

# MINUTES

**SEPTEMBER 11, 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 September 11, 2012 at the Burlington Township Municipal Building. Those present were:

<b>PRESIDENT:</b>	E.L. Pete Green
<b>COUNCIL MEMBERS:</b>	Richard W. Quinn, Jr. Carl M. Schoenborn Michael K. Cantwell George M. Kozub Harry McConnell
<b>ABSENT:</b>	Sandra V. Stewart ( <i>Arrived Late</i> )

For the record, Mr. Carnivale stated that Councilwoman Stewart has been delayed and will arrive shortly.

President Green called the meeting to order and asked everyone to stand and join in the Pledge of Allegiance. President Green also asked everyone to remain standing to offer a moment of silence for the 911 victims and also in memory of Cass Foy, sister of our ex-Mayor Joe Foy.

## MOTION TO PAY BILLS

Motion made by Councilman McConnell, seconded by Councilman Kozub to pay bills that have been approved.

On roll call the following vote was recorded:

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

President Green declared the motion carried.

## ACCEPTANCE OF MINUTES

Regular Meeting – June 12, 2012  
Special Meeting – June 19, 2012

September 11, 2012

Motion made by Councilman McConnell, seconded by Councilman Kozub, to approve the minutes as submitted.

On roll call the following vote was recorded:

AYES: Quinn, Schoenborn, Cantwell, Kozub, McConnell and President Green.

NAYS: None.

ABSTAIN: Schoenborn (*Regular Meeting – June 12, 2012 Only*)

ABSENT: Stewart.

President Green 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, 2012 shows total receipts of \$4,553.44 with the same remitted to the Treasurer.

2) Construction Official's report for the month of August 2012 shows total receipts of \$19,874.40 with the same remitted to the Treasurer.

3) Police Department's report for the month of August, 2012 shows total receipts of \$1,036.05 with the same remitted to the Treasurer.

4) Township Clerk's report for the month of August 2012 shows total receipts of \$1,148.27 with \$973.05 disbursed.

5) Report of the Planning Board and Zoning Board of Adjustment for the month of August 2012 shows total receipts of \$4,300.00 with the same remitted to the Treasurer.

#### **CORRESPONDENCE**

1) Letter dated September 5, 2012 from Robert D. Bernardi, Burlington County Prosecutor addressed to Mayor and Council regarding Civil Forfeiture(s): Robert Rencewicz Case No. 12-5928 check in the amount of \$321.00 contributive share for the Municipal Law Enforcement Trust Account (MLETA) of the Burlington Township Police Department.

#### **PUBLIC PORTION**

President Green opened the floor to the public for their views and comments.

ANNETTE MINORS, 10 LATIMER WAY: Mrs. Minors spoke about the upcoming Mayor's Health and Wellness Campaign that will be held on October 13<sup>th</sup>, from 10:00 a.m. until 2:00 p.m., which will be held at one of the schools. She explained that as soon as they can find out approximately how many people Mr. Manno will decide which school will better handle this event. She then proceeds to go over the list of participants as of this date, and will notify Mayor and Council as more information becomes available.

JOSEPH BEVIS, 24 RIDGEWOOD WAY: Mr. Bevis complained about the condition of recreation areas throughout the township, especially in the Bridal Club section. He explained that they all need TLC.

President Green asked Mr. Corter to look into it.

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

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For the record, President Green stated that Councilwoman Stewart has arrived.

**ORDINANCES - SECOND READING**

ORDINANCE  
2012-OR-023

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

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

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

On roll call the following vote was recorded:

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

President Green declared the motion carried.

**ORDINANCES - FIRST READING**

ORDINANCE

ORDINANCE OF THE TOWNSHIP OF BURLINGTON  
AUTHORIZING THE ISSUANCE OF A MAXIMUM OF  
THREE PLENARY RETAIL DISTRIBUTION LICENSES

Motion made by Councilwoman Stewart, seconded by Councilman McConnell, to adopt on first reading, to advertise in the legal newspaper, and set date and time for public hearing on September 25, 2012 at 7:00 p.m. in these chambers.

On roll call the following vote was recorded:

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

President Green declared the motion carried.

**RESOLUTIONS**

RESOLUTION 2012-R-204

RESOLUTION AUTHORIZING THE SALE OF SURPLUS  
PROPERTY/EVIDENCE BEING HELD IN THE POLICE  
EVIDENCE ROOM

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

On roll call the following vote was recorded:

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

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President Green declared the motion carried.

RESOLUTION 2012-R-205

RESOLUTION APPROVING ACCEPTANCE OF  
THE PERFORMANCE GUARANTEE FOR THE  
IMPROVEMENTS ASSOCIATED WITH 613 SUNSET  
ROAD, BLOCK 109.31, LOT 5.03

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

On roll call the following vote was recorded:

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

President Green declared the motion carried.

RESOLUTION 2012-R-206

RESOLUTION AUTHORIZING A CONTRACT  
WITH FLEMINGTON CHEVY BUICK GMC  
CADILLAC, LLC FOR THE PURCHASE OF TWO  
2013 GMC PICKUP TRUCKS

Motion made by Councilman Schoenborn, seconded by Councilman McConnell to adopt this resolution.

On roll call the following vote was recorded:

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

President Green declared the motion carried.

RESOLUTION 2012-R-207

RESOLUTION EXTENDING THE DUE DATE  
FOR THIRD QUARTER 2012 TAXES  
UNTIL OCTOBER 4, 2012

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

On roll call the following vote was recorded:

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

President Green declared the motion carried.

RESOLUTION 2012-R-208

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

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Motion made by Councilman McConnell, seconded by Councilman Schoenborn to adopt this resolution.

On roll call the following vote was recorded:

AYES: Quinn, Stewart, Schoenborn, Cantwell, Kozub, McConnell and President Green.

NAYS: None.

President Green declared the motion carried.

RESOLUTION 2012-R-209

RESOLUTION APPROVING ISSUANCE OF PERMIT  
FOR MICHELLE TOWNER TO HOLD A BLOCK PARTY  
ON STIRRUP WAY IN BURLINGTON TOWNSHIP

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

On roll call the following vote was recorded:

AYES: Quinn, Stewart, Schoenborn, Cantwell, Kozub, McConnell and President Green.

NAYS: None.

President Green declared the motion carried.

RESOLUTION 2012-R-210

RESOLUTION APPROVING ISSUANCE OF PERMIT  
FOR ERIN LESCHAK TO HOLD A BLOCK PARTY  
ON NOREEN DRIVE IN BURLINGTON TOWNSHIP

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

On roll call the following vote was recorded:

AYES: Quinn, Stewart, Schoenborn, Cantwell, Kozub, McConnell and President Green.

NAYS: None.

President Green declared the motion carried.

**MOTIONS REQUIRED**

None

**MAYOR'S ANNOUNCEMENTS AND APPOINTMENTS**

Mayor Carlin reported that Councilman Schoenborn, Councilman Kozub and himself joined the staff today at the Fountain Woods School to celebrate their Hero's Day. He also publicly recognized members of our Armed Forces as well as our own local first responders and thank them for their service.

Mayor Carlin made the following appointment:

A) Appointment of Taylor Limone as Junior Member of the Heritage Commission for a term expiring, 12/31/2012.

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Mayor Carlin explained that Taylor wrote a letter to him, which Council received copies of requesting consideration to be appointed as a member of the Heritage Commission.

Mayor Carlin reminded everyone that the Youth Achievers Walk will be held this Saturday morning in the Green Acres Park.

Mayor Carlin read the following Proclamation issued by New Jersey Governor Chris Christie.

**STATE OF NEW JERSEY  
EXECUTIVE DEPARTMENT**

**PROCLAMATION**

*WHEREAS, on September 11, 2001, the United States was attacked by terrorists, killing thousands of innocent citizens in New York, Washington, D.C. and Pennsylvania; and*

*WHEREAS, in the aftermath of these horrific attacks, thousands of Americans displayed the highest levels of bravery and selflessness, risking or sacrificing their own lives to save their fellow citizens; and*

*WHEREAS, on this eleventh anniversary of that terrible day, we pay tribute to the police officers, firefighters, EMS responders, federal agents and ordinary citizens who performed extraordinary acts of courage and valor during our Nation's most dire moment of need; and*

*WHEREAS, tragic events of September 11, 2001 have unified our Nation against the forces of hatred and oppression and reaffirmed our dedication to the fundamental American ideals of freedom and liberty; and*

*WHEREAS, as New Jersey residents gather at memorial ceremonies across the State, we are once again demonstrating the resiliency, determination, compassion, strength and patriotism that define us as Americans;*

*NOW, THEREFORE, I, CHRIS CHRISTIE, Governor of the State of New Jersey, do hereby proclaim:*

**SEPTEMBER 11, 2012  
AS  
PATRIOT DAY  
AND  
NATIONAL DAY OF SERVICE AND REMEMBRANCE**

*in New Jersey and urge all residents to honor those who lost their lives eleven years ago, to reflect upon America's proud tradition of freedom and bravery and to renew our commitment to serving our communities, State and Nation.*

*GIVEN, under my hand and the Great Seal of the State of New Jersey, this fourth day of September in the year two thousand twelve, the two hundred Thirty-seventh year of the Independence of the United States.*

**Kim Guadagno  
Lt. GOVERNOR**

**Chris Christie  
GOVERNOR**

Mayor Carlin reminded everyone that the Youth Achievers Walk will be held this Saturday morning in the Green Acres Park.

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

TOWNSHIP ADMINISTRATOR: No report.

TOWNSHIP SOLICITOR: No report.

DIRECTOR OF PUBLIC SAFETY: No report.

PURCHASING AGENT: No report.

DIRECTOR OF RECREATION: Mr. Craig reported that his department is checking the tot lots on Bailly, Gaskin and Oxmead Crossing. He stated that they will continue checking all the lots throughout the township.

Mr. Craig also reported that they are getting ready for the senior's picnic this Thursday and the events for the weekend.

CONSTRUCTION OFFICIAL: No report.

TOWNSHIP TREASURER/CFO: No report.

TAX COLLECTOR: Mrs. Shen reported that all the tax bills were mailed out yesterday.

DIRECTOR OF PUBLIC WORKS: No report.

TOWNSHIP CLERK: No report.

TOWNSHIP ENGINEER: Mr. Hatfield gave a follow up on the reported he did last week concerning the emergency repair 14" force main along 13<sup>th</sup> Street. He stated that they will be meeting with three different contractor's and based upon Mrs. Bass's authorization to utilize the funding that was appropriated in 2008 for the same force main; we should be able to get this job done shortly and hopefully without the need to appropriate any additional funds.

**REPORTS OF COUNCIL MEMBERS**

COUNCILMAN QUINN: Councilman Quinn stated that he doesn't think we could thank our police officers and first responders enough for what they do for our community by putting themselves in harm's way.

COUNCILWOMAN STEWART: Councilwoman Stewart also thanked EMS, Fire and Police for what they face and endure each and every day. She mentioned that after talking with many of our newer residents a lot of them didn't realize that our fire department is a volunteer department.

COUNCILMAN SCHOENBORN: Councilman Schoenborn stated that it was certainly a privilege and honor to be at the school this morning for "Patriot Day". He stated that over 900 students walked past all the 1<sup>st</sup> responder's; those being military, fire, EMT and police with an American Flag in front of them. He stated that this was a very emotional moment.

Councilman Schoenborn also spoke about Sargent Yancey who fought in three wars; World War II, Korean War and Vietnam. He stated that Sargent Yancey's great grandson was a student their and came up and gave him a big hug, which was very nice as well. He stated that Mr. Johnson did a wonderful job talking with all of us and he was quite elated, happy and proud being an American today, and see this event take place.

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COUNCILMAN CANTWELL: Councilman Cantwell stated that he agrees with all the comments from Council, because we can never thank our 1<sup>st</sup> responder's enough for what you do for our communities and are prayers are always with you when you go out on calls, thank you very much.

COUNCILMAN KOZUB: Councilman Kozub stated that he also had the opportunity to attend the Hero's Day at the Fountain Woods School. He stated that seeing that many children come up and say thank you to our police, fire and EMS for the job they do; and will do in the future was a touching tribute to them.

Councilman Kozub also mentioned that we should never forget the people who gave their lives in Pennsylvania, Washington and New York from terrorist attacks, thank you very much.

COUNCILMAN McCONNELL: Councilman McConnell offered his condolences to the Foy Family and stated that she will be sadly missed.

Councilman McConnell reminded everyone that this Thursday is the Senior Picnic and if anyone is available come on out and help.

PRESIDENT GREEN: President Green stated that regarding Patriot Day he expressed how many times at our Council Meeting's we acknowledge and give honors to our police, our firemen or our volunteer's.

President Green offered his condolences to the Foy Family.

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

**MOTION TO ADJOURN**

Motion made by Councilman Schoenborn, seconded by Councilman McConnell to adjourn until the next Regular Meeting to be held on September 25, 2012 at 7:00 p.m. in these chambers.

On roll call the following vote was recorded:

AYES: Quinn, Stewart, Schoenborn, Cantwell, Kozub, McConnell and President Green.

NAYS: None.

President Green declared the motion carried.

***COUNCIL ADJOURNED***

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Anthony J. Carnivale, Jr., RMC  
Municipal Clerk

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E.L. Pete Green  
President of Council