

September 7, 2009

This meeting is called pursuant to the provisions of the Open Public Meetings Law. This meeting of September 7, 2009 called by the Mayor, Lawrence E. Pennock, in the Community Hall at 7:00 PM with the salute to the flag was included in a list of meetings notice sent to the Retrospect and the Courier Post on January 8, 2009, and advertised in the Retrospect on January 16, 2009 and in the Courier Post on January 10, 2009, posted on the bulletin board in the Municipal Building on January 7, 2009 and has remained continuously posted as the required notices under the Statute. In addition, a copy of this notice is and has been available to the public and is on file in the office of the Municipal Clerk.

Roll Call: Councilman Beeman, Councilman Delengowski, Councilwoman Hook
Councilwoman Jones, and Councilman Passon were present.
Councilwoman Lewis was absent (not excused).

Motion made by Councilman Passon to approve the minutes from the closed meeting on March 2, 2009, closed meeting from March 16, 2009, regular meeting from August 3, 2009, and regular meeting from August 17, 2009. Seconded by Councilman Beeman. All ayes.

Motion made by Councilman Passon to approve the vouchers provided the proper affidavits are attached. Seconded by Councilman Delengowski. Roll call vote: Councilman Beeman-yes, Councilman Delengowski-yes, Councilwoman Hook-yes, Councilwoman Jones-yes, and Councilman Passon-yes.

Motion made by Councilman Beeman to go out of the order of the meeting to open to the public. Seconded by Councilman Passon. All ayes.

OPEN TO THE PUBLIC AT 7:01 PM:

Mike Pennock-6 Bobolink Road-requesting an additional bus stop for his son, Hunter Pennock, in front of Tippie Toes Day Care.

Stuart Platt, Solicitor for the Borough of Audubon Park-asked Mr. Michael Pennock to forward the letter to the Borough Office that holds the Borough harmless if anything happens because of this new bus stop added, which deviates from the usual bus stops. Mr. Platt also stated that he would review the contract. This will be a drop off only stop.

Mitch Siegel-4 Bobolink Road-stated that he would like his daughter to get off in front of Tippie Toes Day Care because Mrs. Brown has an after school program.

CLOSED TO THE PUBLIC AT 7:02 PM

REPORTS:

Councilwoman Jones-discussed some senior programs that are up and coming. Free Senior Health Fair in Voorhees on September 23rd from 10 AM to 2 PM. Flu Vaccine Kick off is Wednesday, October 14th. Register Ready- for those in need of emergency help.

Councilman Beeman-welcomed Chief Cavallo to his first Borough of Audubon Park Council meeting. The open house on Tuesday, September 1, 2009 went well and we had a great showing. Requested that Deb Stasulli attend the Working Session.

Councilman Delengowski-No report at this time.

Councilwoman Hook-requested that the JIF be notified that the Borough of Audubon Park is busing the Audubon Park children to the grade schools for 2009-2010.

Councilman Passon-Remington and Vernick continue to check into Solar Energy for the Audubon Park School, the Fire House, and the MPB.

MAYORS REPORT FOR SEPTEMBER 7, 2009 MEETING

1. Tippie Toes Day Care honored their end of the agreement and are paid in full through August 31, 2009. Ms. Brown delivered an \$18,500.00 check to our office on September 1st.
2. Tippie Toes asked us to reconsider doing emergency doors on the Building in lieu of the fact that we don't have enough to replace the windows. I've included this in our new business portion of the Meeting.
3. The police ceremony was a huge success. Not only have we gotten Great feed back from our residents but from Haddon Twp. as well as other towns who attended.
4. We will be having a coordinating meeting on September 21, 2009 at 7 PM.
5. We were provided information to the Questions we raised about the school board with Peg Nicolosi. We will discuss that under old

business.

6. Dawn will have her first CFO class on September 19, 2009.

OLD BUSINESS:

Discussion was held regarding the Animal Control Office, Nancy Welsh.

Peg Nicolosi, Camden County-forwarded Q & A regarding the school mergers.

NEW BUSINESS:

Motion made by Councilman Beeman to pay \$36.74 to renew our website with godaddy.com. Seconded by Councilman Passon. Roll call vote: Councilman Beeman-yes, Councilman Delengowski-yes, Councilwoman Hook-yes, Councilwoman Jones-yes, and Councilman Passon-yes.

Motion made by Councilman Delengowski to approve the concept of emergency doors for the school. Seconded by Councilwoman Hook. Roll call vote: Councilman Beeman-yes, Councilman Delengowski-yes, Councilwoman Hook-yes, Councilwoman Jones-yes, and Councilman Passon-yes.

**SECOND READING OF ORDINANCE NO. 2009-08 AMENDMENT TO
HANDICAPPED PARKING ORDINANCE #48**

ORDINANCE NO. 2009-08 OPEN TO THE PUBLIC AT 7:42 PM: No Comments

ORDINANCE NO. 2009-08 CLOSED TO THE PUBLIC.

BOROUGH OF AUDUBON PARK, NEW JERSEY

**ORDINANCE OF THE BOROUGH OF AUDUBON PARK, COUNTY OF
CAMDEN, AND STATE OF NEW JERSEY, DESIGNATING HANDICAPPED
PARKING SPACES IN THE BOROUGH OF AUDUBON PARK**

WHEREAS, the Borough of Audubon Park adopted Ordinance No. 48 designating certain handicapped parking spaces within the Borough, which was amended on June 2, 1997, August 2, 1999 and again on April 1, 2008; and

WHEREAS, the Mayor and Borough Council of the Borough of Audubon Park have deemed it in the best interest of the public health, safety and welfare to amend, revise, and supplement Ordinance No. 48.

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

SECTION I. Pursuant to the provisions of N.J.S.A. 39:4-8 and N.J.S.A. 39:4-197, the following locations are designated for handicapped parking. Such spaces are for use by persons who have been issued special identification cards, plates or placards by the New Jersey Motor Vehicle Commission or temporary placards issued by the Chief of Police. No other person shall be permitted to park in these spaces.

| <u>Street</u> | <u>Location</u> |
|----------------------|------------------------|
| Sandpiper Place | On Road C |
| Whippoorwill Way | In circle |
| Tanager Terrace | Off Nicholson Road |
| Cardinal Court | On Road A |
| Dove Terrace | Off Creek Road |
| School Lane | End of Lark Lane |
| Redwing Place | On Road C |
| Turtledove Court | On Road C |
| Mockingbird Lane | On Road A |

SECTION II. Pursuant to the provisions of N.J.S.A. 39:4-8 and N.J.S.A. 39:4-197, the following are designated as fifteen (15) minute “Pick up and Drop off” locations for handicapped individuals only:

Cardinal Court, Dove Terrace, Flamingo Place, Kingfisher Place, Lark Lane, Mockingbird Lane, Raven Place, Redwing Place, Robin Terrace, Sandpiper Place, Tanager Terrace, Turtledove Court, and Waxwing Court.

SECTION III. Any person violating any section of this Ordinance shall be liable to a fine of \$250.00 for the first offense and, for subsequent offenses, a fine of at least \$250.00 and up to ninety (90) days’ community service on such terms and in such form as the court shall deem appropriate, or any combination thereof.

SECTION IV. All Ordinances or parts of Ordinances inconsistent with this Ordinance are hereby repealed to the extent of such inconsistency.

SECTION V. If the provisions of any section, subsection, paragraph, subdivision, or clause of this Ordinance shall be judged invalid by a court of competent jurisdiction, such order of judgment shall not affect or invalidate the remainder of any section, subsection, paragraph, subdivision, or clause of this Ordinance.

SECTION VI. This Ordinance shall take effect immediately upon final passage and publication in accordance with law.

Motion made by Councilman Beeman to adopt Ordinance No. 2009-08 Ordinance of the Borough of Audubon Park, County of Camden, and State of New Jersey, Designating Handicapped Parking Spaces in the Borough of Audubon Park. Seconded by Councilman Delengowski. Roll call vote: Councilman Beeman-yes, Councilman Delengowski-yes, Councilwoman Hook-yes, Councilwoman Jones-yes, and Councilman Passon-yes.

**RESOLUTION FOR THE YEAR 31 COMMUNITY DEVELOPMENT
GRANT AGREEMENT 2009:39**

WHEREAS, a cooperative agreement was heretofore entered into between the Borough of Audubon Park and the County of Camden for the establishment of a cooperative means of conducting certain community development activities; and

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

WHEREAS, the County has achieved “Urban County” status in accordance with the requirements set forth in Title I of the Housing and Community Development Act of 1974, as amended and the Housing Urban-Rural Recovery Act of 1983; and

WHEREAS, the County has entered into a grant agreement with the U.S. Department of Housing and Urban Development under Title I of the Housing and Community Development Act, as amended, for an Entitlement Grant; and

WHEREAS, this Grant is administered for the County by the County’s Community Development Offices; and

WHEREAS, the Borough of Audubon Park has proposed certain activities to be carried out under the 31st Year Program; and

WHEREAS, the County has approved funding for eligible project of the Borough of Audubon Park from said grant and desires the Borough of Audubon Park to undertake said project

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council,

that the Year 31 Municipal CDBG Grant Agreement be adopted between the Borough of Audubon Park and the County of Camden, a copy of the Agreement which is attached thereof; and

BE IT FURTHER RESOLVED, that this resolution shall take effect immediately upon its enactment as provided by law.

RESOLUTION PROVIDING FOR MEETING NOT OPEN TO THE PUBLIC IN ACCORDANCE WITH THE PROVISIONS OF THE NEW JERSEY OPEN PUBLIC MEETINGS ACT, N.J.S.A. 10:4-12 2009:40

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

WHEREAS, the Open Public Meetings Act, N.J.S.A. 10:4-12, provides that an Executive Session, not open to the public, may be held for certain specified purposes when authorized by Resolution; and

WHEREAS, it is necessary for the Governing Body to discuss in a session not open to the public certain matters relating to the item or items authorized by N.J.S.A. 10:4-12B and designated below:

AUDUBON VS. AUDUBON PARK

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Audubon Park, assembled in public session on September 7, 2009 that an Executive Session closed to the public shall be held on September 7, 2009 in the Municipal Building, 20 Road C, Audubon Park, New Jersey, for the discussion of matters relating to a court case. It is anticipated that the deliberations conducted in closed session may be disclosed to the public upon the determination of the Governing Body that the public interest will no longer be served by such confidentiality.

Motion made by Councilman Beeman to adopt Resolution 2009:39 Resolution for the Year 31 Community Development Grant Agreement and Resolution 2009: 40 Resolution Providing for Meeting Not Open to the Public in Accordance With the Provisions of the New Jersey Open Public Meetings Act, N.J.S.A. 10:4-12 relating to the matter of Audubon vs. Audubon Park.. Seconded by Councilwoman Jones. Roll call vote: Councilman Beeman-yes, Councilman Delengowski, Councilwoman Hook-yes, Councilwoman Jones-yes, and Councilman Passon-yes.

CLOSED SESSION: 7:44 PM

RETURNED TO THE REGULAR ORDER OF BUSINESS AT 8:07 PM.

Motion made by Councilman Beeman to adjourn the meeting at 8:08 PM. Seconded by

Councilman Passon. All ayes.

DAWN M. PENNOCK, RMC
MUNICIPAL CLERK