

MINUTES

AUGUST 28, 2012

STATEMENT

Public notice of this 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 4, 2012.
- ◆ A written notice was posted on the Burlington Township bulletin board and web site on January 4, 2012.
- ◆ A written notice was mailed to the Burlington County Times, the Courier Post and the Trenton Times via certified mail on January 4, 2012 and published by the Burlington County Times in a block ad on January 6, 2012.

The Regular Meeting of the Township Council was held on August 28, 2012 at the Burlington Township Municipal Building. Those present were:

PRESIDENT PRO TEM:	Carl M. Schoenborn
COUNCIL MEMBERS:	Richard W. Quinn, Jr. Sandra V. Stewart Michael K. Cantwell George M. Kozub
ABSENT:	Harry McConnell E.L. Pete Green

For the record, Mr. Carnivale stated that President Green and Councilman McConnell will not be available this evening. President Pro Tem Schoenborn will conduct the meeting this evening.

President Pro Tem Schoenborn called the meeting to order and asked everyone to stand and join in the Pledge of Allegiance. After the salute to the flag President Pro Tem Schoenborn asked everyone to remain standing for a moment of silence in memory of Jeff Romani, one of our Public Works employees who passed away yesterday morning at the age of 50.

MOTION TO PAY BILLS

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

On roll call the following vote was recorded:

AYES: Quinn, Stewart, Cantwell, Kozub, and President Pro Tem Schoenborn.
NAYS: None.
ABSENT: McConnell, Green.

President Pro Tem Schoenborn declared the motion carried.

ACCEPTANCE OF MINUTES

None

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DISPOSITION OF BIDS RECEIVED

A) BULK SOLAR SALT

President Pro Tem Schoenborn called on the Purchasing Department for their report and recommendation.

Mr. Stewart recommended that the bid be awarded to Oceanport, LLC in an amount not to exceed \$88.25/ton for a two (2) year period.

RESOLUTION
2012-R-197

RESOLUTION AUTHORIZING AWARD OF BID
FOR BULK SOLAR SALT
TO OCEANPORT, LLC.
IN AN AMOUNT NOT TO EXCEED \$88.25/TON
FOR A TWO (2) YEAR PERIOD

Motion made by Councilman Cantwell, seconded by Councilman Kozub, to adopt resolution.

On roll call the following vote was recorded:

AYES: Quinn, Stewart, Cantwell, Kozub, and President Pro Tem Schoenborn.

NAYS: None.

ABSENT: McConnell, Green.

President Pro Tem Schoenborn declared the motion carried.

WRITTEN REPORTS OF OFFICIALS

1) Township Clerk's report for the month of July 2012 shows total receipts of \$3,780.87 with \$3,501.00 disbursed.

CORRESPONDENCE

1) Letter dated August 15, 2012 from Robert D. Bernardi, Burlington County Prosecutor addressed to Mayor and Council regarding Civil Forfeiture(s): J. Mobley Case No. 09-23148 check in the amount of \$120.00 contributive share for the Municipal Law Enforcement Trust Account (MLETA) of the Burlington Township Police Department.

PUBLIC PORTION

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

ORDINANCES - SECOND READING

ORDINANCE
2012-OR-021

ORDINANCE OF THE TOWNSHIP OF BURLINGTON
AUTHORIZING A FIVE-YEAR EXEMPTION FROM
REAL PROPERTY TAXES FOR COMMERCIAL AND
INDUSTRIAL STRUCTURES DEEMED ELIGIBLE

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BY THE TOWNSHIP COUNCIL

President Pro Tem Schoenborn opened the floor to the public. There being no speakers, President Pro Tem Schoenborn closed the floor to the public.

Motion made by Councilman Kozub, seconded by Councilman Cantwell, to adopt this ordinance on second reading.

On roll call the following vote was recorded:

AYES: Quinn, Stewart, Cantwell, Kozub, and President Pro Tem Schoenborn.

NAYS: None.

ABSENT: McConnell, Green.

President Pro Tem Schoenborn declared the motion carried.

ORDINANCE
2012-OR-022

ORDINANCE OF THE TOWNSHIP OF BURLINGTON
CONVEYING TO THE COUNTY OF BURLINGTON THE
EXISTING RIGHT OF WAY KNOWN AS CAMPUS DRIVE
FROM ROUTE 130 TO SUNSET ROAD

President Pro Tem Schoenborn opened the floor to the public.

Mayor Carlin mentioned for the record that a few of the property owners affected by this ordinance are in the audience this evening. He then welcomed them to town hall and hopes that this will help them move forward productively in the future.

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

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

On roll call the following vote was recorded:

AYES: Quinn, Stewart, Cantwell, Kozub, and President Pro Tem Schoenborn.

NAYS: None.

ABSENT: McConnell, Green.

President Pro Tem Schoenborn declared the motion carried.

ORDINANCES - FIRST READING

ORDINANCE

ORDINANCE OF THE TOWNSHIP OF BURLINGTON,
COUNTY OF BURLINGTON, STATE OF NEW JERSEY
AUTHORIZING USE OF DEVELOPERS' RECREATION
FUND MONIES AND MUNICIPAL PARK DEVELOPMENT
GRANT MONIES FOR LIGHTING REPAIRS AND UPGRADES

Motion made by Councilman Cantwell, seconded by Councilman Kozub, to adopt on first reading, to advertise in the legal newspaper, and set date and time for public hearing on September 11, 2012 at 7:00 p.m. in these chambers.

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On roll call the following vote was recorded:

AYES: Quinn, Stewart, Cantwell, Kozub, and President Pro Tem Schoenborn.

NAYS: None.

ABSENT: McConnell, Green.

President Pro Tem Schoenborn declared the motion carried.

RESOLUTIONS

RESOLUTION 2012-R-198

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

Motion made by Councilwoman Stewart, seconded by Councilman Kozub to adopt this resolution.

On roll call the following vote was recorded:

AYES: Quinn, Stewart, Cantwell, Kozub, and President Pro Tem Schoenborn.

NAYS: None.

ABSENT: McConnell, Green.

President Pro Tem Schoenborn declared the motion carried.

RESOLUTION 2012-R-199

RESOLUTION REMOVING CERTAIN PROPERTY
FROM TAX SALE LIST AND APPROVEING
PAYMENT PLAN

Motion made by Councilman Kozub, seconded by Councilman Quinn to adopt this resolution.

On roll call the following vote was recorded:

AYES: Quinn, Stewart, Cantwell, Kozub, and President Pro Tem Schoenborn.

NAYS: None.

ABSENT: McConnell, Green.

President Pro Tem Schoenborn declared the motion carried.

RESOLUTION 2012-R-200

RESOLUTION APPROVING CHANGE ORDER #1
TO ARAWAK PAVING COMPANY, INC., FOR
RECONSTRUCTION OF SYLVAN PARK ROAD
(CONTRACT 2011-08)

Motion made by Councilwoman Stewart, seconded by Councilman Kozub to adopt this resolution.

On roll call the following vote was recorded:

AYES: Quinn, Stewart, Cantwell, Kozub, and President Pro Tem Schoenborn.

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NAYS: None.

ABSENT: McConnell, Green.

President Pro Tem Schoenborn declared the motion carried.

RESOLUTION 2012-R-201

RESOLUTION AUTHORIZING FUNDING FOR
RECREATION IMPROVEMENTS FROM LAKE
RECREATION TRUST FUNDS

Motion made by Councilman Cantwell, seconded by Councilwoman Stewart to adopt this resolution.

On roll call the following vote was recorded:

AYES: Quinn, Stewart, Cantwell, Kozub, and President Pro Tem Schoenborn.

NAYS: None.

ABSENT: McConnell, Green.

President Pro Tem Schoenborn declared the motion carried.

RESOLUTION 2012-R-202

RESOLUTION CERTIFYING THE IMPROVEMENTS
ASSOCIATED WITH THE 2010 AND 2011 BURLINGTON
COUNTY MUNICIPAL PARK IMPROVEMENT GRANTS
ARE COMPLETE AND AUTHORIZING FINAL PAYMENT
TO THE CONTRACTOR

Motion made by Councilman Kozub, seconded by Councilman Quinn to adopt this resolution.

On roll call the following vote was recorded:

AYES: Quinn, Stewart, Cantwell, Kozub, and President Pro Tem Schoenborn.

NAYS: None.

ABSENT: McConnell, Green.

President Pro Tem Schoenborn declared the motion carried.

RESOLUTION 2012-R-203

RESOLUTION AUTHORIZING WAIVER OF MUNICIPAL
FEES FOR THE ENDEAVOR EMERGENCY SQUAD WITH
REGARD TO WATER AND SEWER SERVICE

Motion made by Councilman Cantwell, seconded by Councilman Kozub to adopt this resolution.

On roll call the following vote was recorded:

AYES: Quinn, Stewart, Cantwell, Kozub, and President Pro Tem Schoenborn.

NAYS: None.

ABSENT: McConnell, Green.

President Pro Tem Schoenborn declared the motion carried.

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MOTIONS REQUIRED

None

MAYOR'S ANNOUNCEMENTS AND APPOINTMENTS

Mayor Carlin made the following appointment:

- A) Appointment of Varinder Bal as member of the Mayor's Citizens Advisory Committee for a term expiring, 12/31/2012.

Mayor Carlin thanked Council for passing the resolution allowing money to be taken out of the Lake Recreation Trust Fund for improvements at the football tower.

Mayor Carlin thanked the staff for aggressively taking the monies we received last year from the Burlington County Municipal Park Improvement Grants and putting them to use.

Mayor Carlin expressed his condolences to the Romani Family. He stated that whenever you would see Jeff at the recycling he was always a very hardworking guy with a positive outlook on things; no matter what his physical condition was. He will be sorely missed.

Mayor Carlin wished everybody a happy and safe Labor Day.

ORAL REPORTS OF OFFICIALS OTHER THAN THE MAYOR

TOWNSHIP SOLICITOR: No report.

DIRECTOR OF PUBLIC SAFETY: Mr. Shoppas reported that he has been advised by the Fire District that their new fire truck arrived today and the Governing Body is welcome to stop at Beverly Road Fire House after the meeting to see it.

Mr. Shoppas reported that a prior resolution allowed him to apply for a grant from the Department of Homeland Security and today he received notice that the Police Department will be receiving an additional \$14,000 from that grant.

PURCHASING AGENT: No report.

DIRECTOR OF RECREATION: Mr. Craig offered his thoughts and prayer for Jeff and his family. He stated that he has known Jeff for over thirty years and he will be sorely missed.

CONSTRUCTION OFFICIAL: Mr. Wright offered prayers for the Romani family.

TOWNSHIP TREASURER/CFO: No report.

TAX COLLECTOR: No report.

DIRECTOR OF PUBLIC WORKS: Mr. Snyder offered his condolences to the Romani family. He stated that Jeff graduated from Burlington Township High School and with the approval of the Governing Body he was hired back in 2002 with the Recreation Department; he worked in recreation for a year or two and was then transferred to the Compost Site, which was a job he truly loved. He explained that Jeff suffered with medical issues for a number of years and in spite of it all he greeted everyone with a positive attitude.

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TOWNSHIP ENGINEER: Mr. Hatfield reported that as directed by the Governing Body he attended a meeting last night in Florence Township, along with Mr. Serlin, Township Solicitor and Mr. Augustyn, Township Planner. He stated that the meeting was a public hearing before the Florence Township Zoning Board on the application for the proposed Florence PV Facility. He stated that they spoke in opposition of this proposed development adjacent to the Steeplechase residential development; along with a number of objectors. All of the testimony was very strong and compelling and the hearing was continued until the last Monday in September.

Mr. Hatfield also reported that the roadway project on Summer and Edgewater Avenue's is going well and should be complete by the end of this week.

Mr. Hatfield reported that bids will be received for the Mill Lane Reconstruction in about ten days.

TOWNSHIP CLERK: Mr. Carnivale offered his condolences to the Romani family.

REPORTS OF COUNCIL MEMBERS

COUNCILMAN CANTWELL: Councilman Cantwell offered his condolences to the Romani family. He expressed how tough it will be going to the Recycling Center and not seeing him. He stated that he truly will be missed.

Councilman Cantwell wished everyone a happy holiday.

COUNCILMAN KOZUB: Councilman Kozub offered his condolences to the Romani family and stated that every time you go to the Recycling Center you would see him as he greeted you. He truly enjoyed his job and will be sadly missed.

Councilman Kozub wished everyone a safe Labor Day.

COUNCILMAN QUINN: Councilman Quinn stated that Jeff was a special guy and he gave 100% to his work; and 100% to this township. He stated that he will be truly missed at the Recycling Center; and offered his deepest sympathy to his family.

COUNCILWOMAN STEWART: Councilwoman Stewart offered prayers to the Romani family and peace to his wife Janet.

Councilwoman Stewart wished everyone a safe and none labor; Labor Day.

PRESIDENT PRO TEM SCHOENBORN: President Pro Tem Schoenborn stated that he had known Jeff, since he was seven years old. He had coached him through many years of baseball and football. He expressed how Jeff always had such a positive attitude; even though he was suffering severely from bone cancer. He was always willing to help everyone when they came to the Recycling Center; and he will be truly missed and God Bless him.

Mayor Carlin asked President Pro Tem Schoenborn if he could add to his comments.

Mayor Carlin then explained that with regard to the ordinance adopted this evening authorizing a five year exemption from real property taxes for commercial and industrial structures some are here tonight. He then acknowledged Jeff Graven, who represented Burlington Neck and William Hyland, who represented ACP. He then thanked them both for all their assistance with developing this ordinance.

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Mayor Carlin then called on them both for any comments.

BILL HYLAND, Representative of American Continental Properties the former K-mart Center. He then proceeded to thank the Mayor and Council for adopting this ordinance. He then spoke about the project which would involve a major retail food market and that they are developing a plan to bring to the Township Planning Board as soon as the lease negotiations are accommodated.

Mayor Carlin then introduced Mrs. Patricia Siboczy, who is a member of our Planning Board and Mr. Robert Jung, Chairman of our Zoning Board; just so he would know some friendly faces when they go before the board.

Mr. Hyland replied he is looking forward to it.

JEFF KIRDONE, Representing Clairion Partners also thanked Council for their cooperation and foresight in helping to put this project together and move forward.

Mayor Carlin thanked them both for making the investment in the community.

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

MOTION TO ADJOURN

Motion made by Councilman Kozub, seconded by Councilman Cantwell to adjourn until the next Regular Meeting to be held on September 11, 2012 at 7:00 p.m. in these chambers.

On roll call the following vote was recorded:

AYES: Quinn, Stewart, Cantwell, Kozub, and President Pro Tem Schoenborn.

NAYS: None.

ABSENT: McConnell, Green.

President Pro Tem Schoenborn declared the motion carried.

COUNCIL ADJOURNED

Anthony J. Carnivale, Jr., RMC
Municipal Clerk

Carl M. Schoenborn
President Pro Tem