

THE MEETING OF THE CITY OF BURLINGTON COMMON COUNCIL, COUNTY OF BURLINGTON, STATE OF NEW JERSEY, WAS HELD ON TUESDAY, OCTOBER 1, 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, Ms. Hatala, Ms. Mercuri (7:40pm), Mr. Swan, Ms. Woodard (7:10pm), Ms. Lollar. (6) Absent: Mr. Chachis. (1).

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

The following notice of the meeting was sent:

There will be a Meeting of the Common Council of the City of Burlington held on October 1, 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

INVOCATION

Rev. Moses Flomo of St. Mary's Street United Methodist Church

SALUTE TO FLAG

CONSENT AGENDA

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

PETITIONS AND COMMUNICATIONS*

Approved by Consent Agenda. All were in favor.

CORRESPONDENCE FOR SEPTEMBER 2019

NOTICES, AGENDAS, MINUTES, REPORTS, ETC. RECEIVED

Reports from various departments received:

Monies collected by the Municipal Clerk's Office for the month of August 2019 - \$1,917.80

AGENDAS RECEIVED FROM VARIOUS BOARDS

09-01 Land Use Board Agenda, September 25, 2019

The following application(s) for parade permit(s) received and approved.

09-40 Tabernacle Baptist Church, October 5, 2019

09-41 Holiday Parade, December 7, 2019

09-42 Veterans Day Parade, November 11, 2019

CORRESPONDENCE TO AND FROM WITHIN THE CITY AND CITY ORGANIZATIONS:

09-100 Nikisha Scott, Recreation, re: Veterans Day Parade on November 11th rain or shine

CORRESPONDENCE TO AND FROM THE STATE OF NEW JERSEY

09-700 Senator Ronald L. Rice, 28th District, dated September 9, 2019, re: Please Vote No on any legislation to legalize recreational marijuana

MISCELLANEOUS CORRESPONDENCE

09-800 Endeavor Emergency Squad, Inc., re: Statistics for August 2019

09-801 Christina Pelka, 27 W. Union Street at 9/17/19 Council Meeting, re: crime in the City

09-802 Nancy Collier, 203 Wood Street, at 9/17/19 Council Meeting, re: crime in the City

09-803 PSE&G, re: Notice of upcoming vegetation management work

09-804 Riverfront Coalition, re: Monthly Meeting Agenda dated September 25, 2019 2pm

NOTICES OF FORECLOSURES

09-900 Block 206, Lots 38 & 39

09-901 Block 136, Lot 2

09-902 Block 28, Lot 17

APPROVAL OF INVOICES*

Approved by Consent Agenda. All were in favor.

APPROVAL OF MINUTES*

Approved by Consent Agenda. All were in favor.

ORDINANCE(S) - INTRODUCTION & FIRST READING

AN ORDINANCE OF THE CITY OF BURLINGTON AMENDING GENERAL REVISED ORDINANCE CHAPTER 54-28 SETTING FORTH TITLES AND SALARY RANGES FOR VARIOUS POSITIONS WITHIN THE CITY OF BURLINGTON

Upon the motion of Councilman Babula, seconded by Councilwoman Hatala, the foregoing ordinance was adopted by the following roll call vote: AYES: Mr. Babula, Ms. Hatala, Mr. Swan, Ms. Lollar. (4); NAYS: (0); ABSTAIN: (0); ABSENT: Mr. Chachis, Ms. Mercuri, Ms. Woodard. (3).

RESOLUTIONS / CONSENT AGENDA RESOLUTIONS*

Resolution No. 238-2019

RESOLUTION NO. 238-2019 OF THE COMMON COUNCIL OF THE CITY OF BURLINGTON AUTHORIZING THE SUBMISSION MUNICIPAL PARK DEVELOPMENT PROGRAM GRANT APPLICATION TO THE BURLINGTON COUNTY BOARD OF CHOSEN FREEHOLDERS FOR FUNDING CERTAIN ENHANCEMENTS TO KENNEDY LAKE PARK

WHEREAS, the Burlington County Board of Chosen Freeholders has approved the Open Space, Recreation, Farmland and Historic Preservation Trust Fund (“Trust Fund”) and established a Municipal Park Development Program (“Program”) to provide grant funds in connection with municipal acquisition of lands for County park, recreation, conservation and farmland preservation purposes, as well as for municipal public park and recreation development purposes; and

WHEREAS, the Governing Body of the City of Burlington desires to obtain County Municipal Park Development Program funds in the amount of \$250,000.00 to fund the Phase 1 JFK Park Improvement Project, Block 34, Lots 1, 6, 7, 8, 9, 10, 11, 12, 13, 34, 36.01 and 42; located between Wood Street, West Federal Street, Washington Avenue, and US Route 130 South; and

WHEREAS, the total cost of the project, which will be broken down into Phases, including all matching funds is estimated to be \$889,047.38; and

WHEREAS, The City of Burlington is the owner of and controls the project site,

NOW, THEREFORE, BE IT RESOLVED BY the City of Burlington that:

1. Mayor Barry W. Conaway is authorized to make an application to the County of Burlington for Municipal Park Development Program Funds; to provide additional application information and furnish such documents as may be required for the Municipal Park Development Program; and act as the municipal contact person and correspondent of the above named municipality;
2. The City of Burlington is committed to this project and will provide the balance of funding necessary to complete the project in the form of non-county matching funds as required in the Policy and Procedures Manual for the Program; and
3. If awarded a grant by the County of Burlington under the Municipal Park Development Program, the municipality will use the approved funds in accordance with the Municipal Park Development Program Policy and Procedure Manual, and applicable federal, state and local government rules, regulations and statutes thereto; and
4. The Mayor and Municipal Clerk are hereby authorized to sign and execute any required documents, agreements and amendments thereto with the County of Burlington for the approved funds;

5. This resolution will take effect immediately.

Upon the motion of Councilman Swan, seconded by Councilwoman Hatala, the foregoing resolution was adopted by the following roll call vote: AYES: Mr. Babula, Ms. Hatala, Mr. Swan, Ms. Lollar. (4); NAYS: (0); ABSTAIN: (0); ABSENT: Mr. Chachis, Ms. Mercuri, Ms. Woodard. (3).

Resolution No. 239-2019

RESOLUTION NO. 239-2019 OF THE COMMON COUNCIL OF THE CITY OF BURLINGTON AUTHORIZING AMENDMENT TO INCREASE THE AMOUNT OF THE MAXIMUM COST FOR SERVICES PROVIDED UNDER THE CONTRACT WITH JEFFREY R. SURENIAN & ASSOCIATES, PREVIOUSLY APPOINTED TO SERVE AS THE CITY'S COAH/AFFORDABLE HOUSING COUNSEL

WHEREAS, pursuant to N.J.S.A. 19:44A-20.5 et seq., proposals were solicited by the administration pursuant to a fair and open process for COAH/Fair Share Housing Counsel, whereby proposals were solicited and evaluated by the Mayor based upon the criteria set forth in the publicly advertised Request for Proposals for such services; and

WHEREAS, by Resolution No. 14-2019, the City of Burlington approved the Mayor's appointment of Jeffrey R. Surenian & Associates to serve as COAH/Fair Share Housing Counsel in 2019; and

WHEREAS, at the time of the appointment of COAH/Fair Share Housing Counsel, the Chief Financial Officer certified as to the availability of funding for this contract for the value of the anticipated professional services in an amount not to exceed \$10,000.00; and

WHEREAS, Jeffrey R. Surenian & Associates has performed services as the City's "COAH/Fair Share Housing Counsel" for various special projects involving unique or specialized legal knowledge, but it is anticipated that the services will exceed the previously authorized limit as set forth in the prior Resolution; and

WHEREAS, the ongoing nature of the assignments requires the continuation of representation by competent counsel in negotiations of complex Agreements and in gaining Court Approval of the City's Affordable Housing Plan, addressing additional issues relating to the Compliance provisions and similar affordable legal matters relating to the City's Affordable Housing compliance and other initiatives such that it is advisable to amend the "not to exceed" amount of the contract to increase the contract amount by \$10,000.00; and

WHEREAS, at the Chief Financial Officer has certified as to the availability of funding for this contract in the amended amount which is not to exceed \$20,000.00.

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

1. The contract with Jeffrey R. Surenian & Associates to serve as COAH/Fair Share Housing Counsel for the City of Burlington in 2019 is hereby authorized to be amended so as to reflect the fact that the maximum amount of the contract authorized under Resolution No. 14-2019 is hereby amended, such that the contract is in an amount not to exceed the sum of \$20,000.00.

Resolution No. 14-2019

- a. The term of January 1, 2019 through December 31, 2019
- b. The following not to exceed amount:

	<u>2019</u>
COAH/Fair Share Housing Counsel	\$20,000.00

Upon the motion of Councilwoman Hatala, seconded by Councilman Babula, the foregoing resolution was adopted by the following roll call vote: AYES: Mr. Babula, Ms. Hatala, Mr. Swan, Ms. Woodard, Ms. Lollar. (5); NAYS: (0); ABSTAIN: (0); ABSENT: Mr. Chachis, Ms. Mercuri (2).

Resolution No. 240-2019

RESOLUTION TO AMEND ADOPTED BUDGET FOR A NEW JERSEY STATE COUNCIL ON THE ARTS GRANT AWARDED THROUGH THE COUNTY OF BURLINGTON

WHEREAS, N.J.S. 40A:4-87 provides that the Director of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

WHEREAS, said Director may also approve the insertion of an item of appropriation for equal amount, and

WHEREAS, the City of Burlington received **New Jersey State Council on the Arts Grant** in the amount of \$4,000.00 from the County of Burlington;

SECTION 1

NOW THEREFORE, BE IT RESOLVED that the City of Burlington hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2019 in the sum of \$4,000.00 as follows which item is now available as a revenue from:

Miscellaneous Revenues - Section F: Special Items of General Revenue Anticipated with Prior Written Consent of Director of Local Government Services - Public and Private Revenues Offset with Appropriations:

New Jersey State Council on the Arts Grant	\$ 4,000.00
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SECTION 2

BE IT FURTHER RESOLVED that a like sum of \$ 4,000.00 be and the same is hereby appropriated under the caption of:

General Appropriations Operations-Excluded from "CAP"
Public and Private Programs Offset by Revenues:

New Jersey State Council on the Arts Grant **\$ 4,000.00**

Upon the motion of Councilwoman Babula, seconded by Councilwoman Woodard, the foregoing resolution was adopted by the following roll call vote: AYES: Mr. Babula, Mr. Chachis, Ms. Hatala, Ms. Mercuri, Mr. Swan, Ms. Woodard, Ms. Lollar. (5); NAYS: (0); ABSTAIN: (0); ABSENT: Mr. Chachis, Ms. Mercuri. (2).

Resolution No. 241-2019

RESOLUTION TO AMEND ADOPTED BUDGET FOR A GRANT FROM THE U.S. BUREAU OF JUSTICE ASSISTANCE (2019 BULLETPROOF VEST PARTNERSHIP PROGRAM)

WHEREAS, N.J.S. 40A:4-87 provides that the Director of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

WHEREAS, said Director may also approve the insertion of an item of appropriation for equal amount, and

WHEREAS, the United States Bureau of Justice Assistance, has awarded the City of Burlington, a 2019 Bulletproof Vest Partnership Grant in the amount of \$4,582.97; and

SECTION 1

NOW THEREFORE, BE IT RESOLVED that the City of Burlington hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2006 in the sum of \$4,582.97 as follows which item is now available as a revenue from:

Miscellaneous Revenues - Section F: Special Items of General Revenue Anticipated with Prior Written Consent of Director of Local Government Services - Public and Private Revenues Offset with Appropriations:

2019 Bulletproof Vest Partnership Grant **\$ 4,582.97**

SECTION 2

BE IT FURTHER RESOLVED that a like sum of \$4,582.97 be and the same is hereby appropriated under the caption of:

General Appropriations Operations-Excluded from "CAP"
Public and Private Programs Offset by Revenues:

2019 Bulletproof Vest Partnership Grant

\$ 4,582.97

Upon the motion of Councilman Babula, seconded by Councilman Woodard, the foregoing resolution was adopted by the following roll call vote: AYES: Mr. Babula, Mr. Chachis, Ms. Hatala, Ms. Mercuri, Mr. Swan, Ms. Woodard, Ms. Lollar. (5); NAYS: (0); ABSTAIN: (0); ABSENT: Mr. Chachis, Ms. Mercuri. (2).

Resolution No. 242-2019

RESOLUTION ADOPTING CORRECTIVE ACTION PLAN FOR 2018 AUDIT

BE IT RESOLVED that the corrective action plan for the 2018 Audit Report is hereby adopted.

BE IT FURTHER RESOLVED that a certified copy of this resolution along with the Corrective Action Plan be forwarded to the Director of the Division of Local Government Services.

**City of Burlington
County of Burlington
Corrective Action Plan
Audit Year 2018**

Public Affairs

John Alexander, Director of Public Affairs

Finding No. 2018-001:

Condition:

The City is not identifying and classifying cash collections for the Lyceum Hall account and not remitting such collections to the City's Treasurer in a timely matter.

Effect:

Cash receipts are not classified properly and are not remitted to the Treasurer's office in a timely matter.

Recommendation:

That the City identify and classify all cash receipts and remit all collections to the City's Treasurer on a monthly basis.

Explanation and Corrective Action:

The Auditor and the Business Administrator spoke with the Director of Public Affairs. The procedures and need for keeping a detailed cash receipts ledger was explained to the Director of Public Affairs and he was directed to monitor the keeping of the ledger as well as the monthly disbursements to the Treasurer in a timely fashion.

Implementation Date: September, 2019

Upon the motion of Councilman Babula, seconded by Councilman Hatala, the foregoing resolution was adopted by the following roll call vote: AYES: Mr. Babula, Ms. Hatala, Mr. Swan, Ms. Woodard, Ms. Lollar. (5); NAYS: (0); ABSTAIN: (0); ABSENT: Mr. Chachis, Ms. Mercuri. (2).

Resolution No. 243-2019

RESOLUTION NO. 243-2019 OF THE COMMON COUNCIL OF THE CITY OF BURLINGTON ADOPTING AN AMENDMENT TO THE 2018 HOUSING ELEMENT AND FAIR SHARE PLAN FOR THIRD ROUND COMPLIANCE

WHEREAS, on December 19, 2018, the Land Use Board of the City of Burlington, County of Burlington, State of New Jersey adopted a Housing Element Fair Share Plan, and

WHEREAS, by Resolution No. 78-2019, the Common Council of the City of Burlington adopted and endorsed the Housing Element Fair Share Plan for Third Round Compliance; and

WHEREAS, the Housing Element Fair Share Plan addresses the City's Mount Laurel obligations as delineated and are intended to seek court approval of an amendment to the Settlement Agreement between the City and Fair Share Housing Center, which was initially approved by the Court on May 21, 2018, with a Conditional Order of Judgement of Repose entered by the Court on April 15, 2019, with regard to the Settlement Agreement between the City and Fair Share Housing Center; and

WHEREAS, subsequent to the adoption of the Housing Element Fair Share Plan, it was recommended that the HEFSP be revised slightly by removing the "payment in lieu of" option, as removal of this provision was recommended by counsel and agreed to by the Special Master as removing this provision will enable the City of Burlington to meet its Housing Element obligation without having to determine the actual construction cost of creating affordable units off-site on an annual basis; and

WHEREAS, on September 25, 2019, the Land Use Board of the City of Burlington, County of Burlington, State of New Jersey, adopted certain amendments to the September 18, 2018 Housing Element Fair Share Plan in response to the requirements of the Court-appointed Special Master; and

WHEREAS, the City of Burlington remains committed to comply with its constitutional Mount Laurel obligations by voluntarily providing for its "fair share" of affordable housing and in furtherance of that commitment, and hereby endorses the Amended Housing Element and Fair Share Plan adopted by the City of Burlington Land Use Board.

NOW THEREFORE BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF BURLINGTON, COUNTY OF BURLINGTON, IN THE STATE OF NEW JERSEY.

1. That the Common Council of the City of Burlington hereby endorses the Housing Element Fair Share Plan as adopted by the City of Burlington Land Use Board on December 19, 2018 and the revised HEFSP as adopted by the Land Use Board at its September 25, 2019 meeting; and
2. That pursuant to the provisions of N.J.S.A. 52:27D-201 et. seq., the City hereby authorizes its professionals to immediately file the Housing Element Fair Share Plan and other relevant documents with the Court; and
3. That it hereby authorizes its professionals to take any and all actions reasonable and necessary to secure a Final Round 3 Judgment of Compliance and Repose to maintain the City's immunity from any Mt. Laurel lawsuits; and
4. That notice of the City's application for a Final Round 3 Judgment of Compliance and Repose shall be published in a paper of regional circulation, and the City shall otherwise provide all the notice Court deems appropriate. Said notice shall give the public and all interested parties sufficient time to review the City's Housing Element Fair Share Plan and offer any comments that the individual or entity may deem appropriate.

Upon the motion of Councilman Babula, seconded by Councilwoman Hatala, the foregoing resolution was adopted by the following roll call vote: AYES: Mr. Babula, Mr. Chachis, Ms. Hatala, Ms. Mercuri, Mr. Swan, Ms. Woodard, Ms. Lollar. (5); NAYS: (0); ABSTAIN: (0); ABSENT: Mr. Chachis, Ms. Mercuri. (2).

Resolution No. 244-2019

RESOLUTION NO. 244-2019 OF THE COMMON COUNCIL OF THE CITY OF BURLINGTON AUTHORIZING A TWO-YEAR CONTRACT WITH HAMPTON CLARKE, INC. TO PROVIDE SAMPLING AND LABORATORY TESTING SERVICES IN CONJUNCTION WITH THE FORMER CITY SANITARY LANDFILL

WHEREAS, the City of Burlington has received the recommendation of its Consulting Professional Engineers of a need to perform certain sampling and testing such that there is a need to procure the services of a qualified company to perform the required sampling and laboratory testing in relation to the former City Sanitary Landfill; and

WHEREAS, the type of services sought are only able to be provided through an outside vendor; and

WHEREAS, given the need to ensure the accuracy and timeliness of the reports of the sampling and laboratory testing, the City's Consulting Engineers recommended that the City engage in a procurement process which has a merit based evaluative criteria as a basis for the award of a contract for the required sampling and laboratory testing; and

WHEREAS, pursuant to the Local Public Contracts Law, N.J.S.A. 40A11-4.1-4.5, by prior Resolution No. 83-2019, the Common Council of the City of Burlington authorized the City's Consulting Engineers to seek proposals from qualified companies through competitive contracting for the purpose of retaining the services consistent with the RFP issued by the City, from an entity qualified to perform the required sampling and testing in order to fulfill this important purpose; and

WHEREAS, pursuant to the Local Public Contracts Law N.J.S.A. 40A:11-5(3), there were two (2) separate solicitations for bids in which no bids were received, the City proceeded to negotiate a contract; and

WHEREAS, in response to RFP for a negotiate contract, two firms submitted proposals for the proposed testing services; and

WHEREAS, Hampton Clarke Inc. submitted a proposal for the requested testing services for obtaining and testing samples a two-year term at a total proposed cost of \$13,228.00 for two years of sampling and testing in conformance with the RFP; and

WHEREAS, the City's professional engineers have reviewed the two proposals and recommended that the City accept the proposal of Hampton Clarke to perform the required testing at a total cost of \$13,228.00.

NOW THEREFORE, BE IT RESOLVED that the Common Council for the City of Burlington hereby authorizes the Mayor and Municipal Clerk to execute an Agreement with Hampton Clarke Inc. for a term not to exceed two years at a total cost of \$13,228.00, for the purpose of performing certain sampling and testing functions consistent with the RFP issued by the City of Burlington through its Professional Consulting Engineers.

Upon the motion of Councilwoman Woodard, seconded by Councilwoman Hatala, the foregoing resolution was adopted by the following roll call vote: AYES: Mr. Babula, Ms. Hatala, Mr. Swan, Ms. Woodard, Ms. Lollar. (5); NAYS: (0); ABSTAIN: (0); ABSENT: Mr. Chachis, Ms. Mercuri. (2).

Resolution No. 245-2019

RESOLUTION NO. 245-2019 OF THE COMMON COUNCIL OF THE CITY OF BURLINGTON AUTHORIZING THE RENEWAL OF MEMBERSHIP IN THE NEW JERSEY MUNICIPAL SELF INSURERS' JOINT INSURANCE FUND

WHEREAS, the CITY OF BURLINGTON is a member of the New Jersey Municipal Self Insurers' Joint Insurance Fund; and

WHEREAS, said renewal membership terminates as of January 1, 2020*, unless earlier renewed by agreement between the Municipality and the Fund; and

WHEREAS, the Municipality desires to renew said membership;

NOW, THEREFORE, BE IT RESOLVED as follows:

1. CITY OF BURLINGTON agrees to renew its membership in the New Jersey Municipal Self Insurers' Joint Insurance Fund for a period of three (3) years beginning January 1, 2020, and ending January 1, 2023*, and to be subject to the Bylaws, Rules and Regulations, coverages, and operating procedures thereof as presently existing or as modified from time to time by lawful act of the Fund.
2. The Mayor and Clerk/Administrator/Manager shall be and hereby are authorized to execute the agreement to renew membership annexed hereto and made a part hereof and to deliver same to the New Jersey Municipal Self Insurers' Joint Insurance Fund evidencing the Municipality's intention to renew its membership.

* 12:01 a.m.

Upon the motion of Councilwoman Woodard, seconded by Councilwoman Hatala, the foregoing resolution was adopted by the following roll call vote: AYES: Mr. Babula, Ms. Hatala, Mr. Swan, Ms. Woodard, Ms. Lollar. (5); NAYS: (0); ABSTAIN: (0); ABSENT: Mr. Chachis, Ms. Mercuri. (2).

Resolution No. 246-2019

RESOLUTION NO. 246-2019 OF THE COMMON COUNCIL OF THE CITY OF BURLINGTON AUTHORIZING CHANGE ORDER NO. 1 WITH LGB MECHANICAL, INC. FOR AN EMERGENCY REPAIR IN CONNECTION WITH THE BOILERS REPLACEMENT PROJECT AT THE CITY OF BURLINGTON'S PUBLIC WORKS GARAGE

WHEREAS, it has been determined that a change order to the Boiler Replacement Project contract with LGB Mechanical, Inc. in the amount of \$19,347.50 is needed for the removal of boiler asbestos material; and

WHEREAS, a certification of justification has been received from Alaimo Group indicating the need for this change order, as the scope of work was not included in the original contract; and

WHEREAS, this change order is in excess of 20% of the original contract and requires certain procedures to be filed.

NOW, THEREFORE, BE IT RESOLVED, that Change Order No. 1 in the amount of \$14,347.50 with LGB Mechanical, Inc. for the Boiler Replacement contract is hereby approved, making the revised total contract amount \$98,847.50.

BE IT FURTHER RESOLVED, that the Municipal Clerk is to advertise a notice indicating the additional work and why it is necessary to expend the additional funds.

Upon the motion of Councilman Swan, seconded by Councilman Babula, the foregoing resolution was adopted by the following roll call vote: AYES: Mr. Babula, Mr. Chachis, Ms. Hatala, Ms. Mercuri, Mr. Swan, Ms. Woodard, Ms. Lollar. (5); NAYS: (0); ABSTAIN: (0); ABSENT: Mr. Chachis, Ms. Mercuri. (2).

Resolution No. 247-2019*

Common Council of the City of Burlington hereby authorizes the Municipal Clerk to issue a Mercantile License to Muhammad Qasim, 166 Alberta Avenue, Hamilton, N.J. to operate a business at 701 Salem Road & Route 130 t/a "Exxon."

Approved by Consent Agenda. All were in favor.

Resolution No. 248-2019*

Common Council of the City of Burlington hereby authorizes the Municipal Clerk to issue a Mercantile License to Soena Sahni, 1 Elm Ridge Court, Monroe Township, N.J. to operate a business at 811 Route 130 t/a "LOL Liquors."

Approved by Consent Agenda. All were in favor.

Resolution No. 249-2019*

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 October 1, 2019, that an Executive Session Closed to the Public shall be held on October 1, 2019, in the Council Meeting Room for discussion of matters relating to the specific items designated in this resolution:

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

- Washington Square Redevelopment Update
- Pearl Pointe Redevelopment Update

Litigation N.J.S.A. 10:4-12(9):

- Pro Capital v. City of Burlington
- Isaia v. City of Burlington

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 October of 2019 or shortly thereafter.

Approved by Consent Agenda. All were in favor.

Resolution No. 250-2019*

RESOLUTION NO. 250-2019 OF CITY OF BURLINGTON APPOINTING MEMBERS OF THE SCREENING COMMITTEE FOR THE SELECTION OF POSITIONS WITHIN THE FIRE DEPARTMENT PURSUANT TO MUNICIPAL CODE SECTION §2-42

WHEREAS, the term of office for current Chief, Deputy Chief and two (2) Battalion Chiefs of the City of Burlington Fire Department expires on December 31, 2015; and

WHEREAS, pursuant to Section 2-42 of the Municipal Code, Common Council will appoint a five member Screening Committee; and

WHEREAS the Screening Committee must consist of: two (2) former chiefs of the City of Burlington Fire Department; one (1) Chief Officer from another Fire Department; one (1) Civilian with management experience; and one (1) member of Common Council; and

Now, Therefore Be It Resolved by the Common Council of the City of Burlington that the following persons are hereby appointed to the Screening Committee for the selection of a new Chief, Deputy Chief and two (2) Battalion Chiefs for the City of Burlington Fire Department for the year 2016:

- Howard Wilkins and Lee Daneker as former Burlington City Fire Department chiefs; and
- John Irwin, Chief of the Burlington Township Fire Department as an outside fire chief; and
- Jim Kennedy as the civil member; and
- Council Member Ila Marie Lollar

Approved by Consent Agenda. All were in favor.

PUBLIC COMMENTS

Rev. Karen Smith, on behalf of Wayside-Sisterhood- thanked everyone for helping Sisterhood with the dumpsters.

ADMINISTRATION REPORT

Mr. Ballard spoke of the State coming to review the City's contracts; spoke of traffic at the Wilbur Watts school and possibly putting in a turning lane; gave an update on the Landfill Closure Project.

COUNCIL COMMENTS

Councilman Babula spoke of the BOIM website; encouraged everyone to sign their petition prohibiting dumping of dredge spoils on the Island.

Councilwoman Hatala spoke of Amazon trucks getting lost, their GPS's are not updated; spoke of the Route 130 stacking lane onto Jones Street.

Mayor Conaway said he will be talking to the State about signage on Route 130.

Councilman Swan spoke of the Washington Bridge repairs.

Mr. Ballard spoke of a rumor of the bridge being closed.

President Lollar announced the grant received for the William R. Allen School.

Mayor Conaway gave a brief summary of the Opportunity Zone meeting; spoke of the Union Street Yard Sale on Saturday

EXECUTIVE CONFERENCES

- Washington Square Redevelopment Update
- Pearl Pointe Redevelopment Update
- Pro Capital v. City of Burlington
- Isaia v. City of Burlington

ADJOURNMENT

Upon the motion of Councilwoman Woodard, seconded by Councilwoman Hatala, this meeting of October 1, 2019 was adjourned.

Cindy A. Crivaro, RMC
Municipal Clerk