

1-26-09

Merchantville, NJ

January 26, 2009

A regular meeting of Borough Council was held at 7:30 PM, Monday, January 26, 2009. Mayor North was not present and Council President Waldron presided. Pledge of Allegiance and Silent Prayer were observed. Announcement was made that the meeting had been advertised in accordance with the regulations prescribed by the "Open Public Meetings Act".

ROLL CALL:

Council Present: Alloway, Brennan, Perno, Brunton, and Fields.

Borough Clerk Denise Brouse and Solicitor Tim Higgins were present.

PUBLIC HEARING ON ORDINANCES-a public hearing was held on the following Ordinances:

09-01

**AN ORDINANCE FOR THE BOROUGH OF MERCHANTVILLE IN THE
COUNTY OF CAMDEN AND STATE OF NEW JERSEY ENTITLED
"SALARIES & COMPENSATION"**

BE IT ORDAINED by the Mayor and Council of the Borough of Merchantville as follows:

SECTION 1. The maximum annual salaries of the employees of the Borough of Merchantville are hereby established, in accordance with the following schedule for services performed during the year 2009 as of January 1, 2009.

POSITION

SALARY

Police Detective Sergeant	78,355.00
Police Sergeant	74,136.00
Police Corporal	70,385.00
Police Patrol:	
0-6 months	36,647.00
7-12 months	39,835.00
13-24 months	45,412.00
25-36 months	51,784.00
37-48 months	59,748.00
49 months forward	67,568.00

Police Experience Pay –Additional compensation paid to each police officer based upon years of police experience with the Borough.

<u>Start of Year</u>	<u>End of Year</u>	<u>% of Base Pay</u>
6 th year police experience until	10 th year	2%
11 th year police experience until	15 th year	3%
16 th year police experience until	20 th year	4%
21 st year police experience until	24 th year	5%
25 th year police experience until	retirement	6%
Public Works Foreman (Per Hour)		24.06
Public Works Helper I (Per Hour)		11.13
Public Works Helper II (Per Hour)		12.62
Public Works Helper III (Per Hour)		13.54
Public Works Helper IV (Per Hour)		14.43

Public Works Journeyman I (Per Hour)	15.63
Public Works Journeyman II (Per Hour)	16.84
Public Works Journeyman III (Per Hour)	18.04
Public Works Journeyman IV (Per Hour)	19.24

An additional \$.50 (Per Hour) is paid to Helper I through Journeyman I who possesses a valid CDL

Section 2. Longevity shall be added to the above salaries in accordance with the following schedule:

LONGEVITY SCHEDULE FOR FULL-TIME EMPLOYEES HIRED PRIOR TO JANUARY 1, 1994:

After 5 years through 10 years	2%
After 10 years through 15 years	3%
After 15 years through 20 years	4%
After 20 years through 24 years	5%
After 24 years	6%

Retiring employees will be paid longevity on a prorated basis.

SECTION 3. All police officers assigned to the first shift shall be paid at an additional rate of 2% above their hourly base salary; officers assigned to the third shift shall be paid at an additional rate of 1.5% above their hourly base salary; officers assigned to the power shift shall be paid at an additional 1.75% above their hourly base salary.

SECTION 4. A police officer designated as the officer-in-charge (OIC) shall be compensated at the Corporal's rate of pay for all time worked as an OIC, provided the officer performs OIC duties for five or more days during any pay period. The OIC rate shall become effective upon appointment as an OIC.

SECTION 5. All ordinances and parts of ordinances inconsistent with the provisions of this ordinance are hereby repealed as to such inconsistencies only.

SECTION 6. This ordinance shall become effective twenty (20) days after publication thereof following final passage, and all salaries and compensation shall be retroactive to January 1, 2009.

09-02

**ORDINANCE OF THE BOROUGH OF MERCHANTVILLE,
COUNTY OF CAMDEN AND STATE OF NEW JERSEY
AMENDING CHAPTER 20, DEMOLITION OF BUILDINGS,
IN THE CODE OF THE BOROUGH OF MERCHANTVILLE**

BE IT ORDAINED by the Mayor and Borough Council of the Borough of Merchantville, County of Camden, and State of New Jersey, that Chapter 20, Demolition of Buildings, in the Code of the Borough of Merchantville, be and hereby is amended, as follows:

ARTICLE I. **SECTION 20-1** **Permit required; fee; application.**
A. Permit required.

1. No person, firm or corporation shall remove or demolish or commence the removal or demolition of any building or structure in the Borough of Merchantville without first filing with the Building Inspector an application in writing and obtaining a permit therefore.

2. Prior to the issuance of a permit, the Building Inspector shall determine if a required Certificate of Appropriateness has been issued by the Historic Preservation Commission as defined in Article VIII B of Chapter 94 of the Code of the Borough of Merchantville.

B. Retained in its entirety.

C. Retained in its entirety.

ARTICLE II.

SECTION 20-2

Method of demolition.

A. In demolishing any structure or part thereof, story after story shall be removed in a manner that is practical and consistent with demolition practices at the time the permit is issued. The Building Inspector shall approve the method of demolition. In addition to the safety measures as described in Section 20-3 of this Chapter, such approval shall consider the orientation of the structure to be demolished to nearby structures, pedestrian walkways and streets; the area available to undertake the demolition; and consideration of any needed coordination with local and county authorities relative to pedestrian and vehicular traffic flow and safety. The material to be removed shall be properly wet to minimize the dust incident to its removal.

B. Demolition, removal and disposal of building materials and/or other building site debris shall be in accordance with any and all requirements of the New Jersey Department of Environmental Protection, and/or any other state, federal and/or other agency having jurisdiction related to the disposal of such materials.

ARTICLE III.

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

ARTICLE IV.

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

09-03

ORDINANCE OF THE BOROUGH OF MERCHANTVILLE, COUNTY OF CAMDEN, STATE OF NEW JERSEY AMENDING CHAPTER 125, ZONING, IN THE CODE OF THE BOROUGH OF MERCHANTVILLE

BE IT ORDAINED by the Mayor and Borough Council of the Borough of Merchantville, County of Camden, and State of New Jersey that Chapter 125, Zoning, is hereby amended in the Code of the Borough of Merchantville, as follows:

ARTICLE I.

SECTION 125-13.1

Outside storage of firewood;

regulations.

No person shall store firewood in the front yard on residentially zoned property, except that firewood may be temporarily stored in the front yard for a period of ten (10) days from the date of its delivery.

Outside storage of firewood; generally.

The firewood shall be cut/split, prepared for use, and stored in neat, secure stacks. The firewood shall be neatly stacked and may not be stacked closer than three (3) feet to any lot line and not higher than four (4) feet from grade, except adjacent to a fence where firewood can be stacked as high as the fence. Fences as used in this Section shall not include hedges and other vegetation. The firewood shall be stored a minimum of eight (8) inches off the ground and on a well supported, non-rotting base.

There shall be no more than two (2) cords of wood stored at any time, and no more than one fourth (1/4) of a fireplace cord shall be stored on a porch of a residential structure.

All brush, debris and refuse from processing of firewood shall be promptly and properly disposed of within ten (10) days and shall not be allowed to remain on the premises. Woodpiles that contain diseased wood that is capable of transmitting disease to healthy trees and woodpiles that harbor or are infested or inhabited by rats or other vermin are public nuisances and may be abated pursuant to the provisions of this Code. Firewood may be stored upon a residential property solely for use on the premises and not for resale.

ARTICLE II.

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

ARTICLE III.

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

09-04

**ORDINANCE OF THE BOROUGH OF MERCHANTVILLE,
COUNTY OF CAMDEN, STATE OF NEW JERSEY AMENDING
CHAPTER 86, VEHICLES AND TRAFFIC, OF THE CODE OF
THE BOROUGH OF MERCHANTVILLE**

BE IT ORDAINED by the Mayor and Borough Council of the Borough of Merchantville, County of Camden, and State of New Jersey that Articles IV. and X of Chapter 86, Vehicles and Traffic, of the Code of the Borough of Merchantville, are amended as follows:

**ARTICLE I. ARTICLE IV. SECTION 86-7.3 Intersections prohibiting
left turns on red signal designated.**

No person shall operate a vehicle to make a left turn when facing a steady red signal (stop indication) at any of the locations described in Schedule XI attached to and made a part of this Chapter whenever an official sign is present prohibiting such a left turn.

**ARTICLE II. ARTICLE X. SECTION 86-27.7 Schedule XI - Prohibited
Left Turns on Red Signal – Stop Intersections**

In accordance with the provisions of Section 86-7.3, no person operate a vehicle to make a left turn when facing a steady red signal (stop indication) at any of the following locations, whenever an official sign is present prohibiting such a left turn:

Location:	Stop Sign On:	Time:
Block 26, Lot 18.02	Ingress/egress to/from parking lot unto South Centre Street	7:00 am to 9:00 am , 2:30 pm to 6:00 pm Monday through Friday

ARTICLE III.

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

ARTICLE IV.

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

Public portion for Ordinance:

Wanda Rotan, 1 Linden Avenue, would like firewood ordinance to limit firewood storage to back of yard only. Thanks to Mr. Alloway, Mrs. Fields and Mark for all their help.

Public:

Kevin Barnett, 121 Browning Road, had a question regarding Mayor's letter on web site. Web site is private and thought it was official. We need to make it clear. Mrs. Fields responded on web site recommendations. Mr. Brennan stated that one of the goals of this Council is to consider purchasing web site and man the site.

Tom Evaul, 125 St. James, can Merchantville run the other web site that we own?

Harris Edkstut, 13 N. Centre St., request to close streets for Arts Fair on May 16-17, Centre Street to Maple Walnut.

APPROVAL OF MINUTES-On the motion of Mr. Brunton and a second of Mrs. Fields, (Mr. Brennan abstained) Council approved the October 20, 2008 regular meeting minutes.

On the motion of Mrs. Fields and second of Mr. Perno, (Mr. Brennan and Mr. Brunton abstained), Council approved the October 27, 2008 regular meeting minutes.

OLD BUSINESS: Ordinance adoption.

ORDINANCE ADOPTION-Council adopted the following Ordinance.

09-01

AN ORDINANCE FOR THE BOROUGH OF MERCHANTVILLE IN THE COUNTY OF CAMDEN AND STATE OF NEW JERSEY ENTITLED "SALARIES & COMPENSATION"

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SECTION 1. The maximum annual salaries of the employees of the Borough of Merchantville are hereby established, in accordance with the following schedule for services performed during the year 2009 as of January 1, 2009.

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Retiring employees will be paid longevity on a prorated basis.

SECTION 3. All police officers assigned to the first shift shall be paid at an additional rate of 2% above their hourly base salary; officers assigned to the third shift shall be paid at an additional rate of 1.5% above their hourly base salary; officers assigned to the power shift shall be paid at an additional 1.75% above their hourly base salary.

SECTION 4. A police officer designated as the officer-in-charge (OIC) shall be compensated at the Corporal's rate of pay for all time worked as an OIC, provided the officer performs OIC duties for five or more days during any pay period. The OIC rate shall become effective upon appointment as an OIC.

SECTION 5. All ordinances and parts of ordinances inconsistent with the provisions of this ordinance are hereby repealed as to such inconsistencies only.

SECTION 6. This ordinance shall become effective twenty (20) days after publication thereof following final passage, and all salaries and compensation shall be retroactive to January 1, 2009.

09-02

**ORDINANCE OF THE BOROUGH OF MERCHANTVILLE,
COUNTY OF CAMDEN AND STATE OF NEW JERSEY
AMENDING CHAPTER 20, DEMOLITION OF BUILDINGS,
IN THE CODE OF THE BOROUGH OF MERCHANTVILLE**

BE IT ORDAINED by the Mayor and Borough Council of the Borough of Merchantville,

County of Camden, and State of New Jersey, that Chapter 20, Demolition of Buildings, in the Code of the Borough of Merchantville, be and hereby is amended, as follows:

ARTICLE I. SECTION 20-1 Permit required; fee; application.

A. Permit required.

1. No person, firm or corporation shall remove or demolish or commence the removal or demolition of any building or structure in the Borough of Merchantville without first filing with the Building Inspector an application in writing and obtaining a permit therefore.

2. Prior to the issuance of a permit, the Building Inspector shall determine if a required Certificate of Appropriateness has been issued by the Historic Preservation Commission as defined in Article VIIIB of Chapter 94 of the Code of the Borough of Merchantville.

B. Retained in its entirety.

C. Retained in its entirety.

ARTICLE II. SECTION 20-2 Method of demolition.

C. In demolishing any structure or part thereof, story after story shall be removed in a manner that is practical and consistent with demolition practices at the time the permit is issued. The Building Inspector shall approve the method of demolition. In addition to the safety measures as described in Section 20-3 of this Chapter, such approval shall consider the orientation of the structure to be demolished to nearby structures, pedestrian walkways and streets; the area available to undertake the demolition; and consideration of any needed coordination with local and county authorities relative to pedestrian and vehicular traffic flow and safety. The material to be removed shall be properly wet to minimize the dust incident to its removal.

D. Demolition, removal and disposal of building materials and/or other building site debris shall be in accordance with any and all requirements of the New Jersey Department of Environmental Protection, and/or any other state, federal and/or other agency having jurisdiction related to the disposal of such materials.

ARTICLE III.

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

ARTICLE IV.

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

09-03

ORDINANCE OF THE BOROUGH OF MERCHANTVILLE, COUNTY OF CAMDEN, STATE OF NEW JERSEY AMENDING CHAPTER 125, ZONING, IN THE CODE OF THE BOROUGH OF MERCHANTVILLE

BE IT ORDAINED by the Mayor and Borough Council of the Borough of Merchantville, County of Camden, and State of New Jersey that Chapter 125, Zoning, is hereby amended in the Code of the Borough of Merchantville, as follows:

ARTICLE I. SECTION 125-13.1 Outside storage of firewood; regulations.

No person shall store firewood in the front yard on residentially zoned property, except that firewood may be temporarily stored in the front yard for a period of ten (10) days from the date of its delivery.

Outside storage of firewood; generally.

The firewood shall be cut/split, prepared for use, and stored in neat, secure stacks. The firewood shall be neatly stacked and may not be stacked closer than three (3) feet to any lot line and not higher than four (4) feet from grade, except adjacent to a fence where firewood can be stacked

as high as the fence. Fences as used in this Section shall not include hedges and other vegetation. The firewood shall be stored a minimum of eight (8) inches off the ground and on a well supported, non-rotting base.

There shall be no more than two (2) cords of wood stored at any time, and no more than one fourth (1/4) of a fireplace cord shall be stored on a porch of a residential structure.

All brush, debris and refuse from processing of firewood shall be promptly and properly disposed of within ten (10) days and shall not be allowed to remain on the premises.

Woodpiles that contain diseased wood that is capable of transmitting disease to healthy trees and woodpiles that harbor or are infested or inhabited by rats or other vermin are public nuisances and may be abated pursuant to the provisions of this Code.

Firewood may be stored upon a residential property solely for use on the premises and not for resale.

ARTICLE II.

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

ARTICLE III.

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

09-04

ORDINANCE OF THE BOROUGH OF MERCHANTVILLE, COUNTY OF CAMDEN, STATE OF NEW JERSEY AMENDING CHAPTER 86, VEHICLES AND TRAFFIC, OF THE CODE OF THE BOROUGH OF MERCHANTVILLE

BE IT ORDAINED by the Mayor and Borough Council of the Borough of Merchantville, County of Camden, and State of New Jersey that Articles IV. and X of Chapter 86, Vehicles and Traffic, of the Code of the Borough of Merchantville, are amended as follows:

ARTICLE I. ARTICLE IV. SECTION 86-7.3 Intersections prohibiting left turns on red signal designated.

No person shall operate a vehicle to make a left turn when facing a steady red signal (stop indication) at any of the locations described in Schedule XI attached to and made a part of this Chapter whenever an official sign is present prohibiting such a left turn.

ARTICLE II. ARTICLE X. SECTION 86-27.7 Schedule XI - Prohibited Left Turns on Red Signal – Stop Intersections

In accordance with the provisions of Section 86-7.3, no person operate a vehicle to make a left turn when facing a steady red signal (stop indication) at any of the following locations, whenever an official sign is present prohibiting such a left turn:

Location:	Stop Sign On:	Time:
Block 26, Lot 18.02	Ingress/egress to/from parking lot unto South Centre Street	7:00 am to 9:00 am , 2:30 pm to 6:00 pm Monday through Friday

ARTICLE III.

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

ARTICLE IV.

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

NEW BUSINESS:

Introduction of Ordinance 09-05 Authorizing financing of redevelopment project. On a motion by Mr. Perno and second of Mr. Brunton, Council introduced the following Ordinance:

**ORDINANCE 09-05
BOND ORDINANCE AUTHORIZING THE FINANCING OF A
REDEVELOPMENT PROJECT IN AND FOR THE BOROUGH
OF MERCHANTVILLE, COUNTY OF CAMDEN, NEW
JERSEY; APPROPRIATING THE SUM OF \$1,200,000
THEREFOR; AUTHORIZING THE ISSUANCE OF GENERAL
OBLIGATION BONDS OR BOND ANTICIPATION NOTES
OF THE BOROUGH OF MERCHANTVILLE, COUNTY OF
CAMDEN, NEW JERSEY, IN THE AGGREGATE PRINCIPAL
AMOUNT OF UP TO \$1,200,000; MAKING CERTAIN
DETERMINATIONS AND COVENANTS; AND
AUTHORIZING CERTAIN RELATED ACTIONS IN
CONNECTION WITH THE FOREGOING**

BE IT ORDAINED by the Borough Council of the Borough of Merchantville, County of Camden, New Jersey (not less than two-thirds of all the members thereof affirmatively concurring), pursuant to the provisions of the Local Bond Law, constituting Chapter 169 of the Laws of 1960 of the State of New Jersey, as amended and supplemented ("Local Bond Law"), and the Local Redevelopment and Housing Law, constituting Chapter 79 of the Laws of 1992 of the State of New Jersey, as amended and supplemented, as follows:

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

- Section 2.** It is hereby found, determined and declared as follows:
- (a) the estimated amount to be raised by the Borough from all sources for the purposes stated in Section 7 hereof is \$1,200,000; and
 - (b) the estimated amount of bonds or bond anticipation notes to be issued for the purposes stated in Section 7 hereof is \$1,200,000.

Section 3. The sum of \$1,200,000, to be raised by the issuance of bonds or bond anticipation notes, are hereby appropriated for the purposes stated in this bond ordinance ("Bond Ordinance").

Section 4. The issuance of negotiable bonds of the Borough in an amount not to exceed \$1,200,000 to finance the costs of the purposes described in Section 7 hereof is hereby authorized. Said bonds shall be sold in accordance with the requirements of the Local Bond Law.

Section 5. In order to temporarily finance the purposes described in Section 7 hereof, the issuance of bond anticipation notes of the Borough in an amount not to exceed \$1,200,000 is hereby authorized. Pursuant to the Local Bond Law, the Chief Financial Officer is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale and to deliver the same to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their date to delivery thereof. The Chief Financial Officer is hereby directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this Bond Ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

Section 6. The amount of the proceeds of the obligations authorized by this Bond Ordinance which may be used for the payment of interest on such obligations, accounting, engineering, legal fees and other items as provided in Section 20 of the Local Bond Law, N.J.S.A. 40A:2-20, shall not exceed the sum of \$150,000.

Section 7. The improvements hereby authorized and the purposes for which said obligations are to be issued; the estimated costs of each said purpose; the maximum amount of obligations to be issued

for each said purpose; the maximum rate of interest the obligations are to bear; and the period of usefulness of each said purpose within the limitations of the Local Bond Law are as follows:

<u>Purpose/Improvement</u>	<u>Estimated Total Cost</u>	<u>Amount of Obligations</u>	<u>Maximum Rate of Interest on Obligations</u>	<u>Period of Usefulness</u>
A Implementation of a Redevelopment Project in the Borough of Merchantville, including, but not limited to the Acquisition 9 S. Centre St., identified on the Official Tax Map of the Borough of Merchantville as Block 29, Lot 2, 5-7 E. Park Ave., identified on the Official Tax Map of the Borough of Merchantville as Block 29, Lot 3, 13 S. Centre St., identified on the Official Tax Map of the Borough of Merchantville as Block 29, Lot 6 & 11, 19 E. Park Ave., identified on the Official Tax Map of the Borough of Merchantville as Block 29, Lot 8, 9 S. Centre St., identified on the Official Tax Map of the Borough of Merchantville as Block 29, Lot 9 & 15, 15 S. Centre St., identified on the Official Tax Map of the Borough of Merchantville as Block 29, Lot 14, 16 E. Park Ave., identified on the Official Tax Map of the Borough of Merchantville as Block 33, Lot 5, E. Park Ave., identified on the Official Tax Map of the Borough of Merchantville as Block 33, Lot 6 & 7, Railroad right of way, identified on the Official Tax Map of the Borough of Merchantville as Block 61, Lot 4 & 5, all as a part of the Borough's previously adopted redevelopment plan and together with the acquisition of all materials and equipment and completion of all work necessary therefore or related thereto, all as more particularly described in the documentation on file and available for inspection during normal business hours in the office of the Borough Clerk .	\$1,200,000	\$1,200,000	8.00%	40 years

Section 8. Grants or other monies received will be applied to the payment of, or repayment of obligations issued to finance, the costs of the purposes described in Section 7 above.

Section 9. The supplemental debt statement provided for in Section 10 of the Local Bond Law, N.J.S.A. 40A:2-10, was duly filed in the office of the Clerk prior to the passage of this Bond Ordinance on first reading and a complete executed duplicate original thereof has been filed in the Office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. The supplemental debt statement shows that the gross debt of the Borough, as defined in Section 43 of the Local Bond Law, N.J.S.A. 40A:2-43, is increased by this Bond Ordinance by \$1,200,000 and that the obligations authorized by this Bond Ordinance will be within all debt limitations prescribed by said Local Bond Law.

Section 10. The full faith and credit of the Borough are irrevocably pledged to the punctual payment of the principal of and interest on the bonds or bond anticipation notes authorized by this Bond Ordinance, and to the extent payment is not otherwise provided, the Borough shall levy ad valorem taxes on all taxable real property without limitation as to rate or amount for the payment thereof.

Section 11. The Capital Budget is hereby amended to conform with the provisions of this Bond Ordinance to the extent of any inconsistency therewith, and the resolution promulgated by the Local Finance Board showing full detail of the amended Capital Budget and Capital Program as approved by the Director of the Division of Local Government Services, is on file with the Clerk and available for inspection.

Section 12. The Borough hereby declares its intent to reimburse itself from the proceeds of the bonds or bond anticipation notes authorized by this Bond Ordinance pursuant to Income Tax Regulation

Section 1.150-2(e), promulgated under the Internal Revenue Code of 1986, as amended ("Code"), for "original expenditures", as defined in Income Tax Regulation Section 1.150-2(c)(2), made by the Borough prior to the issuance of such bonds or bond anticipation notes.

Section 13. The Borough hereby covenants as follows:

(a) it shall take all actions necessary to ensure that the interest paid on the bonds or bond anticipation notes is exempt from the gross income of the owners thereof for federal income taxation purposes, and will not become a specific item of tax preference pursuant to Section 57(a)(5) of the Code;

(b) it will not make any use of the proceeds of the bonds or bond anticipation notes or do or suffer any other action that would cause the bonds or bond anticipation notes to be "arbitrage bonds" as such term is defined in Section 148(a) of the Code and the Regulations promulgated thereunder;

(c) it shall calculate or cause to be calculated and pay, when due, the rebatable arbitrage with respect to the "gross proceeds" (as such term is used in Section 148(f) of the Code) of the bonds or bond anticipation notes;

(d) it shall timely file with the Ogden, Utah Service Center of the Internal Revenue Service, such information report or reports as may be required by Sections 148(f) and 149(e) of the Code; and

(e) it shall take no action that would cause the bonds or bond anticipation notes to be "federally guaranteed" within the meaning of Section 149(b) of the Code.

Section 14. The improvements authorized hereby are not current expenses and are improvements that the Borough may lawfully make. No part of the cost of the improvements authorized hereby has been or shall be specially assessed on any property specially benefited thereby.

Section 15. All ordinances, or parts of ordinances, inconsistent herewith are hereby repealed to the extent of any such inconsistency.

Section 16. In accordance with the Local Bond Law, this Bond Ordinance shall take effect twenty (20) days after the first publication thereof after final passage.

Date of Introduction: **January 26, 2009**

Date of Adoption: **February 9, 2009**

Notice of Pending Bond Ordinance and Summary

The bond ordinance, the summary terms of which are included herein, was introduced and passed upon first reading at a meeting of the Mayor and Borough Council of the Borough of Merchantville, in the County of Camden, State of New Jersey, on January 26, 2009. It will be further considered for final passage, after public hearing thereon, at a meeting of the Mayor and Borough Council of the Borough of Merchantville to be held at the Merchantville Borough Municipal Building, 1 West Maple Avenue, Merchantville, New Jersey, on February 9, 2009 at 7:30o'clock PM. During the week prior to and up to and including the date of such meeting copies of the full ordinance will be available at no cost and during regular business hours, at the Borough Clerk's office for the members of the general public who shall request the same. The summary of the terms of such bond ordinance follows:

Title: BOND ORDINANCE AUTHORIZING THE FINANCING OF A REDEVELOPMENT PROJECT IN AND FOR THE BOROUGH OF MERCHANTVILLE, COUNTY OF CAMDEN, NEW JERSEY; APPROPRIATING THE SUM OF \$1,200,000 THEREFOR; AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OR BOND ANTICIPATION NOTES OF THE BOROUGH OF MERCHANTVILLE, COUNTY OF CAMDEN, NEW JERSEY, IN THE AGGREGATE PRINCIPAL AMOUNT OF UP TO \$1,200,000; MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING

<u>Purpose/Improvement</u>	<u>Estimated Total Cost</u>	<u>Amount of Obligations</u>	<u>Maximum Rate of Interest on Obligations</u>	<u>Period of Usefulness</u>
A Implementation of a Redevelopment Project in the Borough of Merchantville, including, but not limited to the Acquisition of <u>9 S. Centre St.</u>, identified on the Official Tax Map of the Borough of Merchantville as <u>Block 29, Lot 2</u>, <u>5-7 E. Park Ave.</u>, identified on the Official Tax Map of the Borough of Merchantville as <u>Block 29, Lot 3</u>, <u>13 S. Centre St.</u>, identified on the Official Tax Map of the Borough of Merchantville as <u>Block 29, Lot 6 & 11</u>, <u>19 E. Park Ave.</u>, identified on the Official Tax Map of the Borough of Merchantville as <u>Block 29, Lot 8</u>, <u>9 S. Centre St.</u>, identified on the Official Tax Map of the Borough of Merchantville as <u>Block 29, Lot 9 & 15</u>, <u>15 S. Centre St.</u>, identified on the Official Tax Map of the Borough of Merchantville as <u>Block 29, Lot 14</u>, <u>16 E. Park Ave.</u>, identified on the Official Tax Map of the Borough of Merchantville as <u>Block 33, Lot 5</u>, <u>E. Park Ave.</u>, identified on the Official Tax Map of the Borough of Merchantville as <u>Block 33, Lot 6 & 7</u>, <u>Railroad right of way</u>, identified on the Official Tax Map of the Borough of Merchantville as <u>Block 61, Lot 4 & 5</u>, all as a part of the Borough's previously adopted redevelopment plan and together with the acquisition of all materials and equipment and completion of all work necessary therefore or related thereto, all as more particularly described in the documentation on file and available for inspection during normal business hours in the office of the Borough Clerk . Appropriation: \$1,200,000 Bonds/Notes Authorized: \$1,200,000 Grants (if any) Appropriated: None Section 20 Costs: \$150,000 Useful Life: 40.00 years	\$1,200,000	\$1,200,000	8.00%	40 years

Resolution: On a motion of Mr. Alloway and second of Mrs. Fields, Council unanimously approved the following Resolution:

R09-28

RESOLUTION OF THE BOROUGH OF MERCHANTVILLE, COUNTY OF CAMDEN, NEW JERSEY, ESTABLISHING SPECIFIC SALARIES AND WAGES FOR EMPLOYEES FOR 2009

WHEREAS, the Mayor and Council of the Borough of Merchantville have established the maximum salaries of the following employees of the Borough of Merchantville by ordinance adopted January 26, 2009 for 2009; and

WHEREAS, said salaries shall be subject to the appropriation of funds in the 2009 temporary and the approved 2009 budget;

1-26-09

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Merchantville hereby establishes the following specific salaries for 2009 for the following employees of the Borough of Merchantville, to be effective as of January 1, 2009:

<u>POSITION</u>	<u>SALARY</u>
Police Detective Sergeant	78,355.00
Police Sergeant	74,136.00
Police Corporal	70,385.00
Police Patrol:	
0-6 months	36,647.00
7-12 months	39,835.00
13-24 months	45,412.00
25-36 months	51,784.00
37-48 months	59,748.00
49 months forward	67,568.00

Police Experience Pay –Additional compensation paid to each police officer based upon years of police experience with the Borough.

<u>Start of Year</u>	<u>End of Year</u>	<u>% of Base Pay</u>
6 th year police experience until	10 th year	2%
11 th year police experience until	15 th year	3%
16 th year police experience until	20 th year	4%
21 st year police experience until	24 th year	5%
25 th year police experience until	retirement	6%
Public Works Foreman (Per Hour)		24.06
Public Works Helper I (Per Hour)		11.13
Public Works Helper II (Per Hour)		12.62
Public Works Helper III (Per Hour)		13.54
Public Works Helper IV (Per Hour)		14.43
Public Works Journeyman I (Per Hour)		15.63
Public Works Journeyman II (Per Hour)		16.84
Public Works Journeyman III (Per Hour)		18.04
Public Works Journeyman IV (Per Hour)		19.24
An additional \$.50 (Per Hour) is paid to Helper I through Journeyman I who possesses a valid CDL		

Section 2. Longevity shall be added to the above salaries in accordance with the following schedule:

LONGEVITY SCHEDULE FOR FULL-TIME EMPLOYEES HIRED PRIOR TO JANUARY 1, 1994:

After 5 years through 10 years	2%
After 10 years through 15 years	3%
After 15 years through 20 years	4%
After 20 years through 24 years	5%
After 24 years	6%

Mr. Brunton stated that Resolution 09-27 Designation the paid fireman, should be tabled until budget time. Mr. Brennan stated that hold over is within 30 days. Mrs. Fields stated that less than 20% of time was spent driving EMS vehicle. Mr. Perno stated that it is important to have a paid fireman because we don't have a driver during the day. He does training, inspections, and fire inspections on buildings. Mrs. Fields asked if inspector is same as fire official. Mr. Perno replied fire inspector can ticket and fine and it is much more difficult to reduce in court. Mr. Brunton asked that if we would like to terminate this position, will we be required to go through DOP process. Mrs. Fields asked if we could redefine the position if we reappoint at this time. Mr. Perno asked if it matters if we are non-civil service, non union?

Resolution: On a motion of Mr. Perno and second of Mr. Brunton, (Mr. Brennan abstained), Council approved the following Resolution:

R09-27

RESOLUTION OF THE BOROUGH OF MERCHANTVILLE, COUNTY OF CAMDEN AND STATE OF NEW JERSEY DESIGNATING THE BOROUGH'S PAID FIREMAN

WHEREAS, the Borough of Merchantville, a public agency, would like to designate a paid Fireman for the Merchantville Fire Department; and

WHEREAS, it is the desire of the Mayor and Council of the Borough of Merchantville to appoint Kevin Patti as the paid Fireman;

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Merchantville, that Kevin Patti, is hereby appointed as the paid fireman for a term of one year, expiring December 31, 2009.

APPROVAL-USE OF WELLWOOD PARK FOR EVENT-On a motion of Mrs. Fields and second of Mr. Brunton, Council approved the use of Wellwood Park.

APPROVAL-STREET CLOSING FOR ARTS FAIR-On a motion of Mr. Perno and second of Mr. Brennan, Council approved the Street closing for Arts Fair.

APPROVAL-PUBLIC WORKS EMPLOYEE-On a motion of Mr. Brunton and second of Mr. Perno, Council approved the hiring of a new public works employee.

ANNOUNCEMENTS:

Elected Officials training

ADJOURNMENT:

On the motion of Mr. Perno and second of Mr. Alloway, the meeting was adjourned at 8:24 PM.

DENISE L. BROUSE
BOROUGH CLERK