

THE MEETING OF THE CITY OF BURLINGTON COMMON COUNCIL, COUNTY OF BURLINGTON, STATE OF NEW JERSEY, WAS HELD ON THURSDAY, FEBRUARY 7, 2008, 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 the left after exiting the Council Chamber and the other being the entrance to the building.

Members present: President Ghaul, Mr. Babula, Ms. Hatala, Ms. Lollar, Ms. Mercuri, Ms. Woodard. (6) Absent: Mr. Van Loan. (1)

Also present: Business Administrator- Eric Berry, Administrative Assistant, Robin Snodgrass, Municipal Attorney- Andrew Bayer, 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 February 7, 2008 at 7:00 PM, prevailing time at the City Hall Building, 525 High Street, Burlington, N.J. 08016.

Cindy A. Crivaro, RMC
Municipal Clerk

INVOCATION

given by Father Cesar Anson of St. Paul's Roman Catholic Church

SALUTE TO FLAG

lead by Allison Canivan

PATRIOTIC READING

given by Jennifer Vasquez

PRESENTATIONS

Former Council Members Edward Canivan, Joseph Mekler and Nancy Measey-Kurts were recognized for their years of service.

UNFINISHED BUSINESS

Councilwoman Hatala asked for an update on the Safe Routes to Schools grant.

Ms. Snodgrass suggested that the Police been have working to implement this; the next step is to get proposals from engineers for the infrastructure.

PUBLIC COMMENTS

Lovie Smith, 218 E. Pearl Blvd.- spoke of potholes, trucks, and utility wires.

ORDINANCE(S) - INTRODUCTION & FIRST READING

AN ORDINANCE OF THE CITY OF BURLINGTON, AMENDING CHAPTER 5.24 ENTITLED “BINGO AND RAFFLES”, ADDING SECTION 5.24.020 ENTITLED “ISSUING AUTHORITY”

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

CONSENT AGENDA

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

PETITIONS AND COMMUNICATIONS*

Approved by Consent Agenda. All were in favor.

CORRESPONDENCE FOR JANUARY 2008

NOTICES, AGENDAS, MINUTES, REPORTS, ETC. RECEIVED

Reports from various departments received:

Monies collected by the Municipal Clerk’s Office for the month of December 2007. \$ 7,095.00

Monies collected by the Court during the month of December 2007. \$ 48,592.33

AGENDAS RECEIVED FROM VARIOUS COMMITTEES:

- 01-01 Historic Preservation, dated January 9, 2008
- 01-02 Screening Board, dated January 3, 2008
- 01-03 Burlington City High School, dated January 14, 2008
- 01-04 Land Use Board, dated January 23, 2008
- 01-05 Land Use Board, dated December 19, 2007
- 01-06 Board of Education, dated January 25, 2008
- 01-07 Historic Preservation Commission, dated February 6, 2008

MINUTES RECEIVED FROM VARIOUS COMMITTEES:

- 01-10 Board of Education, dated November 26, 2007
- 01-11 Board of Education, dated December 10, 2007
- 01-12 Land Use Board, dated November 28, 2007
- 01-13 Land Use Board, dated December 19, 2007

CORRESPONDENCE FROM WITHIN THE CITY AND CITY ORGANIZATIONS:

- 01-100 Hoselines-Official Newsletter of Neptune Hose Company No 5
- 01-102 City of Burlington Board of Education - Sunshine Notice dated 1/2/08
- 01-103 City of Burlington Board of Education - Sunshine Notice dated 1/10/08
- 01-104 List -Historic Preservation Commission Members
- 01-105 Letter from Timothy F. Joo, dated January 8, 2008, re: Endeavor Emergency Squad, Inc.
- 01-106 City of Burlington Board of Education - Sunshine Notice dated 1/7/08
- 01-107 City of Burlington Board of Education, dated January 11, 2008, re: School Board Candidacy Information Available at Local School District.
- 01-108 Letter from Sue Woodard, dated January 7, 2008, re: Burlington City Housing Authority
- 01-109 Housing Authority -Notice of Annual Scheduled Meeting
- 01-110 Letter from Mayor James A. Fazzone to Fire Chief Ron Devlin, dated January 1, 2008, re: appointment as Fire Chief
- 01-111 2008 Screening Board Schedule
- 01-112 2008 Land Use Board Schedule
- 01-113 Letter dated December 18, 2008 from Mayor Darlene A. Scocca, re; Small Cities Program
- 01-114 Letter from Ronald W. Devlin, Fire Chief, dated January 20, 2008, re: recent fire responses
- 01-115 Letter from Ronald W. Devlin, Fire Chief, dated January 20, 2008, re: Fire Academy Graduates
- 01-116 City of Burlington Board of Education, dated January 30, 2008, re: Internet Safety Program
- 01-117 2008 Historic Preservation Commission Schedule
- 01-118 Letter from Ron Devlin, Fire Chief, dated January 1, 2008, re: appointment of Deputy to Howard Caruso
- 01-119 Letter from Ron Devlin, Fire Chief dated January 1, 2008 Re: appointment of Battalion Chief to Richard Spotts
- 01-120 Letter from Ron Devlin, Fire Chief dated January 1, 2008 Re: appointment of Battalion Chief to Timothy Viereck

CORRESPONDENCE FROM MUNICIPAL ATTORNEY:

- 01-200 Letter from Cureton Caplan dated December 10th 2007, Hope Steam Fire Engine v. Burlington City
- 01-201 Alaimo Group dated January 25, 2008 6th Street Park Basketball
- 01-202 Costa, Vetra, LaRosa and Costa dated January 22, 2008 Re: Special Counsel-Self Insurance Litigation Attorney
- 01-203 Letter dated January 30th 2008, from Alaimo Group - Frank S. Morris, P.E. CES Antenna Proposal for Commerce Square Water

CORRESPONDENCE FROM BURLINGTON COUNTY:

- 01-501 Greater Burlington Chamber of Commerce dinner
- 01-502 Board of Chosen Freeholders dated January 3, 2008, Re: J Mason
- 01-503 Burlington County Public Employee Charitable Campaign dated January 7, 2008
- 01-504 Board of Chosen Freeholders, County of Burlington NJ dated January 10, 2008 re: CDBG .

01-505 New Jersey Transit Corporation Fiscal Year 2008

CORRESPONDENCE FROM THE LEAGUE OF MUNICIPALITIES:

- 01-600 NJLM - League Seminar - Survivor Skills for Supervisors
- 01-601 NJLM- League Seminar - Sexual Harassment - Your Rights
- 01-602 NJLM - 92nd Annual Conference Highlights
- 01-603 NJLM -League Seminar - Finance
- 01-604 NJLM - League Seminar - Sexual Harassment

CORRESPONDENCE FROM THE STATE OF NEW JERSEY:

- 01-700 State of New Jersey, dated December 21, 2008, NJDOT
- 01-701 State of New Jersey, dated December 29, 2007, re: suspected hazardous substance - 592 York Street
- 01-702 State of New Jersey, dated January 2, 2008, re: progress report approval
- 01-703 State of New Jersey, dated January 11, 2008, re: 2008 Campaign Contribution Notice
- 01-704 State of New Jersey, dated December 31, 2008, re: Jer-Barb, Inc.
- 01-705 State of New Jersey, dated January 24, 2008, re: Areas of Concern
- 01-706 State of New Jersey, dated January 25, 2008, re: Safe Routes to School Applicant

MISCELLANEOUS CORRESPONDENCE:

- 01-800 Cornerstone Newsletter
- 01-801 Letter from Dennis Bassette, dated December 18, 2008, re: redevelopment plans
- 01-802 Letter from Al L. Jackson, Youth Achievers Committee, Inc. dated January 2, 2008
- 01-803 Letter from Dorsey and Semrau, Attorney at Law, dated January 17, 2008
- 01-804 "Bridge Commission wants RiverLine Trains to use bells, not horns" Township of Edgewater Park Resolution 141-2007
- 01-805 School Pool for Excess Liability Limits Joint Insurance Fund

APPROVAL OF INVOICES*

Approved by Consent Agenda. All were in favor.

APPROVAL OF MINUTES*

Approved by Consent Agenda. All were in favor.

RESOLUTIONS

Resolution No. 72-2008

Common Council of the City of Burlington, hereby urges the Legislature to pass Senate Resolution 117 and to adopt Legislation that relieves municipalities along Light Rail Lines of liability in quiet zones.

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

On the question Councilwoman Hatala suggested that where gates are across the crossing that the horn does not need to be blown.

Councilwoman Woodard suggested it is a Federal Law.

President Ghaul asked the Administrator to look into this.

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

Resolution No. 73-2008

Common Council of the City of Burlington, hereby authorizes the Mayor and Municipal Clerk to enter into an agreement with the Township of Burlington regarding the transfer and dedication of collapsible batons for use by the City of Burlington Police Department.

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

On the question Councilwoman Woodard asked about the difference between the new batons and the ones currently being used; asked why the Township is giving them away.

Captain Wallace explained that the Township is up grading; the batons being given to the City are more practical than what are currently being used.

The resolution was then adopted by the following roll call vote: AYES: Mr. Babula, Ms. Hatala, Ms. Lollar, Ms. Woodard, Mr. Ghaul. (5) NAYS: (0); Abstain: Ms. Mercuri. (1) Absent: Mr. Van Loan. (1)

Resolution No. 74-2008

RESOLVED: That the Common Council, of the City of Burlington recognizes the Black Heritage of the City of Burlington, in our community; and, the accomplishments of the black men and women is of extraordinary proportion and is an intricate part of the past, present & future; and

BE IT FURTHER RESOLVED: That the Black Roots of The City of Burlington stand strong and proud, and we look forward to the efforts of the Oliver Cromwell, Black History Society to educate everyone on Black Heritage:

NOW, THEREFORE, BE IT RESOLVED, That the City of Burlington honors February 2008, as Black History Month, with pride and enthusiasm.

Upon the motion of Councilwoman Lollar, seconded by Councilwoman Hatala, the following resolution was added to the agenda:

Resolution No. 76-2008

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 February 7, 2008, that an Executive Session Closed to the Public shall be held on February 7, 2008, in the Council Meeting Room, for discussion of matters relating to the specific items designated in this resolution:

- Executive- Contracts -N.J.S.A. 10:4-12 (7) Endeavor Emergency Squad

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 2008 or shortly there after.

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

COUNCIL COMMENTS

Councilwoman Hatala requested a conference to discuss the 2008 Road Improvement Project.

CONFERENCE ITEMS

The following conference items were discussed:

- Endeavor Emergency Squad- Timothy Joo, Administrator

ADJOURNMENT

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

Cindy A. Crivaro, RMC
Municipal Clerk

Douglas Ghaul, President
Common Council

