>Down Payment</u>	<u>Grants</u>	<u>Amount of Obligations</u>	<u>Period of Usefulness</u>
E. Storm Drainage Improvements, all as more particularly described in the documentation on file in the Office of the Township Administrator and available for inspection during normal Township hours, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto	\$54,000	\$2,700	\$0	\$51,300	40 years

F.	Concrete Repairs and Improvements for Various Sidewalks, Curbs, and other Structures in the Township, all as more particularly described in the documentation on file in the Office of the Township Administrator and available for inspection during normal Township hours, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto	72,200	3,610	0	68,590	5 years
G	Acquisition of various Fire Fighting Equipment, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto	558,600	27,930	0	530,670	10 years
H	Improvements to Facilities and Acquisition of Equipment for Township Emergency Management Services Department, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto	278,000	13,900	0	264,100	5 years
I.	Acquisition of Equipment for Police Department, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto	1,011,500	50,575	0	960,925	10 years
J.	Acquisition of Vehicles and related Equipment for Township Emergency Management Services Department, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto	120,000	6,000	0	114,000	5 years
K.	Improvements to Facilities and Acquisition of Equipment for Public Works Department, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto	730,000	36,500	0	693,500	10 years
L.	Improvements to Various Parks and Recreational Facilities, together with the acquisition of all materials and equipment and completion of all work necessary therefore or related thereto	308,100	15,405	0	292,695	20 years

M	Improvements to Various Athletic Fields and Facilities for the Pennsauken Youth Athletic Activities Association, together with the acquisition of all materials and equipment and completion of all work necessary therefore or related thereto	34,400	1,720	0	32,680	20 years
N	Improvements to and Acquisition of Equipment for, the Township Country Club, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto	181,300	9,065	0	172,235	10 years

	<u>Purpose/Improvement</u>	<u>Estimated Total Cost</u>	<u>Down Payment</u>	<u>Grants</u>	<u>Amount of Obligations</u>	<u>Period of Usefulness</u>
O	Improvements to and Acquisition of Equipment for Various Public Buildings in the Township, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto	\$264,700	\$13,235	\$0	\$251,465	10 years
Totals:		<u>\$5,150,800</u>	<u>\$225,000</u>	<u>\$650,800</u>	<u>\$4,275,000</u>	

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 respective amounts of bonds or bond anticipation notes authorized for said several purposes, is not less than 10.44 years.

Section 9. Additional 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 Township, as defined in Section 43 of the Local Bond Law, N.J.S.A. 40A:2-43, is increased by this Bond Ordinance by \$4,275,000 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 Township 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 Township shall levy *ad valorem* taxes on all taxable real property without limitation as to rate or amount for the payment thereof.

Section 12. The applicable Capital Budget of the Township 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 applicable 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 Township 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 Township prior to the issuance of such bonds or bond anticipation notes.

Section 14. The Township 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 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 15. The improvements authorized hereby are not current expenses and are improvements that the Township 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 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.

Committeeman Killion moved the motion to close the floor to Public Hearing.

Deputy Mayor Rafeh seconded the motion.

An affirmative 5/0 voice vote was recorded.

Name	Motion	Second	Aye	Nay	Abstain	Absent
<i>Martinez</i>			√			
<i>Killion</i>	√		√			
<i>Roberts</i>			√			
<i>Rafeh</i>		√	√			
<i>DiBattista</i>			√			

No Public wished to comment.

2021:06

AN ORDINANCE OF THE TOWNSHIP OF PENNSAUKEN, COUNTY OF CAMDEN, STATE OF NEW JERSEY, AMENDING CHAPTER 226 – PARKS AND PLAYGROUNDS OF THE CODE OF THE TOWNSHIP OF PENNSAUKEN (additions and removal updating code book)

WHEREAS, the Township Committee of the Township of Pennsauken has adopted Chapter 226: Parks and Playgrounds to establish Rules and Regulations for the use and operation of its parks and playgrounds within the Township of Pennsauken; and

WHEREAS, the Township of the Township of Pennsauken desires to amend Chapter 226: Parks and Playgrounds, in accordance with the provisions set forth below.

NOW THEREFORE BE IT ORDAINED that Chapter 226: Parks and Playgrounds is hereby amended in accordance with the following:

Amendments to Ordinance 226: Parks and Playgrounds

Changes are in bold

Sections 226-1 through 226-11 remains unchanged

Section 226-12 Rules and Regulations.

R. In addition to any other remedy provided herein, the Township of Pennsauken, through the Parks and Recreation Department reserves the right to ban any person or persons who violate these rules and regulations from the use of or presence at any of the Township grounds or facilities requiring a permit under this Chapter.

Section 226-13 remains unchanged.

Section 226-14. Classes of use and fees.

A. Class I

1. No fee shall be charged for the use of Township grounds or facilities provided that the Township group or organization is comprised **90% of Pennsauken/Merchantville** resident members and the event is solely for the use of **Pennsauken/Merchantville** resident youth, the only exception being the use of the municipal pool or Showmobile, where salaries must be paid.
2. Pennsauken Youth Athletic Activity (PYAA), **Merchantville/Pennsauken Little League and Pennsauken Youth Soccer League** shall be given priority for use of Township facilities and/or grounds with its Pennsauken/**Merchantville** resident youth programs.
3. *REMAINS THE SAME*
4. The PYAA, the Pennsauken Board of Education, **Merchantville/Pennsauken Little League and Pennsauken Youth Soccer League** shall be required to submit a permit application for use of any Township facility/grounds. They must submit a certificate of insurability with the application listing the Township of Pennsauken as an additional insured for the time(s) and date(s) being requested for the event and/or program.
5. **A final complete** roster shall be submitted with the application for permit for use of fields. **A field use permit will not be issued until a roster is provided.**

B. Class II. Fee charges for the use of Township facility/grounds to any Pennsauken residents/organizations other than PYAA, the Pennsauken Board of Education, and **Merchantville/Pennsauken Little League and Pennsauken Youth Soccer.**

The rest of 226-14 REMAINS THE SAME.

Section 226-15. Use of Green Top **Pickleball (remove Tennis)** Courts.

A. Membership required.

1. No person(s) shall engage in playing **pickleball** at the Green Top **Pickleball** Courts at River Road unless first having obtained **membership keys** through the Parks and Recreation Department.
2. These courts include six lighted pickleball courts reserved exclusively for the playing of **pickleball** by its members and **guests**.
3. The Parks and Recreation Department is hereby authorized to issue the **membership keys** provided for herein upon the payment to it of the **required membership keys** fee to a resident of the Township of Pennsauken.

B. Membership qualifications and conditions. No person(s) not a resident of Pennsauken shall be entitled to secure **membership keys** under the terms and conditions of this article. **(removing and every membership shall remain in force and effect, being valid from the first of April of the year in which it is issued until April of the following year.)** All **membership keys** issued under this article shall apply only to the person(s) to whom they are granted, and no **membership key** shall be transferable. Any person(s) who shall loan, give, or otherwise transfer to another his or her **membership keys** granted hereunder shall be subject to the penalty of having said **membership keys** revoked by the Township Committee and of being disqualified to receive new **membership keys** after said revocation with no refund, in addition to the penalties provided under Subsection H hereof.

C. Guests. **Members are permitted to bring guests. The member is responsible for their guests. Guests must leave the courts when the member departs.**

Remove 1 & 2 under C.

D. Fees. **The sum of \$10 shall be paid for membership keys to access courts and restrooms. Residents can purchase a membership key at the Pennsauken Parks and Recreation Department.**

Remove 1, 2 & 3 under D.

E. General rules and regulations of play.

1. *REMAINS THE SAME*
2. *REMAINS THE SAME*

Remove 3-8 and replace with:

3. **No single person may hold a court while waiting for his or her partner.**
4. **Players using courts shall yield to others who have waited 30 minutes.**
5. **Players are encouraged to double up when the courts are crowded.**
6. **The gates and clubhouse shall be secured prior to departure.**
7. **Lights are provided until 10pm only.**
8. **You are responsible for putting trash in containers or possibly clearing snow or leaves off courts in order to play.**
9. **Members shall clean and maintain the clubhouse with cleaning supplies provided by the Township.**
10. **All profane and obscene language is prohibited.**
11. **Every player shall observe all courteous pickleball rules and regulations and manners in order to afford the other players an enjoyable time on the courts.**

F. **Damage or neglect shall be reported immediately to the Pennsauken Parks and Recreation Department.**

G. Rules and regulations. All Green Top **Pickleball Court** rules and regulations shall be set forth by the Parks and Recreation Department and shall become a part of the **key membership application**.

Sections 226-16 through 226-20 REMAIN THE SAME

Section 226-21. General rules and regulations.

- A. Rules and regulations governing all Township property and facilities shall be as follows:

1. REMAINS THE SAME THROUGH 21.

22. All Township grounds are closed from dusk to dawn (exception: lighted baseball field at Bon Air/Collins Avenue, lighted soccer field at Wyndam Road, lighted softball field at William Brey Drive and lighted Little League fields at the Pit and Orchard and Elm, and lighted football field at Orchard and Elm. Also, lighted hockey complex at River Road. These fields are governed by PYAA, **Merchantville/Pennsauken Little League and Pennsauken Youth Soccer League.**

23. *REMAINS THE SAME*

24. *REMAINS THE SAME*

25. *REMAINS THE SAME*

26. Parking lots and spaces are provided at various recreational facilities throughout the Township. These parking lots and spaces are for the PYAA, **Merchantville/Pennsauken Little League and Pennsauken Youth Soccer** members and visitors during the seasons and other Township-sponsored events only.

27. *REMAINS THE SAME*

Section 226-22 Pennsauken Youth Athletic Activity, Merchantville/Pennsauken Little League and Pennsauken Youth Soccer League evening hours lighted ball field schedule.

- A.

1. *REMAINS THE SAME*

2. *REMAINS THE SAME*

3. Tournament Play (July 20-August 15):

a. *REMAINS THE SAME*

b. Weekend (Friday and Saturday): lights turned off by **11:00pm.**

B. *REMAINS THE SAME*

C. *REMAINS THE SAME*

D. Pennsauken Youth Athletic Activities, **Pennsauken Youth Soccer League** and other user groups evening hours, lighted soccer fields usage schedule (including but not limited to regular season play and tournament play):

1. *REMAINS THE SAME*

2. *REMAINS THE SAME*

E. *REMAINS THE SAME*

Section 226-23. Nonresident participation and coaching in PYAA, **Merchantville/Pennsauken Little League and the Pennsauken Soccer Organization.**

- A. Only 10% of out-of-town children per program will be accepted at registration to participate in any **youth sports** program except:

1. Merchantville youth and coaches will continue to be allowed in PYAA programs, **Merchantville/Pennsauken Little League, and the Pennsauken Youth Soccer Organization.**

2. Any child who has been a member in the program prior to his or her family moving out of Pennsauken/**Merchantville** may finish the program.

3. Children who have a parent or legal guardian who is a resident of Pennsauken/**Merchantville** may participate in the PYAA program, **Merchantville/Pennsauken Little League and Pennsauken Youth Soccer Organization.** The legal guardian who is a resident of Pennsauken/**Merchantville** must sign the child up for the program.

4. All PYAA sports and the **Merchantville/Pennsauken Little League and Pennsauken Youth Soccer Organization** will advertise for in-town coaches

in All Around Pennsauken and our community local cable access channels during every registration period. Request for coaches will also be on registration forms and every **participant's** parent/guardian will be required to sign the "Request for Coaches" form.

5. After all attempts to find in-town coaches have been exhausted, out-of-town coaches, including alumni, can submit interest in a coaching position with PYAA, **Merchantville/Pennsauken Little League and the Pennsauken Youth Soccer Organization**. The President of each sport shall submit prospective out-of-town coach's name, address, and experience **to the respective leadership of each organization for initial approval**. Once approved, the coach's name, address and experience will be submitted to the Township's Parks and Recreation Department for final approval. The out-of-town coach may begin to coach only after this final approval is obtained. This process will be done on a yearly basis.
- B. Any parent or guardian approved to coach by **the respective leadership Boards** and Pennsauken Township's Parks and Recreation Department will be permitted to register their children with the sport they are coaching.
- C. *REMAINS THE SAME*

Section 226-24 REMAINS THE SAME

BE IT FURTHER ORDAINED THAT, any provisions of Chapter 226: Parks and Playgrounds not specifically changed hereby shall remain in full force and effect.

BE IT FURTHER ORDAINED THAT, all ordinances, or parts of any ordinance inconsistent with the provisions of the ordinance are hereby repealed.

Committeeman Killion moved the motion to close the floor to Public Hearing.
Deputy Mayor Rafeh seconded the motion.
An affirmative 5/0 voice vote was recorded.

Motion to Adopt:

Name	Motion	Second	Aye	Nay	Abstain	Absent
<i>Martinez</i>			√			
<i>Killion</i>	√		√			
<i>Roberts</i>			√			
<i>Rafeh</i>		√	√			
<i>DiBattista</i>			√			

Public Comment:

- Betsy McBride (Harvey Ave):
Betsy McBride questioned if this was due to the events that occurred with PYAA?
Mayor DiBattista: Confirmed that it was. Director of Municipal Services Martz commented that some changes have been made to keep our parks safe.

ORDINANCES: FIRST READING - (NO PUBLIC COMMENT)

2021:09

BOND ORDINANCE AUTHORIZING ROUTE 130 REDEVELOPMENT AREA IMPROVEMENTS, INCLUDING THE DEVELOPMENT AND CONSTRUCTION OF THE LIBRARY COMPLEX FACILITIES, IN AND FOR THE TOWNSHIP OF PENNSAUKEN, COUNTY OF CAMDEN, NEW JERSEY; APPROPRIATING THE SUM OF \$13,800,000 THEREFOR, AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OR BOND ANTICIPATION NOTES OF THE TOWNSHIP OF PENNSAUKEN, COUNTY OF CAMDEN, NEW JERSEY, IN THE AGGREGATE PRINCIPAL AMOUNT OF UP TO \$13,800,000; MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE

FOREGOING (Route 130 redevelopment / Twp. parcel)

BE IT ORDAINED by the Township Committee of the Township of Pennsauken, 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, *N.J.S.A. 40A:2-1 et seq.* ("Local Bond Law"), the Local Redevelopment and Housing Law, constituting Chapter 79 of the Laws of 1992 of the State of New Jersey, as amended and supplemented and *N.J.S.A. 40A:12A-37*, as follows:

Section 1. The purposes described in Section 7 hereof are hereby authorized as general improvements to be made or acquired by the Township of Pennsauken, County of Camden, New Jersey ("Township").

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

- (a) the estimated amount to be raised by the Township from all sources for the purposes stated in Section 7 hereof is \$13,800,000; and
- (b) the estimated amount of bonds or bond anticipation notes to be issued for the purposes stated in Section 7 hereof is \$13,800,000.

Section 3. The sum of \$13,800,000, 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 Township in an amount not to exceed \$13,800,000 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 Township in an amount not to exceed \$13,800,000 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 \$2,600,000.

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>Estimated Total Cost</u>	<u>Amount of Obligations</u>	<u>Maximum Rate of Interest on Obligations</u>	<u>Period of Usefulness</u>
A. Development and Construction of Improvements as part of the Route 130 Redevelopment Plan, including, but not limited to, the Library Complex Facilities, together with the completion of all work necessary therefor or related thereto, all as more particularly set forth in the information on file with the Township Clerk	\$13,800,000	\$13,800,000	8.5%	30 years

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 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 Township, as defined in Section 43 of the Local Bond Law, *N.J.S.A. 40A:2-43*, is increased by this Bond Ordinance by \$13,800,000.

Section 11. The full faith and credit of the Township 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 Township shall levy ad valorem taxes on all taxable real property without limitation as to rate or amount for the payment thereof.

Section 12. The applicable Capital Budget of the Township 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 applicable 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 Township 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 Township prior to the issuance of such bonds or bond anticipation notes.

Section 14. To the extent all, or a portion of the purposes described in Section 7 above are determined to be for a tax-exempt purpose, the Township hereby covenants as follows with respect to those purposes:

(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 Township 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 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.

Name	Motion	Second	Aye	Nay	Abstain	Absent
<i>Martinez</i>			√			
<i>Killion</i>	√		√			
<i>Roberts</i>			√			
<i>Rafeh</i>		√	√			
<i>DiBattista</i>			√			

No Public wished to comment.

2021:10

AN ORDINANCE OF THE TOWNSHIP OF PENNSAUKEN, COUNTY OF CAMDEN, STATE OF NEW JERSEY ADOPTING A REDEVELOPMENT PLAN FOR CERTAIN PROPERTIES KNOWN AS BLOCK 4924, LOTS 8, 9, 10 AND 11. (accepting Rt. #130 redevelopment plan)

WHEREAS, the Township Committee of the Township of Pennsauken ("Township") following referral to and upon recommendation of, the Pennsauken Township Planning Board ("Planning Board"), desires to adopt the Redevelopment Plan, for a certain area in need of non-condemnation redevelopment at Block 49242, Lots 8, 9, 10 and 11, within the Township of Pennsauken, Camden County, New Jersey, which Plan has been prepared by T&M Associates, dated January 29, 2021, and is incorporated herein and made a part hereof by reference; and

WHEREAS, the Planning Board has examined and considered said proposed Redevelopment Plan regarding the subject designated non-condemnation

redevelopment area; and

WHEREAS, the Planning Board conducted a public meeting on July 28, 2020 concerning the Plan, which was open to the public and where said Plan was explained and discussed and members of the public had an opportunity to pose questions and submit concerns; and

WHEREAS, the Planning Board has, through Resolution No. P2020-10, reported that the proposed Plan is consistent with the Township Master Plan and has recommended that the Plan be adopted by the Township Committee; and

WHEREAS, the Plan, upon adoption by this Ordinance, is expected to facilitate redevelopment/development of the non-condemnation redevelopment area, and to provide new opportunities for private non-residential development within the US Route 130 Corridor in association with the development of a new public community center for the benefit and enjoyment of Pennsauken Township residents.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED, by the Township Committee of the Township of Pennsauken that, with the recommendation of the Planning Board to adopt the proposed Redevelopment Plan, such recommendation is accepted, and the Plan is hereby adopted.

BE IT FURTHER ORDAINED by the Township Committee of the Township of Pennsauken that the Redevelopment Plan prepared by T&M Associates for the subject non-condemnation redevelopment area, be and hereby is adopted to govern the Redevelopment Area comprised of Block 4924, Lots 8, 9, 10 and 11.

BE IT FURTHER ORDAINED the Township Committee declares and determines the Redevelopment Plan meets the criteria, guidelines and conditions set forth in N.J.S.A. 40A:12A-7, provides realistic opportunities for the planning development and rehabilitation of the Township and specifically the Redevelopment Area, and is otherwise in conformance with N.J.S.A. 12A-1 et seq.

BE IT FURTHER ORDAINED that any prior Ordinances or Plans which are inconsistent with the provisions of this Ordinance, are hereby repealed to the extent of such inconsistencies.

BE IT FURTHER ORDAINED that this Ordinance shall become effective twenty (20) days following final passage and publication as required by law, as the Ordinance

adopting the Redevelopment Plan for these designated areas, and zoning and redevelopment maps for the areas, as applicable.

Name	Motion	Second	Aye	Nay	Abstain	Absent
<i>Martinez</i>			√			
<i>Killion</i>	√		√			
<i>Roberts</i>		√	√			
<i>Rafeh</i>			√			
<i>DiBattista</i>			√			

No Public wished to comment.

RESOLUTION(s) (PUBLIC MAY COMMENT) The Following Resolution(s) will be considered individually

2021:98

RESOLUTION APPROVING A PERSON-TO-PERSON AND PLACE-TO-PLACE TRANSFER OF PLENARY RETAIL CONSUMPTION LICENSE #0427-33-038-018 FROM CONNIE MAC, INC. TO RAYTER ONE, LLC (liquor license switch from Connie Mac to Bobby Ray)

2021:99

RESOLUTION APPROVING A PERSON-TO-PERSON AND PLACE-TO-PLACE TRANSFER OF PLENARY RETAIL CONSUMPTION LICENSE W/BROAD PACKAGE PRIVILEGE #0427-32-021-006 FROM RAYTER ONE, LLC TO 73OPCO, LLC (liquor license switch from Bobby Ray to 73OPCO)

Committeeman Killion moved the motion to table both Resolution 2021:98 & 2021:99
 Committeewoman Roberts seconded the motion.
 An affirmative 5/0 voice vote was recorded.

2021:100

RESOLUTION AUTHORIZING A SHARED SERVICE AGREEMENT BETWEEN THE COUNTY OF CAMDEN AND THE TOWNSHIP OF PENNSAUKEN FOR THE DEVELOPMENT AND / OR ENHANCEMENT OF LOCAL MULTI USE TRAIL FACILITIES (Shared Use Service – Multi Use Trail)

WHEREAS, the Township of Pennsauken is desirous of entering into an Agreement with the County of Camden to provide \$65,000. For the Township to construct a multi-use trail segment in accordance with the approved workplan; and

BE IT RESOLVED that Mayor or Township Administrator is authorized to enter the Township of Pennsauken in a Shared Services Agreement with the County of Camden.

Name	Motion	Second	Aye	Nay	Abstain	Absent
<i>Martinez</i>			√			
<i>Killion</i>	√		√			
<i>Roberts</i>			√			
<i>Rafeh</i>		√	√			
<i>DiBattista</i>			√			

No Public wished to comment.

2021:101

A RESOLUTION AUTHORIZING AGREEMENT WITH THE BOROUGH OF COLLINGSWOOD FOR FIRE PREVENTION AND HOUSING INSPECTION SERVICES (shared services Collingswood & Pennsauken Fire)

WHEREAS, Captain Daniel Kerr, a member of the Pennsauken Fire Department has served as Fire Marshal for Collingswood since on or about April 1, 2013 through December 31, 2020; and

WHEREAS, the Parties agreed to terminate the services of Captain Kerr for Collingswood as of December 31, 2020 and appoint a member of the Collingswood Fire Department to serve in that capacity; and

WHEREAS, the Parties notified the New Jersey Division of Fire Safety within the Department of Community Affairs of the action taken; and

WHEREAS, the Parties were advised that no regulatory changes may be undertaken to a Local Enforcement Agency during the current State of Emergency as a result of Covid-19 and, accordingly, Captain Kerr will continue to be recognized by the Division of Fire Safety as the Fire Marshall for Collingswood until the State of Emergency has been lifted or current governing regulations are amended to permit changes within a Local Enforcement Agency; and

WHEREAS, the Parties desire that certain obligations and liabilities associated with said provision of fire prevention and housing inspection services be set forth in an agreement a copy of which is attached hereto; and

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Pennsauken, County of Camden, State of New Jersey, on this 5th day of February 2021 that:

1. The Mayor and Township Administrator are hereby authorized to enter into and execute the Agreement with Collingwood for fire safety services and in a form substantially consistent with the attached.
2. A certified true copy of this Resolution shall be filed by the Township Clerk.

Name	Motion	Second	Aye	Nay	Abstain	Absent
<i>Martinez</i>			√			
<i>Killion</i>	√		√			
<i>Roberts</i>			√			
<i>Rafeh</i>		√	√			
<i>DiBattista</i>			√			

No Public wished to comment.

2021:102

RESOLUTION AUTHORIZING SETTLEMENT (OPRA)

WHEREAS, Matt McDevitt, Pamela Scott-Forman, Township of Pennsauken Police Department and Township of Pennsauken are the Defendants in a certain action pending in the Superior Court of New Jersey, Camden County entitled *Delores O. Simmons, Obafemi ("Baffi") O. Simmons and African American Data Research Institute*

(AADARI) v. Matt McDevitt, Pamela Scott-Forman, Pennsauken Township Police Department and Pennsauken Township, Docket No. CAM-L-73-21, in which the Plaintiffs alleged a violation of the Open Public Records Act (OPRA) practices; and

WHEREAS, the Parties have now reached agreement and wish to enter into a Settlement Agreement; and

WHEREAS, the Plaintiffs have executed a Release.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Pennsauken, County of Camden, State of New Jersey that the Settlement by and between the Township of Pennsauken and the additional named Defendants and Delores O. Simmons, Obafemi (“Baffi”) O. Simmons and African American Data Research Institute (AADARI) be and the same is hereby approved, and the Township Administrator is authorized to execute such documents as may be necessary to implement and fulfill the terms of said Settlement.

Name	Motion	Second	Aye	Nay	Abstain	Absent
<i>Martinez</i>			√			
<i>Killion</i>	√		√			
<i>Roberts</i>			√			
<i>Rafeh</i>		√	√			
<i>DiBattista</i>			√			

No Public wished to comment.

2021:103

AUTHORIZING MEMBERSHIP IN A MUTUAL AID AND ASSISTANCE AGREEMENT WITH PARTICIPATING UNITS (Homeland & Security – Bill Hertline)

WHEREAS, mutual aid and assistance agreements between municipalities, counties, law enforcement agencies police, Emergency Medical Service, fire departments, fire companies or EMS organizations and fire departments situated in fire districts operated by a Board of Fire Commissioners, are permitted pursuant to N.J.S.A. 40A: 14 -26 and 40A: 14-156.1; and

WHEREAS, the President in Homeland Security Directive (HSPD) - 5, directed the Secretary of the Department of Homeland Security to develop and administer a National Incident Management System (NIMS), which would provide a consistent nationwide approach to Federal, State, local and tribal governments to work together more effectively and efficiently to prevent, prepare for, respond to, and recover from domestic incidents, regardless of cause, size, or complexity; and

WHEREAS, "The New Jersey Civilian Defense and Disaster Control Act" App.A9 -33 et. seq, provides for the health, safety, and welfare of the people of the State of New Jersey during any emergency by centralizing control of all civilian activities having to do with such emergency giving the Governor control over the resources of each and every political subdivision to cope with any condition that shall arise out of such emergency, and

WHEREAS, The Director of the Division of Fire Safety in the Department of Community Affairs promulgated rules in accordance with the "Fire Service Resource Emergency

Deployment Act," N.J.A.C. 52:14E-11 et. seq., commonly referred to as the "Fire Service Resource Emergency Deployment Regulations" N.J.A.C. 5:75A et. seq, and

WHEREAS, it is deemed to be in the best interests of the residents of this municipality and/or fire district to enter into a mutual aid and assistance agreement with the County of Camden and other municipalities including (but not limited to) municipal police, Emergency Medical Service or fire departments, volunteer fire companies or EMS organizations and/or fire districts to provide additional protection

against loss, damage or destruction by fire, catastrophe, civil unrest, major emergency or other extraordinary devastation damage or destruction to person and property, in those situations when outside aid and assistance is needed.

NOW, THEREFORE, BE IT RESOLVED, by the Pennsauken Township Committee

of the Township of Pennsauken County of Camden, and State of New Jersey as follows:

- A. That the is hereby authorized and directed to enter into the Camden County Mutual Aid and Assistance Agreement Between Participating Units, a copy of which is attached hereto and made part hereof, on the terms and conditions contained herein

**CAMDEN COUNTY
MUTUAL AID AND ASSISTANCE AGREEMENT
BETWEEN PARTICIPATING UNITS**

- B. That the Township Administrator, Police Chief, Fire Chief, EMS Chief and Public Works Superintendent of the Township of Pennsauken are hereby authorized and directed to execute said Mutual Aid and Assistance Agreement on behalf of the Township of Pennsauken.
- C. That the Township Clerk is hereby authorized and directed to forthwith forward a copy of this Resolution and an executed copy of Schedule A of the agreement to the offices of the Camden County Office of Emergency Management for review and filing by the appropriate Fire, EMS and County Prosecutor or his designee as appropriate.

Name	Motion	Second	Aye	Nay	Abstain	Absent
<i>Martinez</i>			√			
<i>Killion</i>	√		√			
<i>Roberts</i>			√			
<i>Rafeh</i>		√	√			
<i>DiBattista</i>			√			

No Public wished to comment.

2021:104

RESOLUTION EXTENDING FOR ONE YEAR CLOTHING AND GOLF SHOP MERCHANDISE CONTRACT FOR THE PENNSAUKEN COUNTRY CLUB (Clothing Pro Shop)

WHEREAS, the Township of Pennsauken has determined that there is a continued need to provide for clothing and golf shop merchandise at the Pennsauken Country Club,

WHEREAS, the Township of Pennsauken sought proposals in accordance with the "fair and open" provisions of the New Jersey Pay-to-Play Laws; for clothing and golf shop merchandise for the Pennsauken Country Club; and

WHEREAS, two (2) bids were received and publicly opened on Thursday, December 19, 2019.

WHEREAS, multiple contracts were awarded based on wholesale pricing and brands carried.

WHEREAS, this is an open-ended contract, and the Township is not obligated to order, accept, or pay for the goods and services hereunder until an order is placed, and certification of available funds shall be made when goods or services are ordered.

WHEREAS, the contract was for one year and provided an option for two (2) one (1) year extensions. The Township would like to exercise their right at this time to utilize this option and extend said contract with both vendors for a period of one (1) year.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Pennsauken, County of Camden, State of New Jersey, as follows:

1. That the aforesaid contract is an open-ended contract permitting the purchase of items at a stated price on an as needed basis, at which time certification of available funds shall be provided for each purchase by means of an encumbered purchase order.
2. That the Township Committee, for the aforementioned reasons, hereby declares that the following vendors are the qualified and responsible bidders for clothing and golf shop merchandise:

*Acushnet Company
333 Bridge Street
Fairhaven, MA 02719-0965*

*Callaway Golf
2180 Rutherford Road
Carlsbad, CA 92008-7328*

3. The Township Committee hereby extends a contract to Acushnet Company, 333 Bridge Street, Fairhaven, Ma 02719-0965 and Callaway Golf, 2180 Rutherford Road, Carlsbad, CA 92008-7328 for a period of one (1) year with an option to renew for an additional one (1) year extension by mutual agreement, for a price not to exceed the cost of items specified in the bid.
4. That the Township Committee hereby directs the Acting Township Administrator to execute any contract documents that are necessary to effectuate the terms of this resolution, subject to review, revision, and approval by the Township Solicitor.

Name	Motion	Second	Aye	Nay	Abstain	Absent
<i>Martinez</i>			√			
<i>Killion</i>	√		√			
<i>Roberts</i>			√			
<i>Rafeh</i>		√	√			
<i>DiBattista</i>			√			

No Public wished to comment.

RESOLUTION(s) (PUBLIC MAY COMMENT) The Following Resolution(s) will be considered by consent agenda

2021:105

RESOLUTION APPROVING A REFUND OF \$500.00 FOR ESCROW MONEY HELD FOR THE SALE OF CHRISTMAS TREES LOCATED AT 2426 COVE ROAD, PENNSAUKEN, NJ 08110 (escrow refund Clements)

WHEREAS, Robert Clements, 1020 Prospect Ridge Blvd, Haddon Heights, NJ 08035 made a deposit with the TOWNSHIP OF PENNSAUKEN in the amount of

\$500.00 for the maintenance inspection for the sale of Christmas Trees at the location known as 2426 Cove Rd., Pennsauken NJ 08110.

WHEREAS, The Construction Official of the TOWNSHIP OF PENNSAUKEN is satisfied that the property has been maintained and has approved same and that Robert Clements is entitled to a refund of \$500.00

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the TOWNSHIP OF PENNSAUKEN, County of Camden, and State of New Jersey that the sum of \$500.00 is returned to

ROBERT CLEMENTS
1020 PROSPECT RIDGE BLVD
HADDON HEIGHTS, NJ 08035

A CERTIFIED COPY of this resolution will be forwarded by the Township Clerk to the Applicant, Construction Official, and the Supervisor of the Building Department.

2021:106

RESOLUTION APPROVING A REFUND OF \$500.00 FOR ESCROW MONEY HELD FOR THE SALE OF CHRISTMAS TREES LOCATED AT 7533 S. CRESCENT BLVD, PENNSAUKEN, NJ 08110 (Escrow Refund Paulsworth)

WHEREAS, Frank Paulsworth, 1906 Juniper Lane, Bensalem, PA 19020 made a deposit with the TOWNSHIP OF PENNSAUKEN in the amount of \$500.00 for the maintenance inspection for the sale of Christmas Trees at the location known as 7533 S. Crescent Blvd., Pennsauken, NJ 08110

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the TOWNSHIP OF PENNSAUKEN, County of Camden, and State of New Jersey that the sum of \$500.00 is returned to

FRANK PAULSWORTH
1906 JUNIPER LANE
BENSALEM, PA 19020

A CERTIFIED COPY of this resolution will be forwarded by the Township Clerk to the Applicant, Construction Official, and the Supervisor of the Building Department.

2021:107

RESOLUTION APPROVING THE REFUND OF \$175.00 FOR DUPLICATE PAYMENT OF HOUSING RESALE MONEY HELD FOR THE PURCHASE OF HOUSING 5770 CEDAR AVENUE, PENNSAUKEN, NJ 08109 (housing resale refund)

WHEREAS, Main Street Realty of 730 Haddon Avenue, Collingswood, NJ 08108 made a deposit with the Township of Pennsauken in the amount of \$175.00 for the Housing Resale / Transfer of Ownership located at 5770 Cedar Avenue, Pennsauken, NJ 08109.

WHEREAS, The Construction Official of the Township of Pennsauken is satisfied that this was a duplicate. Payment and a refund should be issued.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Pennsauken, County of Camden, and State of New Jersey that the sum of \$175.00 is returned to Main Street Realty of 730 Haddon Avenue, Collingswood, NJ 08108

A CERTIFIED COPY of this resolution will be forwarded by the Township Clerk to the Applicant, Construction Official, Finance Department, and the Administrative Assistant of the Building Department.

2021:108

RESOLUTION APPROVING THE REFUND OF \$175.00 FOR DUPLICATE PAYMENT OF HOUSING RESALE MONEY HELD FOR THE PURCHASE OF HOUSING 1963 – 49th STREET, PENNSAUKEN, NJ 08110 (housing resale refund)

WHEREAS, Sarah E. Cadman of 728 S. Broad Street, Philadelphia, PA 19146 made a deposit with the Township of Pennsauken in the amount of \$175.00 for the Housing Resale / Transfer of Ownership located at 1963 – 49th Street, Pennsauken, NJ 08110.

WHEREAS, The Construction Official of the Township of Pennsauken is satisfied that this was a duplicate. Payment and a refund should be issued.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Pennsauken, County of Camden, and State of New Jersey that the sum of \$175.00 is returned to Sarah E. Cadman of 728 S. Broad Street, Philadelphia, PA 19146.

A CERTIFIED COPY of this resolution will be forwarded by the Township Clerk to the Applicant, Construction Official, Finance Department, and the Administrative Assistant of the Building Department.

Name	Motion	Second	Aye	Nay	Abstain	Absent
<i>Martinez</i>		√	√			
<i>Killion</i>			√			
<i>Roberts</i>			√			
<i>Rafeh</i>	√		√			
<i>DiBattista</i>			√			

No Public wished to comment.

PAYMENT OF BILLS

January 2021

Budgeted	\$ 1,424,154.66
Section 8	\$ 44,245.53

Committeeman Killion moved the motion for payment of bills.
Committeewoman Rafeh seconded the motion.
An affirmative 5/0 voice vote was recorded.

DEPARTMENT REPORT(s) – Fire & Police

Committeeman Killion moved the motion to file Reports.
Committeewoman Rafeh seconded the motion.
An affirmative 5/0 voice vote was recorded.

PUBLIC COMMENT

- Retired Mayor Jack Killion (Bryn Mawr Ave)
Jack Killion congratulated the committee for a great job on everything thus far. Mr. Killion commented that he was very happy to see Rails to Trails project moving along and that was also very excited for the Building and Library project also moving along.

Deputy Mayor Rafeh moved the motion to close the floor for Public Comment
Committeeman Killion seconded the motion.
An affirmative 5/0 voice vote was recorded.

COMMITTEE COMMENTS

Mayor DiBattista:

- Thank you everyone for joining us today. Thoughts and prayers for everyone going through a loss due to Covid-19 or anyone battling Covid-19. We are with you all, stay strong.
- Very excited for Rails to Trails to move to the next phase, open space is always good and specially during these times.
- Reminder that we are in the process of setting up a place for vaccination in town with CAMcare. Please note that CAMcare will contact you for your appointments.
- Thank you to Mr. Martz, Mr. Ali, Committeewoman Roberts, and everyone involved in helping us set this vaccination site.
- We have had a lot of snow and our guys over at Public Works are working hard to keep our roads clean and safe for us.
- Please continue to stay safe, wear your masks, wash your hands and social distance.

Deputy Mayor Rafeh:

- Thank you for everyone joining us tonight, we appreciate you all.
- Thank you to Public Works on such a great job keeping our streets clean and safe.
- Very excited to see Rails to Trails moving along, open space for us is always good.
- Thank you to all our first responders, especially with our officers and Detectives catching the person who robbed Metro PCS on Crescent Blvd. Thank you for keeping our town safe.
- Please continue to stay safe, wash your hands, wear your masks and social distance.

Committeeman Killion:

- Winter has hit us hard this year and our Public Works has been working hard to keep our streets clean and safe for us.
- Please contact them via email, phone, or Facebook if your area needs cleaning. Please be patient as they are working hard to get to all Pennsauken streets.
- We have meetings before and after snow days to see what we can do ahead of snow days and what we must improve going forward. Our guys do their best and we appreciate all that they do.
- We are working to have a drive by easter basket event. We have put a survey up on our website to ask residents what they would like to see or what suggestions they might have. With Covid-19 we are doing our best to have fun events for our kids but keeping everyone safe.
- Please wear a mask, wash your hands often and social distance.

Committeewoman Roberts:

- Thank you everyone coming on tonight we appreciate you all.
- Rails to Trails is coming along and I am very excited for it, thank you to everyone that worked hard for this project for us and our town.
- Very excited to see that we will have a vaccination site in town and cannot wait to assist our residents.
- Please continue to stay safe. Wear a mask, wash your hands and social distance.

Committeeman Martinez:

- Thank you all for joining us today. It is always good to see our residents on our calls.
- Thoughts and prayers to everyone dealing with Covid-19, we are with you all.
- Excited that our sports are making a comeback. Soccer registrations are now open for our kids to join. Please visit our website for payments and more information.
- Kids did not get to participate last year and hopefully this year parents sign them up and help us practice and play as safely as we can.
- Thank you to all our Public Works for such a great job on our roads and thank you to all our first responders for all that you do.
- Please stay safe, continue to wear your masks, wash your hands and social distance.

RESOLUTION (PUBLIC MAY COMMENT) The following Resolution will be considered individually

2021:109 RESOLUTION AUTHORIZING A CLOSED SESSION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF PENNSAUKEN TO DISCUSS UNDER ATTORNEY CLIENT PRIVILEGE, PERSONNEL AND CONTRACTS

WHEREAS, the Township Committee of the Township of Pennsauken is subject to the requirements of the Open Public Meetings Act, N.J.S.A. 10:4-6- et. seq; and

WHEREAS, the Open Public Meetings Act of the State of New Jersey generally requires that all meetings of public bodies be open to the public; and

WHEREAS, the Open Public Meetings Act further provides that a public body may exclude the public from a portion of a meeting at which the public body discusses items enumerated in the Open Public Meetings Act at N.J.S.A. 10:4-12b, which items are recognized as requiring confidentiality; and

WHEREAS, it is necessary and appropriate for the Township Committee of the Township of Pennsauken to discuss certain matters in a meeting not, open to the public consistent with N.J.S.A. 10:4-12b.

WHEREAS, matters under discussion will not be disclosed until the need for confidentiality no longer exists; and

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of Pennsauken, pursuant to the Open Public Meetings Act of the State of New Jersey that:

1. The Township Committee of the Township of Pennsauken shall hold a closed meeting from which the public shall be excluded, on February 18, 2021.
2. The general nature of the subjects to be discussed at said closed meeting shall be matters of contracts N.J.S.A. 10:4-12b (7)

3. The general nature of the subjects to be discussed at said closed meeting shall be matters of personnel, N.J.S.A. 10:4-12b (8)

ADOPTED at the Meeting of the Township Committee of the Township of Pennsauken on February 18, 2021.

Name	Motion	Second	Aye	Nay	Abstain	Absent
<i>Martinez</i>			√			
<i>Killion</i>	√		√			
<i>Roberts</i>		√	√			
<i>Rafeh</i>			√			
<i>DiBattista</i>			√			

No Public wished to comment.

ADJOURNMENT:

Committeeman Killion moved the motion to adjourn.
 Committeeman Martinez seconded the motion.
 An affirmative 5/0 voice vote was recorded.

Meeting adjourned at 8:15 pm

Ana Matos
 Deputy Clerk

ADOPTED: March 4, 2021