

**MINUTES
TOWNSHIP OF PENNSAUKEN
TOWNSHIP COMMITTEE MEETING
November 18, 2019**

The Committee Meeting of the Pennsauken Township Committee was held in the meeting room at the Pennsauken Municipal Building: 5605 N. Crescent Blvd., Pennsauken, NJ 08109 on Monday, November 18, 2019

The Meeting was called to order by Mayor McBride at 5:30 pm. who also called for the Salute to the Flag to be followed by a Moment of Silence.

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

There had been no special request for electronic participation in the meeting.

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

PRESENT: Committeeman Killion, Committeeman DiBattista, Committeewoman Rafeh, and Mayor McBride,

ABSENT: Deputy Mayor Taylor

Also present were Township Administrator John Kneib, Assistant Administrator Joe Palumbo, Acting Municipal Clerk Pamela Scott-Forma, Deputy Clerk Ana Matos and Linda Galella, Esq.

APPROVAL OF MINUTES-

Meeting – November 7, 2019

Closed Session – November 7, 2019

Committeeman DiBattista moved the motion to approve the minutes on the agenda
Committeewoman Rafeh seconded the motion
An affirmative 4/0 voice vote was recorded

PROCLAMATIONS - "Powhatan Renape Nation" in honor of Native American History Month

Mayor McBride invited Truth Ali and his family to receive a Proclamation

Mr. Ali spoke of his journey to have his family tribe federally recognized, which happen earlier this year in March. He spoke of his great grandfather Chief Norman Carney of who's family settled in Morrisville in 1800.

Mayor McBride commented she is very proud to give the Proclamation on behalf of herself and Committee she also stated that the Country has a lot to learn and a long way to go in recognizing the history.

The following proclamation was read into the minutes.

**IN RECOGNITION
OF THE
POWHATAN RENAPE NATION**

WHEREAS, the Native American tribes that were the first inhabitants of our great country are the foundation America. It was a travesty of justice that they were often treated reprehensibly for so long. Today, Pennsauken Township recognizes, along with the State of New Jersey, the Powhatan Renape (Lenape) Nation. They have been a part of the fabric of our community for generations. We welcome them home and honor their tribe; and

WHEREAS, Pennsauken has a rich native history. It is fitting to celebrate one of the tribes local to Pennsauken during Native American Heritage month. This month marks an effort to recognize the significant contributions that Native Americans have had on American culture. Living along the Delaware River, the first natives to live in "Pindasenaken" prior to colonization were the Lenni-Lenape; and

WHEREAS, for approximately 30 years the Powhatan Renape Nation were denied status in the State of New Jersey. After extensive research and campaigning to the Attorney General, the Powhatan Renape Nation along with the Ramapough Lenape Nation became historically recognized and acknowledged by New Jersey. The State entered into settlement agreements with both nations to make the recognition official; and

WHEREAS, the members of the Powhatan Renape tribe are longstanding residents of our community. Truth Ali, great grandson of Chief Norman Carney of Morrisville, was among many who were steadfast in their pursuit of having the tribe reinstated. Truth was on a quest to preserve the traditions, language and heritage of his people. Other states have also followed suit to insure that our Native American Nations are recognized properly. We are proud to support the members of the Powhatan Renape nation and to celebrate their much-deserved restoration as a recognized tribe.

NOW, THEREFORE, I, Betsy McBride, Mayor of Pennsauken, along with the members of Township Committee, hereby recognize the Powhatan Renape Tribe, not just the members living within our borders, but in communities far and wide. We are honored to have a shared history in Pennsauken and look forward to building a successful future side by side.

Betsy McBride, Mayor

Date: November 18, 2019

Committeewoman Rafeh commented it was well deserved and how happy she is for them

Committeeman DiBattista thanked them for coming and sharing the information, he commented that he grew up here and the information is new to him.

ORDINANCES: SECOND READING - (PUBLIC COMMENT WELCOMED)

2019:19

AN ORDINANCE OF THE TOWNSHIP OF PENNSAUKEN, COUNTY OF CAMDEN, STATE OF NEW JERSEY AMENDING CHAPTER 52 OFFICERS AND EMPLOYEES, OF THE CODE OF THE TOWNSHIP OF PENNSAUKEN, TO CREATE THE POSITION OF ASSISTANT MUNICIPAL ADMINISTRATOR

WHEREAS, N.J.S.A. 40A:63-7.1 provides that the governing body of any township, by ordinance, may create the office of assistant municipal administrator; and

WHEREAS, the Township Committee of the Township of Pennsauken desires to create the position of Assistant Municipal Administrator, and determines that to do so is in the best interest of the Township of Pennsauken;

NOWHEREFORE, be it ordained, that:

1. The office of Assistant Municipal Administrator of the Township of Pennsauken is hereby created in and for the Township of Pennsauken.
2. The primary function of the Assistant Municipal Administrator shall be to assist in the administration of the Township under the direction of the Municipal Administrator.
3. The position of the Assistant Municipal Administrator shall be an unclassified position under Title 11A, Civil Service of the New Jersey Statutes.
4. During the absence or disability of the Municipal Administrator, the Assistant Municipal Administrator shall have all the power of the Municipal Administrator and shall perform the function and duties of the Municipal Administrator.
5. The Assistant Municipal Administrator shall be appointed by the Township Committee.
6. The Assistant Municipal Administrator may be removed by the Township Committee.
7. The Assistant Municipal Administrator shall receive the compensation as may from time to time be prescribed ordinance.

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

No public wished to comment

Name	Motion	Second	Aye	Nay	Abstain	Absent
<i>Killion</i>	√		√			
<i>DiBattista</i>		√	√			
<i>Rafeh</i>			√			
<i>Taylor</i>						√
<i>McBride</i>			√			

2019:20

ORDINANCE OF THE TOWNSHIP OF PENNSAUKEN AMENDING CHAPTER 162 OF THE TOWNSHIP CODE ESTABLISHMENT OF FEES

162-11 Establishment of Fees

- a. Life Hazard Uses
 1. All fees established in accordance with the N.J.A.C. 5:70-2.9 shall be invoiced by and paid to the New Jersey Division of Fire Safety.
- b. Non-Life Hazard Uses
 1. In addition to the registration required by the Uniform Fire Code, the following non-life hazard uses shall register with the local enforcing agency. These uses shall be inspected on an annual (12 month) schedule established by the local enforcing agency and shall pay an annual fee as set forth below. No use required to register with the State of New Jersey as a life hazard use shall be required to register pursuant to this section.
 2. The tenant/or/user/or/occupant of a tenant space will be responsible to register and pay the fee for the space that a tenant/or/occupant of the space actually occupies. All fees are based on the User Group assigned and the gross square footage of the area being registered.
 3. In buildings that have common and/or public areas, the owner of the building is responsible to register and pay the fee, for those common and/or public areas.

4. For buildings designated as office use groups, the building owner will be responsible for payment of the registration fee. The fee will be based on the total square footage of the building.
5. All registrations will be for a period of one (1) year. Fees are not refundable.

c. Business, Mercantile, Commercial, Factory, Industrial, Storage, Warehousing or Utilities

1. All fees for this category shall be as set forth in the following table.
2. Exception: The following not for profit agencies, businesses and civic organizations are exempt from the inspection fees as established in Article II and from the permit fees established in the Uniform Fire Safety Code:
 - a. State, county and municipal operations within the Township of Pennsauken and Borough of Collingswood.
 - b. Local churches and/or synagogues within Pennsauken Township and the Borough of Collingswood.
 - c. Local civic organizations that are located within and directly benefit the residents of the Township of Pennsauken or Borough of Collingswood, respectively.

3. The following table outlines registration fees based on business use group:

<u>Business Use Group</u>		<u>Fee</u>
B-1	Buildings 2,999 square feet and less	\$80.00
B-2	Buildings in excess of 3,000 square feet and not exceeding 4,999 square feet	\$125.00
B-3	Buildings in excess of 5,000 square feet and not exceeding 9,999 square feet	\$195.00
B-4	Buildings in excess of 10,000 square feet and not exceeding 14,999 square feet	\$255.00
B-5	Buildings in excess of 15,000 square feet and not exceeding 24,999 square feet	\$355.00
B-6	Buildings in excess of 25,000 square feet and not exceeding 49,999 square feet	\$480.00
B-7	Buildings in excess of 50,000 square feet and not exceeding 99,999 square feet	\$605.00
B-8	Buildings in excess of 100,000 square feet and not exceeding 199,999 square feet	\$755.00
B-9	Buildings in excess of 200,000 square feet and not exceeding 299,999 square feet	\$905.00
	Each additional 100,000 square feet	\$355.00

d. Collingswood Residential Fire Inspection Fees

1. Residential properties with 30 or more units shall pay an annual fire inspection fee based on the square footage of the common areas only in accordance with the table below.
 - a. Exception: Life Hazard Use buildings
2. Residential properties with less than 30 units shall pay a \$25.00 annual fire inspection fee per unit in addition to the Residential Housing Fees.
 - a. Exception: Life Hazard Use buildings

e. Pennsauken Residential Fire Inspection Fees

1. All fees for this category do not apply to owner occupied units.
2. The following table outlines registration fees based on residential use group.

<u>Residential User Group</u>	<u>Fee</u>
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R-1	Three (3) to five (5) units	\$80.00
R-2	Six (6) to Twenty-five (25) units	\$125.00
R-3	Twenty-six (26) to Fifty (50) units	\$255.00
R-4	Fifty-one (51) units to One Hundred (100) units	\$455.00
R-5	Over One Hundred (100) units	\$605.00

f. Residential Housing Inspection Fees

- Housing inspections fees shall be \$65.00 per housing unit up to 7 units in addition to the Residential Fire Inspection Fee listed in 162-11(d)
- Housing inspection fees shall be \$55.00 per housing unit from 8 to 14 units
- Housing inspection fees shall be \$50.00 per housing unit from 15 to 21 units
- Housing inspection fees shall be \$40.00 per housing unit from 22 to 29 units
- No housing inspection fee shall be charged for 30 or more units as these properties will be required to submit to a Certificate of Occupancy inspection and fee in (j) below.
- Housing inspections fees shall be set forth in accordance with the table below:

Housing Inspection		Fee
H1	1 to 7 Units	\$65.00
H2	8 to 14 Units	\$55.00
H3	15 to 21 Units	\$50.00
H4	22 to 29 Units	\$40.00

g. Fire & Housing Groups B1-B9

- The first re-inspection shall be completed at no charge to the responsible party.
- The second re-inspection fee shall be \$50.00
- The third re-inspection fee shall be \$70.00
- The fourth and all subsequent re-inspections fees shall be \$100.00 per re-inspection.
- The following table outlines re-inspection fees for use groups B1-B9 and R1-R5:

Re-inspection Fees Use and R1-R5 first re-inspection shall

Re-inspection Group		Fee
RE1	First re-inspection	No Fee
RE2	Second re-inspection	\$50.00
RE3	Third re-inspection	\$70.00
RE4	Fourth and all subsequent re-inspections	\$100.00

h. Certificate of Smoke Alarm, Carbon Monoxide Alarm and Portable Fire Extinguisher Compliance:

- CSACMAPFEC-1, smoke detector/carbon monoxide inspections requested on all one (1) and two (2) family dwellings greater than ten (10) calendar days of the settlement date: \$75.00
- CSACMAPFEC -3, smoke detector/carbon monoxide inspections requested on all one (1) and two (2) family dwellings within ten (10) calendar days of the settlement date: \$150.00
- Senior citizen discounts in the amount of a \$25.00 reduction in fees in paragraphs e. 1 through 3. Will be provided to any Pennsauken Township or Borough of Collingswood senior citizen age 65 and older (proof of age required) selling their home.
- The following table outlines fees for CSACMAPFEC:

CSACMAPFEC Group	FEE
CSACMAPFEC -1	\$75.00
CSASMAPFEC -2	\$150.00

5. The above fee for smoke alarm and carbon monoxide alarm compliance entitles the applicant to one (1) inspection. Each additional re-inspection requires an additional \$50.00 fee.
6. A certificate is valid for a period of one hundred and eighty (180) days from the date of issuance, or one change of ownership.

i. Exterior Resale Inspections

1. All fees for exterior property maintenance inspections required for change of ownership shall be \$50.00 for the initial inspection. No fee is required for subsequent inspections
2. The fee in this section applies to all residential and commercial properties

j. Apartment Certificate of Occupancy Inspections

1. All fees for apartment certificate of occupancy inspections shall be \$75.00 for each inspection and \$75.00 for each and every re-inspection.

k. Commercial Occupancy Certificate Inspections

1. All fees for Commercial Occupancy Certificate Inspections shall be \$45.00 for each inspection. There shall be no charge for re-inspections.

l. Penalties

1. At no time shall penalties exceed the maximum permitted under N.J.A.C . 5:70-2.12
2. Dedicated penalties shall be assessed in accordance with N.J.A.C. 5:70-2.12A in the amount of \$50.00 per violation only on the first round (P1) of penalties.
3. P3, P4, and P5 penalties shall be assessed from the date of the initial inspection.
4. Penalties for violations of the uniform fire code shall be assessed per violation in accordance with the below listed schedule:

m. Fire Reports:

<u>Penalty Group</u>		<u>Fee</u>
P1	First Round	\$50.00 + \$50.00 Dedicated
P2	Second Round	\$500.00
P3	Third Round	\$100.00 per day
P4	Fourth Round	\$500.00 per day
P5	Fifth Round	Maximum Permitted by UFC

Incident and/or Investigation

1. A twenty five dollar (\$25.00) administrative fee shall be charged to any entity requesting reproduction of a fire incident, or fire investigative report, which is not a Public document under the New Jersey Open Public Records Act. \$25.00
2. Exception: Any Pennsauken Township or Borough of Collingswood resident or business owner will be entitled to reproductions of any of the above-referenced reports for incidents in which they are directly involved, at no cost.

n. Certificate of Fire Code Status:

1. As per Section 5:70-2.2(e) (N.J.A.C. 5:70-2.2(e)) of the Uniform Fire Code, any request for a Certificate of Fire Code status shall be: \$25.00

o. Permits:

1. As defined and required by the Uniform Fire Code, the fees for permits issued shall be set forth in the following table.
2. The following table outlines the Permit Fee Schedule:

<u>Permit Type</u>	<u>Fee</u>

Type 1	\$110.00
Type 2	\$210.00
Type 3	\$360.00
Type 4	\$560.00

p. Civil Court Appearance and Depositions:

1. Any employee or volunteer member of the Pennsauken Township or Borough of Collingswood Fire Department subpoenaed to testify in civil court or a deposition, shall appear and compensation shall be set forth as follow:

- a. Actual cost based on current salary as approved by the current collective bargaining agreements, plus any additional costs that may be required to backfill and employee's position if that employee is scheduled while on-duty. In addition, a per mile charge based on Federal Government rate plus tolls for distances exceeding twenty-five (25) miles will apply. The Fire Department(s) will charge a twenty-five dollar (\$25.00) service charge for preparation of all invoices.

q. Investigative Conferences and Meetings:

1. An uninterrupted ninety (90) minute conference at the Fire Prevention & Inspection Bureau, on-site, or at a location designated by the requestor shall be set as follows: \$100.00 per hour.

r. Fire Safety Training:

1. Fire Safety Training that is requested for the purpose of compliance with a governmental regulation or other such standard, including, but not be limited to, fire extinguisher and evacuation planning: \$125.00 per hour (max twenty-five (25) students)

s. Fire Watch Coverage:

1. When requested or required to provide fire-watch coverage due to an emergency condition, requirement of permit function, or by Notice of Violation and Order to Correct the cost of such service will be the current Fire Marshal's overtime pay rate, plus an additional administrative fee of One Hundred Dollars (\$100.00) for the actual cost of the processed payroll.
2. Failure for the property owner or designated property representative to establish or properly document a fire-watch when requested by the fire department will result in an assessed penalty not to exceed \$1,000.00 per day for every day the condition exists.

t. Fire Apparatus and Personnel:

1. When requested to provide fire apparatus and personnel for non-exigent circumstances, the requestor must reimburse the Fire District for the actual cost of the personnel for the time provided and \$150.00 per vehicle provided.

u. Cost of Suppression:

1. If the origin and cause of the fire results from a violation of the Uniform Fire Safety Act previously cited by the Fire Prevention & Inspection Bureau, the owner/occupant shall be responsible for the cost of fire suppression. The cost of suppression shall be computed based on the following formula: (Hourly rate of all personnel on location) + (the cost of each vehicle on the incident scene in accordance with 162-11m(1)) above.

162-12 Collection of Fees

a. Delinquent Fees:

1. All fees and registration forms must be returned to the Fire Marshal's Office within thirty (30) days of having been mailed to the User. Failure to

respond within this thirty (30) day period will result in a Notice of Violations being sent by the Fire Marshal to the User. If the registration and fees are not returned within fifteen (15) days of the notice having been mailed to the User, penalties will be imposed pursuant to the Uniform Fire Code. Failure to pay the registration fee or any penalties assessed shall result in a person being liable for a further penalty upon conviction for non-payment or non-registration. The penalty upon conviction is \$100.00 for the first offense and up to \$1,000.00 for each subsequent offense.

2. Collection of any unpaid fee or penalty shall be enforced through the Pennsauken Township Municipal Court or a Court of competent jurisdiction.

162-13 Inspection Frequency

a. Life Hazard Uses:

1. Inspection frequency for Life Hazard Uses will be determined by the Uniform Fire Safety Act.

b. Non-Life Hazard Use:

1. The following table will show inspection frequency based on use:

<u>User Group</u>	<u>Inspection Frequency</u>
All User Groups	12 Months

c. Permit Uses:

1. Permit uses shall be inspected annually with the exception of (a) through below.
 - a. Fumigations permits shall be inspected quarterly by calendar year
 - b. All roofing permits kettle, torch, or otherwise shall be inspected per occurrence
 - c. All group/overnight stays shall be inspected per occurrence
 - d. All live fire training permits shall be inspected per occurrence
 - e. All fireworks permits shall be inspected per occurrence
 - f. All tent permits shall be inspected per occurrence
 - g. All multipurpose room change of use permits shall be inspected per occurrence
 - h. All bonfire permits shall be inspected per occurrence
 - i. All outdoor fireplace permits shall be inspected once per ownership and are non-transferable.
2. The following table shall show inspection frequency based on permit use:

<u>Permit Type</u>	<u>Inspection Frequency</u>
Type I thru Type IV	12 Months
Fumigation	3 Months
Roofing	Per Occurrence
Group Overnight Stay	Per Occurrence
Live Fire Training	Per Occurrence
Fireworks	Per Occurrence
Tent	Per Occurrence
Multipurpose Room Change of Use	Per Occurrence
Bonfire	Per Occurrence
Outdoor Fireplace	Per Ownership (non-transferable)

Administrator Kneib commented this is for the structure fee to be more in accordance with the State.

Diane Johnson of 45th Street – asked if this means the fees are going up

The reply was yes.

Name	Motion	Second	Aye	Nay	Abstain	Absent
Killion			√			
DiBattista	√		√			
Rafeh		√	√			
Taylor						√
McBride			√			

2019:21

ORDINANCE OF THE TOWNSHIP OF PENNSAUKEN AMENDING CHAPTER 162, ARTICLE I, ENFORCEMENT OF UNIFORM FIRE CODE OF THE PENNSAUKEN TOWNSHIP CODE

Punitive Closing

“If the enforcing agency finds a violation of the provisions of the Uniform Fire Act to be willful or grossly negligent, or to be in violation of a previously issued order, and to constitute a clear danger to human life, in addition to ordering the building, structure or premise vacated and closed until the violation is abated, the enforcing agency may order the building, structure or premise to remain vacated and closed for a further period not to exceed 60 days and until such time as a certificate of continued occupancy, issued pursuant to the Uniform Construction Code shall be obtained by the owner.”

Administrator Kneib commented this ordinance allows the Township to expand to commercial building and accountability

No public wished to comment

Name	Motion	Second	Aye	Nay	Abstain	Absent
Killion			√			
DiBattista	√		√			
Rafeh		√	√			
Taylor						√
McBride			√			

ORDINANCES: ON FIRST READING – (NO PUBLIC COMMENT) -

2019:24

ORDINANCE OF THE TOWNSHIP OF PENNSAUKEN, COUNTY OF CAMDEN, STATE OF NEW JERSEY, AMENDING ARTICLE III., ABATEMENTS FOR IMPROVEMENT PROJECTS, IN CHAPTER 277, TAXATION, OF THE CODE OF THE TOWNSHIP OF PENNSAUKEN

BE IT ORDAINED by the Township Committee of the Township of Pennsauken, County of Camden, and State of New Jersey, that Article III., Abatements for Improvement Projects, in Chapter 277, Taxation, in the Code of the Township of Pennsauken is hereby amended as

follows:

ARTICLE I. ARTICLE III. SECTION 277-10

Authority to enter agreements.

The Township Committee of the Township of Pennsauken is hereby authorized to enter into agreements with property owners and developers for tax abatement on dwellings, multiple-dwelling, commercial and industrial improvements or projects, pursuant to the provisions of N.J.S.A. 40A:20-1 et seq. and N.J.S.A. 40A:21-1 et seq., providing for the exemption from real property taxation and the abatement of real property taxation.

ARTICLE II. ARTICLE III. SECTION 277-11 Procedures.

The following procedures shall govern agreements for tax abatements and exemptions entered into by the Township Committee of Pennsauken Township and property owners and developers:

A. Application process.

(1) All improvements, as defined in N.J.S.A. 40A:21-3n, shall be exempt from local real property taxes, if approved by the Tax Assessor as to the completeness, and then approved by Township Committee. Application shall be upon the form approved by the Township Committee and the Township Tax Assessor.

(2) Applicants shall be encouraged to apply for tax exemption on improvements prior to the commencement of construction of the improvement, provided that the applicant must file a proper application with the Tax Assessor within 30 days of the completion of the improvement in order to be eligible for tax exemption thereon.

(3) Every properly completed application for exemption on a single family residential property, having of one or more improvements, which is filed within 30 days of the completion of the improvement shall be approved and allowed or disapproved by the Assessor within 60 days of its filing.

B. Applications. Applicants for tax abatement and/or exemption on projects shall be provided to the Township Committee through the Township Assessor, setting forth:

- (1) A general description of the project for which abatement is sought.
- (2) A legal description of all real estate necessary for the project.
- (3) Plans, drawings and other documents as may be required by the Township Committee to demonstrate the structure and design of the project.
- (4) A description of the number, classes and types of employees to be employed at the project site within two years of completion of the project.
- (5) A statement of the reasons for seeking tax abatement and/or exemption on the project and a description of the benefits to be realized by the applicant if tax abatement is granted.
- (6) Estimates of the cost of completing such project.
- (7) A statement showing:
 - (a) The real property taxes currently being assessed at the project site.
 - (b) The estimated tax payments that would be made annually by the applicant on the project during the period of the agreement.
 - (c) The estimated tax payments that would be made by the applicant on the project during the first full year following the termination of the tax agreement.
- (8) If the project is a commercial or industrial building, a description of any lease agreements between the applicant and proposed users of the project and a history and description of the user's business.
- (9) If the project is a multiple dwelling, a description of the number and types of dwelling units to be provided, a description of the common elements or general common elements, and a statement of the proposed initial rentals or sales prices of the dwelling units according to type and of any rental or resale restrictions to apply to the dwelling units respecting low- or moderate-income housing.
- (10) Such other pertinent information as the Township Committee may require.

C. Exemptions and abatements on residential dwellings.

(1) Exemptions. With regard to the exemption from taxation of improvements to dwellings, in determining the value of real property, the Township shall regard the first \$25,000 in assessor's full and true value of improvements for each dwelling unit primarily and directly affected by the improvement in any dwelling more than 20 years old, as not increasing the value of the property for a period of five years, notwithstanding that the value of the property to which the improvements are made is increased thereby. During the exemption period, the assessment on the property shall not be less than the assessment thereon existing immediately prior to the improvements, unless an abatement is granted pursuant to Subsection C(2) of this section, or there is damage to the dwelling through action of the elements sufficient to warrant a reduction.

(2) Abatements for improvements. The Township Committee may abate some portion of the assessed value of property receiving the abatement as it existed immediately prior to the improvement. An abatement for a dwelling may be granted with respect to that property for a total of up to five years, but the annual amount of the abatement granted to any single property shall not exceed 30% of the annual amount of the abatement granted under this article. The abatement period and the annual percentage of the abatement to be granted shall be set forth in the specific ordinance which may include a schedule providing for a different percentage of abatement up to 30% for each year of the abatement period.

(3) Abatement for new construction and/or conversions. The Township Committee may abate some portion of the assessed valuation of construction of new dwellings or of conversions of other buildings and structures, including unutilized public buildings, to dwelling use, or both. In determining the value of real property, the municipality shall regard a percentage, not to exceed 30% of the Assessor's full and true value of the dwelling constructed, or conversion alterations made, as not increasing the value of the property for a total up to five years, notwithstanding that the value of the property upon which the construction or conversion occurs is increased thereby. The abatement period and the annual percentage of the abatement to be granted shall be set forth in the specific ordinance which may include a

schedule providing for a different percentage of abatement, up to 30%, for each year of the abatement period.

(4) Joint abatement and exemption. A project-specific ordinance providing for exemption may also provide for the abatement of some portion of the assessed value of property receiving the 30% abatement as it existed immediately prior to the improvement or conversion alteration. The annual amount of the abatement shall not exceed 30% of the total cost of the improvement or conversion alteration, and the total amount of abatement and exemption granted to any single property shall not exceed the total cost of the improvement or conversion alteration. The abatement period and the annual percentage of the abatement to be granted shall be set forth in the specific ordinance which may include a schedule providing for a different percentage or abatement up to 30%, for each year of the abatement period.

D. Exemptions and abatements on commercial and industrial structures.

(1) With regard to the exemption from taxation of improvements to commercial or industrial structures in determining the value of real property, the municipality shall regard up to the Assessor's full and true value of the improvements as not increasing the value of the property for a period of five years, notwithstanding that the value of the property to which the improvements are made is increased thereby. During the exemption period, the assessment on the property shall not be less than the assessment thereon existing immediately prior to the improvements, unless there is damage to the structure through action of the elements sufficient to warrant a reduction.

(2) With regard to exemptions and or abatements for any improvements other than single-family residential property, the Township shall authorize exemption for improvements on an individual basis after review, evaluation and approval of each application by the Township Committee.

ARTICLE III. ARTICLE III. SECTION 277-12

Additional improvements, conversion or construction; eligibility for exemption and abatement.

An additional improvement, conversion or construction, completed on a property granted a previous exemption or abatement pursuant to this article during the period in which

such previous exemption or abatement is in effect shall be qualified for an exemption, or exemption and abatement, just as if such property had not received a previous exemption or abatement. In such a case, the additional improvement, conversion or construction shall be considered as separate for the purposes of calculating exemptions and abatements pursuant to this article, except that the assessed value of any previous improvement, conversion or construction shall be added to the assessed valuation as it was prior to that improvement, conversion alteration or construction for the purpose of determining the assessed valuation of the property from which any additional abatement is to be subtracted.

ARTICLE IV. ARTICLE III. SECTION 277-13

Long-term tax exemption.

Upon approval of a specific ordinance authorizing an agreement for tax exemption for a particular project, the Township Committee shall enter into a written agreement with the applicant for the exemption of full real property taxes. The agreement shall provide for the applicant to pay to the Township of Pennsauken, in lieu of full property tax payments, an amount annually in accordance with N.J.S.A. 40A:20-1 et seq.

ARTICLE V. ARTICLE III. SECTION 277-14

Ineligibility of property for which property taxes or penalties are due.

No exemption or abatement shall be granted, or tax agreement entered into, pursuant to this article with respect to any property for which property taxes are delinquent or remain unpaid or for which penalties for nonpayment of taxes are due.

ARTICLE VI.

All Ordinances contrary to the provisions of this Ordinance are hereby repealed to the extent that they are inconsistent herewith.

ARTICLE VII.

This Ordinance shall take on effect upon passage and publication according to law.

Committeeman DiBattista moved a motion to approve Ordinance 2019:24 on first reading
Committeeman Killion seconded the motion
An affirmative 4/0 roll call vote was recorded

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

**2019:327 SOUTHERN NEW JERSEY REGIONAL EMPLOYEE BENEFITS FUND
RESOLUTION to RENEW**

WHEREAS, a number of public entities in the State of New Jersey have joined together to form the **Southern New Jersey Regional Employee Benefits Fund**, hereafter referred to as "FUND", as permitted by N.J.S.A. 11:15-3, 17:1-8.1, and 40A:10-36 et seq., and;

WHEREAS, the FUND was approved to become operational by the Departments of Insurance and Community Affairs and has been operational since that date, and;

WHEREAS, the statutes and regulations governing the creation and operation of a joint insurance fund, contain certain elaborate restrictions and safeguards concerning the safe and efficient administration of the public interest entrusted to such a FUND;

WHEREAS, the governing body of Township of Pennsauken, hereinafter referred to as "LOCAL UNIT" has determined that membership in the FUND is in the best interest of the LOCAL UNIT.

NOW, THEREFORE, BE IT RESOLVED that the governing body of the LOCAL UNIT hereby agrees as follows:

- i. Become a member of the FUND for the period outlined in the LOCAL UNIT's Indemnity and Trust Agreements.
- ii. Will participate in the following type (s) of coverage (s):
 - a.) Health Insurance and/or Prescription Insurance and/or Dental Insurance as defined pursuant to N.J.S.A. 17B:17-4, the FUND's Bylaws, and Plan of Risk Management.
- iii. Adopts and approves the FUND's Bylaws.
- iv. Execute an application for membership and any accompanying certifications.

BE IT FURTHER RESOLVED that the governing body of the LOCAL UNIT is authorized and directed to execute the Indemnity and Trust Agreement and such other documents signifying membership in the FUND as required by the FUND's Bylaws, and to deliver these documents to the FUND's Executive Director with the express reservation that these documents shall become effective only upon:

- i. Approval of the LOCAL UNIT by the FUND.
- ii. Receipt from the LOCAL UNIT of a Resolution accepting assessment.
- iii. Approval by the New Jersey Department of Insurance and Department of Community Affairs.

No public wished to comment

Name	Motion	Second	Aye	Nay	Abstain	Absent
<i>Killion</i>			√			
<i>DiBattista</i>	√		√			
<i>Rafeh</i>		√	√			
<i>Taylor</i>						√
<i>McBride</i>			√			

2019:328 RESOLUTION OF THE TOWNSHIP OF PENNSAUKEN AUTHORIZING THE SUBMISSION OF A STRATEGIC PLAN FOR THE GOVERNOR’S COUNCIL ON ALCOHOLISM AND DRUG ABUSE GRANT FOR FISCAL YEAR (JULY, 2021- JUNE, 2025)

WHEREAS, the Governor’s Council on Alcoholism and Drug Abuse established the Municipal Alliances on Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, school, nonprofits organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey.

WHEREAS, The Township Committee of the Township of Pennsauken, County of Camden, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore has an established Municipal Alliance Committee; and,

WHEREAS, The Township of Pennsauken further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and

WHEREAS, The Township Committee of the Township of Pennsauken has applied for funding to the Governor’s Council on Alcoholism and Drug Abuse through the County of Camden ; and

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Pennsauken, County of Camden, State of New Jersey, does hereby recognizes the following:

1. The Township Committee of the Township of Pennsauken does hereby authorize submission of a strategic plan for the Pennsauken Municipal Alliance grant for fiscal year 2020 in the amount of:

DEDR	\$ <u>28,157.16</u>
Cash Match	\$ <u>7,039.29</u>
In-Kind	\$ <u>21,117.87</u>

2. The Township of Pennsauken acknowledges the term and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

Administrator Kneib informed Committee this is done each year but it’s the first year they have asked for a 5 year Strategic plan

No public wished to comment

Name	Motion	Second	Aye	Nay	Abstain	Absent
<i>Killion</i>		√	√			
<i>DiBattista</i>	√		√			
<i>Rafeh</i>			√			
<i>Taylor</i>						√
<i>McBride</i>			√			

2019:329 RESOLUTION AUTHORIZING AN APPLICATION TO THE NEW JERSEY DEPARTMENT OF TRANSPORTATION OFFICE OF BICYCLE AND PEDESTRIAN SAFETY PROGRAMS SEEKING FUNDING FOR A FEASIBILITY STUDY OF A RAIL-WITH-TRAIL ON THE RAIL CORRIDOR

WHEREAS, a sustainable community seeks to optimize quality of life for its residents by ensuring that its environmental, economic and social objectives are balanced and mutually supportive; and

WHEREAS, the Township of Pennsauken strives to save tax dollars, assure clean land, air and water, improve working and living environments; and

WHEREAS, the Township of Pennsauken recognizes that by providing for safe travel alternatives to motor vehicles the Township can reduce local greenhouse gas emissions and improve the quality of life for its residents; and

WHEREAS, the Township of Pennsauken is seeking funding to complete a Comprehensive Bicycle and Pedestrian Plan from the Local Bicycle /Pedestrian and Planning Assistance fund administered by the New Jersey Department of Transportation Office of Bicycle and Pedestrian Programs; and

WHEREAS, A rail-with-trail along or adjacent to the right-of-way of the railroad corridor if found to be feasible will connect the Township of Pennsauken with the 800 Mile Circuit Trails Network; and

WHEREAS, the Township of Pennsauken recognizes the need to commit to making a good faith effort to implement actions that support the goals and objectives identified in the Master Plan should the Township receive said funds; and

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Pennsauken, County of Camden, State of New Jersey, that the Township does support the application for funding, for a feasibility study of a rail-with-trail on the railroad Corridor, and commits to making a good faith effort, to implement the Plan upon completion.

Administrator Kneib commented this is for a feasibility paid for through the grant

No public wished to comment

Name	Motion	Second	Aye	Nay	Abstain	Absent
<i>Killion</i>			√			
<i>DiBattista</i>		√	√			
<i>Rafeh</i>	√		√			
<i>Taylor</i>						√
<i>McBride</i>			√			

2019:330 RESOLUTION AUTHORIZING SHARED SERVICES AGREEMENTS BY AND BETWEEN THE COUNTY OF CAMDEN AND VARIOUS MUNICIPALITIES FOR THE PROJECT SAVE PROGRAMS

WHEREAS, statistics have shown a significant number of municipal court defendants suffer from drug and/or alcohol addiction, which has in large measure contributed to the defendant's commission of non-violent crimes; and

WHEREAS, the County of Camden and various County municipalities ("the Parties") have studied various measures available to respond to the substance abuse crisis and have worked with each of their police departments and municipal court officials to determine the best way to connect defendants suffering with addiction with information and options for assessment and /or treatment; and

WHEREAS, after careful consideration, the Parties have determined that a cooperative approach to implement the Project SAVE program, a voluntary substance abuse treatment referral and intervention strategy for municipal court defendants arrested for non-violent crimes, would offer the Parties an effective and efficient means of providing these services; and

WHEREAS, to properly manage and coordinate the Project SAVE program, the Parties have decided to enter into an Agreement to authorize the County and procure a vendor on behalf of the Municipality for this purpose; and

WHEREAS, the costs for the professional services performed pursuant to this Agreement shall be paid by the County; and

WHEREAS, the term of the Agreement will be for a period of three (3) years, commencing on or about January 1, 2020 and terminating on December 31, 2022; and

WHEREAS, this Agreement is authorized pursuant to N.J.S.A. 40A:65-1, et seq. ("Uniform Shared Services and Consolidation Act") which permits two or more local units to enter into an Agreement for any service which any party to the Agreement is empowered to render within its jurisdiction; and

WHEREAS, the Parties agree that their mutual public purposes and their best interests will be promoted by the execution and delivery of this agreement pursuant to the powers conferred by the Uniform Shared Services and Consolidation Act; and

WHEREAS, all other terms and conditions of the Agreement shall be reviewed and approved by the Office of County Counsel; now, therefore

BE IT RESOLVED, the Township Committee of the Township of Pennsauken hereby authorizes the execution of all documents necessary to effect Shared Services Agreements with all interested County municipalities for the Project SAVE Program.

BE IT FURTHER RESOLVED, all other terms and conditions of the Agreement shall be reviewed and approved by the Office of County Counsel.

Administrator Kneib stated it's been successful in the courts and Chief Nettleton agrees as well as the Court Administrator and Deputy Court Administrator

No public wished to comment

Name	Motion	Second	Aye	Nay	Abstain	Absent
<i>Killion</i>	√		√			
<i>DiBattista</i>			√			
<i>Rafeh</i>		√	√			
<i>Taylor</i>						√
<i>McBride</i>			√			

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

2019:331 RESOLUTION FOR UNPAID MUNICIPAL CHARGES FOR EXAMPLE BUT NOT LIMITED TO *GRASSCUTTING*, CLEAN-UP, AND BOARD-UP; ESTABLISH A FINAL BILLING; IMPOSE MUNICIPAL ASSESSMENTS; ENFORCE THROUGH TAX SALE; AND IMPOSE MUNICIPAL LIENS.

WHEREAS, THE TOWNSHIP OF PENNSAUKEN HAS INCURRED AN EXPENSE IN THE YEAR(S) 2019 AGAINST VARIOUS PROPERTIES WITHIN THE TOWNSHIP FOR FAILURE OF THE PROPERTY OWNER TO COMPLY WITH MUNICIPAL ORDINANCES CONCERNING THE CONDITION OF THEIR PROPERTY, AND;

WHEREAS, THE TOWNSHIP IS EMPOWERED UNDER N.J.S.A. 40:48-2.13; N.J.S.A. 40:48-2.14; AND, N.J.S.A. 40:48-2.5(F)(2), TO IMPOSE A LIEN FOR THE RECOVERY OF THOSE MONIES EXPENDED BY THE MUNICIPALITY.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF PENNSAUKEN, IN THE COUNTY OF CAMDEN, IN THE STATE OF NEW JERSEY, THAT THE ATTACHED LIST OF PROPERTIES DESIGNATED BY BLOCK AND LOT NUMBER, THE OWNER OF RECORD AND MAILING ADDRESS OF RECORD. THE AMOUNT LISTED CONSTITUTES A DEMAND BY THE TOWNSHIP FOR PAYMENT BY THE PROPERTY OWNER FOR THE COST INCURRED BY THE MUNICIPALITY.

BE IT FURTHER RESOLVED, IF PAYMENT IS NOT MADE IN FULL BY CASH OR CERTIFIED FUNDS MADE TO THE ORDER OF THE TOWNSHIP OF PENNSAUKEN, C/O DANIEL O'BRIEN, JR., TAX COLLECTOR, 5605 NORTH CRESCENT BOULEVARD, PENNSAUKEN, NEW JERSEY 08110 WITHIN THIRTY (30) DAYS OF THE ADOPTION OF THIS RESOLUTION, THE TAX COLLECTOR IS HEREBY AUTHORIZED TO IMPOSE A MUNICIPAL ASSESSMENT AGAINST THE PROPERTY IN ACCORDANCE WITH NEW JERSEY STATE STATUTE.

BE IT FURTHER RESOLVED, IF PAYMENT FOR THE MUNICIPAL ASSESSMENT IS NOT RECEIVED IN FULL BY CASH OR CERTIFIED FUNDS MADE TO THE ORDER OF THE TOWNSHIP OF PENNSAUKEN, C/O DANIEL O'BRIEN, JR., TAX COLLECTOR, 5605 NORTH CRESCENT BOULEVARD, PENNSAUKEN, NEW JERSEY 08110 THAT THE MUNICIPAL ASSESSMENT WILL BE ENFORCED BY TAX SALE BECOMING A MUNICIPAL LIEN IN ACCORDANCE WITH NEW JERSEY STATE STATUTE.

BE IT FURTHER RESOLVED, CERTIFIED COPY OF THIS RESOLUTION WILL BE FORWARDED TO THE TAX COLLECTOR AND THE CHIEF FINANCIAL OFFICER.

2019:332 RESOLUTION FOR UNPAID MUNICIPAL CHARGES FOR EXAMPLE BUT NOT LIMITED TO GRASSCUTTING, CLEAN-UP, AND BOARD-UP; ESTABLISH A FINAL BILLING; IMPOSE MUNICIPAL ASSESSMENTS; ENFORCE THROUGH TAX SALE; AND IMPOSE MUNICIPAL LIENS.

WHEREAS, THE TOWNSHIP OF PENNSAUKEN HAS INCURRED AN EXPENSE IN THE YEAR(S) 2019 AGAINST VARIOUS PROPERTIES WITHIN THE TOWNSHIP FOR FAILURE OF THE PROPERTY OWNER TO COMPLY WITH MUNICIPAL ORDINANCES CONCERNING THE CONDITION OF THEIR PROPERTY, AND;

WHEREAS, THE TOWNSHIP IS EMPOWERED UNDER N.J.S.A. 40:48-2.13; N.J.S.A. 40:48-2.14; AND, N.J.S.A. 40:48-2.5(F)(2), TO IMPOSE A LIEN FOR THE RECOVERY OF THOSE MONIES EXPENDED BY THE MUNICIPALITY.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF PENNSAUKEN, IN THE COUNTY OF CAMDEN, IN THE STATE OF NEW JERSEY, THAT THE ATTACHED LIST OF PROPERTIES DESIGNATED BY BLOCK AND LOT NUMBER, THE OWNER OF RECORD AND MAILING ADDRESS OF RECORD. THE AMOUNT LISTED CONSTITUTES A DEMAND BY THE TOWNSHIP FOR PAYMENT BY THE PROPERTY OWNER FOR THE COST INCURRED BY THE MUNICIPALITY.

BE IT FURTHER RESOLVED, IF PAYMENT IS NOT MADE IN FULL BY CASH OR CERTIFIED FUNDS MADE TO THE ORDER OF THE TOWNSHIP OF PENNSAUKEN, C/O DANIEL O'BRIEN, JR., TAX COLLECTOR, 5605 NORTH CRESCENT BOULEVARD, PENNSAUKEN, NEW JERSEY 08110 WITHIN 30 DAYS OF THE ADOPTION OF THIS RESOLUTION, THE TAX COLLECTOR IS HEREBY AUTHORIZED TO IMPOSE A MUNICIPAL ASSESSMENT AGAINST THE PROPERTY IN ACCORDANCE WITH NEW JERSEY STATE STATUTE.

BE IT FURTHER RESOLVED, IF PAYMENT FOR THE MUNICIPAL ASSESSMENT IS NOT RECEIVED IN FULL BY CASH OR CERTIFIED FUNDS MADE TO THE ORDER OF THE TOWNSHIP OF PENNSAUKEN, C/O DANIEL O'BRIEN, JR., TAX COLLECTOR, 5605 NORTH CRESCENT BOULEVARD, PENNSAUKEN, NEW JERSEY 08110 THAT THE MUNICIPAL ASSESSMENT WILL BE ENFORCED BY TAX SALE BECOMING A MUNICIPAL LIEN IN ACCORDANCE WITH NEW JERSEY STATE STATUTE.

BE IT FURTHER RESOLVED, CERTIFIED COPY OF THIS RESOLUTION WILL BE FORWARDED TO THE TAX COLLECTOR AND THE CHIEF FINANCIAL OFFICER.

No public wished to comment

Name	Motion	Second	Aye	Nay	Abstain	Absent
<i>Killion</i>		√	√			
<i>DiBattista</i>	√		√			
<i>Rafeh</i>			√			
<i>Taylor</i>						√
<i>McBride</i>			√			

CONFERENCE / ITEMS OF DISCUSSION:

Prior to items of discussion Mayor McBride asked Kim Sewell to come forward

Kim Sewell of Philadelphia, PA commented that she has been working with Mayor McBride for some time on the rails to trails project. She showed to boards that showed the trail line and commented that at some point and in some areas it will be rails with trails as they would run together at some point. She commented that they are working with the rail line to complete the project. She also commented that it is a long and tedious project but very rewarding. The design phase has been since 2012 and that she has been also been working with Duke Martz and that grant since then. There's over 800 miles of planned trails and so far 320 miles have been built.

Committeewoman Rafeh asked how long should it take

Ms. Sewell commented that they have been working on it since 2011

Mayor McBride thanked Ms. Sewell for coming

Construction - Administrator Kneib asked committee if they wanted to go forward with bringing the building and electrical inspections "in house". The letter will be going out and waiting on the reaction from BIU on the electrical part. The building inspector would be implemented on January 13, 2020.

Committee wants to move forward with it.

Overview of Marketing Mtg. – Mayor McBride spoke about the public relations project to market Pennsauken should be "out of house." She commented that they have spoken to WordPlay LLC and what would need to be in specs such as professional prints and videos; what is needed to add to the Township website and social media outlets

Mayor McBride questioned Committee if there is anyone else we need to speak to before the December 16th meeting and if so, please let our Administrator know.

Mr. Kneib commented that this was a fact finding mission for competitive bidding.

Committeewoman Rafeh to make sure that whatever they provide the Township has the rights to the material.

Outdoor display of merchandise – Administrator Kneib commented that we need to put more strength to the Code Book as far as temporary certificate of occupancy (TCO) and what repairs need to be completed before a Certificate of Occupancy (CO) is concern. Tracey says the code is not always in compliance with the letter. It could be given a different number when it went for codification.

As far as the Redevelopment Zone and outdoor displays and how they relate to appliances and clothing. Mr. Kneib commented that when he was on committee they had bent the code when businesses came before the Redevelopment Board. The Township needs to enforce the code which is currently No Outdoor displays. Several businesses have gone overboard. Mr. Kneib commented that "in trying to be more business friendly we have created problem and now it's a snowball effect."

They spoke about several businesses in town that are now a problem. The question is do we create a new ordinance or go with a Zero outdoor display which is currently the ordinance. It seems to be non-enforceable because Code has no idea what agreements were made.

Linda Galella the Township Attorney stated that it would need to be spelled out in the Ordinance.

The Mayor asked Committee to let the Administrator know by Thursday their thoughts.

MATTERS OF LITTLE OR NO DISCUSSION:

The meeting scheduled for December 19, 2019 has been changed; the meeting will be held on Monday, December 16, 2019 and has been noticed in accordance with the Senator Byron M. Baer open public meetings act.

PUBLIC COMMENT

Diane Johnson of 45th Street – commented that she had called about Section 8 for someone and she was told there was a 5 year wait list. She then commented that she had placed several calls to the Riverfront Village and no one has returned her call and she was wondering if the Township had anything to do with them.

Mayor McBride commented no but that we could place a call informing them that we have received complaints that calls have gone unreturned. She then informed her that there are 62 units opening up at the Britt behind Save-A-Lot. The first round goes to Veterans and then disabled persons needing the first floor and then would be opened up to others. Applications are being taken on the 26th of November and that they are 1, 2 and 3 bedrooms.

T. Napieralski of Kirkwood, NJ commented on something about TCO and in the ordinance is 25 feet from the curb for outdoor displays and questioned if the display ordinance is in the same ordinance. “thank you that was my comment”


Committeeman Killion moved to close the public comment portion of the meeting
Committeeman DiBattista seconded the motion
An affirmative 4/0 voice vote was recorded

ADJOURNMENT

Committeeman Killion moved a motion to adjourn
Committeewoman Rafeh seconded the motion
An affirmative 4/0 voice vote was recorded

Meeting adjourned at 6:24 pm

Respectfully submitted



Pamela Scott-Forman
Acting Municipal Clerk

APPROVED: DECEMBER 5, 2019