

THE MEETING OF THE CITY OF BURLINGTON COMMON COUNCIL, COUNTY OF BURLINGTON, STATE OF NEW JERSEY, WAS HELD ON TUESDAY, AUGUST 7, 2025, AT 7:00 PM, IN THE CITY HALL, 525 HIGH STREET, BURLINGTON, NJ, PURSUANT TO THE OPEN PUBLIC MEETINGS ACT.

This meeting was called pursuant to the provisions of the Open Public Meetings Law. This meeting of August 7, 2025, was included in a list of meetings notice sent to the Burlington County Times and the Trenton Times on January 6, 2025, and advertised in said newspapers on January 10, 2025, posted on the bulletin board in the Municipal Building on January 6, 2025, and has remained continuously posted as the required notices under the Statute. In addition, a copy of this notice is and has been available to the public and is on file in the office of the Municipal Clerk.

Cindy A. Crivaro, RMC  
Municipal Clerk

The 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.

Governing Body Members present: Dave Ballard, Dawn Bergner-Thompson, George Chachis, Timothy Hutton, Geneva Rijs, Richard Spaulding, Suzanne Woodard.

Also present: Mayor Barry Conaway, Administrator Johanna Conyer, Municipal Attorney Stuart Platt, Director of Public Works Bill Curry, Finance Consultant Dan DiGangi, Police Chief Ryan Elbertson.

### **INVOCATION**

Timothy Hutton, Pastor, Councilman

### **SALUTE TO FLAG**

### **EXPLANATION OF ORDINANCES ON FIRST READING**

An explanation of the Ordinances was provided.

### **EXPLANATION OF ORDINANCES ON SECOND READING**

An explanation of Ordinance No. 08-2025 was provided.

### **EXPLANATION OF RESOLUTIONS**

An explanation of Resolution No.'s 182-186 was provided.

### **PUBLIC COMMENTS**

Frank McDonnell, 41 Pinewald Lane – spoke as an owner of several properties in the City; referenced tenants removed from rental properties in the City; spoke of 350-354 High Street, on top of B-Uno's, the owner is being removed; the City is suggesting that the buildings are condemned; only an engineer can condemn a building.

Solicitor Platt suggested that the matter Mr. McDonnell is speaking of is subject to Municipal Code Enforcement actions; also may be involving legal matters and we do not comment on them; he can talk about them but will be interrupted if it is incorrect and leaving a mis-impression on the public; advised Council, the Mayor and Administration not to respond because of the nature of the matters and due to potential litigation.

Mr. McDonnell indicated that Jody does not have the capability to condemn buildings; it must be an engineer and the City must take the owners to County Court to remove occupants from their premises; it is not fair to the tenant; stated he agreed that the landlord is no good but tenants need to be treated with respect, and the City is required to provide them with a temporary place to live; encouraged all to stand up and do what is right.

Solicitor Platt stated that all Mr. McDonnell stated was not accurate or true, except for his name; that is not what is going on; assured that the City has the tenants' best interest in mind.

Phil Augustyn 307 High Street – spoke of attending National Night Out and the R & B Event, they were a success; complained of parking issues during the R & B event; spoke of the City taking bids for the Carriage House; asked about the School House at Penn and York and the Hoskins House; they used to be on the Holiday House Tour but are now falling apart; spoke of Councilman Spaulding addressing the Faulkner Act during his Town Hall; asked about the speed limit on High Street.

Harry Heck, 116 E. Union Street – spoke of Councilman Spaulding's Town Hall, it was impressive and well attended; thanked all involved with National Night Out, good job; reported that 39 W. Pearl Street has an open hole in the house; there is a huge dumpster filled with mixed garbage and recycling; there is a 4 foot box filled with recycling at 129 E. Broad Street; spoke of the trash can ordinance, can't leave trash cans in front of the house, those who do are not being cited; there is no tire marking for parking; spoke of illegal U-turns and speeding/stopping on Union; 760 Lincoln Avenue was a blight; it required 12 dumpsters to re-do; the owner is also the owner of Villa Rosa; spoke of the waiting for construction permits for Villa Rosa and a \$2,000 fine they received for doing in-kind work.

Carson Burton, Willingboro, NJ – spoke of the property surrounding Tabernacle Baptist Church, it is a disgrace; there is a sign there that say no dumping but there are weeds hiding and hindering housing as well as rodents and snakes that needs to be addressed.

Samuel Richter, 2 E. Pearl Street – approximately 2 weeks ago complained of a sign covered in foliage at the NW corner of High and W. Broad; foliage has been removed, and the sign can now be seen.

Elaina Rivera, spoke on behalf of Friendly Flower – the business was awarded a Resolution of Support for Class 5 cannabis in February 2025; scheduled to close on the property at 1137 Bordentown Road on July 11, 2025; on July 3<sup>rd</sup> was notified by their investor that they could no longer fund the project citing financial implications; have since been in talks with other groups; believe will be in agreement for funding with one of the groups soon; the sellers of 1137 are willing to reinstate their purchase agreement; the resolution of support recently expired in July; formally

asked how to submit an extension request.

Council President Bergner-Thompson acknowledged receiving Ms. Rivera's email and said she will be contacting her.

Mary Wirth, 460 Locust Avenue – spoke of deplorable conditions of historic buildings in town; recently spoken to John Brady who owns the brewery behind the Hoskins House, the first house on W. Pearl; he is planning to make it into a working brewery when he retires; he would like to take over the maintenance of the Hoskins House; would like to know who can be contacted to get information on how to do this; it is exceedingly difficult to get returned phone calls from the city.

Claudine Conaway, 110 James Street – spoke as an advocate for college students as summer interns; suggested to think about getting an inter next summer to interview tenants to find out if they feel safe in their property and if the landlord is doing the right thing; have had some tenants that said it is so hot in their building, a store, and they don't have air conditioning; the intern could go to properties downtown to do a survey and take some pictures; we need to hear the tenants point of view; we already know what the landlords point of view is, they are not going to do what they can to make the people feel safe in their property.

### **CONSENT AGENDA**

Councilman Chachis moved that all Consent Agenda items be approved. It was seconded by Councilman Ballard.

Councilman Spaulding motioned to remove the Bill List from the Consent Agenda.

All were in favor of approving the Consent and removal of the Bill List to be considered separately.

### **PETITIONS AND COMMUNICATIONS\***

Approved by Consent Agenda. All were in favor.

### **CORRESPONDENCE FOR JULY 2025**

#### **REPORTS - VARIOUS CITY DEPARTMENTS**

07-10 Monies collected by the Municipal Clerk's Office for the month June 2025

#### **AGENDAS - VARIOUS BOARDS**

07-20 LUB, Meeting Agenda 07/23/25

#### **CORRESPONDENCE FROM VARIOUS CITY DEPARTMENTS**

07-30 BCPD, Announcement, Retirement Celebration for Lt. Joseph Caruso

07-31 BCPD, Newsletter, June 2025

07-32 BCPD, Overview: SLEO

07-33 BCPD, News Release, Motor Vehicle Stop

#### **CORRESPONDENCE FROM CITY ORGANIZATIONS**

07-70 Endeavor Emergency Squad, Inc., Job Posting, FT Lieutenant/Supervisor

07-71 Endeavor Emergency Squad, Inc., Job Posting, FT Lieutenant/Supervisor  
07-72 Endeavor Emergency Squad, inc., Statistics for June 2025

**CORRESPONDENCE FROM BURLINGTON COUNTY - VARIOUS DEPARTMENTS**

07-80 BurlCo, Notice, Road Closure – Removal of County Bridge & Road Reconstruction

**CORRESPONDENCE FROM STATE OF NEW JERSEY - VARIOUS DEPARTMENTS**

07-90 NJDOH, Alert, Confirmed Case of Measles  
07-91 NJDEP, Weekly Updates 07/18/25  
07-92 NJDEP, Public Notice, Approving Settlement with 3M Company

**MISCELLANEOUS CORRESPONDENCE**

07-200 MCANJ, NJLM Recap of 7/1/25 Senate + Assembly Voting Session  
07-201 Shared Services, NJLM Lead Hazard Reduction Grant Program Notice  
07-202 Richard Allen, Resident Letter, Proposed City Environmental Commission  
07-203 R.E. Pierson, Notice, Removal of County Bridge & Road Reconstruction  
07-204 M.E.L. JIF, Bulletin, Hurricane Preparedness Best Practices  
07-205 Bierman Autism Centers, Sensory-Friendly Events

**NOTICES OF FORECLOSURES**

07-300 Block 32, Lot 43.01, 440 High Street

**FLYERS**

07-400 BurlCo Prosecutor's Office + BurlCo, Flyer, Int's Overdose Awareness Vigil  
07-401 NJ Office of Food Security Advocate, Flyer, Free School Meals  
07-402 NJ Office of Food Security Advocate, Flyer, Summer EBT for NJ Families  
07-403 NJ DEP + BurlCo, Flyer, Virtual Public Meeting – Climate Change 07/30/25  
07-404 Senator Singleton, Assemblywoman Murphy, Assemblyman Singh + NJ Dept of Taxation, Flyer, Senior Tax Relief Filing Event, Various Dates  
07-405 Black Heritage Festival, Flyer, 07/19/25  
07-406 BurlCo + Senator Singleton, Flyer, Veteran's Health Fair & Luncheon 08/26/25

**APPROVAL OF PAYMENT OF BILLS**– Removed from Consent Agenda

A motion, second and vote were requested to approve the Bill List. Councilman Chachis moved that the Bill List be approved. It was seconded by Councilman Ballard.

Councilman Spaulding questioned 4 different entries for Brian Electric for a total of \$195,000; requested clarification.

BA Conyer suggested that one Purchase Order could be for 4 different projects, aka a Blanket Purchase Order; would have to pull the actual invoices to determine the exact details; it is an electrician we use for many different things; suggested she could pull the invoices and provide a response.

Councilman Spaulding replied yes, would like the invoices pulled and a response provided.

## **PRESENTATION**

2024 Audit Report – Municipal Auditors Warren Broudy, CPA, RMA, CGFM, PSA, CGMA/Principal & Matthew Daly, CPA/Director of The Mercadien Group

A brief summary of the City of Burlington 2024 Audit Results was provided including: scope of services, audit process, audit results, financial highlights, required communications, The Mercadien Group core values; no audit adjustments; 2 immaterial variances related to mortgage receivables and outside office cash balances; no other findings to report.

Councilman Spaulding referred to correspondence Council received noting PILOT Agreements; indicated that there is some grey area as to what the dollar amounts should be in the PILOT Agreements and should be coming into the City; noted a large amount of PILOT money sent to the County as their share; asked if there should be a concern that the City is not collecting the right amount of money.

Mr. Daly suggested, no; in terms of the amount that the County gets, it is a percentage of the collection; and the amounts that were billed were collected as a whole; there were no collectables for receivables; the number on the Bill List is their percentage, which is in line with the standards.

## **HEARING – Carriage House Restoration Prequalification Regulations**

The Public Comment and Council Comments portions of the Hearing were opened.

Public Comments – None

Council Comments – None

The Public Comments and Council Comments portions of the Hearing were closed.

## **ORDINANCE(S) - INTRODUCTION & FIRST READING**

AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF BURLINGTON AMENDING, SUPPLEMENTING, AND REVISING CHAPTER 344, ARTICLE VII OF THE CITY CODE, ENTITLED “TRAFFIC REGULATIONS”

Upon the motion of Councilman Chachis, seconded by Councilman Ballard, the foregoing ordinance was adopted on First Reading by the following roll call vote: AYES: Mr. Ballard, Mr. Chachis, Mr. Hutton, Ms. Rijs, Mr. Spaulding, Ms. Woodard, Ms. Bergner-Thompson. (7); NAYS: (0); ABSTAIN: (0); ABSENT: (0).

AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF BURLINGTON AMENDING, SUPPLEMENTING, AND REVISING CHAPTER 344, ARTICLE V OF THE CITY CODE, ENTITLED “PARKING”

Upon the motion of Councilwoman Rijs seconded by Councilman Chachis, the foregoing ordinance was **TABLED** prior to introduction by the following roll call vote: AYES: Mr. Ballard, Bergner-Thompson, Mr. Chachis, Ms. Rijs, Mr. Roque, Mr. Spaulding, Ms. Woodard. (7); NAYS: (0); ABSTAIN: (0); ABSENT: (0).

**ORDINANCE(S) - SECOND READING & FINAL DISPOSITION**

**ORDINANCE NO. 08-2025 OF THE COMMON COUNCIL OF THE CITY OF BURLINGTON DESIGNATING MOMENTUM UNITED DEVELOPMENT, LLC, AS THE DEVELOPER FOR CERTAIN PROPERTIES IDENTIFIED IN OPPORTUNITY SITE #5 WITHIN THE NEW YORKSHIRE REDEVELOPMENT AREA**

**WHEREAS**, the City of Burlington is a Faulkner Act municipality with a Mayor-Council form of government pursuant to N.J.S.A. 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 Property is located within the New Yorkshire Redevelopment Area, established by the City in December of 2011 and governed by a Redevelopment Plan, as evidenced via Ordinance No. 09-2011 and identified as Opportunity Site #7; and

**WHEREAS**, based upon the foregoing, the Common Council of the City of Burlington previously determined that the aforementioned City-owned properties, identified in the Redevelopment Plan within Opportunity Site #5, known as Block. 148, Lots 1, 2, and 3, or 543, 547 and 551 York Street, which are no longer needed for public purposes as contemplated by N.J.S.A. 40A:12-13; and

**WHEREAS**, pursuant to this Ordinance and consistent with the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-8g and N.J.S.A. 40A:12A-22j, the City may, among other things, authorize the sale of sites located within Redevelopment areas without the necessity for public bidding; and

**WHEREAS**, the City previously determined that the properties or sites are ready to be transferred to a qualified purchaser and authorized by the Administration and the Solicitor to review proposals to purchase the aforementioned Opportunity Site; and

**WHEREAS**, the City has received a proposal from Momentum United Development, LLC, (referred to as "MUD, LLC" or the "Developer" ) in which the Developer proposes to purchase the above-listed lots from the City of Burlington in order to construct new homes on those lots, which are located within the previously identified Opportunity Site #5 in the New Yorkshire Redevelopment Area; and

**WHEREAS**, the City and Developer will enter into a Redevelopment and Purchase and Sale Agreement with respect to the terms and conditions which will include a purchase price of TWENTY-SEVEN THOUSAND FIVE-HUNDRED DOLLARS (\$27,500.00) OR SUCH OTHER AMOUNT DETERMINED BY CITY COUNCIL which is commensurate with the appraised value of the Lots and has further agreed to reimburse or pay the City for the costs of an independent appraisal; and

**WHEREAS**, the Developer proposes to construct three (3) new market rate, single-family homes which would result in a significant investment in the New Yorkshire neighborhood and provide needed new and attractive housing in compliance with the Redevelopment Plan; and

**WHEREAS**, the City has reviewed other proposals from MUD, LLC for the development of housing in New Yorkshire and has determined that the subject proposal is the most feasible and beneficial proposal to the City; and

**WHEREAS**, under the terms of the proposal submitted, the Developer would be responsible for all costs for the construction of the structures, for obtaining all required governmental approvals, including approval of any Subdivision from the Land Use Board and such other approvals as may be required consistent with City Code, state statute or applicable law, all of which terms would be set forth in a Redevelopment Agreement with the Developer.

**NOW THEREFORE BE IT ORDAINED** by the Common Council for the City of Burlington that the City-owned properties in the New Yorkshire Redevelopment Area as identified above are authorized to be sold to the Developer at a purchase price of TWENTY-SEVEN THOUSAND FIVE-HUNDRED DOLLARS (\$27,500.00) OR SUCH OTHER AMOUNT DETERMINED BY 'CITY COUNCIL; and

**BE IT FURTHER ORDAINED** that Momentum United Development, LLC is hereby designated as the Developer for the properties in Opportunity Site #5 of the New Yorkshire Redevelopment Area located at 543, 547, and 551 York Street, designated as Block 148, Lots 1, 2, and 3 on the Burlington City Tax Map; and

**BE IT FURTHER ORDAINED** that the City's professionals are authorized to negotiate and draft additional terms for the sale of the lots for Redevelopment by the Developer consistent with the terms as set forth herein. The terms for the development shall also be consistent with the concepts presented by the Developer, will provide specific deadlines and dates for the Developer to obtain certain required government approvals such as Subdivision approval from the Land Use Board; the date for the completion of the construction and for occupancy and for such other terms as may be customary and appropriate for this type of redevelopment; and

**BE IT FURTHER ORDAINED** all Ordinances contrary to the provisions of this Ordinance are hereby repealed to the extent they are inconsistent herewith.

**BE IT FURTHER ORDAINED** if the provisions of any section, subsection, paragraph, subdivision or clause of this Ordinance shall be judged invalid by a court of competent jurisdiction, such order of judgment shall not affect or invalidate the remainder of any section, subsection, paragraph or subdivision, or clause of this Ordinance.

**.BE IT FURTHER ORDAINED** this Ordinance shall take effect thirty (30) days after final passage by Council or twenty (20) days after approval by the Mayor, whichever comes first.

Upon the motion of Councilman Chachis, seconded by Councilman Ballard, the foregoing ordinance was introduced.

Public Comments

Kyle Kasey of Momentum United Developments, LLC – thanked Council for considering this ordinance; will work with the Administration to make sure everything adheres to City standards.

Council Comments

Councilman Hutton spoke of concerns with parking; suggested that during the last presentation Mr. Kasey indicated people could park on the other side of the street, there is no parking on the other side; went to the site after the meeting, every parking spot was taken up from Federal Street to the next street; still have concerns about the parking, having driveways, how many parking spots that will be eliminated for the residents already live there.

Mr. Kasey suggested that all the cars seen there have PA license plates; not sure if they are PA residents or just have PA tags.

Councilman Hutton spoke of the nighttime parking; expressed this is still a concern.

This ordinance was then adopted by the following roll call vote: AYES: Mr. Ballard, Mr. Chachis, Mr. Hutton, Ms. Rijs, Mr. Spaulding, Ms. Woodard, Ms. Bergner-Thompson. (7); NAYS: (0); ABSTAIN: (0); ABSENT: (0).

**RESOLUTIONS / CONSENT AGENDA RESOLUTIONS\***

RESOLUTION NO. 182-2025 OF THE COMMON COUNCIL OF THE CITY OF BURLINGTON TO AMEND ADOPTED BUDGET FOR A NJ CERTIFIED LOCAL GOVERNMENT 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 a **Certified Local Government Grant** in the amount of \$44,900.00 from the State of New Jersey Historic Preservation Office.

**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 2025 in the sum of \$44,900.00 as follows:

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:

**NJ Certified Local Government Grant** \$44,900.00

**SECTION 2**

**BE IT FURTHER RESOLVED** that a like sum of \$44,900.00 be and the same is hereby appropriated under the caption of:

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

<b>NJ Certified Local Government Grant – OE Historical Commission Information Update</b>	<b>\$44,900.00</b>
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Upon the motion of Councilman Ballard, seconded by Councilman Chachis, the foregoing resolution was adopted by the following roll call vote: AYES: Mr. Ballard, Mr. Chachis, Mr. Hutton, Ms. Rijs, Mr. Spaulding, Ms. Woodard, Ms. Bergner-Thompson. (7); NAYS: (0); ABSTAIN: (0); ABSENT: (0).

RESOLUTION NO. 183-2025 OF THE COMMON COUNCIL OF THE CITY OF BURLINGTON AWARDING A NON-FAIR AND OPEN CONTRACT FOR INFORMATION TECHNOLOGY SERVICES

**WHEREAS**, the City of Burlington (the "City") 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 City of Burlington has a need to acquire information technology services as a Non-Fair and Open Contract pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

**WHEREAS**, the Chief Financial Officer has determined and certified in writing that the value of the acquisition will exceed \$17,500.00; and

**WHEREAS**, this contract is awarded without competitive bidding as a "Professional Services" in accordance with Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(1) because it is services performed by persons authorized by law to practice a recognized profession.

**WHEREAS**, the anticipated term of this contract is one (1) year; and

**WHEREAS**, AComp IT Services, LLC ("AComp") has completed and submitted a Business Entity Disclosure Certification which certifies that AComp has not made any reportable contributions to a political or candidate committee in the City of Burlington in the previous one year, and that the contract will prohibit the AComp from making any reportable contributions through the term of the contract; and

**WHEREAS**, City Administration has recommended that the City award a contract for information technology services to AComp in an amount not to exceed \$44,000.00; and

**WHEREAS**, the Common Council wishes to award the aforementioned contract to AComp IT Services, LLC.

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

1. The contract for the information technology services is hereby awarded to AComp IT Services, LLC in the amount of not to exceed \$44,000.00.
2. The Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution.
3. The City Clerk is hereby directed to publish notice of this award as required by law.
4. The Mayor and City Clerk are hereby authorized to execute any and all documents necessary to facilitate this award of contract.

Upon the motion of Councilman Chachis, seconded by Councilman Ballard, the foregoing resolution was introduced.

Councilwoman Rijs asked if this is the same IT company that the Police use; asked why this is a non-fair and open contract.

BA Conyer suggested that non-fair and open is a term related to the procurement process; there are certain kinds of professionals that we do not have to issue an open RFP; they are professions that are regulated by the State of NJ and are required to have certain levels of experience and certain licenses; the process is called non-fair and open.

The resolution was then adopted by the following roll call vote: AYES: Mr. Ballard, Mr. Chachis, Mr. Hutton, Ms. Rijs, Mr. Spaulding, Ms. Woodard, Ms. Bergner-Thompson. (7); NAYS: (0); ABSTAIN: (0); ABSENT: (0).

**RESOLUTION NO. 184-2025 OF THE COMMON COUNCIL OF THE CITY OF BURLINGTON APPROVING AND AUTHORIZING A SHARED SERVICES AGREEMENT WITH THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF BURLINGTON FOR ROUTING CENTRAL COMMUNICATIONS AND 911 CALLS**

**WHEREAS**, the City of Burlington (the “City”) 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 Board of County Commissioners of the County of Burlington (the “County”) recognizes the need to provide residents of the County and its various municipalities with appropriate cost saving measures and opportunities for the benefit of all residents of the County; and

**WHEREAS**, a number of municipalities within the County have requested that the County, through the Burlington County Department of Public Safety, Division of Central Communications, allow for routing of Central Communications and “911” calls through the Burlington County

Department of Public Safety, which services are paid for and administered through Burlington County; and

**WHEREAS**, the City wishes to memorialize the specific terms and conditions of such shared services agreement between the County and the City; and

**WHEREAS**, the City and County 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 attached Shared Services Agreement between the County of Burlington and the City of Burlington establishing the respective rights and obligations of the parties regarding this Shared Services Agreement.

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

1. The above-referenced Shared Services between Burlington County Department of Public Safety, Division of Central Communications/911 call service is hereby authorized and approved and shall be effective for the period of August 1, 2025 through July 31, 2030.
2. The Mayor and Clerk of the City of Burlington are hereby authorized sign, seal, execute and witness/attest the Agreement on behalf of the City of Burlington, subject to final approval as to form and content by the County Solicitor’s Office.
3. The Mayor, Clerk, and Chief of Police of the City of Burlington are hereby authorized to take any action necessary to implement the terms of the Shared Services Agreement.
4. All terms, conditions, and responsibilities between the parties as detailed in the above-referenced Shared Services Agreement shall remain in full force and effect.

Upon the motion of Councilman Chachis, seconded by Councilman Ballard, the foregoing resolution was introduced.

On the question, Councilman Spaulding asked if this 5-year agreement is a take it or leave it situation.

BA Conyer responded, yes, and it is free.

The resolution was adopted then by the following roll call vote: AYES: Mr. Ballard, Mr. Chachis, Mr. Hutton, Ms. Rijs, Mr. Spaulding, Ms. Woodard, Ms. Bergner-Thompson. (7); NAYS: (0); ABSTAIN: (0); ABSENT: (0).

RESOLUTION NO. 185-2025 OF THE COMMON COUNCIL OF THE CITY OF BURLINGTON ADOPTING PREQUALIFICATION REGULATIONS IN CONNECTION WITH SEEKING BIDS FOR THE RESTORATION OF THE CARRIAGE HOUSE

**WHEREAS**, pursuant to N.J.S.A. 40A:11-25, the Common Council of the City of Burlington may establish reasonable regulations for the controlling the qualifications of prospective bids seeking contracts to be awarded by the City of Burlington (hereafter referred to as "City"); and

**WHEREAS**, the City is required to establish pre-qualification regulations for projects financially assisted by the Preserve New Jersey Historic Preservation Fund grant (#2021.1043); and

**WHEREAS**, the City has sought such financial assistance in connection with the rehabilitation and restoration of the Carriage House; and

**WHEREAS**, pre-qualification regulations have been promulgated in connection with the rehabilitation and restoration of the Carriage House; and

**WHEREAS**, the Common Council of the City of Burlington conducted a hearing on this date and has determined that it is in the best interest of the City to establish reasonable regulations for controlling the qualifications of perspective bidders in connection with the restoration of the Carriage House; and

**NOW, THEREFORE, BE IT RESOLVED** that the Common Council of the City of Burlington does hereby adopt the attached pre-qualification regulations for utilization in connection with seeking bids for the restoration of the Carriage House; and

**BE IT FURTHER RESOLVED** that implementation of the contractor pre-qualification regulations is subject to the review and approval of the Director of the Division of Local Government Services and that the City Clerk is authorized to file with the Director of the Division of Local Government Services said proposed regulations, a true copy of this resolution, a true copy of the hearings, copies of the two newspaper legal advertisements for the said public hearing and a completed, certified, standard certification form.

Upon the motion of Councilman Chachis, seconded by Councilman Ballard, the foregoing resolution was adopted by the following roll call vote: AYES: Mr. Ballard, Mr. Chachis, Mr. Hutton, Ms. Rijs, Mr. Spaulding, Ms. Woodard, Ms. Bergner-Thompson. (7); NAYS: (0); ABSTAIN: (0); ABSENT: (0).

RESOLUTION NO. 186-2025 OF THE COMMON COUNCIL OF THE CITY OF BURLINGTON APPROVING AND AUTHORIZING A CONTRACT WITH AXON ENTERPRISE, INC. FOR THE PURCHASE AND IMPLEMENTATION OF NEW BODY-WORN CAMERAS, IN-CAR CAMERAS, AND INTERVIEW ROOM RECORDING EQUIPMENT

**WHEREAS**, the City of Burlington (the “City”) 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 City of Burlington Police Department requires body-worn cameras, in-car cameras, and interview room recording equipment to ensure compliance with State regulations, to enhance evidence integrity, and modernize the Department’s digital video infrastructure; and

**WHEREAS**, the City may contract for these services without the need for open competitive bidding pursuant to New Jersey Public Contract Law (N.J.S.A. 40A:11-1 et seq.) by virtue of State Contract Number T0106/17-FLEET-00738; and

**WHEREAS**, City Chief of Police has recommended that the City award a contract for the body-worn cameras, in-car cameras, and interview room recording equipment in an amount not to exceed \$499,221.50 to AXON Enterprise, Inc.; and

**WHEREAS**, the Common Council wishes to award the aforementioned contract to AXON Enterprise, Inc.

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

1. The contract for body-worn cameras, in-car cameras, and interview room recording equipment is hereby awarded to AXON Enterprise, Inc. in the amount of \$499,221.50 by virtue of New Jersey State Contract Number T0106/17-FLEET-00738.
2. The Mayor and City Clerk are hereby authorized to execute any and all documents necessary to facilitate this award of contract.

Upon the motion of Councilman Chachis, seconded by Councilman Ballard, the foregoing resolution was introduced.

On the question Councilman Spaulding asked if this expense would be funded by the Bond Ordinance adopted last month.

BA Conyer referred to the resolution request form in the packet; “C” means it is a Capital charge, this will be charged to the Capital Ordinance.

Mayor Conaway also mentioned the contract is for \$499,000.

The resolution was then adopted by the following roll call vote: AYES: Mr. Ballard, Mr. Chachis, Mr. Hutton, Ms. Rijs, Mr. Spaulding, Ms. Woodard, Ms. Bergner-Thompson. (7); NAYS: (0); ABSTAIN: (0); ABSENT: (0).

RESOLUTION NO. 190-2025 CERTIFYING THAT THE ANNUAL AUDIT REPORT HAS BEEN REVIEWED AND REQUIREMENTS OF THE LOCAL FINANCE BOARD OF THE STATE OF NEW JERSEY HAS BEEN MET

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions; and

WHEREAS, the Annual Report of Audit for the year 2024 has been filed by a Registered Municipal Accountant with the City Clerk pursuant to N.J.S.A.40A:5-6, and a copy has been received by each member of the governing body; and

WHEREAS, the Local Finance Board of the State of New Jersey is authorized to prescribe reports pertaining to the local fiscal affairs, as per R.S. 52:27BB-34; and

WHEREAS, the Local Finance Board has promulgated a regulation requiring that the governing body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all member of the governing body have reviewed, at a minimum, the sections of the annual audit entitled "Findings and Responses"; and

WHEREAS, the members of the governing body have personally reviewed at a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled; "Findings and Responses", as evidence by the group affidavit form of the governing body; and

WHEREAS, such resolution of certification shall be adopted by the governing body no later than forty-five days after the receipt of the annual audit, as per the regulations of the Local Finance Board; and

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

WHEREAS, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the governing body to the penalty provisions of R.S. 52:27BB-52

- to with:

R.S. 52:27BB-52 - "A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined no more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his/her office."

NOW, THEREFORE BE IT RESOLVED, that the Common Council of the City to Burlington hereby states that it has complied with the promulgation of the Local Finance Board of the State of New Jersey dated July 30, 1968, and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

**GROUP AFFIDAVIT FORM CERTIFICATION OF GOVERNING BODY**

STATE OF NEW                    )  
  )SS  
JERSEY COUNTY OF            )  
  
BURLINGTON

We, members of the governing body of the City of Burlington, the County of Burlington, of full age, being duly sworn according to law, upon our oath depose and say:

1.        We are duly elected members of the Common Council of the City of Burlington in the County of Burlington;
2.        In the performance of our duties, and pursuant to the Local Finance Board Regulation, we have familiarized ourselves with the contents of the Annual Municipal Audit filed with the Clerk pursuant to N.J.S.A. 40A:5-6 for the year 2024.
3.        We certify that we have personally reviewed and are familiar with, at a minimum, the sections of the Annual Report of Audit entitled:

**GENERAL COMMENTS RECOMMENDATIONS**

(L.S.)	(L.S.)
(L.S.)	(L.S.)
(L.S.)	(L.S.)
(L.S.)	(L.S.)
(L.S.)	(L.S.)

Sworn to and subscribed before me this 7<sup>th</sup> day of August 2025

\_\_\_\_\_

Notary Public of New Jersey

The Municipal Clerk shall set forth the reason for the absence of signature of any members of the governing body.

Upon the motion of Councilman Chachis, seconded by Councilman Ballard, the foregoing resolution was adopted by the following roll call vote: AYES: Mr. Ballard, Mr. Chachis, Mr. Hutton, Ms. Rijs, Mr. Spaulding, Ms. Woodard, Ms. Bergner-Thompson. (7); NAYS: (0); ABSTAIN: (0); ABSENT: (0).

RESOLUTION NO. 191-2025\* OF THE COMMON COUNCIL OF THE CITY OF BURLINGTON AUTHORIZING THE TAX COLLECTOR TO CANCEL TAXES PURSUANT TO EXEMPTION FOR A TOTALLY DISABLED VETERAN

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

**WHEREAS**, Leroy Branch (“claimant”), owner and resident of 50 Fawn Hollow Road (Block 221, Lot 35) has applied for tax exemption as a Totally Disabled Veteran pursuant to N.J.S.A. 54:4-3.30, et seq.; and

**WHEREAS**, the claimant has supplied all requisite proofs in support of this claim; and

**WHEREAS**, the Tax Assessor and Business Administrator have reviewed the claim and related documentation and finds all to be in order and recommend approval of the exemption; and

**WHEREAS**, the effective date of the exemption is April 7, 2025, in conformance with the claimants’ date of submission of claim; and

**WHEREAS**, claimant has been billed and/or paid taxes for the exempt period; and

**WHEREAS**, the Tax Collector seeks to balance the account in recognition of the exemption; and

**WHEREAS**, the Tax Collector confirms and wishes to clear any resulting overpayment by returning funds to the appropriate entity.

**NOW THEREFORE BE IT RESOLVED** by the Common Council of the City of Burlington that the Tax Collector is hereby authorized to cancel 2025 taxes in the amount of \$7,112.05 and refund the overpayment of \$ 2,166.31 accordingly to the appropriate entity. Additionally, the Tax Collector has authorization to cancel the remaining amounts that would become due and owing by claimant. A certified copy of this resolution shall be forwarded to the Tax Collector, Business Administrator, Tax Assessor and claimant.

Approved by Consent Agenda. All were in favor.

RESOLUTION NO. 192-2025\* OF THE COMMON COUNCIL OF THE CITY OF BURLINGTON AUTHORIZING THE TAX COLLECTOR TO CANCEL TAXES PURSUANT TO EXEMPTION FOR A TOTALLY DISABLED VETERAN

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

**WHEREAS**, Robert Kennedy (“claimant”), owner and resident of 123 W Federal Street (Block 34, Lot 26) has applied for tax exemption as a Totally Disabled Veteran pursuant to N.J.S.A. 54:4-3.30, et seq.; and

**WHEREAS**, the claimant has supplied all requisite proofs in support of this claim; and

**WHEREAS**, the Tax Assessor and Business Administrator have reviewed the claim and related documentation and finds all to be in order and recommend approval of the exemption; and

**WHEREAS**, the effective date of the exemption is May 12, 2025, in conformance with the claimants' date of submission of claim; and

**WHEREAS**, claimant has been billed and/or paid taxes for the exempt period; and

**WHEREAS**, the Tax Collector seeks to balance the account in recognition of the exemption; and

**WHEREAS**, the Tax Collector confirms and wishes to clear any resulting overpayment by returning funds to the appropriate entity.

**NOW THEREFORE BE IT RESOLVED** by the Common Council of the City of Burlington that the Tax Collector is hereby authorized to cancel 2025 taxes in the amount of \$4,780.29 and refund the overpayment of \$833.89 accordingly to the appropriate entity. Additionally, the Tax Collector has authorization to cancel the remaining amounts that would become due and owing by claimant. A certified copy of this resolution shall be forwarded to the Tax Collector, Business Administrator, Tax Assessor and claimant.

Approved by Consent Agenda. All were in favor.

**RESOLUTION NO. 193-2025\* OF THE COMMON COUNCIL OF THE CITY OF BURLINGTON REFUNDING OVERPAYMENT OF TAXES DUE TO PAYMENT ON AN EXEMPT PROPERTY**

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

**WHEREAS**, an overpayment of 2025 taxes has occurred on the properties identified herein due to a payment on an exempt property.

**NOW THEREFORE BE IT RESOLVED**, that the Common Council of the City of Burlington hereby authorizes the Chief Financial Officer to issue a refund check for 2025 taxes as follows:

<u>Block</u>	<u>Lot</u>	<u>Refunded Party</u>	<u>Amount</u>
32	9	CoreLogic	\$2,667.28

Approved by Consent Agenda. All were in favor.

RESOLUTION NO. 194-2025\* OF THE COMMON COUNCIL OF THE CITY OF BURLINGTON PROVIDING FOR A MEETING NOT OPEN TO THE PUBLIC IN ACCORDANCE WITH THE PROVISIONS OF THE NEW JERSEY OPEN PUBLIC MEETINGS ACT

**WHEREAS**, the City of Burlington (the “City”) 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 Open Public Meetings Act, N.J.S.A. 10:4-12, provides that an Executive Session, not open to the public, may be held for certain specified purposes when authorized by Resolution; and

**WHEREAS**, it is necessary for the Governing Body to discuss in a session not open to the public certain matters relating to the item or items authorized by N.J.S.A. 10:4-12(b)(7) and (8) and designated below:

- Contract negotiation
- Personnel matters
- Litigation – *Geertgens v. City of Burlington, et al.*
- Litigation – *Higher Breed NJ, LLC vs. Common Council*

**NOW THEREFORE BE IT RESOLVED** by the Common Council of the City of Burlington that an Executive Session closed to the public shall be held on August 7, 2025, for discussions concerning the above-referenced item.

Approved by Consent Agenda. All were in favor.

**COUNCIL COMMENTS**

None.

**EXECUTIVE CONFERENCES**

Pursuant to N.J.S.A. 10:4-12(b)(7) and (8):

- Contract negotiation
- Personnel matters
- Litigation – *Geertgens v. City of Burlington, et al.*
- Litigation – *Higher Breed NJ, LLC vs. Common Council*

**RESOLUTIONS** – Continued

RESOLUTION NO. 187-2025 OF THE COMMON COUNCIL OF THE CITY OF BURLINGTON AUTHORIZING AND APPROVING SETTLEMENT OF LEGAL PROCEEDING

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

**WHEREAS**, on March 3, 2025, a lawsuit was filed in the Superior Court of New Jersey - Burlington County as Earl and Tama Geertgens v. City of Burlington and Pro Cap 8 FBO Firstrust Bank in the Superior Court of New Jersey, Burlington County Law Division, docketed as BUR-L-000466-25 (the “Legal Proceeding”); and

**WHEREAS**, in addition to seeking compensatory damages, the Plaintiff, Earl and Tama Geertgens (“Plaintiff”) is also seeking attorney’s fees and costs, equitable and declaratory relief, and such other relief as the Court may deem appropriate; and

**WHEREAS**, to avoid the uncertainty and expense of further litigation, the City and Plaintiff have engaged in settlement negotiations; and

**WHEREAS**, as a result of those settlement negotiations, all controversies between the parties have been resolved such that Plaintiff will dismiss the Legal Proceeding against the City; and

**WHEREAS**, the City Common Council has determined that the negotiated settlement is in the best interests of the City; and

**WHEREAS**, the parties agree to resolve the Legal Proceeding for a tax sale certificate refund to Plaintiff of \$23,748.86 in total to resolve all claims relating to the Legal Proceeding, release the City from any and all further rights or claims, and dismiss the Legal Proceeding with the understanding that by entering into the settlement the City does not admit any liability and expressly denies it has committed any wrongdoing whatsoever.

**NOW THEREFORE, BE IT RESOLVED** by the Common Council of the City of Burlington for the reasons set forth above that the Settlement Agreement to resolve the matter detailed above is hereby approved in a form to be approved by the City Solicitor.

**BE IT FURTHER RESOLVED** that the Mayor and City Clerk are hereby authorized to implement this Resolution and execute any documents necessary in connection therewith.

Upon the motion of Councilman Chachis, seconded by Councilman Ballard, the foregoing resolution was adopted by the following roll call vote: AYES: Mr. Ballard, Mr. Chachis, Mr. Hutton, Ms. Rijs, Mr. Spaulding, Ms. Bergner-Thompson. (6); NAYS: (0); ABSTAIN: (0); ABSENT: Ms. Woodard. (1).

RESOLUTION NO. 188-2025 OF THE COMMON COUNCIL OF THE CITY OF BURLINGTON RATIFYING A MEMORANDUM OF AGREEMENT WITH CWA LOCAL 1040, BURLINGTON CITY NON-SUPERVISORY EMPLOYEES AND AUTHORIZING THE PREPARATION AND EXECUTION OF A SUCCESSOR COLLECTIVE BARGAINING AGREEMENT

WHEREAS, the City of Burlington and the Communications Workers of America, AFL-CIO, Local 1040, Burlington City Non-Supervisory Employees (hereinafter "the Union") are parties to a collective bargaining agreement which expired on December 31, 2023; and

WHEREAS, the City of Burlington engaged in good-faith negotiations with the Union with respect to the terms and conditions of a successor agreement governing the employment of the employees represented by the Union; and

WHEREAS, the City and the Union have agreed upon proposed terms for a successor collective bargaining agreement covering the period of January 1, 2024, through December 31, 2027 (the “CBA”); and

WHEREAS, the proposed terms for the CBA between the City and the Union are set forth in the Memorandum of Agreement (“MOA”) between the parties which is attached hereto; and

WHEREAS, the terms of the MOA have been reviewed and recommended by the City’s Business Administrator; and

WHEREAS, the Common Council for the City of Burlington has reviewed the same and found it to be fair, reasonable, and in the best interests of the City of Burlington and its citizens to authorize the Mayor, or his designee, to execute the MOA and a successor CBA incorporating the agreed-upon terms;

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

1. The Common Council hereby accepts and ratifies the MOA with the Communications Workers of America, AFL-CIO, Local 1040, Burlington City Non-Supervisory Employees, for the term of January 1, 2024, through December 31, 2027, and authorizes the Mayor, or his designee, to execute the same; and
2. Labor Counsel is authorized to draft the updated successor collective bargaining agreement incorporating the terms agreed upon by the parties as set forth in the MOA; and
3. The Mayor and Municipal Clerk are hereby authorized to execute the CBA, and the Mayor, his Administration, and Labor Counsel are authorized to take such other actions as are necessary and appropriate to effectuate the terms of the CBA consistent with its provisions and the intent of this Resolution.

Upon the motion of Councilman Chachis, seconded by Councilman Hutton, the foregoing resolution was adopted by the following roll call vote: AYES: Mr. Ballard, Mr. Chachis, Mr. Hutton, Ms. Rijs, Mr. Spaulding, Ms. Bergner-Thompson. (6); NAYS: (0); ABSTAIN: (0); ABSENT: Ms. Woodard. (1).

RESOLUTION NO. 189-2025 OF THE COMMON COUNCIL OF THE CITY OF BURLINGTON RATIFYING A MEMORANDUM OF AGREEMENT WITH CWA LOCAL 1040, BURLINGTON CITY SUPERVISORY EMPLOYEES AND AUTHORIZING THE PREPARATION AND EXECUTION OF A SUCCESSOR COLLECTIVE BARGAINING AGREEMENT

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WHEREAS, the City of Burlington engaged in good-faith negotiations with the Union with respect to the terms and conditions of a successor agreement governing the employment of the employees represented by the Union; and

WHEREAS, the City and the Union have agreed upon proposed terms for a successor collective bargaining agreement covering the period of January 1, 2024, through December 31, 2027 (the "CBA"); and

WHEREAS, the proposed terms for the CBA between the City and the Union are set forth in the Memorandum of Agreement ("MOA") between the parties which is attached hereto; and

WHEREAS, the terms of the MOA have been reviewed and recommended by the City's Business Administrator; and

WHEREAS, the Common Council for the City of Burlington has reviewed the same and found it to be fair, reasonable, and in the best interests of the City of Burlington and its citizens to authorize the Mayor, or his designee, to execute the MOA and a successor CBA incorporating the agreed-upon terms;

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

1. The Common Council hereby accepts and ratifies the MOA with the Communications Workers of America, AFL-CIO, Local 1040, Burlington City Supervisory Employees, for the term of January 1, 2024 through December 31, 2027, and authorizes the Mayor, or his designee, to execute the same; and
2. Labor Counsel is authorized to draft the updated successor collective bargaining agreement incorporating the terms agreed upon by the parties as set forth in the MOA; and
3. The Mayor and Municipal Clerk are hereby authorized to execute the CBA, and the Mayor, his Administration, and Labor Counsel are authorized to take such other actions as are necessary and appropriate to effectuate the terms of the CBA consistent with its provisions and the intent of this Resolution.

Upon the motion of Councilman Chachis, seconded by Councilman Ballard, the foregoing resolution was adopted by the following roll call vote: AYES: Mr. Ballard, Mr. Chachis, Mr. Hutton, Ms. Rijs, Mr. Spaulding, Ms. Woodard, Ms. Bergner-Thompson. (7); NAYS: (0); ABSTAIN: (0); ABSENT: (0).

Mayor Conaway spoke of the city printing out the Tax Bills in-house this year; thanked the Tax Office for taking on the task.

**ADJOURNMENT**

Upon the motion of Councilman Chachis, seconded by Councilman Ballard, this meeting of August 7, 2025, was adjourned.

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Cindy A. Crivaro, RMC  
Municipal Clerk

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Dawn Bergner-Thompson, President  
Common Council