

# MINUTES

***SEPTEMBER 23, 2014***

## STATEMENT

Notice of this September 23, 2014 Regular Meeting pursuant to the Open Public Meetings Act has been given by the Township Council in the following manner:

- ◆ A written notice was filed with the Burlington Township Clerk on January 8, 2014.
- ◆ A written notice was posted on the Burlington Township bulletin board and web site on January 8, 2014.
- ◆ A written notice was mailed to the Burlington County Times, the Courier Post and the Trenton Times via certified mail on January 4, 2014.

The Regular Meeting of the Township Council was held on September 23, 2014 at the Burlington Township Municipal Building. Those present were:

<b>PRESIDENT PRO TEM:</b>	Sandra V. Stewart
<b>COUNCIL MEMBERS:</b>	Robert W. Jung Carl M. Schoenborn E.L. Pete Green Michael K. Cantwell
<b>ABSENT:</b>	Patricia M. Siboczy George M. Kozub

Mr. Carnivale stated for the record that President Kozub and Councilwoman Siboczy are not available this evening. President Pro Tem Stewart will be conducting the meeting this evening.

President Pro Tem Stewart called the meeting to order and asked everyone to stand and join in the Pledge of Allegiance lead by Sabrina Roberson. After the flag salute, President Pro Tem Stewart asked everyone to remain standing for a moment of silence in memory of Edmund J. Cook, who was a former Fire Chief, former Fire Commissioner and former member of the Zoning Board. Also, in memory of Rob Walker, who was a volunteer football coach for approximately twelve years.

## APPOINTMENT AND SWEARING IN CEREMONY

September 23, 2014

At this time, President Pro Tem Stewart called on Mayor Carlin for the following appointments.

Mayor Carlin made the following appointments:

- a) Permanent Appointment of Thomas Spivey as Sergeant in the Department of Public Safety, effective October 1, 2013.
- b) Permanent Appointment of Brandon Roberson as Sergeant in the Department of Public Safety, effective October 20, 2014.

President Pro Tem Stewart then individually called Sergeant Spivey and Sergeant Roberson forward to be sworn in by Mayor Carlin.

Mayor Carlin then proceeded to swear in Sergeant Spivey and Sergeant Roberson.

Council Members individually congratulated both Sergeant Spivey and Sergeant Robertson on their appointments.

Mayor Carlin acknowledged and thanked the men and women who came out from other Police Departments this evening in support of Sergeant Spivey and Sergeant Roberson.

President Pro Tem Stewart called for a five minute recess. After a brief recess, President Pro Tem Stewart called the meeting back to order.

### **MOTION TO PAY BILLS**

Motion made by Councilman Green, seconded by Councilman Cantwell, to pay bills that have been approved.

On roll call the following vote was recorded:

AYES: Jung, Schoenborn, Green, Cantwell and President Pro Tem Stewart.

NAYS: None.

ABSENT: Siboczy, Kozub.

President Pro Tem Stewart declared the motion carried.

### **ACCEPTANCE OF MINUTES**

Regular Meeting – August 12, 2014

Regular Meeting – August 26, 2014

Motion made by Councilman Cantwell, seconded by Councilman Schoenborn, to approve minutes as submitted.

September 23, 2014

On roll call the following vote was recorded:

AYES: Jung, Schoenborn, Green, Cantwell and President Pro Tem Stewart.

NAYS: None

ABSTAIN: Schoenborn (*August 26, 2014 Only*), Green (*August 12, 2014 Only*)

ABSENT: Siboczy, Kozub.

President Pro Tem Stewart declared the motion carried.

### **DISPOSITION OF BIDS RECEIVED**

None

### **WRITTEN REPORTS OF OFFICIALS**

1) Report of the Public Works Department for the month of August, 2014 shows total receipts of \$27,738.15, with the same remitted to the Treasurer.

2) Construction Official's report for the month of August, 2014 shows total receipts of \$27,092.00, with the same remitted to the Treasurer.

3) Municipal Court's report for the month of August, 2014 shows total receipts of \$37,545.66 and all interest remitted to the Treasurer.

4) Township Clerk's report for the month of August, 2014 shows total receipts of \$1,679.75, with \$1,404.75 disbursed.

### **CORRESPONDENCE**

1) Letter dated September 9, 2014 from Robert D. Bernardi, Burlington County Prosecutor addressed to Mayor and Council regarding Civil Forfeiture(s): J. Couch, J. Delpopolo, B. Neal Case No. 13-14895 check in the amount of \$1,126.00 contributive share for the Municipal Law Enforcement Trust Account (MLETA) of the Burlington Township Police Department.

### **PUBLIC PORTION**

President Pro Tem Stewart opened the floor to the public for their views and comments.

JAMES MacKENZIE, 80 WHITFORD DRIVE: Mr. MacKenzie stated that he moved to Burlington Township about eight years ago from up north. He compliment and thank everyone especially Public Works for the great job that is done every year with snow removal, leaf collection and maintaining the grounds where he lives.

September 23, 2014

President Pro Tem Stewart replied thank you.

Mr. Mackenzie also asked about crime rate, because he was surprised to see our rate on a web site.

Mayor Carlin suggested that he meet with Mr. Shoppas, Director of Public Safety and Mr. Corter, Township Administrator regarding any concerns he has.

Mr. Mackenzie also asked if the township was offering tax abatements to the developers of the Burlington Center Mall.

Mr. Serlin, Township Solicitor addressed his concerns on this issue.

There being no other speakers, President Pro Tem Stewart closed the floor to the public.

**ORDINANCES - SECOND READING**

None

**ORDINANCES - FIRST READING**

None

**RESOLUTIONS**

President Pro Tem Stewart called on the Township Clerk to read all the resolutions before roll call vote is taken.

RESOLUTION  
2014 -R-184

- A) RESOLUTION AUTHORIZING REFUNDS TO CERTAIN PROPERTY OWNERS WITHIN THE TOWNSHIP OF BURLINGTON

RESOLUTION  
2014-R-185

- B) RESOLUTION AUTHORIZING CANCELLATION OF TAXES ON BLOCK 102.15, LOT 1106 AND BLOCK 119, LOT 6

RESOLUTION  
2014-R-186

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- C) RESOLUTION AUTHORIZING THE MAYOR TO SIGN APPLICATION FOR A LOAN FROM THE NEW JERSEY ENVIRONMENTAL INFRASTRUCTURE FINANCING PROGRAM FOR THE REHABILITATION OF VARIOUS SANITARY SEWER SYSTEMS CONTRACT NO. 2016-04

RESOLUTION  
2014-187

- D) RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE THE NJDEP DLUR APPLICATION FORM REQUESTING A LETTER OF INTERPETATION FOR TOWNSHIP PROPERTY KNOWN AS BLOCK 123.01, LOT 3.01 AND DESIGNING JOSEPH ARSENAULT AS AGENT FOR BURLINGTON TOWNSHIP

RESOLUTION  
2014-188

- E) RESOLUTION RELINQUISHING ANY RIGHT, TITLE OR INTEREST IN AND TO THE GROUND LEASE BETWEEN THE JOINT BURLINGTON ECONOMIC DEVELOPMENT CORPORATION AND MOTHER'S KITCHEN, INC. RELATED TO REAL PROPERTY KNOWN AS BLOCK 1, LOT 8, ON THE TAX MAP OF THE CITY OF BURLINGTON

RESOLUTION  
2014-189

- F) RESOLUTION AUTHORIZING THE CHIEF FINANCIAL OFFICER TO RELEASE FUNDS DEPOSITED BY LION FGC - BURLINGTON, LLC TO HAINES CENTER-BURLINGTON, LLC AND WHITESELL CONSTRUCTION CO., INC., FOR SEWER AND WATER UTILITY IMPROVEMENTS CONSTRUCTED BY HAINES CENTER BURLINGTON, LLC AND WHITESELL CONSTRUCTION CO., INC. WHICH HAVE BENEFITTD PROPERTIES OWNED BY LION FGC - BURLINGTON, LLC

RESOLUTION  
2014-190

- G) RESOLUTION AUTHORIZING AMENDMENT TO THE PROPRIETARY CONTRACT WITH RIO SUPPLY, INC. FOR NEPTUNE WATER METERS AND REGISTERS IN AN AMOUNT NOT TO EXCEED \$375,000.00

RESOLUTION  
2014-191

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- H) RESOLUTION AUTHORIZING MAYOR AND CLERK TO AMEND THE AGREEMENT FOR GASOLINE AND FUEL SERVICES WITH THE ENDEAVOR EMERGENCY SQUAD

RESOLUTION  
2014-192

- I) RESOLUTION AUTHORIZING THE PURCHASE OF FIVE TRUCKS UTILIZING THE NEW JERSEY STATE CONTRACT

RESOLUTION  
2014-193

- J) RESOLUTION AUTHORIZING THE PURCHASE OF THREE 2015 POLICE INTERCEPTOR UTILITY VEHICLES UTILIZING THE NEW JERSEY STATE CONTRACT

President Pro Tem Stewart called for a motion to adopt all resolution.

Motion made by Councilman Green, seconded by Councilman Schoenborn to adopt all resolutions A through J.

On roll call the following vote was recorded:

AYES: Jung, Schoenborn, Green, Cantwell and President Pro Tem Stewart.

NAYS: None.

ABSENT: Siboczy, Kozub.

President Pro Tem Stewart declared the motion carried.

### **MOTIONS REQUIRED**

None

### **MAYOR'S ANNOUNCEMENTS AND APPOINTMENTS**

Mayor Carlin again, congratulated and wished both Sergeant Spivey and Sergeant Roberson the best of luck with a long and successful career.

Mayor Carlin reminded everyone of the upcoming Car Show at the Masonic Home this weekend.

### **ORAL REPORTS OF OFFICIALS OTHER THAN THE MAYOR**

September 23, 2014

TOWNSHIP ADMINISTRATOR: Mr. Corter also offered his congratulations to both Sergeant Spivey and Sergeant Roberson.

TOWNSHIP SOLICITOR: No report.

DIRECTOR OF PUBLIC SAFETY: No report.

DIRECTOR OF PUBLIC WORKS: No report.

DIRECTOR OF RECREATION: Mrs. Flannery gave a report on recreation.

CONSTRUCTION OFFICIAL: Mr. Wright congratulated Sergeant Spivey and Sergeant Roberson.

TREASURER/CFO: Mrs. Bass also congratulated the newly appointed Sergeants.

TAX COLLECTOR: Mrs. Shen reported that the Tax Sale will be held on Friday, September 26<sup>th</sup>.

TOWNSHIP ENGINEER: No report.

TOWNSHIP CLERK: Mr. Carnivale also congratulated Sergeant Spivey and Sergeant Roberson. He mentioned that it is interesting because they both grew up in State Police Families.

### **REPORTS OF COUNCIL MEMBERS**

COUNCILMAN JUNG: Councilman Jung congratulated Sergeant Spivey and Sergeant Roberson and wished them a successful and safe career.

Councilman Jung also offered his condolences to the Walker and Cook families.

COUNCILMAN SCHOENBORN: Councilman Schoenborn offered his congratulations to both Sergeant Spivey and Sergeant Roberson for continued success.

Councilman Schoenborn also offered his condolences to the Cook family on the loss of Ed, and the Walker family on the loss of Mr. Walker.

Councilman Schoenborn thanked Director Fazekas and his crew for the outstanding job they did on Primrose Lane cleaning it up.

COUNCILMAN GREEN: Councilman Green offered his condolences to both the Cook and Walker families.

Councilman Green congratulated the new Sergeant's on their appointments.

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Councilman Green reported that besides the Car Show this weekend he will be riding in the Multiple Sclerosis Cure Ride on Sunday.

COUNCILMAN CANTWELL: Councilman Cantwell offered his condolences to both the Cook and Walker families. He stated how much Mr. Walker is going to be missed by all.

Councilman Cantwell congratulated Sergeant Spivey and Sergeant Roberson and wished them all the best.

PRESIDENT PRO TEM STEWART: President Pro Tem Stewart also congratulated the two newly appointed Sergeants.

President Pro Tem Stewart offered her expression of sympathy on the passing of Mr. Walker and Ed Cook. She stated that Ed Cook and his family were longtime residents and volunteers in Burlington Township for many years. He will be sadly missed.

At this time, President Pro Tem Stewart called for a motion to adjourn.

**MOTION TO ADJOURN**

Motion made by Councilman Schoenborn, seconded by Councilman Jung to adjourn until the next Regular Meeting to be held on October 14, 2014 at 7:00 p.m. in these chambers.

On roll call the following vote was recorded:

AYES: Jung, Schoenborn, Green, Cantwell and President Pro Tem Stewart.

NAYS: None.

ABSENT: Siboczy, Kozub.

President Pro Tem Stewart declared the motion carried.

***COUNCIL ADJOURNED***

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Anthony J. Carnivale, Jr., RMC  
Municipal Clerk

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Sandra V. Stewart  
President Pro Tem