

MINUTES

MARCH 9, 2010

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, 2010.
- ◆ A written notice was posted on the Burlington Township bulletin board and web site on January 6, 2010.
- ◆ A written notice was mailed to the Burlington County Times, the Courier Post and the Trenton Times via certified mail on January 6, 2010; and published by the Burlington County Times in a block ad on January 8, 2010.

The Regular Meeting of the Township Council was held on March 9, 2010 at the Burlington Township Municipal Building. Those present were:

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

For the record, Mr. Carnivale stated that President Kozub and Councilwoman Stewart are not available this evening. President Pro-Tem Carlin will be presiding over the meeting.

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

PRESENTATION "JIF SAFETY PROGRAM"

At this time, President Pro Tem Carlin called on Mr. McLernon, Township Administrator regarding presentation.

Mr. McLernon explained that Burlington Township is a member of a "Joint Insurance Fund", and one aspect of that Joint Insurance Fund has a significant portion, which is the safety portion.

At this time, Mr. McLernon called on Barbara Murphy, Administrator; Pat Lorimer, Safety Consultant; Steve Walsh, Risk Management and also, Gary Snyder and John Irwin, and asked them all to come forward.

Mr. McLernon stated that the Township of Burlington was recognized particularly these last two gentlemen (Gary Snyder and John Irwin) at our last Joint Insurance Fund Meeting. This plaque set off what is going to be the next award.

Mr. McLernon read the following from the plaque: "This is awarded to the Township of Burlington" "Congratulations on achieving 100% compliance with the side JIF Safety Incentive Program for the year 2009".

At this time, Mr. McLernon called on Barbara Murphy, Administrator, Joint Insurance Fund.

March 9, 2010

Barbara Murphy reported that back in 1999 the New Jersey Municipal Self Insurers' Joint Insurance Fund, which we are a member of, instituted a safety incentive program. She explained that the goal was to bring safety back to the town; and make everyone aware of it during the course of their day. She stated that they started this program in 1999; and is very proud to say that the Township of Burlington has had successful 100% success rate each and every year for the last ten years. She explained that they awarded a special plaque to Gary and John at the last Safety Meeting.

At this time, Barbara Murphy, Pat Lorimer, and Steve Walsh presented a plaque to the Township of Burlington for ten years of 100% compliance from the New Jersey Municipal Self Insurers' Joint Insurance Fund Safety Incentive Program for 2009.

EMPLOYEE RECOGNITION

At this time, President Pro Tem Carlin called on Mayor George for an Employee Recognition.

Mayor George called on Mr. John Gray to come forward.

Mayor George stated that we are here tonight to honor Mr. John Gray on his 40 years of service as an employee with the Township of Burlington.

Mayor George read the following for the record:

- Date of hire March 2, 1970
- Promoted to Sewer Plant Operator - May 18, 1972
- Transferred to the Water Department and became Water Treatment Operator - March 25, 1974
- Promoted to Water Treatment Plant Operator/Water Repairer - November 30, 1977
- Civil Service change of title in 1985 - Water Repairer/Water Treatment Plant Operator

Mayor George congratulated and thanked Mr. John Gray, and President Pro Tem Carlin read the following Employee Recognition for the record:

CERTIFICATE OF RECOGNITION		
<i>Presented to</i>		
JOHN GRAY		
 <i>On achieving the Fortieth Anniversary of your date of hire on March 2, 1970..</i>		
 <i>The Mayor and Council congratulate you upon this mile stone and appreciate your significant contribution to the growth and development of Burlington Township</i>		
 <i>Presented on this 9th day of March in the year 2010.</i>		
<i>Stephen M. George</i> Mayor	<i>Kevin J. McLernon</i> Administrator	<i>George M. Kozub</i> President of Council

Mr. Gray thanked Mayor and Council for this "Certificate of Recognition", and also, thanked his good friend Terry Pinto, who let him know about the job, and his first boss Fred Bower in the Sewer Plant. He explained that they were very special too him.

President Pro Tem Carlin called for a five-minute recess at which time, Council Members then congratulated the recipients of awards and recognitions.

After a brief recess, President Pro Tem Carlin called the meeting back to order.

MOTION TO PAY BILLS

March 9, 2010

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

On roll call the following vote was recorded:

AYES: Quinn, Schoenborn, McConnell, Green and President Pro Tem Carlin.

NAYS: None.

ABSENT: Stewart, Kozub

President Pro Tem Carlin declared the motion carried.

ACCEPTANCE OF MINUTES

Regular Meeting - January 26, 2010

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

On roll call the following vote was recorded:

AYES: Quinn, Schoenborn, McConnell, Green and President Pro Tem Carlin.

NAYS: None.

ABSENT: Stewart, Kozub

President Pro Tem Carlin declared the motion carried.

DISPOSITION OF BIDS RECEIVED 2/2/210

None

WRITTEN REPORTS OF OFFICIALS

1) Report of the Public Works Department for the month of February 2010 shows total receipts of \$9,075.20 with the same remitted to the Treasurer.

2) Police Department's report for the month of February 2010 shows total receipts of \$6,873.00 with the same remitted to the Treasurer.

3) Construction Official's report for the month of February 2010 shows total receipts of \$9,414.00 with the same remitted to the Treasurer.

4) Tax Collector's report for the month of February 2010 shows total receipts of \$11,049,238.41 with \$11,018,082.01 remitted to the Treasurer.

CORRESPONDENCE

1) Letter dated February 25, 2010 from Thomas V. Kozub addressed to Walter Corter regarding his resignation from the position of Special Officer Class I, effective March 1, 2010.

Mr. Carnivale stated that there will be action taken on this later on the Agenda.

2) Letter dated March 1, 2010 from Detective Edward C. Allenshepski, Jr. addressed to Mayor and Council regarding his retirement from the Police Department, effective May 1, 2010.

Mr. Carnivale stated that there will also be action taken on this later.

3) Letter dated February 25, 2010 from Lieutenant Wayne Maver addressed to Mayor and Council regarding his retirement from the Police Department, effective August 31, 2010.

Mr. Carnivale stated that there will also be action taken on this later.

March 9, 2010

PUBLIC PORTION

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

ORDINANCES - SECOND READING

10-OR-00

ORDINANCE AMENDING THE CODE OF THE TOWNSHIP OF BURLINGTON, COUNTY OF BURLINGTON, STATE OF NEW JERSEY AND SPECIFICALLY CHAPTER 40, SECTION 40-1 "LOSS CONTROL PROGRAM" ADOPTING THE 2010 REVISIONS TO THE EMPLOYEE HANDBOOK, EMPLOYEE HANDBOOK ADMINISTRATIVE PERSONNEL AND THE POLICIES AND PROCEDURES MANUEL OR THE TOWNSHIP OF BURLINGTON'S LOSS CONTROL PLAN

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

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

On roll call the following vote was recorded:

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

President Pro Tem Carlin declared the motion carried.

ORDINANCES - FIRST READING

ORDINANCE OF THE TOWNSHIP OF BURLINGTON
ADOPTING THE AMENDED REDEVELOPMENT PLAN
FOR AQUA LANE REDEVELOPMENT AREA
(BLOCK 98, LOTS 7 AND 8)

Motion made by Councilman Schoenborn, seconded by Councilman Green, to adopt on first reading, to advertise in the legal newspaper, and set date and time for public hearing on March 23, 2010 at 7:00 p.m. in these chambers.

On roll call the following vote was recorded:

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

President Pro Tem Carlin declared the motion carried.

RESOLUTIONS

RESOLUTION 10-R-049

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

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

On roll call the following vote was recorded:

March 9, 2010

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

President Pro Tem Carlin declared the motion carried.

RESOLUTION 10-R-050

RESOLUTION AUTHORIZING CANCELLATION OF TAXES
ON BLOCK 102, LOT 1.07 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, Schoenborn, McConnell, Green and President Pro Tem Carlin.
NAYS: None.
ABSENT: Stewart, Kozub

President Pro Tem Carlin declared the motion carried.

RESOLUTION 10-R-051

RESOLUTION AUTHORIZING TRANSFERS AMONG
2009 BUDGET APPROPRIATIONS

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

On roll call the following vote was recorded:

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

President Pro Tem Carlin declared the motion carried.

RESOLUTION 10-R-052

RESOLUTION AUTHORIZING THE BURLINGTON
TOWNSHIP PLANNING BOARD TO REVIEW THE AMENDED
AQUA LANE REDEVELOPMENT PLAN PURSUANT
TO N.J.S.A. 40A:12A-7e

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

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

President Pro Tem Carlin declared the motion carried.

RESOLUTION 10-R-053

RESOLUTION APPROVING RELEASE OF THE PERFORMANCE
GUARANTEE FOR THE IMPROVEMENTS ASSOCIATED WITH
321 DULTY'S LANE

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

March 9, 2010

On roll call the following vote was recorded:

AYES: Quinn, Schoenborn, McConnell, Green and President Pro Tem Carlin.

NAYS: None.

ABSENT: Stewart, Kozub

President Pro Tem Carlin declared the motion carried.

RESOLUTION 10-R-054

RESOLUTION APPROVING ACCEPTING THE
MAINTENANCE GUARANTEE FOR THE IMPROVEMENTS
ASSOCIATED WITH 321 DULTY'S LANE

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

On roll call the following vote was recorded:

AYES: Quinn, Schoenborn, McConnell, Green and President Pro Tem Carlin.

NAYS: None.

ABSENT: Stewart, Kozub

President Pro Tem Carlin declared the motion carried.

RESOLUTION 10-R-055

RESOLUTION OF THE TOWNSHIP COUNCIL OF THE
TOWNSHIP OF BURLINGTON ACCEPTING RESIGNATION
LETTER FROM AN EMPLOYEE (T. KOZUB)

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

On roll call the following vote was recorded:

AYES: Quinn, Schoenborn, McConnell, Green and President Pro Tem Carlin.

NAYS: None.

ABSENT: Stewart, Kozub

President Pro Tem Carlin declared the motion carried.

RESOLUTION 10-R-056

RESOLUTION OF THE TOWNSHIP COUNCIL OF THE
TOWNSHIP OF BURLINGTON ACCEPTING RETIREMENT
LETTER FROM AN EMPLOYEE (MAVER)

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

On roll call the following vote was recorded:

AYES: Quinn, Schoenborn, McConnell, Green and President Pro Tem Carlin.

NAYS: None.

ABSENT: Stewart, Kozub

President Pro Tem Carlin declared the motion carried.

RESOLUTION 10-R-057

RESOLUTION APPROVING ACCEPTANCE OF THE

March 9, 2010

MAINTENANCE GUARANTEE FOR THE IMPROVEMENTS
ASSOCIATED WITH 2117 RANCOCAS ROAD (BLOCK 119, LOT 12.02)

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

On roll call the following vote was recorded:

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

President Pro Tem Carlin declared the motion carried.

RESOLUTION 10-R-058

RESOLUTION APPROVING THE RELEASE OF THE PERFORMANCE
GUARENTEE FOR THE IMPROVEMENTS ASSOCIATED WITH
2117 RANCOCAS ROAD (BLOCK 119, LOT 12.02)

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

On roll call the following vote was recorded:

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

President Pro Tem Carlin declared the motion carried.

RESOLUTION 10-R-059

RESOLUTION APPROVING RELEASE OF THE PERFORMANCE
GUARANTEE AND THE POSTING OF A MAINTENANCE BOND
BE WAIVED FOR THE IMPROVEMENTS ASSOCIATED WITH THE
DEVELOPMENT OF HERITAGE PLACE/THEO COURT BENEFICIAL
BANK FORMERLY FARMER'S & MECHANICS BANK

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

On roll call the following vote was recorded:

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

President Pro Tem Carlin declared the motion carried.

RESOLUTION 10-R-060

RESOLUTION URGING THE STATE LEGISLATURE TO
REFORM INTEREST ARBITRATION

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

On roll call the following vote was recorded:

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

March 9, 2010

President Pro Tem Carlin declared the motion carried.

RESOLUTION 10-R-061

RESOLUTION OF THE TOWNSHIP COUNCIL OF THE
TOWNSHIP OF BURLINGTON ACCEPTING RETIREMENT
LETTER FROM AN EMPLOYEE (ALLENSHEPSKI)

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

On roll call the following vote was recorded:

AYES: Quinn, Schoenborn, McConnell, Green and President Pro Tem Carlin.

NAYS: None.

ABSENT: Stewart, Kozub

President Pro Tem Carlin declared the motion carried.

MOTIONS REQUIRED

None

MAYOR'S ANNOUNCEMENTS AND APPOINTMENTS

Mayor George made the following appointment:

- A) Appointment of Harry McConnell as Council Representative to Environmental Commission for a 3 year term, effective January 1, 2010.

Mayor George reported that he attended, along with Council President Kozub and Councilman Schoenborn the Mayor's Cup this past Saturday for the Junior Division Hockey Championship. He reported that the Americans won their third title in a row beating the Firebirds 4-2.

Mayor George thanked Mr. Craig and his recreation team for keeping the snow and ice off the court so the people could play.

Mayor George reported that Dr. Seuss Day was held on Tuesday, March 2, 2010 at the Bernice Young School. He stated that it was very successful with all the guest readers that came forward including the elected officials from Burlington Township, Mr. McLernon and other staff members.

Mayor George thanked Mr. Gary Snyder for preparing the building for the Planning and Zoning Seminar held this past Saturday.

Mayor George thanked everyone involved regarding the Safety Award issued this evening, because it is very important to our budget; and the safety of everybody.

Mayor George read the following Proclamation for the record:

PROCLAMATION

WHEREAS, America has always been a place of humanitarian action and compassion – a place where people take care of each other, and are always willing to reach out and take care of others in need whether they are down the block or around the globe. That American desire to put our compassion into action is deeply rooted in the character of Burlington County, New Jersey. The American Red Cross Burlington County Chapter is a true reflection that character.

March 9, 2010

WHEREAS, for more than 94 years, the Red Cross in Burlington County has been the place where citizens join together, and the generosity and compassion of the American people finds purpose. It's been the place where someone who may not know you will still give you their blood, save you from drowning or provide you with shelter. Never has this been more evident than this past year, when hurricanes pounded the East Coast, and a deadly earthquake struck Haiti. The Burlington county Chapter responded swiftly and generously, and in overwhelming numbers chose their Red Cross as the place to turn their caring into action.

WHEREAS, the American Red Cross Burlington County Chapter assisted in 2009 – 56 families following disasters in the Burlington County. Response to events often don't make headlines, such as the Central New Jersey Floods of 2004, Hurricane Katrina and floods in 2005, in 2007 the Warren Grove Wildfire, Lebanon Repatriation, Nor'easter and home fires that disrupted lives across Burlington County. Our Red Cross and its corps of 104 volunteers is amount the first on the scene, providing food, shelter, grief counseling and more. During this past hurricane season alone, Red Cross chapters across the country worked together to provide shelter to more than 424,000 and serve 16 million meals.

WHEREAS, Burlington County turns to the American Red Cross for many of the things that make this county stronger and safer. Nearly half of our critical blood supply is collected by the Red Cross. Last year, 15,464 people chose the Red Cross as the place to donate the gift of life. More than 19,980 people also turned to the Red Cross to learn lifesaving skills such as first aid and CPR.

WHEREAS, the Red Cross continues to provide support and comfort to our military families. Last year, they served 13,297 reserves and National Guard troops. The Red Cross taught the service members and their families on how to access Red Cross services and connected loved ones separated by war and conflict.

WHEREAS, recognizing that suffering knows no borders, the Red Cross provides assistance during international emergencies, such as the tsunami and hurricane. They have also spearheaded a campaign to immunize millions of African children against measles, a disease nearly forgotten in America, but a deadly killer in other parts of the world.

WHEREAS, in America, we may not all look the same, dress the same, but we share a common spirit that binds us together when times are tough and unites us in action when someone is suffering. Like a mirror on America, the Red Cross shows us the best possible reflection of ourselves. In celebrating American Red Cross Month, we are celebrating the humanitarian and volunteer spirit here in Burlington County, New Jersey and all across America.

Now, Therefore, Do I, Stephen M. George, Mayor of the Township of Burlington, hereby proclaim **March 2010** as **American Red Cross Month**. I encourage all Burlington Township residents to continue to give blood, volunteer their time, and give generously to the American Red Cross and its local office.

Proclaim this ninth day of March in the year of our Lord two thousand and ten.

Stephen M. George

Stephen M. George
Mayor

George M. Kozub

George M. Kozub
Council President

Attest:

Kevin J. McLernon

Kevin J. McLernon
Administrator

March 9, 2010

ORAL REPORTS OF OFFICIALS OTHER THAN THE MAYOR

TOWNSHIPADMINISTRATOR: No report.

TOWNSHIP SOLICITOR: No report.

DIRECTOR OF PUBLIC SAFETY: Mr. Corter offered his congratulations to John Gray for his 40 years of service.

Mr. Corter also congratulated Gary Snyder and John Irwin on Safety Awards.

DIRECTOR OF RECREATION: Mr. Craig stated that he would like to associate himself with the same comments made by Director Corter.

TAX COLLECTOR: No report.

CONSTRUCTION OFFICIAL: Mr. Wright wished Ed Allenshipski and Wayne Maver good luck on their retirements; and congratulations to John Gray on his 40 years of service with Burlington Township.

GENERAL FOREMAN: Mr. Snyder spoke on behalf of Mr. Pinto and echoed the same comments spoke about John Gray.

DIRECTOR OF PURCHASING: Mr. DelMonico congratulated John Gray on his 40 years and congratulated Gary Snyder and John Irwin on the Safety awards.

MRS. WISNEWSKI: No comments.

ASSISTANT ENGINEER: No report.

TOWNSHIP CLERK: Mr. Carnivale offered his congratulations to Gary and John Irwin and John Gray. He also wished the retiring Police Officers well on their retirements.

REPORTS OF COUNCIL MEMBERS

COUNCILMAN QUINN: Councilman Quinn congratulated John Gray on his 40 years with Burlington Township.

Councilman Quinn congratulated everyone involved with the JIF Safety Awards for 100% for the last 10 years.

COUNCILMAN SCHOENBORN: Councilman Schoenborn also congratulated John Gray on his 40 years of service.

Councilman Schoenborn congratulated Gary Snyder and John Irwin on the Safety Awards.

Councilman Schoenborn wished the Police Officers well on their retirements; and Tom Kozub well on his new endeavors.

COUNCILMAN McCONNELL: Councilman McConnell echoed the same sentiments regarding John Gray.

Councilman McConnell congratulated Gary and John on the Safety record.

Councilman McConnell wished the Police Officer well on their retirements.

COUNCILMAN GREEN: Councilman Green congratulated those who were honored and those who are retiring.

Councilman Green commented on how valuable it is to have a good safety program and commended Gary and John for the 100% record.

March 9, 2010

PRESIDENT PRO TEM CARLIN: Councilman Carlin also congratulated John Gray on his 40 years with Burlington Township.

Councilman Carlin congratulated Gary and John on the 100% safety record with the employees.

Councilman Carlin thanked the Police Officer's Ed Allenshepski, Wayne Maver; and Tom Kozub for their years of service; they will be missed.

MOTION TO ADJOURN

Motion made by Councilman McConnell, seconded by Councilman Schoenborn to adjourn until the next Regular Meeting to be held on March 23, 2010 at 7:00 p.m. in these chambers.

On roll call the following vote was recorded:

AYES: Quinn, Schoenborn, McConnell, Green and President Pro Tem Carlin.

NAYS: None.

ABSENT: Stewart, Kozub

President Pro Tem Carlin declared the motion carried.

COUNCIL ADJOURNED

Anthony J. Carnivale, Jr.

Anthony J. Carnivale, Jr., RMC
Municipal Clerk

George M. Kozub

George M. Kozub
President of Council