

THE MEETING OF THE CITY OF BURLINGTON COMMON COUNCIL, COUNTY OF BURLINGTON, STATE OF NEW JERSEY, WAS HELD ON TUESDAY, FEBRUARY 20, 2018, AT 7:00 PM, IN THE CITY HALL, 525 HIGH STREET, BURLINGTON, NJ, PURSUANT TO THE OPEN PUBLIC MEETINGS ACT.

The Deputy Municipal Clerk advised the public of the location of the two fire exits; one on the left after exiting the Council Chamber and the other being the entrance to the building.

Members present: Mr. Babula, Mr. Chachis, Ms. Hatala (7:15pm), Ms. Mercuri (7:50pm), Mr. Swan, Ms. Woodard, Ms. Lollar. (6) Absent: Ms. Woodard. (1).

Also present: Mayor Conaway, Municipal Attorney- Lou Garty, Administrator- David Ballard, Lt. Elbertson.

The following notice of the meeting was sent:

There will be a Meeting of the Common Council of the City of Burlington held on February 20, 2018 at 7:00 PM, prevailing time at the City Hall Building, 525 High Street, Burlington, N.J. 08016.

Cindy A. Crivaro, RMC
Municipal Clerk

SALUTE TO FLAG

UNFINISHED BUSINESS

None.

PUBLIC COMMENTS - RESOLUTIONS / CONSENT AGENDA RESOLUTIONS

None.

CONSENT AGENDA

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

APPROVAL OF INVOICES*

Approved by Consent Agenda. All were in favor.

RESOLUTIONS / CONSENT AGENDA RESOLUTIONS*

Resolution No. 75-2018

Upon the recommendation of the City Sewer Engineers, Pennoni Associates, Inc., the Common Council of the City of Burlington hereby authorizes the Mayor and the Municipal Clerk to execute an amended agreement with Municipal Maintenance Company in connection with the Stormwater Pumps Upgrades Project, Change Order No. 1, an increase in the amount of \$17,400.00 providing for additional items due to unforeseen circumstances making a revised total contract amount of

\$1,306,400.00.

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

Resolution No. 76-2018*

RESOLUTION NO. 76-2018 OF THE CITY OF BURLINGTON AUTHORIZING THE RENEWAL OF PLENARY DISTRIBUTION ALCOHOLIC BEVERAGE LICENSES

WHEREAS, the following applicant has applied for renewal of existing licenses for the year 2017-2018:

Black Lithium, LLC
Pocket License (0305-44-009-009)

WHEREAS, the applicant for a Plenary Retail Distribution Alcoholic Beverage License has submitted application forms to the Municipal Clerk, which forms are complete in all respects; and

WHEREAS, this applicant is qualified to be licensed according to all statutory, regulatory and local governmental Alcoholic Beverage Control laws; and

WHEREAS, the various Alcoholic Beverage Club Licensees maintain all records required by N.J.S.A. 13:2-8.8 and N.J.A.C. 13:2-8.12;

NOW, THEREFORE BE IT RESOLVED, on this 20th day of February, 2018 by the Common Council, of the City of Burlington, County of Burlington, State of New Jersey, that:

The aforesaid application is hereby approved and the Municipal Clerk is authorized and directed to issue the appropriate license applied for by said applicant.

Approved by Consent Agenda. All were in favor.

Resolution No. 77-2018*

RESOLUTION NO. 77-2018 OF THE COMMON COUNCIL OF THE CITY OF BURLINGTON APPROVING THE PUBLIC DISPLAY OF FIREWORKS FOR FESTIVAL OF LIGHTS

WHEREAS, it is necessary for the Common Council of the City of Burlington to approve the public display of fireworks for the Festival of Lights; and

WHEREAS, after authorization is approved, the City Fire Official will then be able to issue a permit for the public display of fireworks.

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

County of Burlington, State of New Jersey, that approval is granted for the public display of fire works for the Festival of Lights to be held on August 4, 2018, with a rain date of August 5, 2018.

BE IT FURTHER RESOLVED that the Fire Official is hereby requested to issue a permit pursuant to N.J.A.C. 5:18-2.7.

Approved by Consent Agenda. All were in favor.

Resolution No. 78-2018*

resolution providing for a meeting not opened to the public in accordance with the provisions of the New Jersey Open Public Meetings Act. N.J.S.A. 10:4-12: Therefore be it resolved by the Common Council of the City of Burlington, assembled in public session on February 20, 2018, that an Executive Session Closed to the Public shall be held on February 20, 2018, in the Council Meeting Room for discussion of matters relating to the specific items designated in this resolution:

- Real Estate/Contracts N.J.S.A. 10:4-12(7) 311 Stacy Street Update
- Real Estate/Contracts N.J.S.A. 10:4-12(7) McNeal Mansion & Vicinity Properties Negotiation Agreement
- Litigation N.J.S.A. 10:4-12 (9) SS Mart Litigation 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 February of 2018 or shortly there after.

Approved by Consent Agenda. All were in favor.

PUBLIC COMMENTS

Linda Bowker, 255 E. Pearl Blvd., spoke on behalf of the residents of Burlington Manor - spoke of the benches outside of the Manor that are in disrepair; asked the City to fix and/or replace them.

Mr. Ballard said that the City will be taking care of the problem with the Manor benches.

Sam Ritcher, 400 Wood Street - spoke of PSE&G doing work on his block; spoke of a company called Kramer that left large equipment on the road, parked where there is no parking; it is difficult to get by, a dangerous situation.

Mr. Ballard will work with Lt. Elbertson to look into this situation.

ADMINISTRATION REPORT

Mr. Ballard addressed the 7 benches that are in disrepair at the Manor; some require 2 x 6 boards, and some require painting.

COUNCIL COMMENTS (& INFRASTRUCTURE)

Councilman Swan spoke of Mr. Richter's complaints; has seen the equipment behind the City of

Refuge Church; spoke of the issue with the lights at the bridge.

Mr. Ballard spoke in disappointment of dealing with the Bridge Commission.

Councilman Chachis spoke of a yellow house at 324 E. Union Street, there are construction refuge bags spilling over.

Mr. Ballard said he will have Code Enforcement check this out.

Councilwoman Hatala said we do not pick up construction materials; spoke of the terrible conditions of Columbus Road at Route 130.

Mr. Ballard said he will reach out to NJDOT again.

President Lollar spoke of letter to from the City to Mr. Vasso regarding Washington Square, asked if we received a response.

Mr. Ballard said no, not yet.

Councilwoman Hatala spoke of the Pearl Pointe Project and John Callahan, holding him to his promises.

CONFERENCES

- Request for Ordinance Change for 30 Minute Parking at High & E. Union Streets - Councilman Babula & Councilman Swan
- Request for Ordinance Change, 3-Way Stop at Oakland & Park Avenues- Dave Ballard, Administrator
- Water Accountability Act- Dave Ballard, Administrator

EXECUTIVE CONFERENCES

- 311 Stacy Street Update- Dave Ballard, Administrator & Bill Harris, Housing Director
- McNeal Mansion & Vicinity Properties Negotiation Agreement- M. Lou Garty, Esq.
- SS Mart Litigation Update- M. Lou Garty, Esq.

ADJOURNMENT

Upon the motion of Councilwoman Hatala, seconded by Councilman Swan , this meeting of February 20, 2018 was adjourned.

Cindy A. Crivaro, RMC
Municipal Clerk