

THE MEETING OF THE CITY OF BURLINGTON COMMON COUNCIL, COUNTY OF BURLINGTON, STATE OF NEW JERSEY, WAS HELD ON TUESDAY, SEPTEMBER 7, 2021, AT 7:00 PM, VIA ZOOM PURSUANT TO THE OPEN PUBLIC MEETINGS ACT.

The following notice of the meeting was sent:

PLEASE TAKE NOTICE, that in accordance with the Open Public Meetings Act, N.J.S.A. 10:4-6 et seq., as amended by A-3850, and in consideration of Executive Orders No. 103 and 107, issued by Governor Murphy on March 9 and 21, 2020 respectively, declaring a State of Emergency and a Public Health Emergency in the State of New Jersey, the City of Burlington does hereby notify the public that to protect the health, safety and welfare of our citizens while ensuring the continued functioning of government, the Regular meeting of the Common Council scheduled for September 7, 2021 will be held electronically only. Members of the public who wish to participate in the meeting may do so by calling in or joining at 7:00p.m. Individuals calling in or joining will be able to fully participate in the meeting, including providing public comment.

Join Zoom Meeting:

<https://us02web.zoom.us/j/2993296844?pwd=UURxMXhYMysxYXIUNUJZTHZwemxqQT09>

Dial: 1-646-558-8656

Meeting ID: 299 329 6844

Password: 863459

Cindy A. Crivaro, RMC
Municipal Clerk

Governing Body Members present: George Chachis, Helen Hatala, Denise Hollingsworth, Suzanne Woodard, Ila Marie Lollar. (5) Absent: Dave Babula. (1)

Also present: Mayor Conaway (7:15pm), Administrator- David Ballard, Chief Financial Officer- Ken Mac Millan, Director of Housing- Bill Harris, Police Chief- John Fine, John Morelli, Esq.

INVOCATION

Rev. Dr. Teaira Parker of the Broad Street United Methodist Church

SALUTE TO FLAG

MOMENT OF SILENCE

Remembrance of 9/11

PRESENTATIONS

- Citation - Laurel Allen
- Burlington City Marching Band - David May, Music Director

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 AUGUST 2021

NOTICES, AGENDAS, MINUTES, REPORTS, ETC. RECEIVED

Reports from various departments received:

Monies collected by the Municipal Clerk's Office for the month of July 2020 \$300.00

AGENDAS RECEIVED FROM VARIOUS BOARDS

08-01 Historic Preservation Commission, dated September 1, 2021 - cancelled due to tornado

08-02 Historic Preservation Commission, dated September 8, 2021

NOTICE TO PROPERTY OWNERS

08-20 Block 141, Lot 31

08-21 Block 209, Lot 17

PETITIONS OF APPEALS:

08-30 Block 1.1, Lot 1.1

COMMUNICATION TO AND FROM MUNICIPAL ENGINEER

08-300 Alaimo Group, dated August 9, 2021, re: Traffic Engineering Proposals

08-301 Alaimo Group, dated August 17, 2021, re: 2021 NJDOT Municipal Aid Program

08-302 Alaimo Group, dated August 17, 2021, re: 141 West Union Street

08-303 Alaimo Group, dated August 31, 2021, re: Pearl Point Plan, Building B

CORRESPONDENCE TO AND FROM BURLINGTON COUNTY

08-500 County of Burlington Public Works, dated August 19, 2021, re: Burlington City - Storm Water Management Plan and Ordinances

CORRESPONDENCE TO AND FROM THE NJLM

08-600 NJLM, dated August 27, 2021, re: Cannabis FAQ's

CORRESPONDENCE TO AND FROM THE STATE OF NEW JERSEY

08-700 NJDOH, re: Help Prevent Heat Related Illness

08-701 NJDEP, dated August 12, 2021, re: NJ beach information, electric vehicles, air quality

alerts 08-702 NJDEP, dated August 26, 2021, re: Bonfire Regulations

MISCELLANEOUS CORRESPONDENCE

- 08-800 South Jersey Family Medical Center, dated July 27, 2021, re: National Health Week
- 08-801 Councilman George Chachis, re: Thank You for Get Well
- 08-802 PSE&G, dated August 11, 2021, re: Prepared for Extreme Heat and thunderstorms
- 08-803 Amazon, dated August 12, 2021, re: Hiring
- 08-804 Rutgers - Center for Government Services, re: classes
- 08-805 Main Street, re: Recovery Finance Program
- 08-806 Erskin Diggs, re: Thank You Sympathy in memory of his wife Glenda Juanita Diggs
- 08-807 Endeavor Emergency Squad, Inc., re: Statistics for July 2021
- 08-808 BOIM, dated August 22, 2021, re: NJDEP Proposed CDF
- 08-809 International Rescue Committee, dated September 22, 2021 from Mayor Conaway

NOTICES OF FORECLOSURES

- 08-900 422 York Street- Block 138, Lot 24
- 08-901 422 York Street- Block 138, Lot 24
- 08-902 680 Wood Street- Block 231, Lot 21, 22

APPROVAL OF INVOICES*

Approved by Consent Agenda. All were in favor.

APPROVAL OF MINUTES*

Approved by Consent Agenda. All were in favor.

ORDINANCE(S) - INTRODUCTION & FIRST READING

AN ORDINANCE OF THE CITY OF BURLINGTON AMENDING ARTICLE FIVE OF THE CODE OF THE CITY OF BURLINGTON (VEHICLES & TRAFFIC)

Upon the motion of Councilwoman Woodard, seconded by Councilwoman Hollingsworth, the foregoing ordinance was adopted by the following roll call vote: AYES: Mr. Chachis, Ms. Hatala, Ms. Hollingsworth, Ms. Woodard, Ms. Lollar. (5); NAYS: (0); ABSTAIN: (0); ABSENT: Mr. Babula. (1).

ORDINANCE(S) - SECOND READING & FINAL DISPOSITION

ORDINANCE NO. 22- 2021 OF THE CITY OF BURLINGTON AMENDING CHAPTER 195 OF THE CODE OF THE CITY OF BURLINGTON (CRIMINAL BACKGROUND CHECKS)

WHEREAS, the Common Council of the City of Burlington has received a recommendation by the members of the City's Administration that the Council my wish to amend a provision in the City Code concerning criminal background checks in order to provide for an avenue for review, reconsideration and/or appeal by volunteers whose criminal history may include non-violent infractions which are not recent but which may disqualify the volunteers from providing their experience and knowledge to various youth programs; and

WHEREAS, the Common Council of the City of Burlington recognizes that the review or reconsideration of the qualifications, credentials and valuable experience of volunteers is essential to the continuation of certain programs such that a process for a review of whether prior non-violent infractions of the criminal Code warrants the disqualification of a volunteer; and

WHEREAS, the Common Council of the City of Burlington desires to enact this legislation in order for provisions in the Code to be provide a vehicle for volunteers to request a review of the reasons for disqualification from volunteer service; and

WHEREAS, in enacting this legislation for inclusion of this review, the Common Council does not recognize, contemplate or acknowledge any change in the established principle that there are no property rights attached to volunteer service.

NOW THEREFORE BE IT FURTHER ORDAINED by the Common Council for the City of Burlington that Section 130 of the City Code shall be amended, added to or deleted as follows, with new matter being underlined thus, deletions crossed out ~~thus~~, and any and all other sections or subsections not mentioned herein shall remain as written:

...§ 130-9 Appeals.

A. Any person whose criminal history background check disqualifies that person from employment or from volunteering may appeal his or her disqualification.

(1) A person may challenge the accuracy of the criminal history record;

(2) A person may claim to be rehabilitated;

(3) No person may appeal a disqualification on the grounds of rehabilitation, if convicted of a fourth degree offense or higher, if the person has been rejected because that person has been convicted, adjudicated delinquent or acquitted by reason of insanity of aggravated sexual assault; sexual assault; aggravated criminal sexual contact; kidnapping pursuant to N.J.S.A. 2C:13-1c(2); endangering the welfare of a child by engaging in sexual conduct which would impair or debauch the morals of the child pursuant to N.J.S.A. 2C:24-4a; endangering the welfare of a child pursuant to N.J.S.A. 2C:24-4b(4); luring or enticing pursuant to Section 1 of P.L.1993, c. 291 (N.J.S.A. 2C:13-6); criminal sexual contact pursuant to N.J.S.A. 2C:14-3b. if the victim is a minor; kidnapping pursuant to N.J.S.A. 2C:13-2, or false imprisonment pursuant to N.J.S.A. 2C:13-3 if the victim is a minor and the offender is not the parent of the victim; knowingly promoting prostitution of a child pursuant to N.J.S.A. 2C:34-1b(3) or (4); or an attempt to commit any of these enumerated offenses.

B. A challenge to the accuracy of the report shall be filed with the Chief of Police, who shall coordinate the challenge with the New Jersey State Police.

C. An appeal based on rehabilitation shall be made to an Appeals Committee, which shall consist of the Chief of Police, Business Administrator and the City Solicitor. Any such appeal must be made within 30 days of receipt of the notice of disqualification.

D. In determining whether a person has affirmatively demonstrated rehabilitation, the Appeals Committee shall consider the following factors:

(1) The nature and responsibility of the position which the convicted person would hold or has held, as the case may be;

(2) The nature and seriousness of the offense;

(3) The circumstances under which the offense occurred;

(4) The date of the offense;

(5) The age of the person when the offense was committed;

(6) Whether the offense was an isolated or repeated incident;

(7) Any social conditions which may have contributed to the offense; and

(8) Any other evidence of rehabilitation, including good conduct in prison or the community, counseling or psychiatric treatment received, acquisition of additional academic or vocational schooling, successful participation in correctional work-release programs, or the recommendation of those who have had the person under their supervision.

E. If the Appeals Committee determines that the disqualified person has been successfully rehabilitated, it shall enter that person's name on the list of qualified employees and volunteers maintained by the Chief of Police or designee.

§ 130-10 Fees.

Other than as otherwise provided herein, the applicant and/or the City-sponsored youth program or the nonsponsored youth program, as the case may be, shall be responsible for all fees associated with obtaining the criminal history record background check.

§ 130-11 Violations and penalties.

For a violation of any provision of this chapter, the maximum penalty, upon conviction, shall be a fine not exceeding the amount authorized in N.J.S.A. 40:49-5, imprisonment for a term not exceeding the term authorized in N.J.S.A. 40:49-5, and/or a period of community service not exceeding the period authorized in N.J.S.A. 40:49-5, or such combination of punishments as the judge may, in his or her discretion, deem appropriate and/or just. Each day in which a violation of any provision of this chapter occurs or exists shall constitute a separate violation of this chapter. Each violation of this chapter that can be deemed severable from any other violation shall be deemed a separate violation.

BE IT FURTHER ORDAINED that this Ordinance shall take effect immediately upon final passage and publication as required by law.

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

Public Comments

None.

Council Comments

None.

This ordinance was then adopted by the following roll call vote: AYES: Mr. Chachis, Ms. Hatala, Ms. Hollingsworth, Ms. Woodard, Ms. Lollar. (5); NAYS: (0); ABSTAIN: (0); ABSENT: Mr. Babula. (1).

RESOLUTIONS / CONSENT AGENDA RESOLUTIONS*

Resolution No. 214-2021

RESOLUTION TO AMEND ADOPTED BUDGET FOR AN EMERGENCY MANAGEMENT ASSISTANCE GRANT

WHEREAS, N.J.S. 40A:4-87 provides that the Director of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

WHEREAS, said Director may also approve the insertion of an item of appropriation for equal amount, and

WHEREAS, the City of Burlington received an **Emergency Management Assistance Grant** in the amount of \$10,000.00;

SECTION 1

NOW THEREFORE, BE IT RESOLVED that the City of Burlington hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2021 in the sum of \$10,000.00 as follows which item is now available as a revenue from:

Miscellaneous Revenues - Section F: Special Items of General Revenue Anticipated with Prior Written Consent of Director of Local Government Services - Public and Private Revenues Offset with Appropriations:

Emergency Management Assistance Grant FY 2020-2021	\$10,000.00
---	--------------------

SECTION 2

BE IT FURTHER RESOLVED that a like sum of \$ 10,000.00 be and the same is hereby appropriated under the caption of:

General Appropriations Operations-Excluded from "CAP"
Public and Private Programs Offset by Revenues:

Emergency Management Assistance Grant FY 2020-2021	\$10,000.00
---	--------------------

Upon the motion of Councilwoman Woodard, seconded by Councilwoman Hollingsworth, the foregoing resolution was adopted by the following roll call vote: AYES: Mr. Chachis, Ms. Hatala, Ms. Hollingsworth, Ms. Woodard, Ms. Lollar. (5); NAYS: (0); ABSTAIN: (0); ABSENT: Mr. Babula. (1).

Resolution No. 215-2021

RESOLUTION NO. 215-2021 OF THE CITY OF BURLINGTON AUTHORIZING THE CITY OF BURLINGTON TO ENTER INTO CONTRACT WITH REALAUCTION.COM, LLC AND ROK INDUSTRIES, INC. D/B/A NJ TAX LIEN INVESTOR.COM IN THE PARTICIPATION OF 2021 ELECTRONIC TAX SALE

WHEREAS, NJSA 54:5-19.1 authorizes electronic tax sales pursuant to rules and regulations to be promulgated by the Director of the Division of Local Government Services; and

WHEREAS, the City of Burlington has authorized the Tax Collector to participate in an Electronic Tax Sale by Resolution of the Governing Body; and

WHEREAS, the Tax Collector has solicited 2 quotations as required by the Director of the Division of Local Government Services; and

WHEREAS, the Director of the Division of Local Government Services has approved ROK Industries, Inc. d/b/a NJ Tax Lien Investors/Real Auction.com to conduct Electronic Tax Sales; and

WHEREAS, ROK Industries, Inc. d/b/a NJ Tax Lien Investor.com/Real Auction.com has responded with the full services required to properly conduct an Electronic Tax Sale;

NOW THEREFORE, BE IT RESOLVED, that the Common Council of the City of Burlington, New Jersey, hereby authorizes the City of Burlington to enter into contract and authorizes the Tax Collector to conduct the 2021 Electronic Tax Sale with ROK Industries, Inc. d/b/a NJTaxLien Investor.com/Real Auction.com.

Upon the motion of Councilwoman Woodard, seconded by Councilwoman Hollingsworth, the foregoing resolution was adopted by the following roll call vote: AYES: Mr. Chachis, Ms. Hatala, Ms. Hollingsworth, Ms. Woodard, Ms. Lollar. (5); NAYS: (0); ABSTAIN: (0); ABSENT: Mr. Babula. (1).

Resolution No. 216-2021

RESOLUTION NO. 216-2021 OF THE CITY OF BURLINGTON AUTHORIZING THE TAX COLLECTOR TO CHARGE A FEE FOR THE PREPARATION OF 2021 TAX SALE NOTICES

WHEREAS, NJSA 54:5-19.1 authorizes Electronic Tax Sales pursuant to rules and regulations promulgated by the Director of the Division of Local Government Services; and

WHEREAS, the rules and regulations promulgated requires the Municipality to send two (2) notices of Tax Sale to all properties included in said sale, and to charge a fee of \$25.00 per notice for the preparation, printing and mailing of said notice; and

WHEREAS, the City of Burlington is authorized to charge \$25.00 per notice mailed, which will be assessed specifically to the delinquent properties that are causing the need for a Tax Sale;

NOW THEREFORE, BE IT RESOLVED, by the Common Council of the City of Burlington, that a fee of \$25.00 per notice be established and is hereby authorized and directed to be charged for each notice of Tax Sale that is sent in conjunction with the 2021 Electronic Tax Sale.

Upon the motion of Councilwoman Woodard, seconded by Councilwoman Hatala, the foregoing resolution was adopted by the following roll call vote: AYES: Mr. Chachis, Ms. Hatala, Ms. Hollingsworth, Ms. Woodard, Ms. Lollar. (5); NAYS: (0); ABSTAIN: (0); ABSENT: Mr. Babula. (1).

Resolution No. 217-2021

PERSON TO PERSON TRANSFER

WHEREAS, an application has been filed for a Person to Person Transfer of Plenary Retail Consumption License 0305-33-019-006, heretofore issued to Brickwall at Burlington, LLC, for premises located at 19 E. Union Street, Burlington, N.J. and;

WHEREAS, the submitted application form is complete in all respects, the transfer fees have been paid, and the license has been properly renewed for the current license term; and

WHEREAS, the applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey Statutes, regulations promulgated thereunder, as well as pertinent local ordinances and conditions consistent with Title 33.

NOW, THEREFORE, BE IT RESOLVED that the Common Council of the City of Burlington, does hereby approve, effective September 7, 2021, the transfer of the aforesaid Plenary Retail Consumption License to Union Street Hospitality, LLC and does hereby direct the Municipal Clerk to endorse the license certificate to the new ownership as follows: "This license, subject to all its terms and conditions, is hereby transferred to "Union Street Hospitality, LLC, effective September 7, 2021."

Upon the motion of Councilwoman Woodard, seconded by Councilwoman Hatala, the foregoing resolution was adopted by the following roll call vote: AYES: Mr. Chachis, Ms. Hatala, Ms. Hollingsworth, Ms. Woodard, Ms. Lollar. (5); NAYS: (0); ABSTAIN: (0); ABSENT: Mr. Babula. (1).

Resolution No. 218-2021

RESOLUTION NO. 218-2021 AWARDING A CONTRACT FOR 2021-2023 MECHANICAL MAINTENANCE AT THE WASTEWATER TREATMENT PLANT OF THE CITY OF BURLINGTON

WHEREAS, Bids were received on August 24, 2021, for Mechanical Maintenance at the City's Wastewater Treatment Plant in the City of Burlington for a two year contract, 2021-2023; and

WHEREAS, the bid provides an option for a two-year renewal of the contract based upon the

pricing and satisfactory performance of the contract; and

WHEREAS, AC Schultes, Inc. submitted the lowest bid in the amount of \$146,885.00; and

WHEREAS, the City Sewer Engineer, Pennoni Associates, Inc. has reviewed all submitted bids and finds the qualifications of the low bidder to be in order; and

WHEREAS, the City Sewer Engineer, Pennoni Associates, Inc recommends that Common Council award the contract to the lowest qualified bidder known as AC Schultes, Inc., 664 S. Evergreen Avenue, Woodbury, N.J. 08097.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Burlington, County of Burlington, State of New Jersey that the Mayor and Municipal Clerk are hereby authorized to execute a contract with AC Schultes, Inc. for the pricing contained in their bid, total amount not to exceed \$146,885.00.

Upon the motion of Councilwoman Woodard, seconded by Councilwoman Hatala, the foregoing resolution was adopted by the following roll call vote: AYES: Mr. Chachis, Ms. Hatala, Ms. Hollingsworth, Ms. Woodard, Ms. Lollar. (5); NAYS: (0); ABSTAIN: (0); ABSENT: Mr. Babula. (1).

Resolution No. 219-2021

RESOLUTION TO AMEND ADOPTED BUDGET FOR A SMALL CITIES CDBG GRANT FROM THE NJ DEPARTMENT OF COMMUNITY AFFAIRS

WHEREAS, N.J.S. 40A:4-87 provides that the Director of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

WHEREAS, said Director may also approve the insertion of an item of appropriation for equal amount, and

WHEREAS, the City of Burlington received **Small Cities CDBG Grant** in the amount of \$135,000.00 from the New Jersey Department of Community Affairs for the demolition of unsafe structures;

SECTION 1

NOW THEREFORE, BE IT RESOLVED that the City of Burlington hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2021 in the sum of \$135,000.00 as follows which item is now available as a revenue from:

Miscellaneous Revenues - Section F: Special Items of General Revenue Anticipated with Prior

Written Consent of Director of Local Government Services - Public and Private Revenues Offset with Appropriations:

Small Cities CDBG Grant

\$ 135,000.00

SECTION 2

BE IT FURTHER RESOLVED that a like sum of \$ 135,000.00 be and the same is hereby appropriated under the caption of:

General Appropriations Operations-Excluded from "CAP"
Public and Private Programs Offset by Revenues:

Small Cities CDBG Grant

\$ 135,000.00

Upon the motion of Councilwoman Woodard, seconded by Councilwoman Hollingsworth, the foregoing resolution was adopted by the following roll call vote: AYES: Mr. Chachis, Ms. Hatala, Ms. Hollingsworth, Ms. Woodard, Ms. Lollar. (5); NAYS: (0); ABSTAIN: (0); ABSENT: Mr. Babula. (1).

Resolution No. 220-2021

RESOLUTION NO. 220-2021 OF THE COMMON COUNCIL OF THE CITY OF BURLINGTON APPROVING AN AGREEMENT BETWEEN THE CITY OF BURLINGTON AND THE CWA LOCAL 1040 NON-SUPERVISORY WORKERS

WHEREAS, CWA Local 1040 for Non-Supervisory Workers and the City of Burlington have negotiated an agreement effective January 1, 2020 through December 31, 2023 for a total of four years; and

WHEREAS, the CWA Local 1040 Non-Supervisory Workers and the City of Burlington have prepared an Agreement establishing the terms of this negotiated agreement; and

WHEREAS, the CWA Local 1040 Non-Supervisory Workers has ratified the aforementioned Agreement, which is attached to this Resolution;

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

1. The Agreement CWA Local 1040 Non-Supervisory Workers and the City of Burlington is hereby ratified.
2. The Mayor, City Clerk, City Administrator and/or City Solicitor are authorized and directed to take any and all steps necessary to execute the Agreement between the CWA Local 1040 Non-Supervisory Workers and the City of Burlington.

3. All terms and conditions of the aforementioned Agreement between the CWA Local 1040 Non-Supervisory Workers and the City of Burlington are effective as of January 1, 2020.
4. This Resolution shall take effect immediately.

Upon the motion of Councilwoman Woodard, seconded by Councilman Hatala, the foregoing resolution was adopted by the following roll call vote: AYES: Mr. Chachis, Ms. Hatala, Ms. Hollingsworth, Ms. Woodard, Ms. Lollar. (5); NAYS: (0); ABSTAIN: (0); ABSENT: Mr. Babula. (1).

Resolution No. 221-2021

RESOLUTION NO. 221-2021 OF THE COMMON COUNCIL OF THE CITY OF BURLINGTON APPROVING AN AGREEMENT BETWEEN THE CITY OF BURLINGTON AND THE CWA LOCAL 1040 SUPERVISORS

WHEREAS, CWA Local 1040 for Supervisors and the City of Burlington have negotiated an agreement effective January 1, 2020 through December 31, 2023 for a total of four years; and

WHEREAS, the CWA Local 1040 Supervisors and the City of Burlington have prepared an Agreement establishing the terms of this negotiated agreement; and

WHEREAS, the CWA Local 1040 Supervisors has ratified the aforementioned Agreement, which is attached to this Resolution;

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

1. The Agreement CWA Local 1040 Supervisors and the City of Burlington is hereby ratified.
2. The Mayor, City Clerk, City Administrator and/or City Solicitor are authorized and directed to take any and all steps necessary to execute the Agreement between the CWA Local 1040 Supervisors and the City of Burlington.
3. All terms and conditions of the aforementioned Agreement between the CWA Local 1040 Supervisors and the City of Burlington are effective as of January 1, 2020.
4. This Resolution shall take effect immediately.

Upon the motion of Councilwoman Woodard, seconded by Councilwoman Hatala, the foregoing resolution was adopted by the following roll call vote: AYES: Mr. Chachis, Ms. Hatala, Ms. Hollingsworth, Ms. Woodard, Ms. Lollar. (5); NAYS: (0); ABSTAIN: (0); ABSENT: Mr. Babula. (1).

Resolution No. 222-2021*

RESOLUTION NO. 222-2021 OF THE CITY OF BURLINGTON AUTHORIZING THE CANCELLATION OF TAXES AND REFUNDING OVERPAYMENT ON PROPERTY OWNED BY A TOTALLY DISABLED VETERAN

WHEREAS, the property identified herein as Block 129, Lot 30, located at 352 E. Union Street is owned by James F. Costello, declared to be a 100% permanently and totally disabled veteran; and

WHEREAS, the State of New Jersey provides tax exempt status, under N.J.S.A. 54:4-3:30, to veterans declared as such; and

WHEREAS, due to the cancellation of 2021 taxes in the amount of \$4,975.04, an overpayment in the amount of \$294.73 will occur on the property;

NOW THEREFORE, BE IT RESOLVED by the Common Council of the City of Burlington that the 2021 taxes in the amount of \$4,975.04 is hereby cancelled for the reason set forth above and authorizes the Chief Financial Officer to issue a refund check in the amount of \$294.73 for the overpayment of 2021 taxes. The refund to be issued as follows:

Make check payable to:
James F Costello
352 E. Union Street
Burlington, N.J. 08016

Approved by Consent Agenda. All were in favor.

Resolution No. 223-2021*

Common Council of the City of Burlington hereby authorizes the Municipal Clerk to issue a Mercantile License to Jeffrey Rice, 203 Wilson Avenue, Edgewater Park, N.J. to operate a business at 317 High Street t/a "Ephesians 6 12."

Approved by Consent Agenda. All were in favor.

Resolution No. 224-2021*

Common Council of the City of Burlington hereby authorizes the Municipal Clerk to issue a Mercantile License to Nakia Smith, 311 High Street, Burlington, N.J. to operate a business at 311 High Street, 1st Floor t/a "Ryde Fitness Studio."

Approved by Consent Agenda. All were in favor.

Resolution No. 225-2021*

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 September 7, 2021, that an Executive Session Closed to the Public shall be held on September 7, 2021, via ZOOM for discussion of matters relating to the specific items designated in this resolution:

Contracts/Real Estate N.J.S.A. 10:4-12(7)

- 202 Barclay Street
- 205 Green Street
- 1411 Wood Street
- 309 Green Street
- 525 York Street
- 200 E. Federal Street
- 302 Commerce Square Blvd.
- Jacksonville Road & Route 130
- T-Mobile Lease at Veterans Drive Water Tower

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 September of 2021 or shortly there after.

Approved by Consent Agenda. All were in favor.

Resolution No. 226-2021*

RESOLUTION NO. 226-2021 OF THE CITY OF BURLINGTON REFUNDING OVERPAYMENT OF TAXES DUE TO DUPLICATE PAYMENT

WHEREAS, an overpayment of 2021 taxes has occurred on the property identified herein due to a duplicate payment;

NOW THEREFORE BE IT RESOLVED, that the Common Council of the City of Burlington authorizes the Chief Financial Officer to issue a refund check for 2021 taxes as follows:

<u>Block</u>	<u>Lot</u>	<u>Property Owner</u>	<u>Amount</u>
72 (117 Elm Avenue)	8	John Farrell 117 Elm Avenue Burlington, NJ 08016	\$1,280.36

Make check payable to:

Capital Mortgage Services of Texas

4212 50th Street
Lubbock, TX 79413
Attn: Tax Dept/Adriana Rangel

Approved by Consent Agenda. All were in favor.

Resolution No. 227-2021*

RESOLUTION NO. 227-2021 OF THE CITY OF BURLINGTON REFUNDING
HOMESTEAD BENEFIT

WHEREAS, the parcel identified herein received a homestead benefit credit; and

WHEREAS, the property is owned by a totally disabled veteran and is Tax Exempt under
N.J.S.A. 54:4-3:30; and

WHEREAS, an overpayment of the 2021 taxes has occurred;

NOW THEREFORE, BE IT RESOLVED that the Common Council of the City of Burlington
authorizes the Chief Financial Officer to issue a refund check for 2021 taxes as follows:

<u>BLOCK</u>	<u>LOT</u>	<u>PROPERTY OWNER</u> <u>MAILING ADDRESS</u>	<u>AMOUNT</u>
34 (510 Wood Street)	32	Kathleen E. Caruso 510 Wood Street Burlington, N.J. 08016	\$ 291.79

Approved by Consent Agenda. All were in favor.

Resolution No. 228-2021*

RESOLUTION NO. 228-2021 OF THE CITY OF BURLINGTON AUTHORIZING THE
CANCELLATION OF TAXES AND REFUND OVERPAYMENT ON PROPERTY OWNED BY
A TOTALLY DISABLED VETERAN

WHEREAS, the property identified as Block 222, Lot 61, located at 502 Woolman Road is owned
by Terrelle Green, declared to be a 100% permanently and totally disabled veteran; and

WHEREAS, the State of New Jersey provides tax exempt status, under N.J.S.A. 54:4-3:30, to
veterans declared as such; and

WHEREAS, due to the exemption, an over billed 2021 tax amount created an overpayment of
\$3,077.40;

NOW THEREFORE, BE IT RESOLVED that the Common Council of the City of Burlington authorizes the Chief Financial Officer to issue a refund check in the amount of \$3,077.40 for the overpayment of 2021 taxes. The refund to be issued as follows:

Make check payable to:
Terrelle Green
502 Woolman Rd
Burlington, NJ 08016

Approved by Consent Agenda. All were in favor.

Resolution No. 229-2021*

RESOLUTION NO. 229-2021 OF THE CITY OF BURLINGTON AUTHORIZING THE CANCELLATION OF TAXES AND REFUNDING OVERPAYMENT ON PROPERTY OWNED BY A TOTALLY DISABLED VETERAN

WHEREAS, the property identified herein as Block 221.03 Lot 12, located at 5 Hale Road is owned by Karen A. Leden, declared to be a 100% permanently and totally disabled veteran; and

WHEREAS, the State of New Jersey provides tax exempt status, under N.J.S.A. 54:4-3:30, to veterans declared as such; and

WHEREAS, due to the cancellation of 2021 taxes in the amount of \$6,374.44, an overpayment will occur on the property in the amount of \$3,187.22;

NOW THEREFORE, BE IT RESOLVED by the Common Council of the City of Burlington that the 2021 taxes are hereby cancelled for the reason set forth above and authorizes the Chief Financial Officer to issue a refund check in the amount of \$3,187.22 for the overpayment of 2021 taxes. The refund to be issued as follows:

<u>BLOCK</u>	<u>LOT</u>	<u>PROPERTY OWNER</u>	<u>AMOUNT</u>
221.03 (5 Hale Road)	12	Karen A. Leden	\$ 3,187.22

*Make check payable to:
Wells Fargo Real Estate Tax Service
1 Home Campus
MAC F2302-03B
Des Moines, IA 50328
Attn: Refund Dept.

Approved by Consent Agenda. All were in favor.

Resolution No. 230-2021*

Common Council of the City of Burlington hereby authorizes the Municipal Clerk to issue a Mercantile License to Samuel Pastrana-Armenta, 401 Garnet Drive, Burlington, N.J. and Vivial V. Cerezo Rojas, 402 Garnet Drive, Burlington, N.J. to operate a business at 240 E. Route 130 S. t/a “Toscanas Pizzeria 2.”

Approved by Consent Agenda. All were in favor.

Resolution No. 231-2021 - ADDED

Common Council of the City of Burlington hereby wishes all of our residents of the Jewish faith a Happy Rosh Hashanah and Yom Kippur.

Upon the motion of Councilwoman Hatala, seconded by Councilwoman Woodard, the foregoing resolution was adopted by the following roll call vote: AYES: Mr. Chachis, Ms. Hatala, Ms. Hollingsworth, Ms. Woodard, Ms. Lollar. (5); NAYS: (0); ABSTAIN: (0); ABSENT: Mr. Babula. (1).

PUBLIC COMMENTS

James Thompson, 935 Rigg Road - spoke of upcoming events: Fishing Durby and Columbus Park Block Party.

Trina Peters Psala, 420 Lawrence Street- expressed concerns with crime in her neighborhood.

Chief Fine said he is aware of the concerns and encouraged everyone call Police when a crime is in progress, call 911 or 609 386 3300.

ADMINISTRATION REPORT

Mr. Ballard gave an update on the CWA contracts and the water meter installation project; spoke of Police negotiations.

COUNCIL COMMENTS

Councilman Chachis asked for an update on the Jones Street Project.

Mr. Ballard suggested it is still moving forward.

Councilwoman Hatala spoke in support of NIXLE.

CONFERENCES

- E. Federal Street 1-way
- Overtime Parking Fines
- Billboards

EXECUTIVE CONFERENCES

- 202 Barclay Street

- 205 Green Street
- 1411 Wood Street
- 309 Green Street
- 525 York Street
- 200 E. Federal Street
- 302 Commerce Square Blvd.
- Jacksonville Road & Route 130
- T-Mobile Lease at Veterans Drive Water Tower

ADJOURNMENT

Upon the motion of Councilwoman Woodard, seconded by Councilwoman Hatala, this meeting of September 7, 2021 was adjourned at 9pm.

Cindy A. Crivaro, RMC
Municipal Clerk