

# MINUTES

***MAY 28, 2013***

## STATEMENT

Notice of this May 28, 2013 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 3, 2013.
- ◆ A written notice was posted on the Burlington Township bulletin board and web site on January 3, 2013.
- ◆ A written notice was mailed to the Burlington County Times, the Courier Post and the Trenton Times via certified mail on January 3, 2013.

The Regular Meeting of the Township Council was held on May 28, 2013 at the Burlington Township Municipal Building. Those present were:

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

For the record, Mr. Carnivale stated that Councilman Green will not be available this evening.

President Cantwell called the meeting to order and asked everyone to stand and join in the Pledge of Allegiance.

## SPECIAL PRESENTATION TO ABIGAIL TOOTELL AS FINALIST IN THE LOUIS BAY 2<sup>ND</sup> FUTURE LEADERS SCHOLARSHIP COMPETITION

President Cantwell called on Mayor Carlin and Councilwoman Siboczy for the presentation.

Mayor Carlin stated that tonight we will be recognizing the Burlington Township Representative in the Louis Bay 2<sup>nd</sup> Future Leaders Scholarship Contest sponsored by the New Jersey League of Municipalities.

Mayor Carlin explained that Abigail Tootell's essay was selected as one of the top three that we received from the high school. Her essay was then submitted to the New Jersey League of Municipalities as part of the State Competition. We have been advised that while her essay was not selected as one of their scholarship winners it has been selected as one of the Finalist. He stated that the League as forwarded a Certificate of Recognition for her efforts.

Mayor Carlin called on Abigail Tootell, Senior at Burlington Township High School and asked her to come forward for a presentation.

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At this time, Mayor Carlin read the following Certificate of Participation, which was then presented to Abigail Tootell.

<p style="text-align: center;"><b>CERTIFICATE OF PARTICIPATION</b></p> <p style="text-align: center;"><i>Presented to</i></p> <p style="text-align: center;"><b>ABIGAIL TOOTELL</b></p> <p style="text-align: center;"><b>BURLINGTON TOWNSHIP</b></p> <p style="text-align: center;"><b>STATE FINALIST</b></p> <p style="text-align: center;"><i>For your interest in Civic Contributions to the Community as evidence by your participation in the Louis Bay 2<sup>nd</sup> Future Municipal Leaders Scholarship Competition</i></p> <p style="text-align: center;"><b>DATE: May 1, 2013</b></p> <p style="text-align: right;"><i>Janice S. Mironov</i> <b>President</b></p> <p style="text-align: center;"><b>NJLM New Jersey State League of Municipalities</b></p>
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At this time, President Cantwell called on Council for any comments.

All Council Members individually congratulated Abigail Tootell on her achievement and wished her the best of luck over the next four years while she continues her education at Gettysburg College.

**MOTION TO PAY BILLS**

Motion made by Councilwoman Stewart, seconded by Councilman Jung, to pay bills that have been approved.

On roll call the following vote was recorded:

AYES: Jung, Stewart, Schoenborn, Kozub, Siboczy and President Cantwell

NAYS: None.

ABSENT: Green.

President Cantwell declared the motion carried.

**ACCEPTANCE OF MINUTES**

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Motion made by Councilman Kozub, seconded by Councilwoman Stewart, to approve minutes as submitted.

On roll call the following vote was recorded:

AYES: Jung, Stewart, Schoenborn, Kozub and President Cantwell

NAYS: None.

ABSTAIN: Siboczy.

ABSENT: Green.

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President Cantwell declared the motion carried.

**DISPOSITION OF BIDS RECEIVED**

A) SANITARY SEWER REHABILITATION (CONTRACT NO. 2013-04)

President Cantwell called on the Engineering Department for their report and recommendation.

Mr. Hatfield recommended that in accordance with the memorandum addressed to Mayor and Council dated May 20, 2013 and letter dated January 3, 2013 the bid be awarded to Allstate Power-Vac, Inc. for their low bid of \$1,221,221.00.

RESOLUTION  
2013-R-109

RESOLUTION AUTHORIZING AWARD OF BID  
FOR SANITARY SEWER REHABILITATION  
TO ALLSTATE POWER-VAC, INC.  
IN AN AMOUNT NOT TO EXCEED \$1,221,221.00  
(CONTRACT NO. 2013-04)

Motion made by Councilman Schoenborn, seconded by Councilwoman Siboczy, to adopt resolution.

On roll call the following vote was recorded:

AYES: Jung, Stewart, Schoenborn, Kozub, Siboczy and President Cantwell  
NAYS: None.  
ABSENT: Green.

President Cantwell declared the motion carried.

**WRITTEN REPORTS OF OFFICIALS**

None.

**CORRESPONDENCE**

1) Letter dated May 20, 2013 from Mayde Collins addressed to Director Kevin Shoppas regarding her resignation from the position of Police Aide for the Burlington Township Police Department, effective May 31, 2013.

Mr. Carnivale stated that action will be taken later on the agenda.

**PUBLIC PORTION**

President Cantwell opened the floor to the public for their views and comments. There being no speakers, President Cantwell closed the floor to the public.

**ORDINANCES - SECOND READING**

ORDINANCE  
2013-OR-015

ORDINANCE AMENDING THE CODE OF THE TOWNSHIP  
OF BURLINGTON, COUNTY OF BURLINGTON AND STATE  
OF NEW JERSEY SPECIFICALLY CHAPTER 467, "SEWERS",  
§467-1 ET SEQ. AND CHAPTER 584, "WATER", §584-1 ET

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SEQ. TO INCREASE UTILITY RATES AND CONNECTION  
FEES AND MAKING OTHER MODIFICATIONS THEREIN

President Cantwell opened the floor to the public. There being no speakers, President Cantwell closed the floor to the public.

Motion made by Councilwoman Stewart, seconded by Councilman Jung, to adopt this ordinance on second reading.

On roll call the following vote was recorded:

AYES: Jung, Stewart, Schoenborn, Kozub, Siboczy and President Cantwell

NAYS: None.

ABSENT: Green.

President Cantwell declared the motion carried.

ORDINANCE  
2013-OR-016

AN ORDINANCE OF THE TOWNSHIP OF BURLINGTON  
IMOSING DEVELOPMENT FEES CONSISTENT WITH THE  
APRIL 2013 MODEL ORDINANCE OF THE COUNCIL ON  
AFFORDABLE HOUSING

President Cantwell opened the floor to the public.

Mr. Serlin stated that we have a few minor recommended amendments from COAH, which should be read for the record so that we can adopt on second reading without advertising.

President Cantwell read the following for the record:

- iii. Residential structures demolished and replaces as a result of a fire, flood, or natural disaster shall be exempt from paying a development fee.
- v. Developers of residential development with one or two owner-occupied dwelling units shall be exempt from paying a development fee.

Mr. Serlin recommended that Council adopt the ordinance on seconding reading the changes received from COAH today.

There being no speakers, President Cantwell closed the floor to the public.

Motion made by Councilman Jung, seconded by Councilman Schoenborn, to adopt this ordinance on second reading as amended.

On roll call the following vote was recorded:

AYES: Jung, Stewart, Schoenborn, Kozub, Siboczy and President Cantwell

NAYS: None.

ABSENT: Green.

President Cantwell declared the motion carried.

ORDINANCES - FIRST READING

None.

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**RESOLUTIONS**

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

A) RESOLUTION 2013-R-110

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

B) RESOLUTION 2013-R-111

RESOLUTION AUTHORIZING AWARD OF CONTRACT FOR UTILITY GARAGE ROOF REPAIRS AT THE RECREATION DEPARTMENT

C) RESOLUTION 2013-R-112

RESOLUTION SETTING SALARY OF CERTAIN EMPLOYEE OF THE TOWNSHIP OF BURLINGTON TO THE TOWNSHIP SALARY ORDINANCE

D) RESOLUTION 2013-R-113

RESOLUTION AUTHORIZING TOWNSHIP COUNCIL TO ACCEPT THE ENDEAVOR EMERGENCY SQUAD YEAR 2012 AUDIT

E) RESOLUTION 2013-R-114

RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF BURLINGTON ACCEPTING RESIGNATION LETTER FROM EMPLOYEE MAYDE COLLINS

President Cantwell called for a motion to adopt all resolution.

Motion made by Councilwoman Siboczy, seconded by Councilwoman Stewart, to adopt all the resolution listed A through E.

On roll call the following vote was recorded:

AYES: Jung, Stewart, Schoenborn, Green, Kozub, Siboczy and President Cantwell

NAYS: None.

ABSTAIN: Kozub (*Resolution E only*)

President Cantwell declared the motion carried.

**MOTIONS REQUIRED**

None

**MAYOR'S ANNOUNCEMENTS AND APPOINTMENTS**

Mayor Carlin reminded Council that on Thursday morning, May 30th, Burlington County will be holding the Veteran's Day Ceremony at the Veteran's Memorial in the park starting at 11:30 a.m.

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Mayor Carlin made the following appointments:

- A) Permanent appointment of George Coolidge as Senior Sewage Plant Operator in the Department of Public Works, effective 5/22/2013.
- B) Appointment of Conrad Dilks as member of the Environmental Commission to fill the unexpired term of Antoinette Horner, expiring 12/31/2015.

**MAYOR'S APPOINTMENT WITH CONFIRMATION**

Mayor Carlin request Council to offer advice and consent to the temporary appointment of Stephen C. Fazekas as Acting Recreation Director in the Department of Recreation for a term ending, 12/31/2014.

Motion made by Councilman Kozub, seconded by Councilman Schoenborn, to confirm the appointment Stephen C. Fazekas as Acting Recreation Director in the Department of Recreation for a term ending, 12/31/2014.

On roll call the following vote was recorded:

AYES: Jung, Stewart, Schoenborn, Kozub, Siboczy and President Cantwell  
NAYS: None.  
ABSENT: Green.

President Cantwell declared the motion carried.

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

TOWNSHIP ADMINISTRATOR: Mr. Corter congratulated Abigail Tootell and wished he good luck at Gettysburg.

TOWNSHIP SOLICITOR: Mr. Serlin also congratulated Abigail Tootell.

DIRECTOR OF PUBLIC SAFETY: Mr. Shoppas congratulated Abigail Tootell.

CONSTRUCTION OFFICIAL: No report.

TOWNSHIP TREASURER/CFO: No report.

DIRECTOR OF PUBLIC WORKS: No report.

TOWNSHIP ENGINEER: No report.

TOWNSHIP CLERK: No report.

**REPORTS OF COUNCIL MEMBERS**

COUNCILWOMAN SIBOCZY: Councilwoman Siboczy wished Abby good luck at Gettysburg and hopes she has an enjoyable summer.

COUNCILMAN KOZUB: Councilman Kozub also wished Abigail well on her accomplishments.

COUNCILMAN SCHOENBORN: Councilman Schoenborn congratulated Abigail again and wished her well at Gettysburg.

COUNCILWOMAN STEWART: Councilwoman Stewart wished Mayde Collins all the best on her future endeavors and wished Abigail all the best at Gettysburg.

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Councilwoman Stewart also personally thanked all the Veterans; the men and women who have served.

COUNCILMAN JUNG: Councilman Jung wished Abigail Tootell all the best and wished Mayde Collins well.

PRESIDENT CANTWELL: President Cantwell wished Abigail good luck; best wishes to George Coolidge and Conrad Dilks on their new appointments; and last best wishes to Mr. Fazekas on his appointment as Acting Recreation Director.

At this time, President Cantwell called for a motion to adjourn.

**MOTION TO ADJOURN**

Motion made by Councilman Kozub, seconded by Councilman Schoenborn to adjourn until the next Regular Meeting to be held on June 11, 2013 at 7:00 p.m. in these chambers.

On roll call the following vote was recorded:

AYES: Jung, Stewart, Schoenborn, Kozub, Siboczy and President Cantwell

NAYS: None.

ABSENT: Green.

President Cantwell declared the motion carried.

***COUNCIL ADJOURNED***

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Anthony J. Carnivale, Jr., RMC  
Municipal Clerk

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Michael K. Cantwell  
President of Council