

MINUTES
TOWNSHIP OF PENNSAUKEN
PUBLIC COMMITTEE MEETING
June 1, 2023

Pennsauken Township Public Committee Meeting was held at the Municipal Building located at 5605 N. Crescent Blvd Pennsauken, NJ 08110 on Thursday, June 1, 2023. The Meeting was called to order by Mayor Martinez at 6:00 pm

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

PRESENT: Committeewoman Mckenna, Committeewoman Rafeh, Deputy Mayor Olivo, and Mayor Martinez

Also, present were Township Clerk Pamela Scott-Forman, Deputy Clerk Ana Matos, and Christopher A. Orlando Esq.

NOTE: Committeeman DiBattista and Township Administrator Tim Killion were not present for this meeting.

Mayor Martinez called for the Salute to the Flag, to be followed by a Moment of Silence. Mayor also announced the meeting complies with the "Senator Byron M. Baer Open Public Meetings Act."

NOTE: Township Clerk announced that this meeting was published in the Courier Post on January 13, 2023

CONSIDERATION OF/AND POSSIBLE ACTIONS ON ANY REQUEST FOR ELECTRONIC PARTICIPATION IN MEETING – None Received

NOTE: Meeting was streamed live on YouTube.

APPROVAL OF MINUTES

Meeting of May 18, 2023

Deputy Mayor Olivo moved motion to accept minutes.

Committeewoman Rafeh second the motion.

An affirmative 4/0 voice vote was recorded.

ORDINANCE SECOND READING – Public Hearing (public may comment)

2023:13 An Ordinance of The Township of Pennsauken Amending Article VI Entitled Development Fees, Chapter 155-14 Through 155-23 To Provide for The Collection Of Development Fees In Support Of Affordable Housing As Permitted By The New Jersey

Fair Housing Act.

WHEREAS, In Holmdel Builder’s Association v. Holmdel Township, 121 N.J. 550 (1990), the New Jersey Supreme Court determined that mandatory development fees are authorized by the Fair Housing Act of 1985, N.J.S.A. 52:27d-301, *et seq.*, and the State Constitution, subject to the adoption of Rules by the Council on Affordable Housing (COAH); and

WHEREAS, pursuant to P.L. 2008, c. 46, Section 8 (C. 52:27D-329.2) and the Statewide Non-Residential Development Fee Act (C. 40:55D-8.1 through 8.7), COAH was authorized to adopt and promulgate regulations necessary for the establishment, implementation, review, monitoring and enforcement of municipal affordable housing trust funds and corresponding spending plans. Municipalities that were under the jurisdiction of COAH and that are now before a court of competent jurisdiction and have a Court-approved Spending Plan may retain fees collected from non-residential development;

WHEREAS, the Township wishes to increase residential development fees to 1.5% of equalized assessed value for all new residential development which is the maximum amount permitted; and

BE IT ORDAINED by the Township Committee of the Township of Pennsauken , Camden County, New Jersey, that the Code of the Township of Pennsauken is hereby amended to include the following provisions regulating the collection and disposition of mandatory development fees to be used in connection with the Township’s affordable housing programs, as directed by the Superior Court and consistent with N.J.A.C. 5:93-1, *et seq.*, as amended and supplemented, N.J.A.C. 5:80-26.1, *et seq.*, as amended and supplemented, and the New Jersey Fair Housing Act of 1985.

Article VI entitled “Development Fees” of Chapter 155-14 through 23 is repealed in its entirety and a new Article VI also entitled “Development Fees” is added as follows:

1. Purpose

This Ordinance establishes standards for the collection, maintenance, and expenditure of development fees that are consistent with COAH’s regulations developed in response to P.L. 2008, c. 46, Sections 8 and 32-38 (C. 52:27D-329.2) and the Statewide Non-Residential Development Fee Act (C. 40:55D-8.1 through 8.7). Fees collected pursuant to this Ordinance shall be used for the sole purpose of providing very low, low- and moderate-income housing in accordance with a Court-approved Spending Plan.

2. Basic Requirements

A. This Ordinance shall not be effective until approved by the Court.

B. The Township of Pennsauken shall not spend development fees until the Court has approved a plan for spending such fees (Spending Plan).

3. Definitions

The following terms, as used in this Ordinance, shall have the following meanings:

“Affordable housing development” means a development included in the Housing Element and Fair Share Plan, and includes, but is not limited to, an inclusionary development, a municipal construction project or a 100 percent affordable housing development.

“COAH” or the “Council” means the New Jersey Council on Affordable Housing established under the Fair Housing Act.

“Development fee” means money paid by a developer for the improvement of property as authorized by Holmdel Builder’s Association v. Holmdel Township, 121 N.J. 550 (1990) and the Fair Housing Act of 1985, N.J.S.A. 52:27d-301, *et seq.*, and regulated by applicable COAH Rules.

“Developer” means the legal or beneficial owner or owners of a lot or of any land proposed to be included in a proposed development, including the holder of an option or contract to purchase, or other person having an enforceable proprietary interest in such land.

“Equalized assessed value” means the assessed value of a property divided by the current average ratio of assessed to true value for the municipality in which the property is situated, as determined in accordance with Sections 1, 5, and 6 of P.L. 1973, c.123 (C.54:1-35a through C.54:1-35c).

“Green building strategies” means those strategies that minimize the impact of development on the environment, and enhance the health, safety and well-being of residents by producing durable, low-maintenance, resource-efficient housing while making optimum use of existing infrastructure and community services.

4. Residential Development Fees

A. Imposition of Fees

1) Within the Township of Pennsauken, all residential developers, except for developers of the types of developments specifically exempted below and developers of developments that include affordable housing, shall pay a fee of one and a half percent (1.5%) of the equalized assessed value for all new residential development. Development fees shall also be imposed and collected when an additional dwelling unit is added to an existing residential structure; in such cases, the fee shall be calculated based on the increase in the equalized assessed value of the property due to the additional dwelling unit.

B. Eligible Exactions, Ineligible Exactions and Exemptions for Residential Developments

1) Affordable housing developments and/or developments where the developer has made a payment in lieu of on-site construction of affordable units, if permitted by Ordinance, shall be exempt from the payment of development fees.

2) Developments that have received preliminary or final site plan approval prior to the adoption of this Ordinance shall be exempt from the payment of development fees, unless the developer seeks a substantial change in the original approval. Where site plan approval is not applicable, the issuance of a Zoning Permit and/or Construction Permit shall be synonymous with preliminary or final site plan approval for the purpose of determining the right to an exemption. In all cases, the applicable fee percentage shall be determined based upon the Development Fee Ordinance in effect on the date that the Construction Permit is issued.

3) Improvements or additions to existing one and two-family dwellings on individual lots shall not be required to pay a development fee, but a development fee shall be charged for any new dwelling constructed as a replacement for a previously existing dwelling on the same lot that was or will be demolished, unless the owner resided in the previous dwelling for a period of one year or more prior to obtaining a demolition permit. Where a development fee is charged for a replacement dwelling, the development fee shall be calculated on the increase in the equalized assessed value of the new structure as compared to the previous structure.

4) Homes replaced as a result of a natural disaster (such as a fire or flood) shall be exempt from the payment of a development fee.

5. Non-Residential Development Fees

A. Imposition of Fees

1) Within all zoning districts, non-residential developers, except for developers of the types of developments specifically exempted below, shall pay a fee equal to two and one-half (2.5) percent of the equalized assessed value of the land and improvements, for all new non-residential construction on an unimproved lot or lots.

2) Within all zoning districts, non-residential developers, except for developers of the types of developments specifically exempted below, shall also pay a fee equal to two and one-half (2.5) percent of the increase in equalized assessed value resulting from any additions to existing structures to be used for non-residential purposes.

3) Development fees shall be imposed and collected when an existing structure is demolished and replaced. The development fee of two and a half percent (2.5%) shall be calculated on the difference between the equalized assessed value of the pre-existing land and improvements and the equalized assessed value of the newly improved structure, i.e. land and improvements, and such calculation shall be made at the time a final Certificate of Occupancy is issued. If the calculation required under this Section results in a negative number, the non-residential development fee shall be zero.

B. Eligible Exactions, Ineligible Exactions and Exemptions for Non-residential Development

1) The non-residential portion of a mixed-use inclusionary or market rate development shall be subject to a two and a half percent (2.5%) development fee, unless otherwise exempted below.

2) The two and a half percent (2.5%) development fee shall not apply to an increase in equalized assessed value resulting from alterations, change in use within the existing footprint, reconstruction, renovations and repairs.

3) Non-residential developments shall be exempt from the payment of non-residential development fees in accordance with the exemptions required pursuant to the Statewide Non-Residential Development Fee Act (N.J.S.A. 40:55D-8.1 through 8.7), as specified in Form N-RDF "State of New Jersey Non-Residential Development Certification/Exemption". Any exemption claimed by a developer shall be substantiated by that developer.

4) A developer of a non-residential development exempted from the non-residential development fee pursuant to the Statewide Non-Residential Development Fee Act shall be subject to the fee at such time as the basis for the exemption no longer applies, and shall make the payment of the non-residential development fee, in that event, within three years after that event or after the issuance of the final Certificate of Occupancy for the non-residential development, whichever is later.

5) If a property which was exempted from the collection of a non-residential development fee thereafter ceases to be exempt from property taxation, the owner of the property shall remit the fees required pursuant to this Section within 45 days of the termination of the property tax exemption. Unpaid non-residential development fees under these circumstances may be enforceable by the Township of Pennsauken as a lien against the real property of the owner.

6. Collection Procedures

A. Upon the granting of a preliminary, final or other applicable approval for a development, the approving authority or entity shall notify or direct its staff to notify the Construction Official responsible for the issuance of a Construction Permit and to notify the Tax Assessor of the grant of such approval.

B. For non-residential developments only, the developer shall also be provided with a copy of Form N-RDF "State of New Jersey Non-Residential Development Certification/Exemption" to be completed as per the instructions provided. The developer of a non-residential development shall complete Form N-RDF as per the instructions provided. The Construction Official shall verify the information submitted by the non-residential developer as

per the instructions provided in the Form N-RDF. The Tax Assessor shall verify exemptions and prepare estimated and final assessments as per the instructions provided in Form N-RDF.

C. The Construction Official responsible for the issuance of a Construction Permit shall notify the Township Tax Assessor of the issuance of the first Construction Permit for a development which is subject to a development fee.

D. Within 90 days of receipt of such notification, the Township Tax Assessor shall prepare an estimate of the equalized assessed value of the development based on the plans filed.

E. The Construction Official responsible for the issuance of a final Certificate of Occupancy shall notify the Township Tax Assessor of any and all requests for the scheduling of a final inspection on a property which is subject to a development fee.

F. Within 10 business days of a request for the scheduling of a final inspection, the Township Tax Assessor shall confirm or modify the previously estimated equalized assessed value of the improvements associated with the development; calculate the development fee; and thereafter notify the developer of the amount of the fee.

G. Should the Township of Pennsauken fail to determine or notify the developer of the amount of the development fee within 10 business days of the request for final inspection, the developer may estimate the amount due and pay that estimated amount consistent with the dispute process set forth in Subsection b. of Section 37 of P.L. 2008, c.46 (C.40:55D-8.6).

H. Except as provided in Section 5.A.3) hereinabove, fifty percent (50%) of the initially calculated development fee shall be collected at the time of issuance of the Construction Permit. The remaining portion shall be collected at the time of issuance of the Certificate of Occupancy. The developer shall be responsible for paying the difference between the fee calculated at the time of issuance of the Construction Permit and that determined at the time of issuance of the Certificate of Occupancy.

I. Appeal of Development Fees

1) A developer may challenge residential development fees imposed by filing a challenge with the County Board of Taxation. Pending a review and determination by the Board, collected fees shall be placed in an interest-bearing escrow account by the Township of Pennsauken. Appeals from a determination of the Board may be made to the tax court in accordance with the provisions of the State Tax Uniform Procedure Law, R.S. 54:48-1, *et seq.*, within 90 days after the date of such determination. Interest earned on amounts escrowed shall be credited to the prevailing party.

2) A developer may challenge non-residential development fees imposed by filing a challenge with the Director of the Division of Taxation. Pending a review and determination by the Director, which shall be made within 45 days of receipt of the challenge,

collected fees shall be placed in an interest-bearing escrow account by the Township of Pennsauken. Appeals from a determination of the Director may be made to the tax court in accordance with the provisions of the State Tax Uniform Procedure Law, R.S.54:48-1, *et seq.*, within 90 days after the date of such determination. Interest earned on amounts escrowed shall be credited to the prevailing party.

7. Affordable Housing Trust Fund

A. There is hereby created a separate, interest-bearing Affordable Housing Trust Fund to be maintained by the Chief Financial Officer of the Township of Pennsauken for the purpose of depositing development fees collected from residential and non-residential developers and proceeds from the sale of units with extinguished controls.

B. The following additional funds shall be deposited in the Affordable Housing Trust Fund and shall at all times be identifiable by source and amount:

1) Payments in lieu of on-site construction of a fraction of an affordable unit, where permitted by Ordinance or by Agreement with the Township of Pennsauken;

2) Funds contributed by developers to make ten percent (10%) of the adaptable entrances in a townhouse or other multistory attached dwelling unit development accessible;

3) Rental income from municipally operated units;

4) Repayments from affordable housing program loans;

5) Recapture funds;

6) Proceeds from the sale of affordable units; and

7) Any other funds collected in connection with Pennsauken's affordable housing program.

C. In the event of a failure by the Township of Pennsauken to comply with trust fund monitoring and reporting requirements or to submit accurate monitoring reports; or a failure to comply with the conditions of the judgment of compliance or a revocation of the judgment of compliance; or a failure to implement the approved Spending Plan and to expend funds within the applicable required time period as set forth in In re Tp. of Monroe, 442 N.J. Super. 565 (Law Div. 2015) (aff'd 442 N.J. Super. 563); or the expenditure of funds on activities not approved by the Court; or for other good cause demonstrating the unapproved use(s) of funds, the Court may authorize the State of New Jersey, Department of Community Affairs, Division of Local Government Services (LGS), to direct the manner in which the funds in the Affordable Housing Trust Fund shall be expended, provided that all such funds shall, to the

extent practicable, be utilized for affordable housing programs within the Township of Pennsauken , or, if not practicable, then within the County or the Housing Region.

Any party may bring a motion before the Superior Court presenting evidence of such condition(s), and the Court may, after considering the evidence and providing the municipality a reasonable opportunity to respond and/or to remedy the non-compliant condition(s), and upon a finding of continuing and deliberate non-compliance, determine to authorize LGS to direct the expenditure of funds in the Trust Fund. The Court may also impose such other remedies as may be reasonable and appropriate to the circumstances.

D. Interest accrued in the Affordable Housing Trust Fund shall only be used to fund eligible affordable housing activities approved by the Court.

8. Use of Funds

A. The expenditure of all funds shall conform to a Spending Plan approved by the Court. Funds deposited in the Affordable Housing Trust Fund may be used for any activity approved by the Court to address the Township of Pennsauken's fair share obligation and may be set up as a grant or revolving loan program. Such activities include, but are not limited to: preservation or purchase of housing for the purpose of maintaining or implementing affordability controls; housing rehabilitation; new construction of affordable housing units and related costs; accessory apartments; a market to affordable program; conversion of existing non-residential buildings to create new affordable units; building improvements that reduce utility costs (including but not limited to green building improvements designed to be cost saving); purchase of land for affordable housing; improvement of land to be used for affordable housing; extensions or improvements of roads and infrastructure to affordable housing sites; financial assistance designed to increase affordability; administration necessary for implementation of the Housing Element and Fair Share Plan; and/or any other activity permitted by the Court and specified in the approved Spending Plan.

B. Funds shall not be expended to reimburse the Township of Pennsauken for past housing activities.

C. At least 30 percent of all development fees collected, and interest earned on such fees shall be used to provide affordability assistance to low- and moderate-income households in affordable units included in the municipal Fair Share Plan. One-third of the affordability assistance portion of development fees collected shall be used to provide affordability assistance to those households earning 30 percent or less of the median income for Housing Region 5, in which Pennsauken is located.

1) Affordability assistance programs may include down payment assistance, security deposit assistance, low interest loans, rental assistance, assistance with homeowners' association or condominium fees and special assessments, and assistance with emergency

repairs. The specific programs to be used for affordability assistance shall be identified and described within the Spending Plan.

2) Affordability assistance to households earning 30 percent or less of median income may include buying down the cost of low- or moderate-income units in the municipal Fair Share Plan to make them affordable to households earning 30 percent or less of median income. The specific programs to be used for very low-income affordability assistance shall be identified and described within the Spending Plan.

3) Payments in lieu of constructing affordable housing units on site, if permitted by Ordinance or by Agreement with the Township of Pennsauken, and funds from the sale of units with extinguished controls shall be exempt from the affordability assistance requirement.

D. The Township of Pennsauken may contract with a private or public entity to administer any part of its Housing Element and Fair Share Plan, including its programs for affordability assistance.

E. No more than 20 percent of all revenues collected from development fees may be expended on administration, including, but not limited to, salaries and benefits for municipal employees or consultants' fees necessary to develop or implement a new construction program, prepare a Housing Element and Fair Share Plan, and/or administer an affirmative marketing program or a rehabilitation program.

1) In the case of a rehabilitation program, the administrative costs of the rehabilitation program shall be included as part of the 20 percent of collected development fees that may be expended on administration.

2) Administrative funds may be used for income qualification of households, monitoring the turnover of sale and rental units, and compliance with COAH's monitoring requirements. Legal or other fees related to litigation opposing affordable housing sites or related to appealing a judgment from the Court are not eligible uses of the Affordable Housing Trust Fund.

9. Monitoring

The Township of Pennsauken shall provide annual reporting of Affordable Housing Trust Fund activity to the State of New Jersey, Department of Community Affairs, Council on Affordable Housing or Local Government Services or other entity designated by the State of New Jersey, with a copy provided to Fair Share Housing Center and posted on the municipal website, using forms developed for this purpose by the New Jersey Department of Community Affairs, Council on Affordable Housing or Local Government Services. The reporting shall include an accounting of all Affordable Housing Trust Fund activity, including the sources and amounts of funds collected and the amounts and purposes for which any funds have been expended. Such reporting shall include an accounting of development fees collected from

residential and non-residential developers, payments in lieu of constructing affordable units on site (if permitted by Ordinance or by Agreement with the Township), funds from the sale of units with extinguished controls, barrier free escrow funds, rental income from Township owned affordable housing units, repayments from affordable housing program loans, and any other funds collected in connection with Pennsauken 's affordable housing programs, as well as an accounting of the expenditures of revenues and implementation of the Spending Plan approved by the Court.

10. Ongoing Collection of Fees

A. The ability for the Township of Pennsauken to impose, collect and expend development fees shall expire with the expiration of the repose period covered by its Judgment of Compliance unless the Township of Pennsauken has first filed an adopted Housing Element and Fair Share Plan with the Court or with a designated State administrative agency, has petitioned for a Judgment of Compliance from the Court or for Substantive Certification or its equivalent from a State administrative agency authorized to approve and administer municipal affordable housing compliance and has received approval of its Development Fee Ordinance from the entity that will be reviewing and approving the Housing Element and Fair Share Plan.

B. If the Township of Pennsauken fails to renew its ability to impose and collect development fees prior to the expiration of its Judgment of Compliance, it may be subject to forfeiture of any or all funds remaining within its Affordable Housing Trust Fund. Any funds so forfeited shall be deposited into the "New Jersey Affordable Housing Trust Fund" established pursuant to Section 20 of P.L. 1985, c. 222 (C. 52:27D-320).

C. The Township of Pennsauken shall not impose a residential development fee on a development that receives preliminary or final site plan approval after the expiration of its Judgment of Compliance, nor shall the Township of Pennsauken retroactively impose a development fee on such a development. The Township of Pennsauken also shall not expend any of its collected development fees after the expiration of its Judgment of Compliance.

REPEALER

All Ordinances or parts of Ordinances inconsistent herewith are repealed as to such inconsistencies.

SEVERABILITY

If any section, subsection, sentence, clause, phrase, or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions thereof.

EFFECTIVE DATE

This Ordinance shall take effect upon passage and publication as provided by law.

Deputy Mayor Olivo moved motion to open floor for public hearing
 Committeewoman Rafeh second motion.
 An affirmative 4/0 voice vote was recorded.

Deputy Mayor Olivo moved motion to close floor for public hearing
 Committeewoman Rafeh second motion.
 An affirmative 4/0 voice vote was recorded.

Motion To Adopt:

Name	Motion	Second	Aye	Nay	Abstain	Absent
<i>McKenna</i>			√			
<i>Rafeh</i>	√		√			
<i>DiBattista</i>						√
<i>Olivo</i>		√	√			
<i>Martinez</i>			√			

No Public Wished To Comment

ORDINANCE FIRST READING – No Public Comments Public Hearing will take place on July 6, 2023

2023:15 An Ordinance by the Township Committee Amending the Township Pennsauken Code of Ordinances to Repeal Chapter 166 Flood Control to Adopt A New Chapter 166 Floodplain Management Regulations of the Township of Pennsauken; To Adopt Flood Hazards Maps; To Designate a Floodplain Administrator; And Providing For Severability and an Effective Date

***Floodplain Management Regulations (42 pgs) is attached as PDF along with the minutes.**

Motion on FIRST reading:

Name	Motion	Second	Aye	Nay	Abstain	Absent
<i>McKenna</i>		√	√			
<i>Rafeh</i>			√			
<i>DiBattista</i>						√
<i>Olivo</i>	√		√			
<i>Martinez</i>			√			

No Public Wished To Comment

2023:16 An Ordinance Amending The Code of the Township of Pennsauken Chapter 299 Entitled “Vehicles and Traffic” (Howard Ave)

BE IT ORDAINED by the Mayor and Township Committee of the Township of Pennsauken, in the County of Camden, State of New Jersey, as follows:

Chapter 299-29 “Schedule I: No Parking” is hereby amended to ADD the following:
 Howard Avenue, East, From Park Avenue to its northern termination (cul-de-sac)
 Howard Avenue, West, From Park Avenue to its southern termination (cul-de-sac)

All Ordinances or parts of Ordinances inconsistent or in conflict with the provisions of this Ordinance are hereby repealed.

This Ordinance shall take effect upon due publication and final enactment as provided by law.

Motion on FIRST reading:

Name	Motion	Second	Aye	Nay	Abstain	Absent
<i>McKenna</i>			√			
<i>Rafah</i>		√	√			
<i>DiBattista</i>						√
<i>Olivo</i>	√		√			
<i>Martinez</i>			√			

No Public Wished To Comment

2023:17 Bond Ordinance Authorizing The Completion Of Various Capital Improvements For The Pennsauken Township Country Club, Appropriating the Sum Of \$650,000 Therefore; 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 \$617,500; Making Certain Determinations And Covenants; And Authorizing Certain Related Actions In Connection With The Foregoing

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 \$650,000;
- (b) the estimated amount of bonds or bond anticipation notes to be issued for the purposes stated in Section 7 hereof is \$617,500;
- (c) a down payment in the amount of \$32,500 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 \$617,500, to be raised by the issuance of bonds or bond anticipation notes, together with the sum of \$32,500, which amount represents the required down payment, are hereby appropriated for the purposes stated in this bond ordinance ("Bond Ordinance").

Section 4. The issuance of negotiable bonds of the Township in an amount not to exceed \$617,500 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 \$617,500 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 \$150,000.

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>Amount of Obligations</u>	<u>Period of Usefulnes</u>
A. Various Improvements to Golf Course Facilities including, but not limited to, Deck and Ground Level Additions, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto	\$650,000	\$32,500	\$617,500	15 years

Section 8. 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 9. The supplemental debt statement provided for in Section 10 of the Local Bond Law, *N.J.S.A. 40A:2-10*, was duly filed in the office of the Clerk prior to the passage of this Bond Ordinance on first reading and a complete executed duplicate original thereof has been filed in the Office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. The supplemental debt statement shows that the gross debt of the 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 \$617,500 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.

Notice of Pending Bond Ordinance and Summary

The bond ordinance, the summary terms of which are included herein, was introduced and passed upon first reading at a meeting of the Township Committee of the Township of Pennsauken, in the County of Camden, State of New Jersey, on June 1, 2023. It will be further considered for final passage, after public hearing thereon, at a meeting of the Township Committee to be held at the Pennsauken Township Municipal Building, 5605 North Crescent Boulevard, Pennsauken, New Jersey on _____, 2023 at _____ o'clock __ M. During the week prior to and up to and including the date of such meeting copies of the full ordinance will be available at no cost and during regular business hours, at the Township Clerk's office for the members of the general public who shall request the same. The summary of the terms of such bond ordinance follows:

Title: **BOND ORDINANCE AUTHORIZING THE COMPLETION OF VARIOUS CAPITAL IMPROVEMENTS FOR THE PENNSAUKEN TOWNSHIP COUNTRY CLUB; APPROPRIATING THE SUM OF \$650,000 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 \$617,500; MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING**

<u>Purpose/Improvement</u>	<u>Estimate d Total Cost</u>	<u>Down Payme nt</u>	<u>Amount of Obligation s</u>	<u>Period of Usefuln ess</u>
A. Various Improvements to Golf Course Facilities including, but not limited to, Deck and Ground Level Additions, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto	\$650,000	\$32,500	\$617,500	15 years

Appropriation: \$650,000
 Bonds/Notes Authorized: \$617,500
 Grants (if any) Appropriated: \$0
 Section 20 Costs: \$150,000
 Useful Life: 15.00 years

Motion on FIRST reading:

Name	Motion	Second	Aye	Nay	Abstain	Absent
<i>McKenna</i>					√	
<i>Rafeh</i>		√	√			
<i>DiBattista</i>						√
<i>Olivo</i>	√		√			
<i>Martinez</i>			√			

No Public Wished To Comment

RESOLUTION(s) The Following Resolution(s) will be considered individually

2023:201 Resolution to Read Budget by Title Only for the 2023 Solid Waste District Budget of Pennsauken Township

WHEREAS, N.J.S. 40A:4-8, as amended by L.2015, c. 95, § 14, 2015, provides that the budget may be read by title only at the time of the public hearing if a resolution is passed by not less than a majority of the full governing body, providing that at least one week prior to the date of hearing, a complete copy of the budget has been made available for public inspection, and has been made available to each person upon request; and

WHEREAS, these two conditions have been met;

NOW, THEREFORE, BE IT RESOLVED, that the budget shall be read by title only.

I HEREBY CERTIFY that the foregoing resolution was adopted by the Township Committee of the Township of Pennsauken, County of Camden, State of New Jersey at their meeting held on the 1st of June 2023.

Motion to adopt:

Name	Motion	Second	Aye	Nay	Abstain	Absent
<i>McKenna</i>			√			
<i>Rafeh</i>		√	√			
<i>DiBattista</i>						√
<i>Olivo</i>	√		√			
<i>Martinez</i>			√			

No Public Wished To Comment

2023:202 Resolution to Read Budget By Title Only For The 2023 Municipal Budget of Pennsauken Township

WHEREAS, N.J.S.A. 40A:4-3, requires that the governing body of each local unit adopt a budget for each fiscal year; and

WHEREAS, N.J.S.A. 40A:4-4 establishes the procedures for the adoption of the fiscal budget; and

WHEREAS, the Township Committee wishes to introduce the Municipal Budget of the Township of Pennsauken, County of Camden for the Fiscal Year 2023.

NOW, THEREFORE, BE IT RESOLVED, that the budget shall be read by title only; and

BE IT FURTHER RESOLVED, that said Budget be published in the Retrospect and The Courier Post Newspapers in the issue of June 9, 2023, and that the hearing on the budget will be held at the Municipal Building Meeting Room at the meeting of the Township Committee on July 6, 2023 at 6 p.m., at which time and place objections to said Budget for the year 2023 may be presented by taxpayers or other interested parties; and

BE IT FURTHER RESOLVED, that the Township Committee of the Township of Pennsauken does hereby approve the Budget for the year 2023.

I HEREBY CERTIFY that the foregoing resolution was adopted by the Township Committee of the Township of Pennsauken, County of Camden, State of New Jersey at their meeting held on the 1st of June 2023.

Motion to adopt:

Name	Motion	Second	Aye	Nay	Abstain	Absent
McKenna			√			
Rafeh		√	√			
DiBattista						√
Olivo	√		√			
Martinez			√			

No Public Wished To Comment

2023:203 Resolution of the Township Committee of the Township of Pennsauken, County of Camden, New Jersey Authorizing the Issuance and Sale of Up to \$1,300,000 of Special Emergency Notes of the Township of Pennsauken; making certain covenants to maintain the exemption of the interest on said notes from federal income taxation; and authorizing such further actions and making such determinations as may be necessary or appropriate to effectuate the issuance and sale of the notes

WHEREAS, the Local Budget Law, Chapter 169 of the Laws of the State of New Jersey, as amended and supplemented ("Local Budget Law") authorizes, *inter alia*, municipalities to adopt ordinances authorizing special emergency appropriations for the complete program of revaluation of real property; and

WHEREAS, the Township Committee of the Township of Pennsauken, County of Camden, New Jersey ("Township"), has duly and finally adopted Ordinance 2023:09 ("Ordinance"), appropriating the sum of \$1,300,000 to pay the costs associated with the complete program of revaluation of real property in and for the Township ("Project"); and

WHEREAS, Section 55 of the Local Budget Law, *N.J.S.A. 40A:4-55*, authorizes the Township to issue special emergency notes to finance the costs of the Project and requires the Township to pay, at maturity, one-fifth of the total amount authorized under the Ordinance; and

WHEREAS, it is the desire of the Township to issue its special emergency notes in the principal amount of up to \$1,300,000, as further described in Exhibit "A", the proceeds of which will be used to finance the Project; and

WHEREAS, pursuant to the Local Budget Law and the Ordinance, it is the intent of the Township Committee to hereby authorize, approve and direct the issuance and sale of such special emergency notes for the Project as further described in Exhibit "A" attached hereto, to ratify and confirm certain actions heretofore taken by or on behalf of the Township, and to make certain related determinations and authorizations in connection with such issuance and sale.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF PENNSAUKEN, COUNTY OF CAMDEN, NEW JERSEY (NOT LESS THAN TWO-THIRDS OF THE MEMBERS THEREOF AFFIRMATIVELY CONCURRING), PURSUANT TO LOCAL BUDGET LAW, AS FOLLOWS:

Section 1. Pursuant to the Local Budget Law, the issuance of special emergency notes of the Township, to be designated, substantially, "Township of Pennsauken, County of Camden, New Jersey, Special Emergency Notes of 2023, Series A" ("Notes"), in an aggregate principal amount of up to \$1,300,000, is hereby authorized, approved, ratified and confirmed.

Section 2. The Chief Financial Officer, with the assistance of the law firm of Parker McCay P.A., Bond Counsel, is hereby authorized and directed to award and sell the Notes at a public or private sale at a price of not less than par, and to deliver the same to the purchaser thereof upon receipt of the payment of the purchase price thereof.

Section 3. At the next meeting of the Township Committee after the sale of the Notes, the Chief Financial Officer is hereby authorized and directed to report, in writing, to the Township Committee, the principal amount, rate of interest and the name of the purchaser of the Notes.

Section 4. The Notes shall be dated the date of delivery thereof and mature no later than one year from said date. The Notes will not be subject to redemption prior to maturity. The Notes may be renewed from time to time, but shall be paid and mature in accordance with the provisions of Section 55(b) of the Local Budget Law, *N.J.S.A. 40A:4-55(b)*.

Section 5. The Notes shall be issued in bearer form in denominations of \$10,000 or greater. The Notes shall be executed in the name of the Township by the manual or facsimile signatures of the Mayor and Chief Financial Officer, and shall be under the corporate seal of the Township affixed, imprinted, or reproduced thereon, and attested by the manual or facsimile signature of the Township Clerk or Deputy Township Clerk.

Section 6. The Notes are ultimately payable from *ad valorem* taxes that shall be levied upon all taxable real property in the Township without limitation as to rate or amount.

Section 7. The Township hereby covenants that it will not make any use of the proceeds of the Notes or do or suffer any other action that would cause: (i) the Notes to be "arbitrage bonds" as such term is defined in Section 148(a) of the Internal Revenue Code of 1986, as amended ("Code"), and the Regulations promulgated thereunder; (ii) the interest on the Notes to be included in the gross income of the owners thereof for federal income taxation purposes; or (iii) the interest on the Notes to be treated as an item of tax preference under Section 57(a)(5) of the Code.

Section 8. The Township hereby covenants as follows: (i) it shall timely file, or cause to be filed, 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 (ii) it shall take no action that would cause the Notes to be "federally guaranteed" within the meaning of Section 149(b) of the Code.

Section 9. The Township hereby covenants that it shall make, or cause to be made, the rebate required by Section 148(f) of the Code in the manner described in Treasury Regulation Sections 1.148-1 through 1.148-11, 1.149(b)-1, 1.149(d)-1, 1.149(g)-1, 1.150-1 and 1.150-2, as such regulations and statutory provisions may be modified insofar as they apply to the Notes.

Section 10. The Township hereby designates the Notes as "qualified tax-exempt obligations" as defined in and for the purposes of Section 265(b)(3) of the Code. For purposes of this designation, the Township hereby represents that it reasonably anticipates that the amount of tax-exempt obligations to be issued by the Township during the period from January 1, 2023 to December 31, 2023, and the amount of obligations designated as "qualified tax-exempt obligations" by it, will not exceed \$10,000,000 when added to the aggregate principal amount of the Notes.

For purposes of this Section 10, the following obligations are not taken into account in determining the aggregate principal amount of tax-exempt obligations issued by the Township: (i) a private activity bond as defined in Section 141 of the Code (other than a qualified 501(c)(3) bond, as defined in Section 145 of the Code); and (ii) any obligation issued to refund any other tax-exempt obligation (other than to advance refund within the meaning of Section 149(d)(5) of the Code) as provided in Section 265(b)(3)(c) of the Code.

Section 11. All actions heretofore taken and documents prepared or executed by or on behalf of the Township by the Mayor, Administrator, Chief Financial Officer, Township Clerk, other Township officials or by the Township's professional advisors, in connection with the issuance and sale of the Notes are hereby ratified, confirmed, approved and adopted.

Section 12. The Mayor, Chief Financial Officer and Township Clerk are hereby authorized and directed to determine all matters and execute all documents and instruments in connection with the Notes not determined or otherwise directed to be executed by the Local Budget Law or by this or any subsequent resolution, and the signatures of the Mayor, Chief Financial Officer or Township Clerk on such documents or instruments shall be conclusive as to such determinations.

Section 13. All other resolutions, or parts thereof, inconsistent herewith are hereby rescinded and repealed to the extent of any such inconsistency.

Section 14. This Resolution shall take effect immediately upon adoption this 1st day of June, 2023.

Motion to adopt:

Name	Motion	Second	Aye	Nay	Abstain	Absent
<i>McKenna</i>		√	√			
<i>Rafeh</i>			√			
<i>DiBattista</i>						√
<i>Olivo</i>	√		√			
<i>Martinez</i>			√			

No Public Wished To Comment

2023.204 Authorization For Alexis and Theodore Kohut to Transfer Ownership of Canine Dog “Titan” to the Township of Pennsauken

WHEREAS, Alexis and Theodore Kohut obtained Canine Dog “Titan” in November of 2021; and

WHEREAS, Alexis and Theodore Kohut expressed the desire to donate and transfer ownership of Canine Dog “Titan” to the Township of Pennsauken to be used as a working Police Canine; and

WHEREAS, this request has been approved by Pennsauken Township Police Chief Olivo.

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

The ownership of Canine Dog “Titan” is hereby authorized to be transferred to the Township of Pennsauken

Motion to adopt:

Name	Motion	Second	Aye	Nay	Abstain	Absent
<i>McKenna</i>		√	√			
<i>Rafeh</i>			√			
<i>DiBattista</i>						√
<i>Olivo</i>	√		√			
<i>Martinez</i>			√			

No Public Wished To Comment

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

2023:205 Amendment to Contract for Building System for Golf Simulators Within the Pennsauken Township Country Club Department

WHEREAS, the Township Committee, by way of previous Resolution 2023-15, awarded a contract to Climatic LLC, 736 Whitehall Road, Newfield, NJ 08344 to construct a building for golf simulators, same being more particularly described in specifications which are on file in the Office of Township Clerk and available for public inspection during regular business hours; and

WHEREAS, Edwin Steck at T&M Associates, 200 Century Parkway, Suite B, Mt. Laurel, NJ 08054, the Township's agent responsible for supervising the installation of said improvement for the Township of Pennsauken, has advised the Director of Municipal Services, by way of correspondence and Change Order Request No. 1 that the contract amount should be increased from \$303,648 to \$314,998, and increase of \$11,350, and that said changes do not materially expand upon the size, nature, or scope of the original project as described in the specifications, said work being beyond the contemplation of the parties at the time of the execution of the original agreement and not being known until work commenced; and

WHEREAS, N.J.A.C. 5:30-11.4 provides that the governing body may authorize change orders and amend contracts in accordance with the procedures set forth in said regulations, and the Township's Chief Financial Officer, as required by N.J.A.C. 5:30-1, has certified that there are sufficient funds available for the purpose of awarding a contract to said entity, said certification being attached hereto and made a part hereof; and

WHEREAS, the Township Committee has reviewed the aforementioned request and desires to act favorably with respect to the same and to amend the contract accordingly and to approve the change order.

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

1. The Township Committee, based upon the aforementioned certificate, hereby declares that there are sufficient funds available for the aforesaid purpose, as is evidenced by the attached Certificate of Availability of Funds.
2. That the Township Committee, for the aforementioned reasons, hereby amends the aforementioned contract and increases the contract amount from \$303,648 to \$314,998 in accordance with the terms and conditions of the aforementioned correspondence, said correspondence and request being attached hereto as Schedule A.
3. That the Township Committee hereby directs the Township Administrator and the Township Clerk to execute any contract documents which are necessary to effectuate the terms of this resolution, subject to review, revision and approval by the Office of the Township Solicitor.

I HEREBY CERTIFY that the foregoing Resolution was adopted by the Township Committee of the Township of Pennsauken, County of Camden, State of New Jersey, at their meeting held on June 1, 2023.

2023:206 Resolution Adopting The 3-Year Cooperation Agreement With The County Of Camden

WHEREAS, the *Township of Pennsauken* and the County of Camden wish to establish a cooperative means of conducting certain eligible community development and affordable housing activities; and

WHEREAS, the Uniform Shared Services and Consolidation Act (N.J.S.A. 40A:65-4 et seq.) permits local units such as counties and municipalities to enter into agreements for the provision of joint services; and

WHEREAS, Title 1 of the Housing and Community Development Act of 1974, the Housing and Urban-Rural Recovery Act of 1983, the HOME Program Act of 1991, and the Emergency Solutions Grant, as amended, provides federal funds being made available to Camden County for use to carry out eligible Community Development Activities therein; and

WHEREAS, the Township of Pennsauken will propose certain activities to be carried out under the 2024, 2025 and 2026 Community Development, HOME Programs and Emergency Solutions Grant programs; and

WHEREAS, the aforesaid activities are in the best interest of the Township of Pennsauken and the County of Camden;

NOW, THEREFORE, BE IT RESOLVED, by the **GOVERNING BODY** of the Township of Pennsauken that the 2024 to 2026 Cooperation Agreement be adopted;

BE IT FURTHER RESOLVED that this Resolution shall take effect immediately upon its enactment.

2023:207 Resolution Authorizing the Township Tax Collector to Prepare and Mail Estimated Tax Bills for the 3rd Quarter of 2023 in Accordance with P.L.1994 Chapter 72

WHEREAS, the Tax Collector in consultation with the Chief Financial Officer has computed an estimated tax levy in accordance with N.J.S.A. 54:4-66.3, and they have signed a certification showing the tax levies for the previous year, the tax rates and the range of permitted estimated tax levies;

NOW, THEREFORE, BE IT RESOLVED, the Township Committee of the Township of Pennsauken, in the County of Camden and the State of New Jersey:

1. The Township Tax Collector is hereby authorized and directed to prepare and issue estimated tax bills for the Township of Pennsauken for 3rd quarter 2023 taxes. The Tax Collector shall proceed and take such actions as permitted and required by P.L. 1994, Chapter 72 (N.J.S.A. 54:4-66.2 and 54:4-66.3).
2. The estimated tax levy for 2023 is hereby set at \$94,947,312.61 (without Garbage District rate) and \$99,653,592.61 (with Garbage District rate)
2. In accordance with the law, the 3rd quarter 2023 installment for property Taxes shall not be subject to interest until the later of; the statutory grace period or the twenty-fifth day after the estimated tax bills were mailed. The estimated tax bills shall contain a notice specifying the date after which interest will begin to accrue.

2023:208 Township of Pennsauken Authorizing Emergency Temporary Appropriations; Current Fund #3

WHEREAS, the Township Committee of the Township of Pennsauken enacted a temporary budget to cover the period from January 1, 2023 to the date of adoption of the budget; and

WHEREAS, N.J.S.A. 40A:4-20 permits the Township Committee by a two-thirds (2/3) vote of the full membership, to make emergency temporary appropriations; and

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 Township Committee by a two-thirds (2/3) vote of the full membership hereby makes the emergency temporary appropriations as shown on Schedules "A" attached hereto and made part hereof.
2. That a copy of this Resolution shall be filed forthwith with the Director of the Division of Local Government Services.

I HEREBY CERTIFY that the foregoing Resolution was adopted by Township Committee of the Township of Pennsauken, County of Camden, State of New Jersey, at their meeting held in the Municipal Building, 5605 North Crescent Boulevard, Pennsauken, New Jersey on June 1, 2023.

2023:209 Resolution Approving Refund of \$400.00 For Street Opening Escrow To Karveen Holdings LLC For Street Opening At 7418 Zimmerman Avenue Units A&B

WHEREAS, Karveen Holdings LLC, 181 Canterbury Road, Mount Laurel, New Jersey 08054 made a deposit with the Township of Pennsauken in the amount of \$2,000.00 for excavation and repaving the street, permit #3765 dated October 14, 2021 located at 7418 Zimmerman Avenue, Units A&B, \$1,600.00 of which was returned by Resolution 2022:158 and \$400.00 was held for a maintenance guarantee; and

WHEREAS, in accordance with Section 273-14 of the Code of the Township of Pennsauken, the Township Engineer has inspected the final repair of the street excavation and is satisfied that the repair is in acceptable condition and the applicant is now entitled to a \$400.00 refund of the maintenance guarantee.

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 \$400.00 be returned to Karveen Holdings LLC, 181 Canterbury Road, Mount Laurel, New Jersey 08054.

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded by the Township Clerk to Elizabeth Peddicord-Municipal Finance Officer.

2023:210 Resolution Approving Refund Of \$800.00 For Street Opening Escrow To Meco Constructors, Inc. For Street Opening At 8440 Remington Avenue

WHEREAS, Meco Constructors, Inc., 684 Dunksferry Rd, Bensalem, PA 19020 made a deposit with the Township of Pennsauken in the amount of \$1,000.00 for excavation and repaving the street, permit #4353 dated March 21, 2023 located at 8440 Remington Avenue; and

WHEREAS, in accordance with Section 273-14 of the Code of the Township of Pennsauken, the Township Engineer has inspected the final repair of the street excavation and is satisfied that the repair is in acceptable condition and the applicant is now entitled to a \$800.00 refund.

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 \$800.00 be returned to Meco Constructors, Inc., 684 Dunksferry Rd, Bensalem, PA 19020 with a balance of \$200.00 to be retained as a maintenance guarantee for a period of one (1) year.

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded by the Township Clerk to Elizabeth Peddicord-Municipal Finance Officer.

2023:211 Resolution Authorizing Cancellation of Property Taxes for Who is Entitled to an Exemption Due to the Veteran Administration Determination of 100% Permanently and Totally Disabled

WHEREAS, The owner and resident of the below property has met all the requirements for a Totally Disabled Veteran Exemption as prescribed by New Jersey Statute 54:4-3,30 for exempt status until the applicant passes or the home is sold; and

WHEREAS, The owner COLBY GRANGER-CHRISTIE, owner of 8390 Harrowgate Dr., also known as Block 3502 Lot 2, has applied to the Tax Assessor of The Township of Pennsauken for Tax Exempt Status and have been approved by the Tax Assessor of The Township of Pennsauken for Tax Exempt Status on October 3, 2022; AND

WHEREAS, The Tax Collector of The Township of Pennsauken recommends the cancellation of taxes for taxes for the year 2022 and preliminary 2023, for the listed property; AND

BE IT RESOLVED, That the taxes on the aforementioned list be cancelled and that the Tax Assessor and the Tax Collector are herewith authorized and instruction to adjust their records accordingly; AND

BE IT FURTHER RESOLVED, That a certified copy of this Resolution shall be forwarded to the Tax Assessor, Tax Collector and Chief Financial Officer; AND

NOW, THEREFORE, BE IT RESOLVED, By the Township Committee of The Township of Pennsauken and State of New Jersey, that the exemptions are granted.

2023:212 Award of Contract for Professional Services Township Revaluation (Professional Property Appraisers)

WHEREAS, the Township has determined a need for revaluation services of real property in the Township of Pennsauken as directed by Camden County; and

WHEREAS, the Local Public Contracts Law (40A:11-5(1)(a)(i)) states that a contract, the subject matter of which consists of professional services, may be awarded without competitive bidding; and

WHEREAS, the Township Committee anticipates that the cost of the aforementioned item to be paid with municipal funds will exceed \$44,000 in the fiscal year and said services constitute professional services; and

WHEREAS, the Chief Financial Officer, as required by N.J.A.C. 5:30-5.1, has certified that there are sufficient funds available for the purpose of awarding a contract for said purpose, said certification being attached hereto and made a part hereof; and

WHEREAS, the Township Committee believes that Professional Property Appraisers, Inc., 101 Route 130 S. Suite 301, Cinnaminson, NJ 08077, possesses the necessary professional qualifications to provide the aforementioned services for an amount not to exceed \$993,595 for contract term period of June 1, 2023 through May 31, 2024.

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

The Township Committee, for the aforementioned reasons, hereby declares that Professional Property Appraisers, Inc., 101 Route 130 S. Suite 301, Cinnaminson, NJ 08077, possesses the necessary qualifications to render the aforementioned professional services and hereby awards a contract to said entity for the aforesaid purposes in an amount not to exceed \$993,595 for term of June 1, 2023 through May 31, 2024, and in accordance with the terms and conditions of an agreement on file in the Office of the Township Clerk and available for public inspection during regular business hours.

That the Township Administrator and Township Clerk are hereby authorized to execute any documents which are necessary to effectuate the terms of this Resolution, subject to review, revision and approval by the Office of the Township Attorney and hereby directs the Township Clerk to prepare and publish the appropriate notice of the award of this contract.

I HEREBY CERTIFY that the foregoing resolution was adopted by the Township Committee of the Township of Pennsauken, County of Camden, State of New Jersey at their meeting held On the 1st of June 2023.

Motion to adopt:

Name	Motion	Second	Aye	Nay	Abstain	Absent
<i>McKenna</i>			√			
<i>Rafeh</i>		√	√			
<i>DiBattista</i>						√
<i>Olivo</i>	√		√			
<i>Martinez</i>			√			

No Public Wished To Comment

NOTE: Committeewoman McKenna abstained to 2023:205

ECONOMIC DEVELOPMENT - Shakir Ali - Presentation

1. Bob Geiger’s group will be presenting – CROSSROADS
2. Ken Wallace – Thrift Store (Rt.# 73 across from Taco Bell)

PUBLIC COMMENT – NONE

Deputy Mayor Olivo moved motion to close floor for public hearing.

Committeewoman Rafeh second motion.

An affirmative 4/0 voice vote was recorded.

COMMITTEE COMMENTS

Mayor Martinez

- Thank you everyone who came out tonight and for everyone watching us.
- Senior Appreciation day will be June 8th from 12-4. Please call us to join us at the Pennsauken Municipal pool 856-665-1000 x151
- You may also call Juan Vazquez for your Pool Membership appointments 856-665-1000 x151.

Deputy Mayor Olivo

- We had Battle of the badges and PPD won the game.
- First day of Pride Month.
- The Pennsauken Library will have a Tie-Die event for more information please call 856-665-5959 x3.

Committeewoman Rafeh

- Summer Kick Off will be Saturday, June 10, 2023 from 9-6 at our Soccer Complex of off Westfield Ave. We will have a Live band, games, and Fireworks to end the night.
- Library will have Story Time on June 7th at 6pm.

Committeewoman McKenna

- Sunday, June 11th Wine/Art will be hosted at Ingelsby from 1-3 fee at the door will be \$35.
- First Sunday Historic Houses open for your enjoyment.

REMINDER(s)

Municipal Clerk Pamela Scott-Forman

- June 15th we will hold BOH meeting at 5:45pm following our is our regular Committee meeting at 6pm here in the Municipal Building.

ADJOURNMENT

Committeewoman Rafeh moved motion to close public hearing.

Deputy Mayor Olivo seconded the motion.

An affirmative 4/0 voice vote was recorded.

Time: 6:36 pm.

Respectfully,

Deputy Clerk, Ana Matos