

THE MEETING OF THE CITY OF BURLINGTON COMMON COUNCIL, COUNTY OF BURLINGTON, STATE OF NEW JERSEY, WAS HELD ON TUESDAY, MAY 1, 2012, 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. Conaway, Mr. Ghaul, Ms. Hatala, Ms. Lollar, Ms. Mercuri, Ms. Woodard. (7) Absent: (0)

Also present: Mayor Fazzone, Municipal Attorney- George Saponaro, Chief Financial Officer- Ken Mac Millan, Director of Housing- David Ballard, Lt. Snow.

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 1, 2012 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. Stephen Miller of Holy Light Church

SALUTE TO FLAG

PRESENTATIONS

Recognition of the Burlington City High School Wrestling Team

UNFINISHED BUSINESS

None.

CONSENT AGENDA

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

PETITIONS AND COMMUNICATIONS*

Approved by Consent Agenda. All were in favor.

CORRESPONDENCE FOR APRIL 2012

NOTICES, AGENDAS, MINUTES, REPORTS, ETC. RECEIVED

Reports from various departments received:

Monies collected by the Municipal Clerk's Office for the month of March 2012. \$ 303.00

AGENDAS RECEIVED FROM VARIOUS BOARDS

- 04-01 Screening Board Members, for April 2012
- 04-02 Screening Schedule for April 2012
- 04-03 Land Use Board agenda for April 25, 2012
- 04-04 Screening Board agenda for April, 2012

MINUTES RECEIVED FROM VARIOUS BOARDS

- 04-10 Historic Preservation Minutes, March 7, 2012

NOTICE TO PROPERTY OWNERS

- 04-20 Notice, Land Use Board dated April 3, 2012

PETITIONS OF APPEALS:

- 04-30 BI 222, L 21
- 04-31 BI 221, L 3.04
- 04-32 BI 221, L 3.03
- 04-33 BI 32, L 4
- 04-34 BI 165, L 3
- 04-35 BI 13, L 43
- 04-36 BI 17, L 5
- 04-37 BI 23.01, L 39
- 04-38 BI 16, L 34
- 04-39 BI 29, L 3
- 04-40 BI 214, L 26.01
- 04-41 BI 124, L 5
- 04-42 BI 131, L 34
- 04-43 BI 6, L 20.01
- 04-44 BI 211, L 20
- 04-45 BI 124, L 42
- 04-46 BI 129, L 3
- 04-47 BI 214, L 11
- 04-48 BI 17, L 34

04-49 BI 20, L 12
04-50 BI 129, L 23
04-51 BI 245, L 23
04-52 BI 228, L 6
04-53 BI 221, L 25
04-54 BI 195, L 6
04-55 BI 183, L 38
04-56 BI 138.01, L 6
04-57 BI 108, L 34.02
04-58 BI 108, L 34.01
04-59 BI 117, L 28
04-60 BI 108, L 31
04-61 BI 107, L 18
04-62 BI 105, L 26
04-63 BI 105, L 20
04-64 BI 103, L 15.04
04-65 BI 92, L 10
04-66 BI 73, L 4.01
04-67 BI 72, L 9
04-68 BI 72, L 7
04-69 BI 68, L 7
04-70 BI 62, L 4
04-71 BI 45, L 4
04-72 BI 54, L 7
04-73 BI 30, L 1
04-74 BI 16, L 2
04-75 BI 13, L 8
04-76 BI 12, L 33
04-77 BI 8, L 3
04-78 BI 211, L 3
04-79 BI 177, L 21
04-80 BI 129, L 8
04-81 BI 92, L 37
04-82 BI 66, L 29
04-83 BI 65, L 6
04-84 BI 66, L 8
04-85 BI 83, L 14
04-86 BI 45, L 6
04-87 BI 193, L 10.01
04-88 BI 103, L 15.04
04-89 BI 92, L 10
04-90 BI 108, L 18
04-91 BI 13, L 8

04-92 BI 177, L 26
04-93 BI 104, L 49
04-94 BI 88, L 24
04-95 BI 12, L 24
04-96 BI 210, L 6
04-97 BI 12, L 20
04-98 BI 6, L 20
04-99 BI 247, L 7
04-100 BI 37, L 2
04-101 BI 30, L 36
04-102 BI 132, L 8
04-103 BI 104, L 56
04-104 BI 66, L 9
04-105 BI 66, L 3
04-106 BI 65, L 23
04-107 BI 30, L 7
04-108 BI 15, L 27
04-109 BI 4, L 22.02
04-110 BI 25,1 L 22
04-111 BI 204, L 18
04-112 BI 133, L 11
04-113 BI 133, L 10
04-114 BI 72, L 11
04-115 BI 131, L 38
04-116 BI 121, L 2
04-117 BI 78, L 6
04-118 BI 13, L 10
04-119 BI 138, L 26
04-120 BI 90, L 61
04-121 BI 16, L 6
04-122 BI 72, L 11
04-123 BI 15, L 7
04-124 BI 182, L 9
04-125 BI 33, L 6
04-126 BI 228, L 26
04-127 BI 131, L 30
04-128 BI 247, L 14
04-129 BI 118, L 26
04-130 BI 211, L 37
04-131 BI 87, L 19
04-132 BI 214, L 27.01
04-133 BI 144, L 8
04-134 BI 17, L 22

04-135 BI 17, L 23
04-136 BI 47, L 31
04-137 BI 12, L 13
04-138 BI 114, L 1
04-139 BI 74, L 18
04-140 BI 13, L 24
04-141 BI 135, L 10
04-142 BI 135, L 20
04-143 BI 135, L 11
04-144 BI 214, L 26
04-145 BI 39, L 9
04-146 BI 34, L 52
04-147 BI 34, L 52.02
04-148 BI 12, L 5
04-149 BI 17, L 45
04-150 BI 23.01, L 34
04-151 BI 37, L 2
04-152 BI 69, L 10
04-153 BI 209, L 38
04-154 BI 7, L 8

COMMUNICATION TO AND FROM MUNICIPAL ENGINEER

04-300 Alaimo, dated March 21, 2012, Re: 2012 Road way Construction
04-301 Alaimo, dated April 10, 2012, Re: NJDOT Aid App
04-302 Alaimo, dated April 10, 2012, Re: NJDOT Transit Village
04-303 Alaimo, dated April 16, 2012, Re: Wawa

CORRESPONDENCE TO AND FROM BURLINGTON COUNTY

04-501 Festival of Lights - Bridging the Delaware

CORRESPONDENCE TO AND FROM THE STATE OF NEW JERSEY

04-700 State of New Jersey, dated April 12, 2012, Re: Change Order Approval and Field Inspection
04-701 State of New Jersey, dated March 26, 2012, Re: NJDOT funding
04-702 New Jersey Senate, dated March 27, 2012, Re: Durant Parish

MISCELLANEOUS CORRESPONDENCE

04-800 Noah Kulynych, dated February 22, 2012, Re: opportunity for summer
04-801 Family Movie Night, Muppets April 20
04-802 Endeavor Emergency Squad, Re: March 2012 Report
04-803 Willard E. Gares, Re: property deterioration
04-804 Ellen Boehm, dated April, 10, 2012, Re: Freight Train
04-805 AJ Meerwald information

- 04-806 American Legion Post 79, dated April 3, 2012, Re: Captain James MacFarland Post, Annual Day Caravan on Sunday May 20, 2012
- 04-807 Township of Willingboro, Re: Master Plan
- 04-808 Capt. James MacFarland Post No 79 to John Alexander, Re: wreaths & geraniums
- 04-809 Soroptimist International of Burlington County, Inc., Re: Fashion Show
- 04-810 NEWS, Forest Fire Service continues efforts to contain and extinguish wildfire
- 04-811 Endeavor Emergency Squad, Re: Captain Michael Tomaszewski

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 REVISING THE CODE OF THE CITY OF BURLINGTON CHAPTER 70 AFFORDABLE HOUSING TO INCLUDE RESIDENTIAL DEVELOPMENT FEES AND AMEND THE ONGOING COLLECTION OF DEVELOPMENT FEES

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

ORDINANCE(S) - SECOND READING & FINAL DISPOSITION

ORDINANCE NO. 07-2012 TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Common Council of the City of Burlington in the County of Burlington finds it advisable and necessary to increase its CY 2012 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Common Council hereby determines that a 3.5% increase in the budget for said year, amounting to \$ 133,516.94 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS, the Common Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the Common Council of the City of Burlington, in the County of Burlington, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2012 budget year, the final appropriations of the City of Burlington shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5 %, amounting to \$467,309.30, and that the CY 2012 municipal budget for the City of Burlington be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

Upon the motion of Councilwoman Woodard, seconded by Councilwoman Mercuri, the foregoing ordinance was introduced.

Public Comments

Harry Heck, 116 E. Union Street- spoke in opposition of this ordinance.

Council Comments

Mr. MacMillan- there are 2 Caps in place; the City routinely adopts this ordinance so that it is established; the City hasn't utilized it for over 6 years; we can fall back on it; the amount to be raised by taxes is less than 2% of the tax levy CAP imposed by statute; the budget is \$1,559,991.14 less than the 2% of the appropriations CAP; starting in 2012 it is estimated that employee contributions for health insurance will approximate \$80,000.00

This ordinance was then adopted by the following roll call vote: AYES: Mr. Babula, Mr. Conaway, Mr. Ghaul, Ms. Hatala, Ms. Lollar, Ms. Mercuri, Ms. Woodard. (7) NAYS: (0); Absent: (0)

PUBLIC HEARING- 2012 Municipal Budget

Mr. MacMillan- it is estimated that the 2012 local purpose tax will decrease by \$0.405 per \$100 of assessed valuation; the decrease is due to the fact that the City had a reassessment last year; the new tax rate to be \$1.107 per \$100 of assessed valuation; this represents an annual increase of \$113.91 for a homeowner with a property assessed at the City average residential assessment of \$141,000.00; State Aid has not been reduced this year; our State Aid was decreased by \$408,553.00 in 2010, \$149,275.00 in 2009 and by \$212,901.00 in 2008; we are now receiving the same level of State Aid as we did in 2002; due to no increase in State Aid, a decrease in anticipated revenues, mandatory increases in insurance, group insurance, and contractual salaries, as well as the constraints imposed by the 2% tax levy CAP, the City had to take major steps to come up with a budget that keeps the tax rate increase to a minimum.

Public Comments

None.

Council Comments

President Lollar- we had two budget hearings- Tuesday, April 24th and Thursday, April 26th.

Councilman Babula- asked for Mr. MacMillan's opinion on the anticipated savings due to e-ticketing.

Mr. MacMillan- there is no estimate; the revenue from the tickets could go up 20%, though can't anticipate; this budget doesn't reflect any increase from that.

Councilman Babula- asked about a minor decrease in data entry time.

Mr. MacMillan- it will save time.

Councilwoman Hatala- asked about the amount put in for uncollected taxes; we were just a fraction of a percent under 95%.

Mr. MacMillan- the City has to allow for the amount that is not collected in a particular year; spoke of City tax, County tax and school tax; the City has to pay the County and school tax whether collected or not, comes out of the City's budget; \$1,107,000,000.

RESOLUTIONS / CONSENT AGENDA RESOLUTIONS*

Resolution No. 102-2012*

Common Council of the City of Burlington, hereby approves a fire member application for Joseph P. Naprawa, Jr., 301 E. Fourth Street, Burlington, N.J., in the Niagara Hose Company No. 6, he having filed the necessary papers.

Approved by Consent Agenda. All were in favor.

Resolution No. 103-2012*

Common Council of the City of Burlington, hereby approves a fire member application for Arnold Miller, 60 Main Street, Roebling, N.J., in the Niagara Hose Company No. 6, he having filed the necessary papers.

Approved by Consent Agenda. All were in favor.

Resolution No. 104-2012*

Common Council of the City of Burlington, hereby authorizes Niagara Hose Co. #6 to conduct a "Pass the Boot" fundraiser on May 19, 2012 from 9:00 am to 3:00 pm, pending the proper permits from the County of Burlington.

Approved by Consent Agenda. All were in favor.

Resolution No. 105-2012*

A RESOLUTION OF THE CITY OF BURLINGTON REQUESTING REVIEW AND APPROVAL OF A MUNICIPAL AFFORDABLE HOUSING TRUST FUND SPENDING PLAN FROM THE DEPARTMENT OF COMMUNITY AFFAIRS LOCAL PLANNING SERVICES UNIT

WHEREAS, on March 17, 1999, the City of Burlington, Burlington County petitioned to the Council on Affordable Housing ("COAH") for a Second Round Substantive Certification and Second Round Substantive Certification was obtained from COAH on October 6, 1999;

WHEREAS, the City of Burlington received initial approval of its Affordable Housing Development Fee Ordinance ("Fee Ordinance") by COAH on May 3, 2006 and an amendment to the Fee Ordinance on July 21, 2009; and

WHEREAS, on December 31, 2008, the City of Burlington petitioned to COAH for Third Round Substantive Certification, resulting in a Report Requesting for Additional Information ("RRIA") issued by COAH to the City of Burlington on October 9, 2009;

WHEREAS, the City of Burlington requested an extension of time to respond to the RIA to COAH until March 2010 and subsequent thereto, the Appellate Division issued a decision in a consolidated case involving several appeals which challenged the Council on Affordable Housing (COAH)'s revised third round compliance rules in a matter entitled In The Matter of the Adoption on N.J.A.C. 5:96 and 5:97, 16 N.J.Super.462 (App. Div. 2010), wherein the Appellate Division reversed and remanded portions of COAH's third round rules, including the use of growth share for determining third round prospective affordable housing obligations; and

WHEREAS, pursuant to the Executive Reorganization Act of 1969, P.L. 1969, c. 203 (C. 52:14C-1 et seq.), the Governor abolished COAH and transferred all functions, powers, and

duties to the Commissioner of the Department of Community Affairs (“DCA”), effective August 29, 2011; and

WHEREAS, as a result of the Reorganization Plan, No. 001-2011, the review formerly to be conducted by COAH is now conducted by the DCA or “the Department”, Local Planning Services unit; and

WHEREAS, City Council of Burlington has found it to be in the best interests of the residents of the City of Burlington to petition to the DCA for the approval of a Municipal Affordable Housing Trust Fund Spending Plan;

WHEREAS, the funds deposited into the Municipal Affordable Housing Trust Fund are obtained through development fee obtained through an associated development fee ordinance that authorizes the City of Burlington to collect affordable housing trust funds through development fees, payments from developers in lieu of constructing affordable units on-site, barrier free escrow funds, rental income, repayments from affordable housing program loans, recapture funds and/or proceeds from the sale of affordable units;

WHEREAS, N.J.A.C. 5:97-8.1(d) requires a municipality with an affordable housing trust fund to receive approval of a spending plan from the Department prior to spending any of the funds in its housing trust fund; and

WHEREAS, N.J.A.C. 5:97-8.10 requires a spending plan to include the following:

A projection of revenues anticipated from imposing fees on development, based on pending, approved and anticipated developments and historic development activity;

A projection of revenues anticipated from other sources, including payments in lieu of constructing affordable units on sites zoned for affordable housing, funds from the sale of units with extinguished controls, proceeds from the sale of affordable units, rental income, repayments from affordable housing program loans, and interest earned;

A description of the administrative mechanism that the municipality will use to collect and distribute revenues;

A description of the anticipated use of all affordable housing trust funds pursuant to N.J.A.C. 5:97-8.7, 8.8, and 8.9;

A schedule for the expenditure of all affordable housing trust funds, provided that the trust fund balance as of July 17, 2008 is committed for expenditure within four years of that date and that all development fees and any payments in lieu of construction are committed for expenditure within four years from the date of

collection;

If applicable, a schedule for the creation or rehabilitation of housing units;

A pro-forma statement of the anticipated costs and revenues associated with the development if the municipality envisions supporting or sponsoring public sector or non-profit construction of housing; and

The manner through which the municipality will address any expected or unexpected shortfall if the anticipated revenues from development fees are not sufficient to implement the plan; and

A description of the anticipated use of excess affordable housing trust funds, in the event more funds than anticipated are collected, or projected funds exceed the amount necessary for satisfying the municipal affordable housing obligation.

WHEREAS, the City of Burlington has prepared a spending plan consistent with N.J.A.C. 5:97-8.10 and P.L. 2008, c.46.

NOW THEREFORE BE IT RESOLVED that the City Council for the City of Burlington, Burlington County requests that DCA's Local Planning Services review and approve Burlington City's spending plan.

Approved by Consent Agenda. All were in favor.

Resolution No. 106-2012*

Common Council of the City of Burlington, hereby authorizes the Municipal Clerk to issue a Mercantile License to Wawa Inc., 260 W. Baltimore Pike, Wawa, Pa. to operate a business at 350 E. Route 130 South t/a "Wawa."

Approved by Consent Agenda. All were in favor.

Resolution No. 107-2012*

Common Council, of the City of Burlington, hereby authorizes the Municipal Clerk to issue a Mercantile License to Vixenrisque LLC, to operate a business at 1137 Bordentown Road t/a "Club Risque".

Approved by Consent Agenda. All were in favor.

Resolution No. 108-2012*

Common Council of the City of Burlington, hereby authorizes the Municipal Clerk to issue a Sexually-Oriented Business License to Vixenrisque LLC, to operate a business at 1137

Bordentown Road t/a “Club Risque”

Approved by Consent Agenda. All were in favor.

Resolution No. 109-2012*

Common Council of the City of Burlington, hereby authorizes the Municipal Clerk to issue a Sexually-Oriented Business License to Matlind, Inc., to operate a business at 1205 US Hwy 130 & Dugan Drive, Burlington, N.J. t/a “Playhouse Lounge.”

Approved by Consent Agenda. All were in favor.

Resolution No. 110-2012*

Common Council of the City of Burlington, hereby appoints the following Special Law Enforcement Officers, as per recommendation of the Administration for the year 2012.

Approved by Consent Agenda. All were in favor.

Resolution No. 111-2012*

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 1, 2012, that an Executive Session Closed to the Public shall be held on May 1, 2012, in the Council Meeting Room, for discussion of matters relating to the specific items designated in this resolution:

Executive- Contracts N.J.S.A. 10:4-12 (7) UDAG Update

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 2012 or shortly there after.

Approved by Consent Agenda. All were in favor.

Resolution No. 112-2012*

WHEREAS, N.J.S. 40A:4-8, as amended by Chapter 259, P.L. 1995 provides that the budget may be read by title only at the time of the public hearing if a resolution is passed by not less than a majority of the full governing body, providing that at least one week prior to the date of hearing, a complete copy of the budget has been made available for public inspection in the free public library, if any, located within our municipality and a county library. If there is no county library located within the municipality, then it must be provided to any county library in the county wherein the municipality is located. Further, the public officer delegated the responsibility for delivery of the copies to said libraries has completed certification forwarded to the governing body that such deliveries were made and copies have been made available by the Clerk to persons requesting them; and

WHEREAS, these two conditions have been met;

NOW, THEREFORE, BE IT RESOLVED, that the budget shall be read by title only.

Approved by Consent Agenda. All were in favor.

Resolution No. 113-2012*

WHEREAS, N.J.S.A. 40A:4-78b has authorized the Local Finance Board to adopt rules that permit municipalities in sound fiscal condition to assume the responsibility, normally granted to the Director of the Division of Local Government Services, of conducting the annual budget examination, and

WHEREAS, N.J.A.C. 5:30-7 was adopted by the Local Finance Board on February 11, 1997, and

WHEREAS, pursuant to N.J.A.C. 5:30-7.2 thru 7.5 the City of Burlington has been declared eligible to participate in the program by the Division of Local Government Services, and the Chief Financial Officer has determined that the City meets the necessary conditions to participate in the program for the 2012 budget year, so now therefore

BE IT RESOLVED, by the Common Council of the City of Burlington that in accordance with N.J.A.C. 5:30-7.6a & 7.6b and based upon the Chief Financial Officer's certification; the governing body has found the budget has met the following requirements:

1. That with reference to the following items, the amounts have been calculated pursuant to law and appropriated as such in the budget:
 - a. Payment of interest and debt redemption charges.
 - b. Deferred charges and statutory expenditures.
 - c. Cash deficit of preceding year.
 - d. Reserve for uncollected taxes.
 - e. Other reserves and non-disbursement items.
 - f. Any inclusions of amounts required for school purposes.

2. That the provisions relating to limitations on increases of appropriations pursuant to N.J.S.A. 40A:4-45.2 and appropriations for exceptions to limits on appropriations found at 40A:4-45.3 et seq. are fully met. (Complies with the "CAP" law.)

3. That the budget is in such form, arrangement, and content as required by the Local Budget Law and N.J.A.C. 5:30-4 and 5:30-5.

4. That pursuant to the Local Budget Law:
 - a. All estimates of revenue are reasonable, accurate, and correctly stated.
 - b. Items of appropriations are properly set forth.

c. In itemization, form, arrangement, and content the budget will permit the exercise of the comptroller function within the municipality.

5. The budget and associated amendments have been introduced, publicly advertised, and adopted in accordance with the relevant provisions of the Local Budget Law, except that failure to meet the deadlines of N.J.S.A. 40A:4-5 shall not prevent such certification.

6. That all other applicable statutory requirements have been fulfilled.

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Director of the Division of Local Government Services upon adoption.

Approved by Consent Agenda. All were in favor.

Resolution No. 114-2012

A RESOLUTION OF THE CITY OF BURLINGTON REQUESTING REVIEW AND APPROVAL OF A DEVELOPMENT FEE ORDINANCE FROM THE DEPARTMENT OF COMMUNITY AFFAIRS LOCAL PLANNING SERVICES UNIT

WHEREAS, on March 17, 1999, the City of Burlington, Burlington County petitioned to the Council on Affordable Housing (“COAH”) for a Second Round Substantive Certification and Second Round Substantive Certification was obtained from COAH on October 6, 1999;

WHEREAS, the City of Burlington received initial approval of its Affordable Housing Development Fee Ordinance (“Fee Ordinance”) by COAH on May 3, 2006 and an amendment to the Fee Ordinance on July 21, 2009; and

WHEREAS, on December 31, 2008, the City of Burlington petitioned to COAH for Third Round Substantive Certification, resulting in a Report Requesting for Additional Information (“RRIA”) issued by COAH to the City of Burlington on October 9, 2009;

WHEREAS, the City of Burlington requested an extension of time to respond to the RIA to COAH until March 2010 and subsequent thereto, the Appellate Division issued a decision in a consolidated case involving several appeals which challenged the Council on Affordable Housing (COAH)’s revised third round compliance rules in a matter entitled In The Matter of the Adoption on N.J.A.C. 5:96 and 5:97, 16 N.J.Super.462 (App. Div. 2010), wherein the Appellate Division reversed and remanded portions of COAH’s third round rules, including the use of growth share for determining third round prospective affordable housing obligations; and

WHEREAS, P.L.2008, c.46 section 8 (C. 52:27D-329.2) and the Statewide Non-Residential Development Fee Act (C. 40:55D-8.1 through 8.7), permits municipalities that are under the jurisdiction of COAH or of a court of competent jurisdiction and that have a COAH-approved spending plan to impose and retain fees on residential and non-residential development; and

WHEREAS, pursuant to the Executive Reorganization Act of 1969, P.L. 1969, c. 203 (C. 52:14C-1 et seq.), the Governor abolished COAH and transferred all functions, powers, and duties to the Commissioner of the Department of Community Affairs, effective August 29, 2011; and

WHEREAS, as a result of the Reorganization Plan, No. 001-2011, the review formerly to be conducted by COAH is now conducted by the Department of Community Affairs' ("DCA" or "the Department"), Local Planning Services unit; and

WHEREAS, subject to P.L.2008, c.46 section 8 (C. 52:27D-329.2) and the Statewide Non-Residential Development Fee Act (C. 40:55D-8.1 through 8.7), N.J.A.C. 5:97-8.3 permits a municipality to prepare and submit a development fee ordinance for review and approval by the Commissioner of the Department that is accompanied by and includes the following:

1. A description of the types of developments that will be subject to fees per N.J.A.C. 5:97-8.3(c) and (d);
2. A description of the types of developments that are exempted per N.J.A.C. 5:97-8.3(e);
3. A description of the amount and nature of the fees imposed per N.J.A.C. 5:97-8.3(c) and (d);
4. A description of collection procedures per N.J.A.C. 5:97-8.3(f);
5. A description of development fee appeals per N.J.A.C. 5:97-8.3(g); and
6. A provision authorizing the Department to direct trust funds in case of non-compliance per N.J.A.C. 5:97-8.3(h).

WHEREAS, the City of Burlington has prepared a draft development fee ordinance that establishes standards for the collection, maintenance, and expenditure of development fees consistent with the Department's affordable housing regulations at N.J.A.C. 5:97-8 and in accordance with P.L.2008, c.46, Sections 8 (C. 52:27D-329.2) and 32-38 (C. 40:55D-8.1 through 8.7).

NOW THEREFORE BE IT RESOLVED that the City Council for the City of Burlington, Burlington County requests that DCA's Local Planning Services unit review and approve the City of Burlington's development fee ordinance.

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

Absent: (0)

Resolution No. 115-2012

A RESOLUTION OF THE CITY OF BURLINGTON REQUESTING REVIEW AND APPROVAL OF A MUNICIPAL AFFORDABLE HOUSING TRUST FUND SPENDING PLAN FROM THE DEPARTMENT OF COMMUNITY AFFAIRS LOCAL PLANNING SERVICES UNIT

WHEREAS, on March 17, 1999, the City of Burlington, Burlington County petitioned to the Council on Affordable Housing (“COAH”) for a Second Round Substantive Certification and Second Round Substantive Certification was obtained from COAH on October 6, 1999;

WHEREAS, the City of Burlington received initial approval of its Affordable Housing Development Fee Ordinance (“Fee Ordinance”) by COAH on May 3, 2006 and an amendment to the Fee Ordinance on July 21, 2009; and

WHEREAS, on December 31, 2008, the City of Burlington petitioned to COAH for Third Round Substantive Certification, resulting in a Report Requesting for Additional Information (“RRIA”) issued by COAH to the City of Burlington on October 9, 2009;

WHEREAS, the City of Burlington requested an extension of time to respond to the RIA to COAH until March 2010 and subsequent thereto, the Appellate Division issued a decision in a consolidated case involving several appeals which challenged the Council on Affordable Housing (COAH)’s revised third round compliance rules in a matter entitled In The Matter of the Adoption on N.J.A.C. 5:96 and 5:97, 16 N.J.Super.462 (App. Div. 2010), wherein the Appellate Division reversed and remanded portions of COAH’s third round rules, including the use of growth share for determining third round prospective affordable housing obligations; and

WHEREAS, pursuant to the Executive Reorganization Act of 1969, P.L. 1969, c. 203 (C. 52:14C-1 et seq.), the Governor abolished COAH and transferred all functions, powers, and duties to the Commissioner of the Department of Community Affairs (“DCA”), effective August 29, 2011; and

WHEREAS, as a result of the Reorganization Plan, No. 001-2011, the review formerly to be conducted by COAH is now conducted by the DCA or “the Department”, Local Planning Services unit; and

WHEREAS, City Council of Burlington has found it to be in the best interests of the residents of the City of Burlington to petition to the DCA for the approval of a Municipal Affordable Housing Trust Fund Spending Plan;

WHEREAS, the funds deposited into the Municipal Affordable Housing Trust Fund are obtained through development fee obtained through an associated development fee ordinance

that authorizes the City of Burlington to collect affordable housing trust funds through development fees, payments from developers in lieu of constructing affordable units on-site, barrier free escrow funds, rental income, repayments from affordable housing program loans, recapture funds and/or proceeds from the sale of affordable units;

WHEREAS, N.J.A.C. 5:97-8.1(d) requires a municipality with an affordable housing trust fund to receive approval of a spending plan from the Department prior to spending any of the funds in its housing trust fund; and

WHEREAS, N.J.A.C. 5:97-8.10 requires a spending plan to include the following:

A projection of revenues anticipated from imposing fees on development, based on pending, approved and anticipated developments and historic development activity;

A projection of revenues anticipated from other sources, including payments in lieu of constructing affordable units on sites zoned for affordable housing, funds from the sale of units with extinguished controls, proceeds from the sale of affordable units, rental income, repayments from affordable housing program loans, and interest earned;

A description of the administrative mechanism that the municipality will use to collect and distribute revenues;

A description of the anticipated use of all affordable housing trust funds pursuant to N.J.A.C. 5:97-8.7, 8.8, and 8.9;

A schedule for the expenditure of all affordable housing trust funds, provided that the trust fund balance as of July 17, 2008 is committed for expenditure within four years of that date and that all development fees and any payments in lieu of construction are committed for expenditure within four years from the date of collection;

If applicable, a schedule for the creation or rehabilitation of housing units;

A pro-forma statement of the anticipated costs and revenues associated with the development if the municipality envisions supporting or sponsoring public sector or non-profit construction of housing; and

The manner through which the municipality will address any expected or unexpected shortfall if the anticipated revenues from development fees are not sufficient to implement the plan; and

A description of the anticipated use of excess affordable housing trust funds, in the event

more funds than anticipated are collected, or projected funds exceed the amount necessary for satisfying the municipal affordable housing obligation.

WHEREAS, the City of Burlington has prepared a spending plan consistent with N.J.A.C. 5:97-8.10 and P.L. 2008, c.46.

NOW THEREFORE BE IT RESOLVED that the City Council for the City of Burlington, Burlington County requests that DCA's Local Planning Services review and approve Burlington City's spending plan.

Upon the motion of Councilman Babula, seconded by Councilwoman Woodard, the foregoing resolution was introduced.

On the question, Mike Caluzzi explained that the purpose of the plan is to have an affordable spending plan; made some appropriations of trust fund dollars to ensure that the money wont be forfeited to the State.

The resolution was then adopted by the following roll call vote: AYES: Mr. Babula, Mr. Conaway, Mr. Ghaul, Ms. Hatala, Ms. Lollar, Ms. Mercuri, Ms. Woodard. (7) NAYS: (0); Absent: (0)

Resolution No. 116-2012

A RESOLUTION AWARDDING A CONTRACT TO GTBM FOR PROVIDING OF SERVICES INCLUDING A LEASE FOR EQUIPMENT OF ELECTRONIC TICKETING AND SUPPORT SERVICES FOR THE CITY OF BURLINGTON

WHEREAS, the Common Council for the City of Burlington has upon the recommendation of the Police Chief, Police Officials, and other administrative staff reviewed and listened to the presentation by the police of the need for electronic ticketing and summons devices;

WHEREAS, modern technologies such as the use of electronic ticketing devices have the ability to save time, resources, labor hours, and thus result in a cost savings to the residents of the City of Burlington;

WHEREAS, multiple other law enforcement agencies in the State of New Jersey, including the State Police, have installed and utilized the services of electronic ticketing devices;

WHEREAS, Gold Type Business Machine, Inc. ("GTBM") is an approved State vendor for the purposes of electronic ticketing, and has been approved by the Department of Law and Public Safety as an approved vendor to provide such services for electronic ticketing and has been granted access to statewide courts and electronic databases for the basis of installation of their electronic system;

WHEREAS, N.J.S.A. 40A:11-5 allows for the award of a public contract to be negotiated without public advertising in bidding for extraordinary specifiable services;

WHEREAS, electronic ticketing and the expertise demonstrated by GTBM meet the definitions pursuant to the statute of extraordinary specifiable services;

NOW THEREFORE BE IT RESOLVED by the Common Council of the City of Burlington that Mayor and the Municipal Clerk are hereby authorized to enter into a contract with **GTBM**, subject to the review of the City Solicitor and pursuant to the terms and conditions of the contract and lease for electronic ticketing materials as recommended by the Chief Financial Officer.

BE IT FURTHER RESOLVED that any and all payments shall carry the identification code of Contract No. 12-031.

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

Resolution No. 117-2012

A RESOLUTION OF THE CITY OF BURLINGTON DESIGNATING THE FORMER CITY OF BURLINGTON LANDFILL SITE AS A REDEVELOPMENT AREA AND AUTHORIZING THE PREPARATION OF A REDEVELOPMENT PLAN

WHEREAS the Local Redevelopment and Housing Act (the "LRHL") (N.J.S. 40A:12A-1 et. seq.) grants broad powers to local municipalities to develop and implement redevelopment plans; and,

WHEREAS the Mayor and Council have authorized the steps needed to finalize the Closure Plan approval for the former City of Burlington Landfill in conjunction with the NJDEP and to consider whether it should be redeveloped as a solar power generation facility; and,

WHEREAS the Mayor and Council requested that the Land Use Board determine whether the former City Landfill Site is an area in need of redevelopment in accordance with the LRHL; and,

WHEREAS a Preliminary Investigation Report was prepared by the Alaimo Group due to their imminent knowledge of the potential redevelopment area for consideration by the Land Use Board; and,

WHEREAS the Land Use Board conducted a public hearing on this issue on April 12, 2012 in accordance with the statute and considered all objections to the redevelopment area designation; and,

WHEREAS the Land Use Board has adopted a resolution determining that the former City landfill site –does qualify as an “an area in need of redevelopment” and recommending that the Common Council formally designate the former City of Burlington Landfill site as a redevelopment area;

NOW THEREFORE BE IT RESOLVED by the Common Council of the City of Burlington that the former City Landfill Site, known as Block 221; Lots 7, 8, 9.02,10 & 15, be designated as an area in need of redevelopment in accordance with the recommendation of the City Land Use Board; and

BE IT FURTHER resolved that the Alaimo Group be authorized to prepare a Redevelopment Plan for the designated redevelopment area, in conjunction with the supplemental Landfill Closure Plan, and based on an anticipated interim end use of a solar power generation facility; and,

BE IT FURTHER resolved that the redevelopment plan for the former City Landfill Site will be the subject of subsequent governing body review and approval.

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

Resolution No. 118-2012

A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF BURLINGTON APPROVING THE 2012 SOLID WASTE SERVICES AGREEMENT WITH THE COUNTY OF BURLINGTON

WHEREAS, the County of Burlington operates a resource recovery complex (landfill) for its use and the use of its residents;

WHEREAS, in the past the City of Burlington has contracted with the Board of Chosen Freeholders for the County of Burlington for the disposal of its solid waste;

WHEREAS, the City has received the contract for solid waste disposal services for the years 2012 through 2016, which have been reviewed by the City Solicitor and deemed acceptable;

WHEREAS, the Common Council for the City of Burlington finds that it is in the best interest of the residents of the City of Burlington to execute such agreement;

NOW, THEREFORE BE IT resolved by the Common Council for the City of Burlington that the attached contract (2012 Solid Waste Services Agreement) is approved and the Mayor is authorized to execute this agreement on behalf of the City.

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

Resolution No. 119-2012*

Common Council of the City of Burlington, hereby authorizes Neptune Hose Co. No. #5 to conduct a "Pass the Boot" fundraiser on Columbus Road at Route 130 on June 2, 2012 from 8:00 am to 1:00 pm, they having filed the necessary papers, pending the proper permits from the N.J. Department of Transportation.

Approved by Consent Agenda. All were in favor.

Resolution No. 120-2012- See attached

Common Council of the City of Burlington, hereby authorizes amendments to the 2012 approved budget.

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

Resolution No. 121-2012- See attached.

Common Council of the City of Burlington, hereby adopted the 2012 Municipal Budget in the amount of \$7,185,035.86 to be raised by taxation for municipal purposes.

Upon the motion of Councilwoman Mercuri, seconded by Councilman Babula, the foregoing resolution was introduced.

On the question, Councilman Ghaul thanked Mr. MacMillan and Ms. Snodgrass for their efforts in preparing the budget.

Councilwoman Woodard reiterated; could have been pared down a little more; effects could affect next year.

The resolution was then adopted by the following roll call vote: AYES: Mr. Babula, Mr. Conaway, Mr. Ghaul, Ms. Lollar, Ms. Mercuri, Ms. Woodard. (6) NAYS: Ms Hatala (1); Absent: (0)

Resolution No. 122-2012

A RESOLUTION OF THE CITY OF BURLINGTON AUTHORIZING THE SALE OF BLOCK 154, LOT 27, AN UNIMPROVED PROPERTY MEASURING 25 FEET BY 75 FEET TO JOSEPH A. BRUNO, OWNER OF 137 BELMONT STREET, BLOCK 154, LOT 28

WHEREAS, the City of Burlington owns Block 154, Lot 27, an unimproved property measuring 25 feet by 75 feet (total 1,875 square feet);

WHEREAS, the minimum Lot size for a single-family home in the R3 Zoning District, of which Block 154, Lot 27 is located is 40 feet by 90 feet, and therefore Block 154, Lot 27 is therefore undersized;

WHEREAS, Joseph A. Bruno, the owner of an adjacent residential property;

WHEREAS, Mr. Bruno has written a letter stating his interest in the purchasing of Block 154, Lot 27 from the City of Burlington;

WHEREAS, the Tax Assessor has provided their opinion that \$2,000.00 is the fair market price for Block 154, Lot 27;

WHEREAS, Block 154, Lot 27 is without any capital improvements thereupon;

WHEREAS, pursuant to Resolution 06-052-R-052 dated February 21, 2006, the Common Council for the City of Burlington directed the drafting of a Redevelopment Agreement between the City and Joseph Bruno;

WHEREAS, a Redevelopment Agreement was executed by all parties, and the Redevelopment Agreement met with the satisfaction of the City Solicitor, Mayor, and Council;

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

Common Council reaffirms and reauthorizes any necessary execution of the Redevelopment Agreement between the City of Burlington and Joseph Bruno as previously drafted;

That the Mayor is authorized the execute any necessary Redevelopment Agreements as previously drafted;

That Block 154, Lot 27, an unimproved undersized Lot not needed for public purposes is authorized to be sold to Joseph A. Bruno for a sales price of \$2,000.00;

That the Mayor is authorized to execute any Deeds or other documents to transfer said property to Joseph A. Bruno;

That any Agreements shall further stipulate that Block 154, Lot 27 shall merge with and become part of Block 154, Lot 28 by way of a Deed of Consolidation.

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

Resolution No. 123-2012

A RESOLUTION OF THE COMMON COUNCIL AUTHORIZING USE OF RECAPTURED URBAN DEVELOPMENT ACTION GRANT REVOLVING FUNDS FOR ADAMS REHMANN & HEGGAN ASSOCIATES, INC. FOR THE COSTS ASSOCIATED WITH THE PREPARATION OF A GRANT APPLICATION TO THE DELAWARE VALLEY REGIONAL PLANNING COMMISSION FOR A CONGESTION MITIGATION AND AIR QUALITY GRANT

WHEREAS, the Common Council of the City of Burlington has enacted an ordinance establishing an Urban Development Action Grant (UDAG) program and has established a revolving assistance fund ("Fund") in connection therewith, said ordinance being codified at City of Burlington Municipal Code [CHAPTER 37. FUNDS](#); ; and

WHEREAS, the City of Burlington intends to apply for a Congestion Mitigation and Air Quality Grant for improvements to the parking lot on Stacy Street that is directly behind the 300 block of High Street; and

WHEREAS, there are costs associated with the preparation of said grant including items related to conceptual planning, schematics and cost estimates; and

WHEREAS, Adams Rehmann & Heggan Associates, Inc. have provided a proposal to prepare such an application that is due May 14, 2012, in a letter dated April 24, 2012, that is attached hereto; and

WHEREAS, the Mayor and Common Council of the City of Burlington deem that it is in the best interests of the City of Burlington to utilize the Fund for the purpose of preparation of a Congestion Mitigation and Air Quality Grant for improvements to the parking lot on Stacy Street;

NOW THEREFORE BE IT RESOLVED THAT the Common Council of the City of Burlington hereby authorizes the use of recaptured UDAG Funds in an amount not to exceed \$8,440.00 to Adams Rehmann & Heggan Associates, Inc. for the purpose of preparation of a Congestion Mitigation and Air Quality Grant to the Delaware Valley Regional Planning Commission; and

BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be provided to each of the following:

- A. City Administrator
- B. City Chief Financial Officer
- C. Adams Rehmann & Heggan Associates, Inc.

Upon the motion of Councilman Babula, seconded by Councilwoman Woodard, the foregoing resolution was introduced.

On the question, Mayor Fazzone spoke of acquired services for redevelopment downtown; they will apply for a grant to implement a plan.

Mr. MacMillan- they would be applying for improvements to the 300 block parking lot to make it safer, more attractive, etc..

Councilwoman Hatala- will the \$8,440 be written into the grant so it can be put back into the UDAG fund?

Mr. MacMillan- we don't typically do that.

Councilwoman Hatala- we can't take out the money without a plan for putting it back.

Councilman Conaway- suggested to return this back to Administration for reconsideration.

Mr. MacMillan- the money won't go back into the fund; this application has a deadline of May 14th.

Councilman Ghaul- this is similar to all of the money given to Main Street that the City never got back.

The resolution was then adopted by the following roll call vote: AYES: Mr. Babula, Mr. Conaway, Mr. Ghaul, Ms. Lollar, Ms. Mercuri, Ms. Woodard. (6) NAYS: Ms Hatala. (1); Absent: (0)

Resolution No. 124-2012

Common Council of the City of Burlington, hereby authorizes the temporary closure of York Street, between Jones Avenue and Green Street on Saturday, May 12, 2012 from 12:00 pm to 4:00 pm.

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

PUBLIC COMMENTS

Ellen Bohem, 17 E. Broad Street- spoke of issues with the freight train.

Adrianna Powell, 202 Jones Avenue- thanked the Police Department for all they do; spoke of water problems at St. Mary's & Green Streets.

Bruce Davis, 333 E. Pearl Street, #5- spoke of the passing of Rev. Covington's mother; asked about the status of the economic development proposal regarding a public trust fund to fund the growth of small businesses.

Harry Heck, 116 E. Union Street- thank you to Justin Vining regarding appeals; thank you to Council for attending Oysters Overboard; congratulations to the wrestlers for a job well done; suggested to make owners of storefronts fix up their empty stores; spoke of issues with satellite dishes; spoke of problems at the bus stop at Imhoffs; UDAG funds should be expected to be replaced; complained of someone feeding cats at 100 E. Union Street and 340 St. Mary Street.

President Lollar- the City has no Animal Control Officer; residents can call Ms. Snodgrass; asked Mr. Ballard to follow up.

COUNCIL COMMENTS

Councilwoman Woodard- satellite dishes have not progressed because of FCC.

Councilman Ghaul- the ordinance was sent to the HPC.

Mayor Fazzone- we have shared services with the County; still looking at the satellite dishes; they are under Solicitor review; there are contractual issues with the New Jersey Transit.

Councilman Ghaul- asked to have Public Works spruce up the parking lots before Burlington Day.

President Lollar- New Jersey Transit works slow and are reluctant to respond; spoke of the grand opening of the new Wawa; spoke of the Tourism fundraiser on May 25th.

Councilwoman Woodard- spoke in reference to the Budget; rigorous discussion is always good; it is a sad day when the reason that a budget can not be further pared down is because the paring down will hurt the budget next year; believe that our CFO was frugal and budget conscious; this budget could have been further reduced, if even by ½ cent, but when that pursuit is determined to

produce ruinous results next year, one has to relent; there is no consensus to doing more harm to the process; I join the League's efforts in pushing for the restoration of municipalities fair share of the energy receipts that it collects; the biggest portion of our City's local purpose budget, after pensions and insurance, goes to public safety, which provides a vigorous safety net for our residents; administration cost is by contract, very small; with a shrinking tax base and shrinking revenue streams, Municipalities can not sustain services without the share of aid rightfully due them.

EXECUTIVE CONFERENCE

UDAG Update- Ken MacMillan, CFO

ADJOURNMENT

Upon the motion of Councilman Babula, seconded by Councilwoman Woodard, this meeting of May 1, 2012 was adjourned.

Cindy A. Crivaro, RMC
Municipal Clerk