

THE MEETING OF THE CITY OF BURLINGTON COMMON COUNCIL, COUNTY OF BURLINGTON, STATE OF NEW JERSEY, WAS HELD ON TUESDAY, MAY 16, 2017, 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. Lollar, Ms. Mercuri, Mr. Swan, Ms. Woodard. (7); Absent: (0)

Also present: Mayor Conaway (7:55pm), Municipal Attorney- George Saponaro, Chief Financial Officer- Ken Mac Millan, Administrator- David Ballard, Capt. 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 May 16, 2017 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

Councilman Babula spoke of the JLL Project; if Code Enforcement could give an update on the properties out of compliance.

Mr. Ballard said he will reach out to Mr. Kownatsky.

PUBLIC COMMENTS - RESOLUTIONS / CONSENT AGENDA RESOLUTIONS

None.

CONSENT AGENDA

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

APPROVAL OF INVOICES*

Approved by Consent Agenda. All were in favor.

ORDINANCE(S) - INTRODUCTION & FIRST READING

AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF BURLINGTON AUTHORIZING THE ACQUISITION OF CERTAIN REAL PROPERTY IN THE CITY OF BURLINGTON KNOWN AS BLOCK 33, LOT 5 and a PORTION OF LOT 6, IN THE BURLINGTON CITY TAX MAP

Upon the motion of Councilwoman Lollar, seconded by Councilwoman Mercuri, the foregoing ordinance was adopted by the following roll call vote: AYES: Mr. Babula, Mr. Chachis, Ms. Hatala, Ms. Lollar, Ms. Mercuri, Mr. Swan, Ms. Woodard. (7); NAYS: (0); ABSTAIN: (0); ABSENT: (0).

RESOLUTIONS / CONSENT AGENDA RESOLUTIONS*

Resolution No. 124-2017

RESOLUTION NO. 124-2017 OF THE COMMON COUNCIL OF THE CITY OF BURLINGTON, COUNTY OF BURLINGTON, NEW JERSEY, AUTHORIZING THE ISSUANCE AND SALE OF UP TO \$5,210,000 OF GENERAL OBLIGATION BONDS, SERIES 2017, OF THE CITY OF BURLINGTON, COUNTY OF BURLINGTON, NEW JERSEY; AUTHORIZING SUCH FURTHER ACTIONS AND MAKING SUCH DETERMINATIONS AS MAY BE NECESSARY OR APPROPRIATE TO EFFECTUATE THE ISSUANCE AND SALE OF THE BONDS

BACKGROUND

WHEREAS, pursuant to 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"), the Common Council of the City of Burlington, County of Burlington, New Jersey ("City"), has, pursuant to bond ordinances 04-2006, 02-2007, 02-2010, 02-2011, 01-2012, 02-2013, 01-2014, 02-2014, 03-2014, 02-2015, 03-2015, 04-2015, 03-2016 and 05-2016 (collectively, the "Bond Ordinances"), each duly and finally adopted and published in accordance with the requirements of the Local Bond Law, authorized the issuance of general obligation bonds or bond anticipation notes of the City to finance the costs of certain capital improvements, as set forth in and authorized by the Bond Ordinances, all as more particularly described in Exhibit "A" attached hereto and made a part hereof; and

WHEREAS, on June 9, 2016, the City issued its Bond Anticipation Notes of 2016, Series A, in the principal amount of \$8,314,000 ("Prior Notes") to temporarily finance, in part, a portion of the costs of certain capital improvements authorized by bond ordinances 02-2004; 01-2006; 02-2006, as amended by 01-2011; 04-2006; 01-2007; 02-2007; 03-2007; 01-2008, as amended by 04-2008, and as further amended by 01-2009; 02-2008; 05-2008; 01-2010; 01-2012; 01-2014; 03-2014; 02-2015; 03-2015; 04-2015; 02-2016; 03-2016 and 05-2016 ("Prior Improvements"); and

WHEREAS, the Prior Notes mature on June 8, 2017; and

WHEREAS, the City has not yet issued any obligations to finance the costs of certain improvements authorized by bond ordinances 02-2010, 02-2011, 01-2012, 02-2013 and 02-2014 ("New Improvements"); and

WHEREAS, it is the desire of the City to issue its general obligation bonds in the aggregate principal amount of up to \$5,210,000, as further described in Exhibit "A", the proceeds of which, together with other available funds, will be used to: (I) repay the principal of a portion of the Prior Notes at maturity; (ii) permanently finance the costs of the New Improvements for which obligations have been authorized, but not issued; and (iii) pay certain costs and expenses incidental to the issuance and delivery of the bonds (collectively, the "Project"); and

WHEREAS, pursuant to the Local Bond Law and the Bond Ordinances, it is the intent of the Common Council hereby to authorize, approve and direct the issuance and sale of such bonds, to ratify and confirm certain actions heretofore taken by or on behalf of the City, and to make certain related determinations and authorizations in connection with such issuance and sale.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF BURLINGTON, COUNTY OF BURLINGTON, NEW JERSEY, PURSUANT TO THE LOCAL BOND LAW, AS FOLLOWS:

Section 1. Pursuant to the Local Bond Law and the Bond Ordinances, the issuance and sale of the bonds of the City, to be designated substantially, "City of Burlington, County of Burlington, New Jersey, General Obligation Bonds, Series 2017" ("Bonds"), in an aggregate principal amount of up to \$5,210,000 to finance the Project, is hereby authorized and approved. The Bonds will consist of: (I) \$4,650,000 General Improvement Bonds; and (ii) \$560,000 Water Utility Bonds.

Section 2. The Bonds shall be dated their date of issuance and shall mature on June 1 in the years and amounts set forth below:

<u>General Improvement</u>	<u>Water Utility</u>	<u>Combined</u>	<u>Year</u>	<u>General Improvement</u>	<u>Water Utility</u>	<u>Combined</u>
\$215,000	\$50,000	\$265,000	2024	\$425,000	\$60,000	\$485,000
\$215,000	50,000	265,000	2025	425,000	60,000	485,000
\$395,000	50,000	445,000	2026	425,000	60,000	485,000
\$25,000	55,000	480,000	2027	425,000	65,000	490,000
\$25,000	55,000	480,000	2028	425,000	0	425,000
\$25,000	55,000	480,000	2029	425,000	0	425,000

2018	\$215,000	\$50,000	\$265,000	2024	\$425,000	\$60,000
2019	215,000	50,000	265,000	2025	425,000	60,000
2020	395,000	50,000	445,000	2026	425,000	60,000
2021	425,000	55,000	480,000	2027	425,000	65,000
2022	425,000	55,000	480,000	2028	425,000	0

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2023	425,000	55,000	480,000	2029	425,000	0

The Mayor or Chief Financial Officer are each hereby authorized to revise the principal amounts and/or principal and interest payment dates set forth in the maturity schedules above in accordance with the Local Bond Law.

The term of the Bonds is equal to or less than the average period of usefulness of the Project being financed through the issuance of the Bonds. Interest on the Bonds shall be payable semiannually on June 1 and December 1, commencing June 1, 2018, in each year until maturity or earlier redemption.

Section 3. The Bonds shall be general obligations of the City. The full faith and credit of the City are irrevocably pledged to the punctual payment of the principal of and interest on the Bonds and, to the extent payment is not otherwise provided, the City shall levy *ad valorem* taxes on all taxable real property without limitation as to rate or amount for the payment thereof.

Section 4. The Bonds maturing on and after June 1, 2026, are subject to redemption prior to their stated maturity dates at the option of the City, upon notice as set forth below, as a whole or in part (and, if in part, such maturities as the City shall determine and within any such maturity by lot) on any date on and after June 1, 2025, at a redemption price equal to 100% of the principal amount of the Bonds to be redeemed, plus accrued interest to the redemption date.

The Mayor or Chief Financial Officer are each hereby authorized to revise the redemption terms set forth above at any time prior to closing of the Bonds.

Section 5. Notice of redemption with respect to the Bonds shall be given by mailing first class mail in a sealed envelope with postage pre-paid not less than thirty (30) days nor more than sixty (60) days prior to the redemption date to the owner of every Bond of which all or a portion is to be redeemed at his or her last address, if any, appearing on the registration books of the Paying Agent (hereinafter defined). So long as the Bonds are issued in book-entry-only form, all notices of redemption will be sent only to the Securities Depository (hereinafter defined) and not be sent to the beneficial owners of the Bonds. Failure of an owner of the Bonds to receive such notice or of the Securities Depository to advise any participant or any failure of a participant to notify any beneficial owner of the Bonds shall not affect the validity of any proceedings for the redemption of Bonds. Such notice shall specify: (i) the series and maturity of the Bonds to be redeemed; (ii) the redemption date and the place or places where amounts that are due and payable upon such redemption will be payable; (iii) if less than all of the Bonds are to be redeemed, the letters and numbers or other distinguishing marks of the Bonds to be redeemed; (iv) in the case of a Bond to be redeemed in part only, the portion of the principal amount thereof to be redeemed; (v) that on the redemption date there shall become due and payable with respect to each Bond or portion thereof to be redeemed, the redemption price; and (vi) that from and after the redemption date interest on such Bonds or portion thereof to be redeemed shall cease to accrue and be payable.

Section 6. The Bonds will be issued in fully registered form. One certificate shall be issued for the aggregate principal amount of each series of Bonds maturing in each year. Both the

principal of and interest on the Bonds will be payable in lawful money of the United States of America. Each certificate will be registered in the name of Cede & Co., as nominee of The Depository Trust Company, New York, New York ("DTC"), which will act as securities depository ("Securities Depository"). The certificates will be on deposit with DTC. DTC will be responsible for maintaining a book-entry system for recording the interests of its participants or the transfers of the interests among its participants. The participants will be responsible for maintaining records recording the beneficial ownership interests in the Bonds on behalf of individual purchasers. Individual purchases may be made in the principal amount of \$5,000, or a necessary odd denomination, through book-entries made on the books and the records of DTC and its participants. The principal of and interest on the Bonds will be paid to DTC by the City on the respective maturity dates and due dates and will be credited on the respective maturity dates and due dates to the participants of DTC as listed on the records of DTC as of the first (1st) day of the month containing an interest payment date. The Bonds will be executed on behalf of the City by the manual or facsimile signatures of the Mayor and Chief Financial Officer, attested by the City Clerk or the Deputy City Clerk, and shall bear the affixed, imprinted or reproduced seal of the City thereon. The Bonds shall not be valid or obligatory for any purpose unless the Authentication Certification printed thereon shall be duly executed by an authorized officer of the Paying Agent (hereinafter mentioned).

Section 7. The City is hereby authorized to make representations and warranties, to enter into agreements and to make all arrangements with DTC, as may be necessary in order to provide that the Bonds will be eligible for deposit with DTC and to satisfy any obligation undertaken in connection therewith.

Section 8. In the event that DTC may determine to discontinue providing its service with respect to the Bonds or is removed by the City and if no successor Securities Depository is appointed, the Bonds which were previously issued in book-entry form shall be converted to Registered Bonds in denominations of \$5,000, or any integral multiple thereof ("Registered Bonds"). The beneficial owner under the book-entry system, upon registration of the Bonds held in the beneficial owner's name, will become the registered owner of the Registered Bonds. The City shall be obligated to provide for the execution and delivery of the Registered Bonds in certified form.

Section 9. The Mayor, Chief Financial Officer and City Clerk are each hereby authorized to solicit proposals for and engage the services of a qualified financial institution to serve as paying agent for the Bonds ("Paying Agent") and/or Dissemination Agent for the Bonds ("Dissemination Agent"). The Mayor, Chief Financial Officer and City Clerk are each hereby authorized to enter into an agreement with the Paying Agent and/or Dissemination Agent for the services to be provided.

Section 10. The preparation of a preliminary official statement ("Preliminary Official Statement") relating to the Bonds, and the distribution of said Preliminary Official Statement to prospective purchasers of the Bonds and others having an interest therein, are hereby authorized and directed. The Mayor, Chief Financial Officer and City Clerk are each hereby authorized to deem the Preliminary Official Statement "final", as contemplated by paragraph (b)(1) of Rule 15c2-12 promulgated by the Securities and Exchange Commission pursuant to the Securities Exchange Act of 1934, as amended ("Rule 15c2-12").

Section 11. The appointment of McElwee & Quinn, LLC, Cherry Hill, New Jersey ("Printer"), to provide electronic and/or physical dissemination of the Preliminary Official Statement and Official Statement (hereinafter defined) is hereby authorized, approved, ratified and confirmed. The Mayor, Chief Financial Officer and City Clerk are each hereby authorized and directed to enter into an agreement with Printer for the services to be provided.

Section 12. Pursuant to the Local Bond Law, the Mayor and Chief Financial Officer, each a "Sale Official", are hereby authorized to sell and award the Bonds at a public sale. The sale of the Bonds shall be in accordance with the provisions of the Local Bond Law, and the advertised terms of such public sale. If necessary or desirable, the Sale Official is hereby authorized to postpone, from time to time, the date and time established for receipt of bids for the sale of the Bonds in accordance with the Local Bond Law. If any date fixed for receipt of bids and the sale of the Bonds is postponed, the Sale Official is hereby authorized to announce an alternative sale date at least forty-eight (48) hours prior to such alternative sale date. The Sale Official is hereby authorized and directed to cause a summary notice of sale and a notice of sale of the Bonds to be prepared and disseminated in accordance with the Local Bond Law. At the next meeting of the Common Council after the sale and award of the Bonds, the Sale Official shall report, in writing, to the Common Council the principal amount, the rate or rates of interest, the maturity dates, the dates upon which interest on the Bonds shall be paid, the price and the purchaser or purchasers of the Bonds.

Section 13. The utilization of I-Deal LLC, New York, New York, to provide electronic bidding services to the City in connection with the competitive sale of the Bonds ("Bidding Agent") through the use of the Bidding Agent's BiDCOMP/PARITY auction system, pursuant to the Local Bond Law and the regulations promulgated thereunder, is hereby authorized, approved, ratified and confirmed.

Section 14. The preparation of a final official statement ("Official Statement") with respect to the Bonds is hereby authorized and directed. Within seven (7) business days of the sale of the Bonds and in sufficient time to accompany any confirmation that requests payment from a customer, the City will deliver sufficient copies of the Official Statement to the purchaser of the Bonds in order for the same to comply with Paragraph (b)(4) of Rule 15c2-12. The Mayor and Chief Financial Officer are each hereby authorized to execute the Official Statement, and the distribution thereof to purchasers and others is hereby authorized and directed. The execution of the final Official Statement by the Mayor and Chief Financial Officer shall constitute conclusive evidence of approval by the City of the changes therein from the Preliminary Official Statement. The Mayor and Chief Financial Officer are each hereby authorized to approve any amendments of or supplements to the Official Statement.

Section 15. The City hereby covenants that it will not make any use of the proceeds of the Bonds or do or suffer any other action that would cause: (I) the Bonds to be "arbitrage bonds" as such term is defined in Section 148(a) of the Internal Revenue Code of 1986, as amended ("Code") and the Income Tax Regulations promulgated thereunder; (ii) the interest on the Bonds to be included in the gross income of the owners thereof for federal income taxation purposes; or (iii) the interest on the Bonds to be treated as an item of tax preference under Section 57(a)(5) of the Code.

Section 16. The City hereby covenants as follows: (I) it shall timely file such information report or reports as may be required by Sections 148(f) and 149(e) of the Code; and (ii) it shall take no action that would cause the Bonds to be "federally guaranteed" within the meaning of Section 149(b) of the Code.

Section 17. To the extent not otherwise exempt, the City hereby covenants that it shall make, or cause to be made, the rebate required by Section 148(f) of the Code in the manner described in Treasury Regulation Sections 1.148-1 through 1.148-11, 1.149(b)-1, 1.149(d)-1, 1.149(g)-1, 1.150-1 and 1.150-2, as such regulations and statutory provisions may be modified insofar as they apply to the Bonds.

Section 18. The City hereby designates the Bonds as "qualified tax-exempt obligations" as defined in and for the purposes of Section 265(b)(3) of the Code. For purposes of this designation, the Township hereby represents that it reasonably anticipates that the amount of tax-exempt obligations to be issued by the Township during the period from January 1, 2017 to December 31, 2017, and the amount of obligations designated as "qualified tax-exempt obligations" by it, will not exceed \$10,000,000 when added to the aggregate principal amount of the Bonds.

For purposes of this Section 18, the following obligations are not taken into account in determining the aggregate principal amount of tax-exempt obligations issued by the City: (I) a private activity bond as defined in Section 141 of the Code (other than a qualified 501(c)(3) bond, as defined in Section 145 of the Code); and (ii) any obligation issued to refund any other tax-exempt obligation (other than to advance refund within the meaning of Section 149(d)(5) of the Code) as provided in Section 265(b)(3)© of the Code.

Section 19. Application to S&P Global Ratings, acting through Standard & Poor's Financial Services LLC, for a rating of the Bonds, and the furnishing of certain information concerning the City and the Bonds, for the purpose of qualifying the Bonds for municipal bond insurance, are hereby authorized, ratified, confirmed and approved.

Section 20. All actions heretofore taken and documents prepared or executed by or on behalf of the City by the Mayor, Chief Financial Officer, City Clerk, Deputy City Clerk and other City officials or by the City's professional advisors, in connection with the issuance and sale of the Bonds are hereby ratified, confirmed, approved and adopted.

Section 21. The Mayor, Chief Financial Officer, City Clerk and Deputy City Clerk are each hereby authorized to determine all matters and execute all documents and instruments in connection with the Bonds not determined or otherwise directed to be executed by the Local Bond Law, the Bond Ordinance, or by this or any subsequent resolution, and the signatures of the Mayor, Chief Financial Officer, City Clerk and Deputy City Clerk on such documents or instruments shall be conclusive as to such determinations.

Section 22. All other resolutions, or parts thereof, inconsistent herewith are hereby rescinded and repealed to the extent of any such inconsistency.

Section 23. This resolution shall take effect immediately upon adoption this 16th day of May, 2017.

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Exhibit "A"

Bond Ordinances

General Capital Ordinances

Ordinance Number	Purpose/ Improvement	Bonds or Notes Authorized	Notes Outstanding	Bonds to be Issued
04-2006	Various Road Improvements	\$950,000	\$550,000	\$366,000
02-2007	Acquisition and Demolition of Real Property for Redevelopment; Construction of Various Improvements to Riverfront Promenade; Acquisition of Dump Truck with Plow and Salt Spreader; Acquisition of Shop Maintenance Truck; Resurfacing of 6 th Street Basketball Court; Acquisition of Four Wheel Drive Command Truck for Fire Department; Acquisition of Computer Equipment; Acquisition of Bleachers.	2,934,000	1,535,000	1,471,000
02-2010	Resurfacing Washington Avenue; Improvements to Broad Street; and Installation of Safe Route to School Improvements.		0	72,000
02-2011	Improvements to West Broad Street, East Broad Street, Wood Street and Lawrence Street.		0	70,000
01-2012	Paving of Memorial Hall Parking Lot and Construction of Handicapped Ramps; Acquisition of a Copier; Rehabilitation of Recreational Facilities in the City; Milling and Resurfacing of Various Roads located within the City.	855,000	415,000	423,000
02-2013	Improvements to High Street, Broad Street and Farner Avenue.		0	113,000
01-2014	Acquisition and Installation of a Public Safety Surveillance System	400,000	320,000	320,000
02-2014	Reconstruction of Brown Street; Construction of High Visibility Crosswalk on High Street.		0	140,000
02-2015	Acquisition of Various Equipment for Fire Department	425,000	400,000	400,000
03-2015	Renovations and Improvements to City Buildings	171,000	165,000	165,000
04-2015	Renovations and Improvements to City Buildings	380,000	280,000	280,000

Ordinance Number	Purpose/Improvement	Bonds or Notes Authorized	Notes Outstanding	Bonds to be Issued
03-2016	Acquisition of Various Capital Equipment and Completion of Various Capital Improvements	622,200	530,000	530,000
05-2016	Road and Sidewalk Improvements	755,000	300,000	300,000
Total		\$	\$4,495,000	\$4,650,000

Water Utility Ordinances

Ordinance Number	Purpose/Improvement	Bonds or Notes Authorized	Notes Outstanding	Bonds to be Issued
03-2014	Painting of the Walnut Street Water Tower in the City and Security Improvements to the Water Plant in the City	\$905,000	\$630,000	\$560,000

Upon the motion of Councilwoman Lollar, seconded by Councilwoman Mercuri, the foregoing resolution was adopted by the following roll call vote: AYES: Mr. Babula, Mr. Chachis, Ms. Hatala, Ms. Lollar, Ms. Mercuri, Mr. Swan, Ms. Woodard. (7); NAYS: (0); ABSTAIN: (0); ABSENT: (0).

Resolution No. 125-2017*

RESOLUTION NO. 125-2017 OF THE COMMON COUNCIL OF THE CITY OF BURLINGTON AUTHORIZING KEITH A. BONCHI, ESQ. TO FORECLOSE ON CITY TAX TITLE LIENS

WHEREAS, the City of Burlington is pursuing acquisition of various properties through an IN REM or IN PERSONAM foreclosure, if necessary;

NOW THEREFORE BE IT RESOLVED, that the Common Council of the City of Burlington, County of Burlington, State of New Jersey, authorizes Keith A. Bonchi, Esquire as counsel to pursue foreclosure proceedings IN REM or IN PERSONAM, on the Tax Sale Certificates listed below, as described by N.J.S.A. 54:5-104.29 to N.J.S.A. 54:5-104.71 as amended, and pursuant to the rules governing the Courts of the State of New Jersey.

Tax Sale Certificate No.	Block	Lot	Property Location
07-00009	117	17	202 York Street
09-00031	131	12	210 Barclay Street

09-00032	131	13	212 Barclay Street
14-00046	131	56	202 Barclay Street
15-00075	135	60	42 E Union Street
11-00034	139	52	110 E Federal Street
10-00028	141	27	323 Jones Ave
14-00063	147	13	205 Green Street
11-00040	154	4	107 E Federal Street

Approved by Consent Agenda. All were in favor.

Resolution No. 126-2017*

Whereas, an overpayment of 2015 and 2016 water and sewer charges, has occurred on the properties identified herein;

Resolved, that the Common Council of the City of Burlington authorizes the Chief Financial Officer to issue a refund check for 2015 and 2016 water and sewer charges as follows:

<u>Block</u>	<u>Lot</u>	<u>Property Owner</u>	<u>Amt.</u>
1 (300 Commerce Square)	3.01 - BLDG -	Canon Business Solutions	\$ 213.00 Water
			<u>193.50</u> Sewer
			2015 Charges 406.50 Total
			\$ 240.00 Water
2016 Charges			<u>193.50</u> Sewer
			433.50 Total

Make Check Payable to:

Canon Business Solutions-Southeast Inc.
 300 Commerce Square Blvd
 Burlington, NJ 08016
 Attn: Accounts Payable

Approved by Consent Agenda. All were in favor.

Resolution No. 127-2017*

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 May 16, 2017, that an Executive Session Closed to the Public shall be held on May 16, 2017, in the Council Meeting Room for discussion of matters relating to the specific items designated in this resolution:

- Contracts N.J.S.A. 10:4-12(5) Electric Vehicle Charging Stations
- Real Estate/Contracts N.J.S.A. 10:4-12 (7) SID/BID

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 May 2017 or shortly there after.

Approved by Consent Agenda. All were in favor.

Resolution No. 128-2017*

RESOLUTION NO. 128-2017 OF THE COMMON COUNCIL OF THE CITY OF BURLINGTON AUTHORIZING THE TAX COLLECTOR TO PLACE A LIEN AGAINST A PROPERTY LOCATED AT 116 EAST FEDERAL STREET

WHEREAS, the City of Burlington is required by Ordinance §195 to protect the public health, safety and welfare in buildings used for dwelling purposes; and

WHEREAS, the owner of 116 E. Federal Street did not act to correct an unsafe condition and/or imminent hazard of a faulty heating system and thereafter the property continued to be unsafe and hazardous to the lives, health and safety of the tenants; and

WHEREAS, in order to effectively protect the residents or dwellers at 116 E. Federal Street, the City was so required to act; and

WHEREAS, on December 31, 2016, the tenants of 116 E. Federal Street were required to vacate the property due to a condemned gas heater and over pressured water heater; and

WHEREAS, the City incurred costs of \$4,500.00 in rental and relocation fees for the tenants due to the faulty heating system; and

WHEREAS, the Common Council for the City of Burlington is authorized, pursuant to Ordinance § 195-23(B) to approve the expenses and costs of said report such that they may become liens against the aforementioned and associated properties.

WHEREAS, the Common Council for the City of Burlington authorized the cost of \$4,500.00 to be retained as a lien against the property located at 116 E. Federal Street; and

WHEREAS, the costs incurred by the City shall become a lien upon the property and shall be collected and enforced in the same manner as taxes.

NOW, THEREFORE, BE IT RESOLVED, by the Common Council of the City of Burlington, that the City is hereby authorized to cause a lien for said costs in the following amounts to be placed against said property for rental and relocation benefits.

<u>Block & Lot</u>	<u>Address</u>	<u>Amount</u>
Block 139, Lot 50	116 E. Federal Street	\$ 4,500.00

Approved by Consent Agenda. All were in favor.

Resolution No. 129-2017 - REMOVED

RESOLUTION NO. 129-2017 OF THE COMMON COUNCIL OF THE CITY OF BURLINGTON APPROVING THE APPOINTMENT OF CITY DIRECTOR OF HOUSING AND COMMUNITY DEVELOPMENT

PUBLIC COMMENTS

George Rojas, 23 W. Pearl Street- spoke of concerns for safety in his neighborhood; spoke of traffic cutting through and speeding thru the neighborhoods to get to the bridge; requested speed bumps.

Julie Roman, 25 W. Pearl- a neighbor, reiterated comments regarding concerns for safety in her neighborhood.

INFRASTRUCTURE COMMENTS

Councilman Swan spoke of an increase in truck traffic on Washington Avenue, including u-turns; spoke of radar detectors; asked if there was an update from the County regarding the London Bridge.

Mr. Ballard said no, nothing yet on the London Bridge.

Councilman Chachis asked for the status of the repaving of Barclay Street.

Mr. Ballard said they will start working on repaving after school is out the end of June.

Councilman Babula asked for an update on the sealing of Oakland Avenue.

Mr. Ballard said he will check with the Engineer.

Councilwoman Hatala spoke of the need for painting the curb at the new bump out at High and Belmont Streets.

Mr. Ballard said it will be done, including road reflectors.

ADMINISTRATION REPORT

Mr. Ballard spoke of meeting with PSE&G regarding the paving issue at Geraghty's; NJT will be working to do a temporary fix of a raised rail; gave an update on the street sweeper; wastewater treatment plants are getting ready for catwalk and pump replacements.

Councilman Babula spoke the replacement of a fence on 6th Street, the old fence is in the street.

COUNCIL COMMENTS

Councilwoman Mercuri announce upcoming events: High School Prom “Dress to Impress”, Bike Ride fundraiser, Doane Academy fundraiser, and ARC fundraiser for people with disabilities. Councilwoman Lollar spoke of the May 20th Garden Tour, May 23rd Ward 1 Meet & greet at the Housing Authority, Project Graduation fundraiser at Holiday Ice Cream on May 25th.

Councilwoman Hatala spoke of a recent bus tour attended and given to the NJRA; Mr. Ballard gave the tour.

Councilman Babula spoke of the Community Eyes Tipline; spoke of a tree on W. Pearl Street that needs trimming.

CONFERENCES

- Mural Arts Program - Zena Bucci

EXECUTIVE CONFERENCES

- Electric Vehicle Charging Stations - Dave Ballard, Administrator
- SID/BID Update - George Saponaro, Esq.

ADJOURNMENT

Upon the motion of Councilwoman Mercuri, seconded by Councilwoman Hatala, this meeting of May 16, 2017 was adjourned.

Cindy A. Crivaro, RMC
Municipal Clerk