



City of Burlington

COUNCIL MEETING AGENDA

January 20, 2026
7:00 pm

NOTICE OF THIS MEETING WAS ADVERTISED IN ACCORDANCE WITH THE OPEN PUBLIC MEETINGS ACT.

FIRE EXITS: TURN LEFT UPON EXITING COUNCIL CHAMBERS AND THE ENTRANCE TO THE BUILDING.

Cindy A. Crivaro, RMC
Municipal Clerk

Please silence all electronics during this meeting. Thank you.

GOVERNING BODY ROLL CALL:

_____ Councilman Dave Ballard	_____ Councilman Richard Spaulding
_____ President Bergner-Thompson	_____ Councilwoman Mary Wirth
_____ Councilman George Chachis	_____ Vice President Suzanne Woodard
_____ Councilman Timothy Hutton	

ALSO PRESENT:

_____ Mayor Barry Conaway
_____ Administrator Johanna Conyer
_____ Municipal Attorney Stuart Platt, Esq. / Justin Strausser, Esq.
_____ Financial Consultant Dean Ciminera / _____
_____ Director of Public Works Bill Curry / _____
_____ Police Chief Ryan Elbertson / _____

Others: _____

SALUTE TO FLAG

EXPLANATION OF ORDINANCE(S) ON FIRST READING

Johanna Conyer, Administrator (1)

EXPLANATION OF RESOLUTION(S)

Johanna Conyer, Administrator 60-2026, 62-2026, 63-2026, 68-2026 & 69-2026

PUBLIC COMMENTS

Each Citizen will be allotted up to five (5) minutes to speak, to allow everyone an opportunity to express their concerns.

MOTION TO OPEN PUBLIC COMMENTS: 1. _____ 2. _____

MOTION TO CLOSE PUBLIC COMMENTS: 1. _____ 2. _____

CONSENT AGENDA

All items listed with an asterisk (*) are routine and will be enacted by one motion. Should a Council Member wish to discuss a consent agenda item separately, that item can be removed from the consent agenda and considered in its normal sequence on the regular agenda.

_____ Moved that all Consent Agenda items (*) be approved Seconded by _____.

APPROVAL OF PAYMENT OF BILLS*

ORDINANCE(S) - INTRODUCTION & FIRST READING

AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF BURLINGTON AMENDING, SUPPLEMENTING, AND REVISING CHAPTER 148 OF THE CODE OF THE CITY OF BURLINGTON ENTITLED, "FILMS AND MOTION PICTURES"

RESOLUTION(S) / CONSENT AGENDA RESOLUTIONS*

RESOLUTION NO. 60-2026 OF THE CITY OF BURLINGTON AUTHORIZING THE CITY OF BURLINGTON TO ENTER INTO AN AGREEMENT WITH THE PASSAIC VALLEY SEWERAGE COMMISSION TO PARTICIPATE IN THE NORTH JERSEY WASTEWATER COOPERATIVE PRICING SYSTEM

RESOLUTION NO. 61-2026* OF THE CITY OF BURLINGTON AUTHORIZING AND AWARDED A CONTRACT TO RUSS WHELAN DOORS & ACCESS SYSTEMS FOR GENERAL OVERHEAD DOOR MAINTENANCE SERVICES IN THE AMOUNT OF \$15,000.00

RESOLUTION NO. 62-2026 OF THE CITY OF BURLINGTON AUTHORIZING THE AWARD OF A CONTRACT FOR THE SUPPLY AND DELIVERY OF VARIOUS CHEMICALS FOR THE YEAR 2025

RESOLUTION NO. 63-2025 OF THE CITY OF BURLINGTON AUTHORIZING THE INSTALLATION OF A BLACK HERITAGE TRAIL MARKER LOCATED AT THE OLD BROAD STREET METHODIST CEMETERY ON LAWRENCE STREET

RESOLUTION NO. 64-2026* OF THE CITY OF BURLINGTON AMENDING RESOLUTION NO. 33-2026 DESIGNATING THE OFFICIAL NEWSPAPERS OF THE CITY OF BURLINGTON

RESOLUTION NO. 65-2026* OF THE CITY OF BURLINGTON APPROVING AN APPOINTMENT TO THE HOUSING AUTHORITY BOARD

RESOLUTION NO. 66-2026* OF THE CITY OF BURLINGTON APPROVING AN APPOINTMENT TO THE HISTORIC PRESERVATION COMMISSION

RESOLUTION NO. 67-2026* OF THE CITY OF BURLINGTON PERTAINING TO PUBLIC PORTIONS OF CITY COMMON COUNCIL MEETINGS

RESOLUTION NO. 68-2026 OF THE COMMON COUNCIL OF THE CITY OF BURLINGTON, COUNTY OF BURLINGTON, NEW JERSEY AUTHORIZING AND APPROVING THE ISSUANCE AND SALE OF UP TO \$2,030,000 OF BONDS OF THE CITY OF BURLINGTON, CONSISTING OF THE CITY'S GENERAL OBLIGATION BONDS, SERIES 2026A; AND THE CITY'S GENERAL OBLIGATION BONDS, SERIES 2026B; AUTHORIZING THE EXECUTION AND DELIVERY OF THE LOAN AGREEMENTS TO BE EXECUTED BY THE CITY AND EACH OF THE NEW JERSEY INFRASTRUCTURE BANK AND STATE OF NEW JERSEY, ACTING BY AND THROUGH THE NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION; FURTHER AUTHORIZING THE EXECUTION AND DELIVERY OF AN ESCROW AGREEMENT, ALL PURSUANT TO THE 2026 NEW JERSEY INFRASTRUCTURE BANK FINANCING PROGRAM (PROJECT NO. 0305001-003); AND DETERMINING CERTAIN OTHER MATTERS IN CONNECTION THEREWITH

RESOLUTION NO. 69-2026 OF THE CITY OF BURLINGTON APPROVING AND AUTHORIZING A CONSENT ORDER IN THE CITY'S FOURTH ROUND AFFORDABLE HOUSING DECLARATORY JUDGMENT ACTION

COUNCIL COMMENTS

PRESENTATIONS

- Burlington Waterworks Apartments Project - Hagen Construction, Inc.
- Beverly Bee – Beverly Haaf, Publisher

ADJOURNMENT 1. _____ 2. _____

ORDINANCE NO. ____-2026 OF THE COMMON COUNCIL OF THE CITY OF BURLINGTON AMENDING, SUPPLEMENTING, AND REVISING CHAPTER 148 OF THE CODE OF THE CITY OF BURLINGTON ENTITLED, "FILMS AND MOTION PICTURES"

WHEREAS, the City of Burlington (the "City") 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 City wishes to become classified as a "film-ready municipality"; and

WHEREAS, the New Jersey Motion Picture and Television Commission requires that to do so, municipalities enact a set of regulations and code of conduct for prospective large and small producers, including penalties for violators, within the City; and

WHEREAS, the New Jersey Motion Picture and Television Commission has requested revisions to Chapter 148 of the City Code for purposes of approving the City's application.

WHEREAS, pursuant to N.J.S.A. 40:48-2, the Common Council is authorized to enact and amend ordinances as deemed necessary for the preservation of the public health, safety and welfare and as may be necessary to carry into effect the powers and duties conferred and imposed upon the City by law.

NOW, THEREFORE BE IT ORDAINED by the Common Council for the City of Burlington, in the County of Burlington, State of New Jersey that the Code of the City of Burlington is hereby amended, revised and/or supplemented as follows:

SECTION 1: Chapter 148 of the Code of the City of Burlington, entitled "Films and Motion Pictures," is hereby amended, supplemented, and revised as follows:

§ 148-1 Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

Filming

The taking of still or motion pictures either on film or videotape or similar recording medium, for commercial or education purposes intended for viewing on television, in theaters or for institutional uses. The provisions of this Chapter shall not be deemed to include the "filming" of news stories within the City.

Major Motion Picture

Any film which is financed and/or distributed by a major motion picture studio, including but not limited to the following:

- A. Universal Pictures.
- B. Warner Brothers, including New Line Cinema, Castle Rock Cinema, Village Road Show and BelAire.
- C. Paramount, including MTV Films and Nickelodeon Movie.
- D. 20th Century Fox, including Fox Searchlight.
- E. Sony/Columbia.
- F. Disney/Miramax.
- G. MGM/United Artists.
- H. Dreamworks.
- I. Any major streaming service, such as Netflix, Hulu, or Amazon Prime Video.
- J. Any film for which the budget is at least \$20,000,000.
- K. Recurrent weekly television series programming.

Public Lands

Any and every public street, highway, sidewalk, square, public park or playground or any other public place within the municipality which is within the jurisdiction and control of the municipality.

§ 148-2 New Jersey Motion Picture and Television Commission Liaison.

The Burlington City Business Administrator, or the Business Administrator's designee, shall be designated as the New Jersey Motion Picture and Television Commission Liaison and shall be referred to in this Chapter as the "Business Administrator".

§ 148-3 Permit Required.

- A. No person or organization shall film or permit filming on public or on private property where such filming involves the use of public property for the operation, placement or temporary storage of vehicles or equipment utilized in such filming, including, but not limited to, any temporary structure, barricade or device intended to restrict or block off pedestrian or vehicular traffic, without first having obtained a permit from the office of the Business Administrator, which permit shall set forth the approved location of such filming and the approved duration of such filming by specific reference to day or dates. Said permit must be readily available for inspection by City officials at all times at the site of the filming.
- B. All permits shall be applied for and obtained from the office of the Business Administrator during normal business hours. Applications for such permits shall be in a form approved

by the Business Administrator and be accompanied by a permit fee in the amount established by this chapter in § 10 herein.

- C. If a permit is issued and, due to inclement weather or other good cause, filming does not in fact take place on the dates specified, the Business Administrator may, at the request of the applicant, issue a new permit for filming on other dates subject to full compliance with all other provisions of this chapter. No additional fee shall be paid for this permit.

§ 148-4 **Issuance of permits.**

- A. No permits will be issued by the Business Administrator unless applied for prior to three days before the requested shooting date; provided, however, that the City Business Administrator may waive the three-day period if, in his or her judgment, the applicant has obtained all related approvals and adjacent property owners or tenants do not need to be notified.
- B. No permit shall be issued for filming upon public lands unless the applicant shall provide the municipality with satisfactory proof of the following:
 - 1. Proof of insurance coverage as follows:
 - i. For bodily injury to any one person in the amount of \$500,000 and any occurrence in the aggregate amount of \$1,000,000.
 - ii. For property damage for each occurrence in the aggregate amount of \$300,000.
 - 2. An agreement, in writing, whereby the applicant agrees to indemnify and save harmless the municipality from any and all liability, expense, claim or damages resulting from the use of public lands.
 - 3. The hiring of an off-duty police officer for the times indicated on the permit.
- C. The holder of the permit shall take all reasonable steps to minimize interference with the free passage of pedestrians and traffic over public lands and shall comply with all lawful directives issued by the Police Department with respect thereto.

§ 148-5 **Interference with public activity; notice of filming.**

- A. The holder of a permit shall conduct filming in such a manner as to minimize the inconvenience or discomfort to adjoining property owners attributable to such filming and shall, to the extent practicable, abate noise and park vehicles associated with such filming off the public streets.
- B. The holder shall avoid any interference with previously scheduled activities upon public lands and limit, to the extent possible, any interference with normal public activity on such public lands. Where the applicant's production activity, by reason of location or otherwise,

will directly involve and/or affect any businesses, merchants or residents, these parties shall be given written notice of the filming at least three days prior to the requested shooting date and be informed that objections may be filed with the Business Administrator, said objections to form a part of applicant's application and be considered in the review of the same. Proof of service of notification to adjacent owners shall be submitted to the Business Administrator within two days of the requested shooting date.

§ 148-6 Refusal to issue permit; employment of patrolmen and electrician.

- A. The City Business Administrator may refuse to issue a permit whenever he or she determines, on the basis of objective facts and after a review of the application and a report thereon by the Police Department and by other City agencies involved with the proposed filming site, that filming at the location and/or the time set forth in the application would violate any law or ordinance or would unreasonably interfere with the use and enjoyment of adjoining properties, unreasonably impede the free flow of vehicular or pedestrian traffic or otherwise endanger the public's health, safety or welfare.
- B. Further, the City reserves the right to require one or more on-site patrolmen in situations where the proposed production may impede the proper flow of traffic, the cost of said patrolman to be borne by the applicant as a cost of production. Where existing electrical power lines are to be utilized by the production, an on-site licensed electrician may be similarly required if the production company does not have a licensed electrician on staff.

§ 148-7 Appeals.

- A. Any person aggrieved by a decision of the City Business Administrator denying or revoking a permit or a person requesting relief may appeal to the City Common Council. A written notice of appeal setting forth the reasons for the appeal shall be filed with the Business Administrator.
- B. An appeal from the decision of the Business Administrator shall be filed within 10 days of the Administrator's decision. The City Common Council shall set the matter down for a hearing within 30 days of the day on which the notice of appeal was filed. The decision of the City Common Council shall be in the form of a resolution supporting the decision of the City Business Administrator at the first regularly scheduled public meeting of the City Common Council after the hearing on the appeal, unless the appellant agrees in writing to a later date for the decision. If such a resolution is not adopted within the time required, the decision of the Administrator shall be deemed to be reversed, and a permit shall be issued in conformity with the application or the relief shall be deemed denied.

§ 148-8 Waiver of requirements of chapter by Business Administrator.

The City Business Administrator may authorize a waiver of any of the requirements, provisions or restrictions of this chapter if the Administrator determines that a waiver thereof may be granted without endangering the public health, safety and welfare. In determining whether to issue a waiver, the Administrator shall consider the following factors:

- A. Potential traffic congestion at the location.

- B. The applicant's ability to remove the applicant's vehicles and equipment from the public streets or other public property.
- C. The extent to which the applicant is requesting restrictions on the use of public streets or public parking facilities during filming.
- D. The nature of the filming, including whether filming will take place indoors or outdoors, and the proposed hours for filming.
- E. The extent to which the filming may affect adjoining and nearby property owners and occupants.
- F. The City's prior experience with the applicant, if any.

§ 148-9 Copies of permit; inspections.

Copies of the approved permit will be sent to the Police and Fire Departments before filming takes place and to the New Jersey Film Commission. The applicant shall permit the Fire Prevention Bureau or other City inspectors to inspect the site and the equipment to be used, if deemed necessary. The applicant shall comply with all safety instruction issued by the Fire Prevention Bureau or other City inspectors.

§ 148-10 Reimbursement of certain costs.

In addition to any other fees or costs mentioned in this chapter, the applicant shall reimburse the City for any lost revenue, such as parking meter revenue, repairs to public property or other revenues that the City was prevented from earning because of filming.

§ 148-11 Fees.

The schedule of fees for the issuance of permits authorized by this Chapter are as follows:

- A. Basic filming permit: \$100. Where an applicant requests a waiver of the provision of § 3A requiring expedited processing of a permit application within 24 hours of the filming date, the basic filming permit fee for processing the application on an expedited basis shall be \$150.
- B. Daily filming fee payable in addition to the basic filming permit when filming entirely on public property: \$150 per day.
- C. Daily filming fee payable for major motion picture when filming entirely on public property: \$500 per day.
- D. Filming permit for nonprofit applicants filming for educational purposes, including student films (no daily rate required): \$25.
- E. Filming on private property: no daily filming fee will be imposed.

§ 148-12 Violations and penalties.

Any person who violates any provision of this chapter shall, upon conviction thereof, be punished by a fine not exceeding \$2,000, imprisonment in the county/municipal jail for a term not exceeding 90 days, or a period of community service not exceeding 90 days, or any combination thereof as determined by the Municipal Court Judge. Each day on which a violation of an ordinance exists shall be considered a separate and distinct violation and shall be subject to imposition of a separate penalty for each day of the violation as the Municipal Court Judge may determine.

SECTION 2: Except as set forth in Section 1, the balance of the Code of the City of Burlington shall not be affected by this Ordinance.

SECTION 3: All Ordinances contrary to the provisions of this Ordinance are hereby repealed to the extent they are inconsistent herewith.

SECTION 4: 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.

SECTION 5: 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.

ORDINANCE NO. -2026

Passed Common Council,

Dawn Bergner-Thompson, President
Common Council

Approved,

Barry W. Conaway, Mayor

ATTEST:

Cindy A. Crivaro, RMC
Municipal Clerk

Introduction:	01/20/26
Publication:	00/00/26
2nd & Final:	00/00/26
Publication:	00/00/26
Effective:	00/00/26

RESOLUTION NO. 60-2026 OF THE COMMON COUNCIL OF THE CITY OF BURLINGTON AUTHORIZING THE CITY OF BURLINGTON TO ENTER INTO AN AGREEMENT WITH THE PASSAIC VALLEY SEWERAGE COMMISSION TO PARTICIPATE IN THE NORTH JERSEY WASTEWATER COOPERATIVE PRICING SYSTEM

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, N.J.S.A. 40A:11-11(5) authorizes contracting units to establish a Cooperative Pricing System and to enter into Cooperative Pricing Agreements for its administration; and

WHEREAS, the Passaic Valley Sewerage Commission (“PVSC” or “Lead Agency”) has offered voluntary participation in the North Jersey Wastewater Cooperative Pricing System (“NJCWPS”) for the purchase of goods and services; and

WHEREAS, the purpose of the NJCWPS is to affect substantial savings in the provision and performance of goods and services; and

WHEREAS, to participate, the City is required to approve, by Resolution, the North Jersey Wastewater Cooperative Pricing System Agreement, which agreement is submitted herewith and made a part hereof by reference; and

WHEREAS, the Common Council has duly considered entering into the aforementioned agreement for the purpose of participating in the NJCWPS for the provision and performance of goods and services.

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

1. The Agreement with the North Jersey Wastewater Cooperative Pricing System is hereby approved and authorized.
2. The Mayor of the City of Burlington is hereby authorized and directed to execute the Agreement attached hereto.
3. The Mayor and City Clerk are hereby authorized and directed to execute all documents necessary to effectuate the terms of the herein Resolution.

RESOLUTION NO. 60-2026

Dawn Bergner-Thompson, President
Common Council

Attest:

Cindy A. Crivaro, RMC
Municipal Clerk

January 20, 2026

RECORD OF VOTE OF PASSAGE BY THE COMMON COUNCIL							
	MOTION	SECOND	YES	NO	ABSTAIN	ABSENT	RECUSED
BALLARD							
CHACHIS							
HUTTON							
SPAULDING							
WIRTH							
WOODARD							
BERGNER-THOMPSON							

5.

RESOLUTION NO. 61-2026 OF THE COMMON COUNCIL OF THE CITY OF BURLINGTON AUTHORIZING AND AWARDING A CONTRACT TO RUSS WHELAN DOORS & ACCESS SYSTEMS FOR GENERAL OVERHEAD DOOR MAINTENANCE SERVICES IN THE AMOUNT OF \$15,000.00

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 requires general overhead door maintenance services for the City during 2026 and 2027, as needed; and

WHEREAS, the City solicited five (5) quotes for the aforementioned services; and

WHEREAS, it has been recommended by the City Engineer that the City award a contract for the aforementioned services to Russ Whelan Doors & Access Systems in an amount not to exceed \$15,000.00; and

WHEREAS, the Common Council wishes to award the aforementioned contract to Russ Whelan Doors & Access Systems.

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

1. The contract for general overhead door maintenance services is hereby awarded to Russ Whelan Doors & Access Systems in an amount not to exceed \$15,000.00.
2. The Mayor and City Clerk are hereby authorized to execute any and all documents necessary to facilitate this award of contract in a form to be approved by the City Solicitor.

Dawn Bergner-Thompson, President
Common Council

Attest:

Cindy A. Crivaro, RMC
Municipal Clerk

January 20, 2026

RESOLUTION NO. 61-2026

RECORD OF VOTE OF PASSAGE BY THE COMMON COUNCIL							
	MOTION	SECOND	YES	NO	ABSTAIN	ABSENT	RECUSED
BALLARD							
CHACHIS							
HUTTON							
SPAULDING							
WIRTH							
WOODARD							
BERGNER-THOMPSON							

DRAFT

RESOLUTION NO. 62-2026 OF THE COMMON COUNCIL OF THE CITY OF BURLINGTON AUTHORIZING THE AWARD OF A CONTRACT FOR THE SUPPLY AND DELIVERY OF VARIOUS CHEMICALS FOR THE YEAR 2025

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 Administration was authorized to solicit sealed bids by the Common Council for the supply and delivery of the various chemicals listed below. The bid opening was held on Thursday, November 6, 2025 in the City Hall Council Chambers; and

WHEREAS, the Administration reviewed the submitted bids and recommends that the Common Council award the contracts to the lowest qualified bidder, based on the attached bid summary.

NOW THEREFORE BE IT RESOLVED, by the Common Council of the City of Burlington that the Mayor and Municipal Clerk are hereby authorized to enter into a contract with the companies listed below:

<u>VENDOR</u>	<u>CHEMICAL</u>	<u>PRICE/ESTIMATED AMOUNT</u>
Miracle Chemical	Sodium Hypochlorite	\$2.3490/gallon (\$105,705.00) for 2026 \$2.4170/gallon (\$108,765.00) for 2027
Coyne Chemical Co., Inc.	Sodium Hydroxide	\$2.8152/gallon (\$67,564.80)
Univar Solutions USA, Inc.	Potassium Permanganate	\$192.890/55lb drum (\$9,644.50)
Coyne Chemical Co., Inc.	Powdered Activated Carbon	\$1.6026/lb (\$35,257.00) for 2026 \$1.6312/lb (\$35,886.40) for 2027
Coyne Chemical Co., Inc.	Powdered Activated Carbon (Backup Supplier)	\$1.6203/lb (\$51,849.60)
Miracle Chemical	Liquid Sodium Bisulfite	\$3.890/gallon (\$77,800.00) for 2026 \$4.000/gallon (\$80,000) for 2027
Coyne Chemical Co., Inc.	Hydrated Lime	\$0.4036/lb (\$10,897.20) for 2026 \$0.4306/lb (\$11,626.20) for 2027
SNF Polydyne	Sludge Polymer	\$15.48/gallon (\$12,771.00) for 2026 \$15.48/gallon (\$12,771.00) for 2027

BE IT FURTHER RESOLVED, that the Mayor and City Clerk are hereby authorized to execute any documentation necessary to effectuate the foregoing in a form to be approved to the City Solicitor.

RESOLUTION NO. 62-2026

Dawn Bergner-Thompson, President
Common Council

Attest:

Cindy A. Crivaro, RMC
Municipal Clerk

January 20, 2026

RECORD OF VOTE OF PASSAGE BY THE COMMON COUNCIL							
	MOTION	SECOND	YES	NO	ABSTAIN	ABSENT	RECUSED
BALLARD							
CHACHIS							
HUTTON							
SPAULDING							
WIRTH							
WOODARD							
BERGNER-THOMPSON							

RESOLUTION NO. 63-2025 OF THE COMMON COUNCIL OF THE CITY OF BURLINGTON AUTHORIZING THE INSTALLATION OF A BLACK HERITAGE TRAIL MARKER LOCATED AT THE OLD BROAD STREET METHODIST CEMETERY ON LAWRENCE STREET

WHEREAS, the New Jersey Historical Commission, African American History Program, and the Black Heritage Trail, Department of State New Jersey Historical Commission would like to recognize the City of Burlington with a commemorative marker to be located at the Old Broad Street Methodist Cemetery on Lawrence Street, Burlington, New Jersey, Burlington County; and

WHEREAS, this historical marker will recognize Peter Still, an enslaved man born free in New Jersey, kidnapped as a child, and endured over 40 years in slavery in Kentucky and Alabama before gaining freedom, and then worked to free his wife and children; his story is detailed in the 1856 book, *The Kidnapped and the Ransomed*, co-authored with Kate E. R. Pickard. His narrative highlights the brutality of slavery, his successful escape, and the role of Jewish abolitionists in his journey, making it a significant 19th-century slave narrative; and

WHEREAS, the New Jersey Historical Commission is called through legislation to establish a Black Heritage Trail "to promote awareness and appreciation of Black history, heritage, and culture" that will "highlight Black heritage sites through historical markers and a trail-like path that connects the stories of Black life and resiliency."; and

WHEREAS, the New Jersey Historical Commission has required the City to approve the Lawrence Street location for the marker whose dimensions are 30 inches x 42 inches and 7 feet tall; and

WHEREAS, the New Jersey Historical Commission may require the assistance of the City of Burlington Public Works Department to assist with sign installation; and

WHEREAS, the City agrees to provide regular maintenance of the site location that includes grass cutting, tree pruning, trash removal, etc.

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

That the above Recitals are hereby incorporated by reference, and the proper City Officials are hereby authorized and directed to approve a commemorative Black Heritage Trail marker to be located on Lawrence Street.

Dawn Bergner-Thompson, President
Common Council

Attest:

Cindy A. Crivaro, RMC
Municipal Clerk

January 20, 2026

RESOLUTION NO. 63-2025

RECORD OF VOTE OF PASSAGE BY THE COMMON COUNCIL							
	MOTION	SECOND	YES	NO	ABSTAIN	ABSENT	RECUSED
BALLARD							
CHACHIS							
HUTTON							
SPAULDING							
WIRTH							
WOODARD							
BERGNER-THOMPSON							

DRAFT

RESOLUTION NO. 64-2026 OF THE COMMON COUNCIL OF THE CITY OF BURLINGTON AMENDING RESOLUTION NO. 33-2026 DESIGNATING THE OFFICIAL NEWSPAPERS OF THE CITY OF BURLINGTON

WHEREAS, The Common Council of the City of Burlington designated the Burlington County Times as the official newspaper and the Trenton Times as the secondary newspaper for the year 2026 via Resolution No. 33-2026.

WHEREAS, P.L. 2025, c.72 requires that starting March 1, 2026, municipalities also publish their public notices on the municipal website.

NOW, THEREFORE, BE IT RESOLVED, that the City of Burlington, County of Burlington, public notices will be available at <https://www.burlingtonnj.us/legal-notices-advertisements/> starting March 1, 2026, in compliance with P.L. 2025, c.72

Dawn Bergner-Thompson, President
Common Council

Attest:

Cindy A. Crivaro, RMC
Municipal Clerk

January 20, 2026

RECORD OF VOTE OF PASSAGE BY THE COMMON COUNCIL							
	MOTION	SECOND	YES	NO	ABSTAIN	ABSENT	RECUSED
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WIRTH							
WOODARD							
BERGNER-THOMPSON							

RESOLUTION NO. 65-2026 OF THE COMMON COUNCIL OF THE CITY OF BURLINGTON APPROVING AN APPOINTMENT TO THE HOUSING AUTHORITY BOARD

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 Mayor has recommended the appointment of the Ezell Jackson to the Housing Authority Board for a five (5) year term.

NOW THEREFORE BE IT RESOLVED, the Common Council of the City of Burlington hereby approves the Mayor’s appointment of Ezell Jackson as a Housing Authority Board member, for a five (5) year term 1/1/2026 thru 12/31/30.

Dawn Bergner-Thompson, President
Common Council

Attest:

Cindy A. Crivaro, RMC
Municipal Clerk

January 20, 2026

RECORD OF VOTE OF PASSAGE BY THE COMMON COUNCIL							
	MOTION	SECOND	YES	NO	ABSTAIN	ABSENT	RECUSED
BALLARD							
CHACHIS							
HUTTON							
SPAULDING							
WIRTH							
WOODARD							
BERGNER-THOMPSON							

RESOLUTION NO. 66-2026 OF THE COMMON COUNCIL OF THE CITY OF BURLINGTON APPROVING AN APPOINTMENT TO THE HISTORIC PRESERVATION COMMISSION

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, pursuant to Chapter 207, Section 27, the Mayor shall appoint regular members and alternates to the Historic Preservation Commission with the approval of the Common Council; and

WHEREAS, the Mayor has recommended the appointment of the Nicole Sexton, as an Alternate 1 for a two (2) year term.

NOW THEREFORE BE IT RESOLVED, the Common Council of the City of Burlington hereby approves the Mayor's appointments to the Historic Preservation Commission of Nicole Sexton, Alternate 1 for a two (2) year term 1/1/2026 thru 12/31/27.

Dawn Bergner-Thompson, President
Common Council

Attest:

Cindy A. Crivaro, RMC
Municipal Clerk

January 20, 2026

RECORD OF VOTE OF PASSAGE BY THE COMMON COUNCIL

	MOTION	SECOND	YES	NO	ABSTAIN	ABSENT	RECUSED
BALLARD							
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WIRTH							
WOODARD							
BERGNER-THOMPSON							

RESOLUTION NO. 67-2026 OF THE COMMON COUNCIL OF THE CITY OF BURLINGTON PERTAINING TO PUBLIC PORTIONS OF CITY COMMON COUNCIL MEETINGS

WHEREAS, the City Common Council of the City of Burlington highly values the input of the citizens in making important decisions which affect the residents of our community; and

WHEREAS, the City Common Council of the City of Burlington believes in the rights of citizens to observe City Common Council Meetings; and

WHEREAS, the City Common Council of the City of Burlington wishes to ensure that all of its citizens have the opportunity to attend City Common Council Meetings and offer comment; and

WHEREAS, the City Common Council of the City of Burlington recognizes that freedom of speech is protected by the First Amendment and is the hallmark of our democracy; and

WHEREAS, pursuant to the New Jersey Open Public Meetings Act (N.J.S.A. 10:4-12(a)) City Common Council is required to set aside a portion of each public meeting for public comment on issues which may be of concern to the public, the length of which portion to be determined by City Common Council; and

WHEREAS, N.J.S.A. 40:49-2(b) governing the procedure for passage of municipal Ordinances requires that all persons interested shall be given an opportunity to be heard concerning the Ordinance and the opportunity to be heard shall include the right to ask pertinent questions concerning the Ordinance by any resident of the municipality or any other person affected by the Ordinance; and

WHEREAS, Chapter 2, Article 1 of the Code of the City of Burlington authorizes City Common Council to determine the order of business, conduct of meetings, procedures, decorum,

RESOLUTION NO. 67-2026

and any other matters pertaining to the functions of City Common Council by way of Resolution or Ordinance.

NOW THEREFORE BE IT RESOLVED, that the Common Council of the City of Burlington hereby enacts guidelines for making public comments as represented in Exhibit "A".

Dawn Bergner-Thompson, President
Common Council

Attest:

Cindy A. Crivaro, RMC
Municipal Clerk

January 20, 2026

RECORD OF VOTE OF PASSAGE BY THE COMMON COUNCIL							
	MOTION	SECOND	YES	NO	ABSTAIN	ABSENT	RECUSED
BALLARD							
CHACHIS							
HUTTON							
SPAULDING							
WIRTH							
WOODARD							
BERGNER-THOMPSON							

EXHIBIT "A"

THE RULES OF CONDUCT AND DECORUM FOR CITY COMMON COUNCIL MEETINGS

The Rules of Conduct and Decorum for public participation during Burlington City Common Council meetings for addressing City Common Council during public hearings on ordinances or resolutions which require public hearings or during the public portion of the City Common Council meetings are as follows:

1. All members attending City Common Council Meetings must treat each other, the Mayor, City Common Council and City employees with respect.
2. Shouting out from the audience without being recognized to speak is strictly prohibited.
3. No person shall, at any time, engage in any personally offensive or abusive remarks to the Mayor, City Common Council, City employees, or any other members of the public.
4. No person shall engage in any express or implied speech that involves any other person's race, color, religion, gender, disability, sexual orientation, gender identity or expression, national origin, or ethnicity.
5. The President of City Common Council or Presiding Officer may restrict, limit, or prohibit any speech, remarks or questions that are repetitive or not germane to any matter not within the jurisdiction of City Common Council.
6. Persons making public comment may not yield their time to another speaker and each individual is limited to speaking once during a particular public comment period for a period of time not to exceed five (5) minutes.
7. The Chief of Police or such other member of the Police Department as he/she may designate, shall be designated as the Sergeant-at-Arms of the City Common Council meetings. The

Sergeant-at-Arms shall carry out all orders and instructions given by the Presiding Officer of the City Common Council meeting for the purpose of maintaining order and decorum at the City Common Council meetings and enforcing these Rules.

8. The City Solicitor shall be the Parliamentarian.

9. City Common Council meetings shall be conducted in accordance with these Rules and Roberts Rules of Order for items not covered in these regulations.

10. Members of the public who make comments or ask questions that are germane to an ordinance or resolution that is under consideration or during the general public portion of the City Common Council meeting for matters which are within the jurisdiction of the City Common Council shall be allowed to do so in an uninterrupted manner unless the member is not adhering to these Rules of Conduct and Decorum.

11. The Mayor, Members of City Common Council, and City employees reserve the right to answer questions and respond to comments.

12. All questions and comments shall be through the Council President or Presiding Officer unless waived.

CITY OF BURLINGTON, NEW JERSEY

RESOLUTION NO. 68-2026

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF BURLINGTON, COUNTY OF BURLINGTON, NEW JERSEY AUTHORIZING AND APPROVING THE ISSUANCE AND SALE OF UP TO \$2,030,000 OF BONDS OF THE CITY OF BURLINGTON, CONSISTING OF THE CITY'S GENERAL OBLIGATION BONDS, SERIES 2026A; AND THE CITY'S GENERAL OBLIGATION BONDS, SERIES 2026B; AUTHORIZING THE EXECUTION AND DELIVERY OF THE LOAN AGREEMENTS TO BE EXECUTED BY THE CITY AND EACH OF THE NEW JERSEY INFRASTRUCTURE BANK AND STATE OF NEW JERSEY, ACTING BY AND THROUGH THE NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION; FURTHER AUTHORIZING THE EXECUTION AND DELIVERY OF AN ESCROW AGREEMENT, ALL PURSUANT TO THE 2026 NEW JERSEY INFRASTRUCTURE BANK FINANCING PROGRAM (PROJECT NO. 0305001-003); AND DETERMINING CERTAIN OTHER MATTERS IN CONNECTION THEREWITH

BACKGROUND

WHEREAS, the City of Burlington, County of Burlington, New Jersey ("City"), has determined there exists a need for various improvements to the City's Water Tank including, but not limited to, painting of the interior, installation of a mixing system, safety upgrades, replacement of the cathodic protection system and other miscellaneous repairs (collectively, the "Project"), as described in that certain: (i) Loan Agreement ("I-Bank Loan Agreement"), to be entered into between the City and the New Jersey Infrastructure Bank ("I-Bank"); and (ii) a Loan Agreement ("Fund Loan Agreement"; together with the I-Bank Loan Agreement, the "Loan Agreements"), to be entered into between the City and the State of New Jersey, acting by and through the New Jersey Department of Environmental Protection ("State"), all pursuant to the 2026 New Jersey Infrastructure Bank Financing Program; and

WHEREAS, on September 10, 2024, the City issued its Bond Anticipation Notes to temporarily finance the costs of the Project authorized by Bond Ordinance No. 04-2022 ("Bond Ordinance"), duly and finally adopted and published in accordance with the requirements of the Local Bond Law, constituting Chapter 169 of the Laws of 1960 of the State of New Jersey, as amended and supplemented ("Local Bond Law"); and

WHEREAS, the City has determined to use the proceeds of the loans to be made by each of the I-Bank ("I-Bank Loan") and the State ("Fund Loan"; together with the I-Bank Loan, the "Loans") pursuant to the Loan Agreements, to permanently finance the costs of the Project; and

WHEREAS, to evidence the Loans, each of the I-Bank and the State require the City to authorize, execute and deliver its: (i) General Obligation Bonds, Series 2026A ("2026A Bonds") to the I-Bank; and (ii) General Obligation Bonds, Series 2026B ("2026B Bonds"; together with the 2026A Bonds, the "2026 Bonds") to the State pursuant to the terms of applicable law and pursuant to the terms of the Loan Agreements; and

WHEREAS, the I-Bank and the State have expressed their desire to close in escrow the making of the Loans, the issuance of the 2026 Bonds and the execution and delivery of the Loan Agreements, all pursuant to the terms of one or more Escrow Agreements (each an "Escrow Agreement") to be entered into between the I-Bank, the State, the I-Bank's escrow agent and the City; and

WHEREAS, to effectuate the financing plan described in the above mentioned paragraphs, it is necessary for the City to adopt this resolution and to authorize and approve the issuance and sale of the 2026 Bonds in the aggregate principal amount up to \$2,030,000; and

WHEREAS, *N.J.S.A.* 40A:2-27(a)(2) and *N.J.S.A.* 58:11B-9(a) allows for the sale of the 2026A Bonds to the I-Bank and the 2026B Bonds to the State, without any public offering, all under the terms and conditions set forth herein.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF BURLINGTON, COUNTY OF BURLINGTON, NEW JERSEY, PURSUANT TO THE LOCAL BOND LAW (NOT LESS THAN TWO-THIRDS OF ALL THE MEMBERS THEREOF AFFIRMATIVELY CONCURRING), AS FOLLOWS:

Section 1. The City authorizes and approves the issuance of the 2026 Bonds in two (2) series in a total aggregate principal amount of up to \$2,030,000 to be designated: (i) "City of Burlington, County of Burlington, New Jersey, General Obligation Bonds, Series 2026A"; and (ii) "City of Burlington, County of Burlington, New Jersey, General Obligation Bonds, Series 2026B". The 2026 Bonds will be used to permanently finance the costs of the Project. In accordance with *N.J.S.A.* 40A:2-27(a)(2), the City hereby authorizes the sale of the 2026A Bonds to the I-Bank and the 2026B Bonds to the State in accordance with the provisions hereof.

Section 2. The Chief Financial Officer is hereby authorized to determine in accordance with the Local Bond Law and pursuant to the terms and conditions established by the I-Bank and the State under the Loan Agreements and the terms and conditions hereof, the following items with respect to the 2026 Bonds:

- (a) The aggregate principal amount of the 2026A Bonds and the 2026B Bonds to be issued;
- (b) The maturity and annual principal installments of the 2026A Bonds and the 2026B Bonds, which maturity shall not exceed fifteen (15) years;
- (c) The dated date of the 2026 Bonds;

- (d) The interest rates of the 2026 Bonds;
- (e) The purchase price for the 2026 Bonds; and
- (f) The terms and conditions under which the 2026 Bonds shall be subject to redemption prior to their stated maturities.

Any determination made by the Chief Financial Officer pursuant to the terms hereof shall be conclusively evidenced by the execution and delivery of a Certificate of Determination and Award by the Chief Financial Officer and the execution and attestation of the 2026 Bonds by the parties authorized under Section 4 hereof.

Section 3. The 2026 Bonds shall be in the form prescribed and permitted by the Local Bond Law, as Bond Counsel may advise, and as the City, the I-Bank, and the State shall approve.

Section 4. The 2026 Bonds shall be issued in fully registered form and shall be payable to the registered owners thereof as to principal and interest in lawful money of the United States of America. The 2026 Bonds will be executed on behalf of the City by the manual signatures or facsimile signatures of the Mayor and Chief Financial Officer, attested by the City Clerk or Deputy City Clerk (such execution shall constitute conclusive approval by the City of the form of the 2026 Bonds), and shall bear the affixed, imprinted, or reproduced seal of the City thereon. The 2026A Bonds shall be substantially in the form set forth in the I-Bank Loan Agreements and the 2026B Bonds shall be substantially in the form set forth in the Fund Loan Agreements, respectively.

Section 5. The full faith and credit of the City are irrevocably pledged to the punctual payment of the principal of and interest on the 2026 Bonds and, to the extent payment is not otherwise provided, the City shall be obligated to levy *ad valorem* taxes upon all taxable real property within the City without limitation as to rate or amount for the payment thereof.

Section 6. Each of the I-Bank Loan Agreements, Fund Loan Agreements, and the Escrow Agreements are hereby authorized to be executed and delivered on behalf of the City by the Mayor or Chief Financial Officer in substantially the forms on file in the offices of the City, with such changes as the Mayor or Chief Financial Officer in their respective sole discretion, after consultation with counsel and any advisors to the City and after further consultation with the I-Bank and the State and their representatives, agents, counsel, and advisors, shall determine, such determination to be conclusively evidenced by the execution of each of such I-Bank Loan Agreements, Fund Loan Agreements, and Escrow Agreements by an authorized officer as determined hereunder. The City Clerk and Deputy City Clerk are each hereby severally authorized to attest to the execution of each of the I-Bank Loan Agreements, Fund Loan Agreements, and Escrow Agreements by an authorized officer of the City as determined hereunder and to affix the corporate seal of the City to such documents.

Section 7. All actions heretofore taken and documents prepared or executed by or on behalf of the City by the Mayor, Chief Financial Officer, City Clerk, other City officials or by the City's professional advisors, in connection with the issuance and sale of the 2026 Bonds or the Project are hereby ratified, confirmed, approved, and adopted.

Section 8. The Mayor, Chief Financial Officer, and City Clerk are each hereby authorized to determine all matters and execute all documents and instruments in connection with the 2026 Bonds or the Project not determined or otherwise directed to be executed by the Local Bond Law, the Bond Ordinance, or by this or any subsequent resolution, and the signature of the Mayor, Chief Financial Officer, or City Clerk on such documents or instruments shall be conclusive as to such determinations.

Section 9. All other resolutions, or parts thereof, inconsistent herewith are hereby rescinded and repealed to the extent of any such inconsistency.

Section 10. This resolution shall take effect immediately upon adoption this 20th day of January, 2026.

DRAFT

Recorded Vote

AYE

NO

ABSTAIN

ABSENT

The foregoing is a true copy of a resolution adopted by the Common Council of the City on January 20, 2026.

CINDY CRIVARO, City Clerk

[SEAL]

DRAFT

RESOLUTION NO. 69-2026 OF THE COMMON COUNCIL OF THE CITY OF BURLINGTON APPROVING AND AUTHORIZING A CONSENT ORDER IN THE CITY'S FOURTH ROUND AFFORDABLE HOUSING DECLARATORY JUDGMENT ACTION

WHEREAS, on March 20, 2024, Governor Murphy signed into law an Amendment to the Fair Housing Act (N.J.S.A. 52:27D-301 et seq.) ("Amended FHA"); and

WHEREAS, the Amended FHA required the Department of Community Affairs ("DCA") to produce non-binding estimates of fair share obligations on or before October 20, 2024; and

WHEREAS, the DCA issued a report on October 18, 2024 wherein it reported its estimate of the obligation for all municipalities based upon its interpretation of the standards in the Amended FHA; and

WHEREAS, the DCA Report calculated the City of Burlington Fourth Round (2025-2035) obligations as follows: a Present Need Obligation of 63 units and a Prospective Need Obligation of 30 units; and

WHEREAS on January 21, 2025, the City Common Council adopted Resolution 59-2025, accepting the determination of the City's Fourth Round Present Need/Rehabilitation Obligation and Prospective Need established by the DCA; and

WHEREAS, on January 22, 2025, the City filed a Declaratory Judgment Action with the New Jersey Superior Court captioned In the Matter of the City of Burlington, BUR-L-000168-25; and

WHEREAS, on April 2, 2025, the City received a Court order affirming the City's Fourth Round obligations in the filed Declaratory Judgment Action; and

WHEREAS, on June 9, 2025, the City filed in its Declaratory Judgment Action a Housing Element and Fair Share Plan, prepared by the City's Director of Housing and Community Development, William J. Harris, P.P. (the "Plan"), same having been adopted by the City Land Use Board by Resolution adopted May 28, 2025 and endorsed by the City Common Council on June 17, 2025 by Resolution 167-2025; and

WHEREAS, the Fair Share Housing Center ("FSHC") submitted a challenge to the Plan dated August 26, 2025; and

WHEREAS, the City and FSHC have resolved all outstanding issues and wish to enter into a consent order through which the City's Fourth Round Plan shall be approved and the City shall be granted a conditional Compliance Certification as to its Rehabilitation Obligation ("Present Need"), its Prior Round Obligation (1987-1999), its Third Round Obligation (consisting of both its Gap Obligation for 1999-2015 and its Prospective Need Obligation for 2015-2025), and its Fourth Round obligation; and

RESOLUTION NO. 69-2026

WHEREAS, the City Common Council wishes to authorize and approve the above-referenced consent order.

NOW THEREFORE BE IT RESOLVED, that the Common Council of the City of Burlington hereby authorizes and approves the consent order between the Fair Share Housing Center and the City of Burlington related to the Fourth Round Affordable Housing Declaratory Judgment Action, docketed as BUR-L-168-25, attached hereto as Exhibit "A."

BE IT FURTHER RESOLVED that the City Affordable Housing Attorney is hereby authorized to execute and file the aforementioned consent order.

Dawn Bergner-Thompson, President
Common Council

Attest:

Cindy A. Crivaro, RMC
Municipal Clerk

January 20, 2026

RECORD OF VOTE OF PASSAGE BY THE COMMON COUNCIL

	MOTION	SECOND	YES	NO	ABSTAIN	ABSENT	RECUSED
BALLARD							
CHACHIS							
HUTTON							
SPAULDING							
WIRTH							
WOODARD							
BERGNER-THOMPSON							