

THE MEETING OF THE CITY OF BURLINGTON COMMON COUNCIL, COUNTY OF BURLINGTON, STATE OF NEW JERSEY, WAS HELD ON TUESDAY, FEBRUARY 9, 2021, AT 7:00 PM, VIA ZOOM PURSUANT TO THE OPEN PUBLIC MEETINGS ACT.

The following notice of the meeting was sent:

PLEASE TAKE NOTICE, that in accordance with the Open Public Meetings Act, N.J.S.A. 10:4-6 et seq., as amended by A-3850, and in consideration of Executive Orders No. 103 and 107, issued by Governor Murphy on March 9 and 21, 2020 respectively, declaring a State of Emergency and a Public Health Emergency in the State of New Jersey, the City of Burlington does hereby notify the public that to protect the health, safety and welfare of our citizens while ensuring the continued functioning of government, the Regular meeting of the Common Council scheduled for February 9, 2021 will be held electronically only. Members of the public who wish to participate in the meeting may do so by calling in or joining at 7:00p.m. Individuals calling in or joining will be able to fully participate in the meeting, including providing public comment.

Join Zoom Meeting:

<https://us02web.zoom.us/j/2993296844?pwd=UURxMXhYMyxYXIUNUJZTHZwemxqQT09>

Dial: 1-646-558-8656

Meeting ID: 299 329 6844

Password: 863459

Cindy A. Crivaro, RMC
Municipal Clerk

Members present: Mr. Babula, Mr. Chachis, Ms. Hatala (late), Ms. Hollingsworth, Mr. Swan, Ms. Woodard, Ms. Lollar. (7) Absent: (0)

Also present: Mayor Conaway, Administrator- David Ballard, Chief Financial Officer- Ken Mac Millan, Director of Housing- Bill Harris, Municipal Attorney- Lou Garty, Director of Public Works - Bill Curry, Chief of Police - John Fine.

SALUTE TO FLAG

UNFINISHED BUSINESS

None.

CONSENT AGENDA

Councilman Chachis, moved that all Consent Agenda items be approved. It was seconded by Councilwoman Woodard. All were in favor. Absent: Hatala

APPROVAL OF INVOICES*

Approved by Consent Agenda. All were in favor. Absent: Hatala

RESOLUTIONS / CONSENT AGENDA RESOLUTIONS*

Resolution No. 76-2021

RESOLUTION NO. 76-2021 OF THE COMMON COUNCIL OF THE CITY OF BURLINGTON AUTHORIZING AN EXTENSION OF THE REAL ESTATE LISTING AGREEMENT WITH LICENSED REALTOR JASON M. WOLF OF WOLF COMMERCIAL REAL ESTATE d/b/a WCRE WITH RESPECT TO JACKSONVILLE ROAD, DESIGNATED AS BLOCK 221, LOT 3 ON THE TAX MAP OF THE CITY OF BURLINGTON

WHEREAS, the City of Burlington previously determined that certain City-owned property, identified on the Tax Map as Block 221, Lot 3 and otherwise known as Jacksonville Road, is no longer needed for public purposes as contemplated by N.J.S.A. 40A:12-13; and

WHEREAS, the Property was deemed to be an Area in Need of Redevelopment pursuant to the study undertaken for the Route 130 Corridor Redevelopment Area, enacted via Ordinance No. 04-2010; and

WHEREAS, pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-8g and N.J.S.A. 12A-22, the City may, among other things, authorize the sale of property located within Redevelopment Areas without the necessity of public bidding; and

WHEREAS, The City sought to engage the services of a Licensed Realtor to list and sell the Property and to assist with negotiation terms of sale deemed favorable to the City, for a period of six (6) months with no provisions for automatic renewal; and

WHEREAS, such an agreement is exempt from the public bidding requirements of the Local Public Contracts Law, N.J.S.A. 40A:11-1, *et seq.*; and

WHEREAS, by Resolution No. 93-2019, the Common Council authorized the Mayor to execute a Listing Agreement to engage the services of Jason M. Wolf of Wolf Commercial Real Estate, (referred to as “WCRE”) a NJ-Licensed Real Estate Broker, for the purposes of listing the Property, marketing the property to suitable prospective purchasers and assisting the City in negotiating terms of sale deemed favorable to the City; and

WHEREAS, the aforementioned Listing Agreement was for a term of six (6) months starting on or about May 6, 2020; and

WHEREAS, the Common Council wishes to continue the present contractual relationship with Jason M. Wolf of Wolf Commercial Real Estate for the continued listing and marketing of the Property to suitable prospective purchasers and assistance with negotiating terms of sale deemed favorable to the City by extending the listing agreement for a period of six (6) months and authorizing the continuation of the agreement during the intervening months; and

WHEREAS, the proposed Extension of the aforementioned Listing Agreement with Wolf Commercial Real Estate will be extended until May 6, 2021, with all other terms of the Agreement remaining in full force and effect was provided;

NOW THEREFORE BE IT RESOLVED that the Common Council for the City of Burlington hereby authorizes the Mayor to execute the Extension of the current Listing Agreement for the Property identified on the Tax Map as Block 221, Lot 3 with Wolf Commercial Real Estate for an additional term of approximately six (6) months to expire on May 6, 2021, with all other terms of the Agreement remaining in full force and effect.

Upon the motion of Councilwoman Babula, seconded by Councilman Chachis, the foregoing resolution was adopted by the following roll call vote: AYES: Mr. Babula, Mr. Chachis, Ms. Hollingsworth, Mr. Swan, Ms. Woodard, Ms. Lollar. (6); NAYS: (0); ABSTAIN: (0); ABSENT: Ms. Hatala. (1).

Resolution No. 77-2021*

A resolution providing for a meeting not opened to the public in accordance with the provisions of the New Jersey Open Public Meetings Act. N.J.S.A. 10:4-12: Therefore be it resolved by the Common Council of the City of Burlington, assembled in public session on February 9, 2021, that an Executive Session Closed to the Public shall be held on February 9, 2021, via ZOOM for discussion of matters relating to the specific items designated in this resolution:

Contracts/Real Estate N.J.S.A. 10:4-12(7):

- 302 Commerce Square Boulevard
- 200 E. Federal Street Redevelopment
- Opportunity Site #1 Redevelopment - Propel Opportunity Fund, Inc.
- Pearl Pointe Redevelopment

The nature of the discussion conducted in closed session and or the result thereof may be disclosed to the public in an open public meeting held in February of 2021 or shortly there after.

Approved by Consent Agenda. All were in favor. Absent: Hatala

PUBLIC COMMENTS

Alexander Kettle, 4 Cooper Street- spoke of Resolution No. 283-2018, referred to an agreement; requested to meet with City Officials to discuss; asked if Council was in support of the 13th amendment.

Ms. Garty spoke of litigation relating to Resolution No. 283-2018; Council Members are not able to discuss this.

Stephen Young, Atlantic City, N.J.- spoke of the National Action Network, Black Lives Matter and Black History Month; requested to meet with City Officials.

COUNCIL COMMENTS

Councilman Babula thanked Det. Edwardson and Chief Fine for solving a recent crime; spoke the passing of a boxer, Leon Spinks.

Councilman Chachis spoke of speeding on Pearl Blvd. and Pearl Street.

Council Members expressed condolence to President Lollar for the loss of her mother in-law and Cynthia Spruell for the loss of her brother.

Chief Fine spoke responded to Councilman Chachis concerns of speeding on Pearl.

EXECUTIVE CONFERENCES

- 302 Commerce Square Boulevard
- 200 E. Federal Street Redevelopment
- Opportunity Site #1 Redevelopment - Propel Opportunity Fund, Inc.
- Pearl Pointe Redevelopment

ADJOURNMENT

Upon the motion of Councilwoman Woodard, seconded by Councilman Chachis, this meeting of February 9, 2021 was adjourned.

Cindy A. Crivaro, RMC
Municipal Clerk