

MINUTES

OCTOBER 25, 2011

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 6, 2011.
- ◆ A written notice was posted on the Burlington Township bulletin board and web site on January 6, 2011.
- ◆ A written notice was mailed to the Burlington County Times, the Courier Post and the Trenton Times via certified mail on January 6, 2011; and published by the Burlington County Times in a block ad on January 10, 2011.

The Regular Meeting of the Township Council was held on October 25, 2011 at the Burlington Township Municipal Building. Those present were:

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

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

MOTION TO PAY BILLS

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

On roll call the following vote was recorded:

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

President McConnell declared the motion carried.

ACCEPTANCE OF MINUTES

None

DISPOSITION OF BIDS RECEIVED 8/30/2011

- A) BURLINGTON COUNTY MUNICIPAL RECREATION PARK
IMPROVEMENT GRANT PROJECT (CONTRACT NO. 2011-11)

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

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Mr. Hatfield recommended that the bid be awarded to All Surface Asphalt Paving, Inc. in an amount not to exceed \$135,255.46 in accordance with his letter of October 14, 2011 addressed to Mayor Carlin.

RESOLUTION
2011-R-200

AUTHORIZING AWARD OF BID FOR
BURLINGTON COUNTY MUNICIPAL RECREATION PARK
IMPROVEMENT GRANT PROJECT (CONTRACT NO. 2011-11)
TO ALL SURFACE ASPHALT PAVING, INC.
IN AN AMOUNT NOT TO EXCEED \$135,255.46

Motion made by Councilman Schoenborn, seconded by Councilman Quinn, to adopt resolution.

On roll call the following vote was recorded:

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

President McConnell declared the motion carried.

WRITTEN REPORTS OF OFFICIALS

- 1) Municipal Court's report for the month of September 2011 shows total receipts of \$47,117.12 and \$7.03 interest remitted to the Treasurer.
- 2) Tax Collector's report for the month of September 2011 shows total receipts of \$11,419,083.35 with the same remitted to the Treasurer.
- 3) Report of the Planning Board and Zoning Board of Adjustment for the month of September 2011 shows total receipts of \$8,483.00 with the same remitted to the Treasurer.
- 4) Department of Engineering's report for the month of September 2011 indicates total receipts of \$338.18 with the same remitted to the Treasurer.

CORRESPONDENCE

1) Letter dated October 17, 2011 from Robert D. Bernardi, Burlington County Prosecutor addressed to Mayor and Council regarding Civil Forfeiture(s): Sadowiczak/McNeil/Chapman, et al BCPO Case No. 07-5023 check in the amount of \$589.06 contributive share for the Municipal Law Enforcement Trust Account (MLETA) of the Burlington Township Police Department.

Mr. Carnivale reported that the next letter is from an employee and will be acted on later on the agenda.

2) Letter dated October 6, 2011 from Karen M. Wenger, Police Officer addressed to Director Corter regarding notification of her disability retirement effective, January 1, 2012.

PUBLIC PORTION

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

ORDINANCES - SECOND READING

2011-OR-022

ORDINANCE AMENDING THE CODE OF THE TOWNSHIP OF
BURLINGTON ENTITLED "ADMINISTRATIVE CODE OF THE
TOWNSHIP OF BURLINGTON", MORE SPECIFICALLY CHAPTER 20
(SALARY ADJUSTMENT FOR ASSISTANT ENGINEER)

October 25, 2011

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

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

On roll call the following vote was recorded:

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

NAYS: None.

ABSENT: Stewart.

President McConnell declared the motion carried.

2011-OR-

ORDINANCE OF THE TOWNSHIP OF BURLINGTON
VACATING OPEN UNIMPROVED PUBLIC SPACE KNOWN
AS BLOCK 109.15, LOT 5, ALSO KNOWN AS 9 CASTLE ROAD

Mr. Serlin recommended that this ordinance be permanently tabled since the neighbors have come to an agreement making it possible for Council to act on the attached ordinance on 1st reading.

President McConnell asked for the pleasure of Council with this recommendation.

Motion made by Councilman Cantwell, seconded by Councilman Kozub, to table this ordinance permanently.

On roll call the following vote was recorded:

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

NAYS: None.

ABSENT: Stewart.

President McConnell declared the motion carried.

ORDINANCES - FIRST READING

ORDINANCE

ORDINANCE TO AMEND THE CODE OF THE TOWNSHIP OF
BURLINGTON, COUNTY OF BURLINGTON, STATE OF NEW JERSEY
AND MORE SPECIFICALLY CHAPTER 467, (SEWERS), AMENDING
SECTION 467-21 (REQUIRED INSTALLATIONS)

Motion made by Councilman Kozub, seconded by Councilman Green, to adopt on first reading, to advertise in the legal newspaper, and set date and time for public hearing on November 9, 2011 at 7:00 p.m. in these chambers.

On roll call the following vote was recorded:

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

NAYS: None.

ABSENT: Stewart.

President McConnell declared the motion carried.

ORDINANCE

AN ORDINANCE TO RELEASE, VACATE AND EXTINGISH ANY
AND ALL PUBLIC RIGHTS IN AN TO PROPERTY KNOWN AS
9 CASTLE ROAD, BLOCK 109.15, LOT 5

October 25, 2011

Motion made by Councilman Cantwell, seconded by Councilman Green, to adopt on first reading, to advertise in the legal newspaper, and set date and time for public hearing on November 9, 2011 at 7:00 p.m. in these chambers.

On roll call the following vote was recorded:

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

President McConnell declared the motion carried.

RESOLUTIONS

RESOLUTION 2011-R-201

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

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

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

President McConnell declared the motion carried.

RESOLUTION 2011-R-202

RESOLUTION AUTHORIZING THE GOVERNING BODY
OF THE TOWNSHIP OF BURLINGTON TO ADOPT THE
BURLINGTON TOWNSHIP FLEXIBLE BENEFITS PLAN

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

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

President McConnell declared the motion carried.

RESOLUTION 2011-R-203

RESOLUTION OF THE TOWNSHIP OF BURLINGTON
AUTHORIZING PROFESSIONAL SERVICES CONTRACT
WITH AON HEWITT TO PERFORM AN ACTUARIAL
ANALYSIS FOR GASB 45 COMPLIANCE

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

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

President McConnell declared the motion carried.

RESOLUTION 2011-R-204

RESOLUTION AUTHORIZING ADDITIONAL
PARTICIPATION IN THE BURLINGTON
COUNTY RECYCLING PROGRAM

October 25, 2011

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

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

NAYS: None.

ABSENT: Stewart.

President McConnell declared the motion carried.

RESOLUTION 2011-R-205

RESOLUTION RENEWING PLENARY RETAIL
CONSUMPTION LIQUOR LICENSE #0306-33-004-006
FOR THE YEAR JULY 1, 2011 TO JUNE 30, 2012 FOR
RARE HOSPITALITY INTERNATIONAL, INC.
T/A LONGHORN STEAKHOUSE

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

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

NAYS: None.

ABSENT: Stewart.

President McConnell declared the motion carried.

RESOLUTION 2011-R-206

RESOLUTION OF THE TOWNSHIP COUNCIL ADOPTING THE
RECOMMENDATION OF THE BURLINGTON TOWNSHIP
PLANNING BOARD THAT BLOCK 114, LOTS 1.01 AND 3 AND
BLOCK 90, LOT 28 BE DECLARED AN AREA IN NEED OF
REDEVELOPMENT AND THAT THE BURLINGTON TOWNSHIP
PLANNING BOARD PREPARE A REDEVELOPMENT PLAN FOR
APPROVAL BY THE TOWNSHIP COUNCIL

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

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

NAYS: None.

ABSENT: Stewart.

President McConnell declared the motion carried.

RESOLUTION 2011-R-207

RESOLUTION OF THE TOWNSHIP COUNCIL OF THE
TOWNSHIP OF BURLINGTON ACCEPTING RETIREMENT
LETTER FROM TOWNSHIP EMPLOYEE KAREN M. WENGER

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

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

NAYS: None.

ABSENT: Stewart.

President McConnell declared the motion carried.

RESOLUTION 2011-R-208

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

October 25, 2011

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

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

NAYS: None.

ABSENT: Stewart.

President McConnell declared the motion carried.

MOTIONS REQUIRED

None

MAYOR'S ANNOUNCEMENTS AND APPOINTMENTS

Mayor Carlin reported on the Shredder Event that was held on October 15th; and thanked Sgt. Brintzinghoffer from the Police Department and the Green Team for running this very successful event.

Mayor Carlin report on the Burlington Township Homecoming which was held this past Saturday and attended by all members of the Governing Body. It was a beautiful day for the parade and Burlington Township beat Hopewell Valley.

Mayor Carlin publicly thanked the residents involved in the 9 Castle Road matter for finally resolving the situation. He particularly thanked Mr. & Mrs. Ortiz for their willingness to come to a conclusion over this matter with their neighbors. He also thanked Ken Harrison who was liaison between Mr. Serlin and his other neighbors for a job well done.

Mayor Carlin thanked Council for adopting the resolution tonight regarding the area in need of redevelopment on Route 541. He explained that this will benefit the School District as well as the community; and ultimately the residents and taxpayer of Burlington Township.

MAYOR'S APPOINTMENT

Mayor Carlin made the following appointment:

A) Appointment of Maria T. Brimat as member of the Burlington Township Green Team for a term expiring 12/31/2011.

Mayor Carlin notified Council that on January 1, 2012 he will be making the appointment of Kevin Shoppas as Public Safety Director with the advice and consent of Council.

ORAL REPORTS OF OFFICIALS OTHER THAN THE MAYOR

TOWNSHIP ADMINISTRATOR: Mr. McLernon congratulated Sgt. Shoppas; and Mayor and Council for the selection of Sgt. Shoppas as taking over the position of Public Safety Director.

TOWNSHIP SOLICITOR: Mr. Serlin shared that same comments.

TOWNSHIP TREASURER/CFO: Mrs. Bass congratulated Kevin Shoppas.

TAX COLLECTOR: Mrs. Shen congratulated Sgt. Shoppas.

DIRECTOR OF PUBLIC SAFETY: Mr. Corter publicly thanked Officer Karen Wenger for her years of dedicated and loyal service with Burlington Township Police Department.

Mr. Corter explained that he had the privilege and honor of hiring Kevin Shoppas twenty-three years ago; and is looking forward to working with him.

DIRECTOR OF PUBLIC WORKS: Mr. Pinto congratulated Kevin Shoppas.

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PURCHASING AGENT: Mr. Stewart congratulated Kevin Shoppas.

TOWNSHIP ENGINEER: Mr. Hatfield congratulated Sgt. Shoppas; and welcome Maria Brimat as member of the Green Team.

Mr. Hatfield also reported that Oxmead Road is now open.

DIRECTOR OF RECREATION: Mr. Craig congratulated Sgt. Shoppas.

CONSTRUCTION OFFICIAL: Mr. Wright congratulated Sgt. Shoppas.

TOWNSHIP CLERK: Mr. Carnivale congratulated Sgt. Shoppas.

REPORTS OF COUNCIL MEMBERS

COUNCILMAN QUINN: Councilman Quinn welcomed Kevin Shoppas, who has been a longtime resident of Burlington Township and member of the Police Department for 23 year. He then congratulated him on his position as Director of Public Safety.

Councilman Quinn thanked Karen Wenger for her years of service with the Police Department and wished her a long and healthy retirement.

COUNCIL SCHOENBORN: Councilman Schoenborn offered his congratulated to Kevin Shoppas and is looking forward to working with him in the coming years. He also commented that Kevin has been a longtime resident of Burlington Township and member of the Police Department for the past 23 years.

Councilman Schoenborn thanked Karen Wenger for her years of service to the Police Department.

Councilman Schoenborn also welcomed Maria Brimat as member of the Green Team.

COUNCILMAN CANTWELL: Councilman Cantwell also congratulated Mrs. Shen on the Tax Sale.

Councilman Cantwell also congratulated Councilman Green.

COUNCILMAN GREEN: Councilman Green wished Kevin the best of luck in his new position.

Councilman Green welcomed Maria to the Green Team.

Councilman Green congratulated Karen Wenger for her years of service with the township.

COUNCILMAN KOZUB: Councilman Kozub thanked Karen Wenger for her years of service with the Police Department.

Councilman Kozub welcomed Maria Brimat as member of the Green Team.

Councilman Kozub congratulated Kevin Shoppas and wished him good luck.

COUNCILMAN CANTWELL: Councilman Cantwell congratulated Maria on her appointment as member of the Green Team.

Councilman Cantwell wished Officer Wenger the best of luck with her retirement and thanked her for her service to the township.

Councilman Cantwell also congratulated Kevin Shoppas and wished him all the best and looks forward to working with him.

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PRESIDENT McCONNELL: President McConnell wished Karen well on her retirement.

President McConnell thanked Maria for volunteering her time and welcomed her aboard.

President McConnell congratulated Kevin on his appointment.

President McConnell called for a motion to adjourn.

MOTION TO ADJOURN

Motion made by Councilman Cantwell, seconded by Councilman Green to adjourn until the next Regular Meeting to be held on November 9, 2011 at 7:00 p.m. in these chambers.

On roll call the following vote was recorded:

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

NAYS: None.

ABSENT: Stewart.

President McConnell declared the motion carried.

COUNCIL ADJOURNED

Anthony J. Carnivale, Jr., RMC
Municipal Clerk

Harry McConnell
President of Council