

THE MEETING OF THE CITY OF BURLINGTON COMMON COUNCIL, COUNTY OF BURLINGTON, STATE OF NEW JERSEY, WAS HELD ON TUESDAY, AUGUST 6, 2020, AT 7:00 PM, VIA ZOOM PURSUANT TO THE OPEN PUBLIC MEETINGS ACT.

Members present: Mr. Chachis, Ms. Hatala, Ms. Hollingsworth, Mr. Swan, Ms. Woodard, Ms. Lollar. (7); Absent: Mr. Babula. (1)

Also present: Mayor Conaway, Chief Financial Officer- Ken Mac Millan, Director of Housing- Bill Harris, Municipal Attorney- Lou Garty, Chief John Fine, Director of Public Works Bill Curry, Director of Public Affairs John Alexander and Director of Housing, Bill Harris

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 August 6, 2020 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

INVOCATION

Father Thomas Barry of Saint Katherine Drexel Parish

SALUTE TO FLAG

CONSENT AGENDA

Councilman Chachis, 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 JULY 2020

NOTICES, AGENDAS, MINUTES, REPORTS, ETC. RECEIVED

AGENDAS RECEIVED FROM VARIOUS BOARDS

07-01 Historic Preservation Commission meeting for July 8, 2020

CORRESPONDENCE TO AND FROM BURLINGTON COUNTY

07-500 Greater Burlington Chamber of Commerce, dated July 23, 2020, re: Governor Murphy Announces Commercial Rent Relief for Small Business in NJ

07-501 Greater Burlington Chamber of Commerce, dated July 20, 2020, re: PPP Loan Information

07-502 Burlington County COVID Testing Information

CORRESPONDENCE TO AND FROM THE STATE OF NEW JERSEY

07-700 Local Finance Notice, dated July 17, 2020

07-701 NJDOT, re: NJDOT Rt 130 CPM baseline

07-702 Office of State Controller, re: COVID updates

MISCELLANEOUS CORRESPONDENCE

07-800 Southern New Jersey Development Council, dated July 22, 2020, re: mural celebrates community history

NOTICES OF FORECLOSURES

07-900 Block 195, Lot 12

07-901 Block 108, Lot 16

07-902 Block 117, Lot 55

APPROVAL OF INVOICES*

Approved by Consent Agenda. All were in favor.

APPROVAL OF MINUTES*

Approved by Consent Agenda. All were in favor.

LIMITING CITIZENS TO SPEAK NO MORE THAN TWO (2) MINUTES, ONLY ONE TIME EACH, DURING THIS MEETING OF AUGUST 6, 2020*

Approved by Consent Agenda. All were in favor.

ORDINANCE(S) - SECOND READING & FINAL DISPOSITION

ORDINANCE NO. 11-2020 OF THE CITY OF BURLINGTON AMENDING GENERAL REVISED ORDINANCE CHAPTER 54, SUBSECTION 28 SETTING FORTH TITLES AND SALARY RANGES FOR VARIOUS POSITIONS WITHIN THE CITY OF BURLINGTON

WHEREAS, the City of Burlington is desirous of amending the salary ordinance for various

employees for the year 2020;

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

SECTION I. **Establishment of Salary Ranges:**

The following Hourly Position is established as follows:

	<u>Hourly Rate</u>	
	<u>Minimum</u>	<u>Maximum</u>
Special Law Enforcement Officer (Class 3)	\$28.00	\$34.00

SECTION II. **Effective Date:**

Amending Section II to read:

The Salary Amendment for this position shall be effective January 1, 2020.

Upon the motion of Councilwoman Woodard, seconded by Councilman Chachis, 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, Mr. Swan, Ms. Woodard, Ms. Lollar. (6); NAYS: (0); ABSTAIN: (0); ABSENT: Mr. Babula. (1).

ORDINANCE NO. 12-2020 OF THE CITY OF BURLINGTON AMENDING CHAPTER 344, ARTICLE VII, SUBSECTION 344-36 (NO PASSING ZONES) OF THE CODE OF THE CITY OF BURLINGTON

WHEREAS, the City of Burlington is a Faulkner Act municipality with a Mayor-Council form of government pursuant to New Jersey Statute 40:69A-31, *et seq.*, with its organization, positions, powers, and duties outlined within the Code of the City of Burlington as set forth pursuant to the Faulkner Act; and

WHEREAS, the Common Council of the City of Burlington has reviewed and considered

communications from the City's Public Works Director, Police Chief and Business Administrator and determined that adding a "No Passing Zone" designation for Rutgers Avenue, from the intersection with Route 130 through Salem Road, will promote public safety; and

WHEREAS, the Common Council of the City of Burlington has reviewed the recommended changes and finds it to be in the best interests of the City of Burlington to amend the City Code, Section 344-36 (Traffic Regulations), in accordance with the terms outlined in this Ordinance.

NOW, THEREFORE BE IT ORDAINED by the Common Council for the City of Burlington that Section 344-36 of the City Code shall be amended with respect to the Schedule of "No Passing Zones" on the streets so designated and at the times as set forth therein; and

BE IT FURTHER ORDAINED by the Common Council for the City of Burlington that Section 344-36 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:

Chapter 344. Vehicles and Traffic

Article VII. Traffic Regulations

§ 344-36 No-passing zones.

The following locations are no passing zones:

<u>NAME OF STREET</u>	<u>LOCATION</u>
East Pearl Street	From the Assiscunk Creek Bridge to St. Mary Street
Washington Avenue	From the channelizing island at the approach to Keim Boulevard (Route 413—Burlington Bristol Bridge approach) to West Broad Street, a distance of approximately 1,200 feet
<u>Rutgers Avenue</u>	<u>From Dickinson Road to Salem Road</u>

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 Chachis, 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, Mr. Swan, Ms. Woodard, Ms. Lollar. (6); NAYS: (0); ABSTAIN: (0); ABSENT: Mr. Babula. (1).

RESOLUTIONS / CONSENT AGENDA RESOLUTIONS*

Resolution No. 189-2020

RESOLUTION NO. 189-2020 OF THE COMMON COUNCIL OF THE CITY OF BURLINGTON AUTHORIZING THE REFUND OF OVERPAYMENT OF TAXES ON BLOCK 1, LOT 1

WHEREAS, the parcel identified herein was the subject of a State Tax Appeal for the tax years 2015, 2016, 2017, 2018 and 2019; and

WHEREAS, an overpayment of 2015, 2016, 2017, 2018 and 2019 taxes have occurred as a result of the Tax Court Judgment.

NOW THEREFORE, BE IT RESOLVED that the Common Council of the City of Burlington authorizes the Chief Financial Officer to issue a check for the overpayment of taxes in the amount of \$1,001, 609.07 on behalf of the following:

<u>BLOCK</u>	<u>LOT</u>	<u>PROPERTY OWNER MAILING ADDRESS</u>	<u>AMOUNT</u>
1	1	-BLDG- PSE&G Fossil, LLC (901 W. Broad Street)	\$1,001,609.07

Check Payable to:
PSE&G Fossil, LLC
c/o Zipp & Tannenbaum, LLC
280 Raritan Center Parkway
Edison, NJ 08837

Upon the motion of Councilman Chachis, seconded by Councilwoman Woodard, the foregoing resolution was adopted by the following roll call vote: AYES: Mr. Chachis, Ms. Hatala, Ms. Hollingsworth, Mr. Swan, Ms. Woodard, Ms. Lollar. (6); NAYS: (0); ABSTAIN: (0); ABSENT: Mr. Babula. (1).

Resolution No. 190-2020

RESOLUTION NO. 190-2020 OF THE COMMON COUNCIL OF THE CITY OF BURLINGTON AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT WITH ALAIMO GROUP FOR ENGINEERING SERVICES IN CONJUNCTION WITH THE FY2019 NJDOT MUNICIPAL AID PROGRAM FOR THE TEMPLE AVENUE, EAST 5TH STREET AND WEST 4TH STREET IMPROVEMENTS PROJECT

WHEREAS, the City of Burlington did appoint and award a contract to Alaimo Group as the Municipal Engineer for 2020 as per Resolution No. 09-2020; and

WHEREAS, the City of Burlington did correspondingly appoint Alaimo Group to the pool of engineers for special projects for 2020 as per Resolution No. 135-2020; and

WHEREAS, the City of Burlington received a grant in the amount of \$250,000 from the New Jersey Department of Transportation for the FY2020 NJDOT Municipal Aid Program Temple Avenue (Rutgers Avenue to Dickenson Road), East 5th Street (from High Street to Pope Street) and West 4th Street (from High Street to Wood Street); and

WHEREAS, professional engineering services are required in association with this project including the completion of plans & specifications and construction management & inspections; and

WHEREAS, the City of Burlington received a proposal dated April 16, 2020 in the amount of \$60,000.00 for said professional services from the City Engineer, Alaimo Group; and

WHEREAS, the Chief Financial Officer has executed a Certification of Funds for this contract certifying that sufficient funds are available.

NOW, THEREFORE BE IT RESOLVED by the Common Council of the City of Burlington that the Mayor and Municipal Clerk are hereby authorized to execute a contract in the amount of \$60,000.00 with Alaimo Group for professional engineering services in connection with the FY2020 NJDOT Municipal Aid Program for paving on the above named streets.

BE IT FURTHER RESOLVED that a notice stating the service and the amount of this contract shall be published and this Resolution shall be maintained on file and available for public inspection in the Office of the Municipal Clerk

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

Resolution No. 191-2020

RESOLUTION NO. 191-2020 OF THE CITY OF BURLINGTON TO AWARD A CONTRACT TO EARLE ASPHALT COMPANY IN CONNECTION WITH THE FY2020 NJDOT MUNICIPAL AID PROGRAM FOR THE TEMPLE AVENUE, EAST 5TH STREET AND WEST 4TH STREET IMPROVEMENTS PROJECT

WHEREAS, the City of Burlington sought funding from the New Jersey Department of Transportation for the FY2020 NJDOT Municipal Aid Program for designated improvements to Temple Avenue (Rutgers Avenue to Dickenson Road), East 5th Street (from High Street to Pope Street) and West 4th Street (from High Street to Wood Street) and the State has approved this project for funding; and

WHEREAS, bids were received on August 4, 2020 for this project, as outlined on the bid tabulation sheet; and

WHEREAS, the amount of the lowest bid for this project is \$319,013.13, submitted by Earle Asphalt Company; and

WHEREAS, the City of Burlington Chief Financial Officer has certified that funds are available to award a contract to Earle Asphalt Company; and

WHEREAS, Earle Asphalt Company submitted the lowest acceptable bid, and the City Engineer, Frank S. Morris, P.E., of Alaimo Group has reviewed the bid proposal and the qualifications of the bidder and finds them to be in order; and

WHEREAS, the City Engineer recommends that the Common Council of the City of Burlington award a contract to Earle Asphalt Company located at 1800 Hwy. 34, Bldg. 2, Ste, 205, P.O. Box 556, Farmingdale, N.J. 07727, per the engineer's letter dated August 4, 2020.

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 enter into a contract with Earle Asphalt Company for improvements to Temple Avenue, East 5th Street and West 4th Street, in the amount of \$319,013.13.

Upon the motion of Councilwoman Woodard, seconded by Councilman Chachis, the foregoing resolution was adopted by the following roll call vote: AYES: Mr. Chachis, Ms. Hatala, Ms. Hollingsworth, Mr. Swan, Ms. Woodard, Ms. Lollar. (6); NAYS: (0); ABSTAIN: (0); ABSENT: Mr. Babula. (1).

Resolution No. 192-2020

RESOLUTION NO. 192-2020 OF THE COMMON COUNCIL OF THE CITY OF BURLINGTON AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES CONTRACT WITH CONNOLLY & HICKEY HISTORICAL ARCHITECTS, LLC FOR ARCHITECTURAL DESIGN SERVICES RELATING TO THE WILLIAM ALLEN SCHOOL RESTORATION PROJECT

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., the City Administration solicited proposals for the restoration of the William Allen School pursuant to a fair and open process for certain architectural services, whereby such proposals were solicited and evaluated based upon the criteria set forth in the publicly advertised Request for Proposals (RFP) 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 services of architectural firms with demonstrated expertise in historic preservation projects as required for the restoration of the William

Allen School and which services may exceed the threshold of \$17,500.00 established by N.J.S.A. 19:44A-20.5; and

WHEREAS, a 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, a committee consisting of the Mayor, three members of the Common Council, and the Director of Housing and Community Development of the City of Burlington reviewed and interviewed the three firms who achieved the highest scores based on the RFP's criteria of the nine firms who submitted proposals; and

WHEREAS, the above-referenced committee determined that a contract for architectural services to prepare the restoration plans for the William Allen School to include submissions to the National Park Service and the New Jersey Historic Trust to insure compliance with the U.S. Secretary of the Interiors' Standards' on Historic Preservation as well as any other conditions that these agencies may require be awarded to Connolly & Hickey Historical Architects, LLC, Post Office Box 1726, Cranford, New Jersey 07016 as that firm's proposal was the most advantageous to the City based upon price and other factors cited in the RFP criteria; 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 2020.

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 authorizes the Mayor to execute a contract on behalf of the City of Burlington with Connolly & Hickey Historical Architects, LLC for the sum of \$175,500.00 to perform architectural services for the restoration of the William Allen School consistent with the scope of services described in the RFP and consistent with the proposal submitted by Connolly & Hickey Historical Architects, LLC.

2. The compensation of \$175,500.00 for these services shall be in accordance with the professional services contract to be entered into between the City and Connolly & Hickey Historical Architects, LLC, which shall be consistent with the RFP proposal submitted by the firm.

BE IT FURTHER RESOLVED by the Common Council of the City of Burlington that the award of a contract to Connolly & Hickey Historical Architects, LLC is contingent upon the National Park Service's approval of Connolly & Hickey Historical Architects, LLC's qualifications and of the City's fair and open process procurement process in selecting this firm.

Upon the motion of Councilwoman Chachis, seconded by Councilwoman Woodard, the foregoing

resolution was adopted by the following roll call vote: AYES: Mr. Chachis, Ms. Hatala, Ms. Hollingsworth, Mr. Swan, Ms. Woodard, Ms. Lollar. (6); NAYS: (0); ABSTAIN: (0); ABSENT: Mr. Babula. (1).

Resolution No. 193-2020

RESOLUTION NO. 193-2020 OF THE COMMON COUNCIL AUTHORIZING THE CITY OF BURLINGTON TO ENTER INTO A SHARED SERVICES AGREEMENT WITH THE COUNTY OF BURLINGTON TO ALLOW FOR ROUTING OF CENTRAL COMMUNICATIONS AND 911 CALLS FOR THE DEPARTMENTS OF PUBIC SAFETY SERVICES

WHEREAS, the City of Burlington recognizes the need to provide residents of the City with appropriate cost-saving measures and opportunities for the benefit of all residents; and

WHEREAS, a number of municipalities within the County have requested that Burlington County, through the Burlington County Department of Public Safety, Division of Central Communications, allow for the routing of Central Communications and "911" calls through the Burlington County Department of Pubic Safety which services are paid for and administered by Burlington County; and

WHEREAS, a number of municipalities have availed themselves of the opportunity of utilization of these services for a number of years; and

WHEREAS, the County of Burlington deems it advantageous to now memorialize the specific terms and conditions of such shared services agreement between the County and the entities availing themselves of this service; and

WHEREAS, the City and the County would maintain the mutual responsibilities as detailed in the attached Shared Services Agreement between the parties for the period of August 1, 2020 to July 31, 2025; and

WHEREAS, the City evidences its desire to enter into such Agreement through passage of this resolution; and

WHEREAS, the County of Burlington and the City of Burlington are authorized by the "Shared Services Act," N.J.S.A. 40A:65-4 et. seq. to enter into any contract with joint provision of any service which any party to the agreement is authorized to render within its own jurisdiction; and

WHEREAS, the parties have agreed to participate as documented in the Shared Service Agreement between the County of Burlington and the City of Burlington establishing the respective rights and obligations of the parties regarding this Shared Service Agreement;

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

1. The attached Shared Service Agreement between the Burlington County Department

of Public Safety, Division of Central Communications for utilization of the Burlington County Department of Public Safety, Division of Central Communications / 911 call service shall be effective for the period of August 1, 2020 through July 31, 2025.

2. The Mayor and Municipal Clerk are hereby authorized and directed to sign and execute the attached Shared Service Agreement.
3. The City Administrator is hereby authorized and directed to take any and all further steps necessary to implement the terms of the Shared Service Agreement.
4. The term of this Agreement shall be for a period of five (5) years commencing August 1, 2020 and terminating July 31, 2025.
5. All terms, conditions and responsibilities between the parties as detailed in the attached Shared Service Agreement shall remain in full force and effect.

Upon the motion of Councilwoman Woodard, seconded by Councilman Chachis, the foregoing resolution was adopted by the following roll call vote: AYES: Mr. Chachis, Ms. Hatala, Ms. Hollingsworth, Mr. Swan, Ms. Woodard, Ms. Lollar. (6); NAYS: (0); ABSTAIN: (0); ABSENT: Mr. Babula. (1).

Resolution No. 194-2020

RESOLUTION NO. 194-2020 OF THE COMMON COUNCIL OF THE CITY OF BURLINGTON PROCLAIMING THE MONTH OF SEPTEMBER 2020 AS PROSTATE CANCER AWARENESS MONTH

Whereas, this year approximately 174,650 men will be diagnosed with prostate cancer in the United States alone every year – that’s one man every 3.2 minutes and roughly 31,620 die this year from the disease – which is one man every 17 minutes; and

Whereas, in New Jersey an estimated 6,010 new cases of prostate cancer will be diagnosed and an estimated 810 deaths will occur in 2020; and

Whereas, Men with relatives – father, brother, son – with a history of prostate cancer are twice as likely to develop the disease; and

Whereas, Prostate cancer is most commonly diagnosed cancer in American Men and the third leading cause of cancer death behind lung and colon cancer; and

Whereas, 1 in 9 men are diagnosed with prostate cancer in his lifetime. 1 in 6 African American men will develop prostate cancer in his lifetime. Overall, African American men are 1.7 times more likely to be diagnosed with—and 2.3 times more likely to die from—prostate cancer than white men; and

Whereas, Veterans who are exposed to herbicides like Agent Orange are at increased risk for developing prostate cancer, and are more likely to have an aggressive form of the disease; and

Whereas, Education regarding prostate cancer and early detection strategies is critical to saving lives, preserving, and protecting our families. As well as the economic and social burden of prostate cancer is huge on families; and

Whereas, If caught early prostate cancer has a five-year survival rate of nearly 100%. However for late stage prostate cancer the five-year survival rate is 29%; and

Whereas, all men are at risk for prostate cancer and we encourage the citizens of (City) to increase the importance of prostate screening.

Upon the motion of Councilwoman Woodard, seconded by Councilman Chachis, the foregoing resolution was adopted by the following roll call vote: AYES: Mr. Chachis, Ms. Hatala, Ms. Hollingsworth, Mr. Swan, Ms. Woodard, Ms. Lollar. (6); NAYS: (0); ABSTAIN: (0); ABSENT: Mr. Babula. (1).

Resolution No. 195-2020

Whereas, the City of Burlington hereby honors and commemorates the life and legacy of Congressman John Robert Lewis; and

Whereas, John Lewis was an American politician and former leading civil rights activist; and

Whereas, John Lewis dedicated his life to protecting human rights, securing civil liberties, and building what he calls "The Beloved Community" in America; and

Whereas, John Lewis served in the United States House of Representatives for Georgia's 5th congressional district from 1987 until his death in 2020 from pancreatic cancer.

Whereas, His dedication to the highest ethical standards and moral principles won him the admiration of many during his 33 year tenure.

Now, Therefore Be It Resolved, that the Mayor and Common Council of the City of Burlington hereby recognizes, and mourns the loss of, Congressman and Civil Rights Leader John Robert Lewis for his unwavering dedication to ensuring justice for all.

Upon the motion of Councilman Chachis, seconded by Councilwoman Hollingsworth, the foregoing resolution was adopted by the following roll call vote: AYES: Mr. Chachis, Ms. Hatala, Ms. Hollingsworth, Mr. Swan, Ms. Woodard, Ms. Lollar. (6); NAYS: (0); ABSTAIN: (0); ABSENT: Mr. Babula. (1).

Resolution No. 196-2020

Whereas, the City of Burlington hereby honors and commemorates the life and legacy of Cordy Tindell Vivian; and

Whereas, Cordy Vivian was an American minister, author, civil rights activist and lieutenant of Rev. Martin Luther King, Jr. during the Civil Rights Movement; and

Whereas, Cordy Vivian spent his life fighting for racial justice; and

Whereas, Cordy Vivian was renowned for participating in Freedom Rides and sit-ins and advocating for Black voting rights; and

Whereas, Cordy Vivian was awarded the highest medal of honor, The Presidential Medal of Freedom, for his extensive work alongside the Rev. Martin Luther King, Jr.; and

Whereas, Cordy Vivian was known as one of the foremost advocates for justice and equality until his death at the age of 95.

Now, Therefore Be It Resolved, that the Mayor and Common Council of the City of Burlington hereby recognizes and mourns the loss of Minister and Civil Rights Activist Cordy Tindell Vivian for his life time of dedication advocating for justice and equality.

Upon the motion of Councilwoman Woodard, seconded by Councilman Chachis, the foregoing resolution was adopted by the following roll call vote: AYES: Mr. Chachis, Ms. Hatala, Ms. Hollingsworth, Mr. Swan, Ms. Woodard, Ms. Lollar. (6); NAYS: (0); ABSTAIN: (0); ABSENT: Mr. Babula. (1).

Resolution No. 197-2020*

RESOLUTION NO. 197-2020 OF THE COMMON COUNCIL OF THE CITY OF BURLINGTON CANCELLING TAXES AND REFUNDING OVERPAYMENT ON A PROPERTY OWNED BY A TOTALLY DISABLED VETERAN

WHEREAS, the property identified herein as Block 46, Lot 8, located at 629 Oakland Avenue is owned by Paul E. Zimarowski, Sr., 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 pro-rated 2020 taxes in the amount of \$1,625.85, an overpayment in the amount of \$149.00 will occur on the property.

NOW THEREFORE, BE IT RESOLVED by the Common Council of the City of Burlington that the 2020 pro-rated tax amount of \$1,625.85 is hereby cancelled for the reason set forth above and authorizes the Chief Financial Officer to issue a refund check in the amount of \$149.00 for the

overpayment of 2020 taxes. The refund to be issued as follows:

Make check payable to:

Paul E. Zimarowski, Sr.
629 Oakland Avenue
Burlington, NJ 08016

Approved by Consent Agenda. All were in favor.

Resolution No. 198-2020*

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 August 6, 2020, that an Executive Session Closed to the Public shall be held on August 6, 2020, via ZOOM for discussion of matters relating to the specific items designated in this resolution:

- Contracts N.J.S.A. 10:4-12(7) Skye Consulting Redevelopment Consultant Proposal

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 August of 2020 or shortly there after.

Approved by Consent Agenda. All were in favor.

Resolution No. 200-2020

RESOLUTION NO. 200-2020 OF THE COMMON COUNCIL OF THE CITY OF BURLINGTON ENDORSING THE LAND USE BOARD'S APPROVAL OF AN AMENDMENT TO THE CIRCULATION ELEMENT OF THE MASTER PLAN

WHEREAS, the City of Burlington recognizes that the Delaware Valley Regional Planning Commission (DVRPC) provides sound and integrated land use and transportation planning and coordination of planning at all levels of government in order to:

- Support local planning projects that will lead to more residential, employment or commercial opportunities in areas designated for growth or redevelopment;
- Improve the overall character and quality of life within the region to retain and attract business and residents;
- Enhance and utilize the existing transportation infrastructure capacity to reduce demands on the region's transportation network;
- Reduce congestion and improve the transportation system's efficiency by promoting the use of transit, bike, and pedestrian transportation modes;
- Build capacity in our older suburbs and neighborhoods;
- Reinforce and implement improvements in designated Centers; and;
- Protect our environment through growth management and land preservation.; and

WHEREAS, the DVRPC's Long-Range Plan & Transportation Improvement Program (TIP) endorsement is a review process developed by the Delaware Valley Regional Planning Commission (DVRPC) to assure compliance with municipal, county, and regional agencies and policies that meet the goals of the Delaware Valley Regional Planning Commission's long range plan, *Connections 2040*; and

WHEREAS, as a follow-up to the City of Burlington Land Use Board's endorsement of an amendment prepared by WSP-USA to the Circulation Plan Element of the Master Plan at a public meeting on July 22, 2020, may require the preparation of additional planning documents to ensure implementation as the means by which the City assesses the consistency of its existing community vision and planning documents with the DVRPC's *Connections 2040* plan; and

WHEREAS, the Mayor and Council of City of Burlington have obligated the funds provided to them through the Transportation and Community Development Initiative (TCDI) to plan for the sustainable growth of the City of Burlington.

NOW THEREFORE BE IT RESOLVED that the Mayor and Common Council of the City of Burlington that the recommend that the amendment to the Circulation Plan Element be approved for inclusion in the City of Burlington 2020 Master Plan.

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

PUBLIC COMMENTS

None.

COUNCIL COMMENTS

Councilman Chachis thanked Mr. Harris and those who worked on the grants for the Allen School.

Councilwoman Hatala thanked Mr. MacMillan for taking care of a trash problem that he helped her with today; spoke of an ordinance on 1st reading many years ago regarding Landlords picking up the cost for getting rid of the trash left behind by tenant; spoke of the County tipping fee; thanked the Public Works Department for the clean up after the recent storm; spoke of those who lost power.

Councilwoman Hollingsworth also thanked Mr. Harris for his work regarding the Allen School; spoke of moving forward; spoke of Pearl Point and the PSE&G tax appeal finally negotiated; spoke of the City Circulation Plan and a bike path.

Councilman Swan also thanked the Public Works Department for the clean up after the recent storm.

Councilwoman Woodard also thanked Mr. Harris for his work regarding the Allen School; spoke of the recent storm; spoke of Circulation Plan, not thrilled to losing parking spots to a bike path; spoke of the PSE&G tax refund.

President Lollar also spoke of the storms and no electric; gave a reminder of walk up COVID testing available at Kennedy Park.

CONFERENCES

- Business Parklets

EXECUTIVE CONFERENCES

- Skye Consulting Redevelopment Consultant Proposal

RESOLUTIONS

Resolution No. 199-2020

RESOLUTION NO. 199-2020 OF THE COMMON COUNCIL OF THE CITY OF BURLINGTON NAMING SKYE CONSULTING, LLC AS REDEVELOPMENT CONSULTANT

WHEREAS, the Common Council of the City of Burlington is the City's Redevelopment Authority pursuant to New Jersey Statutes relating to redevelopment law; and

WHEREAS, the Common Council of the City of Burlington recognizes the importance of redevelopment for the City of Burlington; and

WHEREAS, the City of Burlington has designated certain areas as being in need of redevelopment pursuant to New Jersey laws; and

WHEREAS, Pursuant to N.J.S. 40A:11-5 a contract in excess of \$17,500.00 may be awarded for extraordinary unspecifiable services without the advertising for public bids; and

WHEREAS, the Common Council for the City of Burlington has reviewed the proposal of Skye Consulting LLC, and finds Skye Consulting, LLC to be specialized in having a unique experience, extensive training and experience in redevelopment projects, and a proven reputation in the areas of redevelopment consulting;

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

- Skye Consulting, LLC is hereby awarded a contract pursuant to N.J.S. 40A:11-5 for a period of one year in an amount not to exceed \$50,000.00 (\$4,166.00 per month);
- The Mayor and Municipal Clerk are hereby authorized to execute a contract subject to the review of the City Solicitor with Skye Consulting, LLC for services as Redevelopment Consultant;

- The Municipal Clerk is hereby directed to print and publish a notice of the this award of this contract in accordance with N.J.S. 40A:11-5.

Upon the motion of Councilwoman Woodard, seconded by Councilman Chachis, the foregoing resolution was adopted by the following roll call vote: AYES: Mr. Chachis, Ms. Hatala, Ms. Hollingsworth, Mr. Swan, Ms. Woodard, Ms. Lollar. (6); NAYS: (0); ABSTAIN: (0); ABSENT: Mr. Babula (1).

ADJOURNMENT

Upon the motion of Councilwoman Woodard, seconded by Councilman Swan, this meeting of August 6, 2020 was adjourned.

Cindy A. Crivaro, RMC
Municipal Clerk