

# MINUTES

***JANUARY 26, 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 January 26, 2010 at the Burlington Township Municipal Building. Those present were:

<b>PRESIDENT:</b>	George M. Kozub
<b>COUNCIL MEMBERS:</b>	Richard W. Quinn, Jr. Sandra V. Stewart Carl M. Schoenborn Brian Carlin E.L. Pete Green
<b>ABSENT:</b>	Harry McConnell

President Kozub called the meeting to order and asked everyone to stand and join in the Pledge of Allegiance. At this time, President Kozub asked everyone to remain standing for a moment of silence for the victims of the earthquake in Haiti.

## MOTION TO PAY BILLS

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

On roll call the following vote was recorded:

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

President Kozub declared the motion carried.

## ACCEPTANCE OF MINUTES

Regular Meeting - December 22, 2009

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

On roll call the following vote was recorded:

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

President Kozub declared the motion carried.

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**DISPOSITION OF BIDS RECEIVED 12/18/2009**

A) GRASS CUTTING AND TRIMMING

President Kozub called on Mr. DelMonico for his report and recommendation.

Mr. DelMonico recommended that the contract be awarded to A Plus Lawn Service, LLC in an amount not to exceed \$52,016.00.

RESOLUTION 10-R-020

AUTHORIZING AWARD OF BID FOR  
GRASS CUTTING AND TRIMMING  
TO A PLUS LAWN SERVICE, LLC  
IN AN AMOUNT NOT TO EXCEED \$52,016.00

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

On roll call the following vote was recorded:

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

President Kozub declared the motion carried.

**DISPOSITION OF BIDS RECEIVED 12/22/2009**

B) UTILITY TRUCK

President Kozub called on Mr. DelMonico for his report and recommendation.

Mr. DelMonico recommended that the contract be awarded to Robert H. Hoover & Sons in an amount not to exceed \$42,849.00.

RESOLUTION 10-R-021

AUTHORIZING AWARD OF BID FOR  
GRASS CUTTING AND TRIMMING  
TO A PLUS LAWN SERVICE, LLC  
IN AN AMOUNT NOT TO EXCEED \$52,016.00

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

On roll call the following vote was recorded:

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

President Kozub declared the motion carried.

**DISPOSITION OF BIDS RECEIVED 1/13/2010**

C) REHABILITATION OF UPPER SYLVAN LAKE DAM (CONTRACT NO. 2003-14)

President Kozub called on Engineering Department for their report and recommendation.

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Mr. Hatfield recommended that the contract be awarded to Giberson Plumbing and Excavating, Inc. in an amount not to exceed \$417,512.50.

RESOLUTION 10-R-022

AUTHORIZING AWARD OF BID FOR  
REHABILITATION OF UPPER SYLVAN LAKE DAM  
(CONTRACT NO.M 2003-14)  
TO GIBERSON PLUMBING AND EXCAVATING, INC.  
IN AN AMOUNT NOT TO EXCEED \$417,512.50.00

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

On roll call the following vote was recorded:

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

President Kozub declared the motion carried.

**WRITTEN REPORTS OF OFFICIALS**

1) Township Clerk's report for the month of December 2009 shows total receipts of \$7,179.00 with \$7,691.00 disbursed.

**CORRESPONDENCE**

None.

**PUBLIC PORTION**

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

**ORDINANCES - SECOND READING**

None.

**ORDINANCES - FIRST READING**

None.

**RESOLUTIONS**

RESOLUTION 10-R-023

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

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

On roll call the following vote was recorded:

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

President Kozub declared the motion carried.

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RESOLUTION 10-R-024

RESOLUTION AUTHORIZING PARTICIPATION IN  
THE BURLINGTON COUNTY 2010 SHARED SERVICES FORUM

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

On roll call the following vote was recorded:

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

President Kozub declared the motion carried.

RESOLUTION 10-R-025

RESOLUTION APPROVING CHANGE ORDER NO. 1  
(FINAL) TO CURB CON, INC. FOR RECONSTRUCTION  
OF CURBS, APRONS & SIDEWALKS ON LANSBERRY  
DRIVE (CONTRACT 2009-06)

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

On roll call the following vote was recorded:

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

President Kozub declared the motion carried.

RESOLUTION 10-R-026

RESOLUTION AMENDING THE TEMPORARY BUDGET

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

On roll call the following vote was recorded:

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

President Kozub declared the motion carried.

RESOLUTION 10-R-027

RESOLUTION AUTHORIZING TRANSFER AMONG 2009  
BUDGET APPROPRIATIONS

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

On roll call the following vote was recorded:

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

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President Kozub declared the motion carried.

RESOLUTION 10-R-028

RESOLUTION AUTHORIZING MAYOR AND CLERK  
TO SIGN AGREEMENT ACCEPTING A RIGHT OF WAY  
DEED ON OXMEAD ROAD

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

On roll call the following vote was recorded:

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

President Kozub declared the motion carried.

RESOLUTION 10-R-029

RESOLUTION APPROVING RELEASE OF THE  
MAINTENANCE GUARANTEE FOR THE OFF-TRACT  
DRAINAGE IMPROVEMENTS AT BURLINGTON  
GARDENS/ROYAL OAKS

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

On roll call the following vote was recorded:

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

President Kozub declared the motion carried.

**MOTIONS REQUIRED**

None

**MAYOR'S ANNOUNCEMENTS AND APPOINTMENTS**

Mayor George thanked Mr. Corter for his efforts in procuring the grant from the New Jersey State Police Emergency Management Assistance Program for their grant of \$5,000 to Burlington Township, which will be applied to our Emergency Management.

Mayor George thanked Council, Mr. McLernon, Mr. Craig, Public Works and Purchasing for their diligent efforts in producing a bid of \$52,000 for the Grass Cutting and Trimming Contract, which will save the taxpayers of Burlington Township approximately \$120,000.00.

Mayor George stated that this will help towards our budget short fall of one million dollars that we are attempting to make up during the budget process.

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

TOWNSHIPADMINISTRATOR: No report.

TOWNSHIP SOLICITOR: No report.

DIRECTOR OF PUBLIC SAFETY: Mr. Corter stated that he attended a meeting with Councilman Schoenborn regarding working with the school to present a Young

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Man's Leadership Conference to be held on March 19<sup>th</sup>. He stated that they are still looking for speakers and if anyone is interested they can contact him.

DIRECTOR OF RECREATION: No report.

DIRECTOR OF PUBLIC WORKS: No report.

TREASURER: No report.

CONSTRUCTION OFFICIAL: No report.

DIRECTOR OF PURCHASING: No report.

ASSISTANT ENGINEER: No report.

DEPUTY TOWNSHIP CLERK: No report.

**REPORTS OF COUNCIL MEMBERS**

COUNCILMAN QUINN: Councilman Quinn echoed the same comments as the Mayor George regarding the Grass Cutting and Trimming and thanked everyone involved.

COUNCILWOMAN STEWART: Councilwoman Stewart also commented on the excellent price received for the Grass Cutting and Trimming Contract.

COUNCILMAN SCHOENBORN: Councilman Schoenborn also echoed the same comments to all who were involved in the getting the bid for grass cutting.

Councilman Schoenborn mentioned for the girls in the audience that also on March 19<sup>th</sup>, a Girl's Conference will be held at the high school for grades 9<sup>th</sup> and 10<sup>th</sup>.

COUNCILMAN CARLIN: Councilman Carlin echoed the same sentiments and congratulated to Mr. Del Monico and Mr. Stewart in the Purchasing Department; as well as Mr. Craig, Mr. Pinto and Mr. McLernon for an outstanding effort working collectively to put together an outstanding bid package for the Grass Cutting and Trimming.

COUNCILMAN GREEN: Councilman Green echoed the same comments and suggested that much like our trash removal services and our municipal facility cleaning services have not suffered, but have improved and hopefully the same will happen with the services of our grass cutting and maintenance of our township.

PRESIDENT KOZUB: President Kozub also congratulated Mr. Craig, Mr. Pinto, Mr. Del Monico, Mr. McLernon, Mr. Snyder and Mr. Hatfield for getting all the plots and drawings together so that it could be adequately bid. He stated that it is an outstanding price and savings for the township.

Mr. Hatfield stated that Dave Dietsch in the Engineering Department also did an outstanding job on this project.

President Kozub announced that Council will now move to Council Chambers and this meeting will continue there. The public is invited to join Council in the Council Chambers.

After reconvening in Council Chambers, President Kozub called for a resolution to close the meeting.

RESOLUTION 10-R-030

EXECUTIVE SESSION RESOLUTION

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RESOLVED, that pursuant to Section 8 of the Open Public Meetings Act the public shall be excluded from that portion of the meeting involving discussion of personnel matters and/or pending litigation.

FURTHER RESOLVED that the discussion of such subject matter in executive session can be disclosed to the public only when such disclosure will no longer be detrimental to either party concerned.

Motion made by Councilman Carlin, seconded by Councilman Schoenborn, to close the meeting and shut off the tape.

On roll call the following vote was recorded:

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

President Kozub declared the motion carried and directed that the tape be shut off.

At the conclusion of the closed portion in which matters of pending litigation and personnel were discussed, President Kozub called for a motion to reopen the meeting and turn the tape on.

Motion made by Councilman Carlin, seconded by Councilman Schoenborn, to reopen the meeting and turn the tape on.

On roll call the following vote was recorded:

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

President Kozub declared the motion carried and called for a motion to adjourn.

**MOTION TO ADJOURN**

Motion made by Councilman Carlin, seconded by Councilman Green to adjourn until the next Regular Meeting to be held on February 9, 2010 at 7:00 p.m. in these chambers.

On roll call the following vote was recorded:

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

President Kozub 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