

THE MEETING OF THE CITY OF BURLINGTON COMMON COUNCIL, COUNTY OF BURLINGTON, STATE OF NEW JERSEY, WAS HELD ON TUESDAY, FEBRUARY 6, 2018, 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, Mr. Swan, Ms. Woodard (7:45), Ms. Lollar. (6) Absent: Mr. Chachis. (1)

Also present: Mayor Conaway (7:15), Municipal Attorney- Lou Garty, Chief Financial Officer- Ken Mac Millan, Administrator- David Ballard, Lt. Elbertson.

The following notice of the meeting was sent:

There will be a Meeting of the Common Council of the City of Burlington held on February 6, 2018 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**

Pastor Daniel Knight of Come as you are Ministries

**SALUTE TO FLAG**

**PUBLIC COMMENTS - RESOLUTIONS / CONSENT AGENDA RESOLUTIONS**

None.

**CONSENT AGENDA**

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

**PETITIONS AND COMMUNICATIONS\***

Approved by Consent Agenda. All were in favor.

**CORRESPONDENCE FOR JANUARY 2018**

**NOTICES, AGENDAS, MINUTES, REPORTS, ETC. RECEIVED**

Reports from various departments received:

Monies collected by the Municipal Clerk's Office for the month of December 2018  
 \$2,120.  
 00

**AGENDAS RECEIVED FROM VARIOUS BOARDS**

01-01 Historic Preservation Agenda dated January 10, 2018

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

01-40 St. Paul's School, March 31, 2018

**CORRESPONDENCE TO AND FROM BURLINGTON COUNTY**

01-500 Greater Burlington Chamber of Commerce, re: Installation of officers for 2018

**CORRESPONDENCE TO AND FROM THE NJLM**

01-600 New Jersey League of Municipalities, dated January 16, 2018, re: New Governor and Lieutenant Governor take the reins in Trenton.

**CORRESPONDENCE TO AND FROM THE STATE OF NEW JERSEY**

01-700 Department of Environmental Protection, dated January 30, 2018, re: DEP launches project repair beaches on Long Beach Island using material dredged to make Little Egg Harbor inlet channel safe

02-701 Department of Environmental Protection, dated January 31, 2018, re: New Jersey State Forest fire service prescribed burning program is under way to reduce wildlife risk

**MISCELLANEOUS CORRESPONDENCE**

01-800 Endeavor Emergency Squad, Inc., re: December 2017 monthly statistic

01-801 Department of Transportation, dated January 5, 2018, re: NB U-Turn Lane at McNeil Street

01-802 Eileen McClammy, dated January 18, 2018, re: Mr. Ballard, please give to Council

**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 ARTICLE FIVE OF THE CODE OF THE CITY OF BURLINGTON (VEHICLES & TRAFFIC)

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

**RESOLUTIONS / CONSENT AGENDA RESOLUTIONS\***Resolution No. 65-2018**RESOLUTION AUTHORIZING TRANSFERS OF APPROPRIATION RESERVES**

WHEREAS, various 2017 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 2017 Budget Appropriations in the last two months of 2017; 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 \$96,500.00 be made between the 2017 Budget Appropriation Reserves as follows:

	<u>FROM</u>	<u>TO</u>
<u>Current Fund:</u>		
Employee Group Insurance	\$ 96,500.00	
Vehicle Maintenance:		
Other Expenses		\$ 5,000.00
Recreation:		
Other Expenses		\$ 500.00
Celebration of Public Events:		
Other Expenses		\$ 1,000.00
Accumulated Leave Compensation		\$ 90,000.00

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

Resolution No. 66-2018

Upon the recommendation of City Engineer, Alaimo Group, the Common Council of the City of Burlington hereby authorizes the Mayor and the Municipal Clerk to execute an amended agreement with Seacoast Construction, Inc. in connection with the 2016 NJDOT Transit Village, Broad Street/Towne Center Station Pedestrian Route & Beautification Project, Phase VI, Change Order No. 1, a reduction in the amount of \$30,271.30 providing for quantity adjustments making a revised total contract amount of \$217,187.85.

Upon the motion of Councilman Babula, seconded by Councilwoman Hatala, the foregoing resolution was adopted by the following roll call vote: AYES: Mr. Babula, Ms. Hatala, Ms.

Mercuri, Mr. Swan, Ms. Lollar. (5); NAYS: (0); ABSTAIN: (0); ABSENT: Mr. Chachis Ms. Woodard. (2).

Resolution No. 67-2018\*

Common Council of the City of Burlington hereby authorizes the Municipal Clerk to issue a Mercantile License to Sukhwinder Singh, 10 Surrey Court, Mt. Laurel, N.J. to operate a business at 357 E. Federal Street t/a “USA Gas.”

Approved by Consent Agenda. All were in favor.

Resolution No. 68-2018\*

Common Council of the City of Burlington hereby authorizes the Municipal Clerk to issue a Mercantile License to Shaniqua Carraway, 18 Fleetwood Place, Willingboro, N.J. to operate a business at 400 High Street, Suite D t/a “The Beauti Loft.”

Approved by Consent Agenda. All were in favor.

Resolution No. 69-2018\*

Common Council of the City of Burlington hereby authorizes the Municipal Clerk to issue a Mercantile License to Mohammad T. Romahi, 488 Hudson Street, New York, N.Y. to operate a business at 1001 E. Route 130 t/a “Auto Approval Center.”

Approved by Consent Agenda. All were in favor.

Resolution No. 70-2018\*

Common Council of the City of Burlington, hereby approves the following Emergency Driver’s for the year 2018:

Mitchell Sta. 903  
Jennifer Diamond  
William Warren  
Brian Wood, Jr.

Approved by Consent Agenda. All were in favor.

Resolution No. 71-2018\*

Common Council of the City of Burlington hereby appoints the following Special Law Enforcement Officer, Class II, as per recommendation of the Administration for the year 2018:

Class II- Special Law Enforcement Officer

Kyle Ruskowski  
835 Hidden Glen  
Deptford, N.J.

Approved by Consent Agenda. All were in favor.

Resolution No. 72-2018\*

Common Council of the City of Burlington, hereby authorizes Mitchell Fire Company No. 3 to conduct a “Pass the Boot” fundraiser at 300 East Federal Street, they having filed the necessary papers on the following dates pending the proper permits from the New Jersey Department of Transportation, State Highway Occupancy Department:

June 3, 2018	9:00am - 3:00pm
June 24, 2018	9:00am - 3:00pm
July 21, 2018	9:00am - 3:00pm
September 29, 2018	9:00am - 3:00pm

Approved by Consent Agenda. All were in favor.

Resolution No. 73-2018\*

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 6, 2018, that an Executive Session Closed to the Public shall be held on February 6, 2018, in the Council Meeting Room for discussion of matters relating to the specific items designated in this resolution:

- Real Estate/Contracts N.J.S.A. 10:4-12(7) 311 Stacey Street
- Litigation N.J.S.A. 10:4-12(9) Lyceum Hall Litigation

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 2018 or shortly there after.

Approved by Consent Agenda. All were in favor.

**PUBLIC COMMENTS**

Timothy Hall, representing his mother of 234 Riverbank- stated he spoke to the Superior Court Judge regarding the condemnation of his mother’s property; spoke of concerns with his mother not being compensated, the appraisal does not even come close; has a conference call with Judge Bookbinder tomorrow.

Ms. Garty asked Mr. Hall to contact her.

**ADMINISTRATION REPORT**

Mayor Conaway announced that groundbreaking for the Pearle Pointe Redevelopment Project will take place in February.

**COUNCIL COMMENTS (& INFRASTRUCTURE)**

Councilman Swan spoke of potholes on W. Federal Street; asked if Administration received a response from the Bridge Commission with regard to the lighting complaints.

Mr. Ballard said he has not heard back from the Bridge Commission, but will follow up.

Councilman Babula spoke of the EAGLES winning the Super Bowl.

Councilwoman Hatala spoke of a Bill that came out of the Senate regarding beach access and access on riverfronts; suggested Administration contact Assemblyman Singleton for more information.

**CONFERENCES**

- Lyceum Programs - Barbara Fisher & Patti Howard

**EXECUTIVE CONFERENCES**

- Lyceum Hall Litigation - M. Lou Garty, Esq.
- 311 Stacey Street - Dave Ballard, Administrator & Bill Harris, Director of Housing

**ADJOURNMENT**

Upon the motion of Councilwoman Hatala, seconded by Councilman Babula, this meeting of February 6, 2018 was adjourned.

---

Cindy A. Crivaro, RMC  
Municipal Clerk