

**MINUTES
TOWNSHIP OF PENNSAUKEN
PUBLIC COMMITTEE MEETING
August 5, 2021**

Pennsauken Township Public Committee Meeting was held at the Municipal Building located at 5605 N. Crescent Blvd Pennsauken, NJ 08110 on Thursday August 5, 2021.

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

Mayor DiBattista announced the meeting complies with the “Senator Byron M. Baer Open Public Meetings Act”.

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

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

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

There was no special request for electronic participation in the meeting.

NOTE: Meeting was streamed live on YouTube.

APPROVAL OF MINUTES

Regular meeting	July 15, 2021
Closed session minutes	July 15, 2021

Committeeman Olivo moved the motion to approve meeting minutes.
Committeeman Martinez seconded the motion.
An affirmative 5/0 voice vote was recorded.

PROCLAMATIONS / AWARDS / MAYORAL APPOINTMENT

Jr. Police Academy Class of 2021 were commended for participating and for engaging. Officers and our Chief of Police were also thanked and applaud for an amazing job well done with the kids and the program.

Presentation

Joseph Petrongolo, from R&V explained about a Re-examination of our Master Plan and how beneficial it is for our town’s growth and businesses.

ORDINANCES: SECOND READING (PUBLIC MAY COMMENT)

2021:13

AN ORDINANCE AMENDING THE CODE OF THE TOWNSHIP OF PENNSAUKEN
CHAPTER 299 ENTITLED “VEHICLES AND TRAFFIC”

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

Chapter 299-57 "Restricted Parking Zones in Front of Residences: is hereby amended to ADD the following:

1. Handicapped Parking Signs located at 4709 Lafayette Avenue beginning 25 feet south from the southwest corner of Lafayette Avenue and Sherwood Terrace and continuing 22 feet south.
2. Handicapped Parking Signs located at 4618 Highland Avenue beginning 184 feet north from the northeast corner of Terrace Avenue and Highland Avenue and continuing 22 feet north.
3. Handicapped Parking Signs located at 3747 Frosthoffer Avenue beginning 172 feet west from the southeast corner of Terrace Avenue and Roosevelt Avenue and continuing 22 feet west.
4. Handicapped Parking Signs located at 1630 49th Street beginning 223 feet north from the northeast corner of 49th Street and Pleasant Avenue and continuing 22 feet north.

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

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

Deputy Mayor Rafeh moved the motion to close floor for public comments.

Committeewoman Roberts seconded the motion.

An affirmative 5/0 voice vote was recorded.

Motion To Adopt:

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

No Public Wished To Comment

2021:18

CALENDAR YEAR 2021 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 1.0% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and

WHEREAS, the Township Committee of the Township of Pennsauken in the County of Camden finds it advisable and necessary to increase its CY 2021 budget by up to 3.5% over the previous year’s final appropriations, in the interest of promoting the health, safety and welfare of the citizens: and

WHEREAS, the Township Committee hereby determines that a 3.5% increase in the budget for said year, amounting to \$ 820,698.50 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary: and

WHEREAS, the Township Committee hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW, THEREFORE BE IT ORDAINED, by the Township Committee of the Township of Pennsauken, in the County, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2021 budget year, the final appropriations of the Township of Pennsauken shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5% amounting to \$ 1,148,977.90, and that the CY 2021 municipal budget for the Township of Pennsauken be approved and adopted in accordance with this ordinance; and

BE IT FURTHER ORDAINED, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years: and

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction: and

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

Committeewoman Roberts moved the motion to close floor for public comments.

Committeeman Olivo seconded the motion.

An affirmative 5/0 voice vote was recorded.

Motion To Adopt:

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

No Public Wished To Comment

2021:19

AN ORDINANCE OF THE TOWNSHIP OF PENNSAUKEN, COUNTY OF CAMDEN, STATE OF NEW JERSEY, AMENDING CHAPTER 226 PARKS AND PLAYGROUNDS OF THE CODE OF THE TOWNSHIP OF PENNSAUKEN

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

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

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

Amendments to Ordinance 226-14A (2) Parks and Playgrounds

Changes are in bold

Section 226-14. Classes of use and fees.

A. Class I

2. Pennsauken Youth Athletic **Activities (PYAA), Merchantville/Pennsauken Little League and Softball, Pennsauken Youth Soccer Club** shall be given priority for use of **their one designated Township facility and/or field** with its Pennsauken/Merchantville resident youth programs. **These Township Youth Organizations can make application through the Pennsauken Parks & Recreation Department for additional field use based upon availability.**

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

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

Committeeman Olivo moved the motion to close floor for public comments.

Committeewoman Roberts seconded the motion.

An affirmative 5/0 voice vote was recorded.

Motion To Adopt:

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

No Public Wished To Comment

2021:21

AN ORDINANCE FIXING THE SALARIES TO BE PAID TO CERTAIN OFFICERS AND EMPLOYEES OF THE TOWNSHIP OF PENNSAUKEN IN THE COUNTY OF CAMDEN, STATE OF NEW JERSEY

BE IT ORDAINED by the Township Committee of the Township of Pennsauken, County of Camden, State of New Jersey that Ordinance No. 2020-13 is hereby amended to reflect salary increases to schedule D. Schedules A, B, C, E & F and their sections from Ordinance 2020-13 are hereby readopted without change.

SCHEDULE A:

SECTION 1. That the annual salaries to be paid to the members of the Superior Officers Association serving as Captains, Lieutenants and Sergeants of the Police Department of the Township of Pennsauken are hereby fixed at the following amounts.

All bargaining unit members as of January 1, 2017 will remain on the current step structure and advance through each step of the salary guide until retirement, including in the event of any promotions. Those officers shall have their salaries increased by 2.5% effective July 1, 2018; 2% effective July 1, 2019; 2% effective July 1, 2020; 2% effective July 1, 2021; and 2% effective July 1, 2022. Those Police Officers shall be paid as follows:

B. EFFECTIVE JULY 1, 2018:

	Sergeants	Lieutenants	Captains
Step 1	\$ 120,665.00	\$ 132,023.00	\$ 139,309.00
Step 2	\$ 124,284.00	\$ 135,983.00	\$ 143,487.00
Step 3	\$ 125,491.00	\$ 137,302.00	\$ 144,880.00
Step 4	\$ 126,698.00	\$ 138,624.00	\$ 146,274.00
Step 5	\$ 127,904.00	\$ 139,943.00	\$ 147,667.00
Step 6	\$ 129,111.00	\$ 141,264.00	\$ 149,060.00

C. EFFECTIVE JANUARY 1, 2019:

	Sergeants	Lieutenants	Captains
Step 1	\$ 123,078.00	\$ 134,664.00	\$ 142,095.00
Step 2	\$ 126,770.00	\$ 138,702.00	\$ 146,356.00
Step 3	\$ 128,000.00	\$ 140,048.00	\$ 147,777.00
Step 4	\$ 129,232.00	\$ 141,397.00	\$ 149,199.00
Step 5	\$ 130,462.00	\$ 142,742.00	\$ 150,620.00
Step 6	\$ 131,693.00	\$ 144,089.00	\$ 152,041.00

D. EFFECTIVE JULY 1, 2020:

	Sergeants	Lieutenants	Captains
Step 1	\$ 125,540.00	\$ 137,357.00	\$ 144,937.00
Step 2	\$ 129,305.00	\$ 141,476.00	\$ 149,284.00
Step 3	\$ 130,561.00	\$ 142,849.00	\$ 150,733.00
Step 4	\$ 131,817.00	\$ 144,225.00	\$ 152,183.00
Step 5	\$ 133,071.00	\$ 145,597.00	\$ 153,632.00
Step 6	\$ 134,327.00	\$ 146,971.00	\$ 155,082.00

E. EFFECTIVE JULY 1, 2021:

	Sergeants	Lieutenants	Captains
Step 1	\$ 128,051.00	\$ 140,104.00	\$ 147,836.00
Step 2	\$ 131,892.00	\$ 144,306.00	\$ 152,269.00
Step 3	\$ 133,172.00	\$ 145,706.00	\$ 153,747.00
Step 4	\$ 134,453.00	\$ 147,109.00	\$ 155,227.00
Step 5	\$ 135,732.00	\$ 148,509.00	\$ 156,705.00
Step 6	\$ 137,014.00	\$ 149,910.00	\$ 158,183.00

F. EFFECTIVE JULY 1, 2022:

	Sergeants	Lieutenants	Captains
Step 1	\$ 130,612.00	\$ 142,906.00	\$ 150,792.00
Step 2	\$ 134,529.00	\$ 147,192.00	\$ 155,315.00
Step 3	\$ 135,835.00	\$ 148,620.00	\$ 156,822.00
Step 4	\$ 137,142.00	\$ 150,051.00	\$ 158,331.00
Step 5	\$ 138,447.00	\$ 151,479.00	\$ 159,839.00
Step 6	\$ 139,754.00	\$ 152,908.00	\$ 161,347.00

H. All members promoted into the bargaining unit after July 2, 2013, will be paid pursuant to the salary schedule set forth below:

	Sergeants	Lieutenants	Captains
Effective 7/1/2018	\$ 118,735.00	\$ 123,935.00	\$ 129,135.00
Effective 7/1/2019	\$ 121,110.00	\$ 126,414.00	\$ 131,718.00
Effective 7/1/2020	\$ 123,532.00	\$ 128,942.00	\$ 134,352.00
Effective 7/1/2021	\$ 126,003.00	\$ 131,521.00	\$ 137,039.00
Effective 7/1/2022	\$ 128,523.00	\$ 134,151.00	\$ 139,780.00

SECTION 2. Other contractual agreements related to fringe benefits directly affecting compensation of Superior Officers shall be in accordance with the contract executed by the Superior Officers and the Township of Pennsauken.

SECTION 3. Rates of pay shall be paid retroactively to the commencing date of salary schedule, or the date of hire if subsequent to that date.

SCHEDULE B:

SECTION 1. The annual salaries to be paid to the members of the Fraternal Order of Police serving as Patrolmen and Detectives of the Police Department of the Township of Pennsauken are fixed at the following amounts. Except for the pay scale for all officers hired after January 1, 2019, which is fixed for calendar year 2019, all existing titles and steps shall be increased retroactive to January 1, 2019 and paid in accordance with the following salary Increases and schedules:

- A. Effective January 1, 2019, all salaries and steps covered by this agreement shall be increased 3%. Effective January 1, 2020, all salaries and steps shall be increased and paid in accordance with the following salary increases and salary schedules, including all employees hired after January 1, 2019:

- B. Effective January 1, 2020, all salaries and steps covered by this agreement shall be increased 3%.
- C. Effective January 1, 2021, all salaries and steps covered by this agreement shall be increased 3%.
- D. Effective January 1, 2022, all salaries and steps covered by this agreement shall be increased 3%.

In addition, all officers subject to the pay scale for members hired from January 5, 2010 through December 31, 2018, will be advanced one (1) step in the pay scale retroactive to January 1, 2019 per the list of officers and step movement in the December 4, 2018 Memorandum of Understanding.

This advancement in the pay scale will be in addition to the officer's regular advancement occurring on his/her anniversary.

Base Salary for Patrol Officers Hired Prior to January 5, 2010

	<u>1/1</u> <u>2019</u>	<u>1/1</u> <u>2020</u>	<u>1/1</u> <u>2021</u>	<u>1/1</u> <u>2022</u>
Cadet:	\$ 55,892	\$ 57,569	\$ 59,296	\$ 61,075
Step 2:	\$ 59,244	\$ 61,021	\$ 62,852	\$ 64,738
Step 3:	\$ 63,718	\$ 65,630	\$ 67,598	\$ 69,626
Step 4:	\$ 69,306	\$ 71,385	\$ 73,527	\$ 75,733
Step 5:	\$ 78,295	\$ 80,644	\$ 83,063	\$ 85,555
Step 6:	\$ 85,202	\$ 87,758	\$ 90,391	\$ 93,103
Step 7:	\$ 92,110	\$ 94,873	\$ 97,719	\$ 100,651
Step 8:	\$ 107,694	\$ 110,925	\$ 114,253	\$ 117,680
Step 9:	\$ 108,737	\$ 111,999	\$ 115,359	\$ 118,820
Step 10:	\$ 109,783	\$ 113,076	\$ 116,469	\$ 119,963
Step 11:	\$ 110,831	\$ 114,156	\$ 117,581	\$ 121,108
Step 12:	\$ 119,722	\$ 123,314	\$ 127,013	\$ 130,823

Base Salary for Patrol Officers Hired From January 5, 2010
Through December 31, 2018

<u>1/1</u> <u>2019</u>	<u>1/1</u> <u>2020</u>	<u>1/1</u> <u>2021</u>	<u>1/1</u> <u>2022</u>
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Cadet:	\$ 53,241	\$ 54,838	\$ 56,483	\$ 58,178
Step 2:	\$ 55,892	\$ 57,569	\$ 59,296	\$ 61,075
Step 3:	\$ 59,244	\$ 61,021	\$ 62,852	\$ 64,738
Step 4:	\$ 63,718	\$ 65,630	\$ 67,598	\$ 69,626
Step 5:	\$ 69,306	\$ 71,385	\$ 73,527	\$ 75,733
Step 6:	\$ 73,801	\$ 76,015	\$ 78,295	\$ 80,644
Step 7:	\$ 78,295	\$ 80,644	\$ 83,063	\$ 85,555

**Base Salary for Patrol Officers Hired From January 5, 2010
Through December 31, 2018 (CONTINUED)**

	<u>1/1 2019</u>	<u>1/1 2020</u>	<u>1/1 2021</u>	<u>1/1 2022</u>
Step 8:	\$ 85,202	\$ 87,758	\$ 90,391	\$ 93,103
Step 9:	\$ 92,110	\$ 94,873	\$ 97,719	\$100,651
Step 10:	\$ 99,853	\$102,849	\$105,934	\$109,112
Step 11:	\$107,694	\$110,925	\$114,253	\$117,680
Step 12:	\$108,737	\$111,999	\$115,359	\$118,820
Step 13:	\$109,783	\$113,076	\$116,469	\$119,963
Step 14:	\$110,831	\$114,156	\$117,581	\$121,108
Step 15:	\$119,722	\$123,314	\$127,013	\$130,823

Base Salary for Detectives

	<u>1/1 2019</u>	<u>1/1 2020</u>	<u>1/1 2021</u>	<u>1/1 2022</u>
Step 1:	\$ 112,946	\$ 116,334	\$ 119,824	\$ 123,419
Step 2:	\$ 116,335	\$ 119,825	\$ 123,420	\$ 127,123
Step 3:	\$ 117,461	\$ 120,985	\$ 124,614	\$ 128,352
Step 4:	\$ 118,591	\$ 122,149	\$ 125,813	\$ 129,588
Step 5:	\$ 119,722	\$ 123,314	\$ 127,013	\$ 130,823

Base Salary for Patrol Officers Hired After January 1, 2019

	<u>1/1</u> <u>2019</u>	<u>1/1</u> <u>2020</u>	<u>1/1</u> <u>2021</u>	<u>1/1</u> <u>2022</u>
Step 1:	\$ 52,000	\$ 53,560	\$ 55,167	\$ 56,822
Step 2:	\$ 55,000	\$ 56,650	\$ 58,350	\$ 60,100
Step 3:	\$ 58,000	\$ 59,740	\$ 61,532	\$ 63,378
Step 4:	\$ 63,000	\$ 64,890	\$ 66,837	\$ 68,842
Step 5:	\$ 68,000	\$ 70,040	\$ 72,141	\$ 74,305
Step 6:	\$ 74,000	\$ 76,220	\$ 78,507	\$ 80,862
Step 7:	\$ 81,500	\$ 83,945	\$ 83,463	\$ 89,057
Step 8:	\$ 90,000	\$ 92,700	\$ 95,491	\$ 98,345
Detective:	\$ 97,200	\$100,116	\$103,119	\$106,213

SECTION 2. For the purposes of this salary schedule, the “Cadet” salary shall be applicable to any Officer hired by the Township until that Officer has completed training at the Police Academy or has been employed for a full year by the Township, whichever comes later. After completion of training at the Academy, the salary scale shall be applied with reference to the anniversary date of hire, so that, for example, in the event that an Officer does not complete Academy training until fifteenth (15th) month after the date of hire, he/she shall be paid at the 2nd Step until the completion of Academy training, and at the 3rd step salary commencing on the twenty-fourth (24th) month after his/her date of hire.

SECTION 3. All bargaining unit employees shall be subject to the salary schedules set forth above depending on their date of hire. Advancement through to the eighth (8th) step within the salary guide for Patrolmen hired prior to January 5, 2010, and advancement through the twelfth (12th) step within the salary guide for Patrolmen hired after from January 5, 2010, through December 31, 2018, shall occur on the anniversary date of the bargaining unit employee’s commencement of employment with the Township of Pennsauken as a Police Officer. For all Officer’s hired prior to January 5, 2010, progression beyond the eighth (8th) step shall be in accordance with the June 19, 2002, settlement agreement reached regarding the 2002 contract, and progression beyond the twelfth (12th) step for officers hired from January 5, 2010, through December 31, 2018, shall be in accordance with the MOA reached regarding the 2010 contract. For all officers hired after January 1, 2019, advancement through to the eight (8th) steps within the salary guide shall occur on the anniversary date of the bargaining unit employee’s commencement of employment with the Township of Pennsauken as a Police Officer.

SECTION 3 (CONT’D). Detectives pay for officers hired and appointed after January 1, 2019 will be subject to the new eight (8) step salary schedule negotiated for officers hired after January 1, 2019.

SECTION 4. Other contractual agreements related to fringe benefits directly affecting compensation of officers and employees shall remain in force as adopted by the Township Committee.

SCHEDULE C:

SECTION 1. The annual salaries to be paid to certain members of the Pennsauken Career Fire Fighters Association, Fire Fighters Mutual Benevolent Association (FMBA) Local 64 employed by the Township as Fire Fighters or Fire Inspectors are hereby fixed at the following amounts.

BASE SALARY

A. All bargaining unit members employed as Firefighters or Fire Inspectors will remain on the current step structure and advance through each step of the salary guide per the past practice established between the parties (either January 1 or anniversary date) as applicable to each individual bargaining unit member. These members shall have their salaries increased by 2.5% effective January 1, 2019; 2.25% effective January 1, 2020; 2.25% effective January 1, 2021; 2.25% effective January 1, 2022, and 2.5% effective January 1, 2023 and shall be subject to the following pay scale:

	<u>2019</u>	<u>2020</u>	<u>2021</u>	<u>2022</u>	<u>2023</u>
Step 1:	\$41,712	\$42,651	\$43,611	\$44,592	\$45,707
Step 2:	\$45,712	\$46,741	\$47,793	\$48,868	\$50,090
Step 3:	\$49,713	\$50,832	\$51,976	\$53,145	\$54,474
Step 4:	\$53,712	\$54,921	\$56,157	\$57,421	\$58,857
Step 5:	\$60,031	\$61,382	\$62,763	\$64,175	\$65,779

	<u>2019</u>	<u>2020</u>	<u>2021</u>	<u>2022</u>	<u>2023</u>
Step 6:	\$65,917	\$67,400	\$68,917	\$70,468	\$72,230
Step 7:	\$71,508	\$73,117	\$74,762	\$76,444	\$78,355
Step 8:	\$76,217	\$77,932	\$79,685	\$81,478	\$83,515
Step 9:	\$81,513	\$83,347	\$85,222	\$87,139	\$89,318
Step 10:	\$87,950	\$89,929	\$91,952	\$94,021	\$96,372

SECTION 2. Other contractual agreements related to fringe benefits directly affecting compensation of FMBA Local 64 members shall be in accordance with the contract executed by the Pennsauken Career Fire Fighters Association and the Township of Pennsauken.

SECTION 3. Rates of pay set forth in this Ordinance shall be paid retroactively to those officers and employees who are actively engaged in the service of the Township at the time of passage of this Ordinance or the date of hire if subsequent to that date.

SCHEDULE D:

SECTION 1. Effective January 1, 2021, unless otherwise noted, the compensation of each employee whose title is listed in this Section shall be determined and fixed based upon the following schedule and shall be payable as set forth in this Section:

FULL-TIME CLASSIFIED SALARIED POSITIONS

<u>POSITION</u>	<u>PAYABLE</u>	<u>ANNUAL SALARY</u>
MUNICIPAL ADMINISTRATOR (EFFECTIVE 6/3 THROUGH 12/31/2021)	WEEKLY	\$205,000
ADMINISTRATIVE/PERSONNEL ASSISTANT	WEEKLY	\$105,576
DIRECTOR OF MUNICIPAL SERVICES	WEEKLY	\$125,880
DIRECTOR OF REGULATORY AFFAIRS	WEEKLY	\$125,880

FULL-TIME CLASSIFIED SALARIED POSITIONS (CONT'D)

<u>POSITION</u>	<u>PAYABLE</u>	<u>ANNUAL SALARY</u>
BUILDING & HOUSING DEPT. MANAGER	WEEKLY	\$ 79,860
CHIEF FINANCIAL OFFICER – RETIRING	WEEKLY	\$177,588
CHIEF FINANCIAL OFFICER – NEW HIRE (EFFECTIVE 8/9 THROUGH 12/31/21)	WEEKLY	\$145,000
CHIEF OF POLICE (EFFECTIVE 1/1 THROUGH 6/30/21)	WEEKLY	\$184,500
ACTING CHIEF OF POLICE (EFFECTIVE 7/19 THROUGH 12/31/21)	WEEKLY	\$165,000
MUNICIPAL CLERK	WEEKLY	\$ 77,744
DEPUTY COURT ADMINISTRATOR	WEEKLY	\$ 70,000
DEPUTY TAX COLLECTOR	WEEKLY	\$ 73,800
DIRECTOR OF STAFF OPERATIONS, GOLF COURSE (EFFECTIVE 4/19 THROUGH 12/31/21)	WEEKLY	\$ 70,000
CLERK, GOLF COURSE	WEEKLY	\$ 45,696
CONSTRUCTION OFFICIAL	WEEKLY	\$123,616
ASSISTANT CONSTRUCTION OFFICIAL	WEEKLY	\$125,952

MAINTENANCE REPAIRER (EFFECTIVE 1/15 THROUGH 12/31/21)	WEEKLY	\$ 58,240
MAINTENANCE REPAIRER – ELECTRICAL, HEATING & AC (EFFECTIVE 12/7/20 THROUGH 12/31/21)	WEEKLY	\$ 58,240
MAINTENANCE SUPERVISOR (EFFECTIVE 1/15 THROUGH 2/28/2021)	WEEKLY	\$ 63,700
MUNICIPAL COURT ADMINISTRATOR	WEEKLY	\$ 80,000
ECONOMIC DEVELOPMT/ASSOC.DIRECTOR	WEEKLY	\$116,168
MUNICIPAL ENGINEER	WEEKLY	\$ 94,552
FIRE CHIEF	WEEKLY	\$185,000
MANAGER, GOLF FACILITIES	WEEKLY	\$131,248
GOLF SUPERINTENDENT	WEEKLY	\$111,036
GREENSKEEPER	WEEKLY	\$ 69,288
SENIOR GROUNDSKEEPER	WEEKLY	\$ 59,404
GROUNDSKEEPER	WEEKLY	\$ 58,836

FULL-TIME CLASSIFIED SALARIED POSITIONS (CONT'D)

<u>POSITION</u>	<u>PAYABLE</u>	<u>ANNUAL SALARY</u>
GROUNDSKEEPER TRAINEE	WEEKLY	\$ 38,376
SENIOR HOUSING INSPECTOR	WEEKLY	\$ 54,388
HOUSING INSPECTOR	WEEKLY	\$ 50,492
PUBLIC WORKS DIRECTOR	WEEKLY	\$ 98,400
PUBLIC WORKS SUPERINTENDENT	WEEKLY	\$110,432
SECRETARY TO MAYOR/TWP. COMMITTEE	WEEKLY	\$ 81,220
SPECIAL LAW ENFORCEMENT OFFICER – CLASS I – FULL TIME	WEEKLY	\$ 45,760
SUPERVISOR - POLICE, FIRE & MUNICIPAL AUTO REPAIRS	WEEKLY	\$ 94,856
SUPERVISOR – PUBLIC WORKS	WEEKLY	\$ 76,484
CLERK-PURCHASING (EFFECTIVE 9/28/20 THROUGH 6/30/21)	WEEKLY	\$ 42,000
(EFFECTIVE 7/1 THROUGH 12/31/21)	WEEKLY	\$ 43,052

TAX ASSESSOR	WEEKLY	\$113,892
TAX COLLECTOR	WEEKLY	\$ 92,252
TECHNICAL ASSISTANT LAND USE	WEEKLY	\$104,400
TREASURER	WEEKLY	\$120,672

SECTION 2. Effective January 1, 2021 the compensation of each employee whose position title is listed in this Section shall be determined and fixed based upon the following schedule and shall be payable as set forth in this Section:

PART-TIME SALARIED POSITIONS

POSITION	PAYABLE	ANNUAL SALARY
ACTING MUNICIPAL MAGISTRATE	PER SESSION (4 HRS)	\$ 250.00
ACTING TOWNSHIP ADMINISTRATOR (EFFECTIVE 1/1 THROUGH 9/3/2021)	WEEKLY	\$ 36,500
MUNICIPAL COORDINATOR OF AGING	WEEKLY	\$ 26,300
CLERK – ACCOUNTS PAYABLE	WEEKLY	\$ 3,640

PART-TIME SALARIED POSITIONS (CONT'D)

<u>POSITION</u>	<u>PAYABLE</u>	<u>ANNUAL SALARY</u>
CLERK TYPIST/TELEPHONE OPERATOR	WEEKLY	\$ 42,708
COORDINATOR-MUNICIPAL POOL	WEEKLY	\$ 2,500
HOUSING RENTAL COORDINATOR	WEEKLY	\$ 7,532
MAYOR	MONTHLY/ANNUALLY	\$ 18,528
DEPUTY MAYOR	MONTHLY/ANNUALLY	\$ 17,204
MUNICIPAL MAGISTRATE	WEEKLY	\$ 80,284
PLANNING BOARD SOLICITOR	MONTHLY	\$ 13,616
MUNICIPAL PROSECUTOR	WEEKLY	\$ 32,860
PROSECUTOR - D.W.I./CONFLICT	PER SESSION (4 HRS)	\$ 250.00

PUBLIC DEFENDER	WEEKLY	\$ 31,200
PUBLIC DEFENDER - D.W.I./CONFLICT	PER SESSION (4 HRS)	\$ 150.00
RECREATION PROGRAM SPECIALIST (PER PROGRAM)	ANNUALLY	\$100-400
EMERGENCY MGMT COORDINATOR	WEEKLY	\$ 11,508
TOWNSHIP COMMITTEEMAN	MONTHLY/ANNUALLY	\$ 16,280
WORKERS' COMPENSATION COORDINATOR	WEEKLY	\$ 5,200
ZONING BOARD SOLICITOR	MONTHLY	\$ 13,616

PART-TIME (OTHER THAN SALARY RATED)

<u>POSITION</u>	<u>PAYABLE</u>	<u>RATE</u>
CHAIRMAN PLANNING BOARD	ANNUALLY	\$ 500.00
CHAIRMAN ZONING BOARD	ANNUALLY	\$ 500.00
SPECIAL LAW ENFORCEMENT OFFICER – CLASS I	WEEKLY	\$22.00 HOUR
SPECIAL LAW ENFORCEMENT OFFICER – CLASS II	WEEKLY	\$30.00 HOUR
CLERK	WEEKLY	\$12.00-\$15.00 HOUR
CLERK – PRO SHOP	WEEKLY	\$15.00 HOUR
CLERK TYPIST	WEEKLY	\$12.00-\$20.00 HOUR
EMT DRIVER - PER DIEM	WEEKLY	\$15.00-\$18.00 HOUR

PART-TIME (OTHER THAN SALARY RATED)

<u>POSITION</u>	<u>PAYABLE</u>	<u>RATE</u>
EMT DRIVER - PERMANENT	WEEKLY	\$18.00-\$20.00 HOUR
FIRE FIGHTER – PART-TIME	WEEKLY	\$15.00 HOUR
FIRE MARSHALL – PART-TIME	WEEKLY	\$25.00 HOUR
FIRE PREVENTION SPECIALIST	WEEKLY	\$17.00-\$19.00 HOUR
GOLF RANGER/STARTER	WEEKLY	\$12.00-\$15.00 HOUR

GROUNDSKEEPER	WEEKLY	\$12.00-\$15.00 HOUR
LAWN MAINTENANCE WORKER	WEEKLY	\$11.10-\$12.00 HOUR
LIFEGUARD	WEEKLY	\$11.10-\$13.00 HOUR
LIFEGUARD/MAINTENANCE REPAIRER	WEEKLY	\$11.10-\$15.00 HOUR
PARK MAINTENANCE WORKER/SEASONAL	WEEKLY	\$11.10-\$12.00 HOUR
PLANNING BOARD MEMBER	MONTHLY	\$65.00/MEETING
RECREATION SUPERVISOR	WEEKLY	\$12.00-\$15.00 HOUR
RECREATION SUPERVISOR-SWIMMING	WEEKLY	\$12.00-\$15.00 HOUR
SCHOOL TRAFFIC GUARD	WEEKLY	\$31.00/DAY
SEC'Y, ENVIRONMENTAL COMMISSION	MONTHLY	\$100.00/MEETING
SECRETARY, PLANNING BOARD	MONTHLY	\$100.00/MEETING
SECRETARY, RENT STABILIZATION	MONTHLY	\$35.00/MEETING
SEC'Y, SHADE TREE COMMISSION	MONTHLY	\$100.00/MEETING
SECRETARY, ZONING BOARD	MONTHLY	\$100.00/MEETING
ZONING BOARD MEMBER	MONTHLY	\$65.00/MEETING

SECTION 3. During the Year 2021 salaries shall be disbursed each Friday in Fifty-Two (52) equal installments, if paid on a weekly basis. If paid bi-weekly, there shall be twenty-six (26) installments, payable on an every other week basis. If paid monthly, there shall be twelve (12) installments, payable on the last weekly pay day of each month. If paid quarterly, there shall be four (4) installments, payable on the last weekly pay day of each quarter.

SECTION 4. The annual salaries of the officers and employees whose positions are listed in Schedule "D" shall be compensated at the salary set forth herein and shall become effective upon passage of this ordinance and the expiration of the legal estoppel period, except if noted otherwise, and paid retroactively to January 1, 2021 for existing employees. All changes to part-time (other than salary rated) employees shall take place after the passage of this ordinance and the expiration of the legal estoppel period. These rates of pay shall apply only to those officers and employees who are actively engaged in the service of the Township at the time of the passage of this Ordinance. Employees hired after January 1, 2021 shall be paid retroactively to the date of their hiring.

SCHEDULE E:

The hourly rates or annual salaries payable to certain employees of the Township holding positions/titles bargained for by the American Federation of State, County, and Municipal Employees, AFSCME Council 71 be fixed as follows:

SECTION 1. Effective with the dates set forth in the salary guides attached and incorporated into this Ordinance as Appendix "A", the compensation of each employee whose position/title is listed in this section will be determined and fixed based on the salary grades and levels, in the case

of Emergency Medical Service employees (EMS), steps and levels, as set forth in Appendix "A". Initial placement in the salary guides and subsequent progression within said guides shall be in accordance with the Memorandum of Agreement reached regarding the 2014 contract.

Any new employee hired during the term of this agreement, excluding EMS, shall be governed by the aforementioned salary guides except that during the first two (2) years of such employment, a new employee shall be paid at a phased in rate of 80%, eighty percent, 85%, eighty-five percent, 90%, ninety percent and 95%, ninety-five percent of the applicable salary guide following each six (6) month period of service. At the beginning of the third (3rd) year of employment, all new employees shall be paid at the full rate as established.

FULL-TIME CLASSIFIED POSITIONS

<u>POSITION</u>	<u>PAYABLE</u>	<u>SALARY GRADE</u>
ACCOUNT CLERK	WEEKLY	2
ASSISTANT TAX ASSESSOR	WEEKLY	11
ASSISTANT VIOLATIONS CLERK	WEEKLY	7
ASST. VIOLATIONS CLERK TYPING	WEEKLY	6
BUILDING MAINTENANCE WORKER	WEEKLY	1
BUILDING SERVICE WORKER	WEEKLY	1
CASHIER	WEEKLY	6
CLERK 1	WEEKLY	2
CLERK 2	WEEKLY	4
CLERK 3	WEEKLY	10
CODE ENFORCEMENT OFFICER	WEEKLY	7
DATA ENTRY OPERATOR 1	WEEKLY	6
DATA ENTRY OPERATOR 2	WEEKLY	7
DATA ENTRY OPERATOR 3	WEEKLY	8
EQUIPMENT OPERATOR	WEEKLY	6
HEAVY EQUIPMENT OPERATOR	WEEKLY	7
KEYBOARDING CLERK 1	WEEKLY	2
KEYBOARDING CLERK 2	WEEKLY	4
KEYBOARDING CLERK 3	WEEKLY	6
LABORER 1	WEEKLY	4

LABORER 2	WEEKLY	5
MAINTENANCE REPAIRER	WEEKLY	6
MAINTENANCE WORKER 2, GROUNDS	WEEKLY	10
MECHANIC	WEEKLY	10
MECHANIC'S HELPER	WEEKLY	7
MECHANIC DIESEL/MECHANIC HYDRAULICS	WEEKLY	14
MECHANIC REPAIRER/LIGHT EQUIPMENT	WEEKLY	10
MOTOR BROOM DRIVER	WEEKLY	7
OMNIBUS OPERATOR	WEEKLY	6
PRINCIPAL ACCOUNT CLERK	WEEKLY	8
PRINCIPAL CASHIER	WEEKLY	8
PRINCIPAL CLERK TRANSCRIBER	WEEKLY	8
PUBLIC SAFETY TELECOMMUNICATOR	WEEKLY	9
PUBLIC SAFETY TELECOMMUNICATOR TRAINEE	WEEKLY	2
ROAD REPAIRER 2	WEEKLY	10
SANITATION INSPECTOR	WEEKLY	10
SECRETARIAL ASSISTANT	WEEKLY	8
SENIOR ACCOUNT CLERK	WEEKLY	6
SENIOR BUILDING INSPECTOR	WEEKLY	14
SENIOR CASHIER	WEEKLY	7
SENIOR CLERK TRANSCRIBER	WEEKLY	5
SENIOR CODE ENFORCEMENT OFFICER	WEEKLY	14
SENIOR MAINTENANCE REPAIRER	WEEKLY	6
SUPERVISING ACCOUNT CLERK	WEEKLY	14
SUPERVISING EQUIPMENT OPERATOR	WEEKLY	12
SUPERVISING CLERK TRANSCRIBER	WEEKLY	10
TECHNICAL ASSISTANT, OFFICE OF THE CONSTRUCTION OFFICIAL	WEEKLY	8

TRAFFIC MAINTENANCE WORKER	WEEKLY	4
TREE MAINTENANCE WORKER 1	WEEKLY	7
TREE MAINTENANCE WORKER 2	WEEKLY	10
TRUCK DRIVER	WEEKLY	5
TRUCK DRIVER, HEAVY	WEEKLY	6
VIOLATIONS CLERK	WEEKLY	8

SECTION 2. Other contractual agreements relating to fringe benefits directly affecting compensation of officers and employees shall be in accordance with the contract executed by the Township of Pennsauken and AFSCME Council 71.

SECTION 3. Rates of pay set forth in this Ordinance shall be Paid retroactively to those officers and employees who are actively engaged in the service of the Township at the time of the passage of this Ordinance, or the date of hire if subsequent to that date.

SCHEDULE F:

SECTION 1. The annual salaries to be paid to certain members of the Pennsauken Career Fire Officers Association, Fire Fighters Mutual Benevolent Association (FMBA) Local 264 employed by the Township as Fire Officials or Fire Lieutenants are hereby fixed at the following amounts.

BASE SALARY

A. All bargaining unit members employed as fire officers will advance through each step of the salary guide per the past practice established between the parties (either January 1 or anniversary date) as applicable to each individual bargaining unit member. These members shall have their salaries increased by 2.5% effective January 1, 2019; 2.25% effective January 1, 2020; 2.25% effective January 1, 2021; 2.25% effective January 1, 2022, and 2.5% effective January 1, 2023. Those fire officers shall be paid as follows:

	2019	2020	2021	2022	2023
Fire Lieutenant	\$92,977	\$95,069	\$97,208	\$99,395	\$101,880
Fire Captain	\$102,395	\$104,696	\$107,052	\$109,461	\$112,197

SECTION 2. Other contractual agreements related to fringe benefits directly affecting compensation of FMBA Local 264 members shall be in accordance with the contract executed by the Pennsauken Career Fire Officers Association and the Township of Pennsauken.

SECTION 3. Rates of pay set forth in this Ordinance shall be paid retroactively to those officers and employees who are actively engaged in the service of the Township at the time of passage of this Ordinance or the date of hire if subsequent to that date.

BE IT FURTHER ORDAINED that all Ordinances and parts of Ordinances inconsistent herewith, to the extent of such inconsistency only, be and the same are hereby repealed.

BE IT FURTHER ORDAINED that this Ordinance shall take effect upon due passage and publication according to law.

Deputy Mayor Rafeh moved the motion to close floor for public comments.

Committeewoman Roberts seconded the motion.

An affirmative 5/0 voice vote was recorded.

Motion To Adopt:

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

No Public Wished To Comment

2021:22

AN ORDINANCE AMENDING CHAPTERS 122, 141 AND 277 OF THE CODE OF THE TOWNSHIP OF PENNSAUKEN TO IMPLEMENT PROVISIONS OF THE NEW JERSEY CANNABIS REGULATORY, ENFORCEMENT ASSISTANCE AND MARKETPLACE MODERNIZATION ACT

WHEREAS, in 2020 New Jersey voters approved Public Question No. 1, which amended the New Jersey Constitution to allow for the legalization of a controlled form of marijuana called “cannabis” for adults at least 21 years of age; and

WHEREAS, the passage of the public question was the largest margin of any statewide cannabis legalization ballot measures to date in U.S. history with more than 67% of voters supporting the initiative; and

WHEREAS, Camden County and Pennsauken voters specifically supported the measure by an even greater percentage with 7 of every 10 voters supporting the initiative; and

WHEREAS, on February 22, 2021, Governor Murphy signed into law P.L. 2021, c. 16, known as the “New Jersey Cannabis Regulatory, Enforcement Assistance, and Marketplace Modernization Act” (the “Act”), which legalizes the recreational use of marijuana by adults 21 years of age or older, and establishes a comprehensive regulatory and licensing scheme for commercial recreational (adult use) cannabis operations, use and possession; and

WHEREAS, the Act establishes six marketplace classes of licensed businesses, including: Class 1 Cannabis Cultivator license, Class 2 Cannabis Manufacturer license; Class 3 Cannabis Wholesaler license; Class 4 Cannabis Distributer license; Class 5 Cannabis Retailer license; and Class 6 Cannabis Delivery license; and

WHEREAS, Section 31a of the Act authorizes municipalities by ordinance to adopt regulations governing the number of cannabis establishments (defined in section 3 of the Act as “a cannabis cultivator, a cannabis manufacturer, a cannabis wholesaler, or a cannabis retailer”), cannabis distributors or cannabis delivery services allowed to operate within their boundaries, as well as the location, manner and times operation of such establishments, distributors or delivery services, and establishing civil penalties for the violation of any such regulations; and

WHEREAS, Section 31b of the Act stipulates that any municipal regulation of any of the above classes must be adopted within 180 days of the effective date of the Act (*i.e.*, by August 22, 2021); and

WHEREAS, conversely, if a municipality fails to adopt regulations, the above six classes of activities will be permitted in industrial and commercial areas of the Township without the benefit of municipal regulations governing their locations and/or any other restrictions the municipality may seek to impose; and

WHEREAS, section 40 of the Act authorizes municipalities by ordinance to adopt regulations which establish limited taxation of the above classes of activity within the municipality; and

WHEREAS, specifically, a municipality may adopt an ordinance imposing a transfer tax on the sale of cannabis or cannabis items by a cannabis establishment that is located in the municipality and at the discretion of the municipality, the tax may be imposed on: receipts from the sale of cannabis by a cannabis cultivator to another cannabis cultivator; receipts from the sale of cannabis items from one cannabis establishment to another cannabis establishment; receipts from the retail sales of cannabis items by a cannabis retailer to retail consumers who are 21 years of age or older; or any combination thereof; and

WHEREAS, the Township Committee determines that it is appropriate to implement these measures as permitted by law.

NOW, THEREFORE, BE IT ORDAINED AND ADOPTED, by the Township Committee of the Township of Pennsauken, County of Camden, State of New Jersey that Chapter 122 of the Township Code entitled “Business and Industry Registration”, Chapter 141 of the Township Code entitled “Development Regulations” and Chapter 277 of the Township Code entitled “Taxation”; are hereby amended and supplemented to read as follows;

SECTION 1

Chapter 122, entitled “Business and Industry Registration” is amended and supplemented to add a new Section 122-8 entitled “Cannabis,” as follows.

New Section 122-8 of Chapter 122 shall be added to the Township Code as follows:

Section 122-8. Cannabis

A. Cannabis Manufacturers, Wholesalers and Retailers, as said terms are defined in section 3 of P.L. 2021, c. 16 (“New Jersey Cannabis Regulatory, Enforcement Assistance, and Marketplace Modernization Act”) and Section 141-4 of this Code shall only be permitted uses in the Township as set forth in Chapter 141 – “Development Regulations.” Cannabis Cultivators (Class 1), Cannabis Distributors (Class 4) and Cannabis Delivery services (Class 6) (except for the delivery of cannabis items and related supplies by a delivery service) shall be prohibited in all zones in the municipality. A maximum of two (2) Class 5 Cannabis Retailer license establishments will be permitted within the Township.

B. In addition to the penalties set forth in Section 7 of this chapter, cannabis licensees shall further be subject to a ten-day license suspension. Each day that a violation occurs shall be a separate violation.

SECTION 2

The following definitions shall be added to Section 141-4 (Chapter 141 “Development Regulations”, Article I “General Provisions”):

- All parts of the plant *Cannabis sativa* L., whether growing or not, the seeds thereof, and every compound, manufacture, salt, derivative, mixture, or preparation of the plant or its seeds, except those containing resin extracted from the plant, which are cultivated and, when applicable, manufactured in accordance with P.L.2021, c.16 (C.24:6I-31 et al.) for use in cannabis products, but shall not include the weight of any other ingredient combined with cannabis to prepare topical or oral administrations, food, drink, or other product. “Cannabis” does not include: medical cannabis dispensed to registered qualifying patients pursuant to the “Jake Honig” Compassionate Use Medical Cannabis Act,” P.L.2009, c.307 (C.24:6I-1 et al.) and P.L.2015, c.158 (C.18A:40-12.22 et al.); marijuana as defined in N.J.S.2C:35-2 and applied to any offense set forth in chapters 35, 35A, and 36 of Title 2C of the New Jersey Statutes, or P.L.2001, c.114 (C.2C:35B-1 et seq.), or marihuana as defined in section 2 of P.L.1970, c.226 (C.24:21-2) and applied to any offense set forth in the “New Jersey Controlled Dangerous Substances Act,” P.L.1970, c.226 (C.24:21-1 et al.); or hemp or a hemp product cultivated, handled, processed, transported, or sold pursuant to the “New Jersey Hemp Farming Act,” P.L.2019, c.238 (C.4:28-6 et al.).

CANNABIS BUSINESS - Any person or entity that holds any of the six Classes of licenses established under P.L. 2021, c. 16, the “New Jersey Cannabis Regulatory, Enforcement Assistance, and Marketplace Modernization Act.”

CANNABIS CULTIVATOR - Any licensed person or entity that grows, cultivates, or produces cannabis, and sells, and may transport, this cannabis to other cannabis cultivators, or usable cannabis to cannabis manufacturers, cannabis wholesalers, or cannabis retailers, but not to consumers. This person or entity shall hold a Class 1 Cannabis Cultivator license.

CANNABIS DELIVERY SERVICE - Any licensed person or entity that provides courier services for consumer purchases of cannabis items and related supplies fulfilled by a cannabis retailer in order to make deliveries of the cannabis items and related supplies to that consumer, and which services include the ability of a consumer to purchase the cannabis items directly through the cannabis delivery service, which after presenting the purchase order to the

cannabis retailer for fulfillment, is delivered to that consumer. This person or entity shall hold a Class 6 Cannabis Delivery license.

CANNABIS DISTRIBUTOR - Any licensed person or entity that transports cannabis in bulk intrastate from one licensed cannabis cultivator to another licensed cannabis cultivator, or transports cannabis items in bulk intrastate from any one class of licensed cannabis establishment to another class of licensed cannabis establishment and may engage in the temporary storage of cannabis or cannabis items as necessary to carry out transportation activities. This person or entity shall hold a Class 4 Cannabis Distributor license.

CANNABIS ESTABLISHMENT - A cannabis cultivator, a cannabis manufacturer, a cannabis wholesaler, or a cannabis retailer.

CANNABIS MANUFACTURER - Any licensed person or entity that processes cannabis items in this State by purchasing or otherwise obtaining usable cannabis, manufacturing, preparing, and packaging cannabis items, and selling, and optionally transporting, these items to other cannabis manufacturers, cannabis wholesalers, or cannabis retailers, but not to consumers. This person or entity shall hold a Class 2 Cannabis Manufacturer license.

CANNABIS PARAPHERNALIA- any equipment, products, or materials of any kind which are used, intended for use, or designed for use in planting, propagating, cultivating, growing, harvesting, composting, manufacturing, compounding, converting, producing, processing, preparing, testing, analyzing, packaging, repackaging, storing, vaporizing, or containing cannabis, or for ingesting, inhaling, or otherwise introducing a cannabis item into the human body. "Cannabis paraphernalia" does not include drug paraphernalia as defined in N.J.S.2C:36-1 and which is used or intended for use to commit a violation of chapter 35 or 36 of Title 2C of the New Jersey Statutes.

CANNABIS PRODUCT - A product containing usable cannabis, cannabis extract, or any other cannabis resin and other ingredients intended for human consumption or use, including a product intended to be applied to the skin or hair, edible cannabis products, ointments, and tinctures. "Cannabis product" does not include: (1) usable cannabis by itself; or (2) cannabis extract by itself; or (3) any other cannabis resin by itself.

CANNABIS RETAILER - Any licensed person or entity that purchases or otherwise obtains usable cannabis from cannabis cultivators and cannabis items from cannabis manufacturers or cannabis wholesalers, and sells these to consumers from a retail store, and may use a cannabis delivery service or a certified cannabis handler for the off-premises delivery of cannabis items and related supplies to consumers. A cannabis retailer shall also accept consumer purchases to be fulfilled from its retail store that are presented by a cannabis delivery service which will be delivered by the cannabis delivery service to that consumer. This person or entity shall hold a Class 5 Cannabis Retailer license.

CANNABIS TESTING FACILITY - An independent, third-party entity meeting accreditation requirement established by the Cannabis Regulatory Commission that is licensed to analyze and certify cannabis items and medical cannabis for compliance with applicable health, safety, and potency standards.

CANNABIS WHOLESALER - Any licensed person or entity that purchases or otherwise obtains, stores, sells or otherwise transfers, and may transport, cannabis items for the purpose of resale

or other transfer to either another cannabis wholesaler or to a cannabis retailer, but not to consumers. This person or entity shall hold a Class 3 Cannabis Wholesaler license.

Section 141-16 (Chapter 141 “Development Regulations”, Article I “General Provisions”) shall be amended as follows (deletions are struck through, additions are underlined):

§ 141-16 Notice of violation; penalties; remedies. A new Paragraph D shall be added as follows:

- A. Notice of violation. When written notice of violation of any of the provisions of this chapter has been served by the Secretary of the responsible Township agency, by person, certified mail or other means provided by law, upon a developer, owner, builder, contractor or their agent, such violation shall be corrected or discontinued immediately.
- B. Penalties. Any person, persons, unincorporated associations, corporations, partnerships, associations or otherwise who permit, partake in, or assist in any violation of this chapter shall, upon conviction, be subject to one or more of the following: a fine not exceeding \$1,250 or imprisonment in the county jail for a term not exceeding 90 days, or a period of community service not exceeding 90 days, in the discretion of the Municipal Court Judge. Whenever such violation shall continue for more than one day, each day of the continuation of said offense shall be considered as a separate violation of this chapter.
- C. Remedies. In case of any violation, the Construction Official, who is responsible for enforcement, may take any appropriate action within reason to prevent hazard to public safety or health or to prevent jeopardy to the public welfare.
- D. Cannabis Licensees. For cannabis licensees, in addition to the penalties set forth in this Section, cannabis licensees shall further be subject to a ten-day license suspension. Each day that a violation occurs shall be a separate violation.

Section 141-81. A. (3) C-1 Commercial Districts (Chapter 141 “Development Regulations”, Article VII “Zoning Regulations”) shall be amended as follows (deletions are struck through, additions are underlined):

§141-81. A (3) Any one or more of the following uses when authorized as a conditional use by the Planning Board if simultaneous with site plan review, otherwise by the Board of Adjustment:

New Paragraph A(3)(f) shall be added to Section 141-81. C-1 Commercial Districts (Chapter 141 “Development Regulations”, Article VII “Zoning Regulations”) as follows:

§141-81. A.(3)(f) Cannabis Retailer, subject to the following conditions:

(a) Such facility shall meet all requirements for licensure and hold an appropriate Class 5 Cannabis Retailer license issued by the Cannabis Regulatory Commission, Department of Treasury, State of New Jersey. The required Municipal Cannabis License(s) must also be obtained from the Township of Pennsauken;

(b) Lot, area, and bulk requirements:

[1] the minimum lot area shall be 5,000 square feet.

[2] the minimum front yard shall be 10 feet, provided, however, that where off-street parking is located in the front yard, the depth shall be not less than 40 feet.

[3] side yards shall be provided as follows:

1. Where a building adjoins another on the side lot line and a common party wall is used, no side yard shall be required.
2. Where a building is not erected on a side lot line, the side yard not abutting a street shall be not less than 10 feet in width.
3. On a corner lot there shall be a side yard abutting the street having a width not less than 10 feet; provided, however, that where off-street parking is located in such side yard, the depth shall be not less than 40 feet.

[4] the minimum rear yard shall be 35 feet.

[5] Not more than 50% of the area of any lot shall be occupied by buildings.

[6] Not more than 85% of the area of any lot shall be occupied by buildings, paving, sidewalks, or other impervious materials.

(c) Shall not be any closer than 1,000 feet from any public or nonpublic school or preschool or child-care center, behavioral health care facility or residential medical detoxification center, as measured in a straight line from the nearest two points of the property lines.

(d) Shall not be any closer than 350 feet from the R4 and R5 Districts; 400 feet from a R1, R2 or R3 Districts, residential use or mixed use as measured in a straight line from the nearest two points of the property lines.

(e) Shall not be located within 500 feet of the property line of any existing church or house of worship or any existing public park or playground, as measured in a straight line from the nearest two points of the property lines.

(f) No facility may permit on-site consumption of cannabis or cannabis products.

(g) No outside storage of any cannabis, cannabis products or cannabis paraphernalia shall be permitted.

(h) A security plan shall be submitted to the Pennsauken Township Police Department which shall demonstrate how the facility will maintain effective security and control of operations. The security plan shall identify the type and manner of 24-hour security, tracking and record-keeping of products and materials, surveillance systems to be utilized, and whether any armed security will be on the premises.

- (i) Off-street parking shall be provided at a ratio of 1 space for every 100 square feet of gross floor area.
- (j) Shall not be located within 1,000 feet of the right-of-way of U.S. Route 130.

Section 141-83, LI. Limited Industrial Districts. Subsection A(7) (Chapter 141 “Development Regulations”, Article VII “Zoning Regulations”) of the Township Code shall add the following:

(7) A Cannabis Manufacturer and Wholesaler, subject to the following conditions and when authorized as a conditional use by the Planning Board if simultaneous with site plan review, otherwise by the Board of Adjustment:

(a) Such facility shall meet all of the requirements for licensure and hold the appropriate Class 2 Cannabis Manufacturer license or Class 3 Cannabis Wholesaler license issued by the Cannabis Regulatory Commission, Department of Treasury, State of New Jersey. The required Municipal Cannabis License(s) must also be obtained from the Township of Pennsauken;

(b) Lot size, yard size, and lot area shall be regulated as specified:

[1] The minimum lot area shall be not less than 1 acre.

[2] The minimum lot width shall be not less than 200 feet.

[3] The minimum lot front yard depth shall be not less than 40 feet.

[4] The minimum lot side yard width shall be not less than 15 feet, and the side yard abutting a street having a width not less than 35 feet.

[5] The minimum lot rear yard depth shall be not less than 25 feet.

[6] Not more than 50% of the area of any lot shall be occupied by buildings.

[7] Not more than 85% of the area of any lot shall be occupied by buildings, paving, sidewalks, or other impervious materials.

(c) Shall not be any closer than 1,000 feet from any public or nonpublic school or preschool or child-care center, behavioral health care facility or residential medical detoxification center, as measured in a straight line from the nearest two points of the property lines.

(d) Shall not be any closer than 350 feet from the R4 and R5 Districts; 400 feet from a R1, R2 or R3 Districts, residential use or mixed use as measured in a straight line from the nearest two points of the property lines.

(e) Shall not be located within 500 feet of the property line of any existing church or house of worship or any existing public park or playground, as measured in a straight line from the nearest two points of the property lines.

(f) No facility may permit on-site consumption of cannabis or cannabis products.

(g) No outside storage of any cannabis, cannabis products or cannabis paraphernalia shall be permitted.

(h) A security plan shall be submitted to the Pennsauken Township Police Department which shall demonstrate how the facility will maintain effective security and control of operations. The security plan shall identify the type and manner of 24-hour security, tracking and record-keeping of products and materials, surveillance systems to be utilized, and whether any armed security will be on the premises.

(i) Off-street parking shall be provided at a ratio of 1 space for every 200 square feet of gross floor area.

(j) Shall not be located within 1,000 feet of the right-of-way of U.S. Route 130.

Section 141-83, LI. Limited Industrial Districts. Subsection A (8) (Chapter 141 “Development Regulations”, Article VII “Zoning Regulations”) shall be added to the Township Code as follows:

(8) A Cannabis Retailer, subject to the following conditions and when authorized as a conditional use by the Planning Board if simultaneous with site plan review, otherwise by the Board of Adjustment:

(a) Such facility shall meet all requirements for licensure and hold the appropriate Class 5 Cannabis Retailer license issued by the Cannabis Regulatory Commission, Department of Treasury, State of New Jersey. The required Municipal Cannabis License(s) must also be obtained from the Township of Pennsauken;

(b) Lot size, yard size, and lot area shall be regulated as specified:

[1] The minimum lot area shall be not less than 1 acre.

[2] The minimum lot width shall be not less than 200 feet.

[3] The minimum lot front yard depth shall be not less than 40 feet.

[4] The minimum lot side yard width shall be not less than 15 feet, and the side yard abutting a street having a width not less than 35 feet.

[5] The minimum lot rear yard depth shall be not less than 25 feet.

[6] Not more than 50% of the area of any lot shall be occupied by buildings.

[7] Not more than 85% of the area of any lot shall be occupied by buildings, paving, sidewalks, or other impervious materials.

(c) Shall not be any closer than 1,000 feet from any public or nonpublic school or preschool or child-care center, behavioral health care facility or residential medical detoxification center, as measured in a straight line from the nearest two points of the property lines.

(d) Shall not be any closer than 350 feet from the R4 and R5 Districts; 400 feet from a R1, R2 or R3 Districts, residential use or mixed use as measured in a straight line from the nearest two points of the property lines.

(e) Shall not be located within 500 feet of the property line of any existing church or house of worship or any existing public park or playground, as measured in a straight line from the nearest two points of the property lines.

(f) No facility may permit on-site consumption of cannabis or cannabis products.

(g) No outside storage of any cannabis, cannabis products or cannabis paraphernalia shall be permitted.

(h) A security plan shall be submitted to the Pennsauken Township Police Department which shall demonstrate how the facility will maintain effective security and control of operations. The security plan shall identify the type and manner of 24-hour security, tracking and record-keeping of products and materials, surveillance systems to be utilized, and whether any armed security will be on the premises.

(i) Off-street parking shall be provided at a ratio of 1 space for every 100 square feet of gross floor area.

(j) Shall not be located within 1,000 feet of the right-of-way of U.S. Route 130.

Section 141-84, HI. Heavy Industrial Districts. Subsection A (3) (Chapter 141 "Development Regulations", Article VII "Zoning Regulations") of the Township Code shall add the following:

(f) A Cannabis Manufacturer and Wholesaler, subject to the following conditions:

(a) Such facility shall meet all of the requirements for licensure and hold the appropriate Class 2 Cannabis Manufacturer license or Class 3 Cannabis Wholesaler license issued by the Cannabis Regulatory Commission, Department of Treasury, State of New Jersey. The required Municipal Cannabis License(s) must also be obtained from the Township of Pennsauken;

(b) Lot size, yard size, and lot area shall be regulated as specified:

[1] The minimum lot area shall be not less than 1 acre.

[2] The minimum lot width shall be not less than 200 feet.

[3] The minimum lot front yard depth shall be not less than 40 feet.

[4] The minimum lot side yard width shall be not less than 15 feet, and the side yard abutting a street having a width not less than 35 feet.

[5] The minimum lot rear yard depth shall be not less than 25 feet.

[6] Not more than 60% of the area of any lot shall be occupied by buildings.

[7] Not more than 90% of the area of any lot shall be occupied by buildings, paving, sidewalks, or other impervious materials.

(c) Shall not be any closer than 1,000 feet from any public or nonpublic school or preschool or child-care center, behavioral health care facility or residential medical detoxification center, as measured in a straight line from the nearest two points of the property lines.

(d) Shall not be any closer than 350 feet from the R4 and R5 Districts; 400 feet from a R1, R2 or R3 Districts residential use or mixed use as measured in a straight line from the nearest two points of the property lines.

(e) Shall not be located within 500 feet of the property line of any existing church or house of worship, or any existing public park or playground, as measured in a straight line from the nearest two points of the property lines.

(f) No facility may permit on-site consumption of cannabis or cannabis products.

(g) No outside storage of any cannabis, cannabis products or cannabis paraphernalia shall be permitted.

(h) A security plan shall be submitted to the Pennsauken Township Police Department which shall demonstrate how the facility will maintain effective security and control of operations. The security plan shall identify the type and manner of 24-hour security, tracking and record-keeping of products and materials, surveillance systems to be utilized, and whether any armed security will be on the premises.

(i) Off-street parking shall be provided at a ratio of 1 space for every 200 square feet of gross floor area.

Section 141-84, HI. Heavy Industrial Districts. Subsection A (3) (Chapter 141 "Development Regulations", Article VII "Zoning Regulations") shall be added to the Township Code as follows:

(g) A Cannabis Retailer, subject to the following conditions:

(a) Such facility shall meet all requirements for licensure, and hold the appropriate Class 5 Cannabis Retailer license issued by the Cannabis Regulatory Commission, Department of Treasury, State of New Jersey. The required Municipal Cannabis License(s) must also be obtained from the Township of Pennsauken;

(b) Lot size, yard size, and lot area shall be regulated as specified:

[1] The minimum lot area shall be not less than 1 acre.

[2] The minimum lot width shall be not less than 200 feet.

[3] The minimum lot front yard depth shall be not less than 40 feet.

[4] The minimum lot side yard width shall be not less than 15 feet, and the side yard abutting a street having a width not less than 35 feet.

[5] The minimum lot rear yard depth shall be not less than 25 feet.

[6] Not more than 60% of the area of any lot shall be occupied by buildings.

[7] Not more than 90% of the area of any lot shall be occupied by buildings, paving, sidewalks, or other impervious materials.

(c) Shall not be any closer than 1,000 feet from any public or nonpublic school or preschool or child-care center, behavioral health care facility or residential medical detoxification center, as measured in a straight line from the nearest two points of the property lines.

(d) Shall not be any closer than 350 feet from the R4 and R5 Districts; 400 feet from a R1, R2 or R3 Districts, residential use or mixed use as measured in a straight line from the nearest two points of the property lines.

(e) Shall not be located within 500 feet of the property line of any existing church or house of worship or any existing public park or playground, as measured in a straight line from the nearest two points of the property lines.

(f) No facility may permit on-site consumption of cannabis or cannabis products.

(g) No outside storage of any cannabis, cannabis products or cannabis paraphernalia shall be permitted.

(h) A security plan shall be submitted to the Pennsauken Township Police Department which shall demonstrate how the facility will maintain effective security and control of operations. The security plan shall identify the type and manner of 24-hour security, tracking and record-keeping of products and materials, surveillance systems to be utilized, and whether any armed security will be on the premises.

(i) Off-street parking shall be provided at a ratio of 1 space for every 100 square feet of gross floor area.

Section 141-90.1 Cannabis Uses (Chapter 141 “Development Regulations”, Article VII “Zoning Regulations”) shall be added to the Township Code as follows:

- A. Cannabis Manufacturers, Wholesalers and Retailers, as said terms are defined in section 3 of P.L. 2021, c. 16 (“New Jersey Cannabis Regulatory, Enforcement Assistance, and Marketplace Modernization Act”) and Section 141-4 of this Code shall only be permitted uses in the Township as set forth in Chapter 141 – “Development Regulations.” Cannabis Cultivators (Class 1), Cannabis Distributors (Class 4) and Cannabis Delivery services (Class 6) except for the delivery of cannabis items and

related supplies by a delivery service shall be prohibited in all zones in the municipality.

- B. A maximum of two (2) Class 5 Cannabis Retailer license establishments will be permitted within the Township.
- C. Cannabis Manufacturers and Wholesalers shall only be permitted in the LI and HI Districts.
- D. Cannabis Retailers shall only be permitted in the C1, LI and HI Districts.
- E. The required Municipal Cannabis License(s) must also be obtained from the Township of Pennsauken;
- F. A public or nonpublic school or preschool or child-care center, behavioral health care facility or residential medical detoxification center, shall not be within 1,000 feet of an existing cannabis establishment, retailer, wholesaler, or manufacturer.
- G. A church, house of worship or public park or playground shall not be within 500 feet of an existing cannabis establishment, retailer, wholesaler, or manufacturer.

SECTION 3

New section 277-20 shall be added to the Township Code as follows:

Article IV. Cannabis Tax

§ 277-20. Purpose.

It is the purpose of this article to implement the provisions of P.L. 2021, c. 16, which authorizes the governing body of a municipality to adopt an ordinance imposing a tax at a uniform percentage rate not to exceed two percent (2%) of the receipts from each sale by a cannabis manufacturer; one percent (1%) of the receipts from each sale by a cannabis wholesaler; and two percent (2%) of the receipts from each sale by a cannabis retailer, which shall be in addition to any other tax or fee imposed pursuant to statute or local ordinance or resolution by any governmental entity upon the cannabis establishment.

§ 277-21. Definitions.

Unless otherwise defined herein, as used herein, the Township adopts by reference the terms and definitions established by Section 40 of Public Law 2021-16 (N.J.S.A. 24:6I-33).

§ 277-22. Tax established.

- A. There is hereby established a local cannabis transfer tax in the Township of Pennsauken which shall be fixed at a uniform percentage rate of two percent (2%) of the receipts from each sale by a cannabis manufacturer; one percent (1%) of the receipts from each sale by

a cannabis wholesaler; and two percent (2%) of the receipts from each sale by a cannabis retailer for every occupancy of a cannabis establishment in the Township of Pennsauken.

- B. In addition to the tax established in paragraph A of this section, a user tax, at the equivalent transfer tax rates, is hereby established on any concurrent license holder, as permitted by section 33 of P.L.2021, c.16 (C.24:6I-46), operating more than one cannabis establishment. The user tax shall be imposed on the value of each transfer or use of cannabis or cannabis items not otherwise subject to the transfer tax imposed pursuant to paragraph A of this subsection, from the license holder's establishment that is located in Pennsauken to any of the other license holder's establishments, whether located in this Township or another municipality.
- C. Any transaction for which the transfer tax or user tax is imposed, or could be imposed, pursuant to this section, other than those which generate receipts from the retail sales by cannabis retailers, shall be exempt from the tax imposed under the "Sales and Use Tax Act," P.L.1966, c.30 (C.54:32B-1 et seq.).

§ 277-23. Tax in addition to other taxes or fees.

The cannabis transfer tax shall be in addition to any other tax or fee imposed pursuant to statute or local ordinance or resolution by any governmental entity upon property or cannabis establishment.

§ 277-24. Collection.

- A. The transfer tax or user tax imposed by this article shall be collected or paid and remitted to Pennsauken Township by the cannabis establishment from the cannabis establishment purchasing or receiving the cannabis or cannabis item, or from the consumer at the point of sale, on behalf of the Township by the cannabis retailer selling the cannabis item to that consumer. The transfer tax or user tax shall be stated, charged, and shown separately on any sales slip, invoice, receipt, or other statement or memorandum of the price paid or payable, or equivalent value of the transfer, for the cannabis or cannabis item.
- B. Every cannabis establishment required to collect a transfer tax or user tax imposed by ordinance pursuant to this section shall be personally liable for the transfer tax or user tax imposed, collected, or required to be collected under this section. Any cannabis establishment shall have the same right with respect to collecting the transfer tax or user tax from another cannabis establishment or the consumer as if the transfer tax or user tax was a part of the sale and payable at the same time, or with respect to non-payment of the transfer tax or user tax by the cannabis establishment or consumer, as if the transfer tax or user tax was a part of the purchase price of the cannabis or cannabis item, or equivalent value of the transfer of the cannabis or cannabis item, and payable at the same time; provided, however, that the Chief Financial Officer of Pennsauken shall be joined as a party in any action or proceeding brought to collect the transfer tax or user tax.
- C. No cannabis establishment required to collect a transfer tax or user tax imposed by this section shall advertise or hold out to any person or to the public in general, in any manner, directly or indirectly, that the transfer tax or user tax will not be separately charged and stated to another cannabis establishment or the consumer, or that the transfer tax or user tax will be refunded to the cannabis establishment or the consumer.

- D. All revenues collected from a transfer tax or user tax imposed by ordinance pursuant to this section shall be remitted to the Pennsauken Chief Financial Officer on a quarterly basis payable for the prior three month's activities and due at the same time as quarterly dates for the collection of property taxes. The revenues due on February 1 of each year shall include all transfer taxes or user taxes collected for the prior year months of October, November, and December. The revenues due on May 1 of each year shall include all transfer taxes and user taxes collected for the immediate prior months of January, February, and March. The revenues due on August 1 of each year shall include all transfer taxes and user taxes collected for the immediate prior months of April, May, and June. The revenues due on November 1 of each year shall include all transfer taxes and user taxes collected for the immediate prior months of July, August, and September.

§ 277-25. Payment; vendor violations and penalties.

- A. The Chief Financial Officer shall collect and administer any transfer tax or user tax imposed to this section.
- B. The municipality shall enforce the payment of delinquent taxes or transfer fees imposed pursuant to this section in the same manner as provided for municipal real property taxes.
- C. In the event that the transfer tax or user tax imposed by this section is not paid as and when due by a cannabis establishment, the unpaid balance, and any interest accruing thereon, shall be a lien on the parcel of real property comprising the cannabis establishment's premises in the same manner as all other unpaid municipal taxes, fees, or other charges. The lien shall be superior and paramount to the interest in the parcel of any owner, lessee, tenant, mortgagee, or other person, except the lien of municipal taxes, and shall be on a parity with and deemed equal to the municipal lien on the parcel for unpaid property taxes due and owing in the same year.
- D. A municipality shall file in the office of its tax collector a statement showing the amount and due date of the unpaid balance and identifying the lot and block number of the parcel of real property that comprises the delinquent cannabis establishment's premises. The lien shall be enforced as a municipal lien in the same manner as all other municipal liens are enforced."

Repealer, Severability and Effective Date.

- A. Repealer. Any and all Ordinances inconsistent with the terms of this Ordinance are hereby repealed to the extent of any such inconsistencies.
- B. Severability. In the event that any clause, section, paragraph, or sentence of this Ordinance is deemed to be invalid or unenforceable for any reason, then the Township Committee hereby declares its intent that the balance of the Ordinance not affected by said invalidity shall remain in full force and effect to the extent that it allows the Township to meet the goals of the Ordinance.
- C. This Ordinance shall take effect upon passage and publication according to law.

Committeewoman Roberts moved the motion to close floor for public comments.

Committeeman Martinez seconded the motion.

An affirmative 5/0 voice vote was recorded.

Motion To Adopt:

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

Public Comment

Diane Johnson (from 45th street) wanted the committee to elaborate more on the cannabis ordinance. Solicitor Linda explained that the Township opted in 3/6 options to have more control over manufacturing, wholesale, and retail. Township cannot prohibit deliveries but restrictions are in place to keep a certain amount of feet away from schools, daycares, churches and residential.

2021:23

AN ORDINANCE ESTABLISHING GOLF MEMBERSHIP RATES, GREENS FEES AND GOLF CART RENTALS FOR THE PENNSAUKEN COUNTRY CLUB, A MUNICIPAL UTILITY, FOR THE 2021-2022 SEASON

BE IT ORDAINED by the Township Committee of the township of Pennsauken, County of Camden, State of New Jersey that Sections 2, 3 and 5 from Ordinance No. 2021-04 are hereby repealed and replaced as outlined below. Sections 1, 4, and 6 and their sections in Ordinance No. 2021-04 are hereby readopted without change.

SECTION 2. GREENS FEES:

WEEKDAYS (Monday through Friday)

- 1. Non-Resident \$48
- 2. Residents \$41
- 3. Junior Golf Program
 - a. Pre -Twilight - \$23
 - b. Twilight - \$18
- 4. Twilight Special
 - a. See Section 3 for time schedule - \$41
- 5. Nine Hole Special
 - a. See Section 3 for the time schedule - \$35
- 6. Super Nine \$35

WEEKENDS (Saturday, Sunday, and Holidays)

- 1. Non-Resident \$63
- 2. Residents \$46
- 3. Junior Golf Program
 - a. Pre-Twilight - \$23
 - b. Twilight - \$18
- 4. Twilight Special
 - a. See Section 3 for time schedule - \$41
- 5. Nine Hole Special
 - a. See Section 3 for time schedule - \$35
- 6. Super Nine
 - a. See Section 3 for time schedule - \$35

SECTION 3. TIME SCHEDULES:

1. Twilight Special – 3 Hours prior to Super Nine
2. Nine Hole Special – Valid Monday through Thursday ANYTIME. Friday, Saturday, Sunday, and Holidays after 1pm
3. Super Nine – 3 Hours prior to Sunset

SECTION 5. GOLF CART FEES:

- | | |
|---------------------------------------|------|
| 1. Cart – Resident Double | \$42 |
| 2. Cart – Resident Senior Double | \$32 |
| 3. Cart – Resident Single | \$21 |
| 4. Cart – Resident Senior Single | \$16 |
| 5. Cart – Nine Holes | \$8 |
| 6. Cart – Non-Resident Weekday Double | \$28 |
| 7. Cart – Non-Resident Weekend Double | \$32 |
| 8. Cart – Non-Resident Weekday Single | \$14 |
| 9. Cart – Non-Resident Weekend Single | \$16 |

SECTION 5. GOLF CART FEES (CONT'D):

During the period April 1st through October 31st, mandatory carts are required on Thursday, Friday, Saturday, Sunday, and designated Holidays for all play with a scheduled tee time prior to 1:00 PM.

BE IT FURTHER ORDAINED that all ordinances or parts of ordinances inconsistent herewith, to the extent of such inconsistency only, be and the same are hereby repealed.

BE IT FURTHER ORDAINED that this ordinance shall take effect upon due passage and publication according to law.

Committeeman Olivo moved the motion to close floor for public comments.
 Committeewoman Roberts seconded the motion.
 An affirmative 5/0 voice vote was recorded.

Motion To Adopt:

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

No Public Wished To Comment

ORDINANCES: FIRST READING - (NO PUBLIC COMMENT)

2021:24

AN ORDINANCE AMENDING THE CODE OF THE TOWNSHIP OF PENNSAUKEN CHAPTER 299 ENTITLED "VEHICLES AND TRAFFIC"

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

Chapter 299-57 "Restricted Parking Zones in Front of Residences: is hereby amended to ADD the following:

5. Handicapped Parking Signs located at 2225 39th Street beginning 215 feet south from the southwest corner of Camden Avenue and 39th Street and continuing 22 feet south.

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

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

Motion To Adopt:

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

No Public Wished To Comment

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

2021:208a

RESOLUTION AUTHORIZING THE 2021 GARBAGE DISTRICT BUDGET TO BE READ BY TITLE ONLY – (Second reading)

*** Available at the Clerk’s office upon request.**

Motion To Adopt on SECOND reading:

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

No Public Wished To Comment

2021:209a

RESOLUTION INTRODUCING THE 2021 PENNSAUKEN TOWNSHIP MUNICIPAL -BUDGET BY TITLE
 – (Second Reading)

* Available at the Clerk’s office upon request.

Motion To Adopt on SECOND reading:

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

No Public Wished To Comment

2021:221

RESOLUTION AUTHORIZING NOTICE TO SOUTH JERSEY SANITATION TO NOT EXTEND SOLID WASTE AND RECYCLABLE MATERIALS COLLECTION SERVICE CONTRACT

WHEREAS, the Township of Pennsauken has determined that there is a continued necessity to provide solid waste and recyclable materials collection services to the Township of Pennsauken; and

WHEREAS, in 2018, the Township of Pennsauken solicited bid proposals from solid waste collectors interested in providing solid waste collection and/or disposal services for a period of three years with two, one-year extensions to commence on January 1, 2019; and

WHEREAS, the lowest responsible bidder was South Jersey Sanitation of Hammonton, New Jersey. South Jersey Sanitation later became known as Seaside Waste; and

WHEREAS, the Township entered into a contract with South Jersey Sanitation beginning on January 1, 2019 which provides that the Township provide notice to the Contractor of a determination not to extend on or before September 1, 2021 (as to the first extension); and

WHEREAS, the Township Committee has decided not to renew the contract and wishes to provide notice to the Contractor of the determination not to extend the contract on or before September 1, 2021; and

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

1. Notice to South Jersey Sanitation is authorized to not extend the Solid Waste and Recyclable Materials Contract. Said Notice shall be sent on or before September 1, 2021;
2. The Township Committee hereby directs the Solicitor and/or Administrator to execute and deliver any notices and documents that are necessary to effectuate the terms of this resolution.

Motion To Adopt:

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

No Public Wished To Comment

2021:222

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF PENNSAUKEN AUTHORIZING THE ISSUANCE OF A PUBLIC BID FOR SOLID WASTE AND RECYCLABLE MATERIALS COLLECTION SERVICES

WHEREAS, the Township of Pennsauken is in need of Solid Waste and Recyclable Materials Collection Services for the Township; and

WHEREAS, such solid waste and recyclable materials collection services shall serve residences and businesses in the Township of Pennsauken; and

WHEREAS, the Township Committee wishes to authorize by Resolution the advertising and the issuance of bid specifications in regard to solid waste and recycle material collection services; and

WHEREAS, the description of the solid waste and recyclable material collection services is set forth in the draft Uniform Specifications for Solid Waste and Recyclable Materials Collection for the Township of Pennsauken, a copy of which is attached hereto as Exhibit "A".

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Pennsauken that the Township is authorized to advertise and receive bids and release the Uniform Bid Specifications requesting bids from parties interested in entering into a written contract with the Township for the collection of solid waste and recyclable materials collection which Uniform Bid Specifications shall be in the form substantially consistent with Exhibit "A" attached hereto; and

BE IT FURTHER RESOLVED that the Township Clerk of the Township of Pennsauken is authorized to cause a Notice to Bidders for solid waste and recyclable materials collection in connection with the bids.

Motion To Adopt:

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

No Public Wished To Comment

2021:223

RESOLUTION AUTHORIZING SETTLEMENT

WHEREAS, the Township of Pennsauken has received a Notice of Infringement and Demand to Cease and Desist from the attorney for Susan Flaherty as the assignee of Dennis Flaherty a photographer in which Susan Flaherty alleges copyright infringement of one of Dennis Flaherty’s photographs; and

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

WHEREAS, it is in the best interest of the Township to resolve this matter without the need of future litigation; and

WHEREAS, the parties will need to execute a Settlement Agreement and Mutual Release.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Pennsauken, County of Camden, State of New Jersey that the Settlement by and between the Township of Pennsauken and Susan Flaherty as assignee of Dennis Flaherty be and the same is hereby approved, and the Township Administrator and/or Mayor are authorized to execute such documents as may be necessary to implement and fulfill the terms of said Settlement.

Motion To Adopt:

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

No Public Wished To Comment

2021:224

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) 2021 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, 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 for the Municipal assessment is not received in full to the Township of Pennsauken, C/O Danielle Lippincott, 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 Statue.

BE IT FURTHER RESOLVED, certified copies of this resolution will be forwarded to the Tax Collector and the Chief Financial Officer by the Township Clerk

2021:225

RESOLUTION OF THE TOWNSHIP OF PENNSAUKEN AUTHORIZING THE ISSUANCE OF RAFFLE LICENSE AND WAIVING FEES ASSOCIATED WITH IT TO FRIENDS OF THE PENNSAUKEN FREE PUBLIC LIBRARY

BE IT RESOLVED, by the Township Committee of the Township of Pennsauken, County of Camden, State of New Jersey that the Township Clerk is authorized to issue a Raffle License to the following and is hereby authorized to waive the Township fees associated with said license:

Name: Friends of the Library
Address: 5605 N. Crescent Blvd. Pennsauken, NJ 08110
Where Event Is Being Held: Ingelsby & Sons Funeral Home Gardens 2426 Cove Rd. Pennsauken, NJ 08109
Date of Event: October 15, 2021
Township License #: RA21:01 (50/50)
State Registration ID -384-5-33346

BE IT FURTHER RESOLVED, that background affidavits on the Officers and the Member in Charge have been received and the Township Clerk is hereby authorized to issue said license upon the approval of the Legalized Games of Chance Control Commission (LGCCC).

2021:226

RESOLUTION APPROVING REFUND OF \$800.00 FOR STREET OPENING ESCROW TO JFK PLUMBING INC. FOR STREET OPENING AT 4439 TERRACE AVENUE

WHEREAS, JFK Plumbing Inc., 17 Grayson Pl, Burlington, New Jersey 08016 made a deposit with the Township of Pennsauken in the amount of \$1,000.00 for excavation and repaving the street, permit #3608 dated May 20, 2021 located at 4439 Terrace Avenue; and

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

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Pennsauken, County of Camden, and State of New Jersey that the sum of \$800.00 be returned to JFK Plumbing Inc., 17 Grayson Pl, Burlington, New Jersey 08016 with a balance of \$200.00 to be retained as a maintenance guarantee for a period of one (1) year.

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

Motion To Adopt:

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

No Public Wished To Comment

CONFERENCE ITEMS / ITEM OF DISCUSSION

Larry Cardwell -Economic Development

Agenda Items

4926 Westfield Ave – The leased property is 950 square feet located in the Westfield Avenue Redevelopment Zone next to Miguelina’s Bakery. This application is for a new tenant that would operate a retail store specializing in (sweet, salty, and spicy) in addition to ice cream products. The hours of operation are 6 days a week, the hours are 11am – 8pm Monday thru Saturday. There are off-street parking spaces next to the Rite-Aid.

- Committee agreed to move forward.

5921 Westfield Ave – The potential leased property is 1700 square feet located in the Westfield Avenue Redevelopment Zone just across Hillcrest Ave from the 7-11. This application is for an existing tenant that wants to expand the business into the adjacent suite recently vacated by a barber shop. The hours of operation are Monday – Saturday 9:30 am – 7 pm. And Sunday 9:30 am – 5:30 pm. There are no off-street parking spaces. Expansion space for beauty supply which was formerly a barbershop.

- Committee agreed to move forward.

Items for Discussion

Review proposed self-storage facility located at 4615 Route 130.

- Owner will come forward committee at another time with a different location and more information.

PUBLIC COMMENTS

Diane Piccaro (from June Rd) the Beauty store on Westfield Ave is lacking cleanliness and for a better signage. Mayor DiBattista Construction official is here and is taking notes.

Jamil Sadig (from Walton Ave) gave his concerns on a neighbor who had four chickens, gas station on Browning is or looks abandoned and it is an eye sore, commercial trucks parked on residential streets over by his residency, a lot of vegetation on properties and uncut grass and landscapers blowing cut grass on the streets and other neighbors properties. Mayor DiBattista assured Mr. Sadig that all his concerns will be looked into and investigated by the construction official and Chief of Police.

Diane Johnson (from 45th Street) voiced her concerns over landscapers disposing of lawn residue on streets and resident’s property, dogs not being registered by the Township. Mayor DiBattista reassured her that her concerns will be looked into.

Committeewoman Roberts moved the motion to close public hearing.
Deputy Mayor Rafah seconded the motion.
An affirmative 5/0 voice vote was recorded.

COMMITTEE COMMENTS

Mayor DiBattista

- Thank you for the residents that came out tonight and took time to voice their concerns to us today. We as committee are here for you and we will look into everything that was discussed today.
- Covid-19 is still going on please get vaccinated if you wish to, and please continue to stay safe.
- Governor Murphy came out to visit the First Spanish Baptist Church who lost 30 members of their congregation due to Covid. We need to continue to work together and staying as safe as possible with number going back up.
- National Night out was on Tuesday, and it was a success. Thank you to all of EMS, Fire, Police, and everyone involved in making this event possible. Thank you for working together.

Deputy Mayor Rafeh

- Thank you to the residents that came in tonight to voice their concerns and to let us know what is going on around their neighborhoods.
- National Night was a success thank you to everyone that was involved and thank you to Police, Fire, EMS, Chief Olivo and Chief Palumbo.
- We will have a 911 Flag ceremony on September 10th at 11:45 pm.
- Our Car Show will be September 19th from 11 am-4 pm we will have food trucks and activities for the kids come out and support.

Committeewoman Roberts

- Thank you to the residents that came out and voiced their concerns.
- We have one more Lemonade for Change on August 8th. Come out and support. It is a drive-up event.
- Thank you to our first responders and everyone involved for a successful National Night Out.

Committeeman Martinez

- Residents thank you for voicing your concerns we wouldn't know what is going on in our town without your help.
- Thank you to our First responders for a successful National Night out.
- Pennsauken Historic Society has a cleanup on August 29th please visit their Facebook page for more information.

Committeeman Olivo

- Thank you to the public for voicing their concerns.
- Thank You to Fire, EMS, Police and everyone involved to make National Night Out a success for our residents.
- Thank you to Public Works for once again picking up the slack and collecting the garbage in a couple of areas of our town.
- Lemonade for Change is August 8th please come out and support.

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

2021:227

RESOLUTION AUTHORIZING A CLOSED SESSION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF PENNSAUKEN TO DISCUSS MATTERS OF ATTORNEY CLIENT PRIVILEGE – CONTRACTS AND LITIGATION

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

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

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

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

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

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

1. The Township Committee of the Township of Pennsauken shall hold a closed meeting from which the public shall be excluded, on August 5, 2021.
2. The general natures of the subjects to be discussed at said closed meeting shall be matters of contracts, litigation N.J.S.A. 10:4-12b (7) Personal (8).

Motion To Adopt:

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

No Public Wished To Comment

NOTE: Committee went to Closed session at 7:05 pm and came back out at 7:24 pm.

Deputy Mayor Rafeh moved the motion to come out of closed session and back into public. Committeeman Olivo seconded the motion. An affirmative 5/0 voice vote was recorded.

2021:228

RESOLUTION AUTHORIZING SETTLEMENT

WHEREAS, the Township of Pennsauken is the Defendant in a certain action pending in the United States District Court for the District of New Jersey entitled Pennview Partners, LLC v.

Pennsauken Township, Docket No. 1:18-cv-07797, in which the Plaintiff alleges breach of contract; and

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

WHEREAS, it is in the best interest of the Township to resolve this matter without the need of further litigation; and

WHEREAS, the Plaintiff has executed a Mutual Release and Settlement Agreement.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Pennsauken, County of Camden, State of New Jersey that the Settlement by and between the Township of Pennsauken and Pennview Partners, LLC be and the same is hereby approved, and the Township Administrator and/or Mayor are authorized to execute such documents as may be necessary to implement and fulfill the terms of said Settlement

Motion To Adopt:

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

No Public Wished To Comment

2021:229

A RESOLUTION TO AUTHORIZE EXECUTION OF A REDEVELOPMENT AGREEMENT WITH PENNVIEW PARTNERS, LLC FOR BLOCK 2007, LOTS 1.01 AND 3 AND APPOINTING PENNVIEW PARTNERS, LLC AS REDEVELOPER

WHEREAS, the Township is empowered, pursuant to the provisions of the Local Redevelopment and Housing Law, as amended and supplemented, N.J.S.A. 40A:12A-1 *et seq.* ("the Redevelopment Law"), to declare certain properties located within the Township as areas in need of redevelopment, and to adopt and implement redevelopment plans, and carry out redevelopment projects; and

WHEREAS, pursuant to N.J.S.A. 40A:12A-4, a municipality may designate a redevelopment entity for purposes of undertaking municipal redevelopment efforts, as prescribed in the Redevelopment Law, or may execute those responsibilities directly as a redevelopment entity; and

WHEREAS, the Township has elected to directly act as the redevelopment entity, through the Pennsauken Township Committee, for purposes of redevelopment matters; and

WHEREAS, the Township Planning Board adopted Resolution P-2001-9 recommending that the Township Committee designate the Property an Area in Need of Redevelopment pursuant to N.J.S.A. 40A:12A-1 *et. seq.* and

WHEREAS, on June 6, 2001, the Township Committee adopted Resolution No. 01-1581-30 designating the Property an Area In Need of Redevelopment; and

WHEREAS, thereafter, the Township Committee adopted a redevelopment plan entitled "Redevelopment Plan for the Township of Pennsauken Crossroads Study Area" prepared by J.

Marc R. Shuster, AICP, PP of JCA Associates, Inc, via Ordinance 2001-30 on June 20, 2001; and

WHEREAS, the Redevelopment Law permits the Township Committee, as the redevelopment entity, to contract with redevelopers for the planning, sale, and redevelopment of the Property in accordance with the Redevelopment Plan; and

WHEREAS, Redeveloper is the owner of property located at 1550 Route 73 North, Pennsauken, NJ, which property is designated on the Official Tax Map (hereinafter the "Tax Map") as Block 2007, Lots 1.01 and 3 (the "Property"); and

WHEREAS, Redeveloper had previously entered into a redevelopment agreement with the Township to permit the redevelopment of the Property with (1) a one hundred twenty-four (124) guest room hotel with parking and other improvements; (2) a one hundred thousand (100,000) square foot self-storage facility; (3) a five thousand (5,000) square foot restaurant; and (4) two (2) free standing billboards; and

WHEREAS, the parties intend to adopt an Amended Redevelopment Plan for the Property that will permit the existing billboards and the following uses: a self-storage facility, Residential development consisting of apartments or condominium units, and/or a mixed-use development containing residential, affordable housing and/or commercial space; and

WHEREAS, Redeveloper has performed a Phase I and Phase II Environmental Assessment of the Property and is pursuing approvals from the New Jersey Department of Environmental Protection (NJDEP) of a Remedial Action Work Plan for the Property; and

WHEREAS, the Township and the Redeveloper desire to terminate all prior redevelopment agreements related to the Property and to enter into this Agreement for the purpose of setting forth the rights and obligations of the parties for the redevelopment of the Property; and

WHEREAS, the Township Committee has determined that it is in the best interests of the Township to enter into this Agreement with the Redeveloper to permit the development of the Property for the uses identified herein, subject to the approval of a site plan from all governmental agencies having jurisdiction over the development of the Property.

WHEREAS, Township desires to appoint Redeveloper as the redeveloper for the Property pursuant to the Redevelopment Law; and

WHEREAS, the Redeveloper is a recognized developer; and

WHEREAS, pursuant to the Redevelopment Law, the Township Committee, in its capacity as the "Redevelopment Entity" (as such term is defined at *N.J.S.A. 40A:12A-3*), for the Property, with full authority to exercise the powers contained in the Redevelopment Law, is now desirous of facilitating and implementing the redevelopment of the Property in accordance with the Redevelopment Plan; and

WHEREAS, Pennview Partners LLC has previously been designated as the redeveloper for the Property; and

WHEREAS, the Township also wishes to amicably resolve litigation in the matter of *Pennview Partners, LLC v. Pennsauken Township*, Docket No. 1:18-cv-07797, in the United States District Court for the District of Camden and said Redevelopment Agreement is an essential component of said litigation settlement; and

WHEREAS, in order to implement the development, financing, construction, operation and management of the Project, the Township has determined to enter into an Agreement with Redeveloper, which specifies the rights and responsibilities of the Township, designates Redeveloper as redeveloper of the Property and specifies the rights and responsibilities of Redeveloper with respect to the Project.

WHEREAS, the Township desires to appoint Pennview Partners LLC as the redeveloper for the Property pursuant to the Redevelopment Law; and

WHEREAS, pursuant to N.J.S.A. 40A:12A-8, et seq., a redevelopment entity, such as the Committee on behalf of the Township is authorized to enter into contracts for the planning, construction or undertaking of any redevelopment project or redevelopment work consistent with the Redevelopment Plan in an area designated as an area in need of redevelopment, including, but not limited to, contracts designating a private entity to serve as a redeveloper for a specific redevelopment project; and

WHEREAS, the Township, has determined that it is in the Township’s best interests to designate Redeveloper as redeveloper for the Property subject to execution of this Agreement and satisfaction of all its terms and conditions; and

WHEREAS, the Township desires that the Property be redeveloped by Redeveloper in accordance with the Redevelopment Agreement and an Amended Redevelopment Plan to be adopted and to conclude the pending litigation; and

WHEREAS, pursuant to the Redevelopment Law, the Parties desire to enter an Agreement to set forth the terms and conditions pursuant to which the Property is to be redeveloped.

NOW THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Pennsauken hereby:

1. Designates Pennview Partners, LLC as the Redeveloper.
2. Authorizes the entering into and execution of the Redevelopment Agreement with Pennview Partners LLC for the redevelopment of the Property in accordance with a to be adopted Amended Redevelopment Plan.
3. The Redevelopment Agreement will be in substantially the form provided to the Township Committee and which is attached hereto as **Exhibit “A”**, with such changes as may be approved by the Solicitor or Redevelopment Counsel and the Township’s professional advisors and approved by the Township Administrator.

The Mayor and/or Township Administrator shall be authorized to execute any and all documents necessary to complete the redevelopment of the Property by

Motion To Adopt:

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

No Public Wished To Comment

ADJOURNMENT

Committeewoman Roberts moved the motion to Adjourn.
Deputy Mayor Rafeh seconded the motion.
An affirmative 5/0 voice vote was recorded.

TIME: 7:26 pm.

Respectfully Submitted,
Deputy Clerk, Ana Matos

ADOPTED: August 19, 2021