

Merchantville, NJ August 13, 2018

A regular meeting of Borough Council was held at 7:30 PM, Monday, August 13, 2018. Mayor Ted Brennan presided. Pledge of Allegiance and Silent Prayer were observed. Announcement was made that the meeting had been advertised in accordance with the regulations prescribed by the "Open Public Meetings Act".

ROLL CALL:

Council Present: Kidd, Fitzgerald, and McLoone. Attorney Higgins, CFO Moules and Clerk Brouse were present.

PROCLAMATION-Michael Reilly

PUBLIC HEARING ORDINANCE for second reading and adoption-None

On a motion of Mr. Kidd and second of Mr. Fitzgerald, Council adopted the following Ordinance:

18-09

ORDINANCE OF THE BOROUGH OF MERCHANTVILLE, COUNTY OF CAMDEN, STATE OF NEW JERSEY AMENDING CHAPTER 15, CONSTRUCTION CODE, UNIFORM, IN THE CODE OF THE BOROUGH OF MERCHANTVILLE

BE IT ORDAINED by the Mayor and Borough Council of the Borough of Merchantville, County of Camden, and State of New Jersey that Chapter 15, Construction Code, Uniform, is hereby amended in the Code of the Borough of Merchantville, as follows:

ARTICLE I. SECTION 15-1 Construction Code Department.

A. There is hereby established in the Borough of Merchantville a State Uniform Construction Code enforcing agency to be known as the "Merchantville Construction Code Department," consisting of a Construction Official, Building Subcode Official, Plumbing Subcode Official, Electrical Subcode Official, Fire Protection Subcode Official and such other officials for such additional subcodes as the Commissioner of the Department of Community Affairs, State of New Jersey, shall hereafter adopt as part of the State Uniform Construction Code. The Construction Official shall be the chief administrator of the enforcing agency.

B. Each official position created in Subsection A hereof shall be filled by a person qualified for such position pursuant to P.L. 1975, c. 217, as amended (N.J.S.A. 52:27D-119 et seq.) and N.J.A.C. 5:23-1.1, provided that, in lieu of any particular subcode official, an on-site inspection agency may be retained by contract pursuant to N.J.A.C. 5:23-1.1 et seq. More than one such official position may be held by the same person, provided that such person is qualified pursuant to P.L. 1975, c. 217 and N.J.A.C. 5:23-1.1 et seq. to hold each such position.

C. The public shall have the right to do business with the enforcing agency at one location, except for emergencies and unforeseen or unavoidable circumstances.

ARTICLE II. SECTION 15-2 Construction Official.

A. Creation. There is hereby created in the Borough the office of Construction Official, who shall be appointed by the Borough Council.

B. Term. The Construction Official shall be appointed for a term of four years in accordance with Section 8 of the Uniform Construction Code Act (N.J.S.A. 52:27D-126).

C. Duties. The Construction Official is the chief administrator of the enforcing agency as defined in the Act and shall have the powers, duties and obligations as provided in the Act and the code.

D. Qualifications of the person appointed to the office of Construction Official shall be as required in the Act and the Code.

ARTICLE III. SECTION 15-3 Subcode officials.

A. Creation. There are hereby created the following subcode official positions, which shall be filled by appointment by the Borough Council:

- (1) Building Subcode Official.
- (2) Electrical Subcode Official.
- (3) Plumbing Subcode Official.
- (4) Fire Protection Subcode Official.
- (5) Other such inspectors shall include Energy Official, Premanufactured Home Official

and Asbestos Official.

B. Term. The subcode officials shall be appointed for terms of four years.

C. Duties. The subcode officials shall have the powers, duties and obligations as provided in the Act and the code. The subcode officials need not work exclusively for the enforcing agency. The subcode officials shall be primarily responsible to the Construction Official.

D. Qualifications. The subcode officials shall possess those qualifications which are required in the Act and the code. An individual may serve as a subcode official under one or more subcodes, provided that such individual is so qualified.

ARTICLE IV. SECTION 15-4 Construction Board of Appeals.

A person who is aggrieved by any ruling, action, order, or decision of a local enforcing agency that enforces either the State Uniform Construction Code, or the Uniform Fire Code, including without limitation, any refusal to grant an application or failure or refusal to act upon an application, may file an application for a hearing with the Secretary of the Camden County Construction Board of Appeals in accordance with N.J.A.C. 5:23A-2.1 et seq.

ARTICLE V. SECTION 15-5 Enforcing agency center; central permit office.

A. The public shall have the right to do business under the Act and the code at one enforcing agency center known and designated as the "Borough of Merchantville, Borough Hall, 1 West Maple Avenue, Merchantville, New Jersey 08109."

B. The central permit office shall be located at the above enforcing agency center and shall operate in accordance with the provisions of the Act and the code.

ARTICLE VI. SECTION 15-6 Responsibility of personnel to Construction Official.

All personnel appointed in accordance with the Act and the Code are primarily responsible to the Construction Official and are subject to the procedures and policies of the enforcing agency as defined in the Act. Day-to-day procedures which are necessary to coordinate personnel so as to enable the enforcing agency to perform within the provisions of the Act and the code shall be established by the Construction Official.

ARTICLE VII. SECTION 15-7 Prior approvals.

The issuance of a construction permit or certificate of occupancy shall be conditioned upon the prior approvals as such term is defined and enumerated in N.J.A.C. 5:23-1.4; and the following approvals:

- A. Merchantville Borough Engineer;
- B. Camden County Department of Health;
- C. Merchantville Sewer Utility; and
- D. Merchantville/Pennsauken Water Commission.

ARTICLE VIII. SECTION 15-8 Permit required; collection of fee prior to issuance of permit.

A permit shall be required for all construction except for ordinary repairs as provided for in Section 5:23-2.7 of the State Uniform Construction Code which do not violate any of the regulations. The fees for such permits shall be as hereinafter provided, and shall be collected prior to the issuance of the permit.

ARTICLE IX.

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

ARTICLE X.

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

PUBLIC

Cindy Hertneck, 15 Clifton Avenue-add 1,000 more daffodils, had daffodil festival and would like to add more. Vary in types this time. Boy Scouts will volunteer to help. Curb at firehouse, circle by Centre locations at path.

Volunteering in downtown this summer and grates over tree roots are a problem with weeds and heat to roots, 21 trees have grates. Area on Centre Street across from Borough Hall, grease on sidewalk is horrible can it be pressure washed/ Maybe a commercial power wash unit? Include with specs for PW.

Maria Nina Scarpa, 311 St. James Ave-see attached letter.

Funding mechanism for program not to change the requirements of property. Safe Routes to school around for several years, history. What we know and time and efforts. New deadline for Grant to mid-September. Working with all experts within the Boro to determine if it is something that is cost effective and competitive funding.

APPROVAL OF MINUTES-On a motion of Mr. Fitzgerald and second of Mr. Kidd, Council approved the regular council meeting minutes of 7/9/18.

CORRESPONDENCE-DVRPC Grant-Classic Towns

COUNCIL REPORTS

Mr. Kidd-10 new blue recycle cans going out soon. Green team having high school students' volunteering-roll out on social media.

Mr. Fitzgerald-Shade Tree meeting-communications issues have been cleared up. Code blue site at Community Center-warm place to stay for short time. Senior services-trying to consolidate areas to larger sites-still trying to work with them.

Mr. McLoone- No HPC for August.

OLD BUSINESS

Parks and Playgrounds for 2018 letter from Mrs. Fields, 130 Kids, 20 Councilors, help from staff, looking for additional funds because of large numbers.

Taran Cucinotta-7748 Corbett Road- use of facility for Yoga at Community Center

NEW BUSINESS

DISCUSSION-Holiday Parade/Tree Lighting-if John was ok with it Nov 30th?

APPROVAL – Jack Sodano Firefighter-On a motion of Mr. Fitzgerald and second of Mr. Kidd, Council approved Jack Sodano as a Firefighter

APPROVAL – Use of Facility for Yoga in the Park at the Community Center-On a motion of Mr. Kidd and second of Mr. Fitzgerald, Council approved the use of facility for Yoga in the Park at the Community Center.

APPROVAL-Use of Facility for Wine & Beer Tasting-On a motion of Mr. Kidd and second of Mr. Fitzgerald, Council approved the use of facility for wine & beer tastings pending on discussion with Task Force.

Resolutions to be read by consent agenda: On a motion of Mr. Fitzgerald and second of Mr. Kidd, Council approved the following resolutions by Consent Agenda.

R18-104**RESOLUTION OF THE BOROUGH OF MERCHANTVILLE, COUNTY OF CAMDEN, STATE OF NEW JERSEY TO APPROVE A BINGO LICENSE FOR ST. PETER CHURCH**

WHEREAS, St. Peter Catholic Church has applied for and received an identification number 299-1- 34957 allowing St. Peter Catholic Church the ability to conduct bingo licenses with proper approval; and

WHEREAS, St. Peter Catholic Church has properly completed the bingo license application and at least 7 days have elapsed between the time the application was filed and the time that the Borough Council made their findings and determination with checks to the Borough of Merchantville in the amount of \$20.00 each and checks to the Legalized Games of Chance Control Commission in the amount of \$750.00 each and that 15 days will elapse between the time the municipality forwards the application to the control commission and the date the license is issued to the applicant ; and

WHEREAS, Council person Fitzgerald council person of the Department of Records and Licenses, has reported that the laws and regulations have been met, and that she recommends the granting of said license; and

WHEREAS, the Borough Clerk has reported that the legal preliminaries have been strictly complied with;

NOW, THEREFORE, BE IT RESOLVED that the Borough Council be and is hereby authorized to issue a Bingo license numbered SPS-1804 to St. Peter Catholic Church for the Bingo taking place on September 1, 2018 thru August 31, 2018.

R18-105**RESOLUTION OF THE BOROUGH OF MERCHANTVILLE, COUNTY OF CAMDEN, STATE OF NEW JERSEY TO APPROVE A RAFFLE LICENSE FOR ST. PETER CHURCH**

WHEREAS, St. Peter Catholic Church has applied for and received an identification number 299-1- 34957 allowing St. Peter Catholic Church the ability to conduct raffle licenses with proper approval; and

WHEREAS, St. Peter Catholic Church has properly completed the raffle license application and at least 7 days have elapsed between the time the application was filed and the time that the Borough Council made their findings and determination with checks to the Borough of Merchantville in the amount of \$20.00 each and checks to the Legalized Games of Chance Control Commission in the amount of \$20.00 each and that 15 days will elapse between the time the municipality forwards the application to the control commission and the date the license is issued to the applicant ; and

WHEREAS, Council person Fitzgerald council person of the Department of Records and Licenses, has reported that the laws and regulations have been met, and that she recommends the granting of said license; and

WHEREAS, the Borough Clerk has reported that the legal preliminaries have been strictly complied with;

NOW, THEREFORE, BE IT RESOLVED that the Borough Council be and is hereby authorized to issue a Raffle license numbered SPS-1805 to St. Peter Catholic Church for the Bingo taking place on

R18-106**RESOLUTION OF THE BOROUGH OF MERCHANTVILLE, COUNTY OF CAMDEN, STATE OF NEW JERSEY TO APPROVE A BINGO LICENSE FOR ST. PETER SCHOOL PTA**

WHEREAS, St. Peter Catholic School PTA has applied for and received an identification number 299-5-2697 allowing St. Peter Catholic School the ability to conduct bingo licenses with proper approval; and

WHEREAS, St. Peter Catholic School PTA has properly completed the bingo license application and at least 7 days have elapsed between the time the application was filed and the time that the Borough Council made their findings and determination with checks to the Borough of Merchantville in the amount of \$20.00 each and checks to the Legalized Games of Chance Control Commission in the amount of \$20.00 each and that 15 days will elapse between the time the municipality forwards the application to the control commission and the date the license is issued to the applicant ; and

WHEREAS, Council person Fitzgerald council person of the Department of Records and Licenses, has reported that the laws and regulations have been met, and that she recommends the granting of said license; and

WHEREAS, the Borough Clerk has reported that the legal preliminaries have been strictly complied with;

NOW, THEREFORE, BE IT RESOLVED that the Borough Council be and is hereby authorized to issue a Bingo license numbered SPS-1806 to St. Peter Catholic School PTA for the Bingo taking place on November 17, 2018 from 7:30-10:30 PM.

R18-107
RESOLUTION OF THE BOROUGH OF MERCHANTVILLE,
CAMDEN COUNTY, NEW JERSEY REFUND OF RENTAL
PROPERTY REGISTRATION

WHEREAS, the Merchantville Dwelling Assistant has called to Mayor and Council's attention a request to refund the rental property registration payment to the property owner because the property is not zoned to be a rental property:

NOW, THEREFORE, be it resolved by the Mayor and Council of the Borough of Merchantville that the following refund be approved on this account in the amount of \$150.00 and be forwarded to Mary Korden, 11 Clinton Avenue, Merchantville, NJ 08109:

<u>NAME</u>	<u>ADDRESS</u>	<u>AMOUNT</u>
Mary Korden	11 Clinton Avenue	\$150.00

R18-108
RESOLUTION OF THE BOROUGH OF MERCHANTVILLE, COUNTY OF CAMDEN
AND STATE OF NEW JERSEY AUTHORIZING EXECUTION OF THE 2018 DEER
CARCASS REMOVAL INTER-LOCAL AGREEMENT WITH CAMDEN COUNTY

WHEREAS, the Mayor and Council of the Borough of Merchantville wish to participate in the Camden County Cooperative agreement for Deer Carcass removal; and

WHEREAS, the Camden County Board of Chosen Freeholders approved and awarded the bid of deer carcass removal at the Division of Purchasing on July 21, 2016 awarding the second year option between Camden County Cooperative Members and Deer Carcass Removal Services for the removal of Deer Carcass, Bid A-25/2016;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Merchantville, County of Camden, State of New Jersey, that Edward F. Brennan, Mayor of the Borough of Merchantville, be and hereby is authorized to enter into a contract directly with Deer Carcass Removal Services LLC. P.O. Box 328, Cream Ridge, NJ 08514 August 1, 2018 to July 31, 2019, at a cost of \$65.00 per deer carcass removal with Camden County in the Deer Carcass Removal Services.

R18-109
RESOLUTION OF THE BOROUGH OF MERCHANTVILLE,
COUNTY OF CAMDEN AND STATE OF NEW JERSEY
AUTHORIZING THE PURCHASE OF A 2017 FORD F350 CHASSIS
CAB AND OPTION TRUCK FOR THE DEPARTMENT OF PUBLIC WORKS

WHEREAS, the Borough Council of the Borough of Merchantville desires to purchase a 2019 Ford Interceptor Utility, All Wheel Drive vehicle and options under state contract; and

WHEREAS, Cherry Hill, Winner Ford, can provide a vehicle under state contract number A88728 at the amount of \$25,525.00, All Wheel Drive and and options, shown in Attachment A \$4,444.00, total not to exceed \$29,969.00; and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds;
NOW, THEREFORE, BE IT RESOLVED, that approval has been granted for the purchase of, 2019 Ford Interceptor Utility, All Wheel Drive vehicle and options, Winner Ford, 250 Haddonfield Road, Cherry Hill, NJ 08034, attached is a copy of the trucks specifications;

R18-110
RESOLUTION OF THE BOROUGH OF MERCHANTVILLE, COUNTY
OF CAMDEN AND STATE OF NEW JERSEY AUTHORIZING
THE EXECUTION OF DOCUMENTS PERTAINING TO MEMORANDUM OF UNDERSTANDING
WITH THE TOWNSHIP OF PENNSAUKEN

WHEREAS the Borough wishes to enter into a memorandum of understanding with the Township of Pennsauken Police Department for a police vehicle;

NOW, THEREFORE, IT IS HEREBY RESOLVED that the Mayor or Chief of Police and the Borough Clerk are authorized to sign and execute all documents pertaining to the memorandum of understanding to the County of Camden and the Merchantville.

R18-111
RESOLUTION OF THE BOROUGH OF MERCHANTVILLE, COUNTY OF CAMDEN
AND STATE OF NEW JERSEY APPROVING A CONTRACT WITH THE CHIEF OF
POLICE, AND AUTHORIZING THE EXECUTION OF ALL DOCUMENTS
NECESSARY TO IMPLEMENT SAID CONTRACT

WHEREAS, the Borough of Merchantville (hereinafter "Merchantville") is a municipal entity organized under the laws of the State of New Jersey and located in Camden County; and

WHEREAS, after negotiations, Merchantville and the Chief of Police wish to enter into an contract with the Chief of Police covering the period of time commencing March 1, 2018 through December 31, 2020; and

WHEREAS, Merchantville and the Chief of Police have agreed to the terms and conditions of this Contract; as so stated in the document attached hereto as Exhibit "A"; and

WHEREAS, it is the intention of the Borough Council of Merchantville to authorize the Mayor to execute the attached Contract and the Borough Clerk to attest on behalf of the Borough of Merchantville;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Merchantville, County of Camden, State of New Jersey, that the Contract, by and between the Borough of Merchantville and the Chief of Police, be and hereby is approved; and

AND BE IT FURTHER RESOLVED that Edward F. Brennan, Mayor of the Borough of Merchantville, and Denise Brouse, Borough Clerk of the Borough of Merchantville be and hereby are authorized to execute the Contract, and all other documents necessary to implement said Contract on behalf of the Borough of Merchantville.

R18-112
RESOLUTION OF THE BOROUGH OF MERCHANTVILLE, COUNTY
OF CAMDEN AND STATE OF NEW JERSEY ESTABLISHING THE
FEES FOR POLICE SERVICES PURSUANT TO CHAPTER 59-11.3
OF THE CODE OF THE BOROUGH OF MERCHANTVILLE

WHEREAS, Chapter 59-11.3 of the Code of the Borough of Merchantville permits the Borough Council of the Borough of Merchantville to establish, by Resolution, the rates for extra duty assignments of its police personnel, equipment and administrative costs in providing such services; and

WHEREAS, Borough Council of the Borough of Merchantville wishes to establish, by this Resolution, the rates for extra duty assignments of its police personnel, equipment and administrative costs in providing such services; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and the Borough Council of the Borough of Merchantville that the rates for extra duty assignments of its police personnel, equipment and administrative costs in providing such services shall be as follows:

1. Police vehicle: \$ 5.00 per hour.
2. Administrative costs \$20.00 per hour.

BE IT FURTHER RESOLVED that the aforementioned fees shall take effect September 1, 20018.

R18-113
RESOLUTION OF THE BOROUGH OF MERCHANTVILLE, COUNTY OF
CAMDEN AND STATE OF NEW JERSEY TO CANCEL CAPITAL
APPROPRIATION BALANCES OF COMPLETED PROJECTS

WHEREAS, certain General Capital Improvement appropriation balances remain dedicated to projects now completed; and

WHEREAS, it is necessary to formally cancel said balances so that the unexpended balances may be returned to each respective Capital Improvement Fund or credited to Surplus, and unused debt authorizations may be canceled;

NOW THEREFORE, BE IT RESOLVED, by the council of the Borough of Merchantville that the following unexpended and dedicated balances of General Capital Appropriations be canceled:

C-04-55-601-001	PRELIMINARY PLAN REDEVELOPMENT	334.70
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R18-114
RESOLUTION OF THE BOROUGH OF MERCHANTVILLE, COUNTY OF
CAMDEN AND STATE OF NEW JERSEY AUTHORIZING THE
CEREMONIAL NAMING OF WEST CHESTNUT AVENUE, BEGINNING
AT SOUTH CENTRE STREET TO BROWNING ROAD, TO "CORP
GRIGG WAY"

WHEREAS, Frederick W. Grigg American Legion Post 68 will Celebrate 100 years of service to the community in 2019 and dedicate West Chestnut Avenue as " Corp Grigg Way" in honor of this brave Merchantville resident; and

WHEREAS, The Grigg family moved to 46 West Chestnut Avenue in Merchantville in the summer of 1910, Frederick joined the Army at the age of 16 and served with Battery B 1st New Jersey field Artillery, Corporal Grigg sailed to France as America entered World War 1 and was killed in action at the age of 19. His name is listed on the WW1 Honor roll by the American Battle Monuments Commission; and

WHEREAS, on August 11, 1919 his name was selected by local veterans as the name sake of the newly formed American Legion post in Merchantville New Jersey; and

WHEREAS, the Mayor and Borough Council of the Borough of Merchantville believe that the memory of Frederick W. Grigg should be properly honored by the ceremonial naming of the street where he resided, and helped improve the lives of others;

BE IT RESOLVED by the Mayor and Borough Council of the Borough of Merchantville that, for all the reasons stated above, West Chestnut Avenue, beginning at South Centre Street and extending to Morris Street, in the Borough of Merchantville, shall be ceremonially named "Corp Grigg Way," and that the appropriate ceremonial signage shall be immediately installed by the Borough after the effective date of this Resolution.

R18-115
GOVERNING BODY OF THE BOROUGH OF
MERCHANTVILLE, COUNTY OF CAMDEN, STATE OF
NEW JERSEY, CERTIFICATION OF COMPLIANCE WITH THE
UNITED STATES EQUAL EMPLOYMENT OPPORTUNITY COMMISSION'S

"Enforcement Guidance on the Consideration of Arrest and Conviction Records
in Employment Decisions Under Title VII of the Civil Rights Act of 1964"

WHEREAS, N.J.S.A. 40A:4-5 as amended by P.L. 2017, c.183 requires

the governing body of each municipality and county to certify that their local unit's hiring practices comply with the United States Equal Employment Opportunity Commission's "Enforcement Guidance on the Consideration of Arrest and Conviction Records in Employment Decisions Under Title VII of the Civil Rights Act of 1964," *as amended*, 42 U.S.C. § 2000e *et seq.*, (April 25, 2012) before submitting its approved annual budget to the Division of Local Government Services in the New Jersey Department of Community Affairs; and

WHEREAS, the members of the governing body have familiarized themselves with the contents of the above-referenced enforcement guidance and with their local unit's hiring practices as they pertain to the consideration of an individual's criminal history, as evidenced by the group affidavit form of the governing body attached hereto.

NOW, THEREFORE BE IT RESOLVED, That the *Borough* of Merchantville, hereby states that it has complied with N.J.S.A. 40A:4-5, as amended by P.L. 2017, c.183, by certifying that the local unit's hiring practices comply with the above-referenced enforcement guidance and hereby directs the Clerk to cause to be maintained and available for inspection a certified copy of this resolution and the required affidavit to show evidence of said compliance.

**R18-116
RESOLUTION OF THE BOROUGH OF MERCHANTVILLE,
COUNTY OF CAMDEN AND STATE OF NEW JERSEY
FOR CANCELLATION OF OUTSTANDING CHECKS**

WHEREAS, there exists outstanding checks on Borough accounts which have been outstanding for over 6 months; and

WHEREAS, the various checks have been investigated and have been determined to have been lost or otherwise destroyed;

NOW, THEREFORE BE IT RESOLVED, that the following checks be cancelled and the expenditures be cancelled to the proper fund:

FUND	ACCT NO.	CHECK NO.	AMOUNT	CHECK DATE
MUNICIPAL COURT	0123000648	2822	1.00	11/2017
	0123000648	2823	1.00	11/2017
	0123000648	2787	1.00	6/2017
		TOTAL	3.00	

**R18-117
RESOLUTION OF THE BOROUGH OF MERCHANTVILLE, COUNTY OF
CAMDEN AND STATE OF NEW JERSEY TO CANCEL RESERVE FOR EXCESS
NOTE TO GENERAL CAPITAL FUND BALANCE**

WHEREAS, there is excess Bond Anticipation Note Cash in the amount of \$15,736.82 for Ordinance 05-07 and this Ordinance no longer has a Bond Anticipation Note or authorized and unissued debt against the ordinance;

NOW THEREFORE, BE IT RESOLVED, by the council of the Borough of Merchantville that the excess funds of \$15,736.82 can be canceled to General Capital Fund Balance.

**R18-118
RESOLUTION OF THE BOROUGH OF MERCHANTVILLE, COUNTY OF CAMDEN AND STATE OF
NEW JERSEY TO HIRE ENGINEER SERVICES RELATED TO CONSTRUCTION MANAGEMENT
FOR THE RECONSTRUCTION PROJECT FY 2018 MUNICIPAL AID**

WHEREAS, the Mayor and Council of the Borough of Merchantville desire to hire an engineer for services related to construction management and to go out to bid for the road reconstruction roads project, in the Borough of Merchantville; and

WHEREAS, Pennoni Associates Inc. 515 Grove Street, Suite 1B, Haddon Heights, NJ 08035 has provided the following pricing for the Borough of Merchantville; and

WHEREAS, the total amount allowable will not exceed \$ 31,000.00 and include the following tasks;

Task 1- Survey, Design Preparation of Bid Documents	\$26,500.00
Task 2- Bidding	<u>\$ 4,500.00</u>
Total Engineering Fee:	\$31,000.00

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Merchantville, County of Camden, State of New Jersey, that Pennoni Associates Inc. 515 Grove Street, Suite 1B, Haddon Heights, NJ 08035 will provide these services.

R18-119

RESOLUTION OF THE BOROUGH OF MERCHANTVILLE, COUNTY OF CAMDEN AND STATE OF NEW JERSEY REFERRING CERTAIN MATTERS TO THE MERCHANTVILLE JOINT LAND USE BOARD FOR REVIEW AND RECOMMENDATIONS PURSUANT TO N.J.S.A. 40:55D-26

WHEREAS, the Borough of Merchantville is a municipal entity organized under the laws of the State of New Jersey and located in Camden County, New Jersey (“Merchantville”); and

WHEREAS, the Merchantville Joint Land Use Board (“Joint Land Use Board”) is an autonomous entity created by the Borough of Merchantville pursuant to and governed by N.J.S.A. 40:55D-1 et seq.; and

WHEREAS, the statute, N.J.S.A. 40:55D-26(a) requires that, prior to the adoption of a development regulation, revision, or amendment thereto, the municipal Joint Land Use Board shall make and transmit to the governing body, within 35 days after referral, a report including identification of any provisions in the proposed development regulation, revision or amendment which are inconsistent with the master plan and recommendations concerning these inconsistencies and any other matters as the board deems appropriate; and

WHEREAS, the Mayor and Borough Council of the Borough of Merchantville wish to refer to the Merchantville Joint Land Use Board, pursuant to N.J.S.A. 40:55D-26(a), the following issue for discussion as to enactment of an appropriate ordinance addressing the item:

Amendments to the Permitted and Conditional Uses within the B-1, B-2 and Maple Downtown Redevelopment Zone.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Merchantville, that pursuant to N.J.S.A. 40:55D-26(a), the issue of the amendments to the Permitted and Conditional Uses within the B-1, B-2 and Maple Downtown Redevelopment Zone, be and hereby is referred to the Merchantville Joint Land Use Board for the action as required by statute.

Ordinances for introduction on first reading. These ordinances will be considered for adoption at the public hearing to be held during the September 24th council meeting.

Ordinance 18-10 Chapter 25, Fees-On a motion of Mr. Fitzgerald and second of Mr. Kidd, Council introduced the following Ordinance.

18-10
ORDINANCE OF THE BOROUGH OF MERCHANTVILLE, COUNTY OF
CAMDEN AND STATE OF NEW JERSEY AMENDING CHAPTER 25,
FEES, IN THE CODE OF THE BOROUGH OF MERCHANTVILLE

BE IT ORDAINED by the Mayor and Borough Council of the Borough of Merchantville, County of Camden, and State of New Jersey, that Chapter 25, Fees for Public Records, in the Code of the Borough of Merchantville, is hereby amended as follows:

Article II.
Uniform Construction Code; Fees

ARTICLE I. ARTICLE II. SECTION 25-10 Fees.

A. The basic construction permit fee shall be the sum of the parts computed on the basis of the volume or cost of construction, the number of plumbing fixtures and pieces of equipment, the number of electrical fixtures and devices and the number of sprinklers, standpipes and detectors (smoke and heat) at the unit rates provided herein plus any special fees, and shall be paid before the permit is issued.

- (1) Building subcode fees.
 - (a) The minimum fee shall be \$75.
 - (b) New construction fees.

[1] Fees for Subcodes B, H, I-1, I-3, M, E, R-1, R-2, R-3, R-4, R-5, U, I shall be \$0.034 times cubic feet of volume.

- [a] Garden-type sheds.
- [i] One hundred to 200 square feet: \$75 minimum fee.
- [ii] Over 201 square feet: \$200 minimum fee.
- [b] Exceptions: open structures (roofs without walls)

accessory to one-and two-family dwelling: \$100 minimum fee.

[2] Fees for Subcodes A-1, A-2, A-3, A-4, F-1, F-2, S-1, S-2 shall be \$0.034 times cubic feet of volume.

[3] Farm use buildings, exclusively used for storage of food or grain or the sheltering of livestock: \$0.0008 times cubic feet of volume. The maximum fee is \$1,145.

- (c) Renovations, alterations and repairs.

- [1] Open deck structures.
 - [a] Under 100 square feet: \$75 minimum fee.
 - [b] One hundred square feet to 200 square feet: \$100 minimum fee.
 - [c] Two hundred one square feet to 400 square feet: \$150 minimum fee.
 - [d] Four hundred one square feet and over: \$200 minimum fee.
- [2] Estimated cost, up to and including \$50,000: \$30 per \$1,000.
- [3] Estimated cost of \$50,001: \$23 per \$1,000 (additional fee).
- [4] Deleted.

[5] Handicapped fees. Pursuant to the authority under N.J.S.A. 52:27D-126e, no construction permit fee shall be required for the construction, reconstruction, alteration, improvement or repair of a structure and related devices installed or erected for the sole purpose to promote accessibility by the handicapped; handicapped being defined under N.J.S.A. 52:27d-126e; and conforming to the current N.J.A.C. 5:23.7 Barrier Free Code, and any subsequent amendments or additions thereto. By waiving of the fees, in no way waives the right of enforcing agency to request plans for the purpose of reviewing plans for code compliance.

- (d) Demolition.

[1] Structures of less than 5,000 square feet and less than 30 feet in height, one- and two-family residences (R-3) and structures on farms, including commercial farm buildings used exclusively for storage of food or grain or sheltering of livestock: \$82.

[2] All other groups: \$120.

(e) Signs: square foot surface area of sign times \$2.50. The minimum fee is \$75.

(f) Fees for new construction shall be based upon the volume of the structure. Volume shall be computed in accordance with N.J.A.C. 5:23-2.28. The new construction fee shall be in the amount of \$0.34 per cubic foot of volume for buildings and structures of all use groups and types of construction as classified in Articles 3 and 4 of the building subcode.

(g) Fees for renovations and alterations and repairs or site construction, including sidewalks and aprons, shall be based on the estimate cost of the work. The fee shall be in the amount of \$30 per \$1,000. Above \$50,000, the additional fee shall be in the amount of \$23 per \$1,000 of estimated cost above \$50,000. The applicant shall submit to the Construction Official such data as may be available produced by the architect or engineer of record, or by a recognized estimating firm, or by the contractor. A bona fide contractor's bid, if available, shall be submitted. The Construction Official shall make the final decision regarding estimated cost.

(h) Fees for additions shall be computed on the same basis as for new construction for the added portion.

(i) Fees for combination renovations and additions shall be computed separately in accordance with Subsection A(1)(f) and (g) above.

(j) The fee for tents, in excess of 900 square feet or 30 feet in any dimension, shall be \$116.

(k) The fee for roofing work on Use Groups R-3 and R-4 structures shall be \$75.

(l) The fee for siding work on Use Groups R-3 and R-4 structures shall be \$65.

(2) Plumbing subcode fees.

(a) Minimum fee shall be \$75.

(b) The fee shall be in the amount of \$15 per fixture, piece of equipment or appliance connected to the gas or oil piping system except as indicated in Subsection A(2)(c) below.

(c) Additional fees shall apply to the following devices. The fee shall be \$92 per special device for the following: grease traps, oil separators, refrigeration units, utility service connections, backflow preventors equipped with test ports, (double check valve assembly, reduced pressure zone and pressure vacuum breaker backflow preventors), steam boilers, hot water boilers (excluding those for domestic heating), active solar systems, sewer pumps and interceptors. There shall be no inspection fee charged for gas service entrances.

(3) Electrical subcode fees.

(a) Minimum fee: \$75. For from one to 50 receptacles or fixtures, the fee shall be \$65; for each 25 receptacles or fixtures in addition to this, the fee shall be in the amount of \$15; for the purpose of computing this fee, receptacles or fixtures shall include lighting outlets, convenience receptacle, smoke and motors or devices of less than or equal to one horsepower or one kilowatt.

(b) For each motor or electrical device greater than one horsepower and less than or equal to 10 horsepower, and for transformers and generators greater than one kilowatt and less than or equal to 10 kilowatts, the fee shall be \$15.

(c) For each motor or electrical device greater than 10 horsepower and less than or equal to 50 horsepower, for each service panel, service entrance or subpanel less than or equal to 200 amperes, for each transformer and generator greater than 10 kilowatts and less than or equal to 45 kilowatts and for each utility load management device, the fee shall be \$75.

(d) For each motor or electrical device greater than 50 horsepower and less than or equal to 100 horsepower, for each service panel, service entrance or subpanel greater than 200 amperes and less than or equal to 1,000 amperes and for transformers and generators greater than 45 kilowatts and less than or equal to 112.5 kilowatts, the fee shall be \$120.

(e) For each motor or electrical device greater than 100 horsepower, for each service panel, service entrance or subpanel greater than 1,000 amperes and for each transformer or generator greater than 112.5 kilowatts, the fee shall be \$575.

(f) For the purpose of computing these fees, all motors except those in plug-in appliances shall be counted, including control equipment, generators, transformers and all heating, cooking or other devices consuming electrical current.

g) The fee for above-ground swimming pools shall be \$75.

h) The fee for in-ground swimming pools shall be \$125.

(4) Fire subcode fees.

(a) Minimum fee: \$75.

(b) Fire protection and other hazardous equipment: sprinklers, standpipes, detectors (smoke and heat), pre-engineered suppression systems, gas and oil-fired appliances not connected to the plumbing system, kitchen exhaust systems, incinerators and crematoriums.

[1] The fee for 20 or fewer heads shall be \$82; for 21 to and including 100 heads the fee shall be \$151; for 101 to and including 200 heads the fee shall be \$289; for 1 to and including 400 heads the fee shall be \$748; and for 401 to and including 1,000 heads the fee shall be \$1,036; the fee for over 1,000 heads shall be \$1,323.

[2] The fee for one to 12 detectors shall be \$75; for each 25 detectors in addition to this, the fee shall be in the amount of \$25.

[3] The fee for each standpipe shall be \$289.

[4] The fee for each independent pre-engineered system shall be \$116.

[5] The fee for each gas-fired or oil-fired appliance that is not connected to the plumbing system shall be \$75.

[6] The fee for each kitchen exhaust system shall be \$75.

[7] The fee for each incinerator shall be \$460.

[8] The fee for each crematorium shall be \$460.

(5) Fees for certificates and other permits.

(a) The fee for demolition or removal permit shall be \$82 for Use Groups R-3 and R-4; the fee for all other use groups shall be \$151.

(b) The fee for a permit to construct a sign shall be in the amount of \$2.50 per square foot of surface area of the sign, computed on one side only for double-faced signs. The minimum fee shall be \$75.

(c) The fee for a certificate of occupancy for Use Groups R-3 and R-5 structures shall be \$75.

(d) The fee for a certificate of occupancy for all other use groups shall be 10% of the total permit fee, with a minimum charge of \$65. The fee for a certificate of continued occupancy issued under N.J.A.C. 5:23-2.23(c) shall be \$120.

(e) The fee for a certificate of occupancy granted pursuant to a change of use group shall be \$120. The fee for plan review of a building for compliance under the alternate systems and nondepletable energy source provisions of the energy subcode shall be \$274 for one- and two-family homes (Use Group R-3 of the building subcode) and for light commercial structures having the temperature controlled from a single point and \$1,369 for all other structures.

(f) The fee for an application for a variation in accordance with N.J.A.C. 5:23-10 shall be \$594 for Class I structures and \$120 for Class II and Class III structures. The fee for resubmission of an application for a variation shall be \$229 for Class I structures and \$65 for Class II and Class III.

(g) The fee for lead hazard abatement work shall be \$140.

(h) For cross-connections and backflow preventors that are subject to testing, requiring reinspection annually, the fee shall be \$75.

(i) Mechanical systems. The fee for a mechanical inspection in a Use Group R-3 or R-4 structure by a mechanical inspector shall be \$75 for the first device and \$15 for each additional device. No separate fee shall be charged for gas, fuel oil or water piping connections associated with the mechanical equipment inspected.

(j) Tanks, in-ground or aboveground: on-site inspection fee shall be \$82.

(k) The building subcode permit fee for construction and installation for an aboveground swimming pool shall be \$75.

(l) The fee for a bonding/grounding inspection and certificate as required for public swimming pools, spas and hot tubs by P.L. 1998, c.137, Editor's Note: See N.J.S.A. 52:27D-133.2 shall be \$75.

(6) Minimum fee. In any case, the minimum fee for a construction permit, in part or total, shall be \$75, with the following exceptions as determined by the Construction Office:

(a) Sheds and other small renovations or accessory structures on Use Groups R-3 and R-4 property: the charge for each such structure or renovation shall be \$75.

(b) Deleted.

(c) Water heater: the fee for inspecting a replacement water heater in a Use Group R-3 or R-4 structure shall be \$45.

(d) Flatwork: concrete patios, slabs, driveways, walkways (does not include sidewalk and aprons) shall be \$35.

B. Third-party agencies. In the event that a third-party agency is used for any one of the subcodes, an administrative surcharge of 15% shall be added per subcode.

C. Discontinuance of building project. Pursuant to N.J.A.C. 5:23-2.27, in case of a discontinuance of a building project, plan review fees are not refundable.

D. Exemptions. The only exemptions to fees are for municipal buildings or use of buildings for municipal business and buildings of Use Group A-4.

Article III. Miscellaneous Fees

ARTICLE II.	ARTICLE III. SECTION 25-14	Municipal Fees.
Alcoholic beverage licenses		
Annual license: plenary retail consumption		\$1,375.00
Annual license: plenary retail distribution		\$1,375.00
Annual license: club		\$100.00
Amusements and amusement devices		
Bingo (each)		\$ 20.00
Raffle-50/50 (each)		\$ 20.00
Fire Prevention Inspection Fees		
Multi-Family units		
R1=UP to 3 units		\$ 55.00
R2=4 to seven units		\$ 90.00
R3=8 to 35 units		\$125.00
R4=6 to 65 units		\$225.00
R5=66 to 100 units		\$325.00
R6=over 100 units		\$425.00
Single business buildings		
SB1=one floor business		\$ 35.00
SB2=two floor business		\$ 65.00
SB3=three floor business		\$ 85.00
SB4=four floor business		\$150.00
SB5=building over 10,000 sq. ft.		\$175.00
Multiple business buildings		
MB1=individual business		\$ 35.00
MB2=common area		\$ 65.00
MB=each floor		\$ 65.00

Historic Preservation Commission Review
Certificate of Appropriateness for New Construction of

A Principal or Accessory Structure	
Application Fee:	\$100.00
Escrow:	\$300.00
Certificate of Appropriateness for Removal, Demolition, Alterations, Relocation or Additions to any Building or Structure	
Application Fee:	\$100.00
Escrow:	\$300.00
Certificate of Appropriateness for any replacement, alteration in, or addition of signs, shutters, outdoor displays, fences, hedges, awnings, off-street driveways and parking materials or exterior lighting	
Application Fee:	\$100.00
Escrow:	\$300.00
Other Reviews, including Requests for Advice or Letters Of Interpretation	
Application Fee:	\$ 50.00
Escrow:	\$300.00
License for temporary locale	
Dumpster/Container Permit (10 Day)	\$ 25.00
5 day Renewal (up to three times)	\$ 15.00
Peddling and soliciting	
License issued for a three-month period	\$ 50.00
Property Resale Inspection Certificates	
Residential Resale Inspection Fee	\$50.00 per unit (\$300.00 max.)
Commercial Resale Inspection Fee	\$50.00 per unit (\$300.00 max.)
Re-inspection fee	
First re-inspection	no charge
Second and subsequent re-inspections	\$25.00
Zoning Permits Issued by Zoning Officer.	
Zoning Permit for Uses, Structures, Improvements	\$50.00
Residential wheelchair ramp	no charge
Certificate of Legal Non-Conforming Use	\$25.00
Joint Land Use Board Fees	
Appeal of the Decision of Zoning Officer	
Application Fee	\$150.00
Escrow	\$500.00
Interpretation of Zoning Map or Ordinance	
Application Fee	\$150.00
Escrow	\$500.00
Certificate of Legal Non-Conforming Use	
Application Fee	\$150.00
Escrow	\$500.00
'C' Variance	
Application Fee	\$150.00
Escrow for Fences	\$300.00
Escrow for all other 'c' variances	\$750.00
"D" Variances (N.J.S.A. 40:55D-70(d))	
Application Fee	\$300.00
Escrow	\$600.00
Minor Site Plan Triggered by 'Change of Use' or	

`Conditional Use' With No Exterior Changes or Site Alterations	
Application Fee	\$ 50.00
Escrow	\$300.00
Minor Site Plan (all other Minor Site Plans)	
Application Fee	\$150.00
Escrow	\$1,000.00
Major Site Plan	
Application Fee for Preliminary Review	\$300.00
Escrow for Preliminary Review	\$1,500.00 plus \$500.00 per acre (\$2,000.00 min.)
Application Fee for Final Review	\$300.00
Escrow for Final Review	\$1,000.00
Minor Subdivision	
Application Fee	\$300.00
Escrow	\$750.00 plus \$250.00 per lot (\$1,250.00 min.)
Major Subdivision	
Application Fee for Preliminary Review	\$500.00
Escrow for Preliminary Review	\$1,500.00 plus \$250.00 per lot (\$2,500.00 min.)
Application Fee for Final Review	\$300.00
Escrow for Final Review	\$2,000.00
200' List of Property Owners for Public Notice	\$10.00
Recycling container	
First container	no charge
Additional container(s)	\$10.00 each
Returned checks	\$25.00
Sewers	
Permit to make connection with sewer system	\$1,207.00
Sign permit application fee	
Business	\$ 50.00
Dangerous sign administration fee	\$100.00
Smoke and CO detectors and fire extinguisher inspections:	
More than ten business days the fee is	\$ 35.00
Fewer than ten but more than four business days	\$ 70.00
Four business days or fewer	\$125.00
If re-inspection required /per re-inspection	\$ 10.00

The Borough of Merchantville hereby adopts the fee structure of the New Jersey Department of Community Affairs for the State Uniform Construction Code, as authorized by New Jersey regulations.

The above hereby incorporates N.J.A.C. 5:23-4:20 as currently in place and any future amendments and/or appropriate regulatory provision pertinent to the fee structure.

On file

Street openings			
Permit fee			\$ 20.00-100.00
Bond for street opening			
Deposit in lieu of bond for street opening			
Summer Parks and Playgrounds Program - Registration			
Borough residents			\$135.00 per child
Non-residents			\$160.00 per child
Swimming pools			
Basic permit fee for wading pool			\$ 5.00
Permit fee			\$ 20.00
Tax Collector's Office			
Certificate of Redemption	First Request		no charge
	Additional requests		\$ 25.00
Duplicate Tax Sale Certificate			\$100.00
Tax Search Fee	First Request		no charge
	Second Request		no charge
	Third Request		\$ 50.00
Zoning Permits Issued by Zoning Officer.			
Zoning Permit for Uses, Structures, Improvements			\$50.00
Residential wheelchair ramp			no charge
Certificate of Legal Non-Conforming Use			\$25.00
Copy of Master Plan on CD			Borough's cost

ARTICLE III.

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

ARTICLE IV.

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

Ordinance 18-11 Amend Chapter 94, Zoning for Medical Marijuana & Dispensary & Retail-On a motion of Mr. Kidd and second of Mr. Fitzgerald, Council introduced the following Ordinance.

Payment of Bills-On a motion of Mr. McLoone and second of Mr. Kidd approved the payment of bills.

**R18-121
RESOLUTION**

RESOLVED that the Report of the Department of Accounts and Auditing be accepted and spread upon the minutes and the Treasurer be is hereby authorized to pay bill approved therein.

CURRENT FUND	REVENUE	BUDGET
CHECKS CURRENT FUND		
2017 BUDGET		\$
2018 BUDGET	\$ -	715,457.89
GRANTS		\$
PFRS		3,090.14
PERS		
DEBT SERVICE		\$
		370,898.59

	BOARD OF EDUCATION*	\$		
			1,413,988.00	
	CAMDEN COUNTY	\$		
			553,856.46	
WIRE TRANSFERS		\$		
PAYROLL	7/20/18-8/3/18		137,580.53	
		\$		
WIRES / MANUAL CHECKS			10,573.62	
		\$	-	\$
	TOTAL CURRENT			3,205,445.23
SEWER UTILITY				
CHECKS SEWER FUND	2017 BUDGET	\$		
	2018 BUDGET		10,600.00	
	DEBT SERVICE			
WIRE TRANSFERS		\$		
PAYROLL	7/20/18-8/3/18		3,137.89	
WIRE NJEIT LOAN				
WIRES /MANUAL CHECKS				
		\$	-	\$
	TOTAL SEWER			13,737.89
GENERAL CAPITAL FUND				
CHECK CAPITAL FUND		\$		77,441.49
MANUAL CHECK				
WIRE TRANSFERS				
PAYROLL	7/20/18-8/3/18			
		\$	-	\$
	TOTAL CAPITAL			77,441.49
TRUST FUND				
CHECK TRUST OTHER FUND		\$		2,046.39
WIRE TRANSFERS		\$		
PAYROLL	6/22/18-7/6/18		3,383.50	
		\$		
WIRES / MANUAL CHECKS			879.85	
		\$	-	\$
	TOTAL TRUST			6,309.74
SEWER CAPITAL FUND				
CHECK SEWER CAPITAL				
MANUAL CHECKS				
WIRE TRANSFERS				
PAYROLL	7/20/18-8/3/18			
		\$	-	\$
	TOTAL SEWER CAPITAL			-
ANIMAL TRUST FUND				
ANIMAL TRUST CHECK				
		\$	-	\$
	TOTAL ANIMAL TRUST			-

TOTAL BILL LIST & MANUAL CHECKS/WIRE	\$	-	3,302,934.35	\$
	GRAND			
	TOTAL		\$ 3,302,934.35	

ANNOUNCEMENTS

PRIVATE SESSION-On a motion of Mr. Kidd and second of Mr. Fitzgerald, Council entered into Private Session

**R18-120
RESOLUTION OF THE BOROUGH OF MERCHANTVILLE,
COUNTY OF CAMDEN AND STATE OF NEW JERSEY
AUTHORIZING A PRIVATE SESSION OF COUNCIL**

Griffin Kidd offered the following resolution and moved its adoption:

WHEREAS, Section 8 of the Open Public Meetings Act, Chapter 231, P.L. 1975 permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, this public body is of the opinion that such circumstances presently exist;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Merchantville, County of Camden, State of New Jersey, as follows:

1. The public shall be excluded from discussion of and action upon the hereinafter specified subject matters.
2. The general nature of the subject matter to be discussed is as follows:

Matters of Contact Negotiations

3. It is anticipated at this time that the above stated subject matter shall be made public.
4. This Resolution shall take effect immediately.

Seconded by **Sean Fitzgerald** and adopted on roll call by the following vote:

	Yes	No	Abstain	Absent
Mr. Kidd	(x)	()	()	()
Mr. Fitzgerald	(x)	()	()	()
Mr. Grasso	()	()	()	(X)
Mr. Sperrazza	()	()	()	(X)
Mr. McLoone	(X)	()	()	()
Mr. Perno	()	()	()	(X)

On a motion Mr. Kidd and second of Mr. McLoone, council voted to return to public session

ADJOURNMENT: On the motion of Mr. Fitzgerald and second of Mr. Kidd the meeting was adjourned at 9:08 P.M.

Denise Brouse, Borough Clerk

To: Mayor Brennan and Council Members

From: Maria Nina Scarpa



Re: 2018 Merchantville Sidewalk Replacement Program

Date: June 11, 2018

Thank you for your work to maintain our town and make our sidewalks safe. Your decision to do the 2018 Sidewalk Replacement Program to meet the needs of the people and the town has begun. Your intention to keep the public informed and sign-up was at the meeting in Wellwood Park. Tonight, you plan to vote on that ordinance to implement the program as enforceable law in our town. It is my request that you postpone that vote until all options for the implementation and enforcement of the proposed ordinance 18-07, Article III., Section 77-1.1, Special Assessment District, as well as the sharing of the information regarding the aforementioned provided to a broader population of Merchantville residents.

I request the following options be considered and presented to the residents:

Maintenance

1. It be clearly stated that the owner may choose to partake in the plans or replace sidewalk themselves—Hiring a contractor or fix it themselves.
2. That the owner is required to replace the sidewalk or provide a safe alternative—bridging, sloping, shaving, or curving of sidewalk.
3. Once an owner has complied with the requirement to replace their sidewalks, any further damage done by trees owned by the town should be responsibility of town.

Tree removal and replacement

1. When a tree is removed at the owner's request they could be given a list of the "approved" trees so they can make an informed decision as to whether or not that would be prudent for them.

Agreement to participate in Sidewalk Replacement Program

1. Prior to the property owner entering into agreement with the Borough for sidewalk replacement, residents need to be given detailed and specific information about:
 - 1) The review of the ordinance. There be a category provided on the website under Borough Codes for review of proposed ordinances so that the proposed Chapter 77, Taxation, Article III can be posted for review of townspeople. It would be helpful if it could also be written in *plain English*, as well as *legalese*.

- 2) Homeowners can review cost of repairs provided by Borough before signing a binding contract. This would be the resulting price for sidewalk replacement services according to bids received by Borough.
- 3) Homeowners be given consideration of a loan vs a special assessment and any assistance available from county for eligible residents.
- 4) The listing of capital costs and service charges, and if the service charge is a one time fee.
- 5) Length of time for repayment could be charted according to prospective costs stipulating that it is estimated related to final costs acquired bids.
- 6) A detailed explanation of an *interest rate not to exceed 18%*, charted for the first through fifth year of loan. What rate will it begin at and at what percentage it may increase yearly.
- 7)

Warranty

1. Work done by borough needs to have a minimum of 5-10 years warranty, to provide for repairs and replacement due to workmanship or the continued damage by a borough tree.

I would like to request the vote for the proposed ordinance 18-07, Article III., Section 77-11, Special Assessment District be postponed until Council has time to review and respond to these requests. Also, that the new date be posted on the next meeting's agenda and the website.

I am requesting all of the above because I think it is essential that both the Borough and the residents consider all options so that the final decision is beneficial for both parties. If the Borough has already considered these options and have further details, I request they be made available to the public via the internet and in any future packets for participants.

Thank you for your attention to this request.

Maria Nina Scarpa
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