

THE MEETING OF THE CITY OF BURLINGTON COMMON COUNCIL, COUNTY OF BURLINGTON, STATE OF NEW JERSEY, WAS HELD ON TUESDAY, JANUARY 4, 2011, 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: President Ghaul, Mr. Babula, Mr. Conaway, Ms. Hatala, Ms. Lollar, Ms. Mercuri, Ms. Woodard. (7) Absent: (0)

Also present: Mayor Fazzone, Business Administrator- Eric Berry, Municipal Attorney- George Saponaro, Chief Financial Officer- Ken Mac Millan.

The following notice of the meeting was sent:

There will be a Meeting of the Common Council of the City of Burlington held on January 4, 2010 at 7:00 PM, prevailing time at the City Hall Building, 525 High Street, Burlington, N.J. 08016.

Cindy A. Crivaro, RMC  
Municipal Clerk

### **UNFINISHED BUSINESS**

Councilwoman Hatala spoke of the Washington Avenue Housing Project.

### **PUBLIC COMMENTS**

Lovie Smith, 218 E. Pearl Street- spoke of the last snow storm; complimented Col. Caruso.

Jeff Ramsy, Willingboro- wished everyone a Happy New Year.

Sammy Cohen, 180 Riverbank- spoke of the last snow storm; complimented Col. Caruso and the Public Works Department.

Samuel Richter, 400 Wood Street- spoke of information regarding the Automated Photo Enforcement System.

Mary Wirth, 460 Locust Avenue- spoke of not being able to locate the agenda on the website; suggested more police presence in the neighborhoods.

President Ghaul spoke of not having knowledge of the Automated Photo Enforcement System until it was presented to him by the Administration.

**CONSENT AGENDA**

Councilwoman Mercuri requested that all resolutions be removed from the Consent Agenda and read separately. It was seconded by Councilwoman Woodard. All were in favor.

Councilwoman Mercuri, 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 DECEMBER 2010**

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

Reports from various departments received:

Monies collected by the Municipal Clerk's Office for the month of November 2010. \$ 2,904.50

Monies collected by the Court during the month of November 2010. \$ 33,801.78

**AGENDAS RECEIVED FROM VARIOUS BOARDS**

- 12-01 Land Use Board, dated November 30, 2010
- 12-02 Screening Board, dated December 2, 2010
- 12-03 Land Use Board, dated December 22, 2010

**NOTICE TO PROPERTY OWNERS**

- 12-20 106 E. Broad Street, Block 138.01, Lot 2
- 12-21 314 Jones Avenue, Block 150, Lot 7
- 12-22 239-241 High Street and 216 E. Broad Street

**CORRESPONDENCE TO AND FROM WITHIN THE CITY AND CITY ORGANIZATIONS:**

- 12-100 Housing Authority, Notice of meetings for 2011
- 12-101 Ferrara Fire Apparatus, thanking the City for awarding contract

**CORRESPONDENCE TO AND FROM BURLINGTON COUNTY**

- 12-501 Press Release, Burlington County Board of Chosen Freeholders, dated December 3, 2010

## **CORRESPONDENCE TO AND FROM THE LEAGUE OF MUNICIPALITIES**

12-600 19<sup>th</sup> Annual Mayors Legislative Day

### **MISCELLANEOUS CORRESPONDENCE**

12-800 Doane Academy, dated December 2, 2010

12-801 PSEG Notice/flood hazard area

12-802 Comcast Notice

### **APPROVAL OF INVOICES\***

Approved by Consent Agenda. All were in favor.

### **APPROVAL OF MINUTES\***

Approved by Consent Agenda. All were in favor.

### **RESOLUTIONS / CONSENT AGENDA RESOLUTIONS\***

#### **Resolution No. 01-2011**

Common Council of the City of Burlington, hereby approves the following appointments for the year 2011:

Councilwoman Hatala and Councilwoman Lollar as Council's representatives to the Tourism Council;

Councilwoman Hatala as Council's representative to the Land Use Board;

Councilman Conaway, as Council's liaison to the Board of Education;

Councilman Babula as Council's liaison to the Board of Island Managers;

Councilwoman Woodard and Councilwoman Mercuri as Council's representatives to the Local Emergency Planning Committee;

1<sup>st</sup> Ward Councilman Barry Conaway, Councilwoman Sue Woodard and Councilwoman Jeanette Mercuri, 2<sup>nd</sup> Ward Councilwoman Jeanette Mercuri, Councilwoman Sue Woodard and Councilman Barry Conaway 3<sup>rd</sup> Ward Councilwoman Helen F. Hatala, Councilman Douglas Ghaul and Councilman Dave Babula 4<sup>th</sup> Ward Councilwoman Marie Lollar, Councilman Dave Babula and Councilwoman Helen F. Hatala to serve as Council's representatives to the Ward Redevelopment sub-committee.

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

Hatala, Ms. Lollar, Ms. Mercuri, Ms. Woodard, Mr. Ghaul. (7) NAYS: (0); Absent: (0)

Resolution No. 2-2011

WHEREAS, should the occasion arise whereby the Mayor is prevented by absence from the municipality, due to disability, or other just cause from attending to the duties of her office, and in accordance with NJSA 40:69A-42, Mayor James A. Fazzone hereby selects the following individuals as Acting Mayor:

Eric Berry  
Robin Snodgrass  
Kenneth MacMillan

AND WHEREAS, if the Mayor is ever unable to attend to the duties of his office for a period of sixty (60) consecutive days, for any of the above stated reasons, an acting mayor will then be appointed by the Common Council who shall succeed to all the rights, powers, duties of the mayor, or the then acting mayor.

NOW, THEREFORE BE IT RESOLVED, that the Common Council of the City of Burlington does hereby confirm the mayor's appointments for Acting Mayor.

Upon motion of Councilwoman Hatala, seconded by Councilwoman Lollar, the foregoing resolution was introduced.

On the question, Councilwoman Woodard questioned the appointment of Ms. Snodgrass as Acting Mayor.

Mayor Fazzone declined comment due to personnel reasons.

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

Resolution No. 3-2011

Common Council of the City of Burlington, hereby appoints the following Special Law Enforcement Officers, as per recommendation of the Administration for the year 2011:

Class II- Special Law Enforcement Officers

Frederick Hatten	Timothy Cooper
Christopher Snyder	Christopher Rivell
Anthony Wiesniewski	Mark Slifko

Class I- Special Law Enforcement Officers

Kenneth Kramer	Bernard Freeman
Timothy Viereck	Howard Caruso
Craig Leshner	Dustin Schroeder
Ryan Phillips	Michael Tomaszewski

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

Resolution No. 4-2011

A RESOLUTION NAMING OFFICIAL DEPOSITORIES FOR THE CITY OF BURLINGTON FOR THE YEAR 2011 AND AUTHORIZING INVESTMENT OF FUNDS

WHEREAS, N.J.S.A. 40A:5-14 mandates that the governing body of a municipal corporation shall, by resolution passed by a majority vote of the full membership thereof, designate as a depository for its monies a bank or trust company having its place of business in the state and organized under the laws of the United States or this state; and

WHEREAS, it is occasionally necessary to transfer funds for the purpose of effecting investments,

NOW, THEREFORE, BE IT RESOLVED on the 4<sup>th</sup> day of January, 2011, by the Common Council of the City of Burlington, County of Burlington, State of New Jersey, that:

1. Beneficial Bank
  - Bank of America
  - Sovereign Bank
  - Cornerstone Bank
  - New Jersey Cash Management Fund
  - Bank of New York (Debt Service Payments)
  - Wachovia Bank, NA (Debt Service Payments)
  - TD Bank (Debt Service Payments)

be and are hereby designated as depositories for the City of Burlington for the year 2011.

2. Prior to the deposit of any municipal funds in the above-mentioned depositories, said bank shall file with the Chief Financial Officer a statement indicating that the bank is covered under the Government Units Deposit Protection Act (R.S. 17:9-41).

BE IT FURTHER RESOLVED, by the Common Council of the City of Burlington, County of Burlington, State of New Jersey, that it does hereby authorize the Chief Financial Officer to request bids and to place orders for the investment of idle funds solely in legally authorized investment vehicles, such investments to the investing institution, and that the Chief Financial Officer is hereby authorized to transfer funds by wire solely for the following purposes and subject to all pertinent regulations:

1. To or from the City of Burlington's checking or savings accounts to other City accounts.
2. To or from City of Burlington's checking or savings accounts to or from accounts specified by banks solely for the purpose of investing for the account of the City of Burlington.
3. To or from City of Burlington's checking or savings accounts to or from accounts specified by banks solely for the purpose of making debt service payments of the City of Burlington.

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

Resolution No. 5-2011

RESOLUTION RE-ESTABLISHING PETTY CASH FUNDS FOR THE YEAR 2011

BE IT RESOLVED by the Common Council of the City of Burlington that the Chief Financial Officer be and is hereby authorized to re-establish the following petty cash accounts for the year 2011:

Petty Cash Accounts - Checking Accounts

- |                    |           |
|--------------------|-----------|
| 1. Chief of Police | \$ 200.00 |
| 2. City Clerk      | \$ 400.00 |
| 3. Fire Department | \$ 200.00 |

Petty Cash Accounts - Restricted Cash Accounts (1)

- |                     |           |
|---------------------|-----------|
| 1. Water Department | \$ 200.00 |
| 2. Public Works     | \$ 100.00 |
| 3. Sewer Department | \$ 100.00 |

(1) Restricted to use in accordance with the meal allowance provision of the union contract during the year.

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

Resolution No. 6-2011

RESOLUTION AUTHORIZING SIGNATURES ON CITY CHECKS

BE IT RESOLVED, by the Common Council of the City of Burlington that the following City Officials are hereby authorized to sign checks or withdrawal slips where a combination of three principal signatures are required:

MAYOR

AND CITY CLERK OR DEPUTY CLERK

AND CHIEF FINANCIAL OFFICER OR  
TAX COLLECTOR

BE IT FURTHER RESOLVED, that signature cards with the signatures of the persons authorized to sign be forwarded to the appropriate City Depositories when required.

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

Resolution No. 7-2011

NOTICE is hereby given that the following is the schedule of the Regular Meeting Dates and Work Session Meeting Dates of the Common Council of the City of Burlington (which may include executive sessions) for 2011 to be held in the Council Meeting Room, located at 525 High Street, Burlington, N.J., beginning at 7:00 p.m. except where specifically set forth otherwise herein:

REGULAR MEETINGS

(formal action will be taken- work session may follow)

January 4, 2011	June 14, 2011
January 18, 2011	July 5, 2011
February 1, 2011	July 19, 2011
February 15, 2011	August 2, 2011
March 1, 2011	September 6, 2011
March 15, 2011	September 20, 2011
April 5, 2011	October 4, 2011
April 19, 2011	October 18, 2011

May 3, 2011  
May 17, 2011

November 1, 2011  
December 6, 2011  
December 13, 2011

WORK SESSIONS  
(formal action may or may not be taken)

January 11, 2011  
February 8, 2011  
March 8, 2011  
April 12, 2011

May 10, 2011  
June 21, 2011  
July 12, 2011  
September 13, 2011

October 11, 2011

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

Resolution No. 8-2011

Common Council of the City of Burlington, hereby designates the Burlington County Times, as the official newspaper and the Trenton Times as the secondary newspaper, for the year 2011.

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

Resolution No. 9-2011

A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF BURLINGTON APPROVING APPOINTMENT OF SOLICITOR/MUNICIPAL ATTORNEY/DIRECTOR OF LAW

WHEREAS, the City of Burlington is organized as a Mayor-Council form of government pursuant to the Optional Municipal Charter Law, N.J.S.A. 40:69A; and

WHEREAS, pursuant to that form of government, the administrative functions, powers and duties are to be performed by and distributed amongst established departments; and

WHEREAS, N.J.S.A.40:69a-43(b) provides the appointment of Directors as department heads by the Mayor and with the consent and advice of Council to serve for the term of the Mayor; and

WHEREAS, the Chief Financial Officer has determined that the value of the anticipated professional services contract to be entered into retain the municipal attorney/solicitor will exceed the threshold of \$17,500.00 established by N.J.S.A.:44A-20.5; and

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, whereby proposals were solicited and evaluated by the Mayor based upon the criteria set forth in the publicly advertised Request for Proposal for such services; and

WHEREAS, the Request for Proposals was publicly advertised and proposals opened and announced in accordance with N.J.S.A. 19-44A-20.5 et seq.

WHEREAS, the Mayor as appointed and selected George R. Saponaro, Esq. And the law firm of Saponaro & Sitzler to serve as the Municipal Attorney/Solicitor and Director of Law based upon the Mayor's determination of the "most advantageous, price and other factors" based upon the evaluation criteria set forth in the Request for Proposals; and

WHEREAS, the services being retained are for Professional Services otherwise exempt from public bidding pursuant to N.J.S.A. 40A:11-5; and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds for the year 2011,

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

1. The Common Council of the City of Burlington hereby approves of Mayor James A. Fazzone's appointment of George R. Saponaro, Esquire and the law firm of Saponaro & Sitzler to serve as Municipal Attorney/Solicitor and Director of Law (hereinafter "Solicitor") for a term to run concurrent with Mayor Fazzone's term and qualification as a successor.
2. The compensation of the Solicitor and services of the Solicitor for the 2011 calendar year shall be in accordance with the professional services contract to be entered into between the City and George R. Saponaro.
3. The City of Burlington is hereby authorized to enter into the Mayor and Municipal Clerk authorized and directed to execute, on behalf of the City of Burlington, a Professional Services Contract for George R. Saponaro, Esquire and Saponaro & Sitzler to provide legal services and serve as Municipal Attorney/Solicitor setting forth the following terms:

\$144,000.00 per year—Pursuant to the bid and contract (to follow) (includes 100 hrs of litigation—any additional hours thereafter will be billed at the rate of \$140.00 per hour)

Upon motion of Councilwoman Lollar, seconded by Councilwoman Hatala, the foregoing resolution was introduced.

On the question, Councilwoman Woodard asked if this contract covers the Mayor and Council.

Mr. MacMillan acknowledged that it does.

President Ghaul announced that this contract is less than last year, a decrease.

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

Resolution No. 10-2011

A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF BURLINGTON APPROVING APPOINTMENT OF ALAIMO GROUP AS CITY ENGINEER OF RECORD/ DIRECTOR OF ENGINEERING

WHEREAS, the City of Burlington is organized as a Mayor-Council form of government pursuant to the Optional Municipal Charter Law, N.J.S.A. 40:69A; and

WHEREAS, pursuant to that form of government, the administrative functions, powers and duties are to be performed by and distributed amongst established departments; and

WHEREAS, N.J.S.A. 40:69A-43(b) provides the appointment of Directors as department heads by the Mayor and with the consent and advice of counsel to serve for the term of the Mayor; and

WHEREAS, the Chief Financial Officer has determined that the value of the anticipated professional services contract to be entered into retain the municipal attorney/solicitor will exceed the threshold of \$17,500.00 established by N.J.S.A.:44A-20.5; and

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, 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, the Request for Proposals was publicly advertised and proposals opened and announced in accordance with N.J.S.A. 19-44A-20.5 et seq.

WHEREAS, the Mayor has appointed and selected Richard Alaimo of Alaimo Group to serve as the City Engineer of Record / Director of Engineering based upon the Mayor's determination of the "most advantageous, price and other factors" based upon the evaluation criteria set forth in the Request for Proposals; and

WHEREAS, the services being retained are for Professional Services otherwise exempt from public bidding pursuant to N.J.S.A.40A:11-5; and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds for the year 2011.

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

1. The Common Council of the City of Burlington hereby approves of Mayor James A. Fazzino's appointment of Richard Alaimo of Alaimo Group to serve as the City Engineer of Record / Director of Engineering for the term of January 1, 2011 through December 31, 2011.
2. The compensation of the Engineer and services of the Engineer for the 2011 calendar year shall be in accordance with the professional services contract to be entered into between the City and Alaimo Group.
3. The City of Burlington is hereby authorized to enter into and the Mayor and Municipal Clerk authorized and directed to execute, on behalf of the City of Burlington, a Professional Services Contract for Alaimo Group and Richard Alaimo to provide engineering services and serve as City Engineer of Record/Director of Engineering setting forth the following terms:
  - a. A term of January 1, 2011 through December 31, 2011
  - b. Hourly rates and compensation not in excess of that set forth in Alaimo Group's attached proposals; and
  - c. The following not to exceed amounts:

2011

General Engineering Services	\$60,000.00
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President Ghaul announced that this contract is for the same amount as last year, there is no increase.

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

Resolution No. 11-2011

A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF BURLINGTON APPROVING APPOINTMENT OF BERKLEY RISK MANAGERS AS THE THIRD PARTY INSURANCE CLAIMS ADMINISTRATOR

WHEREAS, the City of Burlington is organized as a Mayor-Council form of government pursuant to the Optional Municipal Charter Law, N.J.S.A. 40:69 A; and

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 an Insurance - Third Party Claims Administrator 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, the Chief Financial Officer has determined that the value of the anticipated professional services contract to be entered into to retain an Insurance - Third Party Administrator will exceed the threshold of \$17,500 established by N.J.S.A. 19:44A-20.5; and

WHEREAS, the Request for Proposals was publicly advertised and proposals opened and announced in accordance with N.J.S.A. 19:44A-20.5 et. Seq., and

WHEREAS, the Mayor has appointed Rasmussen Agency Inc., DBA Berkley Risk Managers to serve as the municipal Insurance - Third Party Claims Administrator based upon the Mayor's determination of the "most advantageous, price and other factors" based upon the evaluation criteria set forth in the Request for Proposals; and

WHEREAS, the services being retained are for Professional Services otherwise exempt from public bidding pursuant to N.J.S.A. 40A:11-5; and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds for the year 2011.

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

The Common Council of the City of Burlington hereby approves of Mayor, James A. Fazzino's appointment of Rasmussen Agency, Inc., DBA Berkley Risk Managers to serve as the Third Party Claims Administrator for the term of January 1, 2011 through December 31, 2011.

The compensation of the Insurance - Third Party Administrator for the 2010 calendar year shall be in accordance with the professional services contract to be entered into between the City and Rasmussen Agency, Inc., DBA Berkley Risk Managers.

3. The City of Burlington is hereby authorized to enter into and the Mayor and Municipal Clerk authorized and directed to execute, on behalf of the City of

Burlington, a Professional Services Contract for Rasmussen Agency, Inc., DBA Berkley Risk Managers to provide Third Party Claims Administration setting forth the following terms:

4. A term of January 1, 2011 through December 31, 2011
5. Compensation of \$29,000.00, set forth in Rasmussen Agency, Inc., DBA Berkley Risk Managers attached proposal.

President Ghaul announced that this contract is being increased only by \$1,000 from last year.

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

Resolution No. 12-2011

A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF BURLINGTON APPROVING APPOINTMENT OF A MUNICIPAL AUDITOR

WHEREAS, the City of Burlington is organized as a Mayor-Council form of government pursuant to the Optional Municipal Charter Law, N.J.S.A. 40:69 A; and

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 a Municipal Auditor whereby proposals were solicited and evaluated by the Common Council based upon the criteria set forth in the publicly advertised Request for Proposals for such services; and

WHEREAS, the Chief Financial Officer has determined that the value of the anticipated professional services contract to be entered into to retain a Municipal Auditor will exceed the threshold of \$17,500 established by N.J.S.A. 19:44A-20.5; and

WHEREAS, the Request for Proposals was publicly advertised and proposals opened and announced in accordance with N.J.S.A. 19:44A-20.5 et. Seq., and

WHEREAS, the Mayor has appointed John J. Maley, Jr. to serve as the Municipal Auditor based upon the Council's determination of the "most advantageous, price and other factors" based upon the evaluation criteria set forth in the Request for Proposals; and

WHEREAS, the services being retained are for Professional Services otherwise exempt from public bidding pursuant to N.J.S.A. 40A:11-5; and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds for the year 2011.

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

The Common Council of the City of Burlington hereby approves the appointment of John J. Maley, Jr. to serve as the Municipal Auditor for the term of January 1, 2011 through December 31, 2011.

The compensation of the Municipal Auditor for the 2011 calendar year shall be in accordance with the professional services contract to be entered into between the City and John J. Maley, Jr..

The City of Burlington is hereby authorized to enter into and the Mayor and Municipal Clerk authorized and directed to execute, on behalf of the City of Burlington, a Professional Services Contract for John J. Maley, Jr. to provide auditing services setting forth the following terms:

A term of January 1, 2011 through December 31, 2011

Compensation of \$31,500 as set forth in John J. Maley, Jr. attached proposal.

President Ghaul announced that this contract is \$500 less than last year, a decrease.

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

Resolution No. 13-2011

A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF BURLINGTON APPROVING APPOINTMENT OF M. LOU GARTY SELF INSURANCE SPECIAL COUNSEL

WHEREAS, the City of Burlington is organized as a Mayor-Council form of government pursuant to the Optional Municipal Charter Law, N.J.S.A. 40:69A; and

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 of Special Self Insurance Litigation Attorney, 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, the Chief Financial Officer has determined that the value of the anticipated professional services contract to be entered into to retain the special self insurance litigation attorney will exceed the threshold of \$17,500.00 established by N.J.S.A. 19:44A-20.5; and

WHEREAS, the Request for Proposals was publicly advertised and proposals opened and announced in accordance with N.J.S.A. 19:44A-20.5et seq.; and

WHEREAS, the Mayor has and selected M. Lou Garty, Esq. OF The Vassallo Law Firm, P.C. to serve as the Self Insurance Special Counsel based upon the Mayor’s determination of the “most advantageous, price and other factors” based upon the evaluation criteria set forth in the Request for Proposals; and

WHEREAS, the services being retained are for Professional Services otherwise exempt from public bidding pursuant to N.J.S.A. 40A:11-5; and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds for the year 2011;

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

1. The Common Council of the City of Burlington hereby approves of Mayor James A. Fazzone’s appointment of M. Lou Garty, Esq. to serve as Self Insurance Special Counsel- (hereafter “Attorney”) for the term of January 1, 2011 through December 31, 2011.
2. The compensation of the Attorney and services of the Attorney for the 2011 calendar year shall be in accordance with the professional services contract to be entered into between the City and M. Lou Garty, Esq..
3. The City of Burlington is hereby authorized to enter into and the Mayor and Municipal Clerk authorized and directed to execute, on behalf of the City of Burlington, a Professional Services Contract with M. Lou Garty, Esq. to provide legal services and serve as Self Insurance Special Counsel setting forth the following terms:
  - a. The term of January 1, 2011 through December 31, 2011
  - b. the following not to exceed amount:

2011

Self Insurance Special Counsel	\$30,000.00
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President Ghaul announced that this contract is for the same amount as last year, there is no increase.

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

Hatala, Ms. Lollar, Ms. Mercuri, Ms. Woodard, Mr. Ghaul. (7) NAYS: (0); Absent: (0)

Resolution No. 14-2011

RISK MANAGEMENT CONSULTANT

Whereas, the City of Burlington has resolved to join the New Jersey Municipal Self Insurers' Joint Insurance Fund ("NJMSIJIF") following a detailed analysis; and

Whereas, the Bylaws of NJMSIJIF require that each entity designate a Risk Management Consultant to perform various professional services as detailed in the Bylaws and Risk Management Plan; and

Whereas, the Bylaws indicate that NJMSIJIF shall pay each Risk Management Consultant a fee to be established annually by the Executive Committee;

NOW THEREFORE, BE IT RESOLVED that the City of Burlington, does hereby appoint Hardenberg Insurance Group as its Risk Management Consultant in accordance with the Fund's Bylaws.

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

Resolution No. 15-2011

Appointment of a Workers' Compensation Special Counsel

WHEREAS, there exists a need in the City of Burlington, for a Workers' Compensation Special Counsel, and funds are available and have been certified by the local finance officer, and certification being attached to this resolution; and

WHEREAS, the Chief Financial Officer has determined that the value of the anticipated professional services contract to be entered into will not exceed the \$17,500.00 threshold established by N.J.S.A. 19:44A-20.5; and

WHEREAS, the Local Public Contacts Law (N.J.S.A. 40a:11-1 et seq.) requires that the resolution authorizing the award of contracts for "Professional Services" without competitive bids must be publicly advertised:

NOW, THEREFORE, BE IT RESOLVED, that the Common Council, of the City of Burlington hereby approves Mayor James A. Fazzone's appointment of Robert Hanneman, Jr., Esq., as Workers' Compensation Special Counsel, for the period January 1, 2011 to December 31, 2011, at an amount not to exceed \$10,000.00.

1. The compensation of the Workers' Compensation Special Counsel for the 2011 calendar year shall be in accordance with the professional services contract to be entered into between the City of Burlington and Robert Hanneman, Jr., Esq.;
2. The City of Burlington is hereby authorized to enter into and the Mayor and Municipal Clerk authorized and directed to execute, on behalf of the City of Burlington, the attached Professional Services Contract for the Workers' Compensation Special Counsel services with Robert Hanneman, Jr., Esq.; and
3. This contract is awarded without competitive bidding as a Professional Service in accordance with 40A:11-5(1) (a) of the local public contracts law.
4. This resolution shall be printed once in the City's official newspaper.

President Ghaul announced that this contract is for the same amount as last year, there is no increase.

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

#### Resolution No. 16-2011

Common Council of the City of Burlington, hereby approves the Mayor's appointment of Timothy Farrow, Esq. as the Municipal Public Defender, for a one-year term of January 1, 2011 to December 31, 2011 at an annual salary as per the Salary Ordinance.

Upon motion of Councilwoman Lollar, seconded by Councilwoman Hatala, the foregoing resolution was introduced.

On the question, Councilman Conaway asked about the salary.

President Ghaul asked Mr. MacMillan to report back.

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

#### Resolution No. 17-2011

Common Council of the City of Burlington, hereby consents to the following appointments by the Mayor for a one-year term of January 1, 2011 to December 31, 2011:

R. Louis Gallagher as the Municipal Prosecutor, at an annual salary as per the Salary Ordinance:

Dean Buono, Esq. as Alternate #1 Municipal Prosecutor, on an as needed basis;

AND

Michael Silvanio, Esq. as Alternate #2 Municipal Prosecutor, on an as needed basis.

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

Resolution No. 18-2011

Common Council of the City of Burlington hereby confirms the Mayor's appointment of Emma Jean Morgan and John Alexander, to the Burlington County River Route Advisory Committee for the period of January 1, 2011 to December 31, 2011.

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

Resolution No. 19-2011

A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF BURLINGTON APPROVING APPOINTMENT OF BOND COUNSEL

WHEREAS, the City of Burlington is organized as a Mayor-Council form of government pursuant to the Optional Municipal Charter Law, N.J.S.A. 40:69A; and

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 of Bond 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, the Chief Financial Officer has determined that the value of the anticipated professional services contract to be entered into to retain the special self insurance litigation attorney will exceed the threshold of \$17,500.00 established by N.J.S.A. 19:44A-20.5; and

WHEREAS, the Request for Proposals was publicly advertised and proposals opened and announced in accordance with N.J.S.A. 19:44A-20.5et seq.; and

WHEREAS, the Mayor has and selected Archer & Greiner, P.C. to serve as Bond Counsel based upon the Mayor's determination of the "most advantageous, price and other factors" based upon the evaluation criteria set forth in the Request for Proposals; and

WHEREAS, the services being retained are for Professional Services otherwise exempt from public bidding pursuant to N.J.S.A. 40A:11-5; and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds for the year 2011;

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

1. The Common Council of the City of Burlington hereby approves of Mayor James A. Fazzone's appointment of Archer & Greiner, P.C. to serve as Bond Counsel for the term of January 1, 2011 through December 31, 2011.
2. The compensation and services for the 2011 calendar year shall be in accordance with the professional services contract to be entered into between the City and Archer & Greiner, P.C..
3. The City of Burlington is hereby authorized to enter into and the Mayor and Municipal Clerk authorized and directed to execute, on behalf of the City of Burlington, a Professional Services Contract with Archer & Greiner, P.C. to provide Bond Counsel services setting forth the following terms:
  - a. The term of January 1, 2011 through December 31, 2011
  - b. the following not to exceed amount:

2011

Bond Counsel	\$20,000.00
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President Ghaul announced that this contract is for the same amount as last year, there is no increase.

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

Resolution No. 20-2011

A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF BURLINGTON APPROVING THE DESIGNATION OF SPECIAL PROJECT/REDEVELOPMENT ENGINEER

WHEREAS, the City of Burlington is organized as a Mayor-Council form of government pursuant to the Optional Municipal Charter Law, N.J.S.A. 40:69A; and

WHEREAS, the Mayor has selected Remington & Vernick Engineers and Affiliates to serve as the Special Projects / Redevelopment Engineer; and

WHEREAS, the services may be retained for Professional Services which are otherwise exempt from public bidding pursuant to N.J.S.A.40A:11-5; and

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

1. The Common Council of the City of Burlington hereby approves of Mayor James A. Fazzone's designation of Remington & Vernick Engineers and Affiliates to serve as the Special Projects / Redevelopment Engineer during the year 2011.
2. The compensation of the Special Projects / Redevelopment Engineer for the 2011 calendar year shall be in accordance with the professional services contract entered into between the City and Remington & Vernick Engineers and Affiliates.

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

Resolution No. 21-2011

Common Council of the City of Burlington, hereby affirms Mayor Fazzone's appointments of Herman T. Costello- Mayor Emeritus, Jessica Keefe and Ezell Jackson, Jr. to serve as the Mayor's Ambassadors for the year 2011.

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

Resolution No. 22-2011

A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF BURLINGTON APPROVING APPOINTMENT OF ADAMS, RAHMANN & HEGGAN ASSOCIATES, INC. AS WATER ENGINEER

WHEREAS, the City of Burlington is organized as a Mayor-Council form of government pursuant to the Optional Municipal Charter Law, N.J.S.A. 40:69A; and

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 Water Engineer whereby proposals were solicited and evaluated by the Mayor based upon criteria set forth in the publicly advertised

Request for Proposals for such services; and

WHEREAS, the Chief Financial Officer has determined that the value of the anticipated professional services contract to be entered into retain the water engineer will exceed the threshold of \$17,500.00 established by N.J.S.A.:44A-20.5; and

WHEREAS, the Request for Proposals was publicly advertised and proposals opened and announced in accordance with N.J.S.A. 19-44A-20.5 et seq.

WHEREAS, the Mayor has appointed and selected Adams, Rahmann, & Heggan Associates, Inc. to serve as the Municipal Water Engineer based upon the Mayor's determination of the "most advantageous, price and other factors" based upon the evaluation criteria set forth in the Request for Proposals; and

WHEREAS, the services being retained are for Professional Services otherwise exempt from public bidding pursuant to N.J.S.A.40A:11-5; and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds for the year 2011.

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

1. The Common Council of the City of Burlington hereby approves of Mayor James A. Fazzone's appointment of Adams, Rahmann, & Heggan Associates, Inc. to serve as the Water Engineer for the term of January 1, 2011 through December 31, 2011.
2. The compensation of the Water Engineer for the 2011 calendar year shall be in accordance with the professional services contract to be entered into between the City and Adams, Rahmann, & Heggan Associates, Inc..
3. The City of Burlington is hereby authorized to enter into and the Mayor and Municipal Clerk authorized and directed to execute, on behalf of the City of Burlington, a Professional Services Contract with Adams, Rahmann, & Heggan Associates, Inc. to provide water engineering services setting forth the following terms:
  - a. A term of January 1, 2011 through December 31, 2011
  - b. Hourly rates and compensation not in excess of that set forth in Adams, Rahmann, & Heggan Associates, Inc. attached proposals; and
  - c. The following not to exceed amounts:

2011

Water Engineering Services                      \$20,000.00

President Ghaul announced that this contract is for the same amount as last year, there is no increase.

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

Resolution No. 23-2011

A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF BURLINGTON APPROVING APPOINTMENT OF PENNONI ASSOCIATES, INC. AS SEWER ENGINEER

WHEREAS, the City of Burlington is organized as a Mayor-Council form of government pursuant to the Optional Municipal Charter Law, N.J.S.A. 40:69A; and

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 Sewer Engineer whereby proposals were solicited and evaluated by the Mayor based upon criteria set forth in the publicly advertised Request for Proposals for such services; and

WHEREAS, the Chief Financial Officer has determined that the value of the anticipated professional services contract to be entered into retain the sewer engineer will exceed the threshold of \$17,500.00 established by N.J.S.A.:44A-20.5; and

WHEREAS, the Request for Proposals was publicly advertised and proposals opened and announced in accordance with N.J.S.A. 19-44A-20.5 et seq.

WHEREAS, the Mayor has appointed and selected Pennoni Associates, Inc. to serve as the Municipal Sewer Engineer based upon the Mayor's determination of the "most advantageous, price and other factors" based upon the evaluation criteria set forth in the Request for Proposals; and

WHEREAS, the services being retained are for Professional Services otherwise exempt from public bidding pursuant to N.J.S.A.40A:11-5; and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds for the year 2011.

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

1. The Common Council of the City of Burlington hereby approves of Mayor James A. Fazzino's appointment of Pennoni Associates, Inc. to serve as the Sewer Engineer for the term of January 1, 2011 through December 31, 2011.
2. The compensation of the Sewer Engineer for the 2011 calendar year shall be in accordance with the professional services contract to be entered into between the City and Pennoni Associates, Inc..
3. The City of Burlington is hereby authorized to enter into and the Mayor and Municipal Clerk authorized and directed to execute, on behalf of the City of Burlington, a Professional Services Contract with Pennoni Associates, Inc. to provide sewer engineering services setting forth the following terms:
  - a. A term of January 1, 2011 through December 31, 2011
  - b. Hourly rates and compensation not in excess of that set forth in Pennoni Associates, Inc. attached proposals; and

c. The following not to exceed amounts:

2011

Sewer Engineering Services                      \$50,000.00

President Ghaul announced that this contract is for the same amount as last year, there is no increase.

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

Resolution No. 24-2011

2011 DEBT SERVICE REQUIREMENTS

WHEREAS, N.J.S. 40A:4-19 provides authority for appropriating in a temporary resolution the permanent debt service requirements for the coming fiscal year providing that such resolution is not made earlier than December 20 of the year preceding the beginning of the fiscal year; and

WHEREAS, the date of this resolution is subsequent to December 19, 2010; and

WHEREAS, principal and interest will be due on various dates from January 1, 2011 to December 31, 2011, inclusive, on sundry bonds issued and outstanding:

NOW, THEREFORE, BE IT RESOLVED that the following appropriations be made to cover the period from January 1, 2011 to December 31, 2011 inclusive:

DEBT SERVICE - CURRENT FUND

Payment of bonds	\$ 652,000.00
Interest on bonds	253,910.00
Equipment Lease Financing – 2005 BCBC:	
Payment of Principal	52,000.00
Payment of Interest	11,320.00

DEBT SERVICE - SEWER UTILITY

Payment of bonds	\$ 47,000.00
Interest on bonds	35,595.00
N.J. Environmental Infrastructure Trust:	
State of New Jersey Fund Loan	
Payment of Principal	\$199,543.49
State of New Jersey Trust Loan	
Payment of Principal	\$135,000.00
Payment of Interest	\$199,887.50

DEBT SERVICE – WATER UTILITY

Payment of bonds	\$ 29,000.00
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Interest on bonds	6,492.50
N.J. Environmental Infrastructure Trust:	
State of New Jersey Fund Loan	
Payment of Principal	\$ 50,139.41
State of New Jersey Trust Loan	
Payment of Principal	\$ 50,000.00
Payment of Interest	\$ 9,950.00

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

Resolution No. 25-2011

TEMPORARY BUDGETS

WHEREAS, N.J.S. 40A:4-19 provides that where any contract, commitment or payments are to be made prior to the final adoption of the 2011 budgets, temporary appropriations should be made for the purpose and amounts required in the manner and time therein provided; and

WHEREAS, the date of this resolution is within the first thirty days of January, 2011; and

WHEREAS, the total appropriations in the 2010 budgets, exclusive of any appropriations made for interest and debt redemption charges, capital improvement fund and public assistance in said 2010 budgets is the sum of \$14,699,384.35 for the Current Fund, \$1,636,026.41 for the Water Fund, and \$1,986,587.84 for the Sewer Fund;

WHEREAS, 26.25% of the total appropriations in the 2010 budgets, exclusive of any appropriations made for interest and debt redemption charges, capital improvement fund and public assistance in said 2010 budgets is the sum of \$3,858,588.39 for the Current Fund, \$429,456.93 for the Water Fund, and \$521,479.31 for the Sewer Fund;

NOW, THEREFORE, BE IT RESOLVED that the following appropriations be made and that a certified copy of this resolution be transmitted to the Chief Financial Officer for his records:

CURRENT FUND - TEMPORARY APPROPRIATIONS - 2011

	SALARIES	OTHER EXPENSES
General Administration	82,000	7,000
City Clerk	36,000	16,000
Mayor and Council	9,000	3,000
Financial Administration	54,000	15,000
Audit Services		27,000
Assessment of Taxes	13,000	2,000

Collection of Taxes	62,000	8,000	
Legal Services & Costs		60,000	
Municipal Prosecutor	8,000		
Municipal Court	98,000	6,000	
Engineering Services & Costs		15,000	
Economic Development		8,000	
Office of Programs Coordinator		5,000	
Planning Board	5,000	10,000	
Historic Preservation Commission		5,000	
Group Insurance Plan for Employees		500,000	
Liability Insurance		160,000	
Workers Compensation Insurance		60,000	
Fire	5,000	50,000	
Police	1,020,000	52,000	
Animal Control Officer			5,000
Emergency Management Service	2,500	2,000	
Public Buildings and Grounds	60,000	17,000	
Public Works Road Repair & Maintenance	90,000	16,000	
Public Works Department	30,000	45,000	
Vehicle Maintenance	35,000	25,000	
Parks and Playgrounds	5,000	16,000	
Sanitation		80,000	
Board of Health	15,000	600	
Recreation Programs	25,000	20,000	
Celebration of Public Events	50,000	25,000	
Operations of Boat Ramp		1,200	
Public Defender	5,000	1,000	
Electricity and Natural Gas		140,000	
Telecommunications		14,000	
Petroleum Products		40,000	
Landfill Solid Waste Disposal Costs		105,000	
Building Inspections	7,500	15,000	
Housing Code Inspections		4,000	
Rental Unit Inspections	35,000	2,000	
Plumbing Inspections		4,000	
Electrical Inspections		6,000	
Uniform Fire Safety Act	18,000	2,000	
Contingent		200	
P.E.R.S.		10,000	
O.A.S.I.		80,000	

Consolidated Police & Firemens Retirement System	11,000
Police & Firemens' Retirement System	10,000
Defined Contribution Retirement Program	3,000
NJ Unemployment Compensation Fund	20,000
Recycling Tax	5,000

WATER FUND - TEMPORARY APPROPRIATIONS -2011

	SALARIES	OTHER EXPENSES
Water	205,000	200,000
Water P.E.R.S.		5,000
Water O.A.S.I.		18,000
Water NJ Unemployment Compensation Fund		1,000

SEWER FUND - TEMPORARY APPROPRIATIONS - 2011

	SALARIES	OTHER EXPENSES
Sewer	198,000	300,000
Sewer P.E.R.S.		5,000
Sewer O.A.S.I.		16,000
Sewer NJ Unemployment Compensation Fund		1,000

Upon motion of Councilwoman Lollar, seconded by Councilwoman Hatala, the foregoing resolution was adopted by the following roll call vote: AYES: Mr. Babula, Ms. Hatala, Ms. Lollar, Ms. Mercuri, Ms. Woodard, Mr. Ghaul. (7) NAYS: Mr. Conaway. (1); Absent: (0)

Resolution No. 26-2011

Common Council of the City of Burlington, hereby appoints the following, Pedestrian Traffic Control Officers, as per recommendation of the Administration for the year 2011:

Kenneth Brown	Carmella Caruso	Larry Gonyea
Lucille Coats	John Luff	Collette Yushko
Kevin Kennedy	Pat McConnell	Mary Marinella
Enman Thompson	Patricia Recasner	James Ogburn
Kim Stewart	Ceseara Rivera	Chester Valosen, Jr.
Patricia Williams	Dorothy Thompson	Gary Shively
Robert Restivo	Geneva Mendenhall	Grover Shively

Upon motion of Councilwoman Lollar, seconded by Councilwoman Hatala, the foregoing

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

Resolution No. 27-2011

Common Council of the City of Burlington, hereby confirms the Mayor's appointment of Ezell Jackson, Jr., 18 Bisbee Drive to the Housing Authority - term 1-1-11 to 12-31-15.

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

Resolution No. 28-2011

A RESOLUTION OF THE CITY OF BURLINGTON AUTHORIZING AN INTERLOCAL SERVICE AGREEMENT FOR THE "BURLINGTON COUNTY DWI TASK FORCE" PROGRAM

WHEREAS, the Mansfield Township, Chesterfield Township, North Hanover Township, Florence Township, Burlington Township, Springfield Township, Bordentown City and Bordentown Township are neighboring municipalities within the County of Burlington; and

WHEREAS, their Police Departments provide DWI patrols in their respective municipalities; and

WHEREAS, the municipalities often rely upon each other for additional officers to provide such services; and

WHEREAS, the Township of Bordentown has applied for and been awarded a grant for the "Burlington County DWI Task Force Program"; and

WHEREAS, the Cities/Townships wish to enter into an Interlocal Service Agreement continuing into 2011 to utilize overtime police work to enforce driving-while-intoxicated laws in the municipalities; and

WHEREAS, said Interlocal Service Agreement has been prepared by the Township of Bordentown and has been found to be acceptable by the City of Burlington; and

WHEREAS, N.J.S.A. 40:8A-1, et seq., the Interlocal Service Act, permits this Interlocal Service Agreement.

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

County of Burlington, State of New Jersey, that the Mayor of the City of Burlington is hereby authorized to execute the Interlocal Service Agreement with Mansfield Township, Chesterfield Township, North Hanover Township, Florence Township, Burlington Township, Springfield Township, Bordentown City and Bordentown Township concerning the “Burlington County DWI Task Force Program” grant; and

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the Chief Financial Officers and the Municipal Clerks of Mansfield Township, Chesterfield Township, North Hanover Township, Florence Township, Burlington Township, Springfield Township, Bordentown City and Bordentown Township.

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

Resolution No. 29-2011

Common Council of the City of Burlington, hereby concurs the following appointment by the Mayor for a one year term from January 1, 2011 until December 31, 2011.

Dorion B. Morgan, Esquire, as the Conflict Municipal Public Defender at a rate of \$200.00 per appointment of defendant on an “as-needed” basis, when the need arises for a conflict public defender, based upon the Rules of Court of the State of New Jersey.

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

Resolution No. 30-2011

Common Council of the City of Burlington, hereby consents to to the following appointments by the Mayor to the City of Burlington Historic Preservation Commission:

William Buehrig, as a Class “C” Member, for a 4-year term 01/01/11 to 12/31/14

Chancellor Van Sciver, Alternate #1, for a 2-year term 01/01/11 to 12/31/12

Ivan Pawlenko, Alternate #2, for a 2-year term 01/01/11 to 12/31/12

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

Resolution No. 31-2011

Common Council of the City of Burlington, hereby authorizes Amendment No. 1-2011 to the January 4, 2011 Professional Services Agreement with the Alaimo Group to provide for engineering services in connection with the Burlington County Municipal Recreation Grant; in an amount not to exceed \$50,000.00.

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

Resolution No. 32-2011

Common Council of the City of Burlington, hereby acknowledges and celebrates Reverend Dr. Martin Luther King, Jr.

Whereas, the City of Burlington Common Council resolved to celebrate Monday, January 17, 2011, as the Reverend Dr. Martin Luther King, Jr., Day; and

Whereas, Dr. King, of the Southern Christian Leadership Conference, led the struggle for equal opportunities for all Americans regardless of race or creed; and

Whereas, Dr. King was taken from us on April 4, 1968, his legacy and deeds have not been forgotten:

Now, Therefore, Be It Resolved, that as the Oliver Cromwell Black History Society, triumphs African-American heritage in the City of Burlington, we join them in remembering Dr. Martin Luther King Jr., on this day.

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

COUNCIL COMMENTS

Councilman Babula read the names of those being appointed under Resolution No. 03-2010, thanked and congratulated the appointed.

Councilwoman Woodard congratulated Col. Caruso on a job well done during the latest snow storm.

Councilwoman Hatala thanked the Public Works Department and commended Mr. Ford for a job well done during the latest snow storm.

Councilwoman Lollar, Councilman Conaway and President Ghaul also thanked everyone regarding the snow storm.

President Ghaul congratulated Chief Wallace on the birth of his new baby boy, Anthony J. Wallace, Jr.

Mayor Fazzino commended Col. Caruso on a job well done during the latest snow storm.

Col. Caruso spoke of the snow storm thanked everyone for their comments.

**ADJOURNMENT**

Upon the motion of Councilwoman Hatala, seconded by Councilwoman Lollar, this meeting was adjourned.

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Cindy A. Crivaro, RMC  
Municipal Clerk

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Hon. Douglas Ghaul, President  
Common Council

