

THE MEETING OF THE CITY OF BURLINGTON COMMON COUNCIL, COUNTY OF BURLINGTON, STATE OF NEW JERSEY, WAS HELD ON TUESDAY, MARCH 19, 2019, AT 7:00 PM, IN THE CITY HALL, 525 HIGH STREET, BURLINGTON, NJ, PURSUANT TO THE OPEN PUBLIC MEETINGS ACT.

The Deputy Municipal Clerk advised the public of the location of the two fire exits; one on the left after exiting the Council Chamber and the other being the entrance to the building.

Members present: Mr. Babula, Mr. Chachis, Ms. Hatala, Ms. Mercuri (7:50pm), Mr. Swan, Ms. Woodard, Ms. Lollar. (7) Absent: (0)

Also present: Mayor Conaway, Administrator- David Ballard, Chief Financial Officer- Ken Mac Millan, Municipal Attorney- Lou Garty, Bill Harris, Director of Housing , Sgt. Ekelburg.

The following notice of the meeting was sent:

There will be a Meeting of the Common Council of the City of Burlington held on March 19, 2019 at 7:00 PM, prevailing time at the City Hall Building, 525 High Street, Burlington, N.J. 08016.

Cindy A. Crivaro, RMC
Municipal Clerk

SALUTE TO FLAG

UNFINISHED BUSINESS

None.

CONSENT AGENDA

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

APPROVAL OF INVOICES*

Approved by Consent Agenda. All were in favor.

ORDINANCE(S) - INTRODUCTION & FIRST READING

AN ORDINANCE OF THE CITY OF BURLINGTON GRANTING RENEWAL OF MUNICIPAL CONSENT TO COMCAST TO CONSTRUCT, CONNECT, OPERATE, AND MAINTAIN A CABLE TELEVISION AND COMMUNICATIONS SYSTEM IN THE CITY OF BURLINGTON, NEW JERSEY

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

AN ORDINANCE OF THE CITY OF BURLINGTON AMENDING THE CODE OF THE CITY OF BURLINGTON, CHAPTER 146, RELATING TO FEES CHARGED FOR CERTAIN INSPECTION SERVICES PURSUANT TO CHAPTER 125, UNIFORM CONSTRUCTION CODES

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

RESOLUTIONS / CONSENT AGENDA RESOLUTIONS*

Resolution No. 97-2019

Municipal Budget of the City of Burlington, County of Burlington, for the Fiscal Year 2019;

Be It Resolved, that the following statements of revenues and appropriations shall constitute the Municipal Budget for the year 2019;

Be It Further Resolved, that said Budget be published in the Burlington County Times in the issue of April 3, 2019.

The Governing Body of the City of Burlington does hereby approve the following as the Budget of the year 2019.

Local Tax for Municipal Purposes including Reserve for Uncollected Taxes - \$8,538,786.06.

Notice is hereby given that the Budget and Tax Resolution was approved by the Common Council of the City of Burlington, County of Burlington, on March 19, 2019.

A hearing on the Budget and Tax Resolution will be held at City Hall, 525 High Street on April 16, 2019 at 7:00 P.M. at which time and place objections to said Budget and Tax Resolution for the year 2019 may be presented by taxpayers or other interested persons.

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

Resolution No. 98-2019

RESOLUTION AUTHORIZING TRANSFERS OF APPROPRIATION RESERVES

WHEREAS, various 2018 bills have been presented for payment this year, which bills were not covered by order number and/or recorded at the time of transfers between the 2018 Budget Appropriations in the last two months of 2018; and

WHEREAS, N.J.S. 40A:4-59 provides that all unexpended balances carried forward after the close of the year are available, until lapsed at the close of the succeeding year, to meet specific claims, commitments or contracts incurred during the preceding fiscal year, and allows transfers to be made from unexpended balances to appropriation reserves which are expected to be insufficient during the first three months of the succeeding year;

NOW, THEREFORE, BE IT RESOLVED by the council of the City of Burlington that the transfers in the amount of \$91,500.00 be made between the 2018 Budget Appropriation Reserves as follows:

	<u>FROM</u>	<u>TO</u>
<u>Current Fund:</u>		
Police:		
Salaries and Wages	\$ 91,500.00	
Accumulated Leave:		
Other Expenses		\$ 90,000.00
Recreation:		
Other Expenses		\$ 1,500.00

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

Resolution No. 99-2019

RESOLUTION AUTHORIZING EMERGENCY TEMPORARY APPROPRIATIONS

RESOLVED: That WHEREAS, an emergent condition has arisen with respect to paying salaries and wages for various City employees and various other expenses necessary to provide essential services to the residents of the City of Burlington prior to the final adoption of the budget and no adequate provision has been made in the 2019 temporary appropriations for the aforesaid purpose, and N.J.S.40A: 4-20 provides for the creation of an emergency temporary appropriation for the purpose above mentioned, and

WHEREAS, the total emergency temporary resolutions adopted in the year 2019 pursuant to the provisions of Chapter 96, P.L. 1951 (N.J.S. 40A: 4-20) including this resolution total \$3,984,250.06 for Current Fund, \$ 564,635.00 for Water Utility and \$ 804,294.00 for Sewer Utility;

NOW, THEREFORE, BE IT RESOLVED: (not less than two-thirds of all the members thereof affirmatively concurring) that in accordance with the provisions of N.J.S. 40A:4-20:

1. An emergency temporary appropriation be and the same is hereby made for the purposes found on attachment "A" attached.

2. That said emergency temporary appropriations will be provided for in the 2019 budget under the titles listed above.
3. That one certified copy of this resolution be filed with the Director of Local Government Services.

ATTACHMENT A

CURRENT FUND:

	SALARIES	OTHER EXPENSES
General Administration	58,000.00	7,500.00
Municipal Clerk	33,000.00	9,000.00
Mayor and Council	5,500.00	3,000.00
Financial Administration	50,000.00	1,000.00
Audit Services		
Assessment of Taxes	14,000.00	3,000.00
Collection of Taxes	29,000.00	1,000.00
Legal Services & Costs		35,000.00
Engineering		
Economic Development		28,000.00
Office of Program Coordinator	6,000.00	6,000.00
Planning Board	3,000.00	8,000.00
Historic Preservation Commission	500.00	6,000.00
Building Inspections	17,000.00	
Plumbing Inspections		
Electrical Inspections		
Housing Inspections		5,000.00
Rental Unit Inspections	40,000.00	10,000.00
Liability Insurance		20,000.00
Workers Compensation Insurance		55,000.00
Group Insurance Plan for Employees		300,000.00
Unemployment Insurance		22,000.00
Police	1,000,000.00	70,000.00
Emergency Management	3,000.00	4,000.00
Fire Department	7,000.00	45,000.00
Uniform Fire Safety Act	20,000.00	500.00
Municipal Prosecutor		12,500.00
Public Buildings and Grounds	25,000.00	23,000.00
Public Works Road Repair & Maintenance	87,000.00	28,000.00
Public Works Department	37,000.00	10,000.00
Solid Waste Collection		70,000.00
Vehicle Maintenance	30,000.00	21,000.00
Board of Health	6,000.00	500.00

Animal Control		5,000.00
Recreation Programs	30,000.00	15,000.00
Operation of Boat Ramp		500.00
Maintenance of Parks	12,000.00	4,000.00
Celebration of Public Events	45,000.00	9,000.00
Municipal Court		90,000.00
Public Defender		4,000.00
Electricity and Natural Gas		115,000.00
Telecommunications		15,000.00
Petroleum Products		15,000.00
Landfill/Solid Waste Disposal Costs		95,000.00
Contingent		
Public Employees Retirement System		357,439.00
Social Security System		70,000.00
Police and Firemen's Retirement System		797,811.06
Defined Contribution Retirement Program		4,000.00
Recycling Tax		1,500.00
	1,558,000.00	2,402,250.06

WATER FUND:

	SALARIES	OTHER EXPENSES
Water	200,000.00	350,000.00
Water P.E.R.S.		4,635.00
Water O.A.S.I.		10,000.00
	200,000.00	364,635.00

SEWER FUND:

	SALARIES	OTHER EXPENSES
Sewer	220,000.00	500,000.00
Sewer P.E.R.S.		74,294.00
Sewer O.A.S.I.		10,000.00
	220,000.00	584,294.00

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

Resolution No. 100-2019

RESOLUTION NO. 100-2019 OF THE COMMON COUNCIL OF THE CITY OF BURLINGTON AUTHORIZING A SHARED SERVICES AGREEMENT BETWEEN THE CITY OF BURLINGTON AND THE TOWNSHIP OF BURLINGTON FOR PLAN REVIEW AND CONSTRUCTION CODE INSPECTIONS

WHEREAS, the “Uniform Shared Services and Consolidation Act,” N.J.S.A. 40A:65-1 et seq., allows a local unit to enter into an agreement with another local unit or units to provide or receive any service that each local unit participating in a shared service agreement is empowered to provide or receive within its own jurisdiction, including services incidental to the primary purposes of any of the participating local units; and

WHEREAS, N.J.S.A. 52:27D-119 et seq., the "State Uniform Construction Code Act ("Act"), provides for construction related inspections to be performed throughout the State in accordance with uniform codes under the overall authority of the Construction Official overseeing the performance of licensed subcode officials; and

WHEREAS, N.J.A.C. 5:23-4.6(a) enables two or more municipalities to enter into a shared services agreement for the administration and enforcement of any subcode adopted pursuant to the Act; and

WHEREAS, the City of Burlington’s (“City”) Construction Office is limited to providing Plan Review and Inspection Services to three afternoons per week; and

WHEREAS, the Township employs a full-time Construction Official, Building Subcode Official, Electrical Subcode Official and a part-time Plumbing Subcode Official; and

WHEREAS, the City has historically had a Construction Official but has administered subcode inspections through third party agencies and/or part-time inspectors working three days per week, which has resulted in delays in obtaining permits, inconvenience to residents due to limited hours of availability, and increased costs; and

WHEREAS, the Township of Burlington ("Township") has the staff with the requisite skills and ability to provide such inspection services five days per week to better serve the residents of the City in processing construction permit applications and scheduling inspections; and

WHEREAS, the City and the Township have negotiated an arrangement in which the Township would provide Construction Official, Building Subcode Official, Electrical Subcode Official and Plumbing Subcode Official permitting, inspections and enforcement services on behalf of the City so as to effectuate cost savings and improve services by assuring improved availability; and

WHEREAS, the City has determined that the sharing of the requested inspection and enforcement services will serve to increase efficiency for City residents and also result in a savings to the City; and

WHEREAS, under the Shared Services Agreement, the City is designated as the recipient of inspection services and the Township is designated as the provider of the inspection services; and

WHEREAS, the proposed term is for services to be performed for a period of three (3) years and eleven and one-half (11 ½) months, commencing on April 15, 2019 and continuing until March 31, 2023; and

WHEREAS, under the Shared Services Agreement, the City shall pay the Township the following annual amounts in equal monthly installments, without the submission of vouchers, on or before the thirtieth (30th) of each month, the following amounts from City: for the 1st year of the contract from April 15, 2019 to March 31, 2020, the sum of \$90,000.00 (paid in installments of \$7,500.00 per month); for the 2nd year of the contract from April 1, 2020 to March 31, 2021 the sum of \$91,800.00 (paid in installments of \$7650.00 per month); for the 3rd year of the contract from April 1, 2021 to March 31, 2022, the sum of \$93,636.00 (paid in installments of \$7,803.00 per month); for the 4th year of the contract from April 1, 2022 to March 31, 2023, the sum of \$95,508.72 (paid in installments of \$7,959.06 per month); and

WHEREAS, under the Shared Services Agreement, the payment of salaries, wages and health insurance (for employees who are eligible for health insurance) for Township employees providing services to the City pursuant to the terms of this Agreement shall be the responsibility of the Township and the aforesaid payment schedule to compensate the Township for the cost of the Township employees performing these services; and

WHEREAS, under the Shared Services Agreement, the City shall pay the Township a one-time fee of \$21,986 to be paid in a lump sum during the first year of this Agreement to cover the cost of closing out all open City permits as described in the Agreement and for Township's overhead expense in accommodating all of the City's permit files; and

WHEREAS, under the Agreement, all fees received for permits and inspections in the City shall be paid by a check made payable to the City of Burlington to be deposited in an account maintained on behalf of the City and all payments by the Township to the City for its permit fees will be made after deducting the portion of fees to be paid to the DCA (State of New Jersey) for its share of permit fees; and

WHEREAS, under the Agreement, the receiving entity, the City of Burlington, is required to adopt the fee schedule of the entity providing the services during the term of this Agreement. The City of Burlington will promptly enact legislation to revise the City's Code in a manner which is consistent with the Township's fee schedule; and

WHEREAS, this Agreement is established in accordance with the "Uniform Shared Services and Consolidation Act" as the governing body of each municipality determines that the Agreement will benefit the general welfare of its citizens; and

WHEREAS, the City wishes to continue to provide to its residents services through its own Fire Subcode Official, whose duties are excluded from the terms of this Agreement; and

WHEREAS, the Common Council, has determined that it is the best interests of the City to enter into a contract with the Township for an Agreement to share the costs of Sub-Code Inspection Services to be performed in a manner consistent with and as required by the State of New Jersey Uniform Construction Code; and

WHEREAS, pursuant to the authority granted to the City under the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1, *et seq.*, the City hereby authorizes a Shared Services Agreement with Burlington Township to provide for Sub-Code Inspection Services consistent with the law and the terms as stated herein.

NOW, THEREFORE, BE IT RESOLVED, that the Common Council of the City of Burlington authorizes the Mayor to execute a Shared Services Agreement with Burlington Township to provide for the Inspection Services consistent with the purposes as stated in this Resolution and in a manner consistent with the applicable legal requirements for performing inspections and reviewing plans; and

BE IT FURTHER RESOLVED that a copy of this Resolution shall be forwarded to the Clerk of Burlington Township and the Township Administrator.

Upon the motion of Councilman Chachis, seconded by Councilwoman Woodard, the foregoing resolution was adopted by the following roll call vote: AYES: Mr. Chachis, Mr. Swan, Ms. Woodard, Ms. Lollar. (4); NAYS: Mr. Babula, Ms. Hatala. (2); ABSTAIN: (0); ABSENT: Ms. Mercuri. (1).

Resolution No. 101-2019

RESOLUTION NO. 101-2019 RESOLUTION REJECTING BIDS RECEIVED FOR SAMPLING AND LABORATORY TESTING SERVICES IN CONJUNCTION WITH THE WASTEWATER TREATMENT PLANT AND THE FORMER CITY LANDFILL IN RESPONSE TO AN RFP ISSUED USING A COMPETITIVE CONTRACTING PROCUREMENT PROCESS AND AUTHORIZING A RE-BID FOR THE SERVICES

WHEREAS, the City of Burlington is a Faulkner Act municipality with a Mayor-Council form of government pursuant to N.J.S.A. 40:69A-31, *et seq.*, with its organization, positions, powers, and duties outlined within the Code of the City of Burlington as set forth pursuant to the Faulkner Act; and

WHEREAS, the Common Council received the recommendation of its Consulting Professional Engineers of a need to perform certain sampling and testing and recommended that the City procure the services of a qualified company to perform the required sampling and laboratory testing in relation to the former City Landfill and its Waste Water Treatment Plant (WWTP) and recommended that the services be procured by a competitive contracting process as authorized pursuant to the Local Public Contracts Law, N.J.S.A. 40A:11-4.1-4.5 for such services; and

WHEREAS, pursuant to the recommendation of its Consulting Professional Engineers, the Common Council of the City of Burlington adopted Resolution No. 83-2019, which authorized the use of a competitive contracting process for the procurement of such services through the issuance of a Request for Proposals to solicit bids from qualified companies to provide the specified services for two years; and

WHEREAS, a competitive contracting process was utilized in which two firms obtained the specifications to submit a proposal and only one firm submitted a proposal; and

WHEREAS, only one bid was received and the bid substantially exceeds the cost estimate for goods and services based on the pre-bid engineer's maximum cost estimate prepared by Pennoni Associates of \$65,146 for the two year period in that the bid received exceeded the cost estimate by approximately 19%; and

WHEREAS, the recommendation of the Consulting Professional Engineers is to reject the submitted bid and re-bid the project or services as two separate contracts to increase competition and value; and

WHEREAS, pursuant to the recommendation of its Consulting Professional Engineers, the Common Council for the City of Burlington has determined that it is necessary and appropriate to reject this bid as it substantially exceeds the cost estimate for the services specified and to re-bid the project or services as two separate service contracts to increase competition and value.

NOW THEREFORE, BE IT RESOLVED that the Common Council for the City of Burlington as follows:

1. The Bid received on March 12, 2019 for construction and related services in conjunction with the supplemental closure of the former Burlington City Landfill are hereby rejected for substantially exceeding the pre-bid Engineer's maximum cost estimate as prepared by Pennoni Associates of \$65,146.00.
2. The City Clerk is hereby authorized and directed to forward a notice of rejection to the bidder.
3. The Consulting Professional Engineers are authorized to re-bid the project or services as two separate contracts to increase competition and value.

4. This Resolution shall take effect immediately.

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

Resolution No. 102-2019

RESOLUTION NO. 102-2019 OF THE COMMON COUNCIL OF THE CITY OF BURLINGTON AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT WITH ALAIMO GROUP FOR ENGINEERING SERVICES IN CONJUNCTION WITH THE FY2018 NJDOT LOCAL AID INFRASTRUCTURE FUND (LAIF) PROGRAM FOR THE LINCOLN AVENUE AND MOORLAND AVENUE IMPROVEMENTS PROJECT

WHEREAS, the City of Burlington did appoint and award a contract to Alaimo Group as the Municipal Engineer for 2019 as per Resolution No. 03-2019; and

WHEREAS, the City of Burlington did correspondingly appoint Alaimo Group to the pool of engineers for special projects for 2019 as per Resolution No. 18-2019; and

WHEREAS, the City of Burlington received a grant in the amount of \$200,000 from the New Jersey Department of Transportation for the FY2018 NJDOT Local Aid Infrastructure Fund /Discretionary Fund for improvements to Lincoln Avenue (Glenwood Avenue to Mill Road) and Moorland Avenue (from Uhler Avenue to Chelton Avenue); and

WHEREAS, professional engineering services are required in association with this project including the completion of plans & specifications and construction management & inspections; and

WHEREAS, the City of Burlington received a proposal dated January 23, 2019 in the amount of \$42,000.00 for said professional services from the City Engineer, Alaimo Group; and

WHEREAS, the Chief Financial Officer has executed a Certification of Funds for this contract certifying that sufficient funds are available.

NOW, THEREFORE BE IT RESOLVED by the Common Council of the City of Burlington that the Mayor and Municipal Clerk are hereby authorized to execute a contract in the amount of \$42,000.00 with Alaimo Group for professional engineering services in connection with the FY2018 NJDOT Local Aid Infrastructure Fund /Discretionary Fund Program for paving on the above named streets.

BE IT FURTHER RESOLVED that a notice stating the service and the amount of this contract shall be published and this Resolution shall be maintained on file and available for public inspection in the Office of the Municipal Clerk.

Upon the motion of Councilwoman Woodard, seconded by Councilman Chachis, the foregoing resolution was adopted by the following roll call vote: AYES: Mr. Chachis, Ms. Hatala, Mr. Swan, Ms. Woodard, Ms. Lollar. (5); NAYS: Mr. Babula. (1); ABSTAIN: (0); ABSENT: Ms. Mercuri. (1).

Resolution No. 103-2019*

Common Council of the City of Burlington hereby authorizes the Municipal Clerk to issue a Mercantile License to Darla Salay, 36 Vincent Drive, Burlington, N.J. to operate a business at 400 High Street t/a "Sunsal Yoga & Fitness."

Approved by Consent Agenda. All were in favor.

Resolution No. 104-2019*

RESOLUTION NO. 104-2019 OF THE COMMON COUNCIL OF THE CITY OF BURLINGTON AUTHORIZING THE ISSUANCE OF A DUPLICATE TAX SALE CERTIFICATE

WHEREAS, the Tax Collector of City of Burlington has previously issued a Tax Sale Certificate as listed below:

<u>Tax Sale Certificate Holder</u>	<u>Block/Lot</u>	<u>Certificate No.</u>	<u>Date Issued</u>
Plymouth Park Tax Services Assigned to Propel Financial 1, LLC Property Location: 110 E Federal St	139/52	08-00019	12/03/08

WHEREAS, the holder of the aforesaid Tax Sale Certificate has indicated to the Tax Collector that they have lost or otherwise misplaced the original Tax Sale Certificate and have duly filed the appropriate Affidavit of Loss with the Tax Collector.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Burlington that the Tax Collector be and is hereby authorized, upon receipt of the appropriately executed and notarized affidavit and the payment of a fee of \$100.00, to issue a duplicate Tax Sale Certificate to replace the lost or destroyed certificate as listed above in accordance with the requirements of Chapter 99 of Public Laws of 1997.

BE IT FURTHER RESOLVED that a copy of this Resolution and the Loss Certificate Affidavit be attached to the duplicate certificate and that said certificate shall be stamped or otherwise have imprinted upon it the word "Duplicate" as required by law.

Approved by Consent Agenda. All were in favor.

Resolution No. 105-2019*

RESOLUTION NO. 105-2019 OF THE COMMON COUNCIL OF THE CITY OF BURLINGTON AUTHORIZING THE REFUND OF OVERPAYMENT OF TAXES

WHEREAS, an overpayment of 2019 taxes, has occurred on the property identified herein due to the sale of the property.

NOW THEREFORE BE IT RESOLVED, that the Common Council of the City of Burlington authorizes the Chief Financial Officer to issue a refund check for 2019 taxes as follows:

<u>Block</u>	<u>Lot</u>	<u>Property Owner</u>	<u>Amount</u>
66 (342 Mott Ave)	78	Federal National Mortgage Assoc.	\$ 909.83

Approved by Consent Agenda. All were in favor.

RESOLUTION NO. 106-2019 OF THE COMMON COUNCIL OF THE CITY OF BURLINGTON AUTHORIZING THE SUBMISSION OF A GREEN ACRES LOAN APPLICATION TO THE NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION FOR FUNDING REPAIRS TO THE PROMENADE BULKHEAD AND FOR CERTAIN ENHANCEMENTS TO KENNEDY LAKE PARK

WHEREAS, the New Jersey Department of Environmental Protection, Green Acres Program (“State”), provides loans and/or grants to municipal and county governments and grants to nonprofit organizations for assistance in the acquisition and development of lands for outdoor recreation and conservation purposes; and

WHEREAS, the City of Burlington desires to further the public interest by obtaining a loan of \$1,800,000.00 from the State to fund the following project(s): Reconstruction of the Delaware Riverfront Promenade and enhancements to JFK Park.

NOW, THEREFORE, the governing body resolves that Mayor Barry W. Conaway or the successor to the office of Mayor is hereby authorized to:

- (a) make application for such a loan and/or such a grant
- (b) provide additional application information and furnish such documents as may be required
- © act as the authorized correspondent of the above-named applicant; and

WHEREAS, the State shall determine if the application is complete and in conformance with the scope and intent of the Green Acres Program, and notify the applicant of the amount of the funding award; and

WHEREAS, the applicant is willing to use the State’s funds in accordance with such rules, regulations and applicable statutes, and is willing to enter into an agreement with the State for the above named project.

NOW, THEREFORE, BE IT RESOLVED BY THE Common Council of the City of Burlington, County of Burlington and State of New Jersey that:

1. the Mayor is hereby authorized to execute an agreement and any amendment thereto with the State known as the Burlington City Recreation Enhancements Project, and;
2. the applicant has its matching share of the project, if a match is required, in the amount of \$ N/A.
3. in the event the State's funds are less than the total project cost specified above, the applicant has the balance of funding necessary to complete the project, and;
4. the applicant agrees to comply with all applicable federal, state, and local laws, rules, and regulations in its performance of the project.
5. this resolution shall take effect immediately.

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

PUBLIC COMMENTS

Mary Wirth, 460 Locust Avenue- spoke of Christmas decorations downtown, garland is missing; asked if the City could replace it; spoke of a proposed new design for a new bandstand.

Robert Brown, 460 Locust Avenue- spoke of the boy on Petal, he is nude, not an issue, it's art; spoke of other Police Departments posting reports in the BevBee, Burlington City does not.

COUNCIL COMMENTS

Councilman Chachis thanked Mr. Ballard for a quick response to a request.

Councilman Babula asked for an update followed up on wires hanging from a pole on Mill Road.

Mr. Ballard stated he has been reaching out.

Councilwoman Hatala spoke of the traffic light at Route 130 & Columbus Road, the green arrow does not last long.

Mr. Ballard stated has reached out to NJDOT several times; they have changed pattern twice and feel they have given the maxim; will ask the Engineer to do a report.

Councilman Swan spoke of concerns with the bulkhead.

Mr. Ballard spoke of reaching out to FEMA; also spoke of roads, feels that a lot of roads will get done this year.

Councilwoman Woodard spoke in support of a Public Works Community Service Program.

Mr. Ballard spoke of working with an active duty military group from Fort Dix, approximately 30.

Councilwoman Woodard also spoke of picking up litter; requested the City Attorney to research putting a limit on the Council “calling-in” for Council meetings, would like to see a limit; asked when Amazon will be opening.

Mr. Ballard said they will be paying the rent on the building, but no employees for a year.

Councilwoman Woodard complained of last minute changes to the agenda; agreed with Councilwoman Hatala regarding the light at Columbus Road & Route 130.

Mayor Conaway thanked the CFO for preparing the budget; there is a 0% increase for 2019.

Mr. Ballard spoke of the recent installation of LED lighting at no cost to the City.

President Lollar announced the cancellation of the April 2nd meeting due to Knights of Columbus Shield Awards Banquet and the budget hearing scheduled for March 30th at 9am.

CONFERENCES

Redevelopment Proposal for U.S. Pipe and McNeal Mansion Site - ROI Management, LLC

ADJOURNMENT

Upon the motion of Councilman Swan, seconded by Councilman Chachis , this meeting of March 19, 2019 was adjourned.

Cindy A. Crivaro, RMC
Municipal Clerk